

Jeb Bush Governor

# Department of Environmental Protection

Southwest District 13051 North Telecom Parkway Temple Terrace, FL 33637-0926 Telephone: 813-632-7600

NOTICE OF FINAL PERMIT

Colleen M. Castille Secretary

In the Matter of an Application for Permit by:

Mr. Ronnie Graves, President Sumter Cremation Services, Inc. 720 East Southland Avenue Bushnell, FL 33513 DEP File No. 1190044-001-AC Sumter County

Dear Mr. Graves:

Enclosed is Final Permit Number 1190044-001-AC. This permit authorizes the construction and initial operation of a Matthews Cremation Division Model Power-Pak II animal crematory unit at the Sumter Cremation Services, Inc. facility located at 720 East Southland Avenue in Bushnell, Sumter County, Florida. This permit is issued pursuant to Section(s) 403.087, Florida Statutes.

Any party to this order has the right to seek judicial review of it under section 120.68 of the Florida Statutes, by filing a notice of appeal under Rule 9.110 of the Florida Rules of Appellate Procedure with the clerk of the Department of Environmental Protection in the Office of General Counsel, 3900 Commonwealth Boulevard, Mail Station #35, Tallahassee, Florida 32399-3000, 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 must be filed within thirty days after this order is filed with the clerk of the Department.

Executed in Hillsborough County, Florida.

STATE OF FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION

mara Grada Marda

Mara Grace Nasca District Air Program Administrator Southwest District

MGN/DRZ/pp

**Enclosures** 

Page 1 of 2

"More Protection, Less Process"

Sumter Cremation Services, Inc.
Draft Construction Permit 1190044-001-AC

# **CERTIFICATE OF SERVICE**

The undersigned duly designated deputy agency clerk hereby certifies that this <u>Notice of Final Permits</u> (including the Final Permits) was mailed by U.S. Mail before the close of business on to the person(s) listed:

Mr. Ronnie Graves, President Sumter Cremation Services, Inc. 720 East Southland Avenue Bushnell, FL, 33513

Mr. Dale E. Walter, P.E. Matthews Cremation Division 2045 Sprint Boulevard Apopka, FL 32703

Clerk Stamp

(Clerk)

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

(Date)

Page 2 of 2



# Florida Department of Environmental Protection

Southwest District 13051 N. Telecom Parkway Temple Terrace, Florida 33637-0926 Charlie Crist Governor

Jeff Kottkamp Lt. Governor

Michael W. Sole Secretary - Designee

#### PERMITTEE:

Sumter Cremation Services, Inc. 720 East Southland Avenue Bushnell, FL 33513

Permit No.: 1190044-001-AC

County: Sumter

Expiration Date: 01/09/2007 Expiration Date: 12/31/2007 Project: Animal Crematory Unit

This permit is issued under the provisions of Chapter 403, Florida Statutes, and Florida Administrative Code Chapters (F.A.C.) 62-204, 62-210, 62-212, 62-213, 62-296, 62-297, and Chapter 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 Florida Department of Environmental Protection (FDEP) and specifically described below.

This permit authorizes the construction and initial operation of a new Matthews Cremation Division Model Power-Pak II animal cremation incinerator. This unit is designed to incinerate animal remains and associated material at an average rate of 200 pounds per hour (the average rate is the total weight loaded into the unit divided by the duration of the burn), with a maximum batch charge weight of 700 pounds. The incinerator consists of primary and secondary (afterburner) chambers each fired on natural gas or propane gas only, with a total design heat input rate of 1.9 MMBtu/hour (0.7 MMBtu/hour primary chamber and 1.2 MMBtu/hour secondary chamber).

Emissions are controlled by the afterburner (secondary chamber) which maintains a minimum secondary chamber combustion zone temperature of 1,600°F prior to and during combustion of material in the primary chamber. The secondary (afterburner) chamber volume provides at least a one (1) second residence time at a gas temperature of 1,800°F. The secondary chamber temperature is continuously monitored and recorded. This facility is a natural minor non-Title V source.

#### **Facility Information Summary:**

Location: 720 East Southland Avenue, Bushnell

**UTM:** 17-393.6 E 3169.98 N **Latitude:** 28°39'15" **Longitude:** 82°05"58"

Facility ID No: 1190044

Emission Unit ID No.: 001 - Matthews Cremation Division Model Power-Pak II Animal Cremation Unit

<u>Note</u>: Please reference Permit No. and Emission unit ID No. in all correspondence, test report submittals, applications, etc.

