Florida Department of
Environmental Protection
Southwest District Office
13051 North Telecom Parkway
Temple Terrace, Florida 33637-0926

Rick Scott
Governor

Jennifer Carroll
Lt. Governor

Herschel T. Vinyard Jr.
Secretary

FINAL PERMIT

PERMITTEE

Kinder Morgan Operating LP "C"
5321 Hartford Street
Tampa, FL 33619

Authorized Representative:
Mr. Rodney Palmer, Director of Operations

Air Permit No. 1050393-006-AO
Permit Expires: 12/12/2017
Site Name : Central Florida Warehouse
Minor Air Operation Permit
Project Name: Permit Renewal

This is the final permit to renew Air Operation Permit No. 1050393-005-AO for a bulk material storage and handling facility at the Central Florida Warehouse (Standard Industrial Classification No. 4226). The facility is located in Polk County at 2501 Bonnie Mine Road in Bartow, Florida. The UTM coordinates are Zone 17, 408.3 km East, and 3082.5 km North.

This final permit is organized by the following sections:

Section 1. General Information

Section 2. Administrative Requirements and Facility-wide Specific Conditions

Section 3. Emissions Unit Specific Conditions

Section 4. Appendices

Due to 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 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

A person whose substantial interests are affected by the proposed permitting decision may petition for an administrative proceeding (hearing) under sections 120.569 and 120.57 of the Florida Statutes. The petition must contain the information set forth below and must be filed (received) in the Office of General Counsel of the Department at 3900 Commonwealth Boulevard, Mail Station #35, Tallahassee, Florida 32399-3000. Petitions filed by the permit applicant or any of the parties listed below must be filed within fourteen days of receipt of this notice of final permit. Petitions filed by any persons other than those entitled to written notice under section 120.60(3) of the Florida Statutes must be filed within fourteen days of publication of the public notice or within fourteen days of receipt of this notice of final permit, whichever occurs first. Under section 120.60(3), however, any person who asked the Department for notice of agency action may file a petition within fourteen days of receipt of that notice, regardless of the date of publication. A petitioner shall mail a copy of the petition to the applicant at the address indicated above at the time of filing. The failure of any person to file a petition within the appropriate time period shall constitute a waiver of that person's right to request an administrative determination (hearing) under sections 120.569 and 120.57 F.S., or to intervene in this

proceeding and participate as a party to it. Any subsequent intervention will be only at the approval of the presiding officer upon the filing of a motion in compliance with rule 28-106.205 of the Florida Administrative Code.

All petitions filed under these rules shall contain:

(a) The name and address of each agency affected and each agency's file or identification number, if known;
(b) The name, address, and telephone number of the petitioner; the name, address, and telephone number of the petitioner's representative, if any, which shall be the address for service purposes during the course of the proceeding; and an explanation of how the petitioner's substantial interests will be affected by the agency determination;
(c) A statement of when and how the petitioner received notice of the agency decision;
(d) A statement of all disputed issues of material fact. If there are none, the petition must so indicate;
(e) A concise statement of the ultimate facts alleged, including the specific facts the petitioner contends warrant reversal or modification of the agency's proposed action;
(f) A statement of the specific rules or statutes the petitioner contends require reversal or modification of the agency's proposed action, including an explanation of how the alleged facts relate to the specific rules or statutes; and
(g) A statement of the relief sought by the petitioner, stating precisely the action petitioner wishes the agency to take with respect to the agency's proposed action.

A petition that does not dispute the material facts upon which the Department's action is based shall state that no such facts are in dispute and otherwise shall contain the same information as set forth above, as required by rule 28-106.301 of the Florida Administrative Code.

Because the administrative hearing process is designed to formulate final agency action, the filing of a petition means that the Department's final action may be different from the position taken by it in this notice. Persons whose substantial interests will be affected by any such final decision of the Department on the application have the right to petition to become a party to the proceeding, in accordance with the requirements set forth above.

Mediation is not available in this proceeding.

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, 3900 Commonwealth Boulevard, Mail Station #35, 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 thirty days after this order is filed with the clerk of the Department.

