Florida Power Corporation d.b.a.
Progress Energy Florida, Inc.

Higgins Power Plant

Facility ID No. 1030012
Pinellas County

Title V Air Operation Permit Renewal

Permit No. 1030012-007-AV

(Renewal of Title V Air Operation Permit No. 1030012-005-AV)

DRAFT/PROPOSED

<u>Permitting Authority</u>:

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) 717-9001

<u>Compliance Authority</u>:

Pinellas County Department of Environmental Management
Air Quality Division
300 South Garden Avenue
Clearwater, Florida 33756-5424
Telephone: (727) 464-4422
Fax: (727) 464-4420

Title V Air Operation Permit Renewal

Permit No. 1030012-007-AV

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Florida Department of Environmental Protection

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

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Lt. Governor

Herschel T. Vinyard Jr.
Secretary

PERMITTEE:
Florida Power Corporation
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299 First Avenue North, BR44
St. Petersburg, Florida 33701

Permit No. 1030012-007-AV
Higgins Power Plant
Facility ID No. 1030012
Title V Air Operation Permit Renewal

The purpose of this project is to renew the Title V air operation permit for the above referenced facility. The existing Higgins Power Plant is located at 998 East Shore Drive, Oldsmar, Pinellas County, Florida 34677. UTM Coordinates: Zone 17, 336.5 km East and 3098.4 km North; Latitude: 28° 00' 02" North and Longitude: 82° 39' 46" West.

The Title V air operation permit is issued under the provisions of Chapter 403, Florida Statutes (F.S.), and Florida Administrative Code (F.A.C.) Chapters 62-4, 62-210, 62-213 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: DATE, 20yy
Renewal Application Due Date: DATE, 20yy
Expiration Date: Eff. DATE + 5 years, 20zz

Executed in Tallahassee, Florida
(Electronic Signature)

(DRAFT/PROPOSED)

JFK/jg/yha

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Subsection A. Facility Description.

The Higgins Power Plant consists of four simple-cycle combustion turbine peaking units (CTP) identified as CTP 1 (EU 004), CTP 2 (EU 005), CTP 3 (EU 006) and CTP 4 (EU 007). Each CTP unit consists of two Pratt & Whitney Twin-Pac combustion turbines, one common generator, and one common stack. The plant electric generation equipment consists of eight combustion turbines, four generators, and four stacks. Each CTP is fired with pipeline quality natural gas containing no more than 1.0 grain of sulfur per one hundred standard cubic feet (dscf), or with No. 2 distillate fuel oil containing no more than 0.5% percent sulfur by weight.

CTP 1 and CTP 2 have a maximum heat input of 566 million British thermal units per hour (MMBtu/hour) at 59 degree Fahrenheit (°F) and each powers a generator rated at 37.0 megawatts (MW) of electricity. CTP 3 and CTP 4 have a maximum heat input of 631 MMBtu/hour at 59°F temperature and each powers a generator rated at 42.9 MW of electricity. Emissions are not controlled and each Twin-Pac set exhausts through a common stack. These emissions units were constructed prior to the federal New Source Performance Standards (NSPS) and are not subject to the Acid Rain Program. CTP 1, CTP 2, CTP 3, and CTP 4 began commercial service on March 15, 1969, April 12, 1969, December 1, 1970, and January 9, 1971, respectively.

The three fossil fuel-fired steam generators (Emission Unit ID Numbers 001, 002 and 003) were torn down, permanently ceased operation on October 20, 2006, and were retired on January 1, 2007.

Subsection B. Summary of Emissions Units.

E.U. Nos.	Brief Description
Regulated Emissions Units	
004 - 007	Four Combustion Turbine Peaking Units - CTP 1, CTP 2, CTP 3, & CTP 4

Also included in this permit are miscellaneous insignificant emissions units and/or activities (see Appendix I - List of Insignificant Emissions Units and/or Activities).

Subsection C. Applicable Regulations.