<u>Permitting History/Affected Permits</u>: This is the first air pollution permit for this facility.

Attachments to This Permit: General Conditions (version dated 11/01/05)

Page 1 of 9

Sumter Cremation Services, Inc. Bushnell, FL

# **SPECIFIC CONDITIONS:**

1. <u>General Conditions</u> - 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 Chapters 62-204 through 297, F.A.C., or any other requirements under federal, state or local law. [Rule 62-4.070(7), F.A.C.]

Permit No.: 1190044-001-AC

**Project:** Animal Crematory Unit

# **Emission and Operational Limitations**

3. Operating Hours - This crematory incinerator is permitted for continuous operation (i.e. 8,760 hours/year).

[Rule 62-210.200 (Potential to Emit), F.A.C.; as requested in permit application dated 05/22/06]

- 4. Incinerated Material This incinerator shall incinerate only dead animals and the bedding and remains associated with the animals placed in leak proof containers. Containers may contain up to 0.5 percent by weight chlorinated plastics. The incinerators shall not be used to incinerate dead animals which were used for medical or commercial experimentation. No other material, including biomedical waste as defined in Rule 62-210.200, F.A.C., shall be incinerated. [Rule 62-296.401(6), F.A.C.]
- 5. <u>Batch Size</u> This crematory incinerator shall be operated as a batch incineration unit. Each separate batch process cycle shall consist of a <u>maximum of 700 pound</u> of dead animals and associated bedding and remains.

[Rule 62-4.070(3), F.A.C.; Matthews Cremation Division RAI response letter dated 07/03/06]

**6.** <u>Permitted Fuels</u> - This crematory incinerator is permitted to be fired with propane or natural gas only.

[Rule 62-210.200 (Potential to Emit), F.A.C.; construction permit application dated 05/22/06]

- 7. Objectionable Odor The permittee shall not cause, suffer, allow or permit the discharge of air pollutants which cause or contribute to an objectionable odor. An objectionable odor is 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 62-210.200, and 62-296.320(2), F.A.C.]
- 8. <u>Visible Emissions Limitation</u> Visible Emissions (VE) from this crematory incinerator shall not exceed 5% opacity except as allowed for in Rule 62-296.401, F.A.C.\* [Rule 62-296.401, F.A.C.]

(\* <u>Permitting Note</u>: At the time of processing of this permit application the Department was in the process of revising Rules 62-296.401(1) and (6), F.A.C. as it relates to this requirement. The permittee shall be responsible for complying with the most recent effective version of this rule.)

Sumter Cremation Services, Inc. Bushnell, FL

9. <u>Particulate Matter Emissions</u> - Particulate matter (PM) emissions from this incinerator shall not exceed 0.080 grains per dry standard cubic foot of flue gas, corrected to 7% O<sub>2</sub>. [Rule 62-296.401(6)(a), F.A.C.]

Permit No.: 1190044-001-AC

**Project:** Animal Crematory Unit

- 10. <u>Carbon Monoxide Emissions</u> Carbon monoxide (CO) emissions from this incinerator shall not exceed 100 parts per million by volume, dry basis, corrected to 7% O<sub>2</sub> on an hourly average basis. [Rule 62-296.401(6)(b), F.A.C.]
- 11. <u>Circumvention of Control Device</u> The permittee shall not allow any person to circumvent the afterburner (secondary chamber combustion zone) air pollution control devices. The afterburner and the temperature monitoring equipment shall be operational and functioning properly prior to the incineration or ignition of the remains, and until all the remains are incinerated. [Rules 62-210.650, and 62-296.401(6), F.A.C.]
- 12. <u>Minimum Secondary Chamber Operating Temperature</u> The secondary chamber (afterburner) combustion zone shall <u>be maintained at a temperature of no less than 1,600°F</u> throughout the combustion process in the primary chamber. Cremation in the primary chamber shall not begin unless the secondary chamber combustion zone temperature is equal to or greater than 1,600°F. [Rules 62-296.401(6)(c), F.A.C.]
- 13. Equipment Maintenance Requirements The permittee shall follow any equipment maintenance requirements of Rule 62-296.401(6), F.A.C. [Rule 62-296.401(6), F.A.C.]