Executed in Hillsborough County, Florida

Kelley M. Boatwright 12/6/2012

Kelley M. Boatwright — Effective Date
District Air Program Administrator
Southwest District

CERTIFICATE OF SERVICE

The undersigned duly designated deputy agency clerk hereby certifies that this Final Air Permit package (including the Final Permit and the Appendices) 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 the date indicated below to the persons listed below.

Mr. Rodney Palmer, Director of Operations
Kinder Morgan
rodney_palmer@kindermorgan.com

Ms. Alice Harman, EHS Manager
Kinder Morgan
alice_harman@kindermorgan.com

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.

Rhonda Hughes Digitally signed by Rhonda Hughes
DN: cn=Rhonda Hughes, o=SWD-FDEP, ou=Air, email=rhonda.hughes@dep.state.fl.us, c=US
Date: 2012.12.12 08:41:45 -05'00'

(Clerk) (Date)

FACILITY AND PROJECT DESCRIPTION

Existing Facility

The existing bulk material storage and handling facility consists of the following emissions units.

Facility ID No. 1050393	
ID No.	Emission Unit Description
001	Stationary Material Transfer Equipment
002	Portable Conveyor

NOTE: *Please reference the Permit No., Facility ID, and Emission Unit ID in all correspondence, test report submittals, applications, etc.*

FACILITY REGULATORY CLASSIFICATION

- The facility is not a major source of hazardous air pollutants (HAPs).
- 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 62-213, F.A.C.
- The facility is not a major stationary source in accordance with Rule 62-212.400 (PSD), F.A.C.
- This facility is a natural minor source of air pollution.
- This facility is not primarily engaged in manufacturing animal feed and therefore is not subject to 40 CFR 63, Subpart DDDDDDD – National Emission Standards for Hazardous Air Pollutants for Area Sources: Prepared Feeds Manufacturing.

PERMIT HISTORY/AFFECTED PERMITS

Replaces Permit No. 1050393-005-AO.

SECTION 2. ADMINISTRATIVE REQUIREMENTS (FINAL)

1. Permitting Authority - The permitting authority for this project is the Florida Department of Environmental Protection (Department), Southwest District's Air Resource Management Section. The Southwest District's mailing address and phone number is:

Florida Department of Environmental Protection
Southwest District Office
Air Resource Management Section
13051 North Telecom Parkway
Temple Terrace, Florida 33637-0926
Telephone: 813-632-7600

All documents related to applications for permits shall be submitted to the above address.

2. Compliance Authority - All documents related to compliance activities such as reports, tests, and notifications shall be submitted to the Southwest District Office's Air Resource Management Section (see above mailing address and phone number).

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;
d. Appendix D. Common Testing Requirements; and
e. Appendix E. Products Handling List.

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, 62-213, 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. 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.]

6. Modifications - Unless otherwise exempt by rule, the permittee shall not initiate any construction, reconstruction, or modification at the facility and shall not install/modify any pollution control device at the facility without obtaining prior authorization from the Department. Modification is defined as: Any physical change or changes in the method of operations or addition to a facility that would result in an increase in the actual emissions of any air pollutant subject to air regulations, including any not previously emitted, from any emission unit or facility.
[Rules 62-210.200 - Definition of "Modification" and 62-210.300(1)(a), F.A.C.]

7. Operation Permit Renewal Application - A completed application for renewal of the operation permit shall be submitted to the Permitting Authority no later than 60 days prior to the expiration date of the operation permit. To properly apply for an operation permit, the applicant shall submit the following:

a. the appropriate permit application form *(see current version of Rule 62-210.900, F.A.C. (Forms and Instructions), and/or FDEP Division of Air Resource Management website at: http://www.dep.state.fl.us/air/)*;

b. the appropriate operation permit application fee from Rule 62-4.050(4)(a), F.A.C.; and

c. copies of the most recent month of records/logs specified in Specific Condition No. A.5.

[Rules 62-4.030, 62-4.050, 62-4.070(3), 62-4.090, 62-210.300(2), and 62-210.900, F.A.C.]

A. EU 001 Stationary Material Transfer Equipment
EU 002 Portable Conveyor

This section of the permit addresses the following emissions units.

