

THE STATE OF FLORIDA
DEPARTMENT OF ENVIRONMENTAL PROTECTION

In the Matter of an
Application for Permit by:

OGC CASE NO.: 97-1620

FDEP Permit No.: 1070025-001-AV

Seminole Electric Cooperative, Inc.
Seminole Power Plant
Putnam County, Florida

REQUEST FOR ADDITIONAL EXTENSION OF TIME

By and through undersigned counsel, Seminole Electric Cooperative, Inc. (Seminole) hereby requests, pursuant to Florida Administrative Code Rules 28-106.111(3) and 62-103.050(1), an additional extension of time, to and including August 31, 1998, in which to file a Petition for Administrative Proceedings in the above-styled matter. As good cause for granting this request, Seminole states the following:

1. On or about September 12, 1997, Seminole received from the Department of Environmental Protection (Department) an "Intent to Issue Title V Air Operation Permit" (Permit No. 1070025-001-AV) for the Seminole Power Plant located in Putnam County, Florida. Along with the Intent to Issue, Seminole received a draft Title V permit and "Public Notice of Intent to Issue Title V Air Operation Permit."
2. Based on Seminole's review, the draft permit and associated documents contain several provisions that warrant clarification or correction.
3. This request is filed simply as a protective measure to avoid waiver of Seminole's right to challenge certain conditions contained in the draft Title V permit. Grant of this request

will not prejudice either party, but will further their mutual interest and hopefully avoid the need to file a petition and proceed to a formal administrative hearing.

4. The Department previously issued an Order granting an extension of time until June 30, 1998.

5. Mr. Scott Sheplak with the Bureau of Air Regulation has agreed to an additional extension on behalf of the Department until August 31, 1998.

WHEREFORE, Seminole respectfully requests that the time for filing of a Petition for Administrative Proceedings in regard to the Department's Intent to Issue Title V Air Operation Permit for Permit No. 1070025-001-AV be formally extended to and including August 31, 1998.

Respectfully submitted this 23 day of June, 1998.

HOPPING GREEN SAMS & SMITH, P.A.

By: Robert A. Manning

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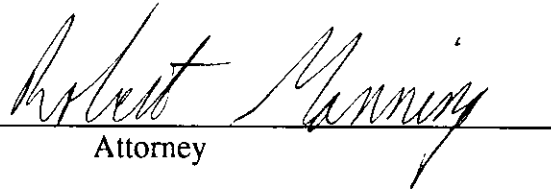
Attorneys for SEMINOLE ELECTRIC
COOPERATIVE, INC.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a copy of the foregoing has been furnished to the following
by U.S. Mail on this 23 day of June , 1998:

Clair H. Fancy, P.E., Chief
Bureau of Air Regulation
Department of Environmental Protection
2600 Blair Stone Road
Tallahassee, FL 32399-2400

Jeff Brown, Esq.
Department of Environmental Protection
Room 669
2600 Blair Stone Road
Tallahassee, FL 32399-2400



Attorney

BEFORE THE STATE OF FLORIDA
DEPARTMENT OF ENVIRONMENTAL PROTECTION

In Re: Seminole Electric Cooperative, Inc) .
Seminole Power Plant) DER CASE NO. PA 78-10F
Modification of Conditions)
of Certification)
Putnam County, Florida)
_____)

**FINAL ORDER MODIFYING
CONDITIONS OF CERTIFICATION**

On October 19, 1979, the Governor and Cabinet, sitting as the Siting Board, issued a final order approving certification for the Seminole Electric Cooperative, Inc. Seminole electrical power plant site. That certification order approved the construction and operation of a 1240 MW, coal-fired power plant and associated facilities located in Putnam County, Florida.

On November 11, 1996, January 7, January 10, and January 29, 1997, Seminole Electric (SECI) filed requests to amend the conditions of certification pursuant to Section 403.516(1)(b), Florida Statutes. SECI requested that the conditions be modified to allow the burning of petroleum coke as a supplementary fuel.

Copies of SECI's proposed modifications were made available for public review. On both November 29, 1996, and February 21, 1997, a Notice of Proposed Modification of Power Plant Certification was published in the Florida Administrative Weekly. As of March 13, 1997, all parties to the original proceeding had received copies of the intent to modify. The notices specified that a hearing would be held if a party to the original certification hearing objects within 45 days from receipt of the proposed modifications or a person not otherwise a party objects in writing within 30 days after issuance of the public notice. As of April 21, 1997, no written objection to the proposed modifications had been received by the Department. Accordingly, in the absence of any timely objection,

IT IS ORDERED:

The proposed changes to the SECI Seminole Power Plant as described in the November

11, 1996, January 7, January 10, and January 29, 1997, requests for modification are

APPROVED.

Pursuant to Section 403.516(1)(b), F.S., the conditions of certification for the Seminole Power Plant, are **MODIFIED** as follows:

I. A. Emission Limitations

2. Stack emissions from Units 1 and 2 shall comply with the following conditions when burning a mixture of coal and petroleum coke:

2.a. SO₂ Sulfur Dioxide Emissions

$$\text{Unit 1: } E_{\text{SO}_2} = [(\%C_{\text{HI}}/100) * (P_S) * (1 - (\%R_0/100))] \\ \div [(1 - (\%C_{\text{HI}}/100)) * (0.74 \text{ lb SO}_2/\text{MMBtu})] \quad (\text{Eqn. 1})$$

$$\text{Unit 2: } E_{\text{SO}_2} = [(\%C_{\text{HI}}/100) * (P_S) * (1 - (\%R_0/100))] \\ \div [(1 - (\%C_{\text{HI}}/100)) * (0.72 \text{ lb SO}_2/\text{MMBtu})] \quad (\text{Eqn. 2})$$

%C_{HI} = percent of coal on a heat input basis

P_S = potential SO₂ combustion concentration (unwashed coal without emission control systems) as defined by NSPS Subpart Da: lb SO₂/MMBtu, 30 day rolling average

%R₀ = overall percent SO₂ reduction from Equation 19-21 of EPA Reference Method 19. Per NSPS Subpart Da, %R₀ must not be less than 90%, 30-day rolling average

Compliance with the lb per million Btu heat input emission limitations and percent reduction requirement shall be determined on a 30-day rolling average basis.

2.b. Nitrogen oxide emissions:

i. 0.60 lb. per million Btu heat input, and 35 percent of the potential combustion concentration (65 percent reduction). Compliance with the lb. per million Btu heat input emission limitation and percent reduction requirement shall be determined on a 30-day rolling average basis. Compliance with the 0.60 lb. per million Btu heat input emission limitation shall also constitute compliance with the 65 percent reduction requirement; and

ii. 0.50 lb. per million Btu heat input determined on an annual average basis.

when subject to the 40 CFR § 76.8 Early Election Program for Group 1, Phase II Boilers or in any year when petcoke is burned.

2.c. Particulate Matter Emissions

0.03 lb. per million Btu heat input, and 1 percent of the potential combustion concentration (99 percent reduction). Compliance with the 0.03 lb. per million Btu heat input emission limitation shall also constitute compliance with the 99 percent reduction requirement.

2.d. Carbon Monoxide Emissions

The permittee shall maintain and submit to the Department, on an annual basis for a period of five years from the date the units begin firing petroleum coke, test results demonstrating that the operational changes did not result in a significant emissions increase of the pollutant when compared to the past actual coal levels. The carbon monoxide emissions shall be based on test results using EPA Method 10.

2.e. Sulfuric Acid Emissions

The permittee shall maintain and submit to the Department on an annual basis for a period of five years from the date the units begin firing petroleum coke, test results demonstrating that the operational changes did not result in a significant emissions increase of the pollutant when compared to the past actual coal levels. The sulfuric acid mist emissions shall be based on test results using EPA Method 8.

2.f. Fuel Specifications

Fuels fired shall consist of coal and petroleum coke blends containing a maximum of 30 percent petroleum coke by weight. The maximum weight of the petroleum coke burned shall not exceed 186,000 pounds per hour (averaged over 24 hours). The petroleum coke sulfur content shall not exceed 7.0 percent by weight, dry basis.

3. and 4. No Change

5. Handling of Petroleum Coke

All prior conditions of approval that address coal handling shall also apply to the handling of petroleum coke.

6. For the Electric Utility Steam Generating Units When Burning No 2 Fuel Oil

Use of No. 2 Fuel oil is authorized for startups, flame stabilization and required emergency electric reserve capacity. It is also authorized for normal continuous operation when coal quality, process conditions, and/or burner equipment prevent meeting demand with solid fuels only.

D. Reporting

1.- 3. No Change

4. Documentation verifying that the coal and petroleum coke fuel blends

combusted in Units 1 and 2 have not exceeded the 30 percent maximum petroleum coke by weight limit specified by Condition of Approval. Section D., Item 6 shall be maintained and submitted to the Department's Northeast District Office with each annual report.

5. The Permittee shall maintain and submit to the Department, on an annual

basis for a period of five years from the date the units begin firing petroleum coke, data demonstrating that the operational changes associated with the use of petroleum coke did not result in a significant emission increase pursuant to Rule 62-10.2000(12)(d), F.A.C.

XII. FGD/Sludge Landfill and Coal Pile.

SECI is authorized, pursuant to § 62-701.320(1), F.A.C., to utilize flyash from the Seminole Power Plant and from other coal fired electric generating facilities in the on-site FGD sludge stabilization process.

Adequate geophysical testing of landfill increments 1 and 2 and any subsequent increments shall be conducted in accordance with Chapter 62-701, F.A.C.

The existing and proposed FGD landfill areas shall be monitored and studied ----.

XXV. Modification of Conditions

The conditions of this certification may be modified in the following manner:

A. No change.

B. This certification shall be automatically modified to conform to any subsequent

amendments, modifications, or renewals made by DEP under a federally delegated or approved program to any separately issued Prevention of Significant Deterioration (PSD) permit, Title V Air Permit, or National Pollutant Discharge elimination System (NPDES) permit for the certified facility. SECI shall send each party to the original certification proceedings (at the party's last known address as shown in the record of such proceeding) notice of requests submitted by SECI for modifications or renewals of the above listed permits if the request involves a relief mechanism (e.g., mixing zone, variance, etc.) from state standards, a relaxation of conditions included in the permit due to state permitting requirements, or the inclusion of less restrictive air emission limitations in the air permits. DEP shall notify all parties to the certification proceeding of any intent to modify conditions under this section prior to taking final agency action.

C. All other modifications shall be made in accordance with Section 403.516, Florida Statutes.

Any party to this Notice has the right to seek judicial review of the Order pursuant to Section 120.68, Florida Statutes, by the filing of a Notice of Appeal pursuant to Rule 9.110, Florida Rules of Appellate Procedure, with the clerk of the Department of Environmental Protection in the Office of General Counsel, 3900 Commonwealth Boulevard, Tallahassee, Florida 32399-3000, Mail Station 35, 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 days from the date that the Final Order is filed with the Department of Environmental Protection.

DONE AND ENTERED this 9th day of May, 1997 in Tallahassee,
Florida.

STATE OF FLORIDA, DEPARTMENT
OF ENVIRONMENTAL PROTECTION

FILING AND ACKNOWLEDGEMENT
FILED, on this date, pursuant to S120.52
Florida Statutes, with the designated
Department Clerk, receipt of which
is hereby acknowledged.

Rebecca B. 5/12/97
Clerk Date

Kim B. Lynette
for VIRGINIA B. WETHERELL

SECRETARY
3900 Commonwealth Boulevard
Tallahassee, FL 32399-3000
(904) 488-1554

I HEREBY CERTIFY that a copy of the foregoing was sent by U.S. Mail to the following this 10th
day of ~~April~~ ^{May}, 1997.

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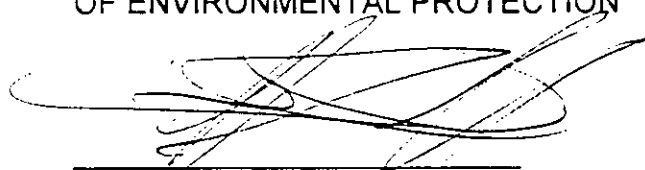
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STATE OF FLORIDA, DEPARTMENT
OF ENVIRONMENTAL PROTECTION

A handwritten signature in black ink, appearing to read "Charles T. Collette", written over a horizontal line.

Charles T. (Chip) Collette
Assistant General Counsel

State of Florida
Department of Environmental Protection
3900 Commonwealth Boulevard, MS 35
Tallahassee, FL 32399-3000
(904) 921-9704

72 NOV 1990

BEFORE THE STATE OF FLORIDA
DEPARTMENT OF ENVIRONMENTAL REGULATION

In Re:)
Seminole Electric Cooperative, Inc.)
Seminole Power Plant)
Power Plant Certification)
Modification Request)
No. PA 78-10)
Putnam County, Florida)

FINAL ORDER MODIFYING CONDITIONS
OF CERTIFICATION

On August 29, 1990, Seminole Electric Cooperative, Inc. submitted a request to modify the Conditions of Certification for the Seminole Power Plant relating to the construction and operation of a rail car maintenance and surface coating facility at the Seminole Power Plant site. The requested modification was submitted pursuant to Section 403.516, F.S., to the Department and parties to the original 1978-1979 certification proceedings.

On November 9, 1990, a Notice of Request for Modification of Power Plant Certification was served on all parties with a provision that a hearing would be held if requested on or before December 24, 1990. No hearing was requested. No party has objected to the proposed modification:

THEREFORE, IT IS ORDERED:

The Department hereby modifies the Conditions of Certification for the Seminole Power Plant as follows:

Condition XXVI. is added as follows:

XXVI. Rail Car Maintenance Facility

The rail car maintenance and surface coating facility shall be designed, constructed and operated in conformance with chapters 17-2, 17-25, and 17-302, F.A.C. and the following limitations:

A. Visible Emissions - shall not exceed 20% opacity.

B. VOC Emissions - shall not exceed 37.7 lbs/hr. or 7.84 T/year.

C. Particulate Emissions - Unconfined particulate emissions from abrasive blasting shall be controlled as required by Section 17-2.610(3)(c), F.A.C., using the

following precautions:

1. Only the interior of the railcars shall be cleaned.
 2. The cover and the partial enclosure of the shelter will act as a windbreak to minimize the amount of residual particulate that becomes airborne.
- D. Stormwater Runoff - shall be collected in existing runoff ditches and routed to percolation/evaporation areas on site.
- E. Wastewater - There shall be no discharge of wastewater from the maintenance facility site.
- F. sanitary Waste - Shall be disposed of in accordance with the applicable substantive requirements of chapter 10D-6, F.A.C.
- G. Water - The associated drinking water system shall comply with the substantive requirements of chapters 10-D-4, 17-550 and 17-555, F.A.C. consumptive use of groundwater shall be governed by the non-procedural provisions of 40C-2.381, F.A.C. and Section 18.0.1, Part III, "Applicants Handbook consumptive Uses of Water."

NOTICE OF RIGHTS

Any party to this Order has the right to seek judicial review of this Order pursuant to Section 120.68, Florida Statutes by filing a Notice of Appeal pursuant to Rule 9.110, Florida Rules of Appellate Procedure, with the Clerk of the Department in the Office of the General counsel, 2600 Blair Stone Road, Tallahassee, Florida, 32399-2400; and by filing a copy of the Notice of Appeal accompanied by the appropriate filing fees with the appropriate district court of appeal. The Notice of Appeal must be filed within 30 days from the date of the Final Order is filed with the clerk of the Department.

DONE AND ORDERED this 26 day of March, 1991, in Tallahassee, Florida

STATE OF FLORIDA DEPARTMENT
OF ENVIRONMENTAL REGULATION



CAROL M. BROWNER
SECRETARY

Certificate of Service

I hereby certify that a copy of the petition of Modification of the Seminole Power Plant Site Certification was sent to the following parties by United States mail on March 26, 1991.

Ms. Kathryn Funchess
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Lake City, FL 32055

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Suwannee River Water Management
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Hamilton S. Owen, Jr.

for Richard Donelan
Assistant General Counsel

State of Florida Department
of Environmental Regulation
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Telephone: (904) 488-9730

CONDITIONS OF CERTIFICATION

1. Air

The Construction and operation of Units No. 1 and 2 at the Seminole steam electric power plant site shall be in accordance with all applicable provisions of Chapters 17-2, 17-5 and 17-7, Florida Administrative Code. In addition to the foregoing, the permittee shall comply with the following conditions of certification:

A. Emission Limitations

1. Stack emissions from Units 1 and 2 shall not exceed the following when burning coal:
 - a. SO₂ - 1.2 lb. per million BTU heat input, maximum two hour average.
 - b. NO_x - 0.60 lb. per million BTU heat input.
 - c. Particulates - 0.03 lb. per million BTU heat input.
2. The height of the boiler exhaust stack for Units No. 1 & 2 shall not be less than 675 ft. above grade.
3. Particulate emissions from the coal handling facilities:
 - a. The applicant shall not cause to be discharged into the atmosphere from any coal processing or conveying equipment, coal storage system or coal transfer and loading system processing coal, visible emissions which exceed 20 percent opacity. Particulate emissions shall be controlled by use of control devices having a removal efficiency of not less than 99.9%.
 - b. The applicant must submit to the Department within ten (10) working days after it becomes available, copies of technical data pertaining to the selected particulate emissions control for the coal handling facility. These data should include, but not be limited to, guaranteed efficiency and emission rates, and major design parameters such as air/cloth ratio and flow rate. The Department may, upon review of these data, disapprove the use of such device if the Department determines the selected control device to be inadequate to meet the emission limits specified in 3(a) above. Such disapproval shall be issued within 30 days of receipt of the technical data.
4. Particulate emissions from the FGD sludge fixing facility shall be in compliance with Section 17-2.05(2).

2. Air Monitoring Program

1. The permittee shall install and operate continuously monitoring devices for the Units No. 1 & 2 boiler exhausts for sulfur dioxide, nitrogen dioxide and opacity. The monitoring devices shall meet the applicable requirements of Section 17-2.08, IAC. The opacity monitor may be placed in the duct work between the electrostatic precipitator and the FGD scrubber.

2. The permittee shall operate the two ambient monitoring devices for sulfur dioxide as generally shown on Figure 1. in accordance with EPA reference methods in 40 CFR, Part 53 and two ambient monitoring devices for suspended particulates as generally shown on Figure 1. The monitoring devices shall be specifically located at a location approved by the Department. The frequency of operation shall be every six days commencing as specified by the Department.

3. The permittee shall maintain a daily log of the amounts and types of fuels used and copies of fuel analyses containing information on sulfur content, ash content and heating values.

4. The permittee shall provide sampling ports into the stack and shall provide access to the sampling ports, in accordance with DER Publication, Standard Sampling Techniques and Methods of Analysis for the Determination of Air Pollutants from Point Source, July 1975.

5. The ambient monitoring program may be reviewed annually beginning two years after start-up of Unit No. 2 by the Department and the permittee.

6. Prior to operation of the source, the applicant shall submit to the Department a standardized plan or procedure that will allow the applicant to monitor emission control equipment efficiency and enable the applicant to return malfunctioning equipment to proper operation as expeditiously as possible.

C. Stack Testing:

1. Within 60 calendar days after achieving the maximum capacity at which each unit will be operated, but no later than 180 operating days after initial startup, the owner or operator shall conduct performance tests for particulates and SO₂ and furnish the Department a written report of the results of such performance tests.

2. Performance tests shall be conducted and data reduced in accordance with methods and procedures in accordance with DER's Standard Sampling Techniques and Methods of Analysis for Determination on Air Pollutants from Point Sources, July 1975.

3. Performance tests shall be conducted under such conditions as the Department shall specify based on representative performance of the facility. The owner or operator shall make available to the Department such records as may be necessary to determine the conditions of the performance tests.
4. The owner or operator shall provide 30 days prior notice of the performance tests to afford Department the opportunity to have an observer present.
5. Stack tests for particulates and SO₂ shall be performed annually in accordance with conditions C. 2, 3, and 4 above.

D. Reporting

1. For each Unit, stack monitoring, fuel usage and fuel analysis data shall be reported to the Department on a quarterly basis commencing with the start of commercial operation in accordance with 40 CFR, Part 60, Section 60.7., and in accordance with Section 17-2.08, FAC.
2. Ambient air monitoring data shall be reported to the Department quarterly commencing on the date of certification by the last day of the month following the quarterly reporting period utilizing the SAROAD or other format approved by the Department in writing.
3. Beginning one month after certification the applicant shall submit to the Department a quarterly status report briefly outlining progress made on engineering design and purchase of major pieces of equipment (including control equipment). All reports and information required to be submitted under this condition shall be submitted to the Administrator of Power Plant Siting, Department of Environmental Regulation, 2600 Blair Stone Road, Tallahassee, Florida 32301.

II. Water Discharges

Any discharges into any waters of the State during construction and operation of Units No. 1 & 2 shall be in accordance with all applicable provisions of Chapter 17-3, Florida Administrative Code and 40 CFR, 423, Effluent Guidelines and Standards for Steam Electric Power Generating Point Source Category except as provided herein. Also the permittee shall comply with the following conditions of certification:

A. Plant Effluents and Receiving Body of Water

For discharges made from the power plant the following conditions shall apply.

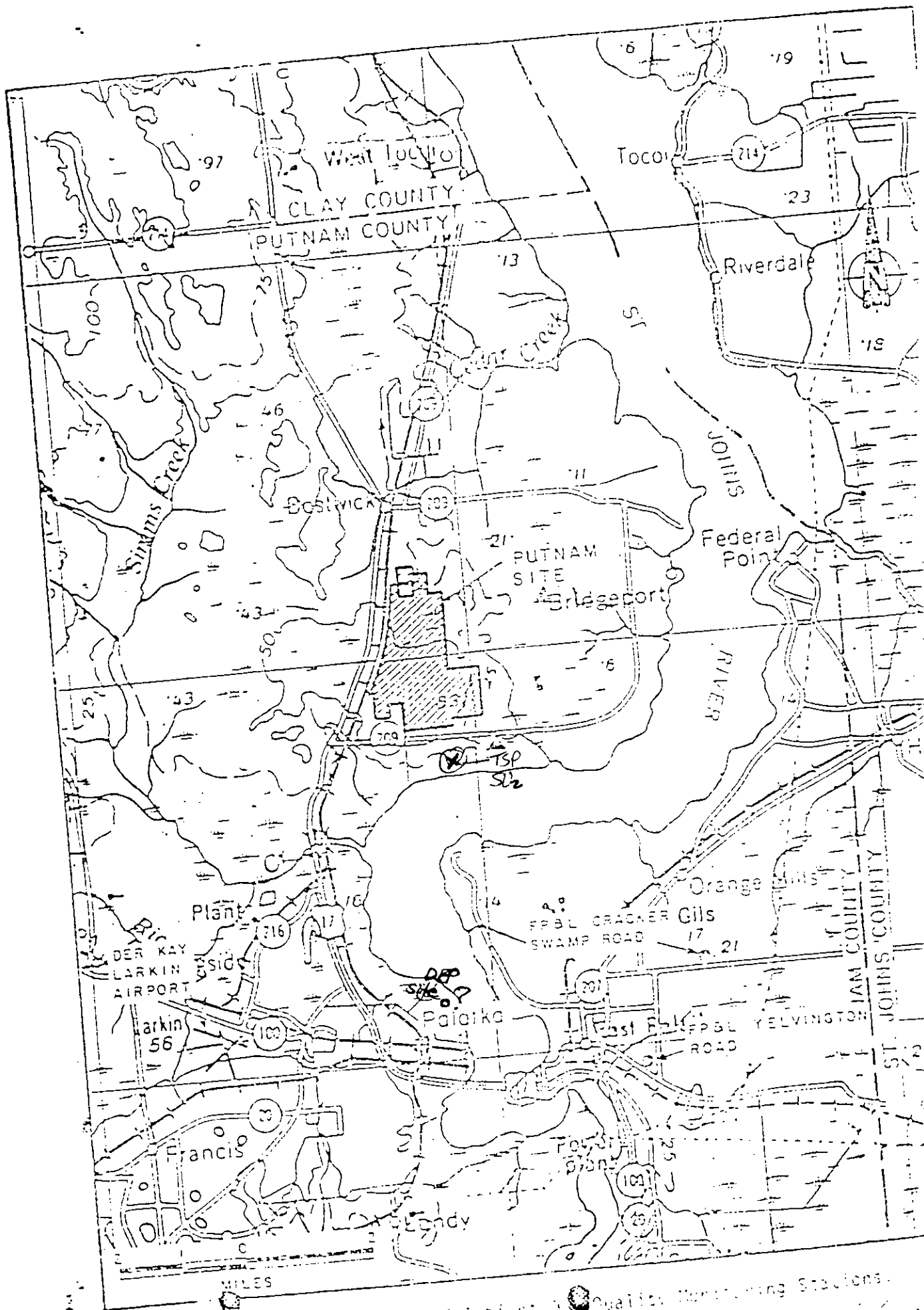


Fig. 1. Location of Putnam Quality Monitoring Stations.

**STATE OF FLORIDA
DEPARTMENT OF ENVIRONMENTAL PROTECTION**

**SEMINOLE ELECTRIC
COOPERATIVE, INC.,**

Petitioner,

vs.

OGC CASE NO. 97-1620

**STATE OF FLORIDA DEPARTMENT
OF ENVIRONMENTAL PROTECTION,**

Respondent.

_____ /

**ORDER GRANTING REQUEST FOR EXTENSION
OF TIME TO FILE PETITION FOR HEARING**

This cause has come before the Florida Department of Environmental Protection (Department) on receipt of a request made by Petitioner, Seminole Electric Cooperative, Inc., to grant an extension of time to file a petition for an administrative hearing on Application No. 1070025-001-AV. See Exhibit 1.

Counsel for Petitioner has discussed this request with counsel for the Respondent Department. The Department has no objection to it. Therefore,

IT IS ORDERED:

The request for an extension of time to file a petition for administrative proceeding is granted. Petitioner shall have until June 30, 1998, to file a petition in this matter. Filing shall be complete on receipt by the Office of General Counsel, Department of Environmental Protection, 3900 Commonwealth Boulevard, Mail Station 35, Tallahassee, Florida 32399-3000.

DONE AND ORDERED on this 15th day of April 1998 in Tallahassee,
Florida.

STATE OF FLORIDA DEPARTMENT
OF ENVIRONMENTAL PROTECTION

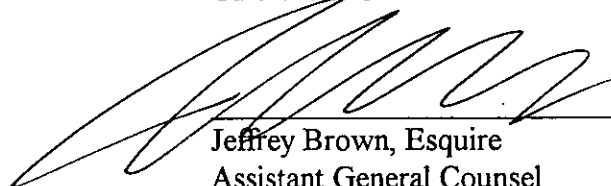

F. PERRY ODOM
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CERTIFICATE OF SERVICE

I CERTIFY that a true copy of the foregoing was mailed to Robert A. Manning, 123
South Calhoun Street, Post Office Box 6526, Tallahassee, Florida 32314, on this 15 day of
April 1998.

STATE OF FLORIDA DEPARTMENT
OF ENVIRONMENTAL PROTECTION


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THE STATE OF FLORIDA
DEPARTMENT OF ENVIRONMENTAL PROTECTION

In the Matter of an
Application for Permit by:

OGC CASE NO.: 97-1620

FDEP Permit No.: 1070025-001-AV

Seminole Electric Cooperative, Inc.
Seminole Power Plant
Putnam County, Florida

RECEIVED
MAR 27 1998

Dept. of Environmental Protection
Office of General Counsel

REQUEST FOR ADDITIONAL EXTENSION OF TIME

By and through undersigned counsel, Seminole Electric Cooperative, Inc. (Seminole) hereby requests, pursuant to Florida Administrative Code Rules 28-106.111(3) and 62-103.050(1), an additional extension of time, to and including June 30, 1998, in which to file a Petition for Administrative Proceedings in the above-styled matter. As good cause for granting this request, Seminole states the following:

1. On or about September 12, 1997, Seminole received from the Department of Environmental Protection (Department) an "Intent to Issue Title V Air Operation Permit" (Permit No. 1070025-001-AV) for the Seminole Power Plant located in Putnam County, Florida. Along with the Intent to Issue, Seminole received a draft Title V permit and "Public Notice of Intent to Issue Title V Air Operation Permit."
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5. Mr. Scott Sheplak with the Bureau of Air Regulation has agreed to an additional extension on behalf of the Department until June 30, 1998.

WHEREFORE, Seminole respectfully requests that the time for filing of a Petition for Administrative Proceedings in regard to the Department's Intent to Issue Title V Air Operation Permit for Permit No. 1070025-001-AV be formally extended to and including June 30, 1998.

Respectfully submitted this 27 day of March, 1998.

HOPPING GREEN SAMS & SMITH, P.A.

By: Robert A. Manning
Robert A. Manning
Fla. Bar No. 0035173
123 South Calhoun Street
Post Office Box 6526
Tallahassee, FL 32314
(850) 222-7500

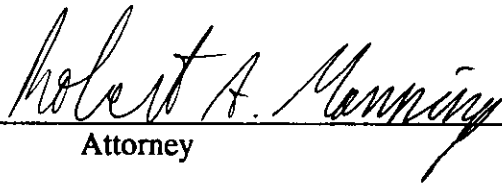
Attorneys for SEMINOLE ELECTRIC
COOPERATIVE, INC.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a copy of the foregoing has been furnished to the following
by U.S. Mail on this 27 day of March, 1998:

Clair H. Fancy, P.E., Chief
Bureau of Air Regulation
Department of Environmental Protection
2600 Blair Stone Road
Tallahassee, FL 32399-2400

Jeff Brown, Esq.
Department of Environmental Protection
Room 669
2600 Blair Stone Road
Tallahassee, FL 32399-2400



Attorney

THE STATE OF FLORIDA
DEPARTMENT OF ENVIRONMENTAL PROTECTION

5071
RECEIVED

MAR 30 1998

BUREAU OF
AIR REGULATION

In the Matter of an
Application for Permit by:

OGC CASE NO.: 97-1620

FDEP Permit No.: 1070025-001-AV

Seminole Electric Cooperative, Inc.
Seminole Power Plant
Putnam County, Florida

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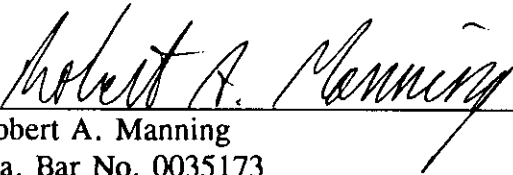
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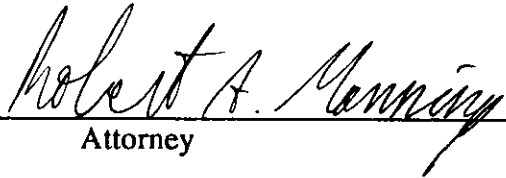
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2600 Blair Stone Road
Tallahassee, FL 32399-2400

Jeff Brown, Esq.
Department of Environmental Protection
Room 669
2600 Blair Stone Road
Tallahassee, FL 32399-2400



Attorney

Date: 4/7/98 10:06
From: Ed Svec TAL
Subject: Re: Title V : Seminole Electric
To: Mike Roddy

Ed: Robert Manning indicated to me that in a recent conversation he had

with Scott Sheplak that the only remaining issues with our permit appears to be with ambient air monitoring and the MW load vs. heat input.

Based on Mannings conversation with Sheplak and the Departments response

to EPA's objection to the FPL permits we have put together some language

to be added to the "Brief Description" section and also as a permitting

note under condition A.1. I think this should work for both of us.

Please review and let me know what you think and keep me posted on

what's going on with the ambient monitoring issue. Thanks Mike Roddy.

Mike:

We thank you for the suggestion. However, it is our opinion after dealing with the EPA objections to the FPL permits that the MMBtu/hr heat input limitations must remain in the permit and be monitored because:

1. The heat input limits the capacity of the unit.
2. The heat input sets the emissions limits in pounds per hour and tons per year.
3. Heat input is the basis of the emissions limits in the NSPS.
4. The EPA requires demonstration of continuing compliance. In this case the would require compliance on a 3-hour average because that is the stack testing duration.

Is there not some reasonable method that the heat input could be estimated by using, say, the Btu content supplied by the vendor and the usage rate? Let us know what you think.

Ed Svec

Date: 4/3/98 6:28:28 PM
From: Mike Roddy
Subject: Title V : Seminole Electric
To: svec_e

Ed: Robert Manning indicated to me that in a recent conversation he had with Scott Sheplak that the only remaining issues with our permit appears to be with ambient air monitoring and the MW load vs.heat input. Based on Mannings conversation with Sheplak and the Departments response to EPA's objection to the FPL permits we have put together some language to be added to the "Brief Description" section and also as a permitting note under condition A.1. I think this should work for both of us. Please review and let me know what you think and keep me posted on what's going on with the ambient monitoring issue. Thanks Mike Roddy.

RFC-822-headers:

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(PMDF V5.0-8 #7204) id <01IVFP8FXECG0004TN@EPIC66.DEP.STATE.FL.US> for
svec_e@dep.state.fl.us; Fri, 03 Apr 1998 14:26:54 -0400 (EDT)

Received: from host116.seminole-electric.com ([207.120.117.116])

by mml.sprynet.com with SMTP id <227710-26742>; Fri, 03 Apr 1998 11:19:50 -0800

Organization: Seminole Electric Cooperative, Inc

X-Mailer: Mozilla 3.0 (Win16; I)

HOPPING GREEN SAMS & SMITH

PROFESSIONAL ASSOCIATION

ATTORNEYS AND COUNSELORS

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February 3, 1998

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KAREN M. PETERSON
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OF COUNSEL
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DAVID L. POWELL
WILLIAM D. PRESTON
CAROLYN S. RAEPPEL
DOUGLAS S. ROBERTS
GARY P. SAMS
ROBERT P. SMITH
CHERYL G. STUART

BY HAND-DELIVERY

Scott Sheplak
Department of Environmental Protection
Division of Air Resources Management
2600 Blair Stone Road, MS 5505
Tallahassee, FL 32399-2400

RECEIVED

FEB 03 1998

**BUREAU OF
AIR REGULATION**

Re: Supplemental Comments on the Seminole Draft Title V Permit
Permit No. 1070025-001-AV

Dear Mr. Sheplak:

On behalf of Seminole Electric Cooperative, Inc. (Seminole), this letter is written to provide supplemental comments on Seminole's Draft Title V Permit, specifically Conditions A.21 and A.22 relating to excess emissions. Seminole appreciates the Department's continued cooperation in processing its Title V permit. After you have reviewed the information in this letter, please contact either Mike Roddy at Seminole at (813) 963-0994 or myself at the number listed above at your earliest convenience.

On pages 5 and 6 of Seminole's October 15, 1997 comment letter, Seminole requested that the excess emissions provisions in Conditions A.21 and A.22 (derived from Rule 62-210.700, Fla. Admin. Code) be deleted and that the applicable excess emissions provisions from 40 CFR Part 60 be moved to this section of the Title V permit. In the Department's written response and subsequent meeting on December 9, 1997, we understood the Department to take the position that the excess emission provisions under 40 CFR Part 60 do not apply to Seminole's facility because Seminole's facility is already in operation, i.e., the NSPS provisions only apply up until the facility completes its initial performance testing, and from that point forward, the rules under 62-210.700, Fla. Admin. Code govern the continuing operation of the facility.

After reviewing the pertinent regulations, Seminole respectfully disagrees with the Department's position and reiterates its request that the excess emission provisions under 40 CFR Part 60 be clarified to apply to Units 1 and 2, and that the excess emissions provisions derived from Rule 62-210.700, Fla.

Scott Sheplak
February 3, 1998
Page 2

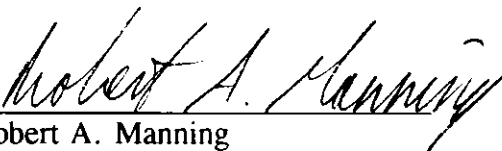
Admin. Code be deleted from its Title V permit. Seminole's conclusion and request is based upon the express provisions under 40 CFR Part 60, and the fact that the Department has incorporated these provisions into its rules in Rule 62-204.800, F.A.C. Specifically, Section 60.11(a) states that "compliance with standards in this part . . . shall be determined only by performance tests established by § 60.8." The "standards" referenced in this section that are applicable to Seminole's Units 1 and 2 (i.e., Subpart Da) apply "on and after the date on which the performance test required to be conducted by 60.8 is completed." See 40 CFR §§60.42a(a), 60.43a(a), 60.44a(a) (emphasis added). Because these standards expressly apply after the initial performance test and Section 60.11 says that compliance with these standards shall be determined in accordance with Section 60.8, then the excess emission provisions under Section 60.8 necessarily must apply to Seminole's Units 1 and 2.

Moreover, DEP's incorporation by reference into Florida's rules of each of the referenced provisions (i.e., Sections 60.8, 60.11 and the provisions under Subpart Da) make the federal excess emission provisions applicable requirements for Seminole as a matter of state law. Even if both Rule 62-204.800, Fla. Admin. Code and Rule 62-210.700, Fla. Admin. Code could be applicable to Seminole's facility, the more specific provision must apply. This is a basic tenant of regulatory construction. McKendry v. State, 641 So. 2d 45 (Fla. 1994); 42 FLA. JUR. 2d *Statutes* § 182 (1984). Because Seminole's Units 1 and 2 must comply with the requirements under NSPS Subpart Da, and the provisions under Rule 62-210.700, Fla. Admin. Code apply generally to emissions units in Florida, the NSPS excess emissions provisions more specifically apply and therefore must govern Seminole's operation. In fact, all of these NSPS provisions are already contained in other sections of the draft Title V permit in a manner that makes them applicable to Units 1 and 2. Accordingly, Seminole reiterates its request that Conditions A.21 and A.22 be deleted from the permit and that the federal excess emissions provisions in 40 CFR 60.8(c), 60.11(c), 60.11(d), 60.46a(c), and 60.46a(d)(1) & (2) be included to this area of the permit.

Thank you again for your consideration of our comments. We look forward to discussing this issue with you in the near future.

Sincerely,

HOPPING GREEN SAMS & SMITH, P.A.

By: 
Robert A. Manning

ATTORNEYS FOR SEMINOLE
ELECTRIC COOPERATIVE, INC.

Scott Sheplak
February 3, 1998
Page 3

RAM/clh

cc: Clair Fancy, DEP
Pat Comer, DEP OGC
Ed Svec, DEP
Mike Roddy, Seminole

2/4/98 cc: Scott Sheplak

Date: 1/7/98 2:19:27 PM
From: Mike Roddy
Subject: Permit Notes
To: SVEC_E

Ed: Attached are permit notes for the railcar maintenance, coal storage yard, and limestone and FGD areas. Please note that the specific emission points listed in C.9 and D.9 are slightly different than we proposed originally. The change is based on my understanding that you are mainly concerned with VE testing at points with dust controls (baghouses, panel filters). Do you have an Idea when we might receive your next permit rework ? Please give me a call after you get a chance to look at these notes. Thanks.

PERMITTING NOTES FOR RAILCAR MAINTENANCE, COAL STORAGE YARD, AND LIMESTONE AND FGD SLUDGE HANDLING AND STORAGE SYSTEM

RAILCAR MAINTENANCE FACILITY

Monitoring of Operations

- B.5 (Permitting Note: Emission limiting standards for the railcar maintenance emission unit consist only of visible emissions (VE) and volatile organic compounds (VOC). A determination of compliance with either emission limiting standard is through product constituents and use and is not dependent on the use of instruments or equipment to determine process variables.)

Test Methods and Procedures

- B.8 (Permitting Note: EPA Method 9 has been previously specified as the applicable opacity test method. Potential PM emissions are less than 100 tpy.)

**PERMITTING NOTES FOR RAILCAR MAINTENANCE, COAL STORAGE YARD,
AND LIMESTONE AND FGD SLUDGE HANDLING AND STORAGE SYSTEM**

LIMESTONE AND FGD SLUDGE HANDLING AND STORAGE SYSTEM

Monitoring of Operations

- D.5 (Permitting Note: Emission limiting standards for the limestone and FGD sludge handling and storage emission unit consist only of visible emissions (VE). Compliance with the VE standard is determined using EPA Method 9, which is not dependent on the use of instruments or equipment to determine process variables.)

Test Methods and Procedures

- D.7 (Permitting Note: The permitted capacity of the limestone handling and storage emission unit is based on trucks per hour. Trucks per hour has no bearing on determining the period at which the highest opacity emissions can reasonably be expected to occur at emission point L-001. Normal operating conditions when trucks are delivering/unloading constitute the appropriate time period for VE testing. Therefore such periods shall represent permitted capacity for compliance testing.)
- D.8 (Permitting Note: EPA Method 9 has been previously specified as the applicable opacity test method.)
- D.9 (Permitting Note: The individual limestone and FGD sludge handling points requiring an annual VE test are those containing filter and wet scrubber equipment. These locations are emission points L-001, FGD-001 or FGD-002, FGD-003 or FGD-004, FGD-005 or FGD-006, FGD-007 or FGD-008, and FGD-009 or FGD-010.)