# **Operator Training Requirements**

**14.** Operator Training - The permittee shall comply with any operator training requirements contained in Rule 62-296.401(6), F.A.C. [Rule 62-296.401(6), F.A.C.]

(\* <u>Permitting Note</u>: At the time of processing of this permit application the Department was in the process of revising Rule 62-296.401(6), F.A.C. as it relates to this requirement. The permittee shall be responsible for complying with the most recent effective version of this rule.)

# Compliance Testing Requirements

- 15. Visible Emissions Testing
  - A. In order to document compliance with the visible emissions (VE) limitation of Specific Condition No. 8, the crematory incinerator exhaust stack shall be <u>tested for visible emissions</u> (VE) based upon which type of operation permit will be applied for (see Specific Condition No. 28) as follows:

(continued)

Sumter Cremation Services, Inc. Bushnell, FL

# 15. A. (continued)

1. If an air <u>general permit</u> will be applied for then a VE test <u>shall be conducted during the 60-day period prior to the submittal of the air general permit notification/registration form.</u> (See Part II, item (4)(1)1 of the Animal Crematory Air General Permit form) <u>and no later than sixty (60) days after initial start of commercial operation of the unit.</u>

- 2. If an air operation permit will be applied for:
  - a. <u>If submitted with an identical unit PM/CO test</u>, then a VE test shall be conducted within 60 days of initial commercial operation of the unit, and annually thereafter on, or during the sixty (60) day period prior to, the anniversary date of the initial test.

Permit No.: 1190044-001-AC

**Project:** Animal Crematory Unit

- b. If submitted with a specific unit PM/CO stack test (done on the animal crematory unit at this facility), a VE test is required to be <u>performed simultaneously with the stack test</u>, and annually thereafter on, or during the sixty (60) day period prior to, the anniversary date of those tests.
- B. The visible emissions test shall be conducted in accordance with the test method specified in Rule 62-296.401(6), F.A.C.\* The test observation period shall include the period during which the highest opacity emissions can reasonably be expected to occur. This means that the observation period shall begin with the commencement of combustion in the primary chamber.
  - (\* <u>Permitting Note</u>: At the time of processing of this permit application the Department was in the process of revising Rule 62-296.401(6), F.A.C. as it relates to the required test method. The permittee shall be responsible for complying with the most recent effective version of this rule.)
- C. A copy of the test data shall be submitted to the Air Compliance Section of the Southwest District Office of the Department within 45 days of such testing. The test report and related correspondence shall reference the following facility identification number "ID No. 1190044" along with the applicable emission unit number (EU 001). The minimum requirements for stack sampling facilities, source sampling and reporting, shall be in accordance with Chapter 62-297, F.A.C. and 40 CFR 60, Appendix A.

[Rules 62-296.401(6), 62-297.310(4)(a)2., and 62-297.310(7) & (8), F.A.C.]

- 16. Particulate (PM) and Carbon Monoxide (CO) Testing The permittee shall demonstrate compliance with the PM and CO emission limitation of Specific Condition Nos. 9 and 10 in accordance with the requirements of Rule 62-296.401(6), F.A.C.\* The minimum requirements for stack sampling facilities, source sampling and reporting, shall be in accordance with Chapter 62-297, F.A.C. and 40 CFR 60, Appendix A. [Rule 62-296.401(6), F.A.C.]
  - (\* <u>Permitting Note</u>: At the time of processing of this permit application the Department was in the process of revising Rule 62-296.401(6), F.A.C. as it relates to this requirement. The permittee shall be responsible for complying with the most recent effective version of this rule.)

Sumter Cremation Services, Inc. Bushnell, FL

17. Test Reports - A compliance test report shall contain sufficient detail on the source tested and the test procedures used to allow the Department to determine if the test was properly conducted and the test results properly computed. At a minimum the test report shall provide the applicable information listed in Rule 62-297.310(8)(c), F.A.C. Included with the report shall be a copy of the daily operations log (see Specific Condition No. 27) and the secondary chamber temperature monitor chart for the day(s) of the test. The start and end times of the cremation cycles and test periods, and the chart temperature scale shall be clearly indicated on the temperature chart. Failure to submit any of the above information or operating at conditions during the testing which are not representative of normal operating conditions may invalidate the test and fail to provide reasonable assurance of compliance.

[Rules 62-4.070(3), and 297.310(8), F.A.C.]