ID No.	Emission Unit Description
001	Stationary material transfer equipment unloads authorized materials that are received via railcars and trucks from Kinder Morgan port facilities and other vendors to any of three storage warehouses (enclosed buildings), the North Warehouse, the South Warehouse and one between the two. Bulk material received from trucks is unloaded directly inside the storage warehouses. Material can also be received in bags. Material received by railcar is transferred by fixed covered conveyors into the storage warehouses. Material is also transferred by covered conveyors from any of the three storage warehouses and loaded to trucks or railcars for distribution. Trucks can also be loaded with bulk material or with material that is either pre-bagged or that is bagged inside the warehouse. Fugitive particulate matter emissions could be emitted from openings in any of the three storage warehouses and from any of the bagging, conveying, unloading and loading activities.
002	The portable conveyor is used to load authorized material into railcars. The primary location is the North Warehouse but it may also be used at the South Warehouse. The conveyor is set up inside the warehouse. The loading hopper is approximately 60 feet from the exterior building wall. The conveyor has a top cover and the spout that is used to load material into the railcar is equipped with rubber strips that extend down into the railcar opening. The conveyor is powered by an electric engine. Fugitive particulate matter emissions could be emitted from openings in the storage warehouses and from any of the conveying and loading activities.

Permitting Note: Emissions from the new bagging operations described for EU 001 are not expected to increase actual emissions from the facility since the emissions from bagging activities are offset by emissions that occur during other permitted loading activities when the material is handled in bulk.

PERFORMANCE RESTRICTIONS

A.1. Hours of Operation - The hours of operation are unlimited (i.e., 8760 hours per year).
[Rule 62-210.200 ("Potential to Emit"), F.A.C.; Construction Permit 1050393-004-AC]

A.2. Maximum Process Rate - The maximum total combined material transfer rate for all truck and railcar transfer (loading and unloading) operations shall not exceed 2,120,000 tons/year (based on a consecutive 12 month total). Loading operations include both bulk material and material that is loaded into bags. Unloading operations include bulk material only.
[Rule 62-210.200 F.A.C. ("Potential to Emit"); Construction Permit 1050393-004-AC]

A.3. Authorized Materials - The dry bulk materials authorized to be handled at this facility are listed in Appendix E, Products Handling List.
[Rule 62-4.070(3), F.A.C.; Construction Permit 1050393-004-AC]

A.4. Unconfined Emissions of Particulate Matter - See Section 4. Appendix C., Condition 9. Additional reasonable precautions may include:

a. use of enclosures and windbreaks, where practical;

b. exercise good housekeeping practices at all times; and

c. clean up spillage after completion of each transfer operation.

[Rules 62-4.070(7) and 62-296.320(4)(c), F.A.C.; Construction Permit 1050393-004-AC]

RECORDS AND REPORTS

A.5. Recordkeeping Requirements - In order to document compliance with the requirements of Specific Condition Nos. A.2. and A.3., an operation log shall be kept for all truck and railcar transfer operations and shall at a minimum contain the following:

Daily

a. facility name, facility ID No., emission unit ID No., and description (e.g., Kinder Morgan Operating LP "C", 1050393, EU 002, Portable Conveyor);

b. date;

c. method of transportation (truck or railcar) (EU 001);

d. type of transfer (loading or unloading)*;

e. name of material transferred (e.g., limestone);

f. total material transferred for the day (tons/day);

Monthly

g. total material transferred for the month (tons/month) for all truck and railcar transfer operations; and

h. the most recent consecutive 12-month combined total material transferred (tons per consecutive 12 month period) for all truck and railcar transfer operations based on h. above.

* *Permitting Note: Loading operations include both bulk material and material that is loaded into bags. Unloading operations include bulk material only.*

[Rule 62-4.070(3), F.A.C.; Construction Permit 1050393-004-AC]

A. EU 001 Stationary Material Transfer Equipment
EU 002 Portable Conveyor

A.6. Records Retention – Daily records shall be completed within 3 business days. Monthly records shall be completed by the end of the next month. These records shall be maintained at the facility for at least 3 years and made available to the Department upon request.
[Rules 62-4.070(3), F.A.C.; Construction Permit 1050393-004-AC]