

Post#  
Fax Note R7623  
To  
Fax#  
From  
Phone#

Date 6-27-00  
# of pages 2

Cindy Phillips  
290-6979  
R. Smith  
448-4310

Cindy Phillips  
6-27-00

Cindy,

Pra deep wanted me to fax you the page from the FESOP, because there are limits on material usage and emissions. He also wanted to know if they go ahead and apply for a title V at the facility's present location (downtown Williston) and then relocate, would that not trigger 112(g). I told him that I did not believe it would since the downtown facility would be an addition to an existing facility.

He is in contact with the EPA contact.

Rita

**PERMITTEE:**  
 Sebring Marine Industries, Inc.  
 212 Magnolia Street  
 Archer, Florida 32618

I.D. Number: 030027  
 Permit/Cert: 0750027-001-AF  
 Date of Issue: June 17, 1997  
 Expiration Date: November 21, 2001  
 Revised Date: July 9, 1997

**SPECIFIC CONDITIONS:**

1. The Facility I.D. No., the Permit No., the Project name, and the Emissions Unit I.D. for this source shall be used on all correspondence.
2. This facility is allowed to operate 8,760 hours per year. However, actual production/cleanup activity which results in release of VOC, OS, and HAPs emissions is limited to 4,380 hours per year. [Application dated July 30, 1996].
3. Pursuant to Rule 62-212.300, F.A.C., Rule 62-296.320(1), F.A.C., and the application dated July 30, 1996, the facility shall not exceed the following VOC/OS material usage and emissions limitations:

| POLLUTANT             | MATERIAL USAGE RATE<br>( lbs/12 month consecutive period) | MAXIMUM ALLOWABLE EMISSIONS<br>(tons/12 month consecutive period) |
|-----------------------|---|---|
| Styrene from Resin    | 384,600   | 7.19<br>NOTE (1)  |
| Styrene from Gel Coat | 51,500  | 2.76<br>NOTE (1)  |
| Total VOC             | ---   | 18.41<br>NOTE (1)   |
| Individual HAPs       | ---   | < 10<br>NOTE (1)  |
| Total HAPs            | ---   | < 25<br>NOTE (1)  |

NOTE (1) MACT/ Title V Applicability - HAP emissions have been calculated using current AP-42 emissions factors for styrene. Any change in the AP-42 styrene emission factors which result in a calculated increase in individual HAP emissions to 10 tons per year or more will require an application for a Title V permit or modification of this permit. Emissions Limits for this facility may be subject to change upon promulgation of MACT standards for fiberglass boat manufacture).

4. For informational purposes, the maximum VOC emission rates referenced in Specific Condition No. 4 are based upon the following VOC material usage and emission rates:

| MATERIAL<br>NOTE (1) | USAGE RATE<br>( lbs/12 month consecutive period) | EMISSIONS<br>(tons/12 month consecutive period) |
|----------------------|--|---|
| Catalyst             | 36,943   | 0.92  |
| Contact Cement       | 20,024   | 0.3   |
| Autofroth            | 10,000   | 0.01  |
| Vinyl Paint          | 27,093   | 7.18  |
| Mold Release Wax     | 218  | 0.05  |

# INTEROFFICE MEMORANDUM

**Sensitivity:** COMPANY CONFIDENTIAL

**Date:** 27-Mar-2000 05:34pm  
**From:** Rita Felton-Smith JAX 904/448-  
FELTON\_R@a1.depjax.dep.state.fl.us  
**Dept:**  
**Tel No:**

**To:** Cindy Phillips TAL ( PHILLIPS\_C@A1 )

**Subject:** Monterey

Cindy,  
Will this language be acceptable for the Subpart II condition?

I know when we've talked you mentioned just resin and gelcoat,  
not the others (adhesives, coatings).

Suggested added language by Pradeep:

"The marine coatings used by the permittee for bottom  
coatings and other exterior coatings (except for gelcoats,  
resins,  
adhesives, coating of wood parts and coatings used in a boat's  
enclosed  
cabin) shall comply with 40 CFR...(all the rest of the sentence  
and notes  
stay the same)."