RFC-822-headers:

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(PMDF V5.0-8 #7204) id <01IS3BI4O64G0019ND@EPIC66.DEP.STATE.FL.US> for

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Organization: Seminole Electric Cooperative, Inc

X-Mailer: Mozilla 3.0 (Win16; I)

Scott

RECEIVED

NOV 17 1997

BUREAU OF
AIR REGULATION

THE STATE OF FLORIDA
DEPARTMENT OF ENVIRONMENTAL PROTECTION

In the Matter of an
Application for Permit by:

OGC CASE NO.: 97-1620

FDEP Permit No.: 1070025-001-AV

Seminole Electric Cooperative, Inc.
Seminole Power Plant
Putnam County, Florida

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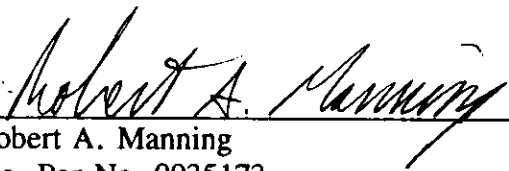
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Respectfully submitted this 14th day of November, 1997.

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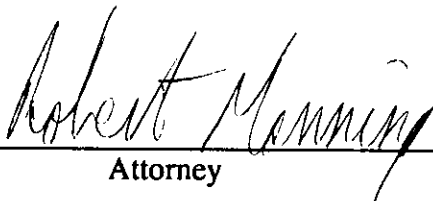
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Attorney

Scott

THE STATE OF FLORIDA
DEPARTMENT OF ENVIRONMENTAL PROTECTION

In the Matter of an
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STATE OF FLORIDA
DEPARTMENT OF ENVIRONMENTAL PROTECTION

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NOV 20 1997

BUREAU OF
AIR REGULATION

SEMINOLE ELECTRIC CORPORATION, INC.

Petitioner,

vs.

OGC CASE NO. 97-1620

STATE OF FLORIDA DEPARTMENT
OF ENVIRONMENTAL PROTECTION,

Respondent.

ORDER GRANTING REQUEST FOR EXTENSION
OF TIME TO FILE PETITION FOR HEARING

This cause has come before the Florida Department of Environmental Protection (Department) on receipt of a request made by Petitioner, SEMINOLE ELECTRIC CORPORATION, INC., to grant an extension of time to file a petition for an administrative hearing on DEP Permit No, 1070025-001-AV in Putnam County, Florida. See Exhibit 1.

Although Counsel for Petitioner has not discussed this request with counsel for the Respondent State of Florida Department of Environmental Protection, the Department has no objection to it. Therefore,

IT IS ORDERED:

The request for an extension of time to file a petition for administrative proceeding is granted. Petitioner shall have until December 19, 1997, to file a petition in this matter. Filing shall be complete on receipt by the Office of General

Counsel, Mail Station 35, Department of Environmental Protection,
3900 Commonwealth Boulevard, Tallahassee, Florida 32399-3000.

DONE AND ORDERED on this 18th day of November 1997 in
Tallahassee, Florida.

STATE OF FLORIDA DEPARTMENT
OF ENVIRONMENTAL PROTECTION

Jack Chasalm, for
F. PERRY ODOM
General Counsel

Douglas Building, MS #35
3900 Commonwealth Boulevard
Tallahassee, FL 32399-3000
Telephone: (850) 488-9314

CERTIFICATE OF SERVICE

I CERTIFY that a true copy of the foregoing was mailed to:

Robert A. Manning
123 South Calhoun Street
Tallahassee, Florida 32314

on this 19 day of November 1997.

STATE OF FLORIDA DEPARTMENT
OF ENVIRONMENTAL PROTECTION

JA Spejerslowski for
JEFFREY BROWN
Assistant General Counsel
Florida Bar No. 0843430

Mail Station 35
3900 Commonwealth Boulevard
Tallahassee, FL 32399-3000
Telephone: (850) 488-9730

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NOV 14 1997

THE STATE OF FLORIDA
DEPARTMENT OF ENVIRONMENTAL PROTECTION

Dept. of Environmental Protection
Office of General Counsel

In the Matter of an
Application for Permit by:

OGC CASE NO.: 97-1620

FDEP Permit No.: 1070025-001-AV

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Seminole Power Plant
Putnam County, Florida

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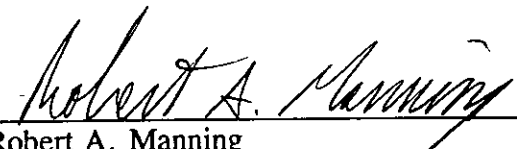
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By: 
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Attorney for SEMINOLE ELECTRIC
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Jeff Brown, Esq.
Department of Environmental Protection
Room 669
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Tallahassee, FL 32399-2400



Attorney

THE STATE OF FLORIDA
DEPARTMENT OF ENVIRONMENTAL PROTECTION

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OGC CASE NO.: 97-1620

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Seminole Electric Cooperative, Inc.
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NOV 18 1997

BUREAU OF
AIR REGULATION

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By and through undersigned counsel, Seminole Electric Cooperative, Inc. (Seminole) hereby requests, pursuant to Florida Administrative Code Rules 28-106.111(3) and 62-103.050(1), an additional extension of time, to and including December 19, 1997, in which to file a Petition for Administrative Proceedings in the above-styled matter. As good cause for granting this request, Seminole states the following:

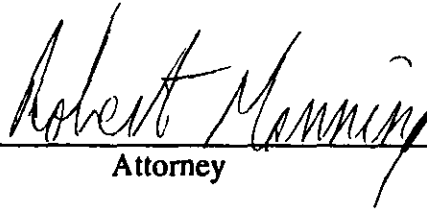
1. On or about September 12, 1997, Seminole received from the Department of Environmental Protection (Department) an "Intent to Issue Title V Air Operation Permit" (Permit No. 1070025-001-AV) for the Seminole Power Plant located in Putnam County, Florida. Along with the Intent to Issue, Seminole received a draft Title V permit and "Public Notice of Intent to Issue Title V Air Operation Permit."
2. Based on Seminole's review, the draft permit and associated documents contain several provisions that warrant clarification or correction.
3. This request is filed simply as a protective measure to avoid waiver of Seminole's right to challenge certain conditions contained in the draft Title V permit. Grant of this request

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a copy of the foregoing has been furnished to the following
by U.S. Mail on this 14th day of November, 1997:

Clair H. Fancy, P.E.
Chief
Bureau of Air Regulation
Department of Environmental Protection
2600 Blair Stone Road
Tallahassee, FL 32399-2400

Jeff Brown, Esq.
Department of Environmental Protection
Room 669
2600 Blair Stone Road
Tallahassee, FL 32399-2400



Attorney

11/18/97 cc: Scott Sheplak
Ed Svec

STATE OF FLORIDA
DEPARTMENT OF ENVIRONMENTAL PROTECTION

SEMINOLE ELECTRIC CORPORATION, INC.

Petitioner,

vs.

OGC CASE NO. 97-1620

STATE OF FLORIDA DEPARTMENT
OF ENVIRONMENTAL PROTECTION,

Respondent.

RECEIVED

OCT 20 1997

BUREAU OF
AIR REGULATION

**ORDER GRANTING REQUEST FOR EXTENSION
OF TIME TO FILE PETITION FOR HEARING**

This cause has come before the Florida Department of Environmental Protection (Department) on receipt of a request made by Petitioner, SEMINOLE ELECTRIC CORPORATION, INC., to grant an extension of time to file a petition for an administrative hearing on DEP Permit No, 1070025-001-AV in Putnam County, Florida. See Exhibit 1.

Although Counsel for Petitioner has not discussed this request with counsel for the Respondent State of Florida Department of Environmental Protection, the Department has no objection to it. Therefore,

IT IS ORDERED:

The request for an extension of time to file a petition for administrative proceeding is granted. Petitioner shall have until October 24, 1997, to file a petition in this matter. Filing shall be complete on receipt by the Office of General

Counsel, Mail Station 35, Department of Environmental Protection,
3900 Commonwealth Boulevard, Tallahassee, Florida 32399-3000.

DONE AND ORDERED on this 16th day of October 1997 in
Tallahassee, Florida.

STATE OF FLORIDA DEPARTMENT
OF ENVIRONMENTAL PROTECTION


F. PERRY ODOM
General Counsel

Douglas Building, MS #35
3900 Commonwealth Boulevard
Tallahassee, FL 32399-3000
Telephone: (850) 488-9314

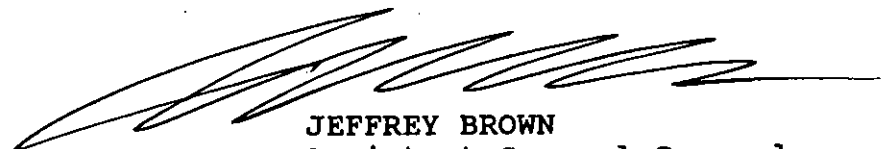
CERTIFICATE OF SERVICE

I CERTIFY that a true copy of the foregoing was mailed to:

Robert A. Manning
123 South Calhoun Street
Tallahassee, Florida 32314

on this 17 day of October 1997.

STATE OF FLORIDA DEPARTMENT
OF ENVIRONMENTAL PROTECTION


JEFFREY BROWN
Assistant General Counsel
Florida Bar No. 0843430

Mail Station 35
3900 Commonwealth Boulevard
Tallahassee, FL 32399-3000
Telephone: (850) 488-9730

RECEIVED

SEP 23 1997

THE STATE OF FLORIDA
DEPARTMENT OF ENVIRONMENTAL PROTECTION

Dept. of Environmental Protection
Office of General Counsel

In the Matter of an
Application for Permit by:

OGC CASE NO.: 97-1620

FDEP Permit No.: 1070025-001-AV

Seminole Electric Cooperative, Inc.
Seminole Power Plant
Putnam County, Florida

REQUEST FOR EXTENSION OF TIME

By and through undersigned counsel, Seminole Electric Cooperative, Inc. (Seminole) hereby requests, pursuant to Florida Administrative Code Rules 28-106.111(3) and 62-103.050(1), an extension of time, to and including October 24, 1997, in which to file a Petition for Administrative Proceedings in the above-styled matter. As good cause for granting this request, Seminole states the following:

1. On or about September 12, 1997, Seminole received from the Department of Environmental Protection (Department) an "Intent to Issue Title V Air Operation Permit" (Permit No. 1070025-001-AV) for the Seminole Power Plant located in Putnam County, Florida. Along with the Intent to Issue, Seminole received a draft Title V permit and "Public Notice of Intent to Issue Title V Air Operation Permit."
2. Based on Seminole's review, the draft permit and associated documents contain several provisions that warrant clarification or correction.
3. This request is filed simply as a protective measure to avoid waiver of Seminole's right to challenge certain conditions contained in the draft Title V permit. Grant of this request

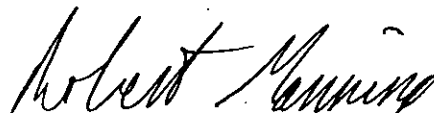
will not prejudice either party, but will further their mutual interest and hopefully avoid the need to file a petition and proceed to a formal administrative hearing.

4. Mr. Scott Sheplak with the Bureau of Air Regulation has agreed to a 28-day extension on behalf of the Department.

WHEREFORE, Seminole respectfully requests that the time for filing of a Petition for Administrative Proceedings in regard to the Department's Intent to Issue Title V Air Operation Permit for Permit No. 1070025-001-AV be formally extended to and including October 24, 1997.

Respectfully submitted this 23rd day of September, 1997.

HOPPING GREEN SAMS & SMITH, P.A.



Robert A. Manning, Fla. Bar No. 0035173
123 South Calhoun Street
Post Office Box 6526
Tallahassee, FL 32314
(904) 222-7500

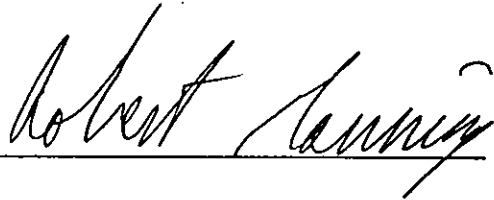
Attorney for SEMINOLE ELECTRIC
COOPERATIVE, INC.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a copy of the foregoing has been furnished to the following
by U.S. Mail on this 23rd day of September, 1997:

Clair H. Fancy, P.E.
Chief
Bureau of Air Regulation
Department of Environmental Protection
2600 Blair Stone Road
Tallahassee, FL 32399-2600

W. Douglas Beason
Office of General Counsel
Department of Environmental Protection
2600 Blair Stone Road
Tallahassee, FL 32399-2600





October 15, 1997

Mr. Scott M. Sheplak, P.E.
Bureau of Air Regulation
Florida Department of Environmental Protection
2600 Blair Stone Road
Tallahassee, FL 32399-2400

RE: Seminole Electric Cooperative, Inc.
DRAFT Title V Permit No. 1070025-001-AV

Dear Mr. Sheplak:

On behalf of Seminole Electric Cooperative, Inc. (Seminole), attached are comments regarding the DRAFT Title V permit for the Seminole Power Plant as identified above. Seminole appreciates the Department's efforts in processing our Title V permit and understands the need to resolve any outstanding issues in a timely manner. In this regard, Seminole previously obtained agreement from the Department, and filed a Request for an Extension, up to and including October 24, 1997, to allow the submittal and resolution of comments. If we are unable to reach a resolution of the following comments by this time, we would appreciate the opportunity to file an additional Request for Extension of Time.

As a general matter, Seminole is very interested in being issued the highest quality permit possible, which should include the drafting of conditions specific to Seminole's emission units which reflect our mutual interpretation of Seminole's applicable requirements. As you will see, Seminole's comments were developed with this goal in mind.

After you have had a chance to review these comments, please contact me at (813) 963-0994.

Sincerely,

A handwritten signature in black ink, appearing to read 'Mike Roddy'.

Mike Roddy
Environmental Engineer

cc: Mike Opalinski
Clair Fancy, P.E., DEP
Ed Svec, DEP
Tom Davis, P.E., ECT
Robert Manning, HGSS

10/16/97 cc: Scott Sheplak

RECEIVED

OCT 15 1997

BUREAU OF
AIR REGULATION

**SEMINOLE ELECTRIC COOPERATIVE
COMMENTS ON DRAFT TITLE V PERMIT
SEMINOLE POWER PLANT**

General Comments

1. Seminole understands that Appendix TV-1, Title V Conditions, is expected to be revised within the next month. Accordingly, Seminole requests that its Title V permit reflect the most up-to-date version of this Appendix.

2. Seminole understands that DEP intends to publish the Notice of Intent to Issue Title V Air Operation Permit. Because the applicant is ultimately responsible for the publication of the Intent to Issue, Seminole requests that DEP provide a copy of the Notice, as well as proof of publication.

Intent to Issue Title V Air Operation Permit

1. The description in the Intent to Issue, as well as several other parts of the draft permit, incorrectly states that Seminole's Title V application was submitted on June 17, 1996. The correct submittal date is June 14, 1996.

Referenced Attachments Made Part of This Permit

1. The wholesale incorporation of the Appendix for 40 CFR 60 Subpart A is inappropriate and should be deleted. See comments to Conditions A.68 and C.11.

Section I., Facility Information, Subsection B.

1. Because the original listed activities are exempt pursuant to Rule 62-210.300(3)(a)20., F.A.C., and Rule 62-210.300(3)(a)21., F.A.C. Seminole requests the deletion of the two activities listed as Unregulated Emission Units and or Activities and the addition of the following activity. The added activity addresses unregulated activities (described as Emission Unit ID 8 in the Title V permit application) not otherwise covered in the draft Title V permit.

- ~~-xxx--One or more emergency generators not subject to the Acid Rain Program--~~
- ~~-xxx--One or more heating units and general purpose internal combustion engines not subject to the Acid Rain Program--~~
- xxx General plant fugitives including plant-wide abrasive blasting, painting, moveable abrasive blast material bin, soil borrow pit, and vehicular travel on unpaved roads.

Section II., Facility-wide Conditions.

1. Condition 1. Seminole requests that the edition date be included for Appendix TV-1.

2. Condition 2. The word "not" was apparently inadvertently added, and should be deleted from, the second line of this Condition. FPC requests that Condition 2. be revised as follows: **"Not federally enforceable. General Pollutant Emission Limiting Standards. Objectionable Odor Prohibited.** No person 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.]

3. Condition 4. As was indicated in Section II, D.12. of the Title V permit application, the Seminole Power Plant processes do not have any regulated substances above the threshold amounts specified in 40 CFR Part 68, §68.130 and therefore, the facility is not subject to the CAA 112(r) accidental release regulatory program. Condition 4 should be deleted.

4. Condition 7. For clarity, Seminole requests that the first sentence of this Condition be edited as follows: **"The permittee shall not allow ~~no person to store, pump . . .~~"** Also, because this condition is not included in Florida's SIP (based on our research), and to be consistent with other permits issued by DEP, this condition should be marked as "Not Federally Enforceable."

5. Condition 8. Seminole requests the following revision to clarify that unconfined particulate matter control measures are only required on an as-needed basis:

Reasonable precautions to prevent emissions of unconfined particulate matter at this facility may include the following on an as-needed basis: chemical or water application to unpaved roads or unpaved yard areas; paving and maintenance of roads, parking areas and plant grounds; landscaping and planting of vegetation; confining abrasive blasting where possible; and other techniques, as necessary. [Rule 62-296.320(4)(c)2., F.A.C.; and, proposed by applicant in the initial Title V permit application received June 17, 1996.]

Section III. Subsection A.

1. Seminole requests that the description for these units be revised as follows: "...the maximum heat input to each emissions unit is 7,172 million Btu per hour (based on fuel sampling and analysis). . . ."

2. Under the permitting notes in the description, the date for the BACT determination should be corrected to August 9, 1979, instead of June 15, 1979.

3. Condition A.1. Seminole requests the following revision to this condition: "The maximum operation heat input rate, on a monthly average, is as follows:"

4. Condition A.3. For clarification, Seminole requests the following revisions to this condition: "The only fuels allowed to be fired in each unit are coal The maximum weight of petroleum coke burned in each unit shall not exceed Also the regulatory citation for this condition should either be deleted or include a specific citation to Rule 62-213.410(1), F.A.C.

5. Conditions A.5. and A.6. Seminole requests the combination of these two Conditions as follows to clarify that the 0.03 lb/MMBtu PM limit applies to all solid and liquid fuels (i.e., coal, coal and petroleum coke blends, No. 2 fuel oil, and on-specification used oil). Compliance provisions are addressed separately in Condition A.24 and therefore need not be repeated in Condition A.5.

Particulate Matter (All Solid and Liquid Fuels). No owner or operator shall cause to be discharged into the atmosphere when combusting solid and/or liquid fuels ~~a coal and petroleum coke blend~~ any gases which contain particulate matter in excess of 13 ng/J (0.03 lb/million Btu) heat input, and one percent of the potential combustion concentration (99 percent reduction) when combusting solid fuels, and 30 percent of the potential combustion concentration (70 percent reduction) when combusting liquid fuels. [40 CFR 60.42a(a) and PSD-FL-018(A)]

6. Condition A.8. Seminole requests the following revision to Condition A.8.(1) to add the NSPS Subpart Da SO₂ 90 percent reduction requirement for coal firing. Condition A.8.(3) emission limits only apply to liquid or gaseous fuel combustion per 40 CFR 60.43a(b) and therefore should be deleted from Condition A.8. which addresses SO₂ emission limits for coal only.

(1) 520 ng/J (1.20 lb/million Btu) heat input and 10 percent of the potential combustion concentration (90 percent reduction), or

7. Condition A.9. Seminole requests the following revision to Condition A.9.(1) adds the NSPS Subpart Da SO₂ 90 percent reduction requirement for liquid fuel combustion:

(1) 340 ng/J (0.80 lb/million Btu) heat input and 10 percent of the potential combustion concentration (90 percent reduction), or

8. Condition A.10. This condition has been superseded by NSPS Subpart Da requirements and therefore is obsolete and should be deleted.

9. Condition A.15 and A.17. Seminole requests the following revisions to clarify the NSPS Subpart Da requirements and combine Conditions A.15 and A.17. Compliance provisions are addressed separately in Condition A.25 and therefore need not be repeated in Condition A.15.

No owner or operator subject to the provisions of 40 CFR 60, Subpart Da shall cause to be discharged into the atmosphere from any affected facility any gases which contain nitrogen oxides in excess of the following emission limits, ~~based on a 30-day rolling average.~~

(1) NO_x emissions limits:

(a) Bituminous coal emission limit for heat input: 260 ng/J (0.60 lb/million Btu) heat input determined on a 30-day rolling average when combusting bituminous coal or bituminous coal and petroleum coke blends;

(b) All other liquid fuels emission limit for heat input: 130 ng/J (0.30 lb/million Btu) heat input determined on a 30-day rolling average when combusting liquid fuels, and

(c) 0.50 lb/MMBtu heat input determined on an annual average basis, when subject to the 40 CFR 76.8 Early Election Program for Group 1, Phase II Boilers or in any year when petroleum coke is burned.

(2) NO_x reduction requirement. Solid fuels: 65 percent reduction of potential combustion concentration; Liquid fuels: 30 percent reduction of potential combustion concentration. [40 CFR 60.44a(a)(1) & (2) and PSD-FL-018(A)]

10. Condition A.18. For clarification, Seminole requests the following revision: "Only"on-specification" used oil shall be fired in each this unit."

11. Condition A.19. This Condition should be deleted because there is no regulatory or prior-permit authority for its inclusion.

12. Condition A.20. Condition A.20. is not applicable to NSPS Subpart Da affected sources and should be deleted. The condition requirements and regulatory citation for Condition A.20. is from NSPS Subpart D. Per 40 CFR 60.40(e), any facility covered under Subpart Da is not covered under Subpart D.

13. Condition A.21 and A.22. These Conditions should be deleted because these units are subject to the NSPS excess emission provisions; the state excess emission provisions do not apply. All of the emission limits to which these units are subject are NSPS limits. Accordingly, the NSPS excess emission provisions from 40 CFR 60.8(c), 60.11(c), 60.11(d), 60.46a(c), and 60.46a(d)(1) & (2) should be added in this area of the permit. The regulatory citation for these new Conditions should be the 40 CFR cites, as well as Rule 62-204.800, F.A.C. Note that the provisions from 60.46a(c) and 60.46a(d)(1) & (2) are included in the draft permit Conditions

A.26. and A.27. The language out of A.26. and A.27. therefore, should simply be moved to this area of the permit.

14. Condition A.31. On line 6 of this Condition, the phrase "is experienced" was apparently inadvertently included twice.

15. Condition A.35. Seminole requests the following revision to incorporate the requirements of 40 CFR 60.47a(e); i.e., Condition A.35 does not apply to the COMS required by Condition A.31.

"The continuous monitoring systems required under Conditions A.32., A.33., and A.34 are operated . . ."

16. Condition A.42. Subparagraph 2(ii). The words "transverse" in this subparagraph should be revised to read "traverse." Also, subparagraph 3 of Condition A.42. should be deleted because Seminole uses COM's to determine compliance with the opacity standard.

17. Condition A.46. Seminole requests the deletion of paragraph (c) because each batch of used oil will be analyzed for the constituents listed in Condition A.18. If a batch of used oil is found to contain concentrations of any constituent in excess of those listed in Condition A.18., that batch would not would not meet the definition of "on-specification" used oil and would not be combusted in Units 1 or 2. However, that analysis should have no bearing on the acceptability of other batches of used oil; i.e., each batch of used oil should be treated separately with respect to being classified as "on-specification" used oil. Also, the regulatory citation supplied by DEP for this Condition appears to be misplaced.

18. Condition A.50. Seminole requests the following amendments to this Condition:
(i) Condition A.50.(a)1. should be deleted. Units 1 and 2 are subject to annual compliance testing for PM. Sampling time for PM testing is specified in Condition A.42.(2)(i). Having two conditions which address the same issue is redundant and potentially confusing.

(ii) Condition A.50.(a)2.a. is not applicable because Units 1 and 2 or not batch, cyclical processes or operations which are normally completed within less than the minimum observation period.

(iii) Condition A.50.(a)2.c. addresses requirements pertinent to FDEP employees or their agents and therefore should not be included in the Title V permit; i.e., the requirements do not apply to Seminole.

(iv) Condition A.50.(b) should be deleted. Units 1 and 2 are subject to annual compliance testing for PM. Sampling volume for PM testing is specified in Condition

A.42.(2)(i). Having two conditions which address the same issue is redundant and potentially confusing.

19. Condition A.52. Because Condition A.52(a) is a specific condition that only applies to Units 1 and 2, the requested condition revisions state only the specific requirements for these emission units; i.e., eliminates generic language. The requested revisions to Condition A.52.(a)(4) clarify that annual testing is only required for PM. Because compliance with the remaining regulated pollutants for Units 1 and 2 (i.e., SO₂, NO_x, and visible emissions) are determined continuously using CEMS, performing an annual compliance test for these two pollutants is not necessary. The SO₂ and NO_x CEMS are operated, maintained, and certified pursuant to 40 CFR Part 75 requirements, including an annual Relative Accuracy Test Audit (RATA) using EPA reference methods.

The following provisions apply only to Units 1 and 2, ~~emissions units that are subject to an emissions limiting standard for which compliance testing is required:~~

(a) General Compliance Testing.

~~2. For excess emission limitations for particulate matter specified in Rule 62-210.700, F.A.C., a compliance test shall be conducted annually while the emissions unit is operating under soot blowing conditions in each federal fiscal year during which soot blowing is part of normal emissions unit operation, except that such test shall not be required in any federal fiscal year in which a fossil fuel steam generator does not burn liquid and/or solid fuel for more than 400 hours other than during startup.~~

3.1. a A compliance test that demonstrates compliance with the applicable particulate matter and visible emission limiting standards specified in Condition A.5. and Condition A.7. shall be submitted to the Department prior to obtaining a renewed operation permit. Emissions units that are required to conduct an annual compliance test may submit t-The most recent annual compliance test may be submitted to satisfy the requirements of this provision. In renewing an air operation permit pursuant to Rule 62-210.300(2)(a)3.b., c., or d., F.A.C., the Department shall not require submission of emission compliance test results for Units 1 and 2 if the units any emissions unit that, during the year prior to renewal:

- a. Did not operate; or
- b. ~~In the case of a fuel burning emissions unit, b-~~ Burned liquid and/or solid fuel for a total of no more than 400 hours.

4.2. During each federal fiscal year (October 1 - September 30), unless otherwise specified by rule, order, or permit, the owner or operator of each emissions unit shall have a formal compliance test conducted for:

- a. ~~Visible emissions, if there is an applicable standard; and~~
- b. ~~Particulate Matter. Each of the following pollutants, if there is an applicable standard, and if the emissions unit emits or has the potential to emit: 5 tons per year or more of lead or lead compounds measured as elemental lead; 30 tons per year or more of acrylonitrile; or 100 tons per year or more of any other regulated air pollutant; and~~
- c. ~~Each NESHAP pollutant, if there is an applicable emission standard.~~

~~5.3.~~ An annual compliance test for particulate matter or visible emissions shall not be required for if a unit ~~the any fuel-burning emissions unit that,~~ in a federal fiscal year, does not burn liquid and/or solid fuel, other than during startup, for a total of more than 400 hours.

~~9.4.~~ The owner or operator shall notify the Department, at least 15 days prior to the date on which each formal compliance test is to begin, of the date, time, and place of each such test, and the test contact person who will be responsible for coordinating and having such test conducted for the owner or operator.

20. Condition A.53. Because these units are also subject to the Federal Acid Rain Program, Seminole requests the deletion of the existing language for this Condition and the insertion of the following language in its place: "Compliance with the applicable provisions of 40 CFR Part 75 is deemed compliance with 40 CFR 60.49a(a)."

21. Condition A.55. Seminole requests the following revision incorporates the specific language of 40 CFR 60.49a(c).

If the ~~required~~ minimum quantity of emission data as required . . ."

22. Condition A.63. This condition should be deleted because it is redundant with Condition A.54; i.e., both require the submittal of quarterly excess emissions reports, including the reasons for non-compliance.

23. Condition A.65 and A.66. For clarification, Seminole requests the addition of the following sentence to the beginning of these Conditions: "This Condition shall only apply during any calendar year in which on-specification used oil is burned in this unit."

24. Condition A.68. Because it is inappropriate to simply attach an Appendix of provisions out of the NSPS for wholesale incorporation into this permit, Seminole requests the following revision to this Condition: "The Permittee shall comply with the applicable requirements contained in Appendix 40 CFR 60, Subpart A. ~~attached to this permit.~~"

25. Condition A.71. This Condition should be deleted because it is not applicable to NSPS Subpart Da affected sources. The Condition provisions and regulatory citation for Condition A.71. are from NSPS Subpart D. Per 40 CFR 60.40(e), any facility covered under Subpart Da is not covered under Subpart D.

26. Conditions A.72, A.73., A.74, A.75. and A.76. Seminole requests the deletion of these Conditions. Although Seminole was only actually required to conduct ambient monitoring for five years after the issuance of its PSD Permit in 1979, ambient monitoring for PM and SO₂ has been conducted by Seminole for many years. During this time period, measured concentrations of PM and SO₂ have been consistently well below applicable National and State Ambient Air Quality Standards (AAQS). Moreover, DEP also has a monitoring network established in Palatka which is less than two miles from Seminole's monitors. Accordingly, continuation of ambient monitoring does not appear to serve any purpose.

Conditions A.74. and A.76. require Seminole to convert the existing total suspended particulate (TSP) sampler to one that measures either PM₁₀ or PM_{2.5}. Seminole considers this requirement to be unreasonable and without regulatory basis. National and State AAQS are not applicable requirements for permanent emission sources and therefore ambient monitoring is not an appropriate requirement to be included as a Title V permit condition.

Section III. Subsection B. Railcar Maintenance Facility

1. For your convenience, attached to this comment letter is a recently recompiled Conditions of Certification for the Seminole Power Plant.

2. Condition B.1. This Condition should be deleted based on a March 2, 1995 modification to the Conditions of Certification.

3. Condition B.4. Based on the March 2, 1995 to modification of the Conditions of Certification, Seminole requests the following revision to this Condition: "Volatile organic compound emissions shall not exceed ~~37.7~~ 38.75 pounds per hour or ~~7.84~~ 11.84 tons per year."

4. Condition B.5. Condition B.5 should be deleted because it is not applicable to the railcar maintenance emission unit. Emission limiting standards for the railcar maintenance emission unit consists of visible emissions (VE) and volatile organic compounds (VOCs). Compliance with the VE standard is determined using EPA Method 9 and compliance with the VOC standard is determined using a material balance. A determination of compliance with either emission limiting standard is not dependent on the use of instruments or equipment to determine process variables; i.e., the emission limitations are fixed and do not depend on the value of a process variable.

5. Condition B.6. For clarification, the phrase "pursuant to Chapter 62-297, F.A.C." appears to be misplaced and should be deleted from this Condition.

6. Conditions B.8. Seminole requests the following revisions to clarify the specific VE testing requirements applicable to the railcar maintenance emission unit; i.e., EPA Method 9 has been previously specified as the applicable opacity test method and potential PM emissions are less than 100 tpy. Condition B.8.(a)c. addresses requirements pertinent to FDEP employees or their agents and therefore should not be included in the Title V permit; i.e., the requirements do not apply to Seminole.

(a) Required Sampling Time.

~~2. Opacity Compliance Tests. When either EPA Method 9 or DEP Method 9 is specified as the applicable opacity test method, The required minimum period of observation for a compliance test shall be sixty (60) minutes for emissions units which emit or have the potential to emit 100 tons per year or more of particulate matter, and thirty (30) minutes for emissions units which have potential emissions less than 100 tons per year of particulate matter and are not subject to a multiple-valued opacity standard. The opacity test observation period shall include the period during which the highest opacity emissions can reasonably be expected to occur. Exceptions to these requirements are as follows:~~
~~c. The minimum observation period for opacity tests conducted by employees or agents of the Department to verify the day-to-day continuing compliance of a unit or activity with an applicable opacity standard shall be twelve minutes.~~
[Rule 62-297.310(4)(a)2.c., F.A.C.]

7. Condition B.9. Seminole requests the following revisions because Condition B.9 is a specific condition that only applies to the railcar maintenance emission unit. The requested revisions state only the specific requirements for this emission unit; i.e., eliminates generic language.

The following provisions apply only to the railcar maintenance emission unit.
~~those emissions units that are subject to an emissions limiting standard for which compliance testing is required.~~

(a) General Compliance Testing.

~~3.1. The owner or operator of an emissions unit that is subject to any emission limiting standard shall conduct a~~ A compliance test that demonstrates compliance with the applicable visible emission limiting standard specified in Condition B.3. shall be conducted and submitted to the Department prior to obtaining a renewed operation permit. ~~Emissions units that are required to conduct an annual compliance test may submit t~~ The most recent annual compliance test may be submitted to satisfy the

requirements of this provision. In renewing an air operation permit pursuant to Rule 62-210.300(2)(a)3.b., c., or d., F.A.C., the Department shall not require submission of emission compliance test results if the railcar maintenance emission unit did not operate ~~for any emissions unit that~~; during the year prior to renewal ~~a. did not operate~~;

~~4.2.~~ During each federal fiscal year (October 1 - September 30), unless otherwise specified by rule, order, or permit, ~~the owner or operator of each emissions unit shall have~~ a formal compliance test shall be conducted for: ~~a. visible emissions; if there is an applicable standard;~~

~~9.3.~~ ~~The owner or operator shall notify~~ ~~t~~The Department shall be notified, at least 15 days prior to the date on which each formal compliance test is to begin, of the date, time, and place of each such test, and the test contact person who will be responsible for coordinating and having such test conducted for the owner or operator.

8. Condition B.11. Seminole requests the following revisions state the specific VE test reporting requirements applicable to the railcar maintenance emission unit.

~~(a) The owner or operator of an emissions unit for which a compliance test is required shall file a report with the Department on the results of each such test.~~

~~(b) -----The required test report shall be filed with the Department as soon as practical but no later than 45 days after the last sampling run of each test is completed.~~

The results of each visible emission compliance test shall be filed with the Department in a test report as soon as practical but no later than 45 days after the last sampling run of each test is completed. [Rule 62-297.310(8), F.A.C.]

Section III. Subsection C. Coal Storage Yard

1. Condition C.4. The NSPS excess emission provisions should be inserted, specifically 40 CFR 60.11(c), 60.11(d) and 60.46a(c).

2. Condition C.5. Condition C.5 is not applicable to the coal handling and storage emission unit and should be deleted. Emission limiting standards for the coal handling and storage emission unit consist of visible emissions (VE). Compliance with the VE standard is determined using EPA Method 9. A determination of compliance with the VE emission limiting standard is not dependent on the use of instruments or equipment to determine process variables; i.e., the emission limitation is fixed and does not depend on the value of a process variable.

3. Condition C.6. The phrase "pursuant to Chapter 62-297 F.A.C." is an incorrect reference and should be deleted. Also, the regulatory citation for this condition should be 40 CFR 60.11(b) instead of 60.252(c).

4. Condition C.7. and C.8. Because this unit is only subject to an opacity limit and because Condition C.8(a)2. indicates that "The opacity test observation period shall include the period during which the highest opacity emissions can reasonably be expected to occur," Condition C.7. should be deleted.

Also, for clarification, Seminole requests the following revisions:

Applicable Test Procedures.

(a) Required Sampling Time.

~~2. Opacity Compliance Tests. When either EPA Method 9 or DEP Method 9 is specified as the applicable opacity test method, The required minimum period of observation for a compliance test shall be sixty (60) minutes for emissions units which emit or have the potential to emit 100 tons per year or more of particulate matter, and thirty (30) minutes for emissions units which have potential emissions less than 100 tons per year of particulate matter and are not subject to a multiple-valued opacity standard. The opacity test observation period shall include the period during which the highest opacity emissions can reasonably be expected to occur. Exceptions to these requirements are as follows:--~~
~~e. The minimum observation period for opacity tests conducted by employees or agents of the Department to verify the day-to-day continuing compliance of a unit or activity with an applicable opacity standard shall be twelve minutes.~~

[Rule 62-297.310(4)(a)2.c., F.A.C.]

5. Condition C.9. Seminole requests the following revisions because Condition C.9 is a specific condition that only applies to the coal handling and storage emission unit, the requested condition revisions state only the specific requirements for this emission unit; i.e., eliminates generic language. The individual, representative coal handling and storage emission points requiring an annual VE test are also specified, which include all three bag houses for this unit.

The following provisions apply only to representative coal handling and storage emission points CH-001a or b, CH-002, CH-003, CH-004, CH-009a or b, CH-011, and CH-012a or b. ~~those emissions units that are subject to an emissions-limiting standard for which compliance testing is required.~~

(a) General Compliance Testing.

~~3.1. The owner or operator of an emissions unit that is subject to any emission-limiting standard shall conduct a~~ A compliance test that

demonstrates compliance with the applicable visible emission limiting standard specified in Condition C.4. shall be conducted and submitted to the Department prior to obtaining a renewed operation permit. ~~Emissions units that are required to conduct an annual compliance test may submit-~~ The most recent annual compliance test may be submitted to satisfy the requirements of this provision. In renewing an air operation permit pursuant to Rule 62-210.300(2)(a)3.b., c., or d., F.A.C., the Department shall not require submission of emission compliance test results if the coal handling and storage emission unit did not operate for any emissions-unit that, during the year prior to renewal ~~a. did not operate;~~

4.2. During each federal fiscal year (October 1 - September 30), unless otherwise specified by rule, order, or permit, ~~the owner or operator of each emissions unit shall have a formal compliance test~~ shall be conducted for: ~~a. visible emissions; if there is an applicable standard;~~

9. ~~3. The owner or operator shall notify--~~ The Department shall be notified, at least 15 days prior to the date on which each formal compliance test is to begin, of the date, time, and place of each such test, and the test contact person who will be responsible for coordinating and having such test conducted for the owner or operator.

6. Condition C.11. In accordance with comments described above for Condition A.68., Seminole requests the following revision to this Condition: "The Permittee shall comply with the applicable requirements contained in ~~Appendix~~ 40 CFR 60, Subpart A. ~~attached to this permit."~~

Section III. Subsection D - Limestone and FGD Sludge Handling and Storage System

1. Condition D.5. is not applicable to the limestone and FGD sludge handling and storage emission unit. Emission limiting standards for the limestone and FGD sludge handling and storage emission unit consist of visible emissions (VE). Compliance with the VE standard is determined using EPA Method 9. A determination of compliance with the VE emission limiting standard is not dependent on the use of instruments or equipment to determine process variables; i.e., the emission limitation is fixed and does not depend on the value of a process variable.

2. Condition D.6. The phrase "pursuant to Chapter 62-297 F.A.C." is an incorrect reference and should be deleted from this Condition.

3. Conditions D.7. and D.8. Because this unit is only subject to an opacity limit and because Condition D.8. contains this sentence "The opacity test observation period shall include the period during which the highest opacity emissions can reasonably be expected to occur",

Condition D.7. should be deleted. Also for clarification, Seminole requests the following revision. The requested revisions clarify the specific VE testing requirements applicable to the limestone and FGD sludge handling and storage emission unit; i.e., EPA Method 9 has been previously specified as the applicable opacity test method and potential PM emissions are less than 100 tpy. Condition D.8.(a)c. addresses requirements pertinent to FDEP employees or their agents and therefore should not be included in the Title V permit; i.e., the requirements do not apply to Seminole.

(a) Required Sampling Time.

~~2. Opacity Compliance Tests. When either EPA Method 9 or DEP Method 9 is specified as the applicable opacity test method, The required minimum period of observation for a compliance test shall be sixty (60) minutes for emissions units which emit or have the potential to emit 100 tons per year or more of particulate matter, and thirty (30) minutes for emissions units which have potential emissions less than 100 tons per year of particulate matter and are not subject to a multiple-valued opacity standard. The opacity test observation period shall include the period during which the highest opacity emissions can reasonably be expected to occur. Exceptions to these requirements are as follows:-~~
~~e. The minimum observation period for opacity tests conducted by employees or agents of the Department to verify the day-to-day continuing compliance of a unit or activity with an applicable opacity standard shall be twelve minutes.~~
[Rule 62-297.310(4)(a)2.c., F.A.C.]

4. Condition D.9. Seminole requests the following revisions because Condition D.9 is a specific condition that only applies to the limestone and FGD sludge handling and storage emission unit. The individual, representative limestone and FGD sludge handling and storage emission points requiring an annual VE test are also specified.

The following provisions apply only to representative limestone and FGD sludge handling and storage emission points L-001, L-006, FGD-001 or FGD-002, FGD-003 or FGD-004, FGD-005 or FGD-006, and FGD-009 or FGD-010, those emissions units that are subject to an emissions-limiting standard for which compliance testing is required.

(a) General Compliance Testing.

~~3.1 The owner or operator of an emissions unit that is subject to any emission-limiting standard shall conduct a~~ A compliance test that demonstrates compliance with the applicable visible emission limiting standard specified in Condition D.4. shall be conducted and submitted to the Department prior to obtaining a renewed operation permit. ~~Emissions units that are required to conduct an annual compliance test may submit t~~ The most recent annual compliance test may be submitted to satisfy the requirements of

this provision. In renewing an air operation permit pursuant to Rule 62-210.300(2)(a)3.b., c., or d., F.A.C., the Department shall not require submission of emission compliance test results if the limestone and FGD sludge handling and storage emission unit did not operate for any emissions unit that, during the year prior to renewal ~~a. did not operate;~~ 4.2. During each federal fiscal year (October 1 - September 30), unless otherwise specified by rule, order, or permit, ~~the owner or operator of each emissions unit shall have~~ a formal compliance test shall be conducted for: ~~a. visible emissions; if there is an applicable standard;~~ 9.3. ~~The owner or operator shall notify the~~ Department shall be notified, at least 15 days prior to the date on which each formal compliance test is to begin, of the date, time, and place of each such test, and the test contact person who will be responsible for coordinating and having such test conducted for the owner or operator.