Based on the Title V air operation permit renewal application received May 17, 2012, this facility is not a major source of hazardous air pollutants (HAP). A summary of applicable regulations is shown in the following table.

Regulation	E.U. Nos.
Federal Rule Citations	
40 CFR 96, Clean Air Interstate (CAIR) Rule.	**004 - 007**
State Rule Citations	
Rule 62-204.800, F.A.C., Federal Regulations Adopted by Reference.	**004 - 007**
Rule 62-210, F.A.C., Permits Required, Public Notice, Reports, Stack Height Policy, Circumvention, Excess Emissions, and Forms.	
Rule 62-213, F.A.C., Title V Air Operation Permits for Major Sources of Air Pollution.	
Rule 62-296, F.A.C., Stationary Sources - Emission Limiting Standards.	
Rule 62-297, F.A.C., Stationary Sources - Emissions Monitoring.	

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

FW1. Appendices. The permittee shall comply with all documents identified in Section V, 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. [Rule 62-296.320(2) and 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. 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. Paving and maintenance of roads, parking area, and yards.
b. Chemical (dust suppressants) or water application to unpaved roads, unpaved yard areas and open stock piles.
c. Removal of PM from roads and other paved areas to prevent re-entrainment and from building or work areas to prevent airborne particulate.
d. Use of hoods, fans, filters, and similar equipment to contain, capture, and/or vent PM.
e. Confining abrasive blasting where possible.
f. Other techniques, as necessary.

[Rule 62-296.320(4)(c), F.A.C.; and, proposed by applicant in Title V air operation permit renewal application received May 17, 2012]

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.]

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FW8. Annual Statement of Compliance. The permittee shall submit an annual statement of compliance to the compliance authority at the address shown on the cover of this permit within 60 days after the end of each calendar year during which the Title V permit was effective. [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]

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Subsection A. Emissions Units 004-007

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

E.U. ID No.	Brief Description
004 - 007	Four Combustion Turbine Peaking Units - CTP 1, CTP 2, CTP 3, and CTP 4

Each CTP unit consists of two Pratt & Whitney Twin-Pac combustion turbines, one common generator, and one common stack. The plant electric generation equipment consists of eight combustion turbines, four generators, and four stacks. The above referenced combustion turbine peaking units fire only fire new No. 2 fuel oil or natural gas. CTP 1 and CTP 2 have a maximum heat input of 566 MMBtu/hour at 59°F and each powers a generator rated at 37.0 MW of electricity. CTP 3 and CTP 4 have a maximum heat input of 631 MMBtu/hour at 59°F and each powers a generator rated at 42.9 MW of electricity. Emissions from each combustion turbine are not controlled. These emissions units are pre-NSPS and not subject to the Acid Rain Program.

Essential Potential to Emit (PTE) Parameters

A.1. Permitted Capacity. The maximum allowable heat input rate for each combustion turbine peaking unit is as follows:

Emissions Units	Maximum Heat Input MMBtu/hour at 59°F	Fuel Type
CTP 1	566 MMBtu/hour	No. 2 fuel oil, maximum sulfur content of 0.5% by weight, or Natural gas, maximum sulfur content of 1 grain/100 dscf
CTP 2		
CTP 3	631 MMBtu/hour	
CTP 4		

[Rules 62-4.160(2), 62-210.200(PTE), and, AO52-216420, AO52-216421, AO52-216422, and AO52-216423]

A.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.]

A.3. Methods of Operation.

a. *Fuels.* The fuels that are allowed to be burned in these units are:

(1) New No. 2 fuel oil having a maximum sulfur content of 0.5% weight.

