



ENVIRONMENTAL PROTECTION 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. Scott Kendig, Operations Director
Mullinax Ford South, Inc. dba Maroone Collision of Margate
5355 NW 24th Street
Margate, FL 33063

**CERTIFIED MAIL
RETURN RECEIPT REQUESTED**

Dear Mr. Kendig:

Enclosed is an operation permit number 0112525-004-AF 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 Environmental Protection Department, 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 Department 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 Environmental Protection Department. 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 Environmental Protection Department, 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 Final Order is filed with the Clerk of the Department.

Executed in Broward County, Florida
BROWARD COUNTY
ENVIRONMENTAL PROTECTION DEPARTMENT

Richard G. Wilkins
Richard G. Wilkins, Director

cc: Lee Hoefert, 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 2/29/08 to the listed persons.

Riley Russo
Clerk

2/29/08
Date



ENVIRONMENTAL PROTECTION 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

ISSUED TO:

PERMITTEE:

Mr. Scott Kendig, Operations Director
Mullinax Ford South, Inc.
dba Maroone Collision of Margate
5355 NW 24th Street
Margate, Florida 33063

AIRS ID NO: 0112525

Permit Number: 0112525-004-AF

Issue Date: February 29, 2008

Expiration Date: February 28, 2013

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

Lat/Long: 26°15'29.4" N / 80°11'47.1" W

UTM: Zone 17; 580243 E; 2904524 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 62-210 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 (FDEP). 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 Environmental Protection Department (EPD) and made a part hereof and specifically described as follows:

Operate: An air pollution source consisting of the following emission unit(s):

EU#001: Three (3) Garmat USA, Model No. 99850, heated drive-in paint spray booths; and two (2) Garmat USA Model No. 10550, heated double-bay prep booths; each with individual exhaust stack.

In accordance with: Application for Federally Enforceable State Operation Permit received July 25, 2007, additional information received September 24, 2007, Notice of Intent issued November 30, 2007 and published in the Sun-Sentinel newspaper on February 1, 2008 and proof of publication received on March 3, 2008 (none are attached).

Location: 5355 NW 24th Street, Margate, Florida

To serve: Automotive repair/refinishing (SIC 75).

Subject to: Conditions 1 – 29

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 EPD will review this permit periodically and may initiate enforcement action for any violation of these conditions.
[Rule 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 EPD.
[Rule 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.
[Rule 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.
[Rule 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 FDEP rule, unless specifically authorized by an order from the EPD.
[Rule 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 EPD and FDEP rules.
[Rule 62-4.160 (6), F.A.C.]
7. Onsite Inspection Activities. The Permittee, by accepting this permit, specifically agrees to allow authorized EPD 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 EPD and FDEP rules.
[Rule 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 EPD 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 EPD for penalties or for revocation of this permit.
[Rule 62-4.160 (8), F.A.C.]

9. Reporting Noncompliance. The Permittee shall report any periods of noncompliance to the EPD immediately by phone at 954-519-1499 or by Email at EPDHOTLINE@broward.org. This also applies when the period of non-compliance is first determined after normal business hours or on weekends and holidays.
[Rules 62-4.130 and 62-4.070(3), F.A.C.]

10. 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 EPD, may be used by the EPD 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.
[Rule 62-4.160 (9), F.A.C.]

11. Rule Changes. The Permittee agrees to comply with changes in Florida Department of Environmental Protection 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 FDEP rules.
[Rule 62-4.160 (10), F.A.C.]

12. Permit Transfer. This permit is transferable only upon EPD 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 EPD.
[Rule 62-4.160 (11), F.A.C.]

13. Work Site Copy. This permit or a copy thereof shall be kept at the work site of the permitted activity.
[Rule 62-4.160 (12), F.A.C.]

14. Miscellaneous Compliance Requirements. The Permittee shall comply with the following:
 - (a) Upon request, the Permittee shall furnish all records and plans required under FDEP rules. During enforcement actions, the retention period for all records will be extended automatically unless otherwise stipulated by the EPD.
 - (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 EPD 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.
- [Rule 62-4.160 (14), F.A.C.]

15. Information Submittal. When requested by the EPD, 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 EPD, such facts or information shall be corrected promptly.
[Rule 62-4.160 (15), F.A.C.]
16. 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

17. 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.]
18. 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 Environmental Protection Department.
[Broward County Board of Ordinances, Sec. 27-175(f)]
19. Unconfined emissions of particulate matter: No person shall cause, let, permit, suffer or allow emission of particulate matter from any source whatsoever, including but not limited to vehicular movement, transportation of materials, construction, alteration, demolition or wrecking, or industrial-related activities such as loading, unloading, storing or handling without taking reasonable precautions to prevent such emissions.

Reasonable precautions may include, but shall not be limited to the following:

- a) Proper maintenance and replacement of spray booth filters.
- b) To prevent overspray and control of unconfined emissions, spray coating operations shall be conducted inside authorized and permitted spray booths.
[Rule 62-296.320(4)(c) F.A.C. and Broward County Code Sec. 27-177(b)]

20. 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)]

21. 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.
[Rule 62-210.650, F.A.C and Broward County Code, Sec. 27-175(c)]
22. 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

Emission Limiting Standards

23. In order to avoid major source (Title V) applicable standards, the total usage rate of all coatings and solvents utilized during daily operations shall not exceed 36,538 gallons, as applied, in any consecutive twelve-month period, equating to a volatile organic compound (VOC) emission limit of 95 tons in any consecutive twelve-month period.
[Rules 62-4.070(3), 62-210.300(2)(b) and 62-213.420(3)(c)1, F.A.C.]
24. Facility-wide individual hazardous air pollutant (HAP) emissions shall not exceed 10 tons in any consecutive twelve-month period and the total HAP emissions shall not exceed 25 tons in any consecutive twelve-month period.
[Rules 62-4.070(3), 62-210.300(2)(b) and 62-213.420(3)(c)1, F.A.C.]

Recordkeeping and Reporting Requirements

25. In order to provide reasonable assurance that this facility is not subject to Title V applicable standards and to ensure federal enforceability, the permittee shall maintain records of coatings and solvents usage rates as per Specific Condition 23, on a consecutive twelve-month rolling basis. The permittee shall also maintain records of individual HAP and total HAPs emissions on a twelve-month rolling average as per Specific Condition 24. All records shall be made available to EPD personnel upon request.
[Rule 62-4.070(3), F.A.C.]
26. The permittee shall notify EPD, Air Quality Division of any change in coatings and solvents used during daily operations and shall submit new Material Safety Data Sheets (MSDS) for approval prior to use.
[Rule 62-4.070(3), F.A.C.]
27. 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 Broward County Environmental Protection Department, Air Quality Division, or submit an electronic Annual Operating Report to Florida Department of Environmental Protection. The permittee shall calculate the VOC, individual HAP and total HAP emissions based on the usage rate records.
[Rule 62-210.370(3), F.A.C.]
28. Copies of all reports, tests, notifications or other submittals required by this permit shall be submitted to EPD, Air Quality Division, as soon as practical but no later than forty-five (45) days after the test is completed.
[Rule 62-297.310(8)(b), F.A.C.]

Operating Permit Renewal Requirements

29. 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.
[Rule 62-4.090 F.A.C.]

{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.}
[Rule 62-4.090(1) and 62-4.050(4), F.A.C.]

Executed in Broward County, Florida
Environmental Protection Department


Richard G. Wilkins, Director