



Environmental Protection and Growth Management Department

**AIR QUALITY DIVISION**

MAILING ADDRESS: 115 S. Andrews Avenue, Room A-240 • Fort Lauderdale, Florida 33301 • 954-519-1220 • FAX 954-519-1495

**NOTICE OF PERMIT**

Mr. Eduardo Lubo, Owner  
MAACO Autopainting & Bodywork  
2120 Wiley Street  
Hollywood, Florida 33020

**CERTIFIED MAIL  
RETURN RECEIPT REQUESTED**

Dear Mr. Lubo:

Enclosed is an operation permit Number 0112157-003-AO to operate an air pollution source issued pursuant to Section 403.087, Florida Statutes, Broward County Standard Operating Agreement and Chapter 27, which adopted Florida Administrative Code (FAC) 62-296 and 62-297. Persons whose substantial interests are affected by this permit have a right, pursuant to Section 120.57, Florida Statutes, to petition for an administrative determination (hearing) on it. The petition must conform to the requirements of Chapters 62-103 and 28-5.201, FAC, and must be filed (received) in the Broward County Air Quality Division, 115 South Andrews Avenue, Room: A-240, Fort Lauderdale, FL 33301, within fourteen (14) days of receipt of this notice. Failure to file a petition within the fourteen (14) days constitutes a waiver of any right such person has to an administrative determination (hearing) pursuant to Section 120.57, Florida Statutes and Chapter 27. This permit is final and effective on the date filed with the Clerk of the Division unless a petition is filed in accordance with this paragraph or unless a request for extension of time in which to file a petition is filed within the time specified for filing a petition and conforms to Rule 62-103.070, FAC. Upon timely filing of a petition or a request for an extension of time, this permit will not be effective until further Order of the Broward County Air Quality Division. When the Order (Permit) is final, any party to the Order has the right to seek judicial review of the Order pursuant to Section 120.68, Florida Statutes, by the filing of a Notice of Appeal pursuant to Rule 9.110, Florida Rules of Appellate Procedure, with the Clerk of the Broward County Air Quality Division, 115 South Andrews Avenue, Room: A-420, Fort Lauderdale, FL 33301; 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 of Appeal must be filed within 30 days from the date when the Final Order is filed with the Clerk of the Division.

Executed in Broward County, Florida  
Broward County Air Quality Division

Daniela Banu

cc: FDEP, Southeast District, Air Section

**CERTIFICATE OF SERVICE**

This is to certify that this NOTICE OF PERMIT and all copies were mailed before the close of business on APR 11 2008 to the listed persons.

Clerk

APR 11 2008  
Date



Environmental Protection and Growth Management Department

**AIR QUALITY DIVISION**

MAILING ADDRESS: 115 S. Andrews Avenue, Room A-240 • Fort Lauderdale, Florida 33301 • 954-519-1220 • FAX 954-519-1495

**NOTICE OF AIR POLLUTION PERMIT**

**CERTIFIED MAIL:  
RETURN RECEIPT REQUESTED**

**ISSUED TO:**

**PERMITTEE:**

Mr. Eduardo Lubo  
Owner  
MAACO Autopainting & Bodywork  
2120 Wiley Street  
Hollywood, Florida 33020

**AIRS ID NO:** 0112157

**Permit Number:**0112157-003-AO

**Issue Date:** April 11, 2008

**Expiration Date:** April 1, 2013

**Project:** Air operation permit for a facility engaged in the surface coating of automobiles.

**Lat/Long:** 25°59'59"N/80°09'14"W

**UTM:** Zone 17; 584.68 Km. E; 2875.76 Km. N

This permit is issued under the provisions of Chapter 403, Florida Statutes (F.S.) Florida Administrative Code (F.A.C.) Rules 62-4 and 62-204 through 62-297 (permitting requirements) and Broward County Code, Chapter 27 (emission limitations) and in conformance with all existing regulations of the Florida Department of Environmental Protection (DEP). The above named Permittee is hereby authorized to perform the work or operate the facility shown on the application and approved drawing(s), plans, and other documents attached hereto or on file with the Broward County Air Quality Division and made a part hereof and specifically described as follows:

**Operate:** An air pollution source consisting of an automotive refinishing operation. The following is the regulated emissions unit:

**EU#001:** One downdraft paint spray booth and one crossdraft paint spray booth and one electric oven.

**In accordance with:** Application to construct an air pollution source received September 21, 1992, Notice of Intent to Issue issued on November 6, 1992 and published in the Sun-Sentinel on November 16, 1992, Certificate of Completion of Construction received January 29, 1993, renewal application received March 6, 1998 and April 22, 2003, renewal application received March 6, 2008, additional information received April 1, 2008 (none are attached).