Permit No.: 1190044-001-AC

**Project:** Animal Crematory Unit

- 18. Operation During Testing Testing of emissions must be conducted during incineration of a batch with a charge within 90-100% of the maximum permitted batch charge weight of 700 pounds, when feasible. A compliance test submitted with a charge of less than 90% of the maximum permitted capacity will automatically constitute an amended maximum permitted batch charge weight of that lesser charge weight plus 10%. Within 30 days of that lower amended permitted charge weight being exceeded, a new compliance test shall be conducted at the higher batch charge weight. The test results shall be submitted to the Air Compliance Section of the Southwest District Office of the Department within 45 days of testing. Acceptance of the test by the Department will automatically constitute an amended permit at the higher tested batch charge weight plus 10%, but in no case shall the maximum permitted batch charge weight of 700 pounds be exceeded. Failure to include a statement of the actual weight of the batch charge(s) during the testing with the test report may invalidate the test.

  [Rules 62-4.070(3), 296.401(6), and 297.310(2), F.A.C.]
- 19. Testing Notification The permittee shall notify the Air Compliance Section of the Southwest District Office of the Department at least 15 days prior to the date on which each compliance test is to begin of the date and time of each such test, and the contact person who will be responsible for coordinating and having the test conducted.

  [Rule 62-297.310(7)(a)9, F.A.C.]
- **20.** Additional Test Report Requirements The following crematory incinerator operating information shall be submitted with all test reports (see also Specific Condition. No. 27):
  - A. statement of the type of material incinerated and the fuel type used (i.e., natural gas or propane);
  - B. the amount of material charged (in pounds) for the batch(es) during which testing was conducted:
  - C. time incineration in the primary chamber was initiated and completed, and the resulting total batch time;
  - D. the average material incineration (burn) rate (pounds/hour) for the batches during which testing was conducted (calculated from B and C above); (continued)

Sumter Cremation Services, Inc. Bushnell, FL

Permit No.: 1190044-001-AC
Project: Animal Crematory Unit

# **20.** (continued)

- E. a copy of the secondary chamber operating temperature monitor chart (with batch and test start and end times marked) for the day(s) of the testing; and
- F. the manufacturer, model number and serial number of the incinerator and the secondary chamber temperature monitoring system (thermocouple and chart recorder).

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

# Monitoring Requirements

21. <u>Temperature Monitoring</u> - The permittee shall operate and maintain, in accordance with the manufacturer's instructions, a temperature monitoring system to continuously measure and record the secondary chamber (afterburner) combustion zone temperature at or beyond a point where a 1.0 second gas residence time would be achieved in the secondary chamber for a gas temperature of 1,600°F.

[Rule 62-296.401(6), F.A.C.]

- **22.** Monitor Calibration Temperature sensors and recorders shall be calibrated and adjusted to indicate the true value of the temperature being measured with sufficient accuracy to allow the temperature to be determined within 10% of its true value. [Rule 62-297.310(5)b, F.A.C.]
- 23. <u>Temperature Monitor Records</u> The continuous temperature chart shall include, at a minimum, the following documentation:
  - A. date and time markings;
  - B. temperature scale markings;
  - C. operator name;
  - D. operator indication of when the primary chamber was charged and when combustion of material in primary chamber ceased.

Temperature charts shall be retained for at least a two-year period and made available to the Department upon request.

[Rule 62-296.401(6), F.A.C.]

Sumter Cremation Services, Inc. Bushnell, FL

24. <u>Temperature Monitor QA Records</u> - The permittee shall maintain a complete file of all continuous temperature monitor quality assurance related actions, including:

Permit No.: 1190044-001-AC

Project: Animal Crematory Unit

- A. temperature monitoring device performance measurements:
- B. all continuous monitoring system performance evaluations;
- C. all continuous monitoring device calibration checks;
- D. adjustments and maintenance performed on these systems;

and all other information required, recorded in a permanent legible format suitable for inspection. The file shall be retained for at least two years following the date of such measurements, checks or maintenance and made available to the Department upon request. [Rule 62-296.401(6), F.A.C.]

- 25. Chlorinated Plastics If containers are incinerated, the documentation from the manufacturers certifying that they are composed of 0.5% or less by weight chlorinated plastics must be kept on-file at the site for the duration of use and at least two years after use, and the documentation must also be submitted with any permit renewal applications. Similarly, if plastic bags are incinerated, documentation must be provided to prove that the bags are non-chlorinated and no less than 3 mils thick. The above documentation shall be submitted with any permit renewal application or general permit notification/registration form.

