

COMMISSION

Kevin Beckner	Lesley "Les" Miller, Jr.
Victor D. Crist	Sandra L. Murman
Ken Hagan	Stacy White
Al Higginbotham	



EXECUTIVE DIRECTOR
Janet L. Dougherty

DIVISION DIRECTORS

Legal & Admin.	Richard Tschantz, Esq.
Air Management	Jerry Campbell, P.E.
Waste Management	Hooshang Boostani, P.E.
Water Management	Sam Elrabi, P.E.
Wetlands Management	Scott Emery, Ph.D.

ENVIRONMENTAL PROTECTION COMMISSION OF
HILLSBOROUGH COUNTY, as Delegated by

STATE OF FLORIDA
DEPARTMENT OF ENVIRONMENTAL PROTECTION

NOTICE OF PERMIT ISSUANCE

CERTIFIED MAIL

Mr. Randy Gordon
President
Paradise, Inc.
1200 West Dr. Martin Luther King, Jr. Blvd.
Plant City, FL 33566

File No.: 0570370-008-AO
County: Hillsborough

Enclosed is Renewal Permit No. 0570370-008-AO to operate a candied fruit manufacturing facility, issued pursuant to Section 403.087, Florida Statutes. Please read this new permit thoroughly as there are changes from the previous permit.

The EPC will issue the final permit with the attached conditions unless a timely petition for an administrative hearing is filed pursuant to Section 120.569 and 120.57 F.S. before the deadline for filing a petition. The procedures for petitioning for a hearing are set forth below.

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, F.S. The petition must contain the information set forth below and must be filed (received) in the Legal Department of the EPC at 3629 Queen Palm Dr., Tampa, Florida 33619, Phone 813-627-2600, Fax 813-627-2602. Petitions filed by the permit applicant or any of the parties listed below must be filed within 14 (fourteen) days of receipt of this notice of intent. Petitions filed by any persons other than those entitled to written notice under Section 120.60(3), F.S. must be filed within 14 (fourteen) days of receipt of this permit. Under Section 120.60(3), however, any person who asked the EPC for notice of agency action may file a petition within 14 (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

An agency with values of environmental stewardship, fairness, and cooperation

Roger P. Stewart Center

3629 Queen Palm Drive, Tampa, FL 33619 - (813) 627-2600 - www.epchc.org

An Affirmative Action / Equal Opportunity Employer

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 F.A.C.

A petition that disputes the material facts on which the EPC's action is based is required to contain the following information:

- (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 and the name, address, and telephone number of each petitioner's representative, if any, which shall be the address for service purposes during the course of the proceedings; and an explanation of how the petitioner's substantial interests will be affected by the EPC's determination;
- (c) A statement of how and when the petitioner received notice of the EPC action;
- (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 EPC's proposed action;
- (f) A statement of specific rules or statutes that the petitioner contends requires reversal or modification of the EPC'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 EPC to take with respect to the EPC's proposed action.

A petition that does not dispute the material facts upon which the EPC'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.

Because the administrative hearing process is designed to formulate final agency action, the filing of a petition means that the EPC'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 EPC on the application have the right to petition to become a party to the proceeding, in accordance with the requirements set forth above.

Mediation under section 120.573, F.S. is not available in this proceeding.

This action is final and effective on the date filed with the Clerk of the EPC unless a petition is filed in accordance with above. Upon the timely filing of a petition, this order will not be effective until further order of the EPC.

Any person listed below may request to obtain additional information, a copy of the application (except for information entitled to confidential treatment pursuant to Section 403.111, F.S.), all relevant supporting materials, and all other materials available to the EPC that are relevant to the permit decision. Interested persons may contact Diana M. Lee, P.E., at the above address or call (813) 627-2600, for additional information.