Broward County Board of County Commissioners

Josephus Eggelletion, Jr. • Sue Gunzburger • Kristin D. Jacobs • Ken Keechl • Ilene Lieberman • Stacy Ritter • John E. Rodstrom, Jr. • Diana Wasserman-Rubin • Lois Wexler  
[www.broward.org](http://www.broward.org)



### General Conditions

1. Terms of Permit. The terms, conditions, requirements, limitations and restrictions set forth in this permit, are “permit conditions” and are binding and enforceable pursuant to Sections 403.141, 403.727, or 403.859 through 403.861, F.S. The Permittee is placed on notice that the Broward County Air Quality Division will review this permit periodically and may initiate enforcement action for any violation of these conditions.  
[Rules 62-4.160 (1), F.A.C.]
2. Permit Validity. This permit is valid only for the specific processes and operations applied for and indicated in the approved drawings or exhibits. Any unauthorized deviation from the approved drawings, exhibits, specifications, or conditions of this permit may constitute grounds for revocation and enforcement action by the Broward County Air Quality Division.  
[Rules 62-4.160 (2), F.A.C.]
3. Disclaimer. As provided in subsections 403.087(6) and 403.722(5), F.S., the issuance of this permit does not convey any vested rights or exclusive privileges. Neither does it authorize any injury to public or private property or any invasion of personal rights, or any violations of federal, state or local laws or regulations. This permit is not a waiver of or approval of any other permit that may be required for other aspects of the total project which are not addressed in this permit.  
[Rules 62-4.160 (3), F.A.C.]
4. Disclaimer. This permit conveys no title to land or water, does not constitute State recognition or acknowledgment of title, and does not constitute authority for the use of submerged lands unless herein provided and the necessary title or leasehold interest have been obtained from the State. Only the Trustees of the Internal Improvement Trust Fund may express State opinion as to title.  
[Rules 62-4.160 (4), F.A.C.]
5. Liability. This permit does not relieve the Permittee from liability for harm or injury to human health or welfare, animal, or plant life, or property caused by the construction or operation of this permitted source, or from penalties therefore; nor does it allow the Permittee to cause pollution in contravention of Florida Statutes and DEP rule, unless specifically authorized by an order from the Broward County Air Quality Division.  
[Rules 62-4.160 (5), F.A.C.]
6. Operation and Maintenance. The Permittee shall properly operate and maintain the facility and systems of treatment and control (and related appurtenances) that are installed and used by the Permittee to achieve compliance with the conditions of this permit, as required by county and state rules. This provision included the operation of backup or auxiliary facilities or similar systems when necessary to achieve compliance with the conditions of the permit and when required by Broward County Air Quality Division and DEP rules.  
[Rules 62-4.160 (6), F.A.C.]
7. Onsite Inspection Activities. The Permittee, by accepting this permit, specifically agrees to allow authorized Broward County Air Quality Division personnel, upon presentation of credentials or other documents as may be required by law and at reasonable times (depending on the nature of the concern being investigated), access to the premises where the permitted activity is located or conducted to:
  - (a) Have access to and copy any records that must be kept under conditions of the permit;
  - (b) Inspect the facility, equipment, practices, or operations regulated or required under this permit; and

(c) Sample or monitor any substances or parameters at any location reasonably necessary to assure compliance with this permit or Broward County Air Quality Division and DEP rules.

[Rules 62-4.160 (7), F.A.C.]

8. Notice of Noncompliance. If, for any reason, the Permittee does not comply with or will be unable to comply with any condition or limitation specified in this permit, the Permittee shall immediately provide Broward County Air Quality Division with the following information:

(a) A description of and cause of noncompliance; and

(b) The period of noncompliance, including dates and times, or, if not corrected, the anticipated time the noncompliance is expected to continue, and steps being taken to reduce, eliminate, and prevent recurrence of the noncompliance. The Permittee shall be responsible for any enforcement action by Broward County Air Quality Division for penalties or for revocation of this permit.

[Rules 62-4.160 (8), F.A.C.]

9. Evidence Materials. By accepting this permit, the Permittee understands and agrees that all records, notes, monitoring data and other information relating to the construction or operation of this permitted facility or activity, that are submitted to the Broward County Air Quality Division, may be used by the Broward County Air Quality Division as evidence in any enforcement proceeding arising under the Florida Statutes or F.A.C. rules, except where such use is prohibited by Section 403.111 and 403.73, Florida Statutes. Such evidence shall only be used to the extent it is consistent with the Florida Rules of Civil Procedure and appropriate evidentiary rules.