Rita

**PERMITTEE:**  
 Seabring Marine Industries, Inc.  
 212 Magnolia Street  
 Archer, Florida 32618

I.D. Number: 0750033  
 Permit/Cert: 0750033-002-AC  
 Date of Issue:  
 Expiration Date:

**SPECIFIC CONDITIONS:**

1. The I.D. No. and Project name for this source shall be used on all correspondence.
2. The hours of operation are not restricted (24 H/D; 7 D/W; 52 W/Y; 8760 H/Y) per calendar year. [Rule 62-210.200(228), F.A.C., Definitions - Potential To Emit (PTE)]
3. The following maximum average total HAP content for the materials listed below shall not be exceeded without prior Department approval [MACT Determination dated September 10, 1999]:

| MATERIAL                                       | MAXIMUM AVERAGE TOTAL HAP CONTENT |
|--|-----------------------------------|
| Production Resins                              | 35%<br><b>NOTE (1)</b>            |
| Pigmented Gel Coats<br>Base Gel Coats          | 33%<br><b>NOTE (1)</b>            |
| Sprayed Tooling Resins<br><b>NOTE (2)</b>      | 30%<br><b>NOTE (1)</b>            |
| Non-atomized Tooling Resins<br><b>NOTE (2)</b> | 39%<br><b>NOTE (1)</b>            |
| Tooling Gel Coats<br><b>NOTE (2)</b>           | 40%<br><b>NOTE (1)</b>            |

**NOTE (1)** Based on Manufacturer's Safety Data (MSD) Sheets

**NOTE (2)** Used for making and repairing of molds.

4. The permittee shall only use carpet and fabric adhesives that do not contain any HAPs. [MACT Determination dated September 10, 1999]
5. The permittee shall use resin and gel coat cleaning solvents that do not contain any HAPs unless the facility elects to use solvent cleaning machines which comply with the requirements of 40 CFR 63 Subpart T- National Emission Standards for Halogenated Solvent Cleaning. [MACT Determination dated September 10, 1999]
6. The Permittee shall only apply production resins with non-atomizing application equipment. [MACT Determination dated September 10, 1999]
7. The permittee shall comply with either of the following provisions of 40 CFR Part 63, Subpart JJ, when applicable:
  - a. Use carpentry adhesives with a Volatile Hazardous Air Pollutant (VHAP) content of no greater than 0.2 lb VHAP/lb solids (0.2 kg VHAP/kg solids) as applied; or
  - b. Use of a control system that complies with the requirements of 40 CFR 63.804(e)(2) [National Emission Standards for Wood Furniture Manufacturing Operations, 40 CFR Part 63, Subpart JJ].

**NOTES:** Aerosol adhesives and contact adhesives applied to nonporous substrates are excluded.  
 Incidental use of wood furniture finishing materials and adhesives, of less than 100 gallons per month is exempt pursuant to 40 CFR Part 63, Subpart JJ.  
 [MACT Determination dated September 10, 1999]

**PERMITTEE:**  
 Seabring Marine Industries, Inc.  
 212 Magnolia Street  
 Archer, Florida 32618  
**SPECIFIC CONDITIONS:**

I.D. Number: 0750033  
 Permit/Cert: 0750033-002-AC  
 Date of Issue:  
 Expiration Date:

8. The permittee shall comply with the following provision of 40 CFR Part 63, Subpart II, when applicable:  
 The permittee shall only use marine coatings for the coating of surfaces (except for wood parts) that are compliant with the requirements of 40 CFR 63, Subpart II – National Emission Standards for Shipbuilding and Ship Repair (Surface Coating).  
**NOTE:** Incidental use of subject coating materials, of less than 52.8 gallons per coating and/or a total of 264 gallons per year, is exempt pursuant to 40 CFR Part 63, Subpart II.  
 [MACT Determination dated September 10, 1999]
9. The HAP emissions from mold sealing, releasing, stripping, and repair materials are not required to be controlled. [MACT Determination dated September 10, 1999]
10. The HAP emissions from the coating processes for exterior wood parts are not required to be controlled. [MACT Determination dated September 10, 1999]
11. The permittee may request alternative emissions standards in lieu of the above standards. In order for the FDEP to approve such a request, the permittee must satisfy applicable air permitting requirements, not limited to, but including the following:  
 a. Provided reasonable assurance of the resulting emissions being equivalent to FDEP’s MACT level;  
 b. Propose a method of demonstrating compliance; and,  
 c. Propose a mean of demonstrating on-going compliance.  
 [MACT Determination dated September 10, 1999]
12. The permitted maximum allowable emission rate for each pollutant is as follows:

