

Tom



Florida Power & Light Company, Environmental Services Dept., P.O. Box 14000, Juno Beach, FL 33408

December 12, 2002

Mr. Lynn Haynes  
USEPA, Region 4  
Atlanta Federal Center  
61 Forsyth Street, SW  
Atlanta, Georgia 30303-3104

RECEIVED

DEC 16 2002

BUREAU OF AIR REGULATION

**Re: Submittal of Retired Unit Exemption  
FPL Riviera Plant Unit #2  
ORIS Code 619  
Unit ID # PRV2**

Dear Mr. Haynes:

Attached is a Retired Unit Exemption Form (40 CFR 72.8) for the above referenced PRV2 which is submitted for your approval. This Unit was taken out of service in December of 1991. FPL has been notified by the USEPA that they do not have a copy of the Retired Unit Exemption Form. I am therefore submitting the attached for your record files.

If further information is desired please contact me via telephone at (561) 691-2216 or via e-mail at [k\\_h\\_simmons@fpl.com](mailto:k_h_simmons@fpl.com).

Thank you, for your consideration in this matter.

Sincerely,

A handwritten signature in black ink that reads "K. H. Simmons".

K. H. Simmons  
Manager New Capacity Projects

Attachment

Cc: Ms. Nancy Kierspe, Designated Representative  
Mr. Scott M. Sheplak, Bureau of Air Regulation FDEP

# Retired Unit Exemption

For more information, see instructions and refer to Rule 62-214.340(2), F.A.C., and 40 CFR 72.8

This submission is:

New

Revised

Page 1

## STEP 1

Identify the unit by plant name, State, ORIS code and unit ID#.

Plant Name <b>Riviera</b>	STATE: FL	<b>619</b> ORIS Code	<b>PRV2</b> Unit ID#
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## STEP 2

Identify the first full calendar year in which the unit meets (or will meet) the requirements of Rule 62-214.340(2)(a), F.A.C.

January 1, 1992

## STEP 3

Read the special provisions.

### Special Provisions

(1) A unit exempt under Rule 62-214.340(2), F.A.C., shall not emit any sulfur dioxide and nitrogen oxides starting on the date that the exemption takes effect. The owners and operators of the unit will be allocated allowances in accordance with 40 CFR part 73 subpart B. If the unit is a Phase I unit, for each calendar year in Phase I, the designated representative of the unit shall submit a Phase I permit application in accordance with 40 CFR part 72 subparts C and D and an annual certification report in accordance with 40 CFR 72.90 through 72.92 and is subject to 40 CFR 72.95 and 72.96.

(2) A unit exempt under Rule 62-214.340(2), F.A.C., shall not resume operation unless the designated representative of the source that includes the unit submits a complete Acid Rain part application under Rule 62-214.320, F.A.C., for the unit not less than 24 months prior to the date on which the unit is first to resume operation.

(3) The owners and operators and, to the extent applicable, the designated representative of a unit exempt under Rule 62-214.340(2), F.A.C., shall comply with the requirements of Chapter 62-214, F.A.C., and the Acid Rain Program concerning all periods for which the exemption is not in effect, even if such requirements arise, or must be complied with, after the exemption takes effect.

(4) For any period for which a unit is exempt under Rule 62-214.340(2), F.A.C., the unit is not an Acid Rain unit and is not eligible to be an opt-in source under 40 CFR part 74. As a non-Acid Rain Unit, the unit shall continue to be subject to any other applicable requirements under 40 CFR part 70.

(5) For a period of 5 years from the date the records are created, the owners and operators of a unit exempt under Rule 62-214.340(2), F.A.C., shall retain at the source that includes the unit records demonstrating that the unit is permanently retired. The 5-year period for keeping records may be extended for cause, at any time prior to the end of the period, in writing by the EPA or the Department. The owners and operators bear the burden of proof that the unit is permanently retired.

(6) On the earlier of the following dates, a unit exempt under Rule 62-214.340(2), F.A.C., shall lose its exemption and become an Acid Rain Unit: (i) the date on which the designated representative submits an Acid Rain part application under paragraph (2); or (ii) the date on which the designated representative is required under paragraph (2) to submit an Acid Rain part application. For the purpose of applying monitoring requirements under 40 CFR part 75, a unit that loses its exemption under Rule 62-214.340(2), F.A.C., shall be treated as a new unit that commenced commercial operation on the first date on which the unit resumes operation.

## STEP 4

Read the appropriate certification and sign and date.