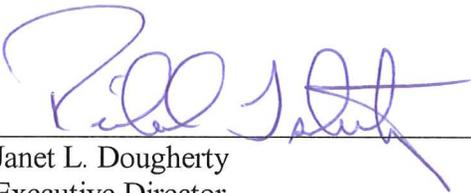
Paradise, Inc.
Plant City, FL 33566

Page 3 of 4

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 EPC's Legal Office at 3629 Queen Palm Dr., Tampa, Florida 33619 and with the clerk of the Department of Environmental Protection in the Office of General Counsel, Mail Station 35, 3900 Commonwealth Boulevard, Tallahassee, Florida 32399-3000, and by filing a copy of the notice of appeal accompanied by the applicable filing fees with the appropriate district court of appeal. The notice must be filed within thirty days after this order is filed with the clerk of the Department.

Executed in Tampa, Florida

ENVIRONMENTAL PROTECTION
COMMISSION OF HILLSBOROUGH COUNTY


for Janet L. Dougherty
Executive Director

RDG/KRZ/krz

cc: Cory Houchin, P.E. - ESG (houchinc@environmentalsciencesgroup.com)

COMMISSION

Kevin Beckner	Lesley "Les" Miller, Jr.
Victor D. Crist	Sandra L. Murman
Ken Hagan	Stacy White
Al Higginbotham	



EXECUTIVE DIRECTOR
Janet L. Dougherty

DIVISION DIRECTORS

Legal & Admin.	Richard Tschantz, Esq.
Air Management	Jerry Campbell, P.E.
Waste Management	Hooshang Boostani, P.E.
Water Management	Sam Elrabi, P.E.
Wetlands Management	Scott Emery, Ph.D.

PERMITTEE:

Paradise, Inc.
1200 W. Dr. Martin Luther King, Jr. Blvd.
Plant City, FL 33566

PERMIT/CERTIFICATION

Permit No: 0570370-008-AO
County: Hillsborough
Expiration Date: November 6, 2020
Project: Candied Fruit Manufacturing Operation

This permit is issued under the provisions of Chapter 403, Florida Statutes, and Florida Administrative Code Rules 62-204, 62-210, 62-212, 62-296, 62-297, and 62-4. 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 EPC and made a part of hereof and specifically described as follows:

Paradise, Inc. is a candied fruit manufacturing facility. The candied fruit manufacturing operation begins by bubbling approximately 180 pounds of sulfur dioxide (SO₂) gas into 1800 gallons of water to make a brine solution. The brine solution tank is recirculated for approximately 45 minutes to ensure that the contents are properly mixed. The brine solution is then blended with fruit and/or fruit peel (fruit) in a drum loading system. Fruit that has been diced and washed with water is loaded into a hopper and screw conveyed into an approximately twenty-gallon capacity blend tank.

The SO₂ brine solution is pumped from one of four brine tanks into the blend tank and mixed with the fruit. The fruit and brine solution mixture is then screw conveyed from the blend tank to a drum loading spout. The fruit and SO₂ brine solution is gravity fed into 55-gallon drums that are lined with food grade plastic bags. The drums are filled to a standard level with the fruit and SO₂ brine solution and then topped as needed with additional SO₂ brine solution from the brine tank. The drums are closed and moved to a storage/curing area. The drums are stored for a minimum of three months to allow the fruit adequate time to cure. On occasion, the facility receives drums that are already filled with the fruit and SO₂ brine solution. These drums are moved to the storage/curing area and allowed to cure.

After the drums have finished curing, the drums are opened and the fruit and SO₂ brine solution is manually loaded into one open pump-up tank which is filled with water. The fruit is pumped from the pump-up tank to one of thirty-three open cooking tanks with water flush to clear the lines to the tank. In order to soften and open the pores of the fruit, each cooking tank is equipped with a steam jacket to heat the tank contents to approximately 220°F. The tank is periodically mechanically agitated.

The amount of time that the fruit is cooked varies for each batch of fruit and is dependent on the characteristics of the fruit. If needed, food coloring is added. Additional SO₂ gas is bubbled into all cooking tanks that have had food coloring added to them. In addition, SO₂ gas is bubbled into all tanks that have fruit that is dull in color. The SO₂ gas is used to lock in the color and brighten the fruit. Once

An agency with values of environmental stewardship, fairness, and cooperation

Roger P. Stewart Center

3629 Queen Palm Drive, Tampa, FL 33619 - (813) 627-2600 - www.epchc.org

An Affirmative Action / Equal Opportunity Employer

the fruit has finished cooking, the tanks are rested overnight. The fruit and water mixture is then pumped to an open process tank where the water is drained and the fruit is readied for candying.