5. Condition D.10. Seminole requests the following revisions to state the specific VE test reporting requirements applicable to the limestone and FGD sludge handling and storage emission unit:

Test Reports.

~~(a)-----The owner or operator of an emissions unit for which a compliance test is required shall file a report with the Department on the results of each such test.~~

~~(b)-----The required test report shall be filed with the Department as soon as practical but no later than 45 days after the last sampling run of each test is completed.~~

The results of each visible emission compliance test shall be filed with the Department in a test report as soon as practical but no later than 45 days after the last sampling run of each test is completed. [Rule 62-297.310(8), F.A.C.]

Section IV. Acid Rain Part

1. Condition A.1a. should reference the application that Seminole actually submitted rather than generically reference DEP's form.

2. Condition A.4. This Condition applies to all of the Conditions in this Title V Permit, and not just the Acid Rain Conditions, and therefore this Condition should be moved to the facility wide section of this Permit.

3. Conditions A.5. and B.2. These Conditions do not serve any purpose, and therefore should be deleted.

Appendix U-1, List of Unregulated Emission Units and/or Activities

Transfer deleted activities to Appendix E-1 and add following activity:

- ~~-xxx--One or more emergency generators not subject to the Acid Rain Program--~~
- ~~-xxx--One or more heating units and general purpose internal combustion engines not subject to the Acid Rain Program~~
- xxx General plant fugitives including plant-wide abrasive blasting, painting, moveable abrasive blast material bin, soil borrow pit, and vehicular travel on unpaved roads.

The listed activities (emergency generators and heating units and general purpose internal combustion engines are exempt pursuant to Rule 62-210.300(3)(a)20., F.A.C. and Rule 62-210.300(3)(a)21., F.A.C. The added activity addresses unregulated activities (described as Emission Unit ID 8 in the Title V permit application) not otherwise covered in the draft Title V permit.

APPENDIX E-1, List of Exempt Emission Units and/or Activities

Add Items 16. through and 18. as follows:

16. One or more emergency generators which are not subject to the Acid Rain Program and have total fuel consumption, in the aggregate, of 32,000 gallons per year or less of diesel fuel, 4,000 gallons per year or less of gasoline, and 4.4 million cubic feet per year or less of natural gas or propane, or an equivalent prorated amount if multiple fuels are used.
17. One or more heating units and general purpose internal combustion engines which are not subject to the Acid Rain Program and have total fuel consumption, in the aggregate, of 32,000 gallons per year or less of diesel fuel, 4,000 gallons per year or less of gasoline, and 4.4 million cubic feet per year or less of natural gas or propane, or an equivalent prorated amount if multiple fuels are used.
17. Surface coating operations utilizing only coatings containing 5.0 percent or less VOCs, by volume.
18. Degreasing units using heavier-than-air vapors exclusively, except any unit using or emitting any substance classified as a hazardous air pollutant.

The additional activities listed above are specifically exempt pursuant to Rules 62-210.300(3)(a)20., 21., 24., and 26., F.A.C. and would also be expected to meet the criteria of Rule 62-213.430(6)(b).

Table 1-1, Summary of Air Pollutant Standards and Terms

1. Page 1 of 4. The heading to the Table under Allowable Emissions should include the parenthetical (per unit). Also, the standard for SO₂, for coal and petcoke blend, should include a footnote to include the formula in Condition A.13. Also, the listed standards for SO₂, for coal and petcoke, should contain a notation that they are for petcoke only and the correct standard for coal for Units 1 and 2 is 1.2 pounds per MMBtu. Under the Allowable Emissions area of this Table, Seminole requests the following corrections to the data indicated: The tpy listing for PM, for coal or oil and coal and petcoke blend, should be 943 rather than 942. The tpy for SO₂ on liquid fuel should be 25,131 instead of 26,130. The pounds per hour for SO₂ on coal and petcoke should be 7,538.3/7,491.8 and the tpy should be 33,018/32,814. The tpy for NOx for coal and petcoke blend should be 15,707.

2. Page 2 of 4 should be corrected in accordance with the comments above. Specifically, the pounds per hour and the tons per year for VOC should be 38.75 and 11.84, respectively, and the regulatory citation should be the March 2, 1995 modification of the Conditions of Certification rather than March 26, 1991.

Table 2-1, Summary of Compliance Requirements

1. Page 1 of 4. The compliance method for VE should only indicate CMS because EPA Method 9 is not required. Accordingly, the testing time frequency of "annual" and a "one hour" minimum compliance test duration should be deleted. For SO₂ and NOx, the annual testing time frequency and one hour minimum compliance test duration notation should also be deleted. Finally, the testing for CO and H₂SO₄ should contain a footnote which states that this testing frequency only applies for 5 years from the initiation of petcoke firing, in accordance with Conditions A.69 and A.70.

Appendix H-1, Permit History/ID Number Changes

1. The "issue" and "revised" dates listed on this Appendix only apply to the PPSA Conditions of Certification and therefore a separate heading should be made for the PSD Permit which was issued on September 9, 1979; the amendment to that PSD Permit should also be referenced as February 7, 1997. Also, a revision date for the Conditions of Certification should be added for March 2, 1995.



September 12, 1997

RECEIVED

SEP 17 1997

BUREAU OF
AIR REGULATION

Mr. Ed Svec
Florida Department of Environmental Protection
Twin Towers Office Building
2600 Blair Stone Road
Tallahassee, FL 32399-2400

RE: Seminle Power Plant Title V Permit Application

Dear Mr. Svec:

As a follow up to your recent information request, please find enclosed four sets of updates to the Seminole Electric Cooperative Inc.(SECI) Title V permit application. These updates include the folowing information:

- Signed Authorized Representative Form
- Signed P.E. Certification
- Segment D. Forms for: Coal, Petcoke, No.2 fuel oil, used oil.
- No. 2 fuel oil specification sheet
- No. 2 fuel oil analysis sheet
- Used oil analysis sheet

The enclosed information includes four hardcopy originals and four diskettes containing the electronic version.

Please contact me at (813) 963-0994 if there are any questions regarding the enclosed material.

Sincerely,

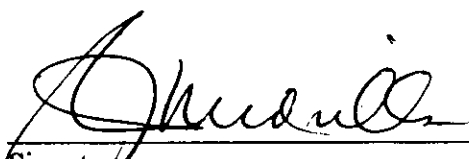
A handwritten signature in cursive script, appearing to read 'Mike Roddy'.

Mike Roddy
Environmental Engineer

MR/mdj

9/18/97 cc: Ed Svec

Owner/Authorized Representative or Responsible Official

1. Name and Title of Owner/Authorized Representative or Responsible Official: Richard Midulla Senior Vice President, Technical Division <i>Executive Vice President & Gen. Mgr.</i>	
2. Owner/Authorized Representative or Responsible Official Mailing Address: Organization/Firm: Seminole Electric Cooperative, Inc. Street Address: 16313 North Dale Mabry Highway City: Tampa State: FL Zip Code: 33618	
3. Owner/Authorized Representative or Responsible Official Telephone Numbers: Telephone: (813) 963-0994 Fax: (813) 264-7906	
4. Owner/Authorized Representative or Responsible Official Statement: <i>I, the undersigned, am the owner or authorized representative* of the non-Title V source addressed in this Application for Air Permit or the responsible official, as defined in Rule 62-210.200, F.A.C., of the Title V source addressed in this application, whichever is applicable. I hereby certify, based on information and belief formed after reasonable inquiry, that the statements made in this application are true, accurate and complete and that, to the best of my knowledge, any estimates of emissions reported in this application are based upon reasonable techniques for calculating emissions. The air pollutant emissions units and air pollution control equipment described in this application will be operated and maintained so as to comply with all applicable standards for control of air pollutant emissions found in the statutes of the State of Florida and rules of the Department of Environmental Protection and revisions thereof. I understand that a permit, if granted by the Department, cannot be transferred without authorization from the Department, and I will promptly notify the Department upon sale or legal transfer of any permitted emissions unit.</i> <div style="display: flex; justify-content: space-between;"><div style="width: 45%;"> _____ Signature</div><div style="width: 45%; text-align: right;"><i>9/17/97</i> _____ Date</div></div>	

* Attach letter of authorization if not currently on file.

Professional Engineer Certification

1. Professional Engineer Name: Thomas W. Davis Registration Number: 36777			
2. Professional Engineer Mailing Address: Organization/Firm: Environmental Consulting & Technology, Inc. Street Address: 3701 NW 98th Street City: Gainesville State: FL Zip Code: 32606			
3. Professional Engineer Telephone Numbers: Telephone: (352) 332-0444 Fax: (352) 332-6722			

4. Professional Engineer Statement:

I, the undersigned, hereby certify, except as particularly noted herein, that:*

(1) To the best of my knowledge, there is reasonable assurance that the air pollutant emissions unit(s) and the air pollution control equipment described in this Application for Air Permit, when properly operated and maintained, will comply with all applicable standards for control of air pollutant emissions found in the Florida Statutes and rules of the Department of Environmental Protection; and

(2) To the best of my knowledge, any emission estimates reported or relied on in this application are true, accurate, and complete and are either based upon reasonable techniques available for calculating emissions or, for emission estimates of hazardous air pollutants not regulated for an emissions unit addressed in this application, based solely upon the materials, information and calculations submitted with this application.

If the purpose of this application is to obtain a Title V source air operation permit (check here ☒ if so), I further certify that each emissions unit described in this Application for Air Permit, when properly operated and maintained, will comply with the applicable requirements identified in this application to which the unit is subject, except those emission units for which a compliance schedule is submitted with this application.

If the purpose of this application is to obtain an air construction permit for one or more proposed new or modified emissions units (check here ☐ if so), I further certify that the engineering features of each such emissions unit described in this application have been designed or examined by me or individuals under my direct supervision and found to be in conformity with sound engineering principles applicable to the control of emissions of the air pollutants characterized in this application.

If the purpose of this application is to obtain an initial air operation permit or operation permit revision for one or more newly constructed or modified emissions units (check here ☐ if so), I further certify that, with the exception of any changes detailed as part of this application, each such emissions unit has been constructed or modified in substantial accordance with the information given in the corresponding application for air construction permit and with all provisions contained in such permit.

Thom M. Owen

Signature

9 | 11 | 97

Date

(seal)

* Attach any exception to certification statement.

Application Contact**1. Name and Title of Application Contact :**

Name : Mr. Mike Roddy
Title : Environmental Engineer

2. Application Contact Mailing Address :

Organization/Firm : Seminole Electric Cooperative, Inc.
Street Address : 16313 North Dale Mabry Highway
City : Tampa
State : FL Zip Code : 33618-____

3. Application Contact Telephone Numbers :

Telephone : (813)963-0994 Fax : (813)264-7906

Application Comment

Initial Title V operating permit application for the existing Seminole Electric Cooperative, Inc. Seminole Power Plant.

D. SEGMENT (PROCESS/FUEL) INFORMATION

Emissions Unit Information Section 1

Steam Electric Generator No. 1

Segment Description and Rate : Segment 1

1. Segment Description (Process/Fuel Type and Associated Operating Method/Mode) : Coal burned in Unit No. 1	
2. Source Classification Code (SCC) : 1-01-002-02	
3. SCC Units : Tons Burned (all solid fuels)	
4. Maximum Hourly Rate : 342.00	5. Maximum Annual Rate : 2,991,749.00
6. Estimated Annual Activity Factor :	
7. Maximum Percent Sulfur : 4.30	8. Maximum Percent Ash : 13.00
9. Million Btu per SCC Unit : 21	
10. Segment Comment : Coal-fired unit. Coal sulfur content is a maximum of 4.3 weight %. Data provided in Fields 4, 5, and 9 based on a nominal coal heating value of 10,500 Btu/lb on an as-received basis and maximum heat input of 7,172 MMBtu/hr.	

D. SEGMENT (PROCESS/FUEL) INFORMATION

Emissions Unit Information Section 1

Steam Electric Generator No. 1

Segment Description and Rate : Segment 2

1. Segment Description (Process/Fuel Type and Associated Operating Method/Mode) : No. 2 fuel oil burned in Unit No. 1 for startups, flame stabilization, and reserve capacity.	
2. Source Classification Code (SCC) : 1-01-005-01	
3. SCC Units : Thousand Gallons Burned (all liquid fuels)	
4. Maximum Hourly Rate : 3.32	5. Maximum Annual Rate : 1,664.20
6. Estimated Annual Activity Factor :	
7. Maximum Percent Sulfur : 0.50	8. Maximum Percent Ash : 0.01
9. Million Btu per SCC Unit : 136	
10. Segment Comment : No. 2 fuel oil used for startups, flame stabilization, emergency reserve capacity during statewide energy shortages, and limited supplemental load. SECI intends to initiate the utilization of up to 500,000 gallons per year of on-spec used oil (in lieu of No. 2 fuel oil) within the current permit cycle.	

D. SEGMENT (PROCESS/FUEL) INFORMATION

Emissions Unit Information Section 1

Steam Electric Generator No. 1

Segment Description and Rate : Segment 3

1. Segment Description (Process/Fuel Type and Associated Operating Method/Mode) : On-spec used oil burned in Unit No. 1 for startups, flame stabilization, and reserve capacity.	
2. Source Classification Code (SCC) : I-01-005-04	
3. SCC Units : Thousand Gallons Burned (all liquid fuels)	
4. Maximum Hourly Rate : 3.32	5. Maximum Annual Rate : 500.00
6. Estimated Annual Activity Factor :	
7. Maximum Percent Sulfur : 0.50	8. Maximum Percent Ash : 0.01
9. Million Btu per SCC Unit : 142	
10. Segment Comment : On-spec used oil used for startups, flame stabilization, emergency reserve capacity during statewide energy shortages, and limited supplemental load. SECI intends to initiate the utilization of up to 500,000 gallons per year of on-spec used oil (in lieu of No. 2 fuel oil) within the current permit cycle.	

D. SEGMENT (PROCESS/FUEL) INFORMATION

Emissions Unit Information Section 1

Steam Electric Generator No. 1

Segment Description and Rate : Segment 4

1. Segment Description (Process/Fuel Type and Associated Operating Method/Mode) : Petroleum coke burned in Unit No. 1	
2. Source Classification Code (SCC) : 1-01-002-02	
3. SCC Units : Tons Burned (all solid fuels)	
4. Maximum Hourly Rate : 93.00	5. Maximum Annual Rate : 814,680.00
6. Estimated Annual Activity Factor :	
7. Maximum Percent Sulfur : 7.00	8. Maximum Percent Ash : 1.00
9. Million Btu per SCC Unit : 26	
10. Segment Comment : Data provided in Fields 4 and 5 based on PSD Permit No. PSD-FL-018(A) modification Item 6. and Conditions of Certification PA 78-10F modification Section 2.f.	

D. SEGMENT (PROCESS/FUEL) INFORMATION

Emissions Unit Information Section 1

Steam Electric Generator No. 1

Segment Description and Rate : Segment 5

1. Segment Description (Process/Fuel Type and Associated Operating Method/Mode) : Coal and petroleum coke burned in Unit No. 1	
2. Source Classification Code (SCC) : 1-01-002-02	
3. SCC Units : Tons Burned (all solid fuels)	
4. Maximum Hourly Rate : 319.00	5. Maximum Annual Rate : 2,792,299.00
6. Estimated Annual Activity Factor :	
7. Maximum Percent Sulfur : 5.10	8. Maximum Percent Ash : 9.40
9. Million Btu per SCC Unit : 23	
10. Segment Comment : Data provided in Fields 4, 5, 7, 8, and 9 based on a 70/30 weight percent blend of coal/petroleum coke on an as-received basis. Composite sulfur content in Field 7 is based on 4.3% S for coal and 7.0% S for petroleum coke. Data provided in Fields 4, 5, and 9 based on nominal coal and petroleum coke heating values of 10,500 and 13,000 Btu/lb, respectively, on an as-received basis.	

D. SEGMENT (PROCESS/FUEL) INFORMATION

Emissions Unit Information Section 2

Steam Electric Generator No. 2

Segment Description and Rate : Segment 1

1. Segment Description (Process/Fuel Type and Associated Operating Method/Mode) : Coal burned in Unit No. 2	
2. Source Classification Code (SCC) : 1-01-002-02	
3. SCC Units : Tons Burned (all solid fuels)	
4. Maximum Hourly Rate : 342.00	5. Maximum Annual Rate : 2,991,749.00
6. Estimated Annual Activity Factor :	
7. Maximum Percent Sulfur : 4.30	8. Maximum Percent Ash : 13.00
9. Million Btu per SCC Unit : 21	
10. Segment Comment : Coal-fired unit. Coal sulfur content is a maximum of 4.3 weight %. Data provided in Fields 4, 5, and 9 based on a nominal coal heating value of 10,500 Btu/lb on an as-received basis and maximum heat input of 7,172 MMBtu/hr.	

D. SEGMENT (PROCESS/FUEL) INFORMATION

Emissions Unit Information Section 2

Steam Electric Generator No. 2

Segment Description and Rate : Segment 2

1. Segment Description (Process/Fuel Type and Associated Operating Method/Mode) : No. 2 fuel oil burned in Unit No. 2 for startups, flame stabilization, and reserve capacity.	
2. Source Classification Code (SCC) : 1-01-005-01	
3. SCC Units : Thousand Gallons Burned (all liquid fuels)	
4. Maximum Hourly Rate : 3.32	5. Maximum Annual Rate : 1,664.20
6. Estimated Annual Activity Factor :	
7. Maximum Percent Sulfur : 0.50	8. Maximum Percent Ash : 0.01
9. Million Btu per SCC Unit : 136	
10. Segment Comment : No. 2 fuel oil used for startups, flame stabilization, emergency reserve capacity during statewide energy shortages, and limited supplemental load. SECI intends to initiate the utilization of up to 500,000 gallons per year of on-spec used oil (in lieu of No. 2 fuel oil) within the current permit cycle.	

D. SEGMENT (PROCESS/FUEL) INFORMATION

Emissions Unit Information Section 2

Steam Electric Generator No. 2

Segment Description and Rate : Segment 3

1. Segment Description (Process/Fuel Type and Associated Operating Method/Mode) : On-spec used oil burned in Unit No. 2 for startups, flame stabilization, and reserve capacity.	
2. Source Classification Code (SCC) : 1-01-005-04	
3. SCC Units : Thousand Gallons Burned (all liquid fuels)	
4. Maximum Hourly Rate : 3.32	5. Maximum Annual Rate : 500.00
6. Estimated Annual Activity Factor :	
7. Maximum Percent Sulfur : 0.50	8. Maximum Percent Ash : 0.01
9. Million Btu per SCC Unit : 142	
10. Segment Comment : On-spec used oil used for startups, flame stabilization, emergency reserve capacity during statewide energy shortages, and limited supplemental load. SECI intends to initiate the utilization of up to 500,000 gallons per year of on-spec used oil (in lieu of No. 2 fuel oil) within the current permit cycle.	

D. SEGMENT (PROCESS/FUEL) INFORMATION

Emissions Unit Information Section 2

Steam Electric Generator No. 2

Segment Description and Rate : Segment 4

1. Segment Description (Process/Fuel Type and Associated Operating Method/Mode) : Petroleum coke burned in Unit No. 2	
2. Source Classification Code (SCC) : 1-01-002-02	
3. SCC Units : Tons Burned (all solid fuels)	
4. Maximum Hourly Rate : 93.00	5. Maximum Annual Rate : 814,680.00
6. Estimated Annual Activity Factor :	
7. Maximum Percent Sulfur : 7.00	8. Maximum Percent Ash : 1.00
9. Million Btu per SCC Unit : 26	
10. Segment Comment : Data provided in Fields 4 and 5 based on PSD Permit No. PSD-FL-018(A) modification Item 6. and Conditions of Certification PA 78-10F modification Section 2.f.	

D. SEGMENT (PROCESS/FUEL) INFORMATION

Emissions Unit Information Section 2

Steam Electric Generator No. 2

Segment Description and Rate : Segment 5

1. Segment Description (Process/Fuel Type and Associated Operating Method/Mode) : Coal and petroleum coke burned in Unit No. 2	
2. Source Classification Code (SCC) : 1-01-002-02	
3. SCC Units : Tons Burned (all solid fuels)	
4. Maximum Hourly Rate : 319.00	5. Maximum Annual Rate : 2,792,299.00
6. Estimated Annual Activity Factor :	
7. Maximum Percent Sulfur : 5.10	8. Maximum Percent Ash : 9.40
9. Million Btu per SCC Unit : 23	
10. Segment Comment : Data provided in Fields 4, 5, 7, 8, and 9 based on a 70/30 weight percent blend of coal/petroleum coke on an as-received basis. Composite sulfur content in Field 7 is based on 4.3% S for coal and 7.0% S for petroleum coke. Data provided in Fields 4, 5, and 9 based on nominal coal and petroleum coke heating values of 10,500 and 13,000 Btu/lb, respectively, on an as-received basis.	

**Seminole Power Plant
No. 2 Fuel Oil Description**

No. 2 fuel oil will have the following approximate composition:

Parameter	Units	Value
Carbon	Weight %	87.0
Hydrogen	Weight %	12.4
Sulfur	Weight %	0.5
Nitrogen	Weight %	0.1
Heat Content	Btu/lb	19,400



#2 / Diesel

Rush

OT Apvd. hrs.

Job
 FILE NO: J7-04-003
 Retain :
 Date Rcd: 4/3/97
 Date Cmpltd: 4/4/97

LAB NO: 6950 / J7-04-03
 Client: AETRA/STUART
 For :
 Contact:

Product: HIGH SULFUR DIESEL FUEL Sx Desc.: 3x lot
 Sx ID.: TANK 11 @ ST. JAY, FL AFTER ANASAZI
 ANALYZED BY CALEB BRETT

Sx Comp: EV Vol Wt Avg of

D1298	API Gravity	34.4
D93	Flash Point, PMCC, F	154
D4294	Total Sulfur, Wt. %	0.19
D445	Kinematic Viscosity @ 100F, cSt	2.68
D445 / D216	Kinematic Viscosity @ 100F, SSU	34.4
D482	Ash, Wt. %	0.002
D1500	ASTM Color	2.0
D1796	Water & Sediment, Vol. %	0
D130	Copper Corrosion, 3 hrs @ 212 F	1A
D611	Aniline Point, F	
D976	Cetane Index, calculated	44.2
IP21	Diesel Index, calculated	
D97	Pour Point, F	-10
D2500	Cloud Point, F	+6
D613	Cetane No.	
D974	Neut. No., mgKOH/g	
D524	Carbon Residue, Ramsbottom, Wt. %	
D189	Carbon Residue, (10% Btms) Conradson Wt. %	0.02
D2274	Oxidation Stability, mg/100ml	
Dupont/ASTM	Oxidation Stability Pad Rating	2
D1319	ASTM Color, after 90 min.	13.0
D3227	Mercaptan Sulfur, Wt. %	
CPL/WPL	Haze Rating	
D86	Distillation, % Recd/ , F	

IBP	363	30	448	70	547	EP	680
5	387	40	471	80	578	% Rec	99.0
10	402	50	496	90	610	% Res	1.0
20	428	60	520	95	649	% Loss	0

D 1319	OLEFINS, VOL. %	0.9
D 2276	PARTICULATE CONTAMINANT - mg/L	4.4

DYE CONTENT 4.0 LBS/1000 GALS
 SPTL - 101B 11.3 ppm

Technician:
 Approved:
 Faxed/Rptd to:
 Date: Time:

NORTH USED OIL TANK

MR. MIKE PATRICK
SEMINOLE ELECTRIC COOPERATIVE
P.O. BOX 1577
PALATKA, FL 32178



ANALYTICAL REPORT

Page 1

Submission Number: 9701000205
Date Received: 01/15/97
Date Reported: 01/31/97

Client's P.O. Number:
Project Number:
Project Name: OIL


Lab Sample Number: 9701203 1
Client Sample Number: 96-612
Sample Description: NORTH USED OIL TANK

Date Sampled: 11/12/96
Sample Matrix: OIL

Method	Analyte	Result	Q	Unit	Reporting Limit	Analyst	Date Analyzed	Date Reported
3040/7060	ARSENIC	<0.40		mg/kg	0.40	JH	01/30/97	
3040/7130	CADMIUM	<1.0		mg/kg	1.0	JH	01/29/97	
3040/7190	CHROMIUM	<5.0		mg/kg	5.0	JH	01/29/97	
3040/7620	LEAD	<5.0		mg/kg	5.0	JH	01/29/97	
3040	DISSOLUTION PROCEDURE FOR METALS	0.000				JH	01/29/97	

CERTIFICATION: All analytical data reported above were obtained using the specified methods and were validated by our laboratory quality control system. This laboratory follows an approved quality assurance program.

Respectfully submitted:


Francis Y. Huang, Ph.D. Harry M. Ashby
Lab Director / President

FP 7230°F
TOX 332

P.O. Box 468 • 8 East Tower Circle • Ormond Beach, Florida 32175-0468
(904) 672-5668 • Fax (904) 673-4001

JAN 31 '97 12:14

904 673 4001 PAGE.002

PAGE.008

JUL 15 '97 14:50 FROM SEMINOLE-HQ-2

SOUTH USED OIL TANK

MR. WALT BEAN
SEMINOLE ELECTRIC COOPERATIVE
P.O. BOX 1577
PALATKA, FL 32178



ANALYTICAL REPORT

Page 1

Submission Number: 9702000279
Date Received: 02/14/97
Date Reported: 03/13/97

Client's P.O. Number:
Project Number:
Project Name: SOUTH USED OIL TANK

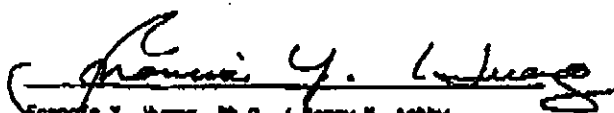
Lab Sample Number: 9702279 1
Client Sample Number: 97-101
Sample Description: SOUTH USED OIL TANK

Date Sampled: 02/14/97
Sample Matrix: OIL

Method	Analyte	Result	Q	Unit	Reporting Limit	Analyst	Date Analyzed	Date Prepared
3040/7060	ARSENIC (Total)	<0.40		mg/kg	0.40	JS	02/19/97	
3040/7130	CADMIUM (Total)	<1.0		mg/kg	1.0	AM	02/21/97	
3040/7190	CHROMIUM (Total)	<5.0		mg/kg	5.0	NR	03/12/97	
3040/7190	LEAD (Total)	<5.0		mg/kg	5.0	AM	02/21/97	
3040	DISSOLUTION PROCEDURE FOR METALS	0.000				AM	02/21/97	

CERTIFICATION: All analytical data reported above were obtained using the specified methods and were validated by our laboratory quality control system. This laboratory follows an approved quality assurance program.

Respectfully submitted:


Francis Y. Harris, Ph.D. / Barry N. Ashby
Lab Director / President

P.O. Box 488 • 8 East Tower Circle • Ormond Beach, Florida 32175-0488
(904) 672-5668 • Fax (904) 673-4001

MAR 13 '97 17:42

904 673 4001 PAGE.087

PAGE.088

JUL 15 '97 14:50 FROM SEMINOLE-HQ-2



June 13, 1996

RECEIVED

JUN 17 1996

BUREAU OF
AIR REGULATION

CERTIFIED MAIL RETURN RECEIPT REQUESTED

Mr. John C. Brown, Jr., P.E.
Administrator, Title V Section
Florida Department of Environmental Protection
Twin Towers Office Building
2600 Blair Stone Road
Tallahassee, FL 32399-2400

RECEIVED

JUN 17 1996

BUREAU OF
AIR REGULATION

Re: Seminole Power Plant
Title V Permit Application

Dear Mr. Brown:

Seminole Electric Cooperative, Inc. (SECI) operates a nominal 1,360 megawatt (MW) electric generation facility located in Palatka, Putnam County, Florida. The Seminole Power Plant consists of two steam boilers (Unit Nos. 1 and 2), two steam turbines, a recirculating cooling water system, coal, limestone, fly ash, bottom ash, and flue gas desulfurization (FGD) sludge stabilization facilities, fuel oil storage tanks, water treatment facilities, railcar maintenance, and ancillary support equipment.

The Seminole Power Plant qualifies as a Title V Source pursuant to Chapter 62-210.200(173), Florida Administrative Code (F.A.C.), because potential emissions of a regulated air pollutant exceed 100 tons per year. Four copies of an application package constituting SECI's Title V permit application for the Seminole Power Plant are enclosed to satisfy the requirements of Chapter 62-213.420, F.A.C.

Please contact Ken Bachor or me at (813) 963-0994 if there are any questions regarding this application.

Sincerely,

A handwritten signature in black ink, appearing to read 'M. P. Opalinski'.

M. P. Opalinski
Director of Environmental Affairs

dc
Enclosure

Date: 9/9/97 2:38:00 PM
From: Elizabeth Walker TAL
Subject: New posting
To: See Below

There is a new posting available from the Florida website

SEMINOLE POWER PLANT 1070025001AV Draft

The notification letter is encoded and attached. If you have any questions, please let me know.

Thanks
Elizabeth

To: adams yolanda
To: pierce carla
To: Barbara Boutwell TAL
To: Scott Sheplak TAL
To: Terry Knowles TAL
To: gates kim
CC: Ed Svec TAL



TELECOPIER COVER LETTER

Date:	<u>7-16-97</u>
Total Number of Pages including cover letter:	<u>4</u>
To:	<u>Ed Svec</u>
Company:	<u>FDEP</u>
Phone or Telecopier #:	<u>(850) 922-6979</u>
From:	<u>Mike Roddy</u>

If you do not receive all of the pages, please call copy room X1282.

Comments:

P.O. BOX 272000 • TAMPA, FLORIDA 33688-2000 • (813) 963-0994
• FAX (813) 264-7508 •

© 0698 Rev. 1/90



July 16, 1997

Mr. Ed Svec
Florida Department of Environmental Protection
Mail Station 5505
2600 Blairstone Rd.
Tallahassee, Fl 32399-2400

**RE: Seminole Power Plant
Title V Operation Permit Application
Request for Additional Information**

Dear Mr. Svec:

Based on our recent phone conversation I am faxing you D. Segment (Process/Fuel) Information forms for No.2 fuel oil usage. Please note that the calculations used for the forms were reviewed by Seminole Electric's P.E. of record (Mr. Tom Davis-ECT). A complete package will be sent to you within approximately 10 days and will include the following items:

- Application Contract Form
- Authorized Representative Form
- Professional Engineer Statement
- D. Segment (Process/Fuel) Information Forms for No.2 oil
- No. 2 Oil Analysis Sheet
- Used Oil Analysis Sheets (indicating "on-spec." compliance)

The above items will be sent in hard copy along with a disc to update the original application.

If you have any questions or require any additional information to be faxed prior to the complete package submittal, please give me a call at (813) 963-0994.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Mike Roddy'.

Mike Roddy
Environmental Engineer

D. SEGMENT (PROCESS/FUEL) INFORMATIONEmissions Unit Information Section 1

Steam Electric Generator No. 1

Segment Description and Rate : Segment 2

1. Segment Description (Process/Fuel Type and Associated Operating Method/Mode) : No. 2 fuel oil used for startups, flame stabilization, and reserve capacity.	
2. Source Classification Code (SCC) : 1-01-005-01	
3. SCC Units : Thousand Gallons Burned (all liquid fuels)	
4. Maximum Hourly Rate : 3.32	5. Maximum Annual Rate : 1,664.20
6. Estimated Annual Activity Factor :	
7. Maximum Percent Sulfur : 0.50	8. Maximum Percent Ash : 0.01
9. Million Btu per SCC Unit : 136	
10. Segment Comment :	

III. Part 8 - 2

DEP Form No. 62-210.900(1) - Form

D. SEGMENT (PROCESS/FUEL) INFORMATION

Emissions Unit Information Section 2

Steam Electric Generator No. 2

Segment Description and Rate: Segment 2

1. Segment Description (Process/Fuel Type and Associated Operating Method/Mode): No. 2 fuel oil used for startups, flame stabilization, and reserve capacity.	
2. Source Classification Code (SCC): 1-01-005-01	
3. SCC Units: Thousand Gallons Burned (all liquid fuels)	
4. Maximum Hourly Rate: 3.32	5. Maximum Annual Rate: 1,664.20
6. Estimated Annual Activity Factor:	
7. Maximum Percent Sulfur: 0.50	8. Maximum Percent Ash: 0.01
9. Million Btu per SCC Unit: 136	
10. Segment Comment:	

III. Part 8 - 2

DEP Form No. 62-210.900(1) - Form

Florida's DRAFT Permit Electronic Notification Cover Memorandum

TO: Yolanda Adams, U.S. EPA Region 4
CC: Carla E. Pierce, U.S. EPA Region 4
THRU: Scott Sheplak P.E., Bureau of Air Regulation *smk*
FROM: Edward J. Svec, Permit Engineer
DATE: 09/08/97
RE: U.S. EPA Region 4 DRAFT Title V Operation Permit Review

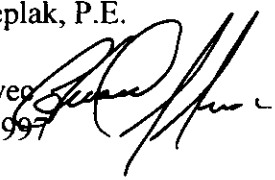
The following DRAFT Title V operation permit(s) and associated documents have been posted on the DEP World Wide Web Internet site for your review. Please provide any comments via Internet E-mail, to Scott Sheplak, at "Sheplak_S@dep.state.fl.us".

<u>Applicant Name</u>	<u>County</u>	<u>Method of Transmittal</u>	<u>Electronic File Name(s)</u>
Seminole Electric Cooperative Seminole Power Plant	Putnam	INTERNET	1070025p.zip

This zipped file contains the following electronic files:

sob.doc
1070025i.doc
1070025d.doc
1070025l.xls
10700252.xls
1070025e.doc
1070025u.doc
1070025h.doc

MEMORANDUM

TO: Scott M. Sheplak, P.E.
FROM: Edward J. Sveg 
DATE: August 25, 1997
Re: Intent package for DRAFT Permit No.: 1070025-001-AV
Seminole Electric Cooperative, Inc.
Seminole Power Plant

Permit Clock: Today is ARMS Day 16
Default Date (Day 90): November 7, 1997

The Seminole Power Plant consists of two, Subpart Da coal fired boilers equipped with ESPs and FGDs; a rail car maintenance area (blasting and painting); a coal storage yard subject to Subpart Y; and a limestone and FGD sludge handling and storage area which were permitted under PSD regulations (PSD-FL-018 issued by Region IV) and Power Plant Siting. In 1997, the PSD permit and the PPS certification were amended to co-fire petcoke with no significant emission increase. Each boiler is also allowed to combust up to 500,000 gallons of on-specification used oil. This permit is for the initial Title V air operation permit for the subject facility.


No additional information was requested. Comments were not received from the District office.

This facility reported that each emissions unit was in compliance at the time of the application.

I recommend that this Intent to Issue be sent out as attached.

EJS/

[electronic file name: 10700251.mem]

Ed,

Good job on this one.
The Da boiler is extensive.
You've developed a
"model Da" permit.
Agree!
cws
Scott
8/26

STATEMENT OF BASIS

Seminole Electric Cooperative, Inc.
Seminole Power Plant
Facility ID No.: 1070025
Putnam County

Initial Title V Air Operation Permit
DRAFT Permit No.: 1070025-001-AV

This Title V air operation permit is issued under the provisions of Chapter 403, Florida Statutes (F.S.), and Florida Administrative Code (F.A.C.) Chapters 62-4, 62-210, 62-213, and 62-214. 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 permitting authority, in accordance with the terms and conditions of this permit.

This facility consists of two 714.6 megawatt, electric, coal fired steam electric generators; a coal handling and storage system; a limestone unloading, handling and storage system; a flue gas desulfurization (FGD) sludge stabilization system; and a rail car maintenance facility.

Steam Electric Generator Nos. 1 and 2 are coal fired utility, dry bottom wall-fired boilers, each having a generator nameplate rating of 714.6 megawatts, electric. The maximum heat input to each emissions unit is 7,172 million Btu per hour. Steam Electric Generator Nos. 1 and 2 are each equipped with an electrostatic precipitator (ESP) to control particulate matter, a wet limestone flue gas desulfurization (FGD) unit to control sulfur dioxide, and low NO_x burners, and low excess-air firing to control nitrogen oxides.

The rail car maintenance facility consists of an abrasive blasting area and a surface coating operation.

The coal receiving, storage and transfer systems at the coal storage yard support the operation of the two power boilers. Particulate matter emissions are controlled at the "as-received transfer tower", the "as-fired transfer tower", and the conveyors to the silos by fabric filter systems. Water sprays, full enclosures or partial enclosures are also utilized, where appropriate.

The limestone and FGD sludge handling and storage system consists of a limestone unloading facility where particulate matter emissions are controlled by a panel filter, a limestone handling and storage system which utilizes a partial enclosure to control particulate matter emissions, and a FGD sludge stabilization system which controls emissions by utilizing bag house filters and scrubbers.

Also included in this permit are miscellaneous unregulated/exempt emissions units and/or activities.

Based on the initial Title V permit application received June 17, 1996, this facility is a major source of hazardous air pollutants (HAPs).



Department of Environmental Protection

Lawton Chiles
Governor

Twin Towers Office Building
2600 Blair Stone Road
Tallahassee, Florida 32399-2400

Virginia B. Wetherell
Secretary

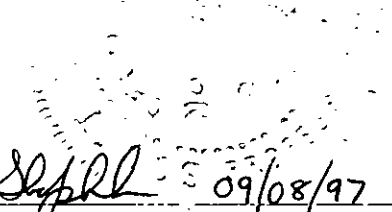
P.E. Certification Statement

Permittee:
Seminole Electric Cooperative, Inc.
Seminole Power Plant

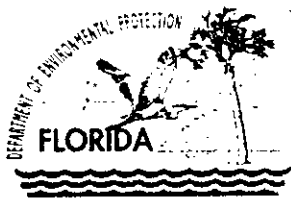
DRAFT Permit No.: 1070025-001-AV
Facility ID No.: 1070025

Project type: Initial Title V Air Operation Permit

I HEREBY CERTIFY that the engineering features described in the above referenced application and subject to the proposed permit conditions provide reasonable assurance of compliance with applicable provisions of Chapter 403, Florida Statutes, and Florida Administrative Code Chapters 62-4 and 62-204 through 62-297. However, I have not evaluated and I do not certify aspects of the proposal outside of my area of expertise (including but not limited to the electrical, mechanical, structural, hydrological, and geological features).


Scott M. Sheplak 09/08/97
Scott M. Sheplak, P.E. date
Registration Number: 0048866

Permitting Authority:
Department of Environmental Protection
Bureau of Air Regulation
111 South Magnolia Drive, Suite 4
Tallahassee, Florida 32301
Telephone: 850/488-1344
Fax: 850/922-6979



Department of Environmental Protection

Lawton Chiles
Governor

Twin Towers Office Building
2600 Blair Stone Road
Tallahassee, Florida 32399-2400

Virginia B. Wetherell
Secretary

P.E. Certification Statement

Permittee:

Seminole Electric Cooperative, Inc.
Seminole Power Plant

DRAFT Permit No.: 1070025-001-AV

Facility ID No.: 1070025

Project type: Initial Title V Air Operation Permit

I HEREBY CERTIFY that the engineering features described in the above referenced application and subject to the proposed permit conditions provide reasonable assurance of compliance with applicable provisions of Chapter 403, Florida Statutes, and Florida Administrative Code Chapters 62-4 and 62-204 through 62-297. However, I have not evaluated and I do not certify aspects of the proposal outside of my area of expertise (including but not limited to the electrical, mechanical, structural, hydrological, and geological features).

Scott M. Sheplak 09/08/97
Scott M. Sheplak, P.E. date
Registration Number: 0048866

Permitting Authority:

Department of Environmental Protection
Bureau of Air Regulation
111 South Magnolia Drive, Suite 4
Tallahassee, Florida 32301
Telephone: 850/488-1344
Fax: 850/922-6979

FLORIDA PUBLISHING COMPANY
Publisher
JACKSONVILLE, DUVAL COUNTY, FLORIDA

STATE OF FLORIDA }
COUNTY OF DUVAL }

Before the undersigned authority personally appeared _____

Kimberly Crisp _____ who on oath says that he is

Legal Advertising Representative _____ of The Florida Times-Union,

a daily newspaper published at Jacksonville in Duval County, Florida; that the
attached copy of advertisement, being a Legal Notice

in the matter of Department of Environmental Protection
Notice Of Intent To Issue Permit, Title V DRAFT Permit
No. 1070025-001-AV

in the _____ Court,

was published in THE FLORIDA TIMES-UNION in the issues of
September 24, 1997

Affiant further says that the said The Florida Times-Union is a newspaper published at Jacksonville, in said Duval County, Florida, and that the said newspaper has heretofore been continuously published in said Duval County, Florida. The Florida Times-Union each day, has been entered as second class mail matter at the postoffice in Jacksonville, in said Duval County, Florida, for a period of one year next preceeding the first publication of the attached copy of advertisement; and affiant further says that he has neither paid nor promised any person, firm or corporation any discount, rebate, commission or refund for the purpose of securing this advertisement for publication in said newspaper.

Sworn to and subscribed before me
this 29th day of
September, A.D. 1997.

Notary Public,
State of Florida
My Commission Expires JUN 01, 2000
DA 444

PUBLIC NOTICE OF INTENT TO ISSUE TITLE V AIR OPERATION PERMIT
STATE OF FLORIDA
DEPARTMENT OF ENVIRONMENTAL PROTECTION
Title V DRAFT Permit No. 1070025-001-AV
Seminole Power Plant
Putnam County, FL

The Department of Environmental Protection (permitting authority) gives notice of its intent to issue a Title V air operation permit to Seminole Electric Cooperative, Inc. for the Seminole Power Plant located east of U.S. Highway 17, approximately seven miles north of Palatka, Putnam County. The applicant's name and address are Seminole Electric Cooperative, Inc., 16313 North Dale Mabry Highway, Tampa, Florida 33618.