(2) Natural gas having a maximum sulfur content of 1 grain/100 dscf shall be fired in these turbines

b. *Fuel consumption rates.* The heat inputs in Specific Condition **A.1.** are based on the following fuel consumption rates while firing new No. 2 fuel oil and natural gas. These rates may vary depending on the heating values of the fuels:

Emissions Units	Maximum Hourly Rate	
	New No. 2 Fuel Oil	Natural Gas
CTP 1	4,101 gals/hr (97.6 barrels/hour)	0.55 million cubic feet (MMCF)/hr
CTP 2		
CTP 3	4,572 gals/hr (108.8 barrels/hour)	0.613 MMCF/hr
CTP 4		

[Rule 62-213.410, F.A.C.; Applicant's request in Title V permit renewal application received May 17, 2012; and, AO64-216420, AO64-216421, AO64-216422, and AO64-216423]

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A.4. Hours of Operation. These emissions units may operate continuously (8,760 hours/year). [Rule 62-210.200(PTE), F.A.C.]

Emission Limitations and Standards

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

Unless otherwise specified, the averaging times for Specific Condition **A.5.** based on the specified averaging time of the applicable test method.

A.5. Visible Emissions. Visible emissions from each turbine shall not be equal to or greater than 20% opacity. [Rule 62-296.320(4)(b)1., F.A.C.; and, AO64-216420, AO64-216421, AO64-216422, and AO64-216423]

A.6. Sulfur Content. The fuel oil sulfur content of the new No. 2 fuel oil shall not exceed 0.5% by weight, and the sulfur content of the natural gas shall not exceed 1 gr/100 dscf.

[Rule 62-213.440, F.A.C.; and, AO64-216420, AO64-216421, AO64-216422, and AO64-216423.]

Excess Emissions

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

A.7. Excess Emissions Allowed. Excess emissions resulting from startup, shutdown or malfunction of any emissions unit shall be permitted provided that best operational practices to minimize emissions are adhered to and 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.]

A.8. 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.]

Monitoring of Operations

A.9. Fuel Analysis. The permittee shall demonstrate compliance with the sulfur content limit with a fuel analysis provided by the vendor or permittee upon each fuel delivery. See Specific Condition **A.12.**

[Rule 62-213.440, F.A.C.; and, AO 64-216420, AO-216421, AO 64-216422, and AO 64-216423.]

Test Methods and Procedures

{Permitting Note: The attached 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.}

A.10. 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.11. Visible emissions. The test method for visible emissions shall be EPA Method 9, incorporated and adopted by reference in Rule 62-204.800, F.A.C., and referenced in Chapter 62-297, F.A.C. [Rules 62-204.800, 62-296.320 and 62-297.401, F.A.C.]

A.12. Sulfur Content. The fuel sulfur content, percent by weight, provided by the vendor or permittee for each delivery of liquid fuels shall be evaluated using either ASTM D1552-90 or later editions, ASTM D2622-94, ASTM D4294-90, or both ASTM D4057-88 and ASTM D129-91, or the later editions. In addition, any ASTM method (or later editions) referenced in Rule 62-297-440(1) F.A.C., or in 40 CFR 60.335 (b) (10) is acceptable. [Rules 62-213.440 and 62-297.440, F.A.C.]

{*Permitting Notes: the above methods are described in 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}*

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A.13. Visible Emissions Testing - Annual. During each federal fiscal year (October 1st to September 30th), each EU shall be tested to demonstrate compliance with the emissions standards for visible emissions. By this permit, annual emissions compliance testing for visible emissions is not required for these emissions units while burning:

a. Only gaseous fuels; or
b. Gaseous fuels in combination with any amount of liquid fuels for less than 400 hours per year; or
c. Only liquid fuels for less than 400 hours per year.

[Rules 62-297.310(7)(a)4. and 8., F.A.C.]

A.14. Compliance Tests Prior To Renewal. Compliance tests shall be performed for visible emissions prior to obtaining a renewed operation permit to demonstrate compliance with the emission limits in Specific Conditions **A.10.** Any combustion turbine that does not operate for more than 400 hours per year shall conduct a visible emissions compliance test once per each five-year period, coinciding with the term of its air operation permit. [Rules 62-210.300(2)(a) and 62-297.310(8), F.A.C.]