If the fruit is too large to be pumped in a liquid slurry form, the fruit bypasses the pump-up tank and is manually loaded directly into an open cooking tank. Once the fruit has been cooked as described above, it is manually removed from the cooking tank and placed into drums lined with food grade plastic bags. The fruit is then manually loaded into a process tank where any excess water is drained and the fruit is readied for candying.

Once the fruit has been pumped to the process tank, the syrup that has been heated with steam to approximately 180°F is added to the fruit to make the fruit candied. Once the fruit has been candied, the fruit is manually loaded into 55-gallon drums and stored until needed on the packaging line. An automatic packaging line packs the finished fruit into varying sized containers.

The four boilers, as described below, are fired exclusively on natural gas and are used to produce the steam used in the cooking tanks and to heat the syrup.

<u>Description</u>	<u>Manufacturer</u>	<u>Model No.</u>	<u>Heat Input Rate (MMBtu/hr)</u>
Boiler No. 1	Titusville	550	20.9
Boiler No. 2	Titusville	550	20.9
Boiler No. 3	York-Shipley	SPHC 600-N12	25.1
Boiler No. 4	Cleaver Brooks	CB266-200	8.4

SO₂ emissions from the brine area and washing room operations are drawn and vented by means four induced draft fans through four stacks which are 43 feet above ground level. Emissions are controlled by limiting the hours of operation and by limiting the SO₂ usage. Sulfur dioxide and particulate matter emissions from the boilers are controlled by the use of Best Available Control Technology (BACT) fuel and by limiting the fuel consumption rate.

Location: 1200 W. Martin Luther King, Jr. Blvd., Plant City, FL 33566

UTM: 17-388.5 E 3099.0 N NEDS NO: 0370

Emission Unit Nos.:

- EU 001 - Boiler No. 1
- EU 002 - Boiler No. 2
- EU 003 - Boiler No. 3
- EU 004 - Boiler No. 4
- EU 005 - Candied Fruit Processing

Replaces Permit No.: 0570370-007-AO

PERMITTEE:
Paradise, Inc.

PERMIT/CERTIFICATION NO.: 0570370-008-AO
PROJECT: Candied Fruit Manufacturing Operation

SPECIFIC CONDITIONS:

1. A part of this permit is the attached General Conditions. [Rule 62-4.160, F.A.C.]
2. All applicable rules of the Environmental Protection Commission of Hillsborough County including design discharge limitations specified in the application shall be adhered to. The permit holder may also need to comply with county, municipal, federal, or other state regulations prior to construction. [Rule 62-4.070(7), F.A.C.]
3. Issuance of this permit does not relieve the permittee from complying with applicable emission limiting standards or other requirements of Chapters 62-204, 62-210, 62-212, 62-296, and 62-297, F.A.C., or any other requirements under federal, state, or local law. [Rule 62-210.300, F.A.C.]
4. The permittee shall not 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.]
5. The particulate matter and sulfur dioxide emissions from each boiler shall be limited by firing each boiler exclusively on natural gas. [Rules 62-296.406(2) and (3), F.A.C. and BACT Determinations dated May 14, 1996]
6. The total combined maximum sulfur dioxide (SO₂) emissions from the brine area and the washing room operations shall not exceed 41.2 pounds per hour and 18.6 tons per 12 consecutive month period at a minimum combined gas flow rate of 28,135 ACFM. [Rule 62-4.070(3), F.A.C. and Permit 0570370-004-AC]
7. Visible emissions from each boiler shall not exceed 20 percent opacity except for one six-minute period per one-hour period during which opacity shall not exceed 27 percent. [Rule 62-296.406(1), F.A.C.]
8. In order to ensure compliance with Specific Condition No. 6, the following restrictions and limitations shall apply: [Rule 62-4.070(3), F.A.C. and Permit No. 0570370-004-AC]
 - A) The maximum combined SO₂ gas usage for the brine area and the washing room operations shall not exceed 48 tons per 12 consecutive month period.
 - B) Hours of operation of the brine area operation shall not exceed 920 hours per 12 consecutive month period.
 - C) Hours of operation of the washing room operation shall not exceed 1,520 hours per 12 consecutive month period.
9. In order to ensure compliance with Specific Condition Nos. 5 and 7, the following restrictions and limitations shall apply to the boilers (EUs 001 – 004): [Rules 62-296.406(1) and 62-4.070(3), F.A.C. and BACT Determinations dated May 14, 1996]
 - A) The maximum heat input rate of each boiler shall not exceed the following:
 - i. Boiler No. 1 - 20.9 MMBtu/hr

