

Department of Environmental Protection

Jeb Bush
Governor

Southwest District
3804 Coconut Palm Drive
Tampa, Florida 33619

David B. Struhs
Secretary

CERTIFIED MAIL

In the Matter of an Application
for Permit by:
Mr. Richard Bond
Chief Administrative Officer
Monaco Coach Corporation
Wildwood Service Center
606 Nelson's Parkway
Wakarusa, IN 46573

DEP File No.: 1190038-001-AC
County: Sumter

INTENT TO ISSUE PERMIT

The Department of Environmental Protection gives notice of its intent to issue a permit (copy attached) for the proposed project as detailed in the application specified above, for the reasons stated below.

The applicant, Monaco Coach Corporation, applied on July 25, 2002, to the Department of Environmental Protection for a permit to construct a recreational vehicle service and painting facility located at the corner of CR 156 and CR 179, Wildwood, Sumter County, FL.

The Department has permitting jurisdiction under Section 403.087, Florida Statutes (F.S.). The project is not exempt from permitting procedures. The Department has determined that a construction permit is required for the proposed work.

The Department intends to issue this permit based on the belief reasonable assurances have been provided to indicate the proposed project will comply with the appropriate provisions of Florida Administrative Code (F.A.C.) Chapters 62-204 through 62-297 & 62-4.

Pursuant to Section 403.815, F.S., you (the applicant) are required to publish at your own expense the enclosed Notice of Intent to Issue Permit. The notice will be published one time only within 30 days of receipt of this Intent to Issue, in the legal ad section of a newspaper of general circulation in the area affected. For the purposes of this rule "publication in a newspaper of general circulation in the affected area" means publication in a newspaper meeting the requirements of Sections 50.011 and 50.031, F.S., in the county where the activity is to take place. Where there is more than one newspaper of general circulation in the county, the newspaper used must be one with

Electronic File : 1190038001int.doc

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"More Protection, Less Process"

Printed on recycled paper.

significant circulation in the area that may be affected by the permit. If you are uncertain that a newspaper meets these requirements, please contact the Department at the address or telephone number listed above. The applicant shall provide proof of publication to the Department, at 3804 Coconut Palm Drive, Tampa Florida 33619 within 7 days of publication. Failure to publish the notice and provide proof of publication within the allotted time may result in the denial of the permit.

The Department 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., before the deadline for filing a petition. The procedures for petitioning for a hearing are set forth below.

A person whose substantial interests are affected by the proposed permitting decision may petition for an administrative proceeding (hearing) under Sections 120.569 and 120.57, F.S. The petition must contain the information set forth below and must be filed in the Office of General Counsel of the Department at 3900 Commonwealth Boulevard, Mail Station 35, Tallahassee, Florida, 32399-3000. Petitions filed by the permit applicant or any of the parties listed below must be filed within 14 days of receipt of this notice of intent. Petitions filed by any persons other than those entitled to written notice under Section 120.60(3), F.S., must be filed within 14 days of publication of the public notice or within 14 days of receipt of this notice of intent, whichever occurs first. Under Section 120.60(3), F.S., however, any person who asked the Department for notice of agency action may file a petition within 14 days of receipt of that notice, regardless of the date of publication. A petitioner shall 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 28-106.205, F.A.C.

A petition that disputes the material facts on which the Department's action is based must contain the following information:

- (a) The name and address of each agency affected and each agency's file or identification number, if known;
- (b) The name, address, and telephone number of the petitioner, the name, address, and telephone number of the petitioner's representative, if any, which shall be the address for service purposes during the course of the proceeding; and an explanation of how the petitioner's substantial interests will be affected by the agency determination;
- (c) A statement of how and when petitioner received notice of the agency action or proposed action;

- (d) A statement of all disputed issues of material fact. If there are none, the petition must so indicate;
- (e) A concise statement of the ultimate facts alleged, including the specific facts the petitioner contends warrant reversal or modification of the agency's action; and
- (f) A statement of specific rules or statutes the petitioner contends require reversal or modification of the agency's proposed action; and
- (g) A statement of the relief sought by the petitioner, stating precisely the action petitioner wishes the agency to take with respect to the agency's proposed action.