| POLLUTANT                                    | LOCATION I.D.      | EMISSION RATE<br>TPY | FAC RULE        |
|--|--------------------|----------------------|-----------------|
| Styrene<br>(H163)                            | Emissions Unit 001 | 117                  | ---<br>NOTE (1) |
| Volatile<br>Organic<br>Compounds<br>NOTE (2) | Emissions Unit 001 | 228                  | ---<br>NOTE (1) |
| Visible<br>Emissions                         | Emission Point 01  | 5% Opacity           | 62-297.620(4)   |

**NOTE (1)** Rule 62-210.200(228), F.A.C., Definitions - Potential To Emit (PTE)

**NOTE (2)** Emissions from all VOCs and styrene emissions combined.

13. The permittee shall compile records on a monthly basis and maintain those records for a minimum of 5 years. The records shall include the following as a minimum:

**PERMITTEE:**  
 Seabring Marine Industries, Inc.  
 212 Magnolia Street  
 Archer, Florida 32618

I.D. Number: 0750033  
 Permit/Cert: 0750033-002-AC  
 Date of Issue:  
 Expiration Date:

**SPECIFIC CONDITIONS:**

**Specific Condition Number 13 Continued:**

- a. The identification of all coating used (resins, gelcoats, marine coating, adhesives, etc.),
- b. Seabring shall use the highest HAP/VOC content value from its products MSD sheets when ranges are provided, in all calculations,
- c. Certification of the as-supplied HAP/VOC content of each batch of coating, if different from Item b. above,
- d. Certification of the as-applied HAP/VOC content of each batch of coating, if different from Item b. above,
- e. The amount of each coating applied,
- f. The amount of thinner use, and
- g. Determination of compliance with the appropriate HAP limit which shall be based on a 3 month-rolling average.

[MACT Determination dated September 10, 1999]

- 14. The Permittee shall submit a semi-annual compliance report within 60 days of each 6-month period. The first report shall be submitted no later than 60 days following commencement of operation. [MACT Determination dated September 10, 1999]
- 15. The Permittee shall submit written notification to the Northeast District Office as soon as practicable, but no later than 30 days prior to commencement of modification of the existing manufacturing process under the terms of this permit.
- 16. Test the emissions for the following pollutant(s) within 45 days of startup under the terms of this permit, notify the Department 15 days prior to testing [FAC Rules 297.310(7)(a)1 and 297.310(7)(a)9], and submit the test report documentation to the Department within 45 days after completion of the testing [FAC Rule 297-310(8)(b)].

| POLLUTANT                     | TEST METHOD |
|-------------------------------|-------------|
| Visible Emissions<br>NOTE (1) | EPA 9       |

**NOTE (1)** To be conducted at Emission Point 01.

Tests and test reports shall comply with the requirements of FAC Rules 62-297.310(8) and 62-297.401, respectively.

- 17. The permittee shall allow no person to store, pump, handle, process, load, unload or use in any process or installation, volatile organic compounds (VOC) or organic solvents (OS) without applying known and existing vapor emission control devices or systems deemed necessary and ordered by the Department. The permittee shall continue to use the operational practices listed below:
  - 1. All solvents and raw material are stored and handled in appropriate containers equipped with tight fitting lids.
  - 2. Good housekeeping and training personnel in their respective task(s) at the facility.
  - 3. A lamination area exhaust stack fan shall be run at all times, including nights and weekends (with the exception of when plant operations are to be ceased for one week or greater), in order

**PERMITTEE:**  
Seabring Marine Industries, Inc.  
212 Magnolia Street  
Archer, Florida 32618

I.D. Number: 0750033  
Permit/Cert: 0750033-002-AC  
Date of Issue:  
Expiration Date:

**SPECIFIC CONDITIONS:**

**Specific Condition Number 17 Continued:**

to prevent the build-up of odor causing pollutants. The Department may require the running of additional fan(s), if deemed necessary.