The permitting authority will issue the Title V PROPOSED Permit, and subsequent Title V FINAL Permit, in accordance with the conditions of the Title V DRAFT Permit unless a response received in accordance with the following procedures results in a different decision or significant change of terms or conditions. The permitting authority will accept written comments concerning the proposed Title V DRAFT Permit, issuance action for a period of 30 (thirty) days from the date of publication of this Notice. Written comments should be provided to the Department's Bureau of Air Regulation, 2600 Blair Stone Road, Mail Station # 5505, Tallahassee, Florida 32399-2400. Any written comments filed shall be made available for public inspection. If written comments received result in a significant change in this DRAFT Permit, the permitting authority shall issue a Revised DRAFT Permit and require, if applicable, another Public Notice.

The permitting authority will issue the permit with the attached conditions unless a timely petition for an administrative hearing is filed pursuant to Sections 120.569 and 120.57, Florida Statutes (F.S.). Mediation under Section 120.573, F.S., will not be available for this proposed action.

A person whose substantial interests are affected by the proposed permitting decision may petition for an administrative hearing in accordance with Sections 120.569 and 120.57, F.S. The petition must contain the information set forth below and must be filed (received) in the Office of General Counsel of the Department of Environmental Protection, 3900 Commonwealth Boulevard, Mail Station #35, Tallahassee, Florida 32399-3000 (Telephone: 850/488-9730; Fax: 850/487-4938). Petitions must be filed within 14 (fourteen) days of publication of the public notice or within 14 (fourteen) days of receipt of the notice of intent, whichever occurs first. A petitioner must 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 applicable 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 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 28-5.207 of the Florida Administrative Code.

A petition must contain the following information:

- The name, address, and telephone number of each petitioner, the applicant's name and address, the Permit File Number, and the county in which the project is proposed;
- A statement of how and when each petitioner received notice of the permitting authority's action or proposed action;
- A statement of how each petitioner's substantial interests are affected by the permitting authority's action or proposed action;
- A statement of the material facts disputed by the petitioner, if any;
- A statement of the facts that the petitioner contends warrant reversal or modification of the permitting authority's action or proposed action;
- A statement identifying the rules or statutes that the petitioner contends require reversal or modification of the permitting authority's action or proposed action; and,
- A statement of the relief sought by the petitioner, stating precisely the action that the petitioner wants the permitting authority to take with respect to the action or proposed action addressed in this notice of intent.

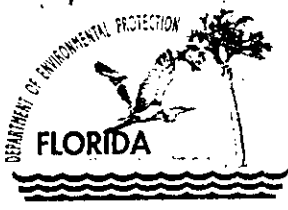
Because the administrative hearing process is designed to formulate final agency action, the filing of a petition means that the permitting authority's final action may be different from the position taken by it in this notice of intent. Persons whose substantial interests will be affected by any such final decision of the permitting authority on the application have the right to petition to become a party to the proceeding, in accordance with the requirements set forth above.

In addition to the above, pursuant to 42 United States Code (U.S.C.) Section 7601d(b)(2), any person may petition the Administrator of the EPA within 60 (sixty) days of the expiration of the Administrator's 45 (forty-five) day review period as established at 42 U.S.C. Section 7601d(b)(1), to object to issuance of any permit. Any petition shall be based only on objections to the permit that were raised with reasonable specificity during the 30 (thirty) day public comment period provided in this notice, unless the petitioner demonstrates to the Administrator of the EPA that it was impracticable to raise such objections within the comment period or unless the grounds for such objection arose after the comment period. Filing of a petition with the Administrator of the EPA does not stay the effective date of any permit properly issued pursuant to the provisions of Chapter 62-213, F.A.C. Petitions filed with the Administrator of EPA must meet the requirements of 42 U.S.C. Section 7601d(b)(2) and must be filed with the Administrator of the EPA at 410 M. Street, SW, Washington, D.C. 20460.

A complete project file is available for public inspection during normal business hours, 8:00 a.m. to 5:00 p.m., Monday through Friday, except legal holidays, at:

Permitting Authority: Department of Environmental Protection Bureau of Air Regulation 111 South Magnolia Drive, Suite 4 Tallahassee, Florida 32301 Telephone: 850/488-1344 Fax: 850/922-6979	Affected District Local Offices: Department of Environmental Protection Northeast District Office 7825 Baymeadows Way, Suite 2008 Jacksonville, Florida 32256-7590 Telephone: 904/448-4300 Fax: 904/448-4363
---	---

The complete project file includes the DRAFT Permit, the application, and the information submitted by the responsible official, exclusive of confidential records under Section 403.111, F.S. Interested persons may contact Scott M. Sheplek, P.E., at the above address, or call 850/488-1344, for additional information.



Department of Environmental Protection

Lawton Chiles
Governor

Twin Towers Office Building
2600 Blair Stone Road
Tallahassee, Florida 32399-2400

Virginia B. Wetherell
Secretary

September 8, 1997

Mr. Richard Midulla
Senior Vice President, Technical Division
Seminole Electric Cooperative, Inc.
16315 North Dale Mabry Highway
Tampa, Florida 33618

Re: DRAFT Title V Permit No.: 1070025-001-AV
Seminole Power Plant


Dear Mr. Midulla:

One copy of the DRAFT Title V Air Operation Permit for the Seminole Power Plant located east of U.S. Highway 17, approximately seven miles north of Palatka, Putnam County, is enclosed. The permitting authority's "INTENT TO ISSUE TITLE V AIR OPERATION PERMIT" is also included.

The Department will publish the "PUBLIC NOTICE OF INTENT TO ISSUE TITLE V AIR OPERATION PERMIT" as soon as possible. This issue is important in order for you to receive your Title IV Acid Rain permit by January 1, 1998, pursuant to the Clean Air Act and Section 403.0872, Florida Statutes.

Please submit any written comments you wish to have considered concerning the permitting authority's proposed action to Scott M. Sheplak, P.E., at the above letterhead address. If you have any other questions, please contact Edward J. Svec at 904/488-1344.

Sincerely,


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

CHF/s

Enclosures

cc: Ms. Carla E. Pierce, U.S. EPA, Region 4 (INTERNET E-mail Memorandum)
Ms. Yolanda Adams, U.S. EPA, Region 4 (INTERNET E-mail Memorandum)

PS Form 3811, March 1993

2 127 635 533

Receipt for Certified Mail
No Insurance Coverage Provided
Do not use for International Mail
(See Reverse)

Sent to Mr. Richard Midulla	
Street and No. 16313 North Dale Mabry Highway	
P.O. State and ZIP Code Tampa, Florida 33618	
Postage	\$
Certified Fee	
Special Delivery Fee	
Restricted Delivery Fee	
Return Receipt Showing to Whom & Date Delivered	
Return Receipt Showing to Whom, Date, and Addressee's Address	
TOTAL Postage & Fees	\$

1991/0/9 Date
Seminole Electric Power Plant
ID#1070025-001-AV
DRAFT PERMIT

<p>SEND</p> <ul style="list-style-type: none"> • Complete items 1 and/or 2 for additional services. • Complete items 3, and 4a & b. • Print your name and address on the reverse of this form so that we can return this card to you. • Attach this form to the front of the mailpiece, or on the back if space does not permit. • Write "Return Receipt Requested" on the mailpiece below the article number. • The Return Receipt will show to whom the article was delivered and the date delivered. 		<p>I also wish to receive the following services (for an extra fee):</p> <p>1. <input type="checkbox"/> Addressee's Address</p> <p>2. <input type="checkbox"/> Restricted Delivery</p> <p>Consult postmaster for fee.</p>	
<p>3. Article Addressed to:</p> <p>Mr. Richard Midulla Senior Vice President Technical Division Seminole Electric Cooperative, Inc. 16313 North Dale Mabry Highway Tampa, Florida 33618</p>		<p>4a. Article Number 2 127 635 533</p>	
<p>5. Signature (Addressee)</p>		<p>4b. Service Type</p> <p><input checked="" type="checkbox"/> Registered <input type="checkbox"/> Insured</p> <p><input checked="" type="checkbox"/> Certified <input type="checkbox"/> COD</p> <p><input type="checkbox"/> Express Mail <input type="checkbox"/> Return Receipt for Merchandise</p>	
<p>6. Signature (Agent)</p> <p><i>[Signature]</i></p>		<p>7. Date of Delivery 9-12-92</p>	
<p>8. Addressee's Address (Only if requested and fee is paid)</p>		<p>Thank you for using Return Receipt Service.</p>	

In the Matter of an
Application for Permit by:

Seminole Electric Cooperative, Inc.
16313 North Dale Mabry Highway
Tampa, Florida 33618

DRAFT Permit No.: 1070025-001-AV
Seminole Power Plant
Putnam County

INTENT TO ISSUE TITLE V AIR OPERATION PERMIT

The Department of Environmental Protection (permitting authority) gives notice of its intent to issue a Title V air operation permit (copy of DRAFT Permit enclosed) for the Title V source detailed in the application specified above, for the reasons stated below.

The applicant, Seminole Electric Cooperative, Inc., applied on June 17, 1996, to the permitting authority for a Title V air operation permit for the Seminole Power Plant located east of U.S. Highway 17, approximately seven miles north of Palatka, Putnam County.

The permitting authority has permitting jurisdiction under the provisions of Chapter 403, Florida Statutes (F.S.), and Florida Administrative Code (F.A.C.) Chapters 62-4, 62-210, 62-213, and 62-214. This source is not exempt from Title V permitting procedures. The permitting authority has determined that a Title V air operation permit is required to commence or continue operations at the described facility.

The permitting authority intends to issue this Title V air operation permit based on the belief that reasonable assurances have been provided to indicate that operation of the source will not adversely impact air quality, and the source will comply with all appropriate provisions of Chapters 62-4, 62-204, 62-210, 62-212, 62-213, 62-214, 62-256, 62-257, 62-281, 62-296, and 62-297, F.A.C.

Pursuant to Sections 403.815 and 403.0872, F.S., and Rules 62-103.150 and 62-210.350(3), F.A.C., you (the applicant) are required to publish at your own expense the "PUBLIC NOTICE OF INTENT TO ISSUE TITLE V AIR OPERATION PERMIT." However, the Department will publish the "PUBLIC NOTICE OF INTENT TO ISSUE TITLE V AIR OPERATION PERMIT" as soon as possible. This issue is important in order for you to receive your Title IV Acid Rain permit by January 1, 1998, pursuant to the Clean Air Act and Section 403.0872, F.S.

The permitting authority will issue the Title V PROPOSED Permit, and subsequent Title V FINAL Permit, in accordance with the conditions of the enclosed Title V DRAFT Permit unless a response received in accordance with the following procedures results in a different decision or significant change of terms or conditions.

The permitting authority will accept written comments concerning the proposed permit issuance action for a period of 30 (thirty) days from the date of publication of "PUBLIC NOTICE OF INTENT TO ISSUE TITLE V AIR OPERATION PERMIT." Written comments should be provided to the permitting authority office. Any written comments filed shall be made available for public inspection. If written comments received result in a significant change in this DRAFT Permit, the permitting authority shall issue a Revised DRAFT Permit and require, if applicable, another Public Notice.

The permitting authority will issue the permit with the attached conditions unless a timely petition for an administrative hearing is filed pursuant to Sections 120.569 and 120.57, F.S. Mediation under Section 120.573, F.S., will not be available for this proposed action.

A person whose substantial interests are affected by the proposed permitting decision may petition for an administrative hearing in accordance with Sections 120.569 and 120.57, F.S. The petition must contain the information set forth below and must be filed (received) in the Office of General Counsel of the Department of Environmental Protection, 3900 Commonwealth Boulevard, Mail Station #35, Tallahassee, Florida 32399-3000 (Telephone: 904/488-9730; Fax: 904/487-4938). 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 other person must be filed within 14 (fourteen) days of publication of the public notice or within 14 (fourteen) days of receipt of this notice of intent, whichever occurs first. A petitioner must 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 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 28-5.207, F.A.C.

A petition must contain the following information:

(a) The name, address, and telephone number of each petitioner, the applicant's name and address, the Permit File Number, and the county in which the project is proposed;

(b) A statement of how and when each petitioner received notice of the permitting authority's action or proposed action;

(c) A statement of how each petitioner's substantial interests are affected by the permitting authority's action or proposed action;

(d) A statement of the material facts disputed by the petitioner, if any;

(e) A statement of the facts that the petitioner contends warrant reversal or modification of the permitting authority's action or proposed action;

(f) A statement identifying the rules or statutes that the petitioner contends require reversal or modification of the permitting authority's action or proposed action; and,

(g) A statement of the relief sought by the petitioner, stating precisely the action that the petitioner wants the permitting authority to take with respect to the action or proposed action addressed in this notice of intent.

Because the administrative hearing process is designed to formulate final agency action, the filing of a petition means that the permitting authority's final action may be different from the position taken by it in this notice of intent. Persons whose substantial interests will be affected by any such final decision of the permitting authority on the application have the right to petition to become a party to the proceeding, in accordance with the requirements set forth above.

In addition to the above, a person subject to regulation has a right to apply to the Department of Environmental Protection for a variance from or waiver of the requirements of particular rules, on certain conditions, under Section 120.542, F.S. The relief provided by this

state statute applies only to state rules, not statutes, and not to any federal regulatory requirements. Applying for a variance or waiver does not substitute or extend the time for filing a petition for an administrative hearing or exercising any other right that a person may have in relation to the action proposed in this notice of intent.

The application for a variance or waiver is made by filing a petition with the Office of General Counsel of the Department of Environmental Protection, 3900 Commonwealth Boulevard, Mail Station #35, Tallahassee, Florida 32399-3000. The petition must specify the following information:

- (a) The name, address, and telephone number of the petitioner;
- (b) The name, address, and telephone number of the attorney or qualified representative of the petitioner, if any;
- (c) Each rule or portion of a rule from which a variance or waiver is requested;
- (d) The citation to the statute underlying (implemented by) the rule identified in (c) above;
- (e) The type of action requested;
- (f) The specific facts that would justify a variance or waiver for the petitioner;
- (g) The reason why the variance or waiver would serve the purposes of the underlying statute (implemented by the rule); and,
- (h) A statement whether the variance or waiver is permanent or temporary and, if temporary, a statement of the dates showing the duration of the variance or waiver requested.

The Department will grant a variance or waiver when the petition demonstrates both that the application of the rule would create a substantial hardship or violate principles of fairness, as each of those terms is defined in Section 120.542(2), F.S., and that the purpose of the underlying statute will be or has been achieved by other means by the petitioner.

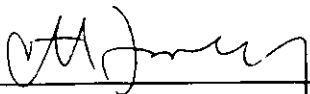
Persons subject to regulation pursuant to any federally delegated or approved air program should be aware that Florida is specifically not authorized to issue variances or waivers from any requirements of any such federally delegated or approved program. The requirements of the program remain fully enforceable by the Administrator of the United States Environmental Protection Agency and by any person under the Clean Air Act unless and until the Administrator separately approves any variance or waiver in accordance with the procedures of the federal program.

Finally, pursuant to 42 United States Code (U.S.C.) Section 7661d(b)(2), any person may petition the Administrator of the EPA within 60 (sixty) days of the expiration of the Administrator's 45 (forty-five) day review period as established at 42 U.S.C. Section 7661d(b)(1), to object to issuance of any permit. Any petition shall be based only on objections to the permit that were raised with reasonable specificity during the 30 (thirty) day public comment period provided in this notice, unless the petitioner demonstrates to the Administrator of the EPA that it was impracticable to raise such objections within the comment period or unless the grounds for such objection arose after the comment period. Filing of a petition with the Administrator of the EPA does not stay the effective date of any permit properly issued pursuant to the provisions of Chapter 62-213, F.A.C. Petitions filed with the Administrator of EPA must

meet the requirements of 42 U.S.C. Section 7661d(b)(2) and must be filed with the Administrator of the EPA at 410 M. Street, SW, Washington, D.C. 20460.

Executed in Tallahassee, Florida:

**STATE OF FLORIDA DEPARTMENT
OF ENVIRONMENTAL PROTECTION**



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

CERTIFICATE OF SERVICE

The undersigned duly designated deputy agency clerk hereby certifies that this INTENT TO ISSUE TITLE V AIR OPERATION PERMIT (including the DRAFT permit) and all copies were sent by certified mail before the close of business on 9/10/97 to the person(s) listed:

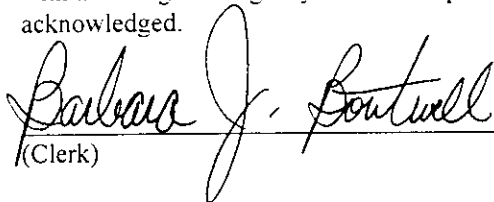
Mr. Richard Midulla, Seminole Electric Cooperative, Inc.

In addition, the undersigned duly designated deputy agency clerk hereby certifies that copies of this INTENT TO ISSUE TITLE V AIR OPERATION PERMIT (including the DRAFT permit) were sent by U.S. mail on the same date to the person(s) listed:

Thomas Davis, PE, ECT, Inc.
Ken Bachor, Seminole Electric Cooperative, Inc.
Chris Kirts, PE, FDEP, NED

Clerk Stamp

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



(Clerk) 9/10/97
(Date)

PUBLIC NOTICE OF INTENT TO ISSUE TITLE V AIR OPERATION PERMIT

STATE OF FLORIDA
DEPARTMENT OF ENVIRONMENTAL PROTECTION

Title V DRAFT Permit No.: 1070025-001-AV
Seminole Power Plant
Putnam County

The Department of Environmental Protection (permitting authority) gives notice of its intent to issue a Title V air operation permit to Seminole Electric Cooperative, Inc. for the Seminole Power Plant located east of U.S. Highway 17, approximately seven miles north of Palatka, Putnam County. The applicant's name and address are: Seminole Electric Cooperative, Inc., 16313 North Dale Mabry Highway, Tampa, Florida 33618.

The permitting authority will issue the Title V PROPOSED Permit, and subsequent Title V FINAL Permit, in accordance with the conditions of the Title V DRAFT Permit unless a response received in accordance with the following procedures results in a different decision or significant change of terms or conditions.

The permitting authority will accept written comments concerning the proposed Title V DRAFT Permit issuance action for a period of 30 (thirty) days from the date of publication of this Notice. Written comments should be provided to the Department's Bureau of Air Regulation, 2600 Blair Stone Road, Mail Station #5505, Tallahassee, Florida 32399-2400. Any written comments filed shall be made available for public inspection. If written comments received result in a significant change in this DRAFT Permit, the permitting authority shall issue a Revised DRAFT Permit and require, if applicable, another Public Notice.

The permitting authority will issue the permit with the attached conditions unless a timely petition for an administrative hearing is filed pursuant to Sections 120.569 and 120.57, F.S. Mediation under Section 120.573, F.S., will not be available for this proposed action.

A person whose substantial interests are affected by the proposed permitting decision may petition for an administrative hearing in accordance with Sections 120.569 and 120.57, F.S. The petition must contain the information set forth below and must be filed (received) in the Office of General Counsel of the Department of Environmental Protection, 3900 Commonwealth Boulevard, Mail Station #35, Tallahassee, Florida 32399-3000 (Telephone: 904/488-9730; Fax: 904/487-4938). Petitions must be filed within 14 (fourteen) days of publication of the public notice or within 14 (fourteen) days of receipt of the notice of intent, whichever occurs first. A petitioner must 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 applicable 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 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 28-5.207 of the Florida Administrative Code.

A petition must contain the following information:

- (a) The name, address, and telephone number of each petitioner, the applicant's name and address, the Permit File Number, and the county in which the project is proposed;
- (b) A statement of how and when each petitioner received notice of the permitting authority's action or proposed action;
- (c) A statement of how each petitioner's substantial interests are affected by the permitting authority's action or proposed action;
- (d) A statement of the material facts disputed by the petitioner, if any;

(e) A statement of the facts that the petitioner contends warrant reversal or modification of the permitting authority's action or proposed action;

(f) A statement identifying the rules or statutes that the petitioner contends require reversal or modification of the permitting authority's action or proposed action; and,

(g) A statement of the relief sought by the petitioner, stating precisely the action that the petitioner wants the permitting authority to take with respect to the action or proposed action addressed in this notice of intent.

Because the administrative hearing process is designed to formulate final agency action, the filing of a petition means that the permitting authority's final action may be different from the position taken by it in this notice of intent. Persons whose substantial interests will be affected by any such final decision of the permitting authority on the application have the right to petition to become a party to the proceeding, in accordance with the requirements set forth above.

In addition to the above, pursuant to 42 United States Code (U.S.C.) Section 7661d(b)(2), any person may petition the Administrator of the EPA within 60 (sixty) days of the expiration of the Administrator's 45 (forty-five) day review period as established at 42 U.S.C. Section 7661d(b)(1), to object to issuance of any permit. Any petition shall be based only on objections to the permit that were raised with reasonable specificity during the 30 (thirty) day public comment period provided in this notice, unless the petitioner demonstrates to the Administrator of the EPA that it was impracticable to raise such objections within the comment period or unless the grounds for such objection arose after the comment period. Filing of a petition with the Administrator of the EPA does not stay the effective date of any permit properly issued pursuant to the provisions of Chapter 62-213, F.A.C. Petitions filed with the Administrator of EPA must meet the requirements of 42 U.S.C. Section 7661d(b)(2) and must be filed with the Administrator of the EPA at 410 M. Street, SW, Washington, D.C. 20460.

A complete project file is available for public inspection during normal business hours, 8:00 a.m. to 5:00 p.m., Monday through Friday, except legal holidays, at:

Permitting Authority:

Department of Environmental Protection
Bureau of Air Regulation
111 South Magnolia Drive, Suite 4
Tallahassee, Florida 32301
Telephone: 904/488-1344
Fax: 904/922-6979

Affected District/Local Program:

Department of Environmental Protection
Northeast District Office
7825 Baymeadows Way, Suite 200B
Jacksonville, Florida 32256-7590
Telephone: 904/448-4300
Fax: 904/448-4363

The complete project file includes the DRAFT Permit, the application, and the information submitted by the responsible official, exclusive of confidential records under Section 403.111, F.S. Interested persons may contact Scott M. Sheplak, P.E., at the above address, or call 904/488-1344, for additional information.

Seminole Electric Cooperative, Inc.
Seminole Power Plant
Facility ID No.: 1070025
Putnam County

Initial Title V Air Operation Permit
DRAFT Permit No.: 1070025-001-AV

Permitting Authority:

State of Florida
Department of Environmental Protection
Division of Air Resources Management
Bureau of Air Regulation
Title V Section
Mail Station #5505
2600 Blair Stone Road
Tallahassee, Florida 32399-2400
Telephone: 850/488-1344
Fax: 850/922-6979

Compliance Authority:

Department of Environmental Protection
Northeast District Office
7825 Baymeadows Way, Suite 200B
Jacksonville, Florida 32256-7590
Telephone: 904/448-4300
Fax: 904/448-4363

Initial Title V Air Operation Permit
DRAFT Permit No.: 1070025-001-AV

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Department of Environmental Protection

Lawton Chiles
Governor

Twin Towers Office Building
2600 Blair Stone Road
Tallahassee, Florida 32399-2400

Virginia B. Wetherell
Secretary

Permittee:

Seminole Electric Cooperative, Inc.
16313 North Dale Mabry Highway
Tampa, Florida 33618

DRAFT Permit No.: 1070025-001-AV

Facility ID No.: 1070025

SIC Nos.: 49, 4911

Project: Initial Title V Air Operation Permit

This permit is for the operation of the Seminole Power Plant. This facility is located east of U.S. Highway 17, approximately seven miles north of Palatka, Putnam County; UTM Coordinates: Zone 17, 438.8 km East and 3289.2 km North; Latitude: 29° 43' 59" North and Longitude: 81° 37' 58" West.

STATEMENT OF BASIS: This Title V air operation permit is issued under the provisions of Chapter 403, Florida Statutes (F.S.), and Florida Administrative Code (F.A.C.) Chapters 62-4, 62-210, 62-213, and 62-214. 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 permitting authority, in accordance with the terms and conditions of this permit.

Referenced attachments made a part of this permit:

Appendix U-1, List of Unregulated Emissions Units and/or Activities

Appendix E-1, List of Exempt Emissions Units and/or Activities

APPENDIX TV-1, TITLE V CONDITIONS (version dated 08/11/97)

APPENDIX SS-1, STACK SAMPLING FACILITIES (version dated 10/07/96)

TABLE 297.310-1, CALIBRATION SCHEDULE (version dated 10/07/69)

FIGURE 1 - SUMMARY REPORT-GASEOUS AND OPACITY EXCESS EMISSION AND
MONITORING SYSTEM PERFORMANCE REPORT (40 CFR 60; July 1996)

Phase II Acid Rain Application/Compliance Plan received December 5, 1995

Appendix 40 CFR 60, Subpart A (40 CFR; July 1996)

Effective Date: January 1, 1998

Renewal Application Due Date: July 5, 2002

Expiration Date: December 31, 2002

Howard L. Rhodes, Director
Division of Air Resources
Management

HLR/sms/es

Section I. Facility Information.

Subsection A. Facility Description.

This facility consists of two 714.6 megawatt, electric, coal fired steam electric generators; a coal handling and storage system; a limestone unloading, handling and storage system; a flue gas desulfurization (FGD) sludge stabilization system; and a rail car maintenance facility.

Also included in this permit are miscellaneous unregulated/exempt emissions units and/or activities.

Based on the initial Title V permit application received June 17, 1996, this facility is a major source of hazardous air pollutants (HAPs).

Subsection B. Summary of Emissions Unit ID No(s). and Brief Description(s).

E.U.

<u>ID No.</u>	<u>Brief Description</u>
-001	Steam Electric Generator No. 1
-002	Steam Electric Generator No. 2
-003	Rail Car Maintenance
-004	Coal Storage Yard
-xxx	Limestone and FGD Sludge Handling and Storage

Unregulated Emissions Units and/or Activities

-xxx	One or more emergency generators not subject to the Acid Rain Program
-xxx	One or more heating units and general purpose internal combustion engines not subject to the Acid Rain Program

Please reference the Permit No., Facility ID No., and appropriate Emissions Unit(s) ID No(s). on all correspondence, test report submittals, applications, etc.

Subsection C. Relevant Documents.

The documents listed below are not a part of this permit; however, they are specifically related to this permitting action.

These documents are provided to the permittee for information purposes only:

Table 1-1, Summary of Air Pollutant Standards and Terms

Table 2-1, Summary of Compliance Requirements

Appendix A-1, Abbreviations, Acronyms, Citations, and Identification Numbers

Appendix H-1, Permit History/ID Number Changes

These documents are on file with the permitting authority:

Initial Title V Permit Application received June 17, 1996

Phase I Acid Rain permit dated March 27, 1997

Section II. Facility-wide Conditions.

The following conditions apply facility-wide:

1. APPENDIX TV-1, TITLE V CONDITIONS, is a part of this permit.
{Permitting note: APPENDIX TV-1, TITLE V CONDITIONS, is distributed to the permittee only. Other persons requesting copies of these conditions shall be provided a copy when requested or otherwise appropriate.}
2. **Not federally enforceable.** General Pollutant Emission Limiting Standards. Objectionable Odor Prohibited. No person 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.]
3. General Particulate Emission Limiting Standards. General Visible Emissions Standard. Except for emissions units that are subject to a particulate matter or opacity limit set forth or established by rule and reflected by conditions in this permit, no person shall cause, let, permit, suffer or allow to be discharged into the atmosphere the emissions of air pollutants from any activity, the density of which is equal to or greater than that designated as Number 1 on the Ringelmann Chart (20 percent opacity). EPA Method 9 is the method of compliance pursuant to Chapter 62-297, F.A.C.
[Rules 62-296.320(4)(b)1. & 4., F.A.C.]
4. Prevention of Accidental Releases (Section 112(r) of CAA). If required by 40 CFR 68, the permittee shall submit to the implementing agency:
 - a. a risk management plan (RMP) when, and if, such requirement becomes applicable; and
 - b. certification forms and/or RMPs according to the promulgated rule schedule.[40 CFR 68]
5. Unregulated Emissions Units and/or Activities. Appendix U-1, List of Unregulated Emissions Units and/or Activities, is a part of this permit.
[Rule 62-213.440(1), F.A.C.]
6. Exempt Emissions Units and/or Activities. Appendix E-1, List of Exempt Emissions Units and/or Activities, is a part of this permit.
[Rules 62-213.440(1), 62-213.430(6) and 62-4.040(1)(b), F.A.C.]

7. General Pollutant Emission Limiting Standards. Volatile Organic Compounds Emissions or Organic Solvents Emissions. The permittee shall allow no person to store, pump, handle, process, load, unload or use in any process or installation, volatile organic compounds or organic solvents without applying known and existing vapor emission control devices or systems deemed necessary and ordered by the Department.

[Rule 62-296.320(1)(a), F.A.C.]

8. Not federally enforceable. Reasonable precautions to prevent emissions of unconfined particulate matter at this facility include: chemical or water application to unpaved roads or unpaved yard areas; paving and maintenance of roads, parking areas and plant grounds; landscaping and planting of vegetation; confining abrasive blasting where possible; and other techniques, as necessary.

[Rule 62-296.320(4)(c)2., F.A.C.; and, proposed by applicant in the initial Title V permit application received June 17, 1996.]

9. When appropriate, any recording, monitoring, or reporting requirements that are time-specific shall be in accordance with the effective date of the permit, which defines day one.

[Rule 62-213.440, F.A.C.]

10. The permittee shall submit all compliance related notifications and reports required of this permit to the Department's Northeast District office:

Department of Environmental Protection
Northeast District Office
7825 Baymeadows Way, Suite 200B
Jacksonville, Florida 32256-7590
Telephone: 904/448-4300
Fax: 904/448-4363

11. Any reports, data, notifications, certifications, and requests required to be sent to the United States Environmental Protection Agency, Region 4, should be sent to:

United States Environmental Protection Agency
Region 4
Air, Pesticides & Toxics Management Division
Operating Permits Section
61 Forsyth Street
Atlanta, Georgia 30303
Telephone: 404/562-9099
Fax: 404/562-9095

Section III. Emissions Unit(s) and Conditions.

Subsection A. This section addresses the following emissions units.

E.U.

<u>ID No.</u>	<u>Brief Description</u>
-001	Steam Electric Generator No. 1
-002	Steam Electric Generator No. 2

Steam Electric Generator Nos. 1 and 2 are coal fired utility, dry bottom wall-fired boilers, each having a generator nameplate rating of 714.6 megawatts, electric. The maximum heat input to each emissions unit is 7,172 million Btu per hour. Steam Electric Generator Nos. 1 and 2 are each equipped with an electrostatic precipitator (ESP) to control particulate matter, a wet limestone flue gas desulfurization (FGD) unit to control sulfur dioxide, and low NO_x burners, and low excess-air firing to control nitrogen oxides.

{Permitting note(s): IMPORTANT REGULATORY CLASSIFICATIONS - The emissions units are regulated under Acid Rain, Phase II and Phase I; NSPS - 40 CFR 60, Subpart Da, Standards of Performance for Electric Utility Steam Generating Units for Which Construction is Commenced After September 18, 1978, adopted and incorporated by reference in Rule 62-204.800(7), F.A.C.; Rule 212.400(5), F.A.C., Prevention of Significant Deterioration (PSD); and Rule 62-212.400(6), F.A.C., Best Available Control Technology (BACT) Determination, dated June 15, 1979. Steam Electric Generator No. 2 began commercial operation in 1984 and Steam Electric Generator No. 1 began commercial operation in 1985.}

The following specific conditions apply to the emissions unit(s) listed above:

Essential Potential to Emit (PTE) Parameters

A.1. Permitted Capacity. The maximum operation heat input rate is as follows:

<u>Emissions Unit No.</u>	<u>MMBtu/hr Heat Input</u>
-001	7,172
-002	7,172

[Rules 62-4.160(2) and 62-210.200(PTE), F.A.C.]

A.2. Emissions Unit Operating Rate Limitation After Testing. See specific condition A.48.
[Rule 62-297.310(2), F.A.C.]

A.3. Methods of Operation. Fuel(s). The only fuels allowed to be fired are coal, coal with a maximum of 30 percent petroleum coke (by weight), No. 2 fuel oil, and on-specification used oil. The maximum weight of petroleum coke burned shall not exceed 186,000 pounds per hour (averaged over 24 hours). On-specification used oil containing any quantifiable levels of PCBs can only be fired when the emissions unit is at normal operating temperatures.

[Rule 62-213.410, F.A.C.; 40 CFR 271.20(e)(3); and PSD-FL-018(A)]

A.4. Hours of Operation. These emissions units are allowed to operate continuously, i.e., 8,760 hours/year.

[Rule 62-210.200(PTE), F.A.C.]

Emission Limitations and Standards

{Permitting note: Table 1-1, Summary of Air Pollutant Standards and Terms, summarizes information for convenience purposes only. This table does not supersede any of the terms or conditions of this permit.}

A.5. Particulate Matter. No owner or operator subject to the provisions of 40 CFR 60, Subpart Da shall cause to be discharged into the atmosphere from any affected facility any gases which contain particulate matter in excess of:

- (1) 13 ng/J (0.03 lb/million Btu) heat input derived from the combustion of coal or fuel oil;
- (2) 1 percent of the potential combustion concentration (99 percent reduction) when combusting solid fuel; and
- (3) 30 percent of potential combustion concentration (70 percent reduction) when combusting liquid fuel.

[40 CFR 60.42a(a) and PSD-FL-018]

A.6. Particulate Matter. No owner or operator shall cause to be discharged into the atmosphere when combusting a coal and petroleum coke blend any gases which contain particulate matter in excess of 0.03 lb/million Btu heat input, and one percent of the potential combustion concentration (99 percent reduction). Compliance with the 0.03 lb/million Btu heat input emission limitation shall also constitute compliance with the 99 percent reduction requirement.

[PSD-FL-018(A)]

A.7. Visible Emissions. No owner or operator subject to the provisions of 40 CFR 60, Subpart Da shall cause to be discharged into the atmosphere from any affected facility any gases which exhibit greater than 20 percent opacity (6 minute average), except for one 6-minute period per hour of not more than 27 percent opacity.

[40 CFR 60.42a(b)]

A.8. Sulfur Dioxide (Coal, Only). No owner or operator subject to the provisions of 40 CFR 60, Subpart Da shall cause to be discharged into the atmosphere from any affected facility which combusts solid fuel or solid-derived fuel any gases which contain sulfur dioxide in excess of:

- (1) 520 ng/J (1.20 lb/million Btu) heat input, or
 - (2) 30 percent of the potential combustion concentration (70 percent reduction), when emissions are less than 260 ng/J (0.60 lb/million Btu) heat input.
 - (3) 100 percent of the potential combustion concentration (zero percent reduction), when emissions are less than 86 ng/J (0.20 lb/million Btu) heat input.
- [40 CFR 60.43a(a)(1) & (2); and, PSD-FL-018]

A.9. Sulfur Dioxide. No owner or operator subject to the provisions of 40 CFR 60, Subpart Da shall cause to be discharged into the atmosphere from any affected facility which combusts liquid fuel any gases which contain sulfur dioxide in excess of:

- (1) 340 ng/J (0.80 lb/million Btu) heat input, or
 - (2) 100 percent of the potential combustion concentration (zero percent reduction), when emissions are less than 86 ng/J (0.20 lb/million Btu) heat input.
- [40 CFR 60.43a(b)(1) & (2); and, PSD-FL-018]

A.10. Sulfur Dioxide. No owner or operator shall cause to be discharged into the atmosphere from any affected facility when combusting coal and/or oil any gases which contain sulfur dioxide in excess of 15 percent of the potential combustion concentration.
[PSD-FL-018]

A.11. Sulfur Dioxide. Compliance with the emission limitation and percent reduction requirements are both determined on a 30-day rolling average basis.
[40 CFR 60.43a(g)]

A.12. Sulfur Dioxide. When coal and fuel oil are combusted simultaneously, the applicable standard is determined by proration using the following formula:

$$PS_{SO_2} = X(340) + Y(520) / 100$$

where:

PS_{SO_2} is the prorated standard for sulfur dioxide when combusting coal and fuel oil simultaneously (ng/J heat input).

X is the percentage of total heat input derived from the combustion of fuel oil.

Y is the percentage of total heat input derived from the combustion of coal.
[PSD-FL-018]

A.13. Sulfur Dioxide. Stack emissions from Units 1 and 2 shall comply with the following standards when burning blends of coal and petroleum coke:

(1) Unit 1:

$$E_{SO_2} = [(\%C_{HI} / 100) * (P_S) * (1 - (\%R_O / 100))] + [(1 - (\%C_{HI} / 100)) * (0.74 \text{ lb } SO_2 / \text{MMBtu})]$$

(2) Unit 2:

$$E_{SO_2} = [(\%C_{HI} / 100) * (P_S) * (1 - (\%R_O / 100))] + [(1 - (\%C_{HI} / 100)) * (0.72 \text{ lb } SO_2 / \text{MMBtu})]$$

where:

E_{SO_2} = allowable SO_2 emission rate; pounds per million Btu heat input (lb SO_2 /MMBtu), 30-day rolling average.

$\%C_{HI}$ = percent of coal used on a heat input basis.

P_S = potential SO_2 combustion concentration (unwashed coal without emission control systems) as defined by NSPS Subpart Da; lb SO_2 /MMBtu, 30-day rolling average.

$\%R_O$ = overall percent SO_2 reduction from Equation 19-21 of EPA Reference Method 19. Per NSPS Subpart Da, $\%R_O$ must not be less than 90%, 30-day rolling average.

0.74 = historical 2-year annual average SO_2 emission rate for Unit 1, lb/MMBtu.

0.72 = historical 2-year annual average SO_2 emission rate for Unit 2, lb/MMBtu.

Compliance with the lb/MMBtu heat input emission limitations and percent reduction requirement shall be determined on a 30-day rolling average basis.

[PSD-FL-018(A)]

A.14. Sulfur Dioxide. The petroleum coke sulfur content shall not exceed 7.0 percent by weight, dry basis.

[PSD-FL-018(A)]

A.15. Nitrogen Oxides. No owner or operator subject to the provisions of 40 CFR 60, Subpart Da shall cause to be discharged into the atmosphere from any affected facility any gases which contain nitrogen oxides in excess of the following emission limits, based on a 30-day rolling average.

(1) NO_x emissions limits. Bituminous coal emission limit for heat input: 260 ng/J (0.60 lb/million Btu); All other liquid fuels emission limit for heat input: 130 ng/J (0.30 lb/million Btu).

(2) NO_x reduction requirement. Solid fuels: 65 percent reduction of potential combustion concentration; Liquid fuels: 30 percent reduction of potential combustion concentration.
[40 CFR 60.44a(a)(1) & (2)]

A.16. Nitrogen Oxides. When coal and fuel oil are combusted simultaneously, the applicable standard is determined by proration using the following formula:

$$PS_{NOX} = X(130) + Y(260) / 100$$

where:

PS_{NOX} is the prorated standard for nitrogen oxides when combusting coal and fuel oil simultaneously (ng/J heat input).

X is the percentage of total heat input derived from the combustion of fuel oil.

Y is the percentage of total heat input derived from the combustion of coal.
[PSD-FL-018]

A.17. Nitrogen Oxides. Stack emissions from Units 1 and 2 shall comply with the following standards when burning blends of coal and petroleum coke:

(1) 0.60 lb/MMBtu heat input, and 35 percent of the potential combustion concentration (65 percent reduction). Compliance with the lb/MMBtu heat input emission limitation and the percent reduction requirement shall be determined on a 30-day rolling average basis.

Compliance with the 0.60 lb/MMBtu heat input emission limitation shall also constitute compliance with the 65 percent reduction requirement; and

(2) 0.50 lb/MMBtu heat input determined on an annual average basis, when subject to the 40 CFR 76.8 Early Election Program for Group 1, Phase II Boilers or in any year when petroleum coke is burned.

[40 CFR 60.44a(a)(1) & (2) and PSD-FL-018(A)]

A.18. "On-Specification" Used Oil. Only "on-specification" used shall be fired in this unit. The quantity fired in each unit shall not exceed 500,000 gallons per calendar year. "On-specification" used oil is defined as used oil that meets the 40 CFR 279 (Standards for the Management of Used Oil) specifications listed below. Used oil that does not meet all of the following specifications is considered "off-specification" oil and shall not be fired.

<u>CONSTITUENT / PROPERTY *</u>	<u>ALLOWABLE LEVEL</u>
Arsenic	5 ppm maximum
Cadmium	2 ppm maximum
Chromium	10 ppm maximum
Lead	100 ppm maximum
Total Halogens	1000 ppm maximum
Flash Point	100 °F minimum
PCBs	less than 50 ppm

* As determined by approved methods specified in EPA Publication SW-846 (Test Methods for Evaluating Solid Waste, Physical/Chemical Methods).