PERMITTEE:
Paradise, Inc.

PERMIT/CERTIFICATION NO.: 0570370-008-AO
PROJECT: Candied Fruit Manufacturing Operation

SPECIFIC CONDITIONS:

- ii. Boiler No. 2 - 20.9 MMBtu/hr
- iii. Boiler No. 3 - 25.1 MMBtu/hr
- iv. Boiler No. 4 - 8.4 MMBtu/hr

- B) The maximum combined natural gas usage of all four boilers shall not exceed 114 million cubic feet per 12 consecutive month period.
- C) All products of combustion must vent through the corresponding stack.
- D) The hours of operation are not restricted.
- E) The boilers shall be kept in good repair and all leaks shall be minimized.

10. Test each stack for sulfur dioxide emissions on or within 180 days prior to the expiration date of this permit and submit two copies of the test data to the Air Compliance Section of the Environmental Protection Commission of Hillsborough County within 45 days of such testing. Testing procedures shall be consistent with the requirements of Rule 62-297.310, F.A.C. and 40 CFR 60, Appendix A. [Rules 62-297.310(10) and 62-4.070(3), F.A.C. and Permit No. 0570370-004-AC]

11. Test each boiler for visible emissions once every calendar year (January 1st - December 31st) and submit two copies of the test data to the Air Compliance Section of the Environmental Protection Commission of Hillsborough County within 45 days of such testing. Testing procedures shall be consistent with the requirements of Rule 62-297, F.A.C. and 40 CFR 60, Appendix A. [Rules 62-297.310(8)(a)1. and 62-297.310(10), F.A.C.]

12. Compliance with the emission limitations of Specific Condition No. 6 shall be determined using EPA Methods 1, 2, 3, 4, 6 contained in 40 CFR, Appendix A and adopted by reference in Rule 62-297, F.A.C. The minimum requirements for stack sampling facilities source sampling and reporting, shall be in accordance with Rule 62-297, F.A.C. and 40 CFR 60, Appendix A. [Rule 62-4.070(3), F.A.C.]

13. Compliance with the emission limitations of Specific Condition No. 7 shall be determined using EPA Method 9 contained in 40 CFR 60, Appendix A and adopted by reference in Rule 62-297, F.A.C. The required minimum period of observation of the EPA Method 9 test shall be sixty (60) minutes. The minimum requirements for stack sampling facilities, source sampling and reporting, shall be in accordance with Rule 62-297, F.A.C. and 40 CFR 60, Appendix A. [Rule 62-297.310(5)(b), F.A.C.]

14. Testing of sulfur dioxide emissions shall be conducted during production peak hours and while the brine area and washing room are operating simultaneously as follows: The brine area is filling approximately eighteen 55-gallon drums with approximately 11.2% brine solution per hour and at least ten of the rectangular tanks and ten of the cylindrical tanks in the washing room are operating (steaming and washing). The actual production and/or operating rates(s) shall be specified in each test run. Failure to submit the actual process or production rate and the number of tanks in operation with the results may invalidate the test. [Rules 62-4.070(3), F.A.C. and Permit No. 0570370-004-AC]

PERMITTEE:
Paradise, Inc.