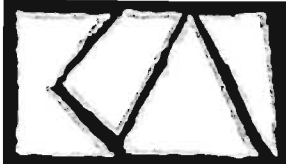
4. The gelcoat area exhaust stack fans shall be run during all gelcoat activities.
18. Reasonable precautions to prevent emissions of unconfined particulate matter at this facility shall include, as necessary, the application of dust suppressants, the paving and maintenance of roads, parking areas and yards, the use of hoods, fans, filters, and similar equipment to contain, capture and or/ vent particulate matter. [Rule 62-296.320(4)(c)2., F.A.C]
19. 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.]
20. Any revision(s) to a permit (and application) must be submitted to the Department, in writing, and approved by the Department prior to implementation.
21. A completed **Application for Air Permit - Title V Source** (application for a permit revision), with the compliance report is due at least 90 days prior to expiration of this construction permit, but no later than 180 days after commencement of operation under the terms of this permit. [Rule 62-213.420(1)(a)5.]

Executed in Jacksonville, Florida.

STATE OF FLORIDA DEPARTMENT  
OF ENVIRONMENTAL PROTECTION

---

Christopher L. Kirts, P.E.  
District Air Program Administrator



**KOOGLER & ASSOCIATES**  
**ENVIRONMENTAL SERVICES**

4014 NW THIRTEENTH STREET  
GAINESVILLE, FLORIDA 32609  
352/377-5822 ▪ FAX/377-7158

**RECEIVED**

MAR 16 2000

**BUREAU OF AIR REGULATION**

KA 525-98-02

March 14, 2000

Ms. Teri Donaldson, Esq.  
Office of General Counsel  
Florida Department of  
Environmental Protection  
Twin Towers Office Building  
2600 Blair Stone Road  
Tallahassee, FL 32399-2400

Subject: Motion for Extension of Time to  
File a Petition  
Seabring Marine Industries, Inc.  
Levy County, Florida

Dear Ms. Donaldson:

Attached is a request for an additional extension of time to file for a hearing in accordance with Rule 28-106, FAC.

If you have any questions concerning this request, please do not hesitate to contact me.

Very truly yours,

KOOGLER & ASSOCIATES

John B. Koogler, Ph.D., P.E.

JBK:par  
Encl.

c: Ms. Rita Felton-Smith, FDEP  
Ms. Cindy Phillips, FDEP  
Mr. F.J. Gombash, Seabring Marine



STATE OF FLORIDA  
DEPARTMENT OF ENVIRONMENTAL PROTECTION

In the Matter of an Application  
for Air Permit by

Seabring Marine Industries, Inc.  
1579 SW 18<sup>th</sup> Street  
Williston, FL 32696

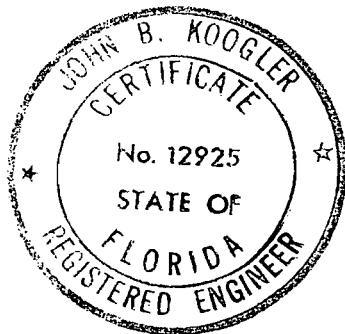
FDEP File No. 0750033-002-AC  
Levy County - AP

**MOTION FOR EXTENSION OF TIME**

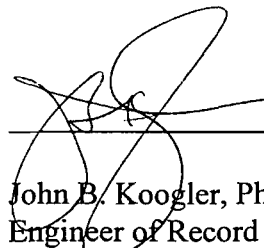
The Applicant, Seabring Marine Industries, Inc., by and through its undersigned Engineer of Record and pursuant to Rule 28-106, FAC, requests the Secretary of FDEP to grant an additional 60-day extension of time in which to file a petition. This will allow FDEP time to review the information submitted to FDEP on the Williston Plant permit application review.

Ms. Rita Felton-Smith, FDEP Air Permitting Engineer, has indicated that she has no objection to such an additional extension.

Dated the 14th day of March 2000 in Gainesville, Alachua County, Florida.