[40 CFR 279.11; and, Requested by the Applicant in the initial Title V application received June 17, 1996]

Excess Emissions

A.19. Sulfur Dioxide. The sulfur dioxide emissions allowed under specific conditions A.8. and A.9. may be exceeded up to three 24-hour periods during any calendar month; however, the sulfur dioxide emissions must be reduced to less than 25 percent of the potential combustion concentration (75 percent reduction) at all times.
[PSD-FL-018]

A.20. Periods of excess emissions and monitoring systems (MS) downtime that shall be reported are defined as follows:

(1) Opacity. Excess emissions are defined as any six-minute period during which the average opacity of emissions exceeds 20 percent opacity, except that one six-minute average per hour of up to 27 percent opacity need not be reported.

(2) Sulfur dioxide. Excess emissions for affected facilities are defined as:

(i) Any three-hour period during which the average emissions (arithmetic average of three contiguous one-hour periods) of sulfur dioxide as measured by a continuous monitoring system exceed the applicable standard under 40 CFR 60.43.

(3) Nitrogen oxides. Excess emissions for affected facilities using a continuous monitoring system for measuring nitrogen oxides are defined as any three-hour period during which the average emissions (arithmetic average of three contiguous one-hour periods) exceed the applicable standards under 40 CFR 60.44.

[40 CFR 60.45(g)(1), (2), & (3)]

A.21. Excess emissions resulting from malfunction shall be permitted provided that best operational practices to minimize emissions are adhered to and the duration of excess emissions shall be minimized but in no case exceed two hours in any 24 hour period unless specifically authorized by the Department for longer duration.

[Rule 62-210.700(1), F.A.C.]

A.22. Excess emissions which are caused entirely or in part by poor maintenance, poor operation, or any other equipment or process failure which may reasonably be prevented during startup, shutdown or malfunction shall be prohibited.

[Rule 62-210.700(4), F.A.C.]

Monitoring of Operations

A.23. Determination of Process Variables.

(a) Required Equipment. The owner or operator of an emissions unit for which compliance tests are required shall install, operate, and maintain equipment or instruments necessary to determine process variables, such as process weight input or heat input, when such data are needed in conjunction with emissions data to determine the compliance of the emissions unit with applicable emission limiting standards.

(b) Accuracy of Equipment. Equipment or instruments used to directly or indirectly determine process variables, including devices such as belt scales, weight hoppers, flow meters, and tank scales, shall be calibrated and adjusted to indicate the true value of the parameter being measured with sufficient accuracy to allow the applicable process variable to be determined within 10% of its true value.

[Rule 62-297.310(5), F.A.C.]

Compliance Provisions

A.24. Compliance with the particulate matter emission limitation under 40 CFR 60.42a(a)(1) constitutes compliance with the percent reduction requirements for particulate matter under 40 CFR 60.42a(a)(2) and (3).

[40 CFR 60.46a(a)]

A.25. Compliance with the nitrogen oxides emission limitation under 40 CFR 60.44a(a)(1) constitutes compliance with the percent reduction requirements under 40 CFR 60.44a(a)(2).
[40 CFR 60.46a(b)]

A.26. The particulate matter emission standards under 40 CFR 60.42a and the nitrogen oxide standards under 40 CFR 60.44a apply at all times except during periods of startup, shutdown, or malfunction. The sulfur dioxide emission standards under 40 CFR 60.43a apply at all times except during periods of startup, shutdown, or when both emergency conditions exist and the procedures under 40 CFR 60.46a(d) are implemented.
[40 CFR 60.46a(c)]

A.27. During emergency conditions in the principle company, an affected facility with a malfunctioning flue gas desulfurization system may be operated if sulfur dioxide emissions are minimized by:

- (1) Operating all operable flue gas desulfurization modules, and bringing back into operation any malfunctioned module as soon as repairs are completed,
- (2) Bypassing flue gases around only those flue gas desulfurization system modules that have been taken out of operation because they were incapable of any sulfur dioxide emission reduction or which would have suffered significant physical damage if they had remained in operation.

[40 CFR 60.46a(d)(1) & (2)]

A.28. Compliance with the sulfur dioxide emission limitations and the percentage reduction requirements under 40 CFR 60.43a and the nitrogen oxides emissions limitations under 40 CFR 60.44a is based on the average emission rate for 30 successive boiler operating days. A separate performance test is completed at the end of each boiler operating day and a new 30 day average emission rate for both sulfur dioxide and nitrogen oxides and a new percent reduction for sulfur dioxide are calculated to show compliance with the standards.
[40 CFR 60.46a(e)]

A.29. Compliance is determined by calculating the arithmetic average of all hourly emission rates for SO₂ and NO_x for the 30 successive boiler operating days, except for data obtained during startup, shutdown, or malfunction (NO_x only), or emergency conditions (SO₂ only). Compliance with the percentage reduction requirement for SO₂ is determined based on the average inlet and average outlet SO₂ emissions rates for the 30 successive boiler operating days.
[40 CFR 60.46a(g)]

A.30. If the owner or operator has not obtained the minimum quantity of emission data as required under 40 CFR 60.47a, compliance of the affected facility with the emission requirements under 40 CFR 60.43a and 60.44a for the day on which the 30-day period ends may be determined by the Administrator following the applicable procedures in section 7 of Method 19.
[40 CFR 60.46a(h)]

Continuous Monitoring Requirements

A.31. Opacity. The owner or operator of an affected facility shall install, calibrate, maintain, and operate a continuous monitoring system, and record the output of the system, for measuring the opacity of emissions discharges to the atmosphere. If opacity interference due to water droplets exists in the stack (for example, from the use of an FGD system), the opacity is monitored upstream of the interference (at the inlet to the FGD system). If opacity interference is experienced at all locations (both at the inlet and outlet of the sulfur dioxide control system), alternate parameters indicative of the particulate matter control system's performance are monitored (subject to the approval of the Administrator).
[40 CFR 60.47a(a)]

A.32. Sulfur Dioxide. The owner or operator of an affected facility shall install, calibrate, maintain, and operate a continuous monitoring system, and record the output of the system, for measuring sulfur dioxide emissions as follows:
(1) Sulfur dioxide emissions are monitored at both the inlet and outlet of the sulfur dioxide control device.
(3) An "as fired" fuel monitoring system (upstream of coal pulverizers) meeting the requirements of Method 19 (appendix A) may be used to determine potential sulfur dioxide emissions in place of a continuous sulfur dioxide emission monitor at the inlet to the sulfur dioxide control device as required by paragraph (1), above.
[40 CFR 60.47a(b)(1) & (3)]

A.33. Nitrogen Oxides. The owner or operator of an affected facility shall install, calibrate, maintain, and operate a continuous monitoring system, and record the output of the system, for measuring nitrogen oxides emissions discharged to the atmosphere.
[40 CFR 60.47a(c)]

A.34. The owner or operator of an affected facility shall install, calibrate, maintain, and operate a continuous monitoring system, and record the output of the system, for measuring the oxygen or carbon dioxide content of the flue gases at each location where sulfur dioxide or nitrogen oxides emissions are monitored.
[40 CFR 60.47a(d)]

A.35. The continuous monitoring systems are operated and data recorded during all periods of operation at the affected facility including periods of startup, shutdown, malfunction, or emergency conditions, except for continuous monitoring system breakdowns, repairs, calibration checks, and zero and span adjustments.
[40 CFR 60.47a(e)]

A.36. The owner or operator shall obtain emission data for at least 18 hours in at least 22 out of 30 successive boiler operating days. If this minimum data requirement cannot be met with a continuous monitoring system, the owner or operator shall supplement emission data with other monitoring systems approved by the Administrator or the reference methods and procedures as described in 40 CFR 60.47a(h).

[40 CFR 60.47a(f)]

A.37. The 1-hour averages required under 40 CFR 60.13(h) are expressed in ng/J (lb/million Btu) heat input and used to calculate the average emission rates under 40 CFR 60.46a. The 1-hour averages are calculated using the data points required under 40 CFR 60.13(b). At least two data points must be used to calculate the 1-hour averages.

[40 CFR 60.47a(g)]

A.38. When it becomes necessary to supplement continuous monitoring system data to meet the minimum data requirements in 40 CFR 60.47a(f), the owner or operator shall use the reference methods and procedures as specified in this paragraph. acceptable alternative methods are given in 40 CFR 60.47a(j).

(1) Method 6 shall be used to determine the SO₂ concentration at the same location as the SO₂ monitor. Samples shall be taken at 60-minute intervals. The sampling time and sample volume for each sample shall be at least 20 minutes and 0.020 dscm (0.71 dscf). Each sample represents a 1-hour average.

(2) Method 7 shall be used to determine the NO_x concentration at the same location as the NO_x monitor. Samples shall be taken at 30-minute intervals. The arithmetic average of two consecutive samples represents a 1-hour average.

(3) The emission rate correction factor, integrated bag sampling and analysis procedure of Method 3B shall be used to determine the O₂ or CO₂ concentration at the same location as the O₂ or CO₂ monitor. Samples shall be taken for at least 30 minutes in each hour. Each sample represents a 1-hour average.

(4) The procedures in Method 19 shall be used to compute each 1-hour average concentration in ng/J (lb/million Btu) heat input.

[40 CFR 60.47a(h)]

A.39. The owner or operator shall use methods and procedures in this paragraph to conduct monitoring system performance evaluations under 40 CFR 60.13(c) and calibration checks under 40 CFR 60.13(d). Acceptable alternative methods and procedures are given in 40 CFR 60.47a(j).

(1) Methods 6, 7, and 3B, as applicable, shall be used to determine O₂, SO₂, and NO_x concentrations.

(2) SO₂ or NO_x (NO), as applicable, shall be used for preparing the calibration gas mixtures (in N₂, as applicable) under Performance Specification 2 of appendix B of 40 CFR 60.

(3) For affected facilities burning only fossil fuel, the span value for a continuous monitoring system for measuring opacity is between 60 and 80 percent and for a continuous monitoring system measuring nitrogen oxides firing solid fuel is 1,000 ppm.

(5) For affected facilities burning fossil fuel, alone or in combination with non-fossil fuel, the span value of the sulfur dioxide continuous monitoring system at the inlet to sulfur dioxide control device is 125 percent of the maximum estimated hourly potential emissions of the fuel fired, and the outlet of the sulfur dioxide control device is 50 percent of maximum estimated hourly potential emissions of the fuel fired.

[40 CFR 60.47a(i)(1), (2), (3), & (5)]

A.40. The owner or operator may use the following as alternatives to the reference methods and procedures specified in 40 CFR 60.47a.

(1) For Method 6, Method 6A or 6B (whenever Methods 6 and 3 or 3B data are used) or 6C may be used. Each Method 6B sample obtained over 24 hours represents 24 1-hour averages. If Method 6A or 6B is used under 40 CFR 60.47a(i), the conditions under 40 CFR 60.46(d)(1) apply (see specific condition A.71.); these conditions do not apply under 40 CFR 60.47a(h).

(2) For Method 7, Method 7A, 7C, 7D, or 7E may be used. If Method 7C, 7D, or 7E is used, the sampling time is 1 hour.

(3) For Method 3, Method 3A or 3B may be used if the sampling time is 1 hour.

(4) For Method 3B, Method 3A may be used.

[40 CFR 60.47a(j)]

Test Methods and Procedures

{Permitting note: Table 2-1, Summary of Compliance Requirements, summarizes information for convenience purposes only. This table does not supersede any of the terms or conditions of this permit.}

A.41. In conducting performance tests, the owner or operator shall use as reference methods and procedures the methods in appendix A of 40 CFR 60 or the methods and procedures as specified in 40 CFR 60.48a, except as provided in 40 CFR 60.8(b). 40 CFR 60.8(f) does not apply for SO₂ and NO_x. Acceptable alternative methods are given in 40 CFR 60.48a(e).

[40 CFR 60.48a(a)]

A.42. Particulate Matter. The owner or operator shall determine compliance with the particulate matter standard as follows

(1) The dry basis F factor (O₂) procedures in Method 19 shall be used to compute the emission rate of particulate matter.

(2) For the particulate matter concentration, Method 5 shall be used at affected facilities without wet FGD systems and Method 5B shall be used after wet FGD systems.

(i) The sampling time and sample volume for each run shall be at least 120 minutes and 1.70 dscm (60 dscf). The probe and filter holder heating system in the sampling train may be set to provide an average gas temperature of no greater than 160 ± 14 °C (320 ± 25 °F).

(ii) For each particulate run, the emission rate correction factor, integrated or grab sampling and analysis procedures of Method 3B shall be used to determine the O₂ concentration. The O₂ sample shall be obtained simultaneously with, and at the same transverse points as, the particulate run. If the particulate run has more than 12 transverse points, the O₂ transverse points may be reduced to 12 provided that Method 1 is used to locate the 12 O₂ transverse points. If the grab sampling procedure is used, the O₂ concentration for the run shall be the arithmetic mean of all the individual O₂ concentrations at each transverse point.

(3) Method 9 and the procedures in 40 CFR 60.11 shall be used to determine opacity.
[40 CFR 60.48a(b)]

A.43. Sulfur Dioxide. The owner or operator shall determine compliance with the sulfur dioxide standards as follows:

(1) The percent of potential SO₂ emissions (%P_S) to the atmosphere shall be computed using the following equation:

$$\%P_S = [(100 - \%R_F)(100 - \%R_S)] / 100$$

where:

%P_S = percent of potential SO₂ emissions, percent.

%R_F = percent reduction from fuel pretreatment, percent.

%R_S = percent reduction by SO₂ control system, percent.

(2) The procedures in Method 19 may be used to determine percent reduction (%R_F) of sulfur by such processes as fuel pretreatment (physical coal cleaning, hydrodesulfurization of fuel oil, ect.), coal pulverizers, and bottom and flyash interactions. This determination is optional.

(3) The procedures in Method 19 shall be used to determine the percent SO₂ reduction (%R_S) of any SO₂ control system. Alternatively, a combination of an "as fired" fuel monitor and emission rates measured after the control system, following the procedures in Method 19, may be used if the percent reduction is calculated using the average emission rate from the SO₂ control device and the average SO₂ input rate from the "as fired" fuel analysis for 30 consecutive boiler operating days.

(4) The appropriate procedures in Method 19 shall be used to determine the emission rate.

(5) The continuous monitoring system in 40 CFR 60.47a(b) and (d) shall be used to determine the concentrations of SO₂ and CO₂ or O₂.

[40 CFR 60.48a(c)]

A.44. Nitrogen Oxides. The owner or operator shall determine compliance with the NO_x standard as follows:

- (1) The appropriate procedures in Method 19 shall be used to determine the emission rate of NO_x.
- (2) The continuous monitoring system in 40 CFR 60.47a(c) and (d) shall be used to determine the concentrations of NO_x and CO₂ or O₂.
[40 CFR 60.48a(d)]

A.45. The owner or operator may use the following as alternatives to the reference methods and procedures specified in 40 CFR 60.48a:

- (1) For Method 5 or 5B, Method 17 may be used at facilities with or without wet FGD systems if the stack temperature at the sampling location does not exceed the average temperature of 160 °C (320 °F). Procedures 2.1 and 2.3 of Method 5B in 40 CFR 60, Appendix A may be used in Method 17 only if it is used after wet FGD systems. Method 17 shall not be used after wet FGD systems if the effluent is saturated or laden with water droplets.
- (2) The F_C factor (CO₂) procedures in Method 19 may be used to compute the emission rate of particulate matter under the stipulations of 40 CFR 60.46(d)(1). The CO₂ shall be determined in the same manner as the O₂ concentration.
[40 CFR 60.48a(e)]

A.46. Compliance with the "on-specification" used oil requirements will be determined as follows:

- (a) Analysis of a sample collected from each batch delivered for firing; or,
- (b) The new batch delivery is from a collection site that has an acceptable analysis already on file with the facility and the analytical results are assumed by the facility for the batch.
- (c) For quantification purposes, the highest concentration of each constituent as determined by any analysis is assumed to be the concentration of the constituent of the blended used oil.

See specific condition **A.18.**

[Rule 62-213.440(1)(b)2.b., F.A.C.]

A.47. Required Number of Test Runs. For mass emission limitations, a compliance test shall consist of three complete and separate determinations of the total air pollutant emission rate through the test section of the stack or duct and three complete and separate determinations of any applicable process variables corresponding to the three distinct time periods during which the stack emission rate was measured provided, however, that three complete and separate determinations shall not be required if the process variables are not subject to variation during a compliance test, or if three determinations are not necessary in order to calculate the unit's emission rate. The three required test runs shall be completed within one consecutive five day period. In the event that a sample is lost or one of the three runs must be discontinued because of circumstances beyond the control of the owner or operator, and a valid third run cannot be

obtained within the five day period allowed for the test, the Secretary or his or her designee may accept the results of the two complete runs as proof of compliance, provided that the arithmetic mean of the results of the two complete runs is at least 20 percent below the allowable emission limiting standards.

[Rule 62-297.310(1), F.A.C.]

A.48. Operating Rate During Testing. Testing of emissions shall be conducted with the emissions unit operation at permitted capacity, which is defined as 90 to 100 percent of the maximum operation rate allowed by the permit. If it is impracticable to test at permitted capacity, an emissions unit may be tested at less than the minimum permitted capacity; in this case, subsequent emissions unit operation is limited to 110 percent of the test load until a new test is conducted. Once the emissions unit is so limited, operation at higher capacities is allowed for no more than 15 consecutive days for the purpose of additional compliance testing to regain the authority to operate at the permitted capacity.

[Rules 62-297.310(2) & (2)(b), F.A.C.]

A.49. Calculation of Emission Rate. The indicated emission rate or concentration shall be the arithmetic average of the emission rate or concentration determined by each of the three separate test runs unless otherwise specified in a particular test method or applicable rule.

[Rule 62-297.310(3), F.A.C.]

A.50. Applicable Test Procedures.

(a) Required Sampling Time.

1. Unless otherwise specified in the applicable rule, the required sampling time for each test run shall be no less than one hour and no greater than four hours, and the sampling time at each sampling point shall be of equal intervals of at least two minutes.

2. Opacity Compliance Tests. When either EPA Method 9 or DEP Method 9 is specified as the applicable opacity test method, the required minimum period of observation for a compliance test shall be sixty (60) minutes for emissions units which emit or have the potential to emit 100 tons per year or more of particulate matter, and thirty (30) minutes for emissions units which have potential emissions less than 100 tons per year of particulate matter and are not subject to a multiple-valued opacity standard. The opacity test observation period shall include the period during which the highest opacity emissions can reasonably be expected to occur. Exceptions to these requirements are as follows:

a. For batch, cyclical processes, or other operations which are normally completed within less than the minimum observation period and do not recur within that time, the period of observation shall be equal to the duration of the batch cycle or operation completion time.

b. The observation period for special opacity tests that are conducted to provide data to establish a surrogate standard pursuant to Rule 62-297.310(5)(k), F.A.C., Waiver of Compliance Test Requirements, shall be established as necessary to properly establish

the relationship between a proposed surrogate standard and an existing mass emission limiting standard.

c. The minimum observation period for opacity tests conducted by employees or agents of the Department to verify the day-to-day continuing compliance of a unit or activity with an applicable opacity standard shall be twelve minutes.

(b) Minimum Sample Volume. Unless otherwise specified in the applicable rule, the minimum sample volume per run shall be 25 dry standard cubic feet.

(c) Required Flow Rate Range. For EPA Method 5 particulate sampling, acid mist/sulfur dioxide, and fluoride sampling which uses Greenburg Smith type impingers, the sampling nozzle and sampling time shall be selected such that the average sampling rate will be between 0.5 and 1.0 actual cubic feet per minute, and the required minimum sampling volume will be obtained.

(d) Calibration of Sampling Equipment. Calibration of the sampling train equipment shall be conducted in accordance with the schedule shown in Table 297.310-1, attached as part of this permit.

(e) Allowed Modification to EPA Method 5. When EPA Method 5 is required, the following modification is allowed: the heated filter may be separated from the impingers by a flexible tube. [Rule 62-297.310(4), F.A.C.]

A.51. Required Stack Sampling Facilities. When a mass emissions stack test is required, the permittee shall comply with the requirements contained in Appendix SS-1, Stack Sampling Facilities, attached to this permit.

[Rule 62-297.310(6), F.A.C.]

A.52. Frequency of Compliance Tests. The following provisions apply only to those emissions units that are subject to an emissions limiting standard for which compliance testing is required.

(a) General Compliance Testing.

2. For excess emission limitations for particulate matter specified in Rule 62-210.700, F.A.C., a compliance test shall be conducted annually while the emissions unit is operating under soot blowing conditions in each federal fiscal year during which soot blowing is part of normal emissions unit operation, except that such test shall not be required in any federal fiscal year in which a fossil fuel steam generator does not burn liquid and/or solid fuel for more than 400 hours other than during startup.

3. The owner or operator of an emissions unit that is subject to any emission limiting standard shall conduct a compliance test that demonstrates compliance with the applicable emission limiting standard prior to obtaining a renewed operation permit. Emissions units that are required to conduct an annual compliance test may submit the most recent annual compliance test to satisfy the requirements of this provision. In renewing an air operation permit pursuant to Rule 62-210.300(2)(a)3.b., c., or d., F.A.C., the Department shall not require submission of emission compliance test results for any emissions unit that, during the year prior to renewal:

a Did not operate; or

- b. In the case of a fuel burning emissions unit, burned liquid and/or solid fuel for a total of no more than 400 hours.
- 4. During each federal fiscal year (October 1 - September 30), unless otherwise specified by rule, order, or permit, the owner or operator of each emissions unit shall have a formal compliance test conducted for:
 - a. Visible emissions, if there is an applicable standard;
 - b. Each of the following pollutants, if there is an applicable standard, and if the emissions unit emits or has the potential to emit: 5 tons per year or more of lead or lead compounds measured as elemental lead; 30 tons per year or more of acrylonitrile; or 100 tons per year or more of any other regulated air pollutant; and
 - c. Each NESHAP pollutant, if there is an applicable emission standard.
- 5. An annual compliance test for particulate matter emissions shall not be required for any fuel burning emissions unit that, in a federal fiscal year, does not burn liquid and/or solid fuel, other than during startup, for a total of more than 400 hours.
- 9. The owner or operator shall notify the Department, at least 15 days prior to the date on which each formal compliance test is to begin, of the date, time, and place of each such test, and the test contact person who will be responsible for coordinating and having such test conducted for the owner or operator.
- (b) Special Compliance Tests. When the Department, 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 a Department rule or in a permit issued pursuant to those rules is being violated, it may require the owner or operator of the emissions unit to conduct compliance tests which identify the nature and quantity of pollutant emissions from the emissions unit and to provide a report on the results of said tests to the Department.
- (c) Waiver of Compliance Test Requirements. If the owner or operator of an emissions unit that is subject to a compliance test requirement demonstrates to the Department, pursuant to the procedure established in Rule 62-297.620, F.A.C., that the compliance of the emissions unit with an applicable weight emission limiting standard can be adequately determined by means other than the designated test procedure, such as specifying a surrogate standard of no visible emissions for particulate matter sources equipped with a bag house or specifying a fuel analysis for sulfur dioxide emissions, the Department shall waive the compliance test requirements for such emissions units and order that the alternate means of determining compliance be used, provided, however, the provisions of Rule 62-297.310(7)(b), F.A.C., shall apply.
[Rule 62-297.310(7), F.A.C.; and, SIP approved]

Recordkeeping and Reporting Requirements

A.53. For sulfur dioxide, nitrogen oxides, and particulate matter emissions, the performance test data from the performance evaluation of the continuous monitors (including the transmissometer) are submitted to the Administrator.

[40 CFR 60.49a(a)]

A.54. For sulfur dioxide and nitrogen oxides the following information is reported to the Administrator for each 24-hour period.

- (1) Calendar date.
- (2) The average sulfur dioxide and nitrogen oxides emission rates (ng/J or lb/million Btu) for each 30 successive boiler operating days, ending with the last 30-day period in the quarter; reasons for non-compliance with the standards; and, description of corrective actions taken.
- (3) Percent reduction of the potential combustion concentration of sulfur dioxide for each 30 successive boiler operating days, ending with the last 30-day period in the quarter; reasons for non-compliance with the standard; and, description of corrective actions taken.
- (4) Identification of the boiler operating days for which pollutant or diluent data have not been obtained by an approved method for at least 18 hours of operation of the facility; justification for not obtaining sufficient data; and, description of corrective actions taken.
- (5) Identification of the times when emissions data have been excluded from the calculation of average emission rates because of startup, shutdown, malfunction (NO_x only), emergency conditions (SO₂ only), or other reasons, and justification for excluding data other than startup, shutdown, malfunction, or emergency conditions.
- (6) Identification of "F" factor used for calculations, method of determination, and type of fuel combusted.
- (7) Identification of the times when hourly averages have been obtained based on manual sampling methods.
- (8) Identification of the times when the pollutant concentration exceeded full span of the continuous monitoring system.
- (9) Description of any modifications to the continuous monitoring system which could affect the ability of the continuous monitoring system to comply with Performance Specifications 2 or 3.

[40 CFR 60.49a(b)]

A.55. If the required quantity of emission data as required by 40 CFR 60.47a is not obtained for any 30 successive boiler operating days, the following information obtained under the requirements of 40 CFR 60.46a(h) is reported to the Administrator for that 30-day period:

- (1) The number of hourly averages available for outlet emission rates (n_o) and inlet emission rates (n_i) as applicable.
- (2) The standard deviation of hourly averages for outlet emission rates (s_o) and inlet emission rates (s_i) as applicable.
- (3) The lower confidence limit for the mean outlet emission rate (E_o^*) and the upper confidence limit for the mean inlet emission rate (E_i^*) as applicable.

- (4) The applicable potential combustion concentration.
- (5) The ratio of the upper confidence limit for the mean outlet emission rate (E_o^*) and the allowable emission rate (E_{std}) as applicable.
[40 CFR 60.49a(c)]

A.56. If any standards under 40 CFR 60.43a are exceeded during emergency conditions because of control system malfunction, the owner or operator of the affected facility shall submit a signed statement:

- (1) Indicating if emergency conditions existed and requirements under 40 CFR 60.46a(d) were met during each period, and
- (2) Listing the following information:
 - (i) Time periods the emergency condition existed;
 - (ii) Electrical output and demand on the owner or operator's electric utility system and the affected facility;
 - (iii) Amount of power purchased from interconnected neighboring utility companies during the emergency period;
 - (iv) Percent reduction in emissions achieved;
 - (v) Atmospheric emission rate (ng/J) of the pollutant discharged; and
 - (vi) Actions taken to correct control system malfunction.

[40 CFR 60.49a(d)]

A.57. If fuel pretreatment credit toward the sulfur dioxide emission standard under 40 CFR 60.43a is claimed, the owner or operator of the affected facility shall submit a signed statement:

- (1) Indicating what percentage cleaning credit was taken for the calendar quarter, and whether the credit was determined in accordance with the provisions of 40 CFR 60.48a and Method 19 (appendix A); and
- (2) Listing the quantity, heat content, and date each pretreated fuel shipment was received during the previous quarter; the name and location of the pretreatment facility; and the total quantity and total heat content of all fuels received at the affected facility during the previous quarter.

[40 CFR 60.49a(e)]

A.58. For any periods for which opacity, sulfur dioxide or nitrogen oxides emissions data are not available, the owner or operator of the affected facility shall submit a signed statement indicating if any changes were made in operation of the emission control system during the period of data unavailability. Operations of the control system and the affected facility during periods of data unavailability are to be compared with operation of the control system and the affected facility before and following the period of data unavailability.

[40 CFR 60.49a(f)]

A.59. The owner or operator of the affected facility shall submit a signed statement indicating whether:

- (1) The required continuous monitoring system calibration, span, and drift checks or other periodic audits have or have not been performed as specified.

- (2) The data used to show compliance was or was not obtained in accordance with approved methods and procedures of this part and is representative of plant performance.
- (3) The minimum data requirements have or have not been met; or, the minimum data requirements have not been met for errors that were unavoidable.
- (4) Compliance with the standards has or has not been achieved during the reporting period.
[40 CFR 60.49a(g)]

A.60. For the purposes of the reports required under 40 CFR 60.7, periods of excess emissions are defined as all 6-minute periods during which the average opacity exceeds the applicable opacity standards under 40 CFR 60.42a(b). Opacity levels in excess of the applicable opacity standard and the date of such excesses are to be submitted to the Administrator each calendar quarter.
[40 CFR 60.49a(h)]

A.61. The owner or operator of an affected facility shall submit the written reports required under this section and subpart A to the Administrator for every calendar quarter. All quarterly reports shall be postmarked by the 30th day following the end of each calendar quarter.
[40 CFR 60.49a(i)]

A.62. In the case of excess emissions resulting from malfunctions, each owner or operator shall notify the Department in accordance with Rule 62-4.130, F.A.C. A full written report on the malfunctions shall be submitted in a quarterly report, if requested by the Department.
[Rule 62-210.700(6), F.A.C.]

A.63. Submit to the Department a written report of emissions in excess of emission limiting for each calendar quarter. The nature and cause of the excess emissions shall be explained. This report does not relieve the owner or operator of the legal liability for violations. All recorded data shall be maintained on file by the Source for a period of five years.
[Rule 62-213.440, F.A.C.]

A.64. Test Reports.

- (a) The owner or operator of an emissions unit for which a compliance test is required shall file a report with the Department on the results of each such test.
- (b) The required test report shall be filed with the Department as soon as practical but no later than 45 days after the last sampling run of each test is completed.
- (c) The test report shall provide sufficient detail on the emissions unit tested and the test procedures used to allow the Department to determine if the test was properly conducted and the test results properly computed. As a minimum, the test report, other than for an EPA or DEP Method 9 test, shall provide the following information:
 - 1. The type, location, and designation of the emissions unit tested.
 - 2. The facility at which the emissions unit is located.
 - 3. The owner or operator of the emissions unit.

4. The normal type and amount of fuels used and materials processed, and the types and amounts of fuels used and material processed during each test run.
5. The means, raw data and computations used to determine the amount of fuels used and materials processed, if necessary to determine compliance with an applicable emission limiting standard.
6. The type of air pollution control devices installed on the emissions unit, their general condition, their normal operating parameters (pressure drops, total operating current and GPM scrubber water), and their operating parameters during each test run.
7. A sketch of the duct within 8 stack diameters upstream and 2 stack diameters downstream of the sampling ports, including the distance to any upstream and downstream bends or other flow disturbances.
8. The date, starting time and duration of each sampling run.
9. The test procedures used, including any alternative procedures authorized pursuant to Rule 62-297.620, F.A.C. Where optional procedures are authorized in this chapter, indicate which option was used.
10. The number of points sampled and configuration and location of the sampling plane.
11. For each sampling point for each run, the dry gas meter reading, velocity head, pressure drop across the stack, temperatures, average meter temperatures and sample time per point.
12. The type, manufacturer and configuration of the sampling equipment used.
13. Data related to the required calibration of the test equipment.
14. Data on the identification, processing and weights of all filters used.
15. Data on the types and amounts of any chemical solutions used.
16. Data on the amount of pollutant collected from each sampling probe, the filters, and the impingers, are reported separately for the compliance test.
17. The names of individuals who furnished the process variable data, conducted the test, analyzed the samples and prepared the report.
18. All measured and calculated data required to be determined by each applicable test procedure for each run.
19. The detailed calculations for one run that relate the collected data to the calculated emission rate.
20. The applicable emission standard, and the resulting maximum allowable emission rate for the emissions unit, plus the test result in the same form and unit of measure.
21. A certification that, to the knowledge of the owner or his authorized agent, all data submitted are true and correct. When a compliance test is conducted for the Department or its agent, the person who conducts the test shall provide the certification with respect to the test procedures used. The owner or his authorized agent shall certify that all data required and provided to the person conducting the test are true and correct to his knowledge.

[Rule 62-297.310(8), F.A.C.]

A.65. Records shall be kept of each delivery of “on-specification” used oil with a statement of the origin of the used oil and the quantity delivered/stored for firing. In addition, monthly records shall be kept of the quantity of “on-specification” used oil fired in this unit. The above records shall be maintained in a form suitable for inspection, retained for a minimum of five years, and be made available upon request.

[Rule 62-213.440(1)(b)2.b., F.A.C.]

A.66. The permittee shall include in the “Annual Operating Report for Air Pollutant Emitting Facility” a summary of the “on-specification” used oil analyses for the calendar year and a statement of the total quantity of “on-specification” used oil fired during the calendar year.

[Rule 62-213.440(1)(b)2.b., F.A.C.]

A.67. Reporting and Recordkeeping

(1) Documentation verifying that the coal and petroleum coke fuel blends combusted in Units 1 and 2 have not exceeded the 30 percent maximum petroleum coke by weight limit shall be maintained and submitted to the Department’s Northeast District office with each annual report; and

(2) The permittee shall maintain and submit to the Department, on an annual basis for a period of five years from the date the units begin firing petroleum coke, data demonstrating that the operational change associated with the use of petroleum coke did not result in a significant emission increase pursuant to Rule 62-210.200(12)(d), F.A.C.

[PSD-FL-018(A)]

Miscellaneous Requirements.

A.68. The permittee shall comply with the requirements contained in Appendix 40 CFR 60, Subpart A, attached to this permit.

[Rule 62-204.800(7)(d), F.A.C.]

A.69. Carbon Monoxide. The permittee shall maintain and submit to the Department on an annual basis for a period of five years from the date the units begin firing petroleum coke, test results demonstrating that the operational changes associated with the use of petroleum coke did not result in a significant emission increase of the pollutant when compared to past emissions while firing coal. The carbon monoxide emissions shall be based on test results using EPA Method 10.

[PSD-FL-018(A)]

A.70. Sulfuric Acid Mist. The permittee shall maintain and submit to the Department on an annual basis for a period of five years from the date the units begin firing petroleum coke, test results demonstrating that the operational changes associated with the use of petroleum coke did not result in a significant emission increase of the pollutant when compared to past emissions while firing coal. The sulfuric acid mist emissions shall be based on test results using EPA Method 8.

[PSD-FL-018(A)]

A.71. The owner or operator may use the following as alternatives to the reference methods and procedures in 40 CFR 60.46 or in other sections as specified:

(1) The emission rate (E) of particulate matter, SO₂ and NO_x may be determined by using the F_c factor, provided that the following procedure is used:

(i) The emission rate (E) shall be computed using the following equation:

$$E = C F_c (100 / \% \text{ CO}_2)$$

where:

E = emission rate of pollutant, ng/J (lb/million Btu).

C = concentration of pollutant, ng/dscm (lb/dscf).

% CO₂ = carbon dioxide concentration, percent dry basis.

F_c = factor as determined in appropriate sections of Method 19.

(ii) If and only if the average F_c factor in Method 19 is used to calculate E and either E is from 0.97 to 1.00 of the emission standard or the relative accuracy of a continuous emission monitoring system is from 17 to 20 percent, then three runs of Method 3B shall be used to determine the O₂ and CO₂ concentration according to the procedures in 40 CFR 60.46(b) (2)(ii), (4)(ii), or (5)(ii). Then if F_o (average of three runs), as calculated from the equation in Method 3B, is more than ± 3 percent than the average F_o value, as determined from the average values of F_d and F_c in Method 19, i.e., F_{oa} = 0.209 (F_{da} / F_{ca}), then the following procedure shall be followed:

(A) When F_o is less than 0.97 F_{oa}, then E shall be increased by that proportion under 0.97 F_{oa}, e.g., if F_o is 0.95 F_{oa}, E shall be increased by 2 percent. This recalculated value shall be used to determine compliance with the emission standard.

(B) When F_o is less than 0.97 F_{oa} and when the average difference (\bar{d}) between the continuous monitor minus the reference methods is negative, then E shall be increased by that proportion under 0.97 F_{oa}, e.g., if F_o is 0.95 F_{oa}, E shall be increased by 2 percent. This recalculated value shall be used to determine compliance with the relative accuracy specification.

(C) When F_o is greater than $1.03 F_{oa}$ and when \bar{d} is positive, then E shall be decreased by that proportion over $1.03 F_{oa}$, e.g., if F_o is $1.05 F_{oa}$, E shall be decreased by 2 percent. This recalculated value shall be used to determine compliance with the relative accuracy specification.

[40 CFR 60.46(d)(1)]

Ambient Monitoring.

A.72. Air Monitoring Program. The permittee shall operate an ambient monitoring device for sulfur dioxide in accordance with EPA reference methods in 40 CFR, Part 53 an ambient monitoring device for suspended particulate as shown in Figure 1, previously submitted as a part of the Power Plant Site Certification. The monitoring device shall be specifically located at a location approved by the Department. The frequency of operation shall be every six days commencing as specified by the Department. The ambient monitoring program may be reviewed annually by the Department and the permittee.

[PA 78-10, Revised August 10, 1989]

A.73. Air Monitoring Program Reporting. Ambient air monitoring data shall be reported to the Department quarterly commencing on the date of certification by the last day of the month following the quarterly reporting period utilizing the SAROAD or other format approved by the Department in writing.

[PA 78-10, Revised August 10, 1989]

A.74. Not Federally Enforceable. Ambient Air Monitoring. The owner or operator shall continue to operate the existing ambient monitoring devices for sulfur dioxide and particulate matter measured as total suspended particulate, PM_{10} or $PM_{2.5}$ at the locations (sites) designated on Figure 1. The frequency of operation of each monitoring device shall be every six days for TSP, daily for PM_{10} or three days for $PM_{2.5}$, and continuously for sulfur dioxide, unless otherwise specified by the Department. New or existing monitoring devices shall be located as designated by the Department. The monitoring devices for sulfur dioxide shall meet the requirements of 40 CFR 53.

[Rule 62-213.440]

A.75. Not Federally Enforceable. Ambient Monitoring Specifications and Reporting Requirements. Ambient monitoring activities required by specific condition A.74. of this permit, for sulfur dioxide, and particulate matter measured as PM₁₀ or PM_{2.5}, shall be conducted in such a manner so as to meet the minimum quality assurance requirements as delineated in 40 CFR Parts 50 and 58.14; Part 58, Appendices A, C, D and E; and the Department's *State-Wide Quality Assurance Air Program Plan (Plan)*. Changes to the *Plan* will be distributed by the Department's Bureau of Air Monitoring and Mobile Sources (BAMMS) to the owner or operator. The owner or operator shall comply with *Plan* changes as soon as practicable, but no later than upon renewal of this permit.

The owner or operator shall submit to the Department for review and approval within 90 days of start-up of the required monitoring or within 90 days of the effective permit date for existing monitoring operations standard operating procedures for each monitor, calibrator and ancillary piece of equipment utilized in the production of the required ambient air quality data.

The owner or operator shall submit the required monitoring data and quality assurance results to BAMMS within ninety (90) days after the end of each calendar quarter in an electronic medium and format: either Aerometric Information Retrieval System (AIRS) or Storage and Retrieval of Aerometric Data (SAROAD) for the monitoring data, and the Precision and Accuracy Data (PADATA) format for the quality assurance data.

The owner or operator shall allow Department auditors, with a minimum of seven (7) days prior notification, access to the monitoring locations for the purpose of the performance of accuracy audits which may be completed in lieu of, or in addition to, the owner or operator's quarterly accuracy audits as specified in 40 CFR, Part 58, Appendix A, 3.2 and 3.4. The owner or operator shall also submit to an annual systems audit as specified in 40 CFR, Part 58, Appendix A, 2.5. The systems audit, which reviews the quality assurance and monitoring effort for the preceding year, shall be conducted between February and June of the year following the year in which the audited data were produced. In addition, the Department staff shall be allowed access to the monitoring locations, with a minimum of seven (7) days prior notification, on an annual basis, for the purpose of determining compliance with the siting requirements as specified in 40 CFR, Part 58, Appendix E.

[Rules 62-213.440]

A.76. Not Federally Enforceable. Conversion of Particulate Monitoring to [PM₁₀ or PM_{2.5}]. The owner or operator shall convert the ambient monitoring equipment at the locations (sites) designated on Figure 1 for total suspended particulate to PM₁₀ or PM_{2.5} no later than twelve months from the effective date of this permit. Monitoring for total suspended particulate shall continue until the conversion is complete. The owner or operator shall notify BAMMS when the conversion is complete and identify which data correspond to the new monitoring results. The owner or operator shall then continue to operate the ambient monitoring devices for PM₁₀ or PM_{2.5}. The frequency of operation of each monitoring device shall be daily for PM₁₀ or three days for PM_{2.5}, unless otherwise specified by the Department.

[Rules 62-213.440]

Section III. Emissions Unit(s) and Conditions.

Subsection B. This section addresses the following emissions unit(s).

E.U.

<u>ID No.</u>	<u>Brief Description</u>
-003	Rail Car Maintenance

The rail car maintenance facility consists of an abrasive blasting area and a surface coating operation.

{Permitting note(s): IMPORTANT REGULATORY CLASSIFICATIONS - The emissions unit is regulated under Rules 62-296.320, F.A.C., General Pollutant Emission Limiting Standards and the Power Plant Siting Act.}

The following specific conditions apply to the emissions unit(s) listed above:

Essential Potential to Emit (PTE) Parameters

B.1. Only the interiors of the rail cars shall be cleaned.
[PA 78-10, Modified March 26, 1991]

B.2. Hours of Operation. This emissions unit is allowed to operate continuously, i.e., 8,760 hours/year.
[Rule 62-210.200(PTE), F.A.C.]

Emission Limitations and Standards

{Permitting note: Table 1-1, Summary of Air Pollutant Standards and Terms, summarizes information for convenience purposes only. This table does not supersede any of the terms or conditions of this permit.}

B.3. Visible Emissions. Visible emissions shall not exceed 20 percent opacity. The cover and the partial enclosure of the shelter will act as a windbreak to minimize the amount of residual particulate that becomes airborne.
[PA 78-10, Modified March 26, 1991]

B.4. Volatile Organic Compounds. Volatile organic compound emissions shall not exceed 37.7 pounds per hour or 7.84 tons per year.
[PA 78-10, Modified March 26, 1991]

Monitoring of Operations

B.5. Determination of Process Variables.

