## STATE OF FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION NOTICE OF FINAL PERMIT MODIFICATION

In the Matter of an Application for Permit Modification

Mr. A. K. Sharma Kissimmee Utility Authority 1701 West Carroll Street Kissimmee, Florida 34741 DEP File No. 0970043-003C AC49-205703, PSD-FL-182 Cane Island Facility Osceola County

Enclosed is a letter that modifies Permit Number AC49-205703 (PSD-FL-182) The modification makes the following changes: 1) compliance with the nitrogen oxide emission limit will be demonstrated by using nitrogen oxide emission data collected during the annual Relative Accuracy Test Audit (RATA) testing; 2) removes the requirement for annual testing for particulate matter, sulfuric acid mist and VOC; 3) specifies that measured NO<sub>X</sub> emissions shall not be ISO corrected for comparison with the BACT standard; 4) excess emissions will be reported semiannually using data collected by the continuous emissions monitors and 5) monitoring of water to fuel and fuel-bound nitrogen will be waived as long as KUA follows excess emissions reporting procedures which are at least as stringent or are more stringent than the New Source Performance Standards (NSPS). This permit modification is issued pursuant to Section 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 14 (fourteen) days from the date this Notice is filed with the Clerk of the Department.

Executed in Tallahassee, Florida.

C. H. Fancy, P.E., Chief Bureau of Air Regulation

## CERTIFICATE OF SERVICE

The undersigned duly designated deputy agency clerk hereby certifies that this NOTICE OF FINAL PERMIT MODIFICATION (including the FINAL permit modification) was sent by certified mail (\*) and copies were mailed by U.S. Mail before the close of business on 6-15-97 to the person(s) listed:

Mr. A. K. Sharma, Kissimmee Utility Authority \*

Mr. Jerome Guidry, P.E., Perigee

Mr. Brian Beals, EPA

Mr. John Bunyak, NPS

Mr. Len Kozlov, CD

Clerk Stamp

FILING AND ACKNOWLEDGMENT FILED, on this date, pursuant to §120.52(7), Florida Statutes, with the designated Department Clerk, receipt of which is hereby acknowledged.

(Clerk)

n Other 8-15

## FINAL DETERMINATION -

Kissimmee Utility Authority

Amendment of Permit No. AC-0970043-003, PSD-FL-182 Cane Island Facility

An Intent to Issue an air construction permit amendment for Kissimmee Utility Authority's (KUA) Cane Island Facility located near Intercession City, Osceola County was distributed on September 30, 1996. The Notice of Intent was published in the Orlando Sentinel on October 6, 1996. Comments were submitted by KUA in response to the public notice. KUA requested that annual compliance with the NO<sub>x</sub> standard be demonstrated using data collected as part of the annual Relative Accuracy Test Audit (RATA) testing instead of using data recorded by the continuous emissions monitors. The department concludes this proposed procedure meets the intended NO<sub>x</sub> compliance testing requirement. In addition, KUA requested that excess emissions be reported semiannually instead of quarterly using data collected by the continuous emissions monitors. KUA also requested that monitoring of water to fuel and fuel-bound nitrogen be waived since they will report excess emissions using the data collected by the continuous monitoring system. This procedure is more stringent than the applicable New Source Performance Standards (NSPS) requirement.

The final action of the Department will be to issue the permit amendment as proposed.