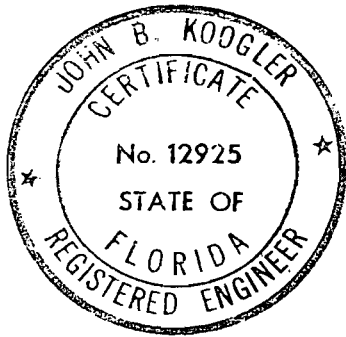


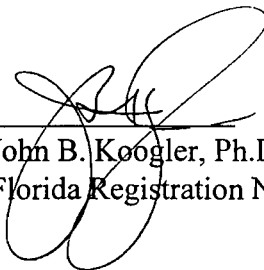
Koogler & Associates  
Environmental Services

  
\_\_\_\_\_  
John B. Koogler, Ph.D., P.E.  
Engineer of Record  
Florida Registration No. 12925  
4014 N.W. 13th Street  
Gainesville, FL 32609  
(352) 377-5822

**CERTIFICATE OF SERVICE**

I hereby certify that a copy of the foregoing has been furnished to Ms. Teri Donaldson, Office of the General Counsel, and Ms. Rita Felton-Smith, FDEP Northeast District, 7825 Baymeadows Way, Suite B200, Jacksonville, Florida 32256-7590, and Ms. Cindy Phillips, FDEP, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400, and Mr. F.J. Gombash, President, Seabring Marine Industries, Inc., 1579 SW 18<sup>th</sup> Street, Williston, Florida 32696, by FAX and by U.S. Mail, this 14th day of March 2000.



  
John B. Koogler, Ph.D., P.E.  
Florida Registration No. 12925



**KOOGLER & ASSOCIATES**

**ENVIRONMENTAL SERVICES**

4014 NW THIRTEENTH STREET  
GAINESVILLE, FLORIDA 32609  
352/377-5822 ■ FAX/377-7158

**RECEIVED**

DEC 09 1999

BUREAU OF AIR REGULATION

KA 525-98-02

December 6, 1999

Mr. Perry Odom, Esq.  
Office of General Counsel  
Florida Department of  
Environmental Protection  
Twin Towers Office Building  
2600 Blair Stone Road  
Tallahassee, FL 32399-2400

Subject: Motion for Extension of Time to  
File a Petition  
Seabring Marine Industries, Inc.  
Levy County, Florida

Dear Mr. Odom:

Attached is a request for an additional extension of time to file for a hearing in accordance with Rule 28-106, FAC.

If you have any questions concerning this request, please do not hesitate to contact me.

Very truly yours,

KOOGLER & ASSOCIATES

John B. Koogler, Ph.D., P.E.

JBK:par  
Encl.

c: Ms. Rita Felton-Smith, FDEP  
Ms. Cindy Phillips, FDEP  
Mr. F.J. Gombash, Seabring Marine

STATE OF FLORIDA  
DEPARTMENT OF ENVIRONMENTAL PROTECTION

In the Matter of an Application  
for Air Permit by

Seabring Marine Industries, Inc.  
212 Magnolia Street  
Archer, FL 32618

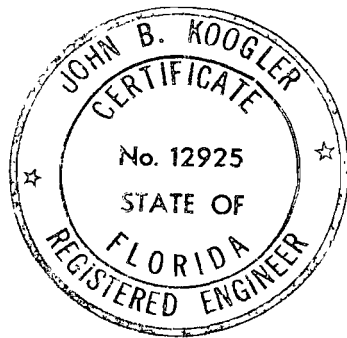
FDEP File No. 0750033-002-AC  
Levy County - AP

**MOTION FOR EXTENSION OF TIME**

The Applicant, Seabring Marine Industries, Inc., by and through its undersigned Engineer of Record and pursuant to Rule 28-106, FAC, requests the Secretary of FDEP to grant an additional 60-day extension of time in which to file a petition. This will allow FDEP time to review the information submitted to FDEP on the Williston Plant permit application review.

Ms. Rita Felton-Smith, FDEP Air Permitting Engineer, has indicated that she has no objection to such an additional extension.

Dated the 6th day of December 1999 in Gainesville, Alachua County, Florida.