PERMIT/CERTIFICATION NO.: 0570370-008-AO
PROJECT: Candied Fruit Manufacturing Operation

SPECIFIC CONDITIONS:

15. Compliance testing of each boiler shall be accomplished during a period when it is cycling up to a normal high firing rate or is continuously operated at capacity. Capacity is defined as 90-100% of the rated capacity of each boiler as specified in Specific Condition No. 9.A). If it is impracticable to test at capacity, then the boiler may be tested at less than capacity; in this case subsequent operation is limited to 110% of the test load until a new test is conducted. Once the unit is so limited, then operation at higher capacities is allowed for no more than fifteen days for purposes of additional compliance testing to regain the rated capacity in the permit, with prior notification to the EPC. The permittee shall submit a statement of the operating mode as part of the compliance test. Failure to submit an operation mode statement or operating at conditions which do not reflect the normal operating conditions may invalidate the data. [Rules 62-297.310(3) and 62-4.070(3), F.A.C.]

16. At least 15 days prior to the date on which each required emissions test is to begin, the permittee shall notify the Air Compliance Section of the Environmental Protection Commission of Hillsborough County (EPC). The notification shall include the date, time, place of each such test, Facility ID Number, Emission Unit ID Number(s) and description(s), Emission Point Number(s) and description(s), test method(s), pollutant(s) to be tested, along with the name and telephone number of the person who will be responsible for conducting such test(s) for the owner or operator. If a scheduled emissions test needs to be re-scheduled, the owner or operator shall submit to the Air Compliance Section of the EPC a revised notification at least seven days prior to the re-scheduled emissions test date or arrange a re-scheduled test date with the Air Compliance Section of the EPC by mutual agreement. [Rule 62-297.310(9), F.A.C.]

17. In order to ensure compliance with Specific Condition Nos. 8 and 9, the permittee shall maintain a daily recordkeeping system. The records shall be retained onsite for the most recent three year period and shall be made available for inspection by any local, state, or federal air pollution agency upon request. The records shall include, but not limited to, the following: [Rules 62-4.070(3) and 62-4.160(14)(b), F.A.C.]

- A) Day, Month, Year
- B) Hours of operation of the Brine Area Operation
- C) Hours of operation of the Washing Room Operation
- D) Total sulfur dioxide gas utilized (pounds or tons per day)
- E) Monthly total of the amount of natural gas burned in all four boilers
- F) Monthly total of the amount of sulfur dioxide gas utilized (tons)
- G) Rolling twelve month total of E) and F) above

18. When the Environmental Protection Commission of Hillsborough County (EPC) 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 Rules 62-204, 62-210, 62-212, 62-296, or 62-297, F.A.C., or in a permit issued pursuant to those rules is being violated, it may require the owner or operator of the source to conduct compliance tests which identify the nature and quantity of pollutant emissions from the source and to provide a report on the results of said tests to the EPC. [Rule 62-297.310(8)(c), F.A.C.]

PERMITTEE:
Paradise, Inc.

PERMIT/CERTIFICATION NO.: 0570370-008-AO
PROJECT: Candied Fruit Manufacturing Operation

SPECIFIC CONDITIONS:

19. All reasonable precautions shall be taken to prevent and control generation of unconfined emissions of particulate matter in accordance with the provision in Rule 62-296.320, F.A.C. These provisions are applicable to any source, including, but not limited to, vehicular movement, transportation of materials, construction, alterations, demolition or wrecking, or industrial related activities such as loading, unloading, storing and handling. [Rule 62-296.320(4)(c)(3), F.A.C.]

20. The permittee shall provide timely notification to the Environmental Protection Commission of Hillsborough County prior to implementing any changes that may result in a modification to this permit pursuant to Rule 62-210.200(199), F.A.C. Modification. The changes do not include normal maintenance, but may include, and are not limited to, the following, and may also require prior authorization before implementation: [Rules 62-210.300 and 62-4.070(3), F.A.C.]