(a) Required Equipment. The owner or operator of an emissions unit for which compliance tests are required shall install, operate, and maintain equipment or instruments necessary to determine process variables, such as process weight input or heat input, when such data are needed in conjunction with emissions data to determine the compliance of the emissions unit with applicable emission limiting standards.

(b) Accuracy of Equipment. Equipment or instruments used to directly or indirectly determine process variables, including devices such as belt scales, weight hoppers, flow meters, and tank scales, shall be calibrated and adjusted to indicate the true value of the parameter being measured with sufficient accuracy to allow the applicable process variable to be determined within 10% of its true value.

[Rule 62-297.310(5), F.A.C.]

Test Methods and Procedures

{Permitting note: Table 2-1, Summary of Compliance Requirements, summarizes information for convenience purposes only. This table does not supersede any of the terms or conditions of this permit.}

B.6. Visible Emissions. EPA Method 9 shall be used to determine compliance with the opacity limit pursuant to Chapter 62-297, F.A.C.

[Rule 62-213.440, F.A.C.]

B.7. Volatile Organic Compounds. Material balance and record keeping shall be used to determine emissions of volatile organic compounds.

[Rule 62-213.400, F.A.C.]

B.8. Applicable Test Procedures.

(a) Required Sampling Time.

2. Opacity Compliance Tests. When either EPA Method 9 or DEP Method 9 is specified as the applicable opacity test method, the required minimum period of observation for a compliance test shall be sixty (60) minutes for emissions units which emit or have the potential to emit 100 tons per year or more of particulate matter, and thirty (30) minutes for emissions units which have potential emissions less than 100 tons per year of particulate matter and are not subject to a multiple-valued opacity standard. The opacity test observation period shall include the period during which the highest opacity emissions can reasonably be expected to occur. Exceptions to these requirements are as follows:

c. The minimum observation period for opacity tests conducted by employees or agents of the Department to verify the day-to-day continuing compliance of a unit or activity with an applicable opacity standard shall be twelve minutes.

[Rule 62-297.310(4)(a)2.c., F.A.C.]

B.9. Frequency of Compliance Tests. The following provisions apply only to those emissions units that are subject to an emissions limiting standard for which compliance testing is required.

(a) General Compliance Testing.

3. The owner or operator of an emissions unit that is subject to any emission limiting standard shall conduct a compliance test that demonstrates compliance with the applicable emission limiting standard prior to obtaining a renewed operation permit. Emissions units that are required to conduct an annual compliance test may submit the most recent annual compliance test to satisfy the requirements of this provision. In renewing an air operation permit pursuant to Rule 62-210.300(2)(a)3.b., c., or d., F.A.C., the Department shall not require submission of emission compliance test results for any emissions unit that, during the year prior to renewal:

a. Did not operate;

4. During each federal fiscal year (October 1 - September 30), unless otherwise specified by rule, order, or permit, the owner or operator of each emissions unit shall have a formal compliance test conducted for:

a. Visible emissions, if there is an applicable standard;

9. The owner or operator shall notify the Department, at least 15 days prior to the date on which each formal compliance test is to begin, of the date, time, and place of each such test, and the test contact person who will be responsible for coordinating and having such test conducted for the owner or operator.

(b) Special Compliance Tests. When the Department, 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 a Department rule or in a permit issued pursuant to those rules is being violated, it may require the owner or operator of the emissions unit to conduct compliance tests which identify the nature and quantity of pollutant emissions from the emissions unit and to provide a report on the results of said tests to the Department.

(c) Waiver of Compliance Test Requirements. If the owner or operator of an emissions unit that is subject to a compliance test requirement demonstrates to the Department, pursuant to the procedure established in Rule 62-297.620, F.A.C., that the compliance of the emissions unit with an applicable weight emission limiting standard can be adequately determined by means other than the designated test procedure, such as specifying a surrogate standard of no visible emissions for particulate matter sources equipped with a bag house or specifying a fuel analysis for sulfur dioxide emissions, the Department shall waive the compliance test requirements for such emissions units and order that the alternate means of determining compliance be used, provided, however, the provisions of Rule 62-297.310(7)(b), F.A.C., shall apply.
[Rule 62-297.310(7), F.A.C.; and, SIP approved]

Recordkeeping and Reporting Requirements

B.10. Record Keeping. The owner or operator shall record the application rate of all surface coatings, the total of all coatings applied and calculate the rate of volatile organic compound emissions through the use of materials balance. These records will be maintained for five years and will be made available to the Department upon request.
[Rule 62-213.400, F.A.C.]

B.11. Test Reports.

(a) The owner or operator of an emissions unit for which a compliance test is required shall file a report with the Department on the results of each such test.

(b) The required test report shall be filed with the Department as soon as practical but no later than 45 days after the last sampling run of each test is completed.

[Rule 62-297.310(8), F.A.C.]

Section III. Emissions Unit(s) and Conditions.

Subsection C. This section addresses the following emissions unit(s).

E.U.

<u>ID No.</u>	<u>Brief Description</u>
-004	Coal Storage Yard

The coal receiving, storage and transfer systems at the coal storage yard support the operation of the two power boilers. Particulate matter emissions are controlled at the "as-received transfer tower", the "as-fired transfer tower", and the conveyors to the silos by fabric filter systems. Water sprays, full enclosures or partial enclosures are also utilized, where appropriate.

{Permitting note(s): IMPORTANT REGULATORY CLASSIFICATIONS - The emissions unit is regulated under NSPS - 40 CFR 60, Subpart Y, Standards of Performance for Coal Preparation Plants, adopted and incorporated by reference in Rule 62-204.800(7), F.A.C.; Prevention of Significant Deterioration (PSD); Rule 62-212.400(6), F.A.C., Best Available Control Technology (BACT) Determination, dated June 15, 1979. The coal storage yard began commercial operation in 1985.}

The following specific conditions apply to the emissions unit(s) listed above:

Essential Potential to Emit (PTE) Parameters

C.1. Permitted Capacity. The maximum throughput rate shall not exceed 3,000 tons per hour. [Rules 62-4.160(2) and 62-210.200(PTE), F.A.C.; and, Initial Title V application received June 17, 1996]

C.2. Emissions Unit Operating Rate Limitation After Testing. See specific condition C.7. [Rule 62-297.310(2), F.A.C.]

C.3. Hours of Operation. This emissions unit is allowed to operate continuously, i.e., 8,760 hours/year. [Rule 62-210.200(PTE), F.A.C.]

Emission Limitations and Standards

{Permitting note: Table 1-1, Summary of Air Pollutant Standards and Terms, summarizes information for convenience purposes only. This table does not supersede any of the terms or conditions of this permit.}

C.4. Visible Emissions. An owner or operator shall not cause to be discharged into the atmosphere from any coal processing and conveying equipment, coal storage system, or coal transfer and loading system processing coal, gases which exhibit 20 percent opacity or greater. [40 CFR 60.252(c); and, PSD-FL-018]

Monitoring of Operations

C.5. Determination of Process Variables.

(a) Required Equipment. The owner or operator of an emissions unit for which compliance tests are required shall install, operate, and maintain equipment or instruments necessary to determine process variables, such as process weight input or heat input, when such data are needed in conjunction with emissions data to determine the compliance of the emissions unit with applicable emission limiting standards.

(b) Accuracy of Equipment. Equipment or instruments used to directly or indirectly determine process variables, including devices such as belt scales, weight hoppers, flow meters, and tank scales, shall be calibrated and adjusted to indicate the true value of the parameter being measured with sufficient accuracy to allow the applicable process variable to be determined within 10% of its true value.

[Rule 62-297.310(5), F.A.C.]

Test Methods and Procedures

{Permitting note: Table 2-1, Summary of Compliance Requirements, summarizes information for convenience purposes only. This table does not supersede any of the terms or conditions of this permit.}

C.6. Visible Emissions. EPA Method 9 and the procedures in 40 CFR 60.11 shall be used to determine opacity compliance pursuant to Chapter 62-297, F.A.C. [40 CFR 60.252(c); and, PSD-FL-018]

C.7. Operating Rate During Testing. Testing of emissions shall be conducted with the emissions unit operation at permitted capacity, which is defined as 90 to 100 percent of the maximum operation rate allowed by the permit. If it is impracticable to test at permitted capacity, an emissions unit may be tested at less than the minimum permitted capacity; in this case, subsequent emissions unit operation is limited to 110 percent of the test load until a new test is conducted. Once the emissions unit is so limited, operation at higher capacities is allowed for no more than 15 consecutive days for the purpose of additional compliance testing to regain the authority to operate at the permitted capacity.
[Rules 62-297.310(2) & (2)(b), F.A.C.]

C.8. Applicable Test Procedures.

(a) Required Sampling Time.

2. **Opacity Compliance Tests.** When either EPA Method 9 or DEP Method 9 is specified as the applicable opacity test method, the required minimum period of observation for a compliance test shall be sixty (60) minutes for emissions units which emit or have the potential to emit 100 tons per year or more of particulate matter, and thirty (30) minutes for emissions units which have potential emissions less than 100 tons per year of particulate matter and are not subject to a multiple-valued opacity standard. The opacity test observation period shall include the period during which the highest opacity emissions can reasonably be expected to occur. Exceptions to these requirements are as follows:

c. The minimum observation period for opacity tests conducted by employees or agents of the Department to verify the day-to-day continuing compliance of a unit or activity with an applicable opacity standard shall be twelve minutes.

[Rule 62-297.310(4)(a)2.c., F.A.C.]

C.9. Frequency of Compliance Tests. The following provisions apply only to those emissions units that are subject to an emissions limiting standard for which compliance testing is required.

(a) General Compliance Testing.

3. The owner or operator of an emissions unit that is subject to any emission limiting standard shall conduct a compliance test that demonstrates compliance with the applicable emission limiting standard prior to obtaining a renewed operation permit. Emissions units that are required to conduct an annual compliance test may submit the most recent annual compliance test to satisfy the requirements of this provision. In renewing an air operation permit pursuant to Rule 62-210.300(2)(a)3.b., c., or d., F.A.C., the Department shall not require submission of emission compliance test results for any emissions unit that, during the year prior to renewal:

a. Did not operate;

4. During each federal fiscal year (October 1 - September 30), unless otherwise specified by rule, order, or permit, the owner or operator of each emissions unit shall have a formal compliance test conducted for:

a. Visible emissions, if there is an applicable standard;

9. The owner or operator shall notify the Department, at least 15 days prior to the date on which each formal compliance test is to begin, of the date, time, and place of each such test, and the test contact person who will be responsible for coordinating and having such test conducted for the owner or operator.

(b) Special Compliance Tests. When the Department, 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 a Department rule or in a permit issued pursuant to those rules is being violated, it may require the owner or operator of the emissions unit to conduct compliance tests which identify the nature and quantity of pollutant emissions from the emissions unit and to provide a report on the results of said tests to the Department.

(c) Waiver of Compliance Test Requirements. If the owner or operator of an emissions unit that is subject to a compliance test requirement demonstrates to the Department, pursuant to the procedure established in Rule 62-297.620, F.A.C., that the compliance of the emissions unit with an applicable weight emission limiting standard can be adequately determined by means other than the designated test procedure, such as specifying a surrogate standard of no visible emissions for particulate matter sources equipped with a bag house or specifying a fuel analysis for sulfur dioxide emissions, the Department shall waive the compliance test requirements for such emissions units and order that the alternate means of determining compliance be used, provided, however, the provisions of Rule 62-297.310(7)(b), F.A.C., shall apply.
[Rule 62-297.310(7), F.A.C.; and, SIP approved]

Recordkeeping and Reporting Requirements

C.10. Test Reports.

(a) The owner or operator of an emissions unit for which a compliance test is required shall file a report with the Department on the results of each such test.

(b) The required test report shall be filed with the Department as soon as practical but no later than 45 days after the last sampling run of each test is completed.

[Rule 62-297.310(8), F.A.C.]

Miscellaneous Requirements.

C.11. The permittee shall comply with the requirements contained in Appendix 40 CFR 60, Subpart A, attached to this permit.

[Rule 62-204.800(7)(d), F.A.C.]

Section III. Emissions Unit(s) and Conditions.

Subsection D. This section addresses the following emissions unit(s).

E.U.

<u>ID No.</u>	<u>Brief Description</u>
---------------	--------------------------

-xxx	Limestone and FGD Sludge Handling and Storage
------	---

The limestone and FGD sludge handling and storage system consists of a limestone unloading facility where particulate matter emissions are controlled by a panel filter, a limestone handling and storage system which utilizes a partial enclosure to control particulate matter emissions, and a FGD sludge stabilization system which controls emissions by utilizing bag house filters and scrubbers.

{Permitting note(s): IMPORTANT REGULATORY CLASSIFICATIONS - The emissions unit is regulated under Prevention of Significant Deterioration (PSD); Rule 62-212.400(6), F.A.C., Best Available Control Technology (BACT) Determination, dated June 15, 1979.}

The following specific conditions apply to the emissions unit(s) listed above:

Essential Potential to Emit (PTE) Parameters

D.1. Permitted Capacity. The maximum limestone unloading or transfer rate shall not exceed 72.38 tons per hour. The throughput rates for the sludge stabilization system are intermittent and variable.

[Rules 62-4.160(2) and 62-210.200(PTE), F.A.C.; and, Initial Title V application received June 17, 1996]

D.2. Emissions Unit Operating Rate Limitation After Testing. See specific condition D.7.
[Rule 62-297.310(2), F.A.C.]

D.3. Hours of Operation. This emissions unit is allowed to operate continuously, i.e., 8,760 hours/year.
[Rule 62-210.200(PTE), F.A.C.]

Emission Limitations and Standards

{Permitting note: Table 1-1, Summary of Air Pollutant Standards and Terms, summarizes information for convenience purposes only. This table does not supersede any of the terms or conditions of this permit.}

D.4. Visible Emissions. An owner or operator shall not cause to be discharged into the atmosphere gases which exhibit 20 percent opacity or greater.
[PSD-FL-018]

Monitoring of Operations

D.5. Determination of Process Variables.

(a) **Required Equipment.** The owner or operator of an emissions unit for which compliance tests are required shall install, operate, and maintain equipment or instruments necessary to determine process variables, such as process weight input or heat input, when such data are needed in conjunction with emissions data to determine the compliance of the emissions unit with applicable emission limiting standards.

(b) **Accuracy of Equipment.** Equipment or instruments used to directly or indirectly determine process variables, including devices such as belt scales, weight hoppers, flow meters, and tank scales, shall be calibrated and adjusted to indicate the true value of the parameter being measured with sufficient accuracy to allow the applicable process variable to be determined within 10% of its true value.

[Rule 62-297.310(5), F.A.C.]

Test Methods and Procedures

{Permitting note: Table 2-1, Summary of Compliance Requirements, summarizes information for convenience purposes only. This table does not supersede any of the terms or conditions of this permit.}

D.6. Visible Emissions. EPA Method 9 shall be used to determine opacity compliance pursuant to Chapter 62-297, F.A.C.

[Rule 62-213.440, F.A.C.]

D.7. Operating Rate During Testing. Testing of emissions shall be conducted with the emissions unit operation at permitted capacity, which is defined as 90 to 100 percent of the maximum operation rate allowed by the permit. If it is impracticable to test at permitted capacity, an emissions unit may be tested at less than the minimum permitted capacity; in this case, subsequent emissions unit operation is limited to 110 percent of the test load until a new test is conducted. Once the emissions unit is so limited, operation at higher capacities is allowed for no more than 15 consecutive days for the purpose of additional compliance testing to regain the authority to operate at the permitted capacity.
[Rules 62-297.310(2) & (2)(b), F.A.C.]

D.8. Applicable Test Procedures.

(a) Required Sampling Time.

2. Opacity Compliance Tests. When either EPA Method 9 or DEP Method 9 is specified as the applicable opacity test method, the required minimum period of observation for a compliance test shall be sixty (60) minutes for emissions units which emit or have the potential to emit 100 tons per year or more of particulate matter, and thirty (30) minutes for emissions units which have potential emissions less than 100 tons per year of particulate matter and are not subject to a multiple-valued opacity standard. The opacity test observation period shall include the period during which the highest opacity emissions can reasonably be expected to occur. Exceptions to these requirements are as follows:

c. The minimum observation period for opacity tests conducted by employees or agents of the Department to verify the day-to-day continuing compliance of a unit or activity with an applicable opacity standard shall be twelve minutes.

[Rule 62-297.310(4)(a)2.c., F.A.C.]

D.9. Frequency of Compliance Tests. The following provisions apply only to those emissions units that are subject to an emissions limiting standard for which compliance testing is required.

(a) General Compliance Testing.

3. The owner or operator of an emissions unit that is subject to any emission limiting standard shall conduct a compliance test that demonstrates compliance with the applicable emission limiting standard prior to obtaining a renewed operation permit. Emissions units that are required to conduct an annual compliance test may submit the most recent annual compliance test to satisfy the requirements of this provision. In renewing an air operation permit pursuant to Rule 62-210.300(2)(a)3.b., c., or d., F.A.C., the Department shall not require submission of emission compliance test results for any emissions unit that, during the year prior to renewal:

a. Did not operate;

4. During each federal fiscal year (October 1 - September 30), unless otherwise specified by rule, order, or permit, the owner or operator of each emissions unit shall have a formal compliance test conducted for:

a. Visible emissions, if there is an applicable standard;

9. The owner or operator shall notify the Department, at least 15 days prior to the date on which each formal compliance test is to begin, of the date, time, and place of each such test, and the test contact person who will be responsible for coordinating and having such test conducted for the owner or operator.

(b) Special Compliance Tests. When the Department, 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 a Department rule or in a permit issued pursuant to those rules is being violated, it may require the owner or operator of the emissions unit to conduct compliance tests which identify the nature and quantity of pollutant emissions from the emissions unit and to provide a report on the results of said tests to the Department.

(c) Waiver of Compliance Test Requirements. If the owner or operator of an emissions unit that is subject to a compliance test requirement demonstrates to the Department, pursuant to the procedure established in Rule 62-297.620, F.A.C., that the compliance of the emissions unit with an applicable weight emission limiting standard can be adequately determined by means other than the designated test procedure, such as specifying a surrogate standard of no visible emissions for particulate matter sources equipped with a bag house or specifying a fuel analysis for sulfur dioxide emissions, the Department shall waive the compliance test requirements for such emissions units and order that the alternate means of determining compliance be used, provided, however, the provisions of Rule 62-297.310(7)(b), F.A.C., shall apply.
[Rule 62-297.310(7), F.A.C.; and, SIP approved]

Recordkeeping and Reporting Requirements

D.10. Test Reports.

(a) The owner or operator of an emissions unit for which a compliance test is required shall file a report with the Department on the results of each such test.

(b) The required test report shall be filed with the Department as soon as practical but no later than 45 days after the last sampling run of each test is completed.

[Rule 62-297.310(8), F.A.C.]

Section IV. This section is the Acid Rain Part.

Operated by: Seminole Electric Cooperative, Inc.
ORIS code: 136

Subsection A. This subsection addresses Acid Rain, Phase II.

The emissions units listed below are regulated under Acid Rain, Phase II.

E.U.

<u>ID No.</u>	<u>Brief Description</u>
-001	Steam Electric Generator No. 1
-002	Steam Electric Generator No. 2

A.1. The Phase II permit application(s) submitted for this facility, as approved by the Department, are a part of this permit. The owners and operators of these Phase II acid rain unit(s) must comply with the standard requirements and special provisions set forth in the application(s) listed below:

a. DEP Form No. 62-210.900(1)(a), dated December 5, 1995; and
[Chapter 62-213, F.A.C. and Rule 62-214.320, F.A.C.]

A.2. Sulfur dioxide (SO₂) allowance allocations and nitrogen oxide (NO_x) requirements for each Acid Rain unit is as follows:

<u>E.U. ID</u> <u>No.</u>	<u>EPA ID</u>	<u>Year</u>	<u>2000</u>	<u>2001</u>	<u>2002</u>
-001	U1	SO ₂ allowances, under Table 2 or 3 of 40 CFR Part 73	18,232*	18,232*	18,232*
		NO _x limit	**	**	**
-002	U2	SO ₂ allowances, under Table 2 or 3 of 40 CFR Part 73	18,232*	18,232*	18,232*
		NO _x limit	**	**	**

* The number of allowances held by an Acid Rain source in a unit account may differ from the number allocated by the USEPA under Table 2 or 3 of 40 CFR 73.]

** If applicable, by January 1, 1999, this Part will be reopened to add NO_x requirements in accordance with the regulations implementing section 407 of the Clean Air Act.

A.3. Emission Allowances. Emissions from sources subject to the Federal Acid Rain Program (Title IV) shall not exceed any allowances that the source lawfully holds under the Federal Acid Rain Program. Allowances shall not be used to demonstrate compliance with a non-Title IV applicable requirement of the Act.

1. No permit revision shall be required for increases in emissions that are authorized by allowances acquired pursuant to the Federal Acid Rain Program, provided that such increases do not require a permit revision pursuant to Rule 62-213.400(3), F.A.C.

2. No limit shall be placed on the number of allowances held by the source under the Federal Acid Rain Program.

3. Allowances shall be accounted for under the Federal Acid Rain Program.
[Rule 62-213.440(1)(c), F.A.C.]

A.4. Statement of Compliance. The annual statement of compliance pursuant to Rule 62-213.440(3), F.A.C., shall be submitted within 60 (sixty) days after the end of the calendar year. {See condition 51., APPENDIX TV-1, TITLE V CONDITIONS}
[Rule 62-214.420(11), F.A.C.]

A.5. Comments, notes, and justifications: None.

Subsection B. This subsection addresses Acid Rain, Phase I.

{Permitting note: The U.S. EPA issues Acid Rain Phase I permit(s)}

The emissions units listed below are regulated under Acid Rain Part, Phase I

The emissions unit listed below is regulated under Acid Rain Part, Phase I, for Seminole Electric Cooperative, Inc, Seminole Power Plant, **Facility ID No.:** 1070025, **ORIS code:** 136.

E.U.

ID No. Brief Description

-001	Steam Electric Generator No. 1
-002	Steam Electric Generator No. 2

The provisions of the federal Acid Rain, Phase I permit(s), including Early Election Plans for NO_x, govern(s) the above listed emissions unit(s) through December 31, 1999. The provisions of the Phase II permit govern(s) those emissions unit(s) from January 1, 2000 through the expiration date of this Title V permit. The Phase II permit governs all other affected units for the effective period of this permit.

B.1. The owners and operators of these Phase I acid rain unit(s) must comply with the standard requirements and special provisions set forth in the permit(s) listed below:

a. Phase I permit dated 03/27/97.

[Chapter 62-213, F.A.C.]

B.2. Comments, notes, and justifications: none

Appendix H-1, Permit History/ID Number Changes

Seminole Electric Cooperative, Inc.

[DRAFT/PROPOSED/FINAL] Permit No.: 1070025-001-AV
Facility ID No.: 1070025

Permit History (for tracking purposes):

<u>E.U. ID No</u>	<u>Description</u>	<u>Permit No.</u>	<u>Issue Date</u>	<u>Expiration Date</u>	<u>Extended Date</u>	<u>Revised Date(s)</u>
-001	#1 Unit, W/ESP AND FGD	PA78-10/PSD-FL-018	09/18/79			10/12/88, 8/10/89, 3/26/91, 10/14/92, 11/25/92, 4/25/97
-002	#2 Unit, W/ESP AND FGD	PA78-10/PSD-FL-018	09/18/79			10/12/88, 8/10/89, 3/26/91, 10/14/92, 11/25/92, 4/25/97
-003	Rail Car Maintenance	PA78-10/PSD-FL-018	09/18/79			10/12/88, 8/10/89, 3/26/91, 10/14/92, 11/25/92, 4/25/97
-004	Coal Storage Yard	PA78-10/PSD-FL-018	09/18/79			10/12/88, 8/10/89, 3/26/91, 10/14/92, 11/25/92, 4/25/97

(if applicable) ID Number Changes (for tracking purposes):

From: Facility ID No.: 31JAX540025

To: Facility ID No.: 1070025

Notes:

- 1 - AO permit(s) automatic extension(s) in Rule 62-210.300(2)(a)3.a., F.A.C., effective 03/21/96.
 - 2 - AC permit(s) automatic extension(s) in Rule 62-213.420(1)(a)4., F.A.C., effective 03/20/96.
- {Rule 62-213.420(1)(b)2., F.A.C., effective 03/20/96, allows Title V Sources to operate under existing valid permits}

Table 1-1. Summary of Air Pollutant Standards and Terms

Seminole Electric Cooperative, Inc.
Seminole Power Plant

DRAFT Permit No.: 1070025-001-AV
Facility ID No.: 1070025

This table summarizes information for convenience purposes only. This table does not supersede any of the terms or conditions of this permit.

E.U. ID No. Brief Description

I-0011 Steam Electric Generator No. 1

I-0021 Steam Electric Generator No. 2

Pollutant Name	Fuel(s)	Hours/Year	Allowable Emissions	Standard(s)	lbs./hour	TPY	Equivalent Emissions*	TPY	Regulatory Citation(s)	See permit condition(s)
PM	coal or oil	8,760	0.03 lb/MMBtu		216.16	942			40 CFR 60.42(a)	A.5.
PM	coal & petcoke	8,760	0.03 lb/MMBtu		215.16	942			PSD-FL-018(A)	A.6.
VE	all		20% except 27% one 8 min/yr						40 CFR 60.42(a)(1)	A.7.
SO ₂	coal	8,760	1.20 lb/MMBtu		8,806.4	37,506			40 CFR 60.43(a)(1) & (2)	A.8.
SO ₂	liquid	8,760	0.80 lb/MMBtu		5,737.8	25,130			40 CFR 60.43(a)(1) & (2)	A.9.
SO ₂	coal & liquid	8,760	X(340) + Y(520)/100						PSD-FL-018	A.12.
SO ₂	coal & petcoke	8,760	Unit 1: 0.74 lb/MMBtu; Unit 2: 0.72 lb/MMBtu			6,307.28 / 5,163.84		23,245 / 22,817	PSD-FL-018(A)	A.13.
NO _x	petcoke	8,760	7.0% sulfur by weight, dry basis						PSD-FL-018(A)	A.14.
NO _x	coal	8,760	0.60 lb/MMBtu		4,303.2	18,848			40 CFR 60.44(a)(1) & (2)	A.15.
NO _x	liquid	8,760	0.30 lb/MMBtu		2,151.6	9,424			40 CFR 60.44(a)(1) & (2)	A.15.
NO _x	coal & liquid	8,760	X(130) + Y(260)/100						PSD-FL-018	A.16.
NO _x	coal & petcoke	8,760	0.50 lb/MMBtu		3,586.0	15,706			PSD-FL-018(A)	A.17.
CO	coal & petcoke	8,760	No significant increase compared to coal						Rule 62-210.200(12)(d), FAC	A.69.
H ₂ SO ₄ Mist	coal & petcoke	8,760	No significant increase compared to coal						Rule 62-210.200(12)(d), FAC	A.70.

Notes:

* The "Equivalent Emissions" listed are for informational purposes only.

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Table 1-1. Summary of Air Pollutant Standards and Terms

Seminole Electric Cooperative, Inc.
Seminole Power Plant

DRAFT Permit No.: 1070025-001-AV
Facility ID No.: 1070025

This table summarizes information for convenience purposes only. This table does not supersede any of the terms or conditions of this permit.

E.U. ID No. Brief Description
[003] Rail Car Maintenance

Pollutant Name	Fuel(s)	Hours/Year	Allowable Emissions		Equivalent Emissions*		Regulatory Citation(s)	See permit condition(s)
			Standard(s)	lbs./hour	TPY	lbs./hour		
VE		8,760	20%				PA 78-10, Modified March 26, 1991	B.3.
VOC		8,760		37.7	7.84		PA 78-10, Modified March 26, 1991	B.4.
Notes:								
* The "Equivalent Emissions" listed are for informational purposes only.								

[electronic file name: 10700251.xls]

Table 1-1, Summary of Air Pollutant Standards and Terms

Seminole Electric Cooperative, Inc.
Seminole Power Plant

DRAFT Permit No.: 1070025-001-AV
Facility ID No.: 1070025

This table summarizes information for convenience purposes only. This table does not supersede any of the terms or conditions of this permit.

E.U. ID No. [004]
Brief Description
Coal Storage Yard

Pollutant Name	Fuel(s)	Hours/Year	Allowable Emissions		Equivalent Emissions*		Regulatory Citation(s)	See permit condition(s)
			Standard(s)	lbs./hour	TPY	lbs./hour		
VE		8,760	<20%				40 CFR 60.252(c)	C.4.
Notes:								
* The "Equivalent Emissions" listed are for informational purposes only.								

[electronic file name: 10700251.xls]

Table 1-1, Summary of Air Pollutant Standards and Terms

Seminole Electric Cooperative, Inc.
Seminole Power Plant

DRAFT Permit No.: 1070025-001-AV
Facility ID No.: 1070025

This table summarizes information for convenience purposes only. This table does not supersede any of the terms or conditions of this permit.

E.U. ID No. **Brief Description**
[-xxx] Limestone and FGD Sludge Handling and Storage

Pollutant Name	Fuel(s)	Hours/Year	Allowable Emissions		Equivalent Emissions*		Regulatory Citation(s)	See permit condition(s)
			Standard(s)	lbs./hour	TPY	lbs./hour	TPY	
VE		8,760	20%				PSD-FL-018	D.4.
Notes: * The "Equivalent Emissions" listed are for informational purposes only.								

Electronic file name: 10700251.xls

Table 2-1. Summary of Compliance Requirements

Seminole Electric Cooperative, Inc.
Seminole Power Plant

DRAFT Permit No.: 1070025-001-AV
Facility ID No.: 1070025

This table summarizes information for convenience purposes only. This table does not supersede any of the terms or conditions of this permit.

E.U. ID No. Brief Description

I-001| Steam Electric Generator No. 1
I-002| Steam Electric Generator No. 2

Pollutant Name or Parameter	Fuels(s)		Compliance Method	Testing Time Frequency	Frequency Base Date *	Min. Compliance Test Duration	CMS **	See permit condition(s)
PM	All		EPA Method 19 & 5 or 5B	Annual	2/8/87	120 minutes		A.42.
VE	All		EPA Method 9 and CMS	Annual & Continuous	2/8/87	1 hour	Yes	A.31., A.42
SO ₂	All		EPA Method 19 and CMS	Annual & Continuous	2/8/87	1 hour	Yes	A.32., A.43.
NO _x	All		EPA Method 19 and CMS	Annual & Continuous	2/8/87	1 hour	Yes	A.33., A.44.
CO	coal & petcoke		EPA Method 10	Annual	2/8/87	1 hour		A.69.
H ₂ SO ₄ Mist	coal & petcoke		EPA Method 8	Annual	2/8/87	1 hour		A.70.
Notes: * The frequency base date is established for planning purposes only; see Rule 62-297.310, F.A.C. ** CMS [=] continuous monitoring system								

[electronic file name: 10700252.xls]

Table 2-1, Summary of Compliance Requirements

Seminole Electric Cooperative, Inc.
Seminole Power Plant

DRAFT Permit No.: 1070025-001-AV
Facility ID No.: 1070025

This table summarizes information for convenience purposes only. This table does not supersede any of the terms or conditions of this permit.

E.U. ID No. Brief Description

I-003] Rail Car Maintenance

Pollutant Name or Parameter	Fuels(s)	Compliance Method	Testing Time Frequency	Frequency Base Date *	Min. Compliance Test Duration	CMS**	
							See permit condition(s)
VE VOC		EPA Method 9 Material Balance	Annual Annual	2/8/87 2/8/87	30 minutes	B.6. B.7.	
Notes: * The frequency base date is established for planning purposes only; see Rule 62-297.310, F.A.C. ** CMS [=] continuous monitoring system							

Electronic file name: 10700252.xls

Table 2-1, Summary of Compliance Requirements

Seminole Electric Cooperative, Inc.
Seminole Power Plant

DRAFT Permit No.: 1070025-001-AV
Facility ID No.: 1070025

This table summarizes information for convenience purposes only. This table does not supersede any of the terms or conditions of this permit.

E.U. ID No. Brief Description

[004] Coal Storage Yard

Pollutant Name or Parameter	Compliance		Testing Time Frequency	Frequency Base Date *	Min. Compliance Test Duration	CMS**	
	Fuel(s)	Method					See permit condition(s)
VE		EPA Method 9	Annual	2/8/87	30 minutes		C.6.

Notes:

* The frequency base date is established for planning purposes only; see Rule 62-297.310, F.A.C.

**CMS [=] continuous monitoring system

Electronic file name: 10700252.xls

Table 2-1, Summary of Compliance Requirements

Seminole Electric Cooperative, Inc.
Seminole Power Plant

DRAFT Permit No.: 1070025-001-AV
Facility ID No.: 1070025

This table summarizes information for convenience purposes only. This table does not supersede any of the terms or conditions of this permit.

E.U. ID No. Brief Description

[-xxx] Limestone and FGD Sludge Handling and Storage

Pollutant Name or Parameter	Fuel(s)	Compliance Method	Testing Time Frequency	Frequency Base Date *	Min. Compliance Test Duration	CMS **	
							See permit condition(s)
VE		EPA Method 9	Annual	2/8/87	30 minutes		D.6.
Notes: * The frequency base date is established for planning purposes only; see Rule 62-297.310, F.A.C. ** CMS = continuous monitoring system							

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Appendix U-1, List of Unregulated Emissions Units and/or Activities.

Seminole Electric Cooperative, Inc.
Seminole Power Plant

DRAFT Permit No.: 1070025-001-AV
Facility ID No.: 1070025

Unregulated Emissions Units and/or Activities. An emissions unit which emits no “emissions-limited pollutant” and which is subject to no unit-specific work practice standard, though it may be subject to regulations applied on a facility-wide basis (e.g., unconfined emissions, odor, general opacity) or to regulations that require only that it be able to prove exemption from unit-specific emissions or work practice standards.

The below listed emissions units and/or activities are neither ‘regulated emissions units’ nor ‘exempt emissions units’.

E.U. ID

<u>No.</u>	<u>Brief Description of Emissions Units and/or Activity</u>
-xxx	One or more emergency generators not subject to the Acid Rain Program
-xxx	One or more heating units and general purpose internal combustion engines not subject to the Acid Rain Program

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Appendix E-1, List of Exempt Emissions Units and/or Activities.

Seminole Electric Cooperative, Inc.
Seminole Power Plant

DRAFT Permit No.: 1070025-001-AV
Facility ID No.: 1070025

The facilities, emissions units, or pollutant-emitting activities listed in Rule 62-210.300(3)(a), F.A.C., Full Exemptions, are exempt from the permitting requirements of Chapters 62-210 and 62-4, F.A.C.; provided, however, that exempt emissions units shall be subject to any applicable emission limiting standards and the emissions from exempt emissions units or activities shall be considered in determining whether a facility containing such emissions units or activities would be subject to any applicable requirements. Emissions units and pollutant-emitting activities exempt from permitting under Rule 62-210.300(3)(a), F.A.C., are also exempt from the permitting requirements of Chapter 62-213, F.A.C., provided such emissions units and activities also meet the exemption criteria of Rule 62-213.430(6)(b), F.A.C. The below listed emissions units and/or activities are hereby exempt pursuant to Rule 62-213.430(6), F.A.C.

Brief Description of Emissions Units and/or Activities

1. Brazing, soldering and welding
2. Parts cleaning and degreasing stations
3. Storage tanks <550 gallons
4. Inorganic substance storage tanks >550 gallons
5. No. 2 fuel oil storage tanks >550 gallons
6. Laboratory equipment used exclusively for chemical or physical analysis
7. Fire and safety equipment
8. Turbine vapor extractor
9. Sand blasting and abrasive blasting where temporary total enclosures are used to contain particulate
10. Equipment used for steam cleaning
11. Belt conveyors not subject to 40 CFR 60, Subpart Y
12. Vehicle refueling operations
13. Vacuum pumps in laboratory operations
14. Equipment used exclusively for space heating, excluding boilers
15. Surface coating operations utilizing 6.0 gallons per day, or less, averaged monthly, of coatings

APPENDIX TV-1, TITLE V CONDITIONS (version dated 08/11/97)

[Note: This attachment includes "canned conditions" developed from the "Title V Core List."]

{Permitting note: APPENDIX TV-1, TITLE V CONDITIONS, is distributed to the permittee only. Other persons requesting copies of these conditions shall be provided one copy when requested or otherwise appropriate.}

Chapter 62-4, F.A.C.

1. General Prohibition. Any stationary installation which will reasonably be expected to be a source of pollution shall not be operated, maintained, or modified without the appropriate and valid permits issued by the Department, unless the source is exempted by Department rule. The Department may issue a permit only after it receives reasonable assurance that the installation will not cause pollution in violation of any of the provisions of Chapter 403, F.S., or the rules promulgated thereunder. A permitted installation may only be operated, maintained, constructed, expanded or modified in a manner that is consistent with the terms of the permit.

[Rule 62-4.030, Florida Administrative Code (F.A.C.); Section 403.087, Florida Statute (F.S.)]

2. Not federally enforceable. Procedure to Obtain Permits: Application.

(1) Any person desiring to obtain a permit from the Department shall apply on forms prescribed by the Department and shall submit such additional information as the Department by law may require.

(2) All applications and supporting documents shall be filed in quadruplicate with the Department.

(3) To ensure protection of public health, safety, and welfare, any construction, modification, or operation of an installation which may be a source of pollution shall be in accordance with sound professional engineering practices pursuant to Chapter 471, F.S. All applications for a Department permit shall be certified by a professional engineer registered in the State of Florida except when the application is for renewal of an air pollution operation permit at a minor facility as defined in Rule 62-210.200, F.A.C., or where professional engineering is not required by Chapter 471, F.S. Where required by Chapter 471 or 492, F.S., applicable portions of permit applications and supporting documents which are submitted to the Department for public record shall be signed and sealed by the professional(s) who prepared or approved them.

(4) Processing fees for air construction permits shall be in accordance with Rule 62-4.050(4), F.A.C.

(5)(a) To be considered by the Department, each application must be accompanied by the proper processing fee. The fee shall be paid by check, payable to the Department of Environmental Protection. The fee is non-refundable except as provided in Section 120.60, F.S., and in this section.

(c) Upon receipt of the proper application fee, the permit processing time requirements of Sections 120.60(2) and 403.0876, F.S., shall begin.

(d) If the applicant does not submit the required fee within ten days of receipt of written notification, the Department shall either return the unprocessed application or arrange with the applicant for the pick up of the application.

(e) If an applicant submits an application fee in excess of the required fee, the permit processing time requirements of Sections 120.60(2) and 403.0876, F.S., shall begin upon receipt, and the Department shall refund to the applicant the amount received in excess of the required fee.

(6) Any substantial modification to a complete application shall require an additional processing fee determined pursuant to the schedule set forth in Rule 62-4.050, F.A.C., and shall restart the time requirements of Sections 120.60 and 403.0876, F.S. For purposes of this Subsection, the term "substantial modification" shall mean a modification which is reasonably expected to lead to substantially different environmental impacts which require a detailed review.

(7) Modifications to existing permits proposed by the permittee which require substantial changes in the existing permit or require substantial evaluation by the Department of potential impacts of the proposed modifications shall require the same fee as a new application.

[Rule 62-4.050, F.A.C.]

3. Standards for Issuing or Denying Permits. Except as provided at Rule 62-213.460, F.A.C., the issuance of a permit does not relieve any person from complying with the requirements of Chapter 403, F.S., or Department rules.

[Rule 62-4.070(7), F.A.C.]

4. Modification of Permit Conditions.

(1) For good cause and after notice and an administrative hearing, if requested, the Department may require the permittee to conform to new or additional conditions. The Department shall allow the permittee a reasonable time to conform to the new or additional conditions and on application of the permittee the Department may grant additional time. For the purpose of this section, good cause shall include, but not be limited to, any of the following:

- (a) A showing that an improvement in effluent or emission quality or quantity can be accomplished because of technological advances without unreasonable hardship.
- (b) A showing that a higher degree of treatment is necessary to effect the intent and purpose of Chapter 403, F.S.
- (c) A showing of any change in the environment or surrounding conditions that requires a modification to conform to applicable air or water quality standards.
- (e) Adoption or revision of Florida Statutes, rules, or standards which require the modification of a permit condition for compliance.

(2) A permittee may request a modification of a permit by applying to the Department.

(3) A permittee may request that a permit be extended as a modification of the permit. Such a request must be submitted to the Department in writing before the expiration of the permit. Upon timely submittal of a request for extension, unless the permit automatically expires by statute or rule, the permit will remain in effect until final agency action is taken on the request. For construction permits, an extension shall be granted if the applicant can demonstrate reasonable assurances that, upon completion, the extended permit will comply with the standards and conditions required by applicable regulation. For all other permits, an extension shall be granted if the applicant can demonstrate reasonable assurances that the extended permit will comply with the standards and conditions applicable to the original permit. A permit for which the permit application fee was prorated in accordance with Rule 62-4.050(4)(1), F.A.C., shall not be extended. In no event shall a permit be extended or remain in effect longer than the time limits established by statute or rule.

[Rule 62-4.080, F.A.C.]