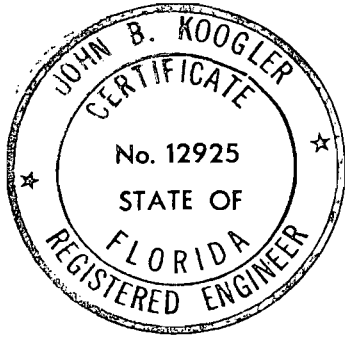
Koogler & Associates  
Environmental Services

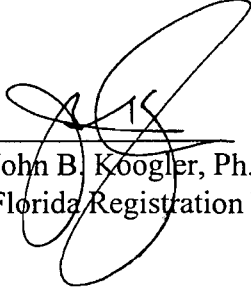
A handwritten signature in black ink, appearing to read "John B. Koogler", written over a horizontal line.

John B. Koogler, Ph.D., P.E.  
Engineer of Record  
Florida Registration No. 12925  
4014 N.W. 13th Street  
Gainesville, FL 32609  
(352) 377-5822

**CERTIFICATE OF SERVICE**

I hereby certify that a copy of the foregoing has been furnished to Mr. Perry Odom, Office of the General Counsel, and Ms. Rita Felton-Smith, FDEP Northeast District, 7825 Baymeadows Way, Suite B200, Jacksonville, Florida 32256-7590, and Ms. Cindy Phillips, FDEP, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400, and Mr. F.J. Gombash, President, Seabring Marine Industries, Inc., 212 Magnolia Street, Archer, Florida 32618, by FAX and by U.S. Mail, this 6th day of December 1999.



  
\_\_\_\_\_  
John B. Koogler, Ph.D., P.E.  
Florida Registration No. 12925



**KOOGLER & ASSOCIATES**  
**ENVIRONMENTAL SERVICES**  
4014 NW THIRTEENTH STREET  
GAINESVILLE, FLORIDA 32609  
352/377-5822 ■ FAX/377-7158

KA 525-98-02

November 17, 1999

**RECEIVED**

**NOV 18 1999**

**BUREAU OF AIR REGULATION**

Ms. Rita Felton-Smith  
Florida Department of  
Environmental Protection  
7825 Baymeadows Way, Suite B200  
Jacksonville, FL 32256-7590

**SUBJECT:** Monterey Boats - Williston Cruiser Plant  
Comments on Draft Air Construction Permit  
File No. 0750033-002-AC

Dear Ms. Felton-Smith:

This is in response to FDEP's draft permit for the above referenced project. The following comments on the draft permit conditions, including those based on the MACT determination, are submitted for your consideration.

1. Page 1 of 8, Permit Expiration Date:

It is requested that the permit expiration date be a minimum of three years from the date of issue. This will include sufficient time to construct, debug, conduct compliance testing and process a Title V permit application for the source.

2. Page 5 of 8, Specific Condition 3:

It is requested that a additional note be included to state that the HAP limits are not applicable to tooling resins and gelcoats if their respective usage is less than 100 gallons per year, a level at which EPA considers the usage to be incidental.

3. Page 5 of 8, Specific Condition 7:

The following language is suggested in order to clarify the condition:

"The source shall comply with either of the following provisions of 40 CFR 63, Subpart JJ, when applicable:

..NOTE 2: Incidental use of wood furniture finishing materials and adhesives, of less than 100 gallons per month, is exempt pursuant to 40 CFR 63, Subpart JJ."

4. Page 6 of 8, Specific Condition 8:

The following language is suggested in order to clarify the condition:

“The source shall comply with the following provision of 40 CFR 63, Subpart II, when applicable:

..NOTE: Incidental use of subject coating materials, of less than 52.8 gallons per coating and/or a total of 264 gallons per year, is exempt pursuant to 40 CFR 63, Subpart II.”

5. Page 6 of 8, Specific Condition 11:

The following language is suggested in order to clarify the condition:

“..In order for the FDEP to approve such a request, the permittee must satisfy applicable air permitting requirements..”

6. Page 7 of 8, Specific Condition 13:

The following language is suggested in order to clarify the condition:

“The permittee..

