



Lawton Chiles
Governor

Florida Department of Environmental Protection

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Northeast District
7825 Baymeadows Way, Suite B200
Jacksonville, Florida 32256-7577

AUG 0 1993

Division of Air
Resources Management
Virginia B. Wetherell
Secretary

August 2, 1993

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Ms. Janine G. Kelly
Manager, Environmental Compliance
Cedar Bay Generating Company, Limited Partnership
7475 Wisconsin Avenue
Bethesda, Maryland 20814

AUG 0 1993

Division of Air
Resources Management

Dear Ms. Kelly:

This letter is in response to your letter (attached) dated July 30, 1993 and your asking for a Northeast District interpretation of Condition of Certification C.4. As we discussed by phone on July 30, and after discussing this matter with the compliance and permitting engineers, our interpretation of Condition of Certification C.4 is that it does not preclude the use of fuel oil during boilout and other pre-startup procedures. We are in agreement with the EPA interpretation that boilout should be considered as part of source construction and not startup. Therefore, Cedar Bay Generating Company can continue to conduct pre-startup activities, such as tuning of the oil burners and boil out of the coal fired boilers (CFB's) using fuel oil. Please keep the Department as well as the Regulatory and Environmental Services Division informed of progress and ongoing activities leading up to startup at the site.

If you have any questions concerning this matter, please contact me at (904) 448-4310, extension 377.

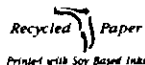
Sincerely,

Robert J. Leetch, P.E.
District Air Program
Acting Administrator

Attachment
RJL/rjl

cc: Robert S. Pace, P.E., RESD
Hamilton S. Oven, P.E., Tallahassee
John Brown, P.E., Tallahassee

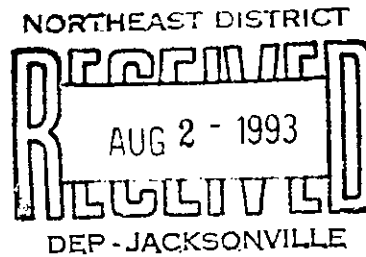
Administration 448-4300
Air 448-4310
Waste Management 448-4320



Water Facilities 448-4330
Water Management 448-4340
FAX 448-4366

**Cedar Bay Generating Company,
Limited Partnership**

July 30, 1993



File #: 66.26.2

Mr. Robert Leatch
Florida Department of Environmental Protection
Industrial Waste Section
7824 Bay Meadows Way
Suite B200
Jacksonville, FL 32256

Dear Mr. Leach:

I appreciate you taking the time to review the Conditions of Certification with us. We are making every effort to uphold the letter and the spirit of all permit and regulatory requirements, and to keep you informed of our progress at the site.

As we discussed this Friday afternoon, I am confirming that the Department did not intend that Condition C.4 of the Conditions of Certification include fuel oil. In fact, you reported that this is standard practice. We also shared with you that we will continue to conduct pre-startup activities using fuel oil, such as tuning of the oil burners and boil out of the CFB's. Start up will commence with firing of coal which is currently scheduled for the first week of November.

Again, thanks for getting back with us so quickly and helping to keep the project on schedule.

Sincerely,

Janine G. Kelly
Manager, Environmental Compliance

JK/mm

cc: Hamilton S. Oven, FDEP



U.S. Generating Company

Fax Message	
DATE:	<u>8/2/93</u>
TO:	<u>Bob Laach</u>
COMPANY:	<u>Florida DEP</u>
CITY/STATE:	<u>Jacksonville, FL</u>
FROM:	<u>Bonnet Park</u>
SPECIAL INSTRUCTIONS:	
If transmittal is incomplete or illegible, please call at 301-718- <u>6937</u>	
FACSIMILE NO.:	<u>(904) 448-4366</u>
NO. OF PAGES:	<u>4</u> (including this one)
PHONE NO.:	<u>301718-6937</u>

Messages:

Print out of applicability determination
D-087. FYI.

Bonnet Park

TO: File (3526.6)

The Iowa Department of Environmental Quality (DEQ) requested that EPA determine whether "boil-out" of a NSPS affected coal fired steam generator constitutes "startup" as defined in 40 CFR 60.2(o). I spoke with Rich Biondi and Craig Cobert of DSSE on September 22, 1978, regarding this.

Their deliberations resulted in agreement with the particular NSPS affected facility. That is, "boil-out" should be considered as part of source construction, not source startup under Section 60.2(o). The rationale is that the source is not commencing operation for production, nor is it using the fuel which will be used in normal operation; even though these are not considerations in 40 CFR 60.2(o).

DATE: 08/02/93

APPLICABILITY DETERMINATION INDEX
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PAGE 2

Selection Criteria:

REFERENCE = 60.2(o)

cc: DSSE, Attention: John Rasnic, Chief Compliance Monitoring
Branch

Michael J. Sanderson, Enforcement Division

P. A. Burrell, Enforcement Division

Henry F. Rompage, Enforcement Division