5. Renewals. Prior to one hundred eighty (180) days before the expiration of a permit issued pursuant to Chapter 62-213, F.A.C., the permittee shall apply for a renewal of a permit using forms incorporated by reference in the specific rule chapter for that kind of permit. A renewal application shall be timely and sufficient. If the application is submitted prior to 180 days before 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 Department or, if there is court review of the Department's final agency action, until a later date is required by Section 120.60, F.S., provided that, for renewal of a permit issued pursuant to Chapter 62-213, F.A.C., the applicant complies with the requirements of Rules 62-213.420(1)(b)3. and 4., F.A.C.

[Rule 62-4.090(1), F.A.C.]

6. Suspension and Revocation.

(1) Permits shall be effective until suspended, revoked, surrendered, or expired and shall be subject to the provisions of Chapter 403, F.S., and rules of the Department.

(2) Failure to comply with pollution control laws and rules shall be grounds for suspension or revocation.

(3) A permit issued pursuant to Chapter 62-4, F.A.C., shall not become a vested property right in the permittee. The Department may revoke any permit issued by it if it finds that the permit holder or the permit holder's agent:

- (a) Submitted false or inaccurate information in application or operational reports.
- (b) Has violated law, Department orders, rules or permit conditions.
- (c) Has failed to submit operational reports or other information required by Department rules.
- (d) Has refused lawful inspection under Section 403.091, F.S.

[Rule 62-4.100, F.A.C.]

7. Not federally enforceable. Financial Responsibility. The Department may require an applicant to submit proof of financial responsibility and may require the applicant to post an appropriate bond to guarantee compliance with the law and Department rules.

[Rule 62-4.110, F.A.C.]

8. Transfer of Permits.

- (1) Within 30 days after the sale or legal transfer of a permitted facility, an "Application for Transfer of Permit" (DEP Form 62-1.201(1)) must be submitted to the Department. This form must be completed with the notarized signatures of both the permittee and the proposed new permittee.
 - (2) The Department shall approve the transfer of a permit unless it determines that the proposed new permittee cannot provide reasonable assurances that conditions of the permit will be met. The determination shall be limited solely to the ability of the new permittee to comply with the conditions of the existing permit, and it shall not concern the adequacy of these permit conditions. If the Department proposes to deny the transfer, it shall provide both the permittee and the proposed new permittee a written objection to such transfer together with notice of a right to request a Chapter 120, F.S., proceeding on such determination.
 - (3) Within 30 days of receiving a properly completed Application for Transfer of Permit form, the Department shall issue a final determination. The Department may toll the time for making a determination on the transfer by notifying both the permittee and the proposed new permittee that additional information is required to adequately review the transfer request. Such notification shall be served within 30 days of receipt of an Application for Transfer of Permit form, completed pursuant to Rule 62-4.120(1), F.A.C. If the Department fails to take action to approve or deny the transfer within 30 days of receipt of the completed Application for Transfer of Permit form, or within 30 days of receipt of the last item of timely requested additional information, the transfer shall be deemed approved.
 - (4) The permittee is encouraged to apply for a permit transfer prior to the sale or legal transfer of a permitted facility. However, the transfer shall not be effective prior to the sale or legal transfer.
 - (5) Until this transfer is approved by the Department, the permittee and any other person constructing, operating, or maintaining the permitted facility shall be liable for compliance with the terms of the permit. The permittee transferring the permit shall remain liable for corrective actions that may be required as a result of any violations occurring prior to the sale or legal transfer of the facility.
- [Rule 62-4.120, F.A.C.]

9. Plant Operation-Problems. If the permittee is temporarily unable to comply with any of the conditions of the permit due to breakdown of equipment or destruction by hazard of fire, wind or by other cause, the permittee shall immediately notify the Department. Notification shall include pertinent information as to the cause of the problem, and what steps are being taken to correct the problem and to prevent its recurrence, and where applicable, the owner's intent toward reconstruction of destroyed facilities. Such notification does not release the permittee from any liability for failure to comply with Department rules.
- [Rule 62-4.130, F.A.C.]

10. For purposes of notification to the Department pursuant to Rule 62-4.130, F.A.C., Plant Operation-Problems, "immediately" shall mean the same day, if during a workday (i.e., 8:00 a.m. - 5:00 p.m.), or the first business day after the incident, excluding weekends and holidays.
- [40 CFR 70.6(a)(3)(iii)(B)]

11. Not federally enforceable. Review. Failure to request a hearing within 14 days of receipt of notice of proposed or final agency action on a permit application or as otherwise required in Chapter 62-103, F.A.C., shall be deemed a waiver of the right to an administrative hearing.
- [Rule 62-4.150, F.A.C.]

12. Permit Conditions. All permits issued by the Department shall include the following 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, 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) This permit conveys no title to land or water, does not constitute State recognition or acknowledgment of title, and does not constitute authority for the use of submerged lands unless herein provided and the necessary title or leasehold interests have been obtained from the State. Only the Trustees of the Internal Improvement Trust Fund may express State opinion as to title.
- (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 F.S. 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, as 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.
- (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 F.S. or Department rules, except where such use is prescribed by Sections 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 F.S. after a reasonable time for compliance; provided, however, the permittee does not waive any other rights granted by F.S. or Department rules.
- (11) This permit is transferable only upon Department approval in accordance with Rule 62-4.120, 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.
- (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 five (5) 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; and,
 - 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.
- [Rules 62-4.160 and 62-213.440(1)(b), F.A.C.]

13. Construction Permits.

(1) No person shall construct any installation or facility which will reasonably be expected to be a source of air or water pollution without first applying for and receiving a construction permit from the Department unless exempted by statute or Department rule. In addition to the requirements of Chapter 62-4, F.A.C., applicants for a Department Construction Permit shall submit the following as applicable:

- (a) A completed application on forms furnished by the Department.
- (b) An engineering report covering:
 - 1. plant description and operations,
 - 2. types and quantities of all waste material to be generated whether liquid, gaseous or solid.
 - 3. proposed waste control facilities,
 - 4. the treatment objectives,
 - 5. the design criteria on which the control facilities are based, and,
 - 6. other information deemed relevant.

Design criteria submitted pursuant to Rule 62-4.210(1)(b)5., F.A.C., shall be based on the results of laboratory and pilot-plant scale studies whenever such studies are warranted. The design efficiencies of the proposed waste treatment facilities and the quantities and types of pollutants in the treated effluents or emissions shall be indicated. Work of this nature shall be subject to the requirements of Chapter 471, F.S. Where confidential records are involved, certain information may be kept confidential pursuant to Section 403.111, F.S.

- (c) The owners' written guarantee to meet the design criteria as accepted by the Department and to abide by Chapter 403, F.S. and the rules of the Department as to the quantities and types of materials to be discharged from the installation. The owner may be required to post an appropriate bond or other equivalent evidence of financial responsibility to guarantee compliance with such conditions in instances where the owner's financial resources are inadequate or proposed control facilities are experimental in nature.

(2) The construction permit may contain conditions and an expiration date as determined by the Secretary or the Secretary's designee.

(3) When the Department issues a permit to construct, the permittee shall be allowed a period of time, specified in the permit, to construct, and to operate and test to determine compliance with Chapter 403, F.S., and the rules of the Department and, where applicable, to apply for and receive an operation permit. The Department may require tests and evaluations of the treatment facilities by the permittee at his/her expense.

[Rule 62-4.210, F.A.C.]

14. Operation Permit for New Sources. To properly apply for an operation permit for new sources, the applicant shall submit certification that construction was completed noting any deviations from the conditions in the construction permit and test results where appropriate.

[Rule 62-4.220, F.A.C.]

Chapter 62-103, F.A.C.

15. Public Notice, Public Participation, and Proposed Agency Action. The permittee shall comply with all of the requirements for public notice, public participation, and proposed agency action pursuant to Rule 62-103.150 and Rule 62-210.350, F.A.C.

[Rules 62-103.150, 62-210.350 and 62-213.430(1)(b), F.A.C.]

16. Administrative Hearing. The permittee shall comply with all of the requirements for a petition for administrative hearing or waiver of right to administrative proceeding pursuant to Rule 61-103.155, F.A.C.

[Rule 62-103.155, F.A.C.]

Chapter 62-204, F.A.C.

17. Asbestos. This permit does not authorize any demolition or renovation of the facility or its parts or components which involves asbestos removal. This permit does not constitute a waiver of any of the requirements of Chapter 62-257, F.A.C., and 40 CFR Part 61, Subpart M, National Emission Standard for Asbestos, adopted and incorporated by reference in Rule 62-204.800, F.A.C. Compliance with Chapter 62-257, F.A.C., and 40 CFR 61, Subpart M, Section 61.145, is required for any asbestos demolition or renovation at the source.

[40 CFR 61; Rule 62-204.800, F.A.C.; and, Chapter 62-257, F.A.C.]

Chapter 62-210, F.A.C.

18. Permits Required. The owner or operator of any emissions unit which emits or can reasonably be expected to emit any air pollutant shall obtain an appropriate permit from the Department prior to beginning construction, modification, or initial or continued operation of the emissions unit unless exempted pursuant to Department rule or statute. All emissions limitations, controls, and other requirements imposed by such permits shall be at least as stringent as any applicable limitations and requirements contained in or enforceable under the State Implementation Plan (SIP) or that are otherwise federally enforceable. Except as provided at Rule 62-213.460, F.A.C., issuance of a permit does not relieve the owner or operator of any emissions unit from complying with applicable emission limiting standards or other requirements of the air pollution rules of the Department, or any other applicable requirements under federal, state, or local law.

(1) Air Construction Permits. An air construction permit shall be obtained by the owner or operator of any proposed new or modified facility or emissions unit prior to the beginning of construction or modification, in accordance with all applicable provisions of Chapters 62-210, 62-212 and 62-4, F.A.C. The construction permit shall be issued for a period of time sufficient to allow construction or modification of the facility or emissions unit and operation while the new or modified facility or emissions unit is conducting tests or otherwise demonstrating initial compliance with the conditions of the construction permit.

(2) Air Operation Permits. Upon expiration of the air operation permit for any existing facility or emissions unit, subsequent to construction or modification and demonstration of initial compliance with the conditions of the construction permit for any new or modified facility or emissions unit, or as otherwise provided in Chapter 62-210 or Chapter 62-213, the owner or operator of such facility or emissions unit shall obtain a renewal air operation permit, an initial air operation permit, or an administrative correction or revision of an existing air operation permit, whichever is appropriate, in accordance with all applicable provisions of Chapter 62-210, Chapter 62-213, and Chapter 62-4, F.A.C.

(a) Minimum Requirements for All Air Operation Permits. At a minimum, a permit issued pursuant to this subsection shall:

1. Specify the manner, nature, volume and frequency of the emissions permitted, and the applicable emission limiting standards or performance standards, if any;
2. Require proper operation and maintenance of any pollution control equipment by qualified personnel, where applicable in accordance with the provisions of any operation and maintenance plan required by the air pollution rules of the Department.
3. Contain an effective date stated in the permit which shall not be earlier than the date final action is taken on the application and be issued for a period, beginning on the effective date, as provided below.

a. The operation permit for an emissions unit which is in compliance with all applicable rules and in operational condition, and which the owner or operator intends to continue operating, shall be issued or renewed for a five-year period, except that, for Title V sources subject to Rule 62-213.420(1)(a)1., F.A.C., operation permits shall be extended until 60 days after the due date for submittal of the facility's Title V permit application as specified in Rule 62-213.420(1)(a)1., F.A.C.

b. Except as provided in Rule 62-210.300(2)(a)3.d., F.A.C., the operation permit for an emissions unit which has been shut down for six months or more prior to the expiration date of the current operation permit, shall be renewed for a period not to exceed five years from the date of shutdown, even if the emissions unit is not maintained in operational condition, provided:

- (i) the owner or operator of the emissions unit demonstrates to the Department that the emissions unit may need to be reactivated and used, or that it is the owner's or operator's intent to apply to the Department for a permit to construct a new emissions unit at the facility before the end of the extension period; and,
- (ii) the owner or operator of the emissions unit agrees to and is legally prohibited from providing the allowable emission permitted by the renewed permit as an emissions offset to any other person under Rule 62-212.500, F.A.C.; and,
- (iii) the emissions unit was operating in compliance with all applicable rules as of the time the source was shut down.

c. Except as provided in Rule 62-210.300(2)(a)3.d., F.A.C., the operation permit for an emissions unit which has been shut down for five years or more prior to the expiration date of the current operation permit shall be renewed for a maximum period not to exceed ten years from the date of shutdown, even if the emissions unit is not maintained in operational condition, provided the conditions given in Rule 62-210.300(2)(a)3.b., F.A.C., are met and the owner or operator demonstrates to the Department that failure to renew the permit would constitute a hardship, which may include economic hardship.

d. The operation permit for an electric utility generating unit on cold standby or long-term reserve shutdown shall be renewed for a five-year period, and additional five-year periods, even if the unit is not maintained in operational condition, provided the conditions given in Rules 62-210.300(2)(a)3.b.(i) through (iii), F.A.C., are met.

4. In the case of an emissions unit permitted pursuant to Rules 62-210.300(2)(a)3.b., c., and d., F.A.C., include reasonable notification and compliance testing requirements for reactivation of such emissions unit and provide that the owner or operator demonstrate to the Department prior to reactivation that such reactivation would not constitute reconstruction pursuant to Rule 62-204.800(7), F.A.C.

[Rules 62-210.300(1) & (2), F.A.C.]

19. Notification of Startup. The owner or operator of any emissions unit or facility which has a valid air operation permit and which has been shut down more than one (1) year, shall notify the Department in writing of the intent to start up such emissions unit or facility, a minimum of sixty (60) days prior to the intended startup date.

(a) The notification shall include the planned startup date, anticipated emission rates or pollutants released, changes to processes or control devices which will result in changes to emission rates, and any other conditions which may differ from the valid outstanding operation permit.

(b) If, due to an emergency, a startup date is not known 60 days prior thereto, the owner shall notify the Department as soon as possible after the date of such startup is ascertained.

[Rule 62-210.300(5), F.A.C.]

20. Emissions Unit Reclassification.

(a) Any emissions unit whose operation permit has been revoked as provided for in Chapter 62-4, F.A.C., shall be deemed permanently shut down for purposes of Rule 62-212.500, F.A.C. Any emissions unit whose permit to operate has expired without timely renewal or transfer may be deemed permanently shut down, provided, however, that no such emissions unit shall be deemed permanently shut down if, within 20 days after receipt of written notice from the Department, the emissions unit owner or operator demonstrates that the permit expiration resulted from inadvertent failure to comply with the requirements of Rule 62-4.090, F.A.C., and that the owner or operator intends to continue the emissions unit in operation, and either submits an application for an air operation permit or complies with permit transfer requirements, if applicable.

(b) If the owner or operator of an emissions unit which is so permanently shut down, applies to the Department for a permit to reactivate or operate such emissions unit, the emissions unit will be reviewed and permitted as a new emissions unit.

[Rule 62-210.300(6), F.A.C.]

21. Public Notice and Comment.

(1) Public Notice of Proposed Agency Action.

(a) Notwithstanding any discretionary public notice requirements contained in Rule 62-103.150(2)(a), F.A.C., a notice of proposed agency action on permit application, where the proposed agency action is to issue the permit, shall be published by any applicant for:

1. A construction permit for any proposed new or modified facility or emissions unit;
2. An operation permit, permit renewal or permit revision subject to Rule 62-210.300(2)(b), F.A.C.; or
3. An operation permit, permit renewal, or permit revision subject to Chapter 62-213, F.A.C., except those permit revisions meeting the requirements of Rule 62-213.412(1), F.A.C.

(b) The notice required by Rule 62-210.350(1)(a), F.A.C., shall be published in accordance with all otherwise applicable provisions of Rule 62-103.150, F.A.C.

(2) Additional Public Notice Requirements for Emissions Units Subject to Prevention of Significant Deterioration or Nonattainment-Area Preconstruction Review.

(a) Before taking final agency action on a construction permit application for any proposed new or modified facility or emissions unit subject to the preconstruction review requirements of Rule 62-212.400 or 62-212.500, F.A.C., the Department shall comply with all applicable provisions of Rule 62-103.150, F.A.C., and provide an opportunity for public comment which shall include as a minimum the following:

1. A complete file available for public inspection in at least one location in the district affected which includes the information submitted by the owner or operator, exclusive of confidential records under Section 403.111, F.S., and the Department's analysis of the effect of the proposed construction or modification on ambient air quality, including the Department's preliminary determination of whether the permit should be approved or disapproved;
2. A 30-day period for submittal of public comments; and.

3. A notice, by advertisement in a newspaper of general circulation in the county affected, specifying the nature and location of the proposed facility or emissions unit, whether BACT or LAER has been determined, the degree of PSD increment consumption expected, if applicable, and the location of the information specified in paragraph 1. above; and notifying the public of the opportunity for submitting comments and requesting a public hearing.
 - (b) The notice provided for in Rule 62-210.350(2)(a)3., F.A.C., shall be prepared by the Department and published by the applicant in accordance with all applicable provisions of Rule 62-103.150, F.A.C., except that the applicant shall cause the notice to be published no later than thirty (30) days prior to final agency action.
 - (c) A copy of the notice provided for in Rule 62-210.350(2)(a)3., F.A.C., shall also be sent by the Department to the Regional Office of the U. S. Environmental Protection Agency and to all other state and local officials or agencies having cognizance over the location of such new or modified facility or emissions unit, including local air pollution control agencies, chief executives of city or county government, regional land use planning agencies, and any other state, Federal Land Manager, or Indian Governing Body whose lands may be affected by emissions from the new or modified facility or emissions unit.
 - (d) A copy of the notice provided for in Rule 62-210.350(2)(a)3., F.A.C., shall be displayed in the appropriate district, branch and local program offices.
 - (e) An opportunity for public hearing shall be provided in accordance with Chapter 120, F.S., and Rule 62-103.150, F.A.C.
 - (f) Any public comments received shall be made available for public inspection in the location where the information specified in Rule 62-210.350(2)(a)1., F.A.C., is available and shall be considered by the Department in making a final determination to approve or deny the permit.
 - (g) The final determination shall be made available for public inspection at the same location where the information specified in Rule 62-210.350(2)(a)1., F.A.C., was made available.
 - (h) For a proposed new or modified emissions unit which would be located within 100 kilometers of any Federal Class I area or whose emissions may affect any Federal Class I area, and which would be subject to the preconstruction review requirements of Rule 62-212.400, F.A.C., or Rule 62-212.500, F.A.C.:
 1. The Department shall mail or transmit to the Administrator a copy of the initial application for an air construction permit and notice of every action related to the consideration of the permit application.
 2. The Department shall mail or transmit to the Federal Land Manager of each affected Class I area a copy of any written notice of intent to apply for an air construction permit; the initial application for an air construction permit, including all required analyses and demonstrations; any subsequently submitted information related to the application; the preliminary determination and notice of proposed agency action on the permit application; and any petition for an administrative hearing regarding the application or the Department's proposed action. Each such document shall be mailed or transmitted to the Federal Land Manager within fourteen (14) days after its receipt by the Department.
- (3) Additional Public Notice Requirements for Facilities Subject to Operation Permits for Title V Sources.
- (a) Before taking final agency action to issue a new, renewed, or revised air operation permit subject to Chapter 62-213, F.A.C., the Department shall comply with all applicable provisions of Rule 62-103.150, F.A.C., and provide an opportunity for public comment which shall include as a minimum the following:
 1. A complete file available for public inspection in at least one location in the district affected which includes the information submitted by the owner or operator, exclusive of confidential records under Section 403.111, F.S.; and,
 2. A 30-day period for submittal of public comments.
 - (b) The notice provided for in Rule 62-210.350(3)(a), F.A.C., shall be prepared by the Department and published by the applicant in accordance with all applicable provisions of Rule 62-103.150, F.A.C., except that the applicant shall cause the notice to be published no later than thirty (30) days prior to final agency action.
 - (c) The notice shall identify:
 1. The facility;
 2. The name and address of the office at which processing of the permit occurs;
 3. The activity or activities involved in the permit action;
 4. The emissions change involved in any permit revision;
 5. The name, address, and telephone number of a Department representative from whom interested persons may obtain additional information, including copies of the permit draft, the application, and all relevant supporting materials, including any permit application, compliance plan, permit, monitoring report, and compliance statement required pursuant to Chapter 62-213, F.A.C. (except for information entitled to confidential treatment pursuant to Section 403.111, F.S.), and all other materials available to the Department that are relevant to the permit decision;
 6. A brief description of the comment procedures required by Rules 62-103.150 and 62-210.350(3), F.A.C.;
 7. The time and place of any hearing that may be held, including a statement of procedure to request a hearing (unless a hearing has already been scheduled); and,

8. The procedures by which persons may petition the Administrator to object to the issuance of the proposed permit after expiration of the Administrator's 45-day review period.
[Rule 62-210.350, F.A.C.]

22. Administrative Permit Corrections.

- (1) A facility owner shall notify the Department by letter of minor corrections to information contained in a permit. Such notifications shall include:
- (a) Typographical errors noted in the permit;
 - (b) Name, address or phone number change from that in the permit;
 - (c) Any other similar minor administrative change at the source; and,
 - (d) A change requiring more frequent monitoring or reporting by the permittee.
 - (e) Changes listed at 40 CFR 72.83(a)(1), (2), (6), (9) and (10), hereby adopted and incorporated by reference, to Title V sources subject to emissions limitations or reductions pursuant to 42 USC ss. 7651-7651o;
 - (f) Changes listed at 40 CFR 72.83(a)(11), hereby adopted and incorporated by reference, to Title V sources subject to emissions limitations or reductions pursuant to 42 USC ss. 7651-7651o, provided the notification is accompanied by a copy of any EPA determination concerning the similarity of the change to those listed at Rule 17-210.360(1)(e).
- (2) Upon receipt of such notifications the Department shall within 60 days correct the permit and provide a corrected copy to the owner.
- (3) For facilities subject to Chapter 62-213, F.A.C., a copy shall be provided to EPA and any approved local air program in the county where the facility or any part of the facility is located.
- (4) The Department shall incorporate requirements resulting from issuance of new or revised construction permits into existing operation permits issued pursuant to Chapter 62-213, F.A.C., if the construction permit revisions incorporate requirements of federally enforceable preconstruction review and if the applicant requests at the time of application that all of the requirements of Rule 62-213.430(1), F.A.C., be complied with in conjunction with the processing of the construction permit application.
[Rule 62-210.360, F.A.C.]

23. Reports.

- (3) Annual Operating Report for Air Pollutant Emitting Facility.
- (a) The Annual Operating Report for Air Pollutant Emitting Facility (DEP Form No. 62-210.900(5)) shall be completed each year.
 - (c) The annual operating report shall be submitted to the appropriate Department District or Department approved local air pollution control program office by March 1 of the following year unless otherwise indicated by permit condition or Department request.
- [Rule 62-210.370(3), F.A.C.]

24. Circumvention. No person shall circumvent any air pollution control device, or allow the emission of air pollutants without the applicable air pollution control device operating properly.
[Rule 62-210.650, F.A.C.]

25. Forms and Instructions. The forms used by the Department in the stationary source control program are adopted and incorporated by reference in this section. The forms are listed by rule number, which is also the form number, with the subject, title and effective date. Copies of forms may be obtained by writing to the Department of Environmental Protection, Division of Air Resources Management, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400.

- (1) Application for Air Permit - Long Form. Form and Instructions.
- (a) Acid Rain Part (Phase II), Form and Instructions.
 - 1. Repowering Extension Plan, Form and Instructions.
 - 2. New Unit Exemption, Form and Instructions.
 - 3. Retired Unit Exemption, Form and Instructions.
 - (b) Reserved.
- (5) Annual Operating Report (AOR) for Air Pollutant Emitting Facility, Form and Instructions.
[Rule 62-210.900, F.A.C.]

Chapter 62-213, F.A.C.

26. Annual Emissions Fee. Each Title V source permitted to operate in Florida must pay between January 15 and March 1 of each year, upon written notice from the Department, an annual emissions fee in accordance with Rule 62-213.205, F.A.C., and the appropriate form and associated instructions.
[Rules 62-213.205 and 62-213.900(1), F.A.C.]
27. Annual Emissions Fee. Failure to pay timely any required annual emissions fee, penalty, or interest constitutes grounds for permit revocation pursuant to Rule 62-4.100, F.A.C.
[Rule 62-213.205(1)(g), F.A.C.]
28. Annual Emissions Fee. Any documentation of actual hours of operation, actual material or heat input, actual production amount, or actual emissions used to calculate the annual emissions fee shall be retained by the owner for a minimum of five (5) years and shall be made available to the Department upon request.
[Rule 62-213.205(1)(j), F.A.C.]
29. Annual Emissions Fee. DEP Form 62-213.900(1), F.A.C., "Major Air Pollution Source Annual Emissions Fee Form", must be completed by the permittee and submitted with the annual emissions fee.
[Rule 62-213.205(4), F.A.C.]
30. Air Operation Permit Fees. After December 31, 1992, no permit application processing fee, renewal fee, modification fee or amendment fee is required for an operation permit for a Title V source.
[Rule 62-213.205(5), F.A.C.]
31. Permits and Permit Revisions Required. All Title V sources are subject to the permit requirements of Chapter 62-213, F.A.C.
[Rule 62-213.400, F.A.C.]
32. No Title V source may operate except in compliance with Chapter 62-213, F.A.C.
[Rule 62-213.400(1), F.A.C.]
33. Changes Without Permit Revision. Title V sources having a valid permit issued pursuant to Chapter 62-213, F.A.C., may make the following changes without permit revision, provided that sources shall maintain source logs or records to verify periods of operation in each alternative method of operation:
- (1) Permitted sources may change among those alternative methods of operation allowed by the source's permit as provided by the terms of the permit;
 - (2) Permitted sources may implement the terms or conditions of a new or revised construction permit if;
 - (a) The application for construction permit complied with the requirements of Rule 62-213.420(3) and (4), F.A.C.;
 - (b) The terms or conditions were subject to federally enforceable preconstruction review pursuant to Chapter 62-212, F.A.C.; and,
 - (c) The new or revised construction permit was issued after the Department and the applicant complied with all the requirements of Rule 62-213.430(1), F.A.C.;
 - (3) A permitted source may implement operating changes after the source submits any forms required by any applicable requirement and provides the Department and EPA with at least 7 days written notice prior to implementation. The source and the Department shall attach each notice to the relevant permit;
 - (a) The written notice shall include the date on which the change will occur, and a description of the change within the permitted source, the pollutants emitted and any change in emissions, and any term or condition becoming applicable or no longer applicable as a result of the change;
 - (b) The permit shield described in Rule 62-213.460, F.A.C., shall not apply to such changes;
 - (4) Permitted sources may implement changes involving modes of operation only in accordance with Rule 62-213.415, F.A.C.
[Rule 62-213.410, F.A.C.]

34. Immediate Implementation Pending Revision Process.

(1) Those permitted Title V sources making any change that constitutes a modification pursuant to paragraph (a) of the definition of modification at Rule 62-210.200, F.A.C., but which would not constitute a modification pursuant to paragraph (b) of the same definition, may implement such change prior to final issuance of a permit revision in accordance with Rule 62-213.412, F.A.C., provided the change:

- (a) Does not violate any applicable requirement;
- (b) Does not contravene any permit term or condition for monitoring, testing, recordkeeping or reporting, or any compliance certification requirement;
- (c) Does not require or change a case-by-case determination of an emission limitation or other standard, or a source-specific determination of ambient impacts, or a visibility or increment analysis under the provisions of Chapter 62-212 or 62-296, F.A.C.;
- (d) Does not seek to establish or change a permit term or condition for which there is no corresponding underlying applicable requirement and that the source has assumed to avoid an applicable requirement to which the source would otherwise be subject including any federally enforceable emissions cap or federally enforceable alternative emissions limit.

(2) A Title V source may immediately implement such changes after they have been incorporated into the terms and conditions of a new or revised construction permit issued pursuant to Chapter 62-212, F.A.C., and after the source provides to EPA, the Department, each affected state and any approved local air program having geographic jurisdiction over the source, a copy of the source's application for operation permit revision. The Title V source may conform its application for construction permit to include all information required by Rule 62-213.420, F.A.C., in lieu of submitting separate application forms.

(3) The Department shall process the application for operation permit revision in accordance with the provisions of Chapter 62-213, F.A.C., except that the Department shall issue a draft permit revision or a determination to deny the revision within 60 days of receipt of a complete application for operation permit revision or, if the Title V source has submitted a construction permit application conforming to the requirements of Rule 62-213.420, F.A.C., the Department shall issue a draft permit or a determination to deny the revision at the same time the Department issues its determination on issuance or denial of the construction permit application. The Department shall not take final action until all the requirements of Rule 62-213.430(1)(a), (c), (d), and (e), F.A.C., have been complied with.

(4) Pending final action on the operation permit revision application, the source shall implement the changes in accordance with the terms and conditions of the source's new or revised construction permit.

(5) The permit shield described in Rule 62-213.460, F.A.C., shall not apply to such changes until after the Department takes final action to issue the operation permit revision.

(6) If the Department denies the source's application for operation permit revision, the source shall cease implementation of the proposed changes.

[Rule 62-213.412, F.A.C.]

35. Permit Applications.

(1) Duty to Apply. For each Title V source, the owner or operator shall submit a timely and complete permit application in compliance with the requirements of Rules 62-213.420, 62-4.050(1) & (2), and 62-210.900, F.A.C.

(a) Timely Application.

3. For purposes of permit renewal, a timely application is one that is submitted in accordance with Rule 62-4.090, F.A.C.

(b) Complete Application.

1. Any applicant for a Title V permit, permit revision or permit renewal must submit an application on DEP Form No. 62-210.900(1), which must include all the information specified by Rule 62-213.420(3), F.A.C., except that an application for permit revision must contain only that information related to the proposed change. The applicant shall include information concerning fugitive emissions and stack emissions in the application. Each application for permit, permit revision or permit renewal shall be certified by a responsible official in accordance with Rule 62-213.420(4), F.A.C.

2. For those applicants submitting initial permit applications pursuant to Rule 62-213.420(1)(a)1., F.A.C., a complete application shall be an application that substantially addresses all the information required by the application form number 62-210.900(1), and such applications shall be deemed complete within sixty days of receipt of a signed and certified application unless the Department notifies the applicant of incompleteness within that time. For all other applicants, the applications shall be deemed complete sixty days after receipt, unless the Department, within sixty days after receipt of a signed application for permit, permit revision or permit renewal, requests additional documentation or information needed to process the application. An applicant making timely and complete application for permit, or timely application for permit renewal as described by Rule 62-4.090(1), F.A.C., shall continue to operate the source

under the authority and provisions of any existing valid permit or Florida Electrical Power Plant Siting Certification, provided the applicant complies with all the provisions of Rules 62-213.420(1)(b)3. and 4., F.A.C. Failure of the Department to request additional information within sixty days of receipt of a properly signed application shall not impair the Department's ability to request additional information pursuant to Rules 62-213.420(1)(b)3. and 4., F.A.C.

3. For those permit applications submitted pursuant to the provisions of Rule 62-213.420(1)(a)1., F.A.C., the Department shall notify the applicant if the Department becomes aware at any time during processing of the application that the application contains incorrect or incomplete information. The applicant shall submit the corrected or supplementary information to the Department within ninety days unless the applicant has requested and been granted additional time to submit the information. Failure of an applicant to submit corrected or supplementary information requested by the Department within ninety days or such additional time as requested and granted shall render the application incomplete.

4. For all applications other than those addressed at Rule 62-213.420(1)(b)3., F.A.C., should the Department become aware, during processing of any application that the application contains incorrect information, or should the Department become aware, as a result of comment from an affected State, an approved local air program, EPA, or the public that additional information is needed to evaluate the application, the Department shall notify the applicant within 30 days. When an applicant becomes aware that an application contains incorrect or incomplete information, the applicant shall submit the corrected or supplementary information to the Department. If the Department notifies an applicant that corrected or supplementary information is necessary to process the permit, and requests a response, the applicant shall provide the information to the Department within ninety days of the Department request unless the applicant has requested and been granted additional time to submit the information or, the applicant shall, within ninety days, submit a written request that the Department process the application without the information. Failure of an applicant to submit corrected or supplementary information requested by the Department within ninety days, or such additional time as requested and granted, or to demand in writing within ninety days that the application be processed without the information shall render the application incomplete. Nothing in this section shall limit any other remedies available to the Department.

[Rules 62-213.420(1)(a)3. and 62-213.420(1)(b)1., 2., 3. & 4., F.A.C.]

36. Confidential Information. Whenever an applicant submits information under a claim of confidentiality pursuant to Section 403.111, F.S., the applicant shall also submit a copy of all such information and claim directly to EPA.

[Rule 62-213.420(2), F.A.C.]

37. Standard Application Form and Required Information. Applications shall be submitted under Chapter 62-213, F.A.C., on forms provided by the Department and adopted by reference in Rule 62-210.900(1), F.A.C. The information as described in Rule 62-210.900(1), F.A.C., shall be included for the Title V source and each emissions unit. An application must include information sufficient to determine all applicable requirements for the Title V source and each emissions unit and to evaluate a fee amount pursuant to Rule 62-213.205, F.A.C.

[Rule 62-213.420(3), F.A.C.]

38. Certification by Responsible Official (RO). In addition to the professional engineering certification required for applications by Rule 62-4.050(3), F.A.C., any application form, report, compliance statement, compliance plan and compliance schedule submitted pursuant to Chapter 62-213, F.A.C., shall contain a certification signed by a responsible official that, based on information and belief formed after reasonable inquiry, the statements and information in the document are true, accurate, and complete.

[Rule 62-213.420(4), F.A.C.]

39.a. Permit Renewal and Expiration. Permits being renewed are subject to the same requirements that apply to permit issuance at the time of application for renewal. Permit renewal applications shall contain that information identified in Rules 62-210.900(1) and 62-213.420(3), F.A.C. Unless a Title V source submits a timely application for permit renewal in accordance with the requirements of Rule 62-4.090(1), F.A.C., the existing permit shall expire and the source's right to operate shall terminate.

b. Permit Revision Procedures. Permit revisions shall meet all requirements of Chapter 62-213, F.A.C., including those for content of applications, public participation, review by approved local programs and affected states, and review by EPA, as they apply to permit issuance and renewal, except that permit revisions for those activities implemented pursuant to Rule 62-213.412, F.A.C., need not meet the requirements of Rule 62-213.430(1)(b), F.A.C. The Department shall require permit revision in accordance with the provisions of Rule 62-4.080, F.A.C., and 40 CFR 70.7(f), whenever any source becomes

subject to any condition listed at 40 CFR 70.7(f)(1), hereby adopted and incorporated by reference. The below requirements from 40 CFR 70.7(f) are adopted and incorporated by reference in Rule 62-213.430(4), F.A.C.:

o 40 CFR 70.7(f): Reopening for Cause.

(1) This section contains provisions from 40 CFR 70.7(f) that specify the conditions under which a Title V permit shall be reopened prior to the expiration of the permit. A Title V permit shall be reopened and revised under any of the following circumstances:

- (i) Additional applicable requirements under the Act become applicable to a major Part 70 source with a remaining permit term of 3 or more years. Such a reopening shall be completed not later than 18 months after promulgation of the applicable requirement. No such reopening is required if the effective date of the requirement is later than the date on which the permit is due to expire, unless the original permit or any of its terms and conditions has been extended pursuant to 40 CFR 70.4(b)(10)(i) or (ii).
- (ii) Additional requirements (including excess emissions requirements) become applicable to an affected source under the acid rain program. Upon approved by the Administrator, excess emissions offset plans shall be deemed to be incorporated into the permit.
- (iii) The permitting authority or EPA determines that the permit contains a material mistake or that inaccurate statements were made in establishing the emissions standards or other terms or conditions of the permit.
- (iv) The Administrator or the permitting authority determines that the permit must be revised or revoked to assure compliance with the applicable requirements.

(2) Proceedings to reopen and issue a permit shall follow the same procedures as apply to initial permit issuance and shall affect only those parts of the permit for which cause to reopen exists. Such reopening shall be made as expeditiously as practicable.

(3) Reopenings under 40 CFR 70.7(f)(1) shall not be initiated before a notice of such intent is provided to the Part 70 source by the permitting authority at least 30 days in advance of the date that the permit is to be reopened, except that the permitting authority may provide a shorter time period in the case of an emergency.

[Rules 62-213.430(3) & (4), F.A.C.; and, 40 CFR 70.7(f)]

40. Permit Duration. Operation permits for Title V sources may not be extended as provided in Rule 62-4.080(3), F.A.C., if such extension will result in a permit term greater than five (5) years.

[Rule 62-213.440(1)(a), F.A.C.]

41. Monitoring Information. All records of monitoring information shall specify the date, place, and time of sampling or measurement and the operating conditions at the time of sampling or measurement, the date(s) analyses were performed, the company or entity that performed the analyses, the analytical techniques or methods used, and the results of such analyses.

[Rule 62-213.440(1)(b)2.a., F.A.C.]

42. Retention of Records. Retention of records of all monitoring data and support information shall be for a period of at least 5 years from the date of the monitoring sample, measurement, report, or application. Support information includes all calibration and maintenance records and all original strip-chart recordings for continuous monitoring instrumentation, and copies of all reports required by the permit.

[Rule 62-213.440(1)(b)2.b., F.A.C.]

43. Monitoring Reports. The permittee shall submit reports of any required monitoring at least every six (6) months. All instances of deviations from permit requirements must be clearly identified in such reports.

[Rule 62-213.440(1)(b)3.a., F.A.C.]

44. Deviation from Permit Requirements Reports. The permittee shall report in accordance with the requirements of Rules 62-210.700(6) and 62-4.130, F.A.C., any deviations from permit requirements, including those attributable to upset conditions as defined in the permit. Reports shall include the probable cause of such deviations, and any corrective actions or preventive measures taken.

[Rule 62-213.440(1)(b)3.b., F.A.C.]

45. Reports. All reports shall be accompanied by a certification by a responsible official, pursuant to Rule 62-213.420(4), F.A.C.

[Rule 62-213.440(1)(b)3.c., F.A.C.]

46. If any portion of the final permit is invalidated, the remainder of the permit shall remain in effect.

[Rule 62-213.440(1)(d)1., F.A.C.]

47. It shall not be a defense for a permittee in an enforcement action that maintaining compliance with any permit condition would necessitate halting of or reduction of the source activity.

[Rule 62-213.440(1)(d)3., F.A.C.]

48. A Title V source shall comply with all the terms and conditions of the existing permit until the Department has taken final action on any permit renewal or any requested permit revision, except as provided at Rule 62-213.412(2), F.A.C.

[Rule 62-213.440(1)(d)4., F.A.C.]

49. A situation arising from sudden and unforeseeable events beyond the control of the source which causes an exceedance of a technology-based emissions limitation because of unavoidable increases in emissions attributable to the situation and which requires immediate corrective action to restore normal operation, shall be an affirmative defense to an enforcement action in accordance with the provisions and requirements of 40 CFR 70.6(g)(2) and (3), hereby adopted and incorporated by reference.

[Rule 62-213.440(1)(d)5., F.A.C.]

50. Confidentiality Claims. Any permittee may claim confidentiality of any data or other information by complying with Rule 62-213.420(2), F.A.C.

[Rule 62-213.440(1)(d)6., F.A.C.]

51. Statement of Compliance. The permittee shall submit a statement of compliance with all terms and conditions of the permit. Such statement shall be submitted to the Department and EPA annually, or more frequently if specified by Rule 62-213.440(2), F.A.C., or by any other applicable requirement. The statement of compliance shall include the identity of each term or condition of the permit for which each unit has remained in compliance during the period covered by the statement. The statement shall include identification of all methods used to demonstrate compliance and identification of each term or condition of the permit for which any unit has not remained in compliance during the period covered by the statement. For each term or condition for which the source has not remained in compliance during the period covered by the statement, the statement shall also identify each unit not in compliance and each term and condition with which the unit was not in compliance and state the inclusive dates that the source was not in compliance, the actions taken to achieve compliance and the method used to demonstrate compliance. Such statement shall be accompanied by a certification by a responsible official, in accordance with Rule 62-213.420(4), F.A.C.

[Rule 62-213.440(3), F.A.C.]

52. Permit Shield. Except as provided in Chapter 62-213, F.A.C., compliance with the terms and conditions of a permit issued pursuant to Chapter 62-213, F.A.C., shall be deemed compliance with any applicable requirements in effect as of the date of permit issuance, provided that the source included such applicable requirements in the permit application. Nothing in Rule 62-213.460, F.A.C., or in any permit shall alter or affect the ability of EPA or the Department to deal with an emergency, the liability of an owner or operator of a source for any violation of applicable requirements prior to or at the time of permit issuance, or the requirements of the Federal Acid Rain Program.

[Rule 62-213.460, F.A.C.]

53. Forms and Instructions. The forms used by the Department in the Title V source operation program are adopted and incorporated by reference in Rule 62-213.900, F.A.C. The form is listed by rule number, which is also the form number, and with the subject, title, and effective date. Copies of forms may be obtained by writing to the Department of Environmental Protection, Division of Air Resources Management, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400, or by contacting the appropriate permitting authority.

(1) Major Air Pollution Source Annual Emissions Fee (AEF) Form.

[Rule 62-213.900(1), F.A.C.]

Chapter 62-256, F.A.C.

54. Not federally enforceable. Open Burning. This permit does not authorize any open burning nor does it constitute any waiver of the requirements of Chapter 62-256, F.A.C. Source shall comply with Chapter 62-256, F.A.C., for any open burning at the source.

[Chapter 62-256, F.A.C.]