A petition that does not dispute the material facts upon which the Department's action is based shall state that no such facts are in dispute and otherwise shall contain the same information as set forth above, as required by Rule 28-106.301, F.A.C.

Because the administrative hearing process is designed to formulate final agency action, the filing of a petition means that the Department'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 Department on the application have the right to petition to become a party to the proceeding, in accordance with the requirements set forth above.

Mediation is not available in this proceeding.

In addition to the above, a person subject to regulation has a right to apply 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, 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.

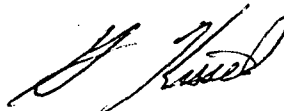
The Department will grant a variance or waiver when the petition demonstrates both that the application of the rule would create a substantial hardship or violate principles of fairness, as each of those terms is defined in Section 120.542(2), F.S., and that the purpose of the underlying statute will 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 EPA and by the person under the Clean Air Act unless and until Administrator separately approves any variance or waiver in accordance with the procedures of the federal program.

Any person listed below may request to obtain additional information, a copy of the application (except for information entitled to confidential treatment pursuant to Section 403.111, F.S.), all relevant supporting materials, and all other materials available to the Department that are relevant to the permit decision. In addition any person may send written comments on the proposed permitting action. All requests and comments should be sent to this office at the address referenced above to the attention of Mr. Jason Waters (phone no. 813-744-6100 ext. 105) referencing Permit File No. 1190038-001-AC. All comments received within 14 days of receipt of this Intent to Issue will be considered in the Department's final determination.

Executed in Tampa, Florida.

STATE OF FLORIDA DEPARTMENT
OF ENVIRONMENTAL PROTECTION



Gerald J. Kissel, P.E.
District Air Program Administrator

Attachment

Monaco Coach Corporation
Wildwood Service Center
1190038-001-AC

cc: Mr. J. A. W. Davis, P.E.
P.O. Box 720
Webster, FL 33597

CERTIFICATE OF SERVICE

The undersigned duly designated deputy clerk hereby certifies that this INTENT TO ISSUE was sent to the addressee by certified mail and all copies were sent by regular mail before the close of business on AUG 22 2002 to the listed persons, unless otherwise noted.

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


Clerk

AUG 22 2002
Date

U.S. Postal Service
CERTIFIED MAIL RECEIPT
(Domestic Mail Only; No Insurance Coverage Provided)

OFFICIAL USE

7001 1940 0006 5795 0714

Mr. Richard Bond
Chief Administrative Officer
Monaco Coach Corporation
(Enc) Wildwood Service Center
Re: 606 Nelson's Parkway
(Enc) Wakarusa, IN 46573
To

AUG 22 2002

See

Street, Apt. No.;
or PO Box No.

City, State, ZIP+ 4

STATE OF FLORIDA
DEPARTMENT OF ENVIRONMENTAL PROTECTION
NOTICE OF INTENT TO ISSUE PERMIT

The Department of Environmental Protection gives notice of its intent to issue an air pollution construction permit (Permit File No. 1190038-001-AC) to Monaco Coach Corporation for the construction of a synthetically limited recreational vehicle service and painting facility located at the corner of County Road 156 and County Road 179, Wildwood, Sumter County. MAILING ADDRESS: Monaco Coach Corporation, 606 Nelson's Parkway, Wakarusa, IN 46573 to the attention of Mr. Richard Bond.

The Department 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., before the deadline for filing a petition. The procedures for petitioning for a hearing are set forth below.

A person whose substantial interests are affected by the proposed permitting decision may petition for an administrative proceeding (hearing) under Sections 120.569 and 120.57, F.S. The petition must contain the information set forth below and must be filed in the Office of General Counsel of the Department at 3900 Commonwealth Boulevard, Mail Station 35, Tallahassee, Florida, 32399-3000. Petitions filed by the permit applicant or any of the parties listed below must be filed within fourteen days of receipt of this notice of intent. Petitions filed by any persons other than those entitled to written notice under Section 120.60(3), F.S., must be filed within fourteen days of publication of the public notice or within fourteen days of receipt of this notice of intent, whichever occurs first. Under Section 120.60(3), F.S., however, any person who asked the Department for notice of agency action may file a petition within fourteen days of receipt of that notice, regardless of the date of publication. A petitioner shall 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 28-106.205, F.A.C.