- a. Certification of the as-supplied HAP/VOC content of each batch of coating, if different from Item b. above,
- b. Certification of the as-applied HAP/VOC content of each batch of coating, if different from Item b. above,
- c. The amount of each coating applied,..”

7. Page 7 of 8, Specific Condition 14:

The following language is suggested to make the condition more practical:

“..period after commencing normal operation, the..”

8. Page 7 of 8, Specific Condition 15:

The following language is suggested to make the condition more practical:

“..45 days of achieving normal operation, the..”

9. Page 7 of 8, Specific Condition 16:

The following language is suggested to make the condition more practical:

“..3. A lamination area exhaust fan shall be run at all times,..”

10. Page 8 of 8, Specific Condition 17:

The following language is suggested to make the condition more practical:

“..shall include, as necessary, the application..”

11. Page 8 of 8, Specific Condition 18:

The following language is suggested to make the condition more practical:

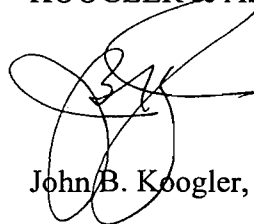
“..odor. The plant is permitted to emit air pollutants addressed in Specific Condition 12.”

Finally, it is our understanding, based on the permitting statement on Page 1 of 8, that the source will be required to comply with the conditions of the proposed permit upon completion of construction of the modification (production increase) for which the proposed permit is being issued. Until such time, the source will continue to comply with the existing air permit.

Thank you for considering our comments. Please let us know if you need any additional supporting information in order to accommodate the changes to the draft permit requested above. If you have any questions, do not hesitate to call Pradeep Raval or me.

Very truly yours,

KOOGLER & ASSOCIATES



John B. Koogler, Ph.D., P.E.

JBK:par  
Encl.

c: F.J. Gombash, Monterey Boats  
C. Phillips, DARM



# INTEROFFICE MEMORANDUM

**Sensitivity:** COMPANY CONFIDENTIAL

**Date:** 14-Oct-1999 11:28am  
**From:** Rita Felton-Smith JAX 904/448-  
FELTON\_R@a1.depjax.dep.state.fl.us

**Dept:**  
**Tel No:**

**To:** Cindy Phillips TAL ( PHILLIPS\_C@A1 )  
**CC:** Patricia Comer TAL ( COMER\_P@A1 )

**Subject:** Monterey Boats

Cindy,  
I received a telephone call today from Pradeep Raval (Koogler and Associates) concerning the draft construction permit for Seabring Marine- Monterey Boats, in Levy County.

As you remember, this facility received a construction permit from us to relocate its Archer facility (a Title V facility), to the Levy location back in April of this year.

On April 6, 1999, we received a construction permit application for this facility (at the new Levy County location) for an increase in its HAP and VOC emissions. (The facility plans on expanding over the next 5 years). The draft construction permit (issued 9/14), contained a case-by-case MACT determination prepared by you. The facility published the public notice on 9/24.

The facility has some concerns over the 35% resin content required by the case-by-case MACT. Apparently there is an issue over cost of product. Their feeling is that the manufacturers will create product that will meet this requirement once the MACT is promulgated.

The facility would like to construct/relocate the facility under the construction permit that was issued to them back in April. They would like to operate in accordance with the conditions of that construction permit and only put into effect the new construction permit (with the case-by-case MACT) when they plan on exceeding the limits of the April construction permit. They are asking for language to be placed in the draft AC stating the above.

If I remember correctly, there was talk between you and Pat about a piecemeal approach? I wanted to get your comments on this before I say a yes or no to Pradeep. The draft permit does not state that it supersedes the April construction permit. Pradeep asked whether the case-by-case MACT regulations put a timeframe on how long they were effective before being put to use. (He said that under BACT, a facility could obtain a BACT and not use it. However, after 18 months of nonuse, the facility would have to reapply for another BACT.?????)

Pat, BTW, the April construction permit requires the facility to apply for a Title V permit within 180 days of commencement of

operation, but no later than 90 days prior to expiration of the construction permit. I guess they could apply for a permit revision of the existing Title V permit to relocate it to the Levy County location as well, correct?

Rita