[Rules 62-4.160 (9), F.A.C.]

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

[Rules 62-4.160 (10), F.A.C.]

11. Permit Transfer. This permit is transferable only upon Broward County Air Quality Division approval in accordance with Rule 62-4.120 and 62-730.300 F.A.C., as applicable. The Permittee shall be liable for any non-compliance of the permitted activity until the transfer approved by the Broward County Air Quality Division.

[Rules 62-4.160 (11), F.A.C.]

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

[Rules 62-4.160 (12), F.A.C.]

13. Miscellaneous Compliance Requirements. The Permittee shall comply with the following:

(a) Upon request, the Permittee shall furnish all records and plans required under DEP rules. During enforcement actions, the retention period for all records will be extended automatically unless otherwise stipulated by the Broward County Air Quality Division.

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

(c) Records of monitoring information shall include:

1. The date, exact place, and time of sampling or measurements;
2. The person responsible for performing the sampling or measurements;
3. The dates analyses were performed.
4. The person responsible for performing the analyses;
5. The analytical techniques or methods used;
6. The results of such analyses.

[Rules 62-4.160 (14), F.A.C.]

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

[Rules 62-4.160 (15), F.A.C.]

15. Rules Adoption. Chapters 62-4, 62-204, 62-210, 62-212, 62-213, 62-296 and 62-297, as amended, are adopted by Broward County Code, Sec. 27-173.

[Broward County Code, Sec. 27-173]

#### **Facility-wide Conditions**

16. Objectionable Odor. No person shall cause, suffer, allow or permit the discharge of air pollutants which cause or contribute to an objectionable odor.

[Rule 62-296.320(2), F.A.C.]

17. Volatile Organic Compound Emissions or Organic Solvent Emissions. No person shall 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 Broward County Air Quality Division.

[Broward County Board of Ordinances, Sec. 27-175(f)]

18. Concealment. No person shall build, erect, install, or use any article, machine, equipment or other contrivance, the use of which will conceal any emission which would otherwise constitute a violation of any provisions of Broward County Codes.

[Broward County Code, Sec. 27-175(b)]

19. Circumvention. No person shall circumvent any air pollution device, or allow the emission of air pollutants without the applicable air pollution control device operating properly.

[Broward County Code, Sec. 27-175(c)]

20. Maintenance. No person shall operate any air pollution control equipment or systems without proper and sufficient maintenance to assure compliance with Broward County Codes.

[Broward County Code, Sec. 27-175(d)]

## Specific Conditions

### Recordkeeping and Reporting Requirements

21. The permittee shall collect and record the following information on a consecutive twelve-month rolling period in order to maintain natural minor status:
1. The name and identification of each thinner and product used, including clean-up products.
  2. The volatile organic compounds (VOC) content and hazardous air pollutants (HAP) content of each thinner and product used, in pounds per gallons, as applied.
  3. The total number of pounds of each thinner and product used that contains VOC and HAP, including clean-up products, which may be calculated by adding the amount of each material in inventory at the end of each month.
  4. The permittee shall calculate HAP and VOC emissions on a calendar monthly basis and compute a twelve-month rolling average.

The permittee shall maintain these records for a period of five (5) years from the date the records were created and be made available for Broward County Air Quality Division staff review, if necessary.  
[F.A.C. Rule 62-4.070(3)]

22. The permittee shall notify Broward County Air Quality Division of any change in products and submit new material safety data sheets (MSDS) for approval prior to use.  
[F.A.C. Rule 62-4.070(3)]
23. On or before March 1 of each calendar year, the permittee shall submit either a completed hard copy of Florida Department of Environmental Protection Form 62-210.900(5), Annual Operating Report for Air Pollutant Emitting Facility to the Broward County Air Quality Division, or submit an electronic Annual Operating Report to the Florida Department of Environmental Protection.  
[F.A.C. Rule 62-210.370(3)]

### Operating Permit Renewal Requirements

24. Operating Permit Renewal. Sixty days before the expiration date of this operation permit, the Permittee shall apply for a renewal of permit using the forms incorporated by reference in the specific rule chapter for this type of permit.  
[F.A.C. Rule 62-090.(1)]

{Permitting Note: The Permittee may also elect to submit the application electronically using the Electronic Permit Submittal and Processing system (EPSAP) via the <http://www.dep.state.fl.us/air/software.htm> website, along with the processing fee established in Rule 62-4.050(4), F.A.C. , [62-4.090(1) and 62-4.050(4), F.A.C.]

Executed in Broward County, Florida  
Broward County Air Quality Division

  
Daniela Banu