  [Rules 62-296.401(6), and 62-4.070(3), F.A.C.]
- 26. Containers If containers are incinerated, the documentation from the manufacturers certifying that they are composed of 0.5% or less by weight chlorinated plastics shall be handled as required in Rule 62-296.401(6), F.A.C.\*, including being kept on-file at the site for the duration of their use and at least two years after their use.

  [Rule 62-296.401(6), F.A.C.]

(\* <u>Permitting Note</u>: At the time of processing of this permit application the Department was in the process of revising Rule 62-296.401(6), F.A.C. as it relates to this requirement. The permittee shall be responsible for complying with the most recent effective version of this rule.)

# Additional Recordkeeping Requirements

- 27. Operation Records In order to document compliance with Specific Condition Nos. 4, 5, 11, 12 and 21, a daily operating log shall be kept by the operator showing the following for the incinerator unit:
  - A. date, and name of the operator;
  - B. description of material incinerated; (continued)

Sumter Cremation Services, Inc. Bushnell, FL

# **27.** (continued)

C. weight of dead animals and associated remains charged in the primary chamber for each batch;

Permit No.: 1190044-001-AC

**Project:** Animal Crematory Unit

- D. time material was charged and total time to incinerate;
- E. minimum temperature of the secondary chamber during periods when combustion of animal remains is occurring in the primary chamber;
- F. any maintenance performed on the cremation unit; indicate when, what, why, and by whom it was performed.

The above records shall be retained for the most recent three-year period and made available to the Department upon request. A copy of the daily log for the day of the test shall be submitted along with each test report.

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

# **Operation Permit**

- 28. Operation Permit Application or General Permit Notification/Registration Within 45 days of compliance testing, but no later than 90 days prior to the expiration date of this permit, the permittee shall submit either of the following to the Air Program of Southwest District Office of the Department:
  - A. Notification/Registration form (Human Crematory Air General Permit Notification/Registration Form see current version of Rule 62-210.920, F.A.C. and the FDEP Division of Air Resource Management website at: http://www.dep.state.fl.us/air/) for an air general permit (Chapter 62-210, F.A.C., Air General Permit Human Crematory\*) along with the appropriate fee; or
    - (\* <u>Permitting Note</u>: At the time of processing of this permit application the Department was in the process of revising Chapter 62-210, F.A.C. as it relates to general permits. The permittee shall be responsible for complying with the most recent effective version of this rule.)
  - B. An <u>application</u> for an air <u>operation permit</u> using the appropriate application form (see current version of Rule 62-210.900, F.A.C., and the FDEP Division of Air Resource Management website at: http://www.dep.state.fl.us/air/) and the appropriate operation permit application fee in accordance with Rule 62-4.050(4)(a), F.A.C.

(continued)

Sumter Cremation Services, Inc. Bushnell, FL

Permit No.: 1190044-001-AC
Project: Animal Crematory Unit

#### 28. (continued)

- C. To properly apply for an operation permit or register for a general permit, the applicant shall also submit the following:
  - 1. A copy of the <u>VE compliance test report</u> as required by Specific Condition No. 15; (<u>IMPORTANT</u>- For a General Permit, all VE tests must be conducted within 60 days prior to the submittal date of the air general permit notification/registration form);
  - 2. PM/CO test reports as required by Rule 62-296.401(6), F.A.C.\* (see Condition No. 16);
    - (\* <u>Permitting Note</u>: At the time of processing of this permit application the Department was in the process of revising Rule 62-296.401(6), F.A.C. as it relates to this requirement. The permittee shall be responsible for complying with the most recent effective version of this rule.)
  - 3. Copies of the <u>daily operating logs</u>, as required by Specific Condition No. 27, for the most recent fifteen (15) days of operation.

[Chapter 62-210, F.A.C.; Rules 62-4.050, 62-4.070(3), 62-4.220, 62-296.401(6), 62-297.310(7)(a)1, F.A.C.]

FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION

Mara Grace Nasca

District Air Program Administrator Southwest District

mara Auda Masia

# **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;
  - 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.

#### **ATTACHMENT - GENERAL CONDITIONS**

- 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.
- 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.