A petition that disputes the material facts on which the Department's action is based must contain the following information:

- (a) The name and address of each agency affected and each agency's file or identification number, if known;
- (b) The name, address, and telephone number of the petitioner, the name, address, and telephone number of the petitioner's representative, if any, which shall be the address for service purposes during the course of the proceeding; and an explanation of how the petitioner's substantial interests will be affected by the agency determination;
- (c) A statement of how and when petitioner received notice of the agency action or proposed action;

- (d) A statement of all disputed issues of material fact. If there are none, the petition must so indicate;
- (e) A concise statement of the ultimate facts alleged, including the specific facts the petitioner contends warrant reversal or modification of the agency's action; and
- (f) A statement of specific rules or statutes the petitioner contends require reversal or modification of the agency's proposed action; and
- (g) A statement of the relief sought by the petitioner, stating precisely the action petitioner wishes the agency to take with respect to the agency's proposed action.

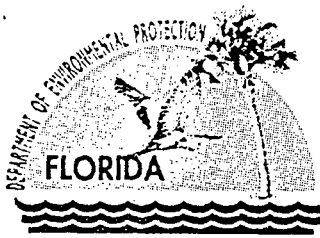
A petition that does not dispute the material facts upon which the Department's action is based shall state that no such facts are in dispute and otherwise shall contain the same information as set forth above, as required by Rule 28-106.301, F.A.C.

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

Mediation is not available in this proceeding.

The application 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 8407 Laurel Fair Circle, Tampa, Florida.

Any person may request to obtain additional information, a copy of the application (except for information entitled to confidential treatment pursuant to Section 403.111, F.S.), all relevant supporting materials, a copy of the permit draft, and all other materials available to the Department that are relevant to the permit decision. Additionally, the Department will accept written comments concerning the proposed permit issuance action for a period of 14 (fourteen) days from the date of publication of "Public Notice of Intent to Issue Permit." Requests and written comments filed should be provided to the Florida Department of Environmental Protection at 3804 Coconut Palm Drive, Tampa, FL 33619 to the attention of Mr. Jason Waters (phone no. 813-744-6100 ext. 105) referencing Permit File No. 1190038-001-AC. Any written comments filed shall be made available for public inspection. If written comments received result in a significant change in the proposed agency action, the Department shall revise the proposed permit and require, if applicable, another Public Notice.



Department of Environmental Protection

Jeb Bush
Governor

Southwest District
3804 Coconut Palm Drive
Tampa, Florida 33619

David B. Struhs
Secretary

DRAFT

PERMITTEE:
Monaco Coach Corporation
Wildwood Service Center
606 Nelson's Parkway
Wakarusa, IN 46573

Permit No.: 1190038-001-AC
County: Sumter
Effective Date:
Expiration Date: July 1, 2004
Project: Service and Painting Facility

This permit is issued under the provisions of Chapter 403, Florida Statutes, and Florida Administrative Code Chapters 62-204 through 62-297 & 62-4. 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 department and made a part hereof and specifically described as follows:

For the operation of a synthetically limited minor source recreational vehicle service and painting facility. The facility contains the following units:

Painting Operations. This emissions unit consists of four (4) paint preparation and spray booths used to touch-up/repaint recreational vehicles. Overspray is controlled by fabric filters in the spray booths.

This permit maintains the facility as a synthetic non-Title V source by limiting the facility's emissions to less than the threshold limits required for the facility to be considered a major source per Chapter 62-213, F.A.C.

Location: Corner of CR 156 and CR 179, Wildwood, Sumter County, FL

UTM: 17-401.2 E 3190.5 N **Lat/Lon:** 28° 50' 24"N 82° 01' 23"W

Facility ID: 1190038

E.U. ID No.	Description
001	SV-1 through SV-4 Downdraft Paint Spray Booths (4 booths)

NOTE: Please reference the Permit No., Facility ID, and Emission Unit ID in all correspondence, test report submittals, applications, etc.