Chapter 62-281, F.A.C.

55. Refrigerant Requirements. Any facility having refrigeration equipment, including air conditioning equipment, which uses a Class I or II substance (listed at 40 CFR 82, Subpart A, Appendices A and B), and any facility which maintains, services, or repairs motor vehicles using a Class I or Class II substance as refrigerant must comply with all requirements of 40 CFR 82, Subparts B and F, and with Rule 62-281.100, F.A.C. Those requirements include the following restrictions:

- (1) Any facility having any refrigeration equipment normally containing 50 (fifty) pounds of refrigerant, or more, must keep servicing records documenting the date and type of all service and the quantity of any refrigerant added pursuant to 40 CFR 82.166;
 - (2) No person repairing or servicing a motor vehicle may perform any service on a motor vehicle air conditioner (MVAC) involving the refrigerant for such air conditioner unless the person has been properly trained and certified as provided at 40 CFR 82.34 and 40 CFR 82.40, and properly uses equipment approved pursuant to 40 CFR 82.36 and 40 CFR 82.38, and complies with 40 CFR 82.42;
 - (3) No person may sell or distribute, or offer for sale or distribution, any substance listed as a Class I or Class II substance at 40 CFR 82, Subpart A, Appendices A and B, except in compliance with Rule 62-281.100, F.A.C., and 40 CFR 82.34(b), 40 CFR 82.42, and/or 40 CFR 82.166;
 - (4) No person maintaining, servicing, repairing, or disposing of appliances may knowingly vent or otherwise release into the atmosphere any Class I or Class II substance used as a refrigerant in such equipment and no other person may open appliances (except MVACs as defined at 40 CFR 82.152) for service, maintenance or repair unless the person has been properly trained and certified pursuant to 40 CFR 82.161 and unless the person uses equipment certified for that type of appliance pursuant to 40 CFR 82.158 and unless the person observes the practices set forth at 40 CFR 82.156 and 40 CFR 82.166;
 - (5) No person may dispose of appliances (except small appliances, as defined at 40 CFR 82.152) without using equipment certified for that type of appliance pursuant to 40 CFR 82.158 and without observing the practices set forth at 40 CFR 82.156 and 40 CFR 82.166;
 - (6) No person may recover refrigerant from small appliances, MVACs and MVAC-like appliances (as defined at 40 CFR 82.152), except in compliance with the requirements of 40 CFR 82, Subpart F.
- [40 CFR 82; and, Chapter 62-281, F.A.C. (Chapter 62-281, F.A.C., is not federally enforceable)]

Chapter 62-296, F.A.C.

56. Not federally enforceable until SIP approved. Industrial, Commercial, and Municipal Open Burning Prohibited. Open burning in connection with industrial, commercial, or municipal operations is prohibited, except when:

- (a) Open burning is determined by the Department to be the only feasible method of operation and is authorized by an air permit issued pursuant to Chapter 62-210 or 62-213, F.A.C.; or
- (b) An emergency exists which requires immediate action to protect human health and safety; or
- (c) A county or municipality would use a portable air curtain incinerator to burn yard trash generated by a hurricane, tornado, fire or other disaster and the air curtain incinerator would otherwise be operated in accordance with the permitting exemption criteria of Rule 62-210.300(3), F.A.C.

[Rule 62-296.320(3), F.A.C.]

57. Unconfined Emissions of Particulate Matter.

(4)(c)1. No person shall cause, let, permit, suffer or allow the emissions of unconfined particulate matter from any emissions unit whatsoever, including, but not limited to, vehicular movement, transportation of materials, construction, alteration, demolition or wrecking, or industrially related activities such as loading, unloading, storing or handling, without taking reasonable precautions to prevent such emission.

3. Reasonable precautions may include, but shall not be limited to the following:

- a. Paving and maintenance of roads, parking areas and yards.
- b. Application of water or chemicals to control emissions from such activities as demolition of buildings, grading roads, construction, and land clearing.
- c. Application of asphalt, water, oil, chemicals or other dust suppressants to unpaved roads, yards, open stock piles and similar emissions units.
- d. Removal of particulate matter from roads and other paved areas under the control of the owner or operator of the emissions unit to prevent reentrainment, and from buildings or work areas to prevent particulate from becoming airborne.
- e. Landscaping or planting of vegetation.
- f. Use of hoods, fans, filters, and similar equipment to contain, capture and/or vent particulate matter.
- g. Confining abrasive blasting where possible.
- h. Enclosure or covering of conveyor systems.

4. In determining what constitutes reasonable precautions for a particular facility, the Department shall consider the cost of the control technique or work practice, the environmental impacts of the technique or practice, and the degree of reduction of emissions expected from a particular technique or practice.

[Rules 62-296.320(4)(c)1., 3., & 4. F.A.C.]

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APPENDIX SS-1, STACK SAMPLING FACILITIES (version dated 10/07/96)

Stack Sampling Facilities Provided by the Owner of an Emissions Unit. This section describes the minimum requirements for stack sampling facilities that are necessary to sample point emissions units. Sampling facilities include sampling ports, work platforms, access to work platforms, electrical power, and sampling equipment support. Emissions units must provide these facilities at their expense. All stack sampling facilities must meet any Occupational Safety and Health Administration (OSHA) Safety and Health Standards described in 29 CFR Part 1910, Subparts D and E.

(a) Permanent Test Facilities. The owner or operator of an emissions unit for which a compliance test, other than a visible emissions test, is required on at least an annual basis, shall install and maintain permanent stack sampling facilities.

(b) Temporary Test Facilities. The owner or operator of an emissions unit that is not required to conduct a compliance test on at least an annual basis may use permanent or temporary stack sampling facilities. If the owner chooses to use temporary sampling facilities on an emissions unit, and the Department elects to test the unit, such temporary facilities shall be installed on the emissions unit within 5 days of a request by the Department and remain on the emissions unit until the test is completed.

(c) Sampling Ports.

1. All sampling ports shall have a minimum inside diameter of 3 inches.
2. The ports shall be capable of being sealed when not in use.
3. The sampling ports shall be located in the stack at least 2 stack diameters or equivalent diameters downstream and at least 0.5 stack diameter or equivalent diameter upstream from any fan, bend, constriction or other flow disturbance.
4. For emissions units for which a complete application to construct has been filed prior to December 1, 1980, at least two sampling ports, 90 degrees apart, shall be installed at each sampling location on all circular stacks that have an outside diameter of 15 feet or less. For stacks with a larger diameter, four sampling ports, each 90 degrees apart, shall be installed. For emissions units for which a complete application to construct is filed on or after December 1, 1980, at least two sampling ports, 90 degrees apart, shall be installed at each sampling location on all circular stacks that have an outside diameter of 10 feet or less. For stacks with larger diameters, four sampling ports, each 90 degrees apart, shall be installed. On horizontal circular ducts, the ports shall be located so that the probe can enter the stack vertically, horizontally or at a 45 degree angle.

5. On rectangular ducts, the cross sectional area shall be divided into the number of equal areas in accordance with EPA Method 1. Sampling ports shall be provided which allow access to each sampling point. The ports shall be located so that the probe can be inserted perpendicular to the gas flow.

(d) Work Platforms.

1. Minimum size of the working platform shall be 24 square feet in area. Platforms shall be at least 3 feet wide.

2. On circular stacks with 2 sampling ports, the platform shall extend at least 110 degrees around the stack.

3. On circular stacks with more than two sampling ports, the work platform shall extend 360 degrees around the stack.

4. All platforms shall be equipped with an adequate safety rail (ropes are not acceptable), toeboard, and hinged floor-opening cover if ladder access is used to reach the platform. The safety rail directly in line with the sampling ports shall be removable so that no obstruction exists in an area 14 inches below each sample port and 6 inches on either side of the sampling port.

(e) Access to Work Platform.

APPENDIX SS-1, STACK SAMPLING FACILITIES (version dated 10/07/96)
(continued)

1. Ladders to the work platform exceeding 15 feet in length shall have safety cages or fall arresters with a minimum of 3 compatible safety belts available for use by sampling personnel.

2. Walkways over free-fall areas shall be equipped with safety rails and toeboards.

(f) Electrical Power.

1. A minimum of two 120-volt AC, 20-amp outlets shall be provided at the sampling platform within 20 feet of each sampling port.

2. If extension cords are used to provide the electrical power, they shall be kept on the plant's property and be available immediately upon request by sampling personnel.

(g) Sampling Equipment Support.

1. A three-quarter inch eyebolt and an angle bracket shall be attached directly above each port on vertical stacks and above each row of sampling ports on the sides of horizontal ducts.

a. The bracket shall be a standard 3 inch x 3 inch x one-quarter inch equal-legs bracket which is 1 and one-half inches wide. A hole that is one-half inch in diameter shall be drilled through the exact center of the horizontal portion of the bracket. The horizontal portion of the bracket shall be located 14 inches above the centerline of the sampling port.

b. A three-eighth inch bolt which protrudes 2 inches from the stack may be substituted for the required bracket. The bolt shall be located 15 and one-half inches above the centerline of the sampling port.

c. The three-quarter inch eyebolt shall be capable of supporting a 500 pound working load. For stacks that are less than 12 feet in diameter, the eyebolt shall be located 48 inches above the horizontal portion of the angle bracket. For stacks that are greater than or equal to 12 feet in diameter, the eyebolt shall be located 60 inches above the horizontal portion of the angle bracket. If the eyebolt is more than 120 inches above the platform, a length of chain shall be attached to it to bring the free end of the chain to within safe reach from the platform.

2. A complete monorail or dualrail arrangement may be substituted for the eyebolt and bracket.

3. When the sample ports are located in the top of a horizontal duct, a frame shall be provided above the port to allow the sample probe to be secured during the test.

[Rule 62-297.310(6), F.A.C.]

TABLE 297.310-1
CALIBRATION SCHEDULE

ITEM	MINIMUM CALIBRATION FREQUENCY	REFERENCE INSTRUMENT	TOLERANCE
Liquid in glass thermometer	Annually	ASTM Hg in glass ref. thermometer or equivalent, or thermometric points	+/-2%
Bimetallic thermometer	Quarterly	Calib. liq. in glass thermometer	5 degrees F
Thermocouple	Annually	ASTM Hg in glass ref. thermometer, NBS calibrated reference and potentiometer	5 degrees F
Barometer	Monthly	Hg barometer or NOAA station	+/-1% scale
Pitot Tube	When required or when damaged	By construction or measurements in wind tunnel D greater than 16" and standard pitot tube	See EPA Method 2, Fig. 2-2 & 2-3
Probe Nozzles	Before each test or when nicked, dented, or corroded	Micrometer	+/-0.001" mean of at least three readings Max. deviation between readings .004"
Dry Gas Meter and Orifice Meter	1. Full Scale: When received, When 5% change observed, Annually 2. One Point: Semiannually 3. Check after each test series	Spirometer or calibrated wet test or dry gas test meter	2%
		Comparison check	5%

FIGURE 1--SUMMARY REPORT--GASEOUS AND OPACITY EXCESS EMISSION AND MONITORING SYSTEM PERFORMANCE (version dated 7/96)

[Note: This form is referenced in 40 CFR 60.7, Subpart A-General Provisions]

Pollutant (Circle One): SO₂ NO_x TRS H₂S CO Opacity

Reporting period dates: From _____ to _____

Company: _____

Emission Limitation: _____

Address: _____

Monitor Manufacturer: _____

Model No.: _____

Date of Latest CMS Certification or Audit: _____

Process Unit(s) Description: _____

Total source operating time in reporting period¹: _____

Emission data summary ¹	CMS performance summary ¹
1. Duration of excess emissions in reporting period due to:	1. CMS downtime in reporting period due to:
a. Startup/shutdown	a. Monitor equipment malfunctions
b. Control equipment problems	b. Non-Monitor equipment malfunctions
c. Process problems	c. Quality assurance calibration
d. Other known causes	d. Other known causes
e. Unknown causes	e. Unknown causes
2. Total duration of excess emissions	2. Total CMS Downtime
3. Total duration of excess emissions x (100) / [Total source operating time] % ²	3. [Total CMS Downtime] x (100) / [Total source operating time] % ²

¹ For opacity, record all times in minutes. For gases, record all times in hours.

² For the reporting period: If the total duration of excess emissions is 1 percent or greater of the total operating time or the total CMS downtime is 5 percent or greater of the total operating time, both the summary report form and the excess emission report described in 40 CFR 60.7(c) shall be submitted.

Note: On a separate page, describe any changes since last quarter in CMS, process or controls.

I certify that the information contained in this report is true, accurate, and complete.

Name: _____

Signature: _____ Date: _____

Title: _____

Appendix A-1, Abbreviations, Acronyms, Citations, and Identification Numbers (version dated 02/05/97)

Abbreviations and Acronyms:

°F: Degrees Fahrenheit
BACT: Best Available Control Technology
CFR: Code of Federal Regulations
DEP: State of Florida, Department of Environmental Protection
DARM: Division of Air Resource Management
EPA: United States Environmental Protection Agency
F.A.C.: Florida Administrative Code
F.S.: Florida Statute
ISO: International Standards Organization
LAT: Latitude
LONG: Longitude
MMBtu: million British thermal units
MW: Megawatt
ORIS: Office of Regulatory Information Systems
SOA: Specific Operating Agreement
UTM: Universal Transverse Mercator

Citations:

The following examples illustrate the methods used in this permit to abbreviate and cite the references of rules, regulations, guidance memorandums, permit numbers, and ID numbers.

Code of Federal Regulations:

Example: [40 CFR 60.334]

Where:	40	reference to	Title 40
	CFR	reference to	Code of Federal Regulations
	60	reference to	Part 60
	60.334	reference to	Regulation 60.334

Florida Administrative Code (F.A.C.) Rules:

Example: [Rule 62-213, F.A.C.]

Where:	62	reference to	Title 62
	62-213	reference to	Chapter 62-213
	62-213.205	reference to	Rule 62-213.205, F.A.C.

ISO: International Standards Organization refers to those conditions at 288 degrees K, 60 percent relative humidity, and 101.3 kilopascals pressure.

Appendix A-1, Abbreviations, Acronyms, Citations, and Identification Numbers
(version dated 02/05/97) (continued)

Identification Numbers:

Facility Identification (ID) Number:

Example: Facility ID No.: 1050221

Where:

105 = 3-digit number code identifying the facility is located in Polk County
0221 = 4-digit number assigned by state database.

Permit Numbers:

Example: 1050221-002-AV, or
1050221-001-AC

Where:

AC = Air Construction Permit
AV = Air Operation Permit (Title V Source)
105 = 3-digit number code identifying the facility is located in Polk County
0221 = 4-digit number assigned by permit tracking database
001 or 002 = 3-digit sequential project number assigned by permit tracking database

Example: PSD-FL-185
PA95-01
AC53-208321

Where:

PSD = Prevention of Significant Deterioration Permit
PA = Power Plant Siting Act Permit
AC = old Air Construction Permit numbering

RECEIVED Phase II Permit Application

Page 1

DEC 11 1995

BUREAU OF
AIR REGULATION

For more information, see instructions and refer to 40 CFR 72.30 and 72.31 and Chapter 62-214, F.A.C.

This submission is: ☒ New ☐ Revised

STEP 1
Identify the source by
plant name, State, and
ORIS code from NADB

Seminole Plant Name	FL State	00136 ORIS Code
------------------------	-------------	--------------------

STEP 2
Enter the boiler ID#
from NADB for each
affected unit, and
indicate whether a
repowering plan is
being submitted for
the unit by entering
"yes" or "no" at
column c. For new
units, enter the re-
quested information
in columns d and e

Compliance Plan				
a	b	c	d	e
Boiler ID#	Unit Will Hold Allow- ances in Accordance with 40 CFR 72.9(c)(1)	Repowering Plan	New Units Commence Operation Date	New Units Monitor Certification Deadline
U01	Yes	No	N/A	N/A
U02	Yes	No	N/A	N/A
	Yes			
	Yes			
	Yes			
	Yes			
	Yes			
	Yes			
	Yes			
	Yes			
	Yes			
	Yes			
	Yes			

STEP 3
Check the box if the
response in column c
of Step 2 is "Yes"
for any unit

☐

For each unit that will be repowered, the Repowering Extension Plan form is included and the Repowering Technology Petition form has been submitted or will be submitted by June 1, 1997.

Plant Name (from Step 1)

STEP 4

Read the standard requirements and certification, enter the name of the designated representative, and sign and date

Standard RequirementsPermit Requirements.

- (1) The designated representative of each Acid Rain source and each Acid Rain unit at the source shall:
 - (i) Submit a complete Acid Rain part application (including a compliance plan) under 40 CFR part 72, Rules 62-214.320 and 330, F.A.C. in accordance with the deadlines specified in Rule 62-214.320, F.A.C.; and
 - (ii) Submit in a timely manner any supplemental information that the permitting authority determines is necessary in order to review an Acid Rain part application and issue or deny an Acid Rain permit;
- (2) The owners and operators of each Acid Rain source and each Acid Rain unit at the source shall:
 - (i) Operate the unit in compliance with a complete Acid Rain part application or a superseding Acid Rain part issued by the permitting authority; and
 - (ii) Have an Acid Rain Part.

Monitoring Requirements.

- (1) The owners and operators and, to the extent applicable, designated representative of each Acid Rain source and each Acid Rain unit at the source shall comply with the monitoring requirements as provided in 40 CFR part 75, and Rule 62-214.420, F.A.C.
- (2) The emissions measurements recorded and reported in accordance with 40 CFR part 75 shall be used to determine compliance by the unit with the Acid Rain emissions limitations and emissions reduction requirements for sulfur dioxide and nitrogen oxides under the Acid Rain Program.
- (3) The requirements of 40 CFR part 75 shall not affect the responsibility of the owners and operators to monitor emissions of other pollutants or other emissions characteristics at the unit under other applicable requirements of the Act and other provisions of the operating permit for the source.

Sulfur Dioxide Requirements.

- (1) The owners and operators of each source and each Acid Rain unit at the source shall:
 - (i) Hold allowances, as of the allowance transfer deadline, in the unit's compliance subaccount (after deductions under 40 CFR 72.34(c)) not less than the total annual emissions of sulfur dioxide for the previous calendar year from the unit; and
 - (ii) Comply with the applicable Acid Rain emissions limitations for sulfur dioxide.
- (2) Each ton of sulfur dioxide emitted in excess of the Acid Rain emissions limitations for sulfur dioxide shall constitute a separate violation of the Act.
- (3) An Acid Rain unit shall be subject to the requirements under paragraph (1) of the sulfur dioxide requirements as follows:
 - (i) Starting January 1, 2000, an Acid Rain unit under 40 CFR 72.6(a)(2); or
 - (ii) Starting on the later of January 1, 2000 or the deadline for monitor certification under 40 CFR part 75, an Acid Rain unit under 40 CFR 72.6(a)(3).
- (4) Allowances shall be held in, deducted from, or transferred among Allowance Tracking System accounts in accordance with the Acid Rain Program.
- (5) An allowance shall not be deducted in order to comply with the requirements under paragraph (1)(i) of the sulfur dioxide requirements prior to the calendar year for which the allowance was allocated.
- (6) An allowance allocated by the Administrator under the Acid Rain Program is a limited authorization to emit sulfur dioxide in accordance with the Acid Rain Program. No provision of the Acid Rain Program, the Acid Rain permit application, the Acid Rain permit, or the written exemption under 40 CFR 72.7 and 72.8 and no provision of law shall be construed to limit the authority of the United States to terminate or limit such authorization.
- (7) An allowance allocated by the Administrator under the Acid Rain Program does not constitute a property right.

Nitrogen Oxides Requirements. The owners and operators of the source and each Acid Rain unit at the source shall comply with the applicable Acid Rain emissions limitation for nitrogen oxides.

Excess Emissions Requirements.

- (1) The designated representative of an Acid Rain unit that has excess emissions in any calendar year shall submit a proposed offset plan, as required under 40 CFR part 77.
- (2) The owners and operators of an Acid Rain unit that has excess emissions in any calendar year shall:
 - (i) Pay without demand the penalty required, and pay upon demand the interest on that penalty, as required by 40 CFR part 77; and
 - (ii) Comply with the terms of an approved offset plan, as required by 40 CFR part 77.

Recordkeeping and Reporting Requirements.

- (1) Unless otherwise provided, the owners and operators of the source and each Acid Rain unit at the source shall keep on site at the source each of the following documents for a period of 5 years from the date the document is created. This period may be extended for cause, at any time prior to the end of 5 years, in writing by the Administrator or permitting authority:
 - (i) The certificate of representation for the designated representative for the source and each Acid Rain unit at the source and all documents that demonstrate the truth of the statements in the certificate of representation, in accordance with Rule 62-214.350, F.A.C.; provided that the certificate and documents shall be retained on site at the source beyond such 5-year period until such documents are superseded because of the submission of a new certificate of representation changing the designated representative;
 - (ii) All emissions monitoring information, in accordance with 40 CFR part 75;
 - (iii) Copies of all reports, compliance certifications, and other submissions and all records made or required under the Acid Rain Program; and,

Plant Name (from Step 1)

Recordkeeping and Reporting Requirements (cont.)

(iv) Copies of all documents used to complete an Acid Rain part application and any other submission under the Acid Rain Program or to demonstrate compliance with the requirements of the Acid Rain Program.

(2) The designated representative of an Acid Rain source and each Acid Rain unit at the source shall submit the reports and compliance certifications required under the Acid Rain Program, including those under 40 CFR part 72 subpart I and 40 CFR part 75.

Liability.

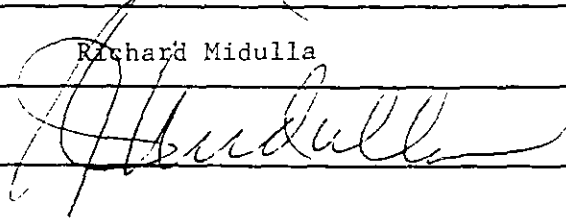
- (1) Any person who knowingly violates any requirement or prohibition of the Acid Rain Program, a complete Acid Rain part application, an Acid Rain part, or a written exemption under 40 CFR 72.7 or 72.8, including any requirement for the payment of any penalty owed to the United States, shall be subject to enforcement pursuant to section 113(c) of the Act.
- (2) Any person who knowingly makes a false, material statement in any record, submission, or report under the Acid Rain Program shall be subject to criminal enforcement pursuant to section 113(c) of the Act and 18 U.S.C. 1001.
- (3) No permit revision shall excuse any violation of the requirements of the Acid Rain Program that occurs prior to the date that the revision takes effect.
- (4) Each Acid Rain source and each Acid Rain unit shall meet the requirements of the Acid Rain Program.
- (5) Any provision of the Acid Rain Program that applies to an Acid Rain source (including a provision applicable to the designated representative of an Acid Rain source) shall also apply to the owners and operators of such source and of the Acid Rain units at the source.
- (6) Any provision of the Acid Rain Program that applies to an Acid Rain unit (including a provision applicable to the designated representative of an Acid Rain unit) shall also apply to the owners and operators of such unit. Except as provided under 40 CFR 72.44 (Phase II repowering extension plans), and except with regard to the requirements applicable to units with a common stack under 40 CFR part 75 (including 40 CFR 75.16, 75.17, and 75.18), the owners and operators and the designated representative of one Acid Rain unit shall not be liable for any violation by any other Acid Rain unit of which they are not owners or operators or the designated representative and that is located at a source of which they are not owners or operators or the designated representative.
- (7) Each violation of a provision of 40 CFR parts 72, 73, 75, 77, and 78 by an Acid Rain source or Acid Rain unit, or by an owner or operator or designated representative of such source or unit, shall be a separate violation of the Act.

Effect on Other Authorities. No provision of the Acid Rain Program, an Acid Rain part application, an Acid Rain part, or a written exemption under 40 CFR 72.7 or 72.8 shall be construed as:

- (1) Except as expressly provided in title IV of the Act, exempting or excluding the owners and operators and, to the extent applicable, the designated representative of an Acid Rain source or Acid Rain unit from compliance with any other provision of the Act, including the provisions of title I of the Act relating to applicable National Ambient Air Quality Standards or State Implementation Plans;
- (2) Limiting the number of allowances a unit can hold; *provided*, that the number of allowances held by the unit shall not affect the source's obligation to comply with any other provisions of the Act;
- (3) Requiring a change of any kind in any State law regulating electric utility rates and charges, affecting any State law regarding such State regulation, or limiting such State regulation, including any prudence review requirements under such State law;
- (4) Modifying the Federal Power Act or affecting the authority of the Federal Energy Regulatory Commission under the Federal Power Act; or,
- (5) Interfering with or impairing any program for competitive bidding for power supply in a State in which such program is established.

Certification

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	Richard Midulla	
Signature		Date 12/5/95



Certificate of Representation

Page 1

For more information, see instructions and refer to 40 CFR 72.24

This submission is: ☒ New ☐ Revised

STEP 1
Identify the source by
plant name, State, and
ORIS code from NADB

Plant Name	Seminole Power Plant Boilers 1 & 2	State	FL	ORIS Code	136
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STEP 2
Enter requested
information for the
designated
representative

Name	Richard J. Midulla				
Address	Seminole Electric Cooperative, Inc. P. O. Box 272000 Tampa, FL 33688-2000				
Phone Number	(813) 963-0994		Fax Number	(813) 264-7906	

STEP 3
Enter requested
information for the
alternate designated
representative
(optional)

Name	Michael P. Opalinski				
Address	Seminole Electric Cooperative, Inc. P. O. Box 272000 Tampa, FL 33688-2000				
Phone Number	(813) 963-0994		Fax Number	(813) 264-7906	

STEP 4
Complete Step 5, read
the certifications and
sign and date

I certify that I was selected as the designated representative or alternate designated representative, as applicable, by an agreement binding on the owners and operators of the affected source and each affected unit at the source.

I certify that I have given notice of the agreement, selecting me as the designated representative or alternate designated representative, as applicable for the affected source and each affected unit at the source identified in this certificate of representation, daily for a period of one week in a newspaper of general circulation in the area where the source is located or in a State publication designed to give general public notice.

I certify that I have all necessary authority to carry out my duties and responsibilities under the Acid Rain Program on behalf of the owners and operators of the affected source and of each affected unit at the source and that each such owner and operator shall be fully bound by my actions, inactions, or submissions.

I certify that I shall abide by any fiduciary responsibilities imposed by the agreement by which I was selected as designated representative or alternate designated representative, as applicable.

I certify that the owners and operators of the affected source and of each affected unit at the source shall be bound by any order issued to me by the Administrator, the permitting authority, or a court regarding the source or unit.

Where there are multiple holders of a legal or equitable title to, or a leasehold interest in, an affected unit, or where a utility or industrial customer purchases power from an affected unit under life-of-the-unit, firm power contractual arrangements, I certify that:

I have given a written notice of my selection as the designated representative or alternate designated representative, as applicable, and of the agreement by which I was selected to each owner and operator of the affected source and of each affected unit at the source; and

Allowances and the proceeds of transactions involving allowances will be deemed to be held or distributed in proportion to each holder's legal, equitable, leasehold, or contractual reservation or entitlement or, if such multiple holders have expressly provided for a different distribution of allowances by contract, that allowances and the proceeds of transactions involving allowances will be deemed to be held or distributed in accordance with the contract.

The agreement by which I was selected as the alternate designated representative includes a procedure for the owners and operators of the source and affected units at the source to authorize the alternate designated representative to act in lieu of the designated representative.

Certification

I am authorized to make this submission on behalf of the owners and operators of the affected source or affected 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.

Signature (designated representative)	Date 3/1/94
Signature (alternate)	Date 3/1/94

STEP 5

Provide the name of every owner and operator of the source and each affected unit at the source. Identify the units they own and/or operate by boiler ID# from NADB. For owners only, identify each state or local utility regulatory authority with jurisdiction over each owner

Name Seminole Electric Cooperative, Inc.						<input checked="" type="checkbox"/> Owner	<input type="checkbox"/> Operator
ID# 1	ID#	ID#	ID#	ID#	ID#	ID#	
ID#	ID#	ID#	ID#	ID#	ID#	ID#	
Regulatory Authorities Seminole Electric Board of Trustees and REA							

Name Seminole Electric Cooperative, Inc.						<input type="checkbox"/> Owner	<input checked="" type="checkbox"/> Operator
ID# 2	ID#	ID#	ID#	ID#	ID#	ID#	
ID#	ID#	ID#	ID#	ID#	ID#	ID#	
Regulatory Authorities							

Name						<input type="checkbox"/> Owner	<input type="checkbox"/> Operator
ID#	ID#	ID#	ID#	ID#	ID#	ID#	
ID#	ID#	ID#	ID#	ID#	ID#	ID#	
Regulatory Authorities							

Name						<input type="checkbox"/> Owner	<input type="checkbox"/> Operator
ID#	ID#	ID#	ID#	ID#	ID#	ID#	
ID#	ID#	ID#	ID#	ID#	ID#	ID#	
Regulatory Authorities							

40 CFR 60 Subpart A-General Provisions (Version dated 07/23/97)

These conditions are based on the July 1996 CFR version.

[Applicability note: These conditions are for an NSPS emissions unit (a.k.a. "federal facility") that has been built and has conducted the initial performance test(s) in accordance with 40 CFR 60.8.]

{Note: Rule 62-204.800(d), F.A.C., did not adopt/incorporate 40 CFR 60.4, 40 CFR 60.16, and 40 CFR 60.17.}

1. Definitions. For the purposes of Rule 62-204.800(7), F.A.C., the definitions contained in the various provisions of 40 CFR 60, shall apply except that the term "Administrator" when used in 40 CFR 60, shall mean the Secretary or the Secretary's designee.

[40 CFR 60.2; Rule 62-204.800(7)(a), F.A.C.]

40 CFR 60.7 Notification and record keeping.

2. The owner or operator subject to the provisions of 40 CFR 60 shall furnish the Administrator written notification as follows:

(4) A notification of any physical or operational change to an existing facility which may increase the emission rate of any air pollutant to which a standard applies, unless that change is specifically exempted under an applicable subpart or in 40 CFR 60.14(e). This notice shall be postmarked 60 days or as soon as practicable before the change is commenced and shall include information describing the precise nature of the change, present and proposed emission control systems, productive capacity of the facility before and after the change, and the expected completion date of the change. The Administrator may request additional relevant information subsequent to this notice.

[40 CFR 60.7(a)(4)]

3. The owner or operator subject to the provisions of 40 CFR 60 shall maintain records of the occurrence and duration of any startup, shutdown, or malfunction in the operation of an affected facility; any malfunction of the air pollution control equipment; or, any periods during which a continuous monitoring system or monitoring device is inoperative.

[40 CFR 60.7(b)]

4. Each owner or operator required to install a continuous monitoring system (CMS) or monitoring device shall submit an excess emissions and monitoring systems performance report (excess emissions are defined in applicable subparts) and/or a summary report form [see 40 CFR 60.7(d)] to the Administrator semiannually, except when: more frequent reporting is specifically required by an applicable subpart; or, the CMS data are to be used directly for compliance determination, in which case quarterly reports shall be submitted; or, the Administrator, on a case-by-case basis, determines that more frequent reporting is necessary to accurately assess the compliance status of the source. All reports shall be postmarked by the 30th day following the end of each calendar half (or quarter, as appropriate).

Written reports of excess emissions shall include the following information:

(1) The magnitude of excess emissions computed in accordance with 40 CFR 60.13(h), any conversion factor(s) used, and the date and time of commencement and completion of each time period of excess emissions. The process operating time during the reporting period.

(2) Specific identification of each period of excess emissions that occurs during startups, shutdowns, and malfunctions of the affected facility. The nature and cause of any malfunction (if known), the corrective action taken or preventative measures adopted.

- (3) The date and time identifying each period during which the continuous monitoring system was inoperative except for zero and span checks and the nature of the system repairs or adjustments.
 - (4) When no excess emissions have occurred or the continuous monitoring system(s) have not been inoperative, repaired, or adjusted, such information shall be stated in the report.
- [40 CFR 60.7(c)(1), (2), (3), and (4)]

5. The summary report form shall contain the information and be in the format shown in Figure 1 (attached) unless otherwise specified by the Administrator. One summary report form shall be submitted for each pollutant monitored at each affected facility.

(1) If the total duration of excess emissions for the reporting period is less than 1 percent of the total operating time for the reporting period and CMS downtime for the reporting period is less than 5 percent of the total operating time for the reporting period, only the summary report form shall be submitted and the excess emission report described in 40 CFR 60.7(c) need not be submitted unless requested by the Administrator.

(2) If the total duration of excess emissions for the reporting period is 1 percent or greater of the total operating time for the reporting period or the total CMS downtime for the reporting period is 5 percent or greater of the total operating time for the reporting period, the summary report form and the excess emission report described in 40 CFR 60.7(c) shall both be submitted.

{See attached Figure 1: Summary Report-Gaseous and Opacity Excess Emission and Monitoring System Performance} (electronic file name: figure1.doc)

[40 CFR 60.7(d)(1) and (2)]

6. (1) Notwithstanding the frequency of reporting requirements specified in 40 CFR 60.7(c), an owner or operator who is required by an applicable subpart to submit excess emissions and monitoring systems performance reports (and summary reports) on a quarterly (or more frequent) basis may reduce the frequency of reporting for that standard to semiannual if the following conditions are met:

(i) For 1 full year (e.g., 4 quarterly or 12 monthly reporting periods) the affected facility's excess emissions and monitoring systems reports submitted to comply with a standard under this part continually demonstrate that the facility is in compliance with the applicable standard;

(ii) The owner or operator continues to comply with all recordkeeping and monitoring requirements specified in 40 CFR 60, Subpart A, and the applicable standard; and

(iii) The Administrator does not object to a reduced frequency of reporting for the affected facility, as provided in 40 CFR 60.7(e)(2).

(2) The frequency of reporting of excess emissions and monitoring systems performance (and summary) reports may be reduced only after the owner or operator notifies the Administrator in writing of his or her intention to make such a change and the Administrator does not object to the intended change. In deciding whether to approve a reduced frequency of reporting, the Administrator may review information concerning the source's entire previous performance history during the required recordkeeping period prior to the intended change, including performance test results, monitoring data, and evaluations of an owner or operator's conformance with operation and maintenance requirements. Such information may be used by the Administrator to make a judgment about the source's potential for noncompliance in the future. If the Administrator disapproves the owner or operator's request to reduce the frequency of reporting, the Administrator will notify the owner or operator in writing within 45 days after receiving notice of the owner or operator's intention. The notification from the Administrator to the owner or operator will specify the grounds on which the disapproval is based. In the absence of a notice of disapproval within 45 days, approval is automatically granted.

(3) As soon as monitoring data indicate that the affected facility is not in compliance with any emission limitation or operating parameter specified in the applicable standard, the frequency of reporting shall revert to the frequency specified in the applicable standard, and the owner or operator shall submit an excess emissions and monitoring systems performance report (and summary report, if required) at the next appropriate reporting period following the noncomplying event. After

demonstrating compliance with the applicable standard for another full year, the owner or operator may again request approval from the Administrator to reduce the frequency of reporting for that standard as provided for in 40 CFR 60.7(e)(1) and (e)(2).

[40 CFR 60.7(e)(1)]

7. Any owner or operator subject to the provisions of 40 CFR 60 shall maintain a file of all measurements, including continuous monitoring system, monitoring device, and performance testing measurements; all continuous monitoring system performance evaluations; all continuous monitoring system or monitoring device calibration checks; adjustments and maintenance performed on these systems or devices; and, all other information required by 40 CFR 60 recorded in a permanent form suitable for inspection. The file shall be retained for at least 5 (five) years following the date of such measurements, maintenance, reports, and records.

[40 CFR 60.7(f); Rule 62-213.440(1)(b)2.b., F.A.C.]

40 CFR 60.8 Performance tests.

8. Performance tests shall be conducted under such conditions as the Administrator shall specify to the plant operator based on representative performance of the affected facility. The owner or operator shall make available to the Administrator such records as may be necessary to determine the conditions of the performance tests. Operations during periods of startup, shutdown, and malfunction shall not constitute representative conditions for the purpose of a performance test nor shall emissions in excess of the level of the applicable emission limit during periods of startup, shutdown, and malfunction be considered a violation of the applicable emission limit unless otherwise specified in the applicable standard.

[40 CFR 60.8(c)]

40 CFR 60.11 Compliance with standards and maintenance requirements.

9. Compliance with standards in 40 CFR 60, other than opacity standards, shall be determined only by performance tests established by 40 CFR 60.8, unless otherwise specified in the applicable standard.

[40 CFR 60.11(a)]

10. Compliance with opacity standards in 40 CFR 60 shall be determined by conducting observations in accordance with Reference Method 9 in Appendix A of 40 CFR 60, any alternative method that is approved by the Administrator, or as provided in 40 CFR 60.11(e)(5).

[40 CFR 60.11(b)]

11. The opacity standards set forth in 40 CFR 60 shall apply at all times except during periods of startup, shutdown, malfunction, and as otherwise provided in the applicable standard.

[40 CFR 60.11(c)]

12. At all times, including periods of startup, shutdown, and malfunction, owners and operators shall, to the extent practicable, maintain and operate any affected facility including associated air pollution control equipment in a manner consistent with good air pollution control practice for minimizing emissions. Determination of whether acceptable operating and maintenance procedures are being used will be based on information available to the Administrator which may include, but is not limited to, monitoring results, opacity observations, review of operating and maintenance procedures, and inspection of the source.

[40 CFR 60.11(d)]

13. The owner or operator of an affected facility subject to an opacity standard may submit, for compliance purposes, continuous opacity monitoring system (COMS) data results produced during any performance test required under 40 CFR 60.8 in lieu of EPA Method 9 observation data. If an owner or operator elects to submit COMS data for compliance with the opacity standard, he or she shall notify the

Administrator of that decision, in writing, at least 30 days before any performance test required under 40 CFR 60.8 is conducted. Once the owner or operator of an affected facility has notified the Administrator to that effect, the COMS data results will be used to determine opacity compliance during subsequent tests required under 40 CFR 60.8 until the owner or operator notifies the Administrator, in writing, to the contrary. For the purpose of determining compliance with the opacity standard during a performance test required under 40 CFR 60.8 using COMS data, the minimum total time of COMS data collection shall be averages of all 6-minute continuous periods within the duration of the mass emission performance test. Results of the COMS opacity determinations shall be submitted along with the results of the performance test required under 60.8. The owner or operator of an affected facility using a COMS for compliance purposes is responsible for demonstrating that the COMS meets the requirements specified in 40 CFR 60.13(c), that the COMS has been properly maintained and operated, and that the resulting data have not been altered in any way. If COMS data results are submitted for compliance with the opacity standard for a period of time during which EPA Method 9 data indicates noncompliance, the EPA Method 9 data will be used to determine opacity compliance.

[40 CFR 60.11(e)(5)]

40 CFR 60.12 Circumvention.

14. No owner or operator subject to the provisions of 40 CFR 60 shall build, erect, install, or use any article, machine, equipment or process, the use of which conceals an emission which would otherwise constitute a violation of an applicable standard. Such concealment includes, but is not limited to, the use of gaseous diluents to achieve compliance with an opacity standard or with a standard which is based on the concentration of a pollutant in the gases discharged to the atmosphere.

[40 CFR 60.12]

40 CFR 60.13 Monitoring requirements.

15. For the purposes of 40 CFR 60.13, all continuous monitoring systems (CMS) required under applicable subparts shall be subject to the provisions of 40 CFR 60.13 upon promulgation of performance specifications for continuous monitoring systems under Appendix B of 40 CFR 60 and, if the continuous monitoring system is used to demonstrate compliance with emission limits on a continuous basis, Appendix F of 40 CFR 60, unless otherwise specified in an applicable subpart or by the Administrator. Appendix F is applicable December 4, 1987.

[40 CFR 60.13(a)]

16. If the owner or operator of an affected facility elects to submit continuous opacity monitoring system (COMS) data for compliance with the opacity standard as provided under 40 CFR 60.11(e)(5), he shall conduct a performance evaluation of the COMS as specified in Performance Specification 1, Appendix B, of 40 CFR 60 before the performance test required under 40 CFR 60.8 is conducted. Otherwise, the owner or operator of an affected facility shall conduct a performance evaluation of the COMS or continuous emission monitoring system (CEMS) during any performance test required under 40 CFR 60.8 or within 30 days thereafter in accordance with the applicable performance specification in Appendix B of 40 CFR 60. The owner or operator of an affected facility shall conduct COMS or CEMS performance evaluations at such other times as may be required by the Administrator under section 114 of the Act.

(1) The owner or operator of an affected facility using a COMS to determine opacity compliance during any performance test required under 60.8 and as described in 40 CFR 60.11(e)(5) shall furnish the Administrator two or, upon request, more copies of a written report of the results of the COMS performance evaluation described in 40 CFR 60.13(c) at least 10 days before the performance test required under 60.8 is conducted.

[40 CFR 60.13(c)(1)]

spaced over each 1-hour period. Data recorded during periods of continuous monitoring system breakdowns, repairs, calibration checks, and zero and span adjustments shall not be included in the data averages computed under this paragraph. An arithmetic or integrated average of all data may be used. The data may be recorded in reduced or non reduced form (e.g., ppm pollutant and percent O₂ or ng/J of pollutant). All excess emissions shall be converted into units of the standard using the applicable conversion procedures specified in subparts. After conversion into units of the standard, the data may be rounded to the same number of significant digits as used in the applicable subparts to specify the emission limit (e.g., rounded to the nearest 1 percent opacity).
[40 CFR 60.13(h)]

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