

STATE OF FLORIDA
DEPARTMENT OF ENVIRONMENTAL PROTECTION
NOTICE OF EXEMPTION

In the Matter of an
Application for Exemption by:

Mr. George K. Allen, General Manager
Indiantown Cogeneration, L.P.
P.O. Box 1799
Indiantown, Florida 34956

Facility I.D. No. 0850102
DEP File No. PA 90-31, PSD-FL-168
Indiantown Cogeneration, L.P.
Martin County

Enclosed are the conditions of the specific exemption allowing for the temporary installation of a package boiler. The subject facility is the Indiantown Cogeneration Plant located at 13303 Southwest Silver Fox Lane, Indiantown, Martin County. This exemption is issued pursuant to Chapter 403, Florida Statutes.

Any party to this order (permit) has the right to seek judicial review of the permit pursuant to Section 120.68, F.S., by the filing of a Notice of Appeal pursuant to Rule 9.110, Florida Rules of Appellate Procedure, with the Clerk of the Department in the Legal Office; 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 (thirty) days from the date this Notice is filed with the Clerk of the Department.

Executed in Tallahassee, Florida.



Trina Vielhauer, Chief
Bureau of Air Regulation

CERTIFICATE OF SERVICE

The undersigned duly designated deputy agency clerk hereby certifies that this SPECIFIC EXEMPTION was sent by certified mail (*) and copies were mailed by U.S. Mail before the close of business on March 31, 2003 to the person(s) listed:

Mr. George K. Allen, General Manager ICLP *

Mr. Nicholas Lareya, ICLP

Mr. Tom Tittle, SED

Mr. Hamilton S. Oven

Mr. David S. Dee, Landers & Parsons

Mr. A.J. Jablonowski, Earth Tech

Clerk Stamp

**FILING AND ACKNOWLEDGMENT
FILED**, on this date, pursuant to §120.52,
Florida Statutes, with the designated
Department Clerk, receipt of which is
hereby acknowledged.

Victoria Gibson / March 31, 2003
(Clerk) (Date)

Conditions

1. The package boiler shall be operated such that:
 - a. No visible emissions (5 percent opacity) are observed, except that visible emissions not exceeding 20 percent opacity are allowed for up to three minutes in any one-hour period
 - b. No objectionable odors are observed
 - c. Manufacturers guidelines are followed
2. The package boiler shall fire natural gas or propane only, and throughput shall be measured and recorded. No more than 150 million standard cubic feet (combined) shall be fired annually and operating hours plus fuel usage shall be tracked, separately identified and attributed to the annual throughput of the auxiliary boilers.
3. ICLP will notify the Department prior to the delivery of the temporary boiler and upon its removal. The notifications shall include proof that all other permit conditions identified herein can be or have been met.
4. Under no circumstance shall the temporary package boiler be on-site for more than 90 calendar days, nor operated for more than 60 calendar days during any calendar year.
5. The package boiler shall meet the ASME and Pressure Vessel Code Accreditation and utilize an ASME Code Symbol Stamp.
6. The package boiler shall be guaranteed to be capable of meeting a NO_x emission limit of 0.15 lb/MMBtu.
7. The package boiler shall not be operated at the same time as both auxiliary boilers.
8. The package boiler shall be disconnected and removed from the plant site within 15 days of the date that either the main PC boiler or both auxiliary boilers become operable.
9. ICLP shall request that Conditions 1 - 8 (above) be included within its Title V permit. This request shall be made in conjunction with the upcoming Title V permit renewal, or earlier as deemed appropriate by the applicant. The current Title V permit expires on August 23, 2004.

If the information providing the basis of this exemption is substantially changed, the owner or operator shall notify the Department's Bureau of Air Regulation at which time this exemption may be revoked.

Issuance of this conditional exemption does not relieve the owner or operator from compliance with any other applicable federal, state, or local requirements for approval and operation of these units. It does not preclude complying with Department rules regarding any future requirements to obtain an air permit should these units become subject to such requirements through rule changes.

**FINAL DETERMINATION
INDIANTOWN COGENERATION, L.P.
INDIANTOWN COGENERATION PLANT
TEMPORARY PACKAGE BOILER EXEMPTION**

The Department distributed a Public Notice package on February 13, 2003 for the project allowing for the temporary installation of a package boiler. The subject facility is the Indiantown Cogeneration Plant located at 13303 Southwest Silver Fox Lane, Indiantown, Martin County. The Public Notice of Intent to Issue was published on February 20 in The Stuart News.

No comments were received from the public.

No comments were received from the Fish and Wildlife Service or the U.S. Environmental Protection Agency (EPA).

No comments were received from the applicant.

CONCLUSION

This project will not cause or significantly contribute to a violation of any National Ambient Air Quality Standard or applicable increment.

The final action is to issue the exemption as proposed.