Electronic File: 1190038001ac.doc

PERMITTEE:
Monaco Coach Corporation
Wildwood Service Center

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PERMIT NO.: 1190038-001-AC
PROJECT: Service and Painting Facility

SPECIFIC CONDITIONS:

1. **General Conditions.** A part of this permit is the attached 15 General Conditions. [Rule 62-4.160, F.A.C.]
2. **Other Requirements.** Issuance of this permit does not relieve the permittee from complying with applicable emission limiting standards or other requirements of Rules 62-204 through 62-297, or any other requirements under federal, state, or local law. [Rule 62-210.300, F.A.C.]

Operating Limitations and Standards

3. **Hours of Operation.** This facility is limited to the following hours of operation:

E.U. ID No.	Brief Description	Maximum Hours of Operation
001	Downdraft Paint Spray Booths (4 total)	8760*

**Permitting Note: The facility is not limited in hours of operation; however, the emission limitations could prevent it from operating 8,760 hours.*

[Rule 62-210.200, F.A.C., Definitions-(PTE); requested by permittee in application dated June, 2002]

4. **Emission Limitations.** The facility is subject to the following emission limitations:

Pollutant	Emissions Limit (tons/consecutive 12 month period)
Volatile Organic Compounds (VOC)	39.0
Individual Hazardous Air Pollutants (HAP)	6.0
Total Hazardous Air Pollutants (HAP)	16.0

[Requested by permittee in application dated June, 2002]

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PERMITTEE:
Monaco Coach Corporation
Wildwood Service Center

PERMIT NO.: 1190038-001-AC
PROJECT: Service and Painting Facility

5. **Reasonable Precautions.** All reasonable precautions shall be taken to prevent and control generation of unconfined emissions of particulate matter in accordance with the provisions in Rule 62-296.320, F.A.C. These provisions are applicable to any source, including but not limited to, vehicular movement, transportation of materials, construction, alteration, demolition or wrecking, or industrial related activities such as loading, unloading, storing and handling. At a minimum, the following precautions shall be taken by the permittee:

A. Keep covers on openings in process equipment during operation.

B. The spray booth particulate filters must be in place during operation.

[Rule 62-4.070(3), F.A.C.; Proposed by the applicant in application dated June, 2002]

6. **Work Practices.** The permittee shall not store, pump, handle, process, load, unload, or use in any process or installation volatile organic compounds (VOC) or organic solvents (OS) without applying known and existing vapor emission control devices or systems deemed necessary and ordered by the Department. The following procedures shall be utilized to minimize pollutant emissions:

A. Maintain tightly fitting cover, lids, etc, on all containers of VOC/OS when they are not being handled, tapped, etc.

B. Prevent excessive air turbulence across exposed VOC/OS's.

C. Where possible and practical, procure/fabricate a tightly fitting cover for any open trough, basin, bath, etc. of VOC/OS so that it can be covered when not in use.

D. All fittings, valve lines, etc. shall be properly maintained.

E. All VOC/OS spills shall be attended to immediately and the waste properly disposed of, recycled, etc.

[Rules 62-4.070(3) & 62-296.320(1)(a), F.A.C.]

7. **Visible Emissions.** Visible emissions from the paint spray booths shall not exceed 20% opacity, however, in order to provide reasonable assurance that the fiber filter systems are being properly operated, visible emissions due to paint overspray shall not exceed 5 percent opacity. Exceedance of the 5% limit shall not be considered a violation in and of itself, but an indication that additional control precautions and/or practices may be necessary. [Rules 62-4.070(3) & 62-296.320(4)(b)1., F.A.C.]

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PERMITTEE:
Monaco Coach Corporation
Wildwood Service Center

PERMIT NO.: 1190038-001-AC
PROJECT: Service and Painting Facility

8. **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.]
9. **Objectionable Odor.** The permittee shall not cause, suffer, allow, or permit the discharge of air pollutants from this plant which cause or contribute to an objectionable odor. Objectionable odor is defined as "Any odor present in the outdoor atmosphere which by itself or in combination with other odors, is or may be harmful or injurious to human health or welfare, which unreasonably interferes with the comfortable use and enjoyment of life or property, or which creates a nuisance." [Rules 62-296.320(2) and 62-210.200, Definitions-(Objectionable Odor), F.A.C.]