- A) Alteration or replacement of any equipment or major component of such equipment.
- B) Installation or addition of any equipment which is a source of air pollution.
- C) The use of materials and fuels other than those authorized in this permit.

21. By April 1 of the year following each calendar year, an annual operating report (AOR) shall be submitted to the Environmental Protection Commission of Hillsborough County (EPC). However, if the annual operating report is submitted using the DEP's electronic annual operating report software, there is no requirement to submit DEP Form No. 62-210.900(5) to the EPC. [Rule 62-210.370(3)(c), F.A.C.]

22. If the permittee wishes to transfer this permit to another owner, an "Application for Transfer of Air Permit" (DEP Form 62-210.900(7)) shall be submitted, in duplicate, to the Environmental Protection Commission of Hillsborough County within 30 days after the sale or legal transfer of the permitted facility. [Rule 62-4.120, F.A.C.]

23. Prior to sixty days before the expiration of this operating permit, the permittee shall apply for a renewal of the permit using the current version of the permit renewal application form. A renewal application shall be timely and sufficient. If the application is submitted prior to sixty days before the expiration of the permit, it will be considered timely and sufficient. If the renewal application is submitted at a later date, it will not be considered timely and sufficient unless it is submitted and made complete prior to the expiration of the operation permit. When the application for renewal is timely and sufficient, the existing permit shall remain in effect until the renewal application has been finally acted upon by the EPC or, if there is court review of the final agency action, until a later date is required by Section 120.60, Florida Statutes. [Rule 62-4.090, F.A.C.]

PERMITTEE:
Paradise, Inc.

PERMIT/CERTIFICATION NO.: 0570370-008-AO
PROJECT: Candied Fruit Manufacturing Operation

SPECIFIC CONDITIONS:

ENVIRONMENTAL PROTECTION
COMMISSION OF HILLSBOROUGH COUNTY


for Janet L. Dougherty
Executive Director

ATTACHMENT - GENERAL CONDITIONS

1. 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, Florida Statutes (F.S.). The permittee is placed on notice that the Department will review this permit periodically and may initiate enforcement action for any violation of these conditions.
2. 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 Department.
3. 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 any exclusive privileges. Neither does it authorize any injury to public or private property or any invasion of personal rights, nor any infringement of federal, state, or local laws or regulations. This permit is not a waiver of or approval of any other Department permit that may be required for other aspects of the total project which are not addressed in this permit.
4. Not applicable to Air Permits.
5. 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 Department rules, unless specifically authorized by an order from the Department.
6. 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, are required by Department rules. This provision includes 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 Department rules.
7. The permittee, by accepting this permit, specifically agrees to allow authorized Department personnel, upon presentation of credentials or other documents as may be required by law and at reasonable times, 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 reasonable necessary to assure compliance with this permit or Department rules.

Reasonable time may depend on the nature of the concern being investigated.

8. 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 the Department 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 and all damages which may result and may be subject to enforcement action by the Department for penalties or for revocation of this permit.

ATTACHMENT - GENERAL CONDITIONS

9. In 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 source which are submitted to the Department may be used by the Department as evidence in any enforcement case involving the permitted source arising under the Florida Statutes or Department rules, except where such use is prescribed by Section 403.111 and 403.73, F.S. Such evidence shall only be used to the extent it is consistent with the Florida Rules of Civil Procedure and appropriate evidentiary rules.

10. The permittee agrees to comply with changes in Department 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 Department rules.

11. This permit is transferable only upon Department 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 is approved by the Department.

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

13. This permit also constitutes:

- Determination of Best Available Control Technology (BACT)
- Determination of Prevention of Significant Deterioration (PSD)
- Compliance with New Source Performance Standards (NSPS)

14. The permittee shall comply with the following:

- a. Upon request, the permittee shall furnish all records and plans required under Department rules. During enforcement actions, the retention period for all records will be extended automatically unless otherwise stipulated by the Department.
- 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 recordings 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 Department 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.

15. When requested by the Department, 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 Department, such facts or information shall be corrected promptly.

16. Not applicable to Air Permits.

17. Not applicable to Air Permits.