{Permitting Note: Tests which are only required once during the term of a permit prior to obtaining a renewed permit should be performed roughly five years from the previous test.}

A.15. Compliance Test Notification. The owner or operator shall notify the Compliance Authority, at least 15 days prior to the date on which each formal compliance testis to begin, of the date, time, and place of each such test, and the test contact person who will be responsible for coordinating and having such test conducted for the owner or operator.

A.16. Special Compliance Tests. When the Compliance Authority, after investigation, has good reason (such as complaints, increased visible emissions or questionable maintenance of control equipment) to believe that any applicable emission standard 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 which 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 Compliance Authority.

Recordkeeping and Reporting Requirements

A.17. Other Reporting Requirements. See Appendix RR, Facility-Wide Reporting Requirements, for additional reporting requirements. [Rule 62-213.440(1)(b), F.A.C.]

A.18. Malfunction Reporting. In the case of excess emissions resulting from malfunctions as defined in Specific Conditions **A.7.** and **A.8.**, each owner or operator shall notify the Department 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.19. Test Reports.

a. The owner or operator of an emissions unit for which a compliance test is required shall file a report with the Compliance Authority on the results of each such test.
b. The required test report shall be filed with the Compliance Authority as soon as practical but no later than 45 days after the last sampling run of each test is completed.

[Rule 62-297.310(8), F.A.C.

A.20. Temporary Use of Replacement Combustion Turbine (CT). Facility routine repair and overhaul of the modular CTs, temporary use of identical CT model replacement unit is authorized as follows:

a. The temporary replacement CT shall comply with the requirements of this permit.
b. No less than 7 days prior to installation, the permittee shall provide written notification (by letter, facsimile, or e-mail) to the Compliance Authority of the planned installation date of the temporary CT. Written notification shall include the following information:

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(1) Identification of the CT being replaced (emission unit number and facility location).
(2) Identification of the temporary replacement CT including make and model.
(3) Date the temporary replacement CT will be brought onsite and commence operation.
(4) Expected period of time the temporary replacement CT will be operated.

c. Within 7 days of removal, the permittee shall provide written notification (by letter, facsimile, or e-mail) to the Compliance Authority of the date that the replacement CT was removed.

d. Within 7 days of re-installing the original CT, the permittee shall provide written notification (by letter, facsimile, or e-mail) to the Compliance Authority of the date installation was complete.

{Permitting Note: A visible emissions test is not required for the temporary combustion turbine replacement.}

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Clean Air Interstate Rule (CAIR).

Operated by: Florida Power Corporation d.b.a. Progress Energy Florida, Inc. (PEF)

Plant Name: Higgins Power Plant

ORIS Code: 630

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

E.U. ID No.	EPA Unit ID No.	Brief Description
004 - 007	P1, P2, P3, and P4	Four Combustion Turbine Peaking Units (Pre-NSPS) - CTP 1, CTP 2, CTP 3, and CTP 4

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)) dated March 16, 2008, which is attached at the end of this section. [Chapter 62-213, F.A.C. and Rule 62-210.200, F.A.C.]

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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 X Renewal

STEP 1

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

Plant Name:	State:	ORIS or EIA Plant Code:
HIGGINS POWER PLANT	Florida	630

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 Expected Commence Commercial Operation Date	New Units Expected Monitor Certification Deadline
P1	X	X	X		
P2	X	X	X		
P3	X	X	X		
P4	X	X	X		

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

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Plant Name (from STEP 1) HIGGINS POWER PLANT

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.

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

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Plant Name (from STEP 1) HIGGINS POWER PLANT

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) HIGGINS POWER PLANT

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)	HIGGINS POWER PLANT

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: Patricia Q. West	Title: Manager, Environmental, Energy Supply - Florida
Company/Owner Name: Florida Power Corporation d/b/a Progress Energy Florida Inc.	
Phone: (727) 820-5739	E-mail Address: Patricia.West@pgnmail.com
Signature Patricia Q. West	Date 4/26/12

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

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SECTION V. APPENDICES.

The Following Appendices Are Enforceable Parts of This Permit:

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

DRAFT/PROPOSED