### Certification ( for designated representatives only)

I am authorized to make this submission on behalf of the owners and operators of the Acid Rain source or Acid Rain units for which the submission is made. I certify under penalty of law that I have personally examined, and am familiar with, the statements and information submitted in this document and all its attachments. Based on my inquiry of those individuals with primary responsibility for obtaining the information, I certify that the statements and information are to the best of my knowledge and belief true, accurate, and complete. I am aware that there are significant penalties for submitting false statements and information or omitting required statements and information, including the possibility of fine or imprisonment.

Name <b>Nancy Kierspe</b>	
Signature <i>Nancy Kierspe</i>	Date <i>12/12/02</i>

Plant Name (from Step 1)
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**STEP 4, cont'd.**  
**Read the appropriate**  
**certification and sign**  
**and date.**

**Certification ( for certifying officials only)**

I certify under penalty of law that I have personally examined, and am familiar with, the statements and information submitted in this document and all its attachments. Based on my inquiry of those individuals with primary responsibility for obtaining the information, I certify that the statements and information are to the best of my knowledge and belief true, accurate, and complete. I am aware that there are significant penalties for submitting false statements and information or omitting required statements and information, including the possibility of fine or imprisonment.

Name	
Signature	Date

**Certification ( for additional certifying officials, if applicable)**

I certify under penalty of law that I have personally examined, and am familiar with, the statements and information submitted in this document and all its attachments. Based on my inquiry of those individuals with primary responsibility for obtaining the information, I certify that the statements and information are to the best of my knowledge and belief true, accurate, and complete. I am aware that there are significant penalties for submitting false statements and information or omitting required statements and information, including the possibility of fine or imprisonment.

Name	
Signature	Date

**Certification ( for additional certifying officials, if applicable)**

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Name	
Signature	Date

# Acid Rain Program

## Instructions for Retired Unit Exemption

### Form (Rule 62-214.340(2), F.A.C., and 40 CFR 72.8)

*The Acid Rain regulations provide that an Acid Rain unit that is permanently retired is exempted from the requirements to obtain a Phase II acid rain part, monitor emissions, and hold allowances, except for requirements concerning reduced utilization in Phase I (1995-1999). The designated representative or certifying official(s) of such a unit must submit the Retired Unit Exemption form. The provisions governing the retired unit exemption are found at Rule 62-214.340(2), F.A.C.*

Please type or print. If assistance is needed, contact the title V permitting authority.

**STEP 1** Use the plant name and ORIS code listed on the Certificate of Representation (if any) for the Acid Rain source. An ORIS code is a 4 digit number assigned by the Energy Information Agency (EIA) at the U.S. Department of Energy to power plants owned by utilities. If the plant is not owned by a utility but has a 5 digit facility code (also assigned by EIA), use the facility code. If there is uncertainty regarding what the code number is, contact EIA at (202) 426-1234 (for ORIS codes), or (202) 426-1269 (for facility codes).

Identify the Acid Rain unit by providing the appropriate unit identification number. The identification number entered for the unit should be consistent with the Certificate of Representation (if any) for the Acid Rain source, with the unit identification numbers listed in NADB (for units that commenced operation prior to 1993), and with the unit identification number used in reporting to DOE and/or EIA. NADB is the National Allowance Data Base for the Acid Rain Program, and can be downloaded from the Acid Rain Program Website at "[www.epa.gov/acidrain/](http://www.epa.gov/acidrain/)" or obtained on diskette by calling the Acid Rain Hotline at (202) 564-9620. This data file is in dBase format for use on an IBM-compatible PC and requires 2 megabytes of hard drive memory.

**STEP 2** Enter the first full calendar year in which the unit is permanently retired. The exemption becomes effective January 1 of that year, but the unit may lose the exemption as provided in 40 CFR 72.8(d)(6).

**STEP 4** For a unit for which a designated representative has been authorized, the designated representative or alternate designated representative must read, sign, and date the certification at STEP 4 labeled "for designated representatives only" and submit this form.

If no designated representative has been authorized, a certifying official for each owner of the unit must read, sign, and date the certification at STEP 4 labeled "for certifying officials only" and submit this form. A certifying official is not required to submit a Certificate of Representation. If there is more than one owner of a unit for which no designated representative has been authorized, each owner of the unit must have a certifying official sign the appropriate certification at STEP 4.

### Submission Deadlines

The form must be submitted by December 31 of the first year in which the unit is to be exempt.

### Submission Instructions

Submit this form and 1 copy to the appropriate title V air permitting authority and a copy to:

U.S. Environmental Protection Agency  
Acid Rain Program (6204J)  
Attn: Retired Unit Exemption  
401 M St., SW  
Washington, DC 20460.

If you have questions regarding this form, contact your local, State, or EPA Regional acid rain contact, or call EPA's Acid Rain Hotline at (202)