Test Methods and Procedures

10. **Testing.** If the Department of Environmental Protection has reason to believe that any applicable emission standard is being violated, the Department may require the permittee to conduct compliance tests which identify the nature and quantity of emissions and to provide a report on the results of the tests. [Rule 62-297.310(7)(b), F.A.C.]

Monitoring and Recordkeeping Requirements

11. **Recordkeeping.** In order to document compliance with VOC and HAP emission limitations in Specific Condition No. 4, the permittee shall:

- A. **Monthly** record the following:

1. The amount of each VOC and/or HAP containing material (by identification number) used* in gallons or pounds (all records shall be in the same units).
2. The VOC and/or HAP content (percent by weight) of coatings and solvents used.
3. Calculated monthly total VOC, individual HAP emissions, and total HAP emissions, in tons.
4. The current consecutive 12-month total of VOC, individual HAP, and total HAP, in tons.

*At the permittee's option, materials received (e.g., as determined by purchases) may be used in lieu of amount of each material used.

(continued)

PERMITTEE:
Monaco Coach Corporation
Wildwood Service Center

DRAFT

PERMIT NO.: 1190038-001-AC
PROJECT: Service and Painting Facility

(continued)

All records shall include the Facility ID, Emission Unit ID, Date (Month, Day, and Year), and Operator Initials for each measurement. Monthly records shall be completed by the 10th day of the following month. Supporting documentation (MSD sheets, purchase orders, etc.) shall be kept for each material which includes sufficient information to determine VOC and/or HAP emissions.

[Rule 62-4.070(3), F.A.C.]

12. Recordkeeping-Reasonable Precautions. In order to demonstrate compliance with Specific Condition No. 5, the permittee shall record the Facility ID, Emission Unit, Date, and Operator initials confirming the particulate filters are in place before using the spray booth each day. [Rule 62-4.070(3), F.A.C.]

13. Record Retention. The records required by Specific Condition Nos. 11 and 12 shall be maintained on-site for a minimum of the most recent five (5) year period and made available to the Department upon request.

[Rule 62-210.300(3)(c)1.g., F.A.C.]

Annual Operating Report (AOR)

14. AOR. Submit to the Air Compliance Section of this office each calendar year on or before March 1, completed DEP Form 17-210.900(5), "Annual Operating Report for Air Pollutant Emitting Facility," for the preceding calendar year.

[Rule 62-210.370(3)(a)4 and 62-210.300(3)(c)1.h., F.A.C.]

Initial Operating Permit Application

15. Initial Operating Permit. A completed application for an initial operating permit shall be submitted to the Air Program of the Southwest District Office of the Department within 15 months from the effective date of this permit. To properly apply for an operation permit, the applicant shall submit the following:

- A. The appropriate Department application form (see Rule 62-210.900, F.A.C. (*Forms and Instructions*));
- B. The appropriate operation permit application fee.
- C. Copies of the records specified Specific Condition No. 11 and 12 for the most recent 3 months.

[Rules 62-4.090, 62-210.300(2), 62-210.900, and 62-4.070(3)]

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PERMITTEE:
Monaco Coach Corporation
Wildwood Service Center

PERMIT NO.: 1190038-001-AC
PROJECT: Service and Painting Facility

STATE OF FLORIDA DEPARTMENT
OF ENVIRONMENTAL PROTECTION

Gerald J. Kissel, P.E.
District Air Program Administrator
Southwest District

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ATTACHMENT - 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, Florida Statutes (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. Not applicable to Air Permits.

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 Florida Statutes 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, are 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;

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GENERAL CONDITIONS:

- 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 Florida Statutes or Department rules, except where such use is prescribed by Section 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 Florida Statutes after a reasonable time for compliance; provided, however, the permittee does not waive any other rights granted by Florida Statutes or Department rules.

11. This permit is transferable only upon Department approval in accordance with Rule 62-4.120 and 62-730.300 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.

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GENERAL CONDITIONS:

13. This permit also constitutes:

- () Determination of Best Available Control Technology (BACT)
- () Determination of Prevention of Significant Deterioration (PSD)
- () Compliance with New Source Performance Standards (NSPS)

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 three 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;
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.

16. Not applicable to Air Permits.

17. Not applicable to Air Permits.