

RECEIVED  
SEP 26 1994

Bureau of  
Air Regulation

September 22, 1994

Mr. Clair H. Fancy, P.E. Chief  
Bureau of Air Regulation  
Florida Department of Environmental Protection (FDEP)  
Twin Towers Office Building  
2600 Blair Stone Road  
Tallahassee, Florida 32399-2400

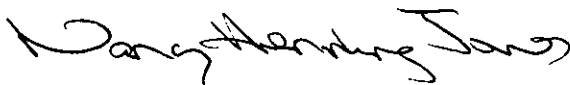
**RE:** Mulberry Cogeneration Project, PSD-FL-187 (AC53-211670)  
New Source Performance Standards (NSPS) - Compliance Test  
FDEP Air Permit - Compliance Test

Dear Mr. Fancy:

This correspondence is submitted on behalf of Polk Power Partners, LP to request that the Mulberry Cogeneration Facility's NSPS compliance testing deadline be extended until December 31, 1994. The facility has recently experienced mechanical difficulties that would preclude it from completing the compliance testing within the original time frame. The NSPS and FDEP air permit compliance testing has been tentatively scheduled to begin on October 18, 1994.

Please notify me prior to October 4, 1994, if you need any further information in order for Polk Power Partners to satisfy the testing notification requirements. I may be contacted at (813) 683-6338.

Sincerely,



Nancy Henning Jones  
Vice President & General Manager

cc: Jewell A. Harper	Monty Jasper
Dr. Richard D. Garrity	John Paul Jones
Mike Moran	Robert McCullom
Les Confair	Wendel Ellis
Joe Emberger	Kelly Spencer
William Malenius	

Is your RETURN ADDRESS completed on the reverse side?

**SENDER:**

- 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.

I also wish to receive the following services (for an extra fee):

- 1.  Addressee's Address
  - 2.  Restricted Delivery
- Consult postmaster for fee.

3. Article Addressed to:  
 Mr. William R. Malenius  
 Polk Power Partners  
 23406 Avenida De La Carlota,  
 Suite 400  
 Laguna Hills, CA 92653

4a. Article Number  
 P 872 562 605

4b. Service Type  
 Registered       Insured  
 Certified       COD  
 Express Mail       Return Receipt for Merchandise

7. Date of Delivery  
 2-25-94

5. Signature (Addressee)  
*W. Malenius*

8. Addressee's Address (Only if requested and fee is paid)

6. Signature (Agent)

Thank you for using Return Receipt Service.

P 872 562 605



**Receipt for Certified Mail**

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

Sent to Mr. William R. Malenius	
Street and No. 23406 Avenida De La Carlota	
P.O., State and ZIP Code Suite 400 Laguna Hills, CA 92653	
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	\$
Postmark or Date Mailed: 2-21-94 Permit: AC53-211670 PSD-FL-187	

PS Form 3800, JUNE 1991

POWER OPERATIONS DIVISION



A CENTRAL AND SOUTH WEST COMPANY

Mulberry Cogen  
P.O. Box 824 • 3600 Hwy. 555  
Bartow, FL 33830  
813-533-9073 • Fax 813-533-4092

November 11, 1994

RECEIVED  
NOV 15 1994  
Bureau of  
Air Regulation


State of Florida  
Department of Environmental Protection  
Twin Towers Office Building  
2600 Blair Stone Road  
Tallahassee, FL 32399-2400

Re: Polk Power Partners, L.P.  
Permit Number: AC 53-211670  
PSD-FL-187

Dear Sir or Madam:

Please be advised that at the present time we are experiencing some difficulty with our engine which may cause a delay in our source testing (see letter dated October 28, 1994). We will continue to keep you informed of any changes. If you have any questions, please call me at (813) 533-9073.

Sincerely,

  
John Paul Jones  
Manager of Cogeneration

/pcp  
xc: Nancy Jones, Polk Power Partners

Linda Novak, Polk Co BCC }  
Bill Thomas, 300 } 11-15-94 RA



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION IV

345 COURTLAND STREET, N.E.  
ATLANTA, GEORGIA 30365

4APT-AEB

OCT 19 1994

RECEIVED

OCT 24 1994

Bureau of  
Air Regulation

Mr. Clair Fancy  
Chief  
Bureau of Air Regulation  
Air Resources Management Division  
Florida Department of Environmental  
Protection  
2600 Blair Stone Road  
Tallahassee, Florida 32399-2400

SUBJ: Extension of the New Source Performance Standard (NSPS)  
Initial Testing Deadline Requested for the Polk Power  
Partners Mulberry Cogeneration Project

Dear Mr. Fancy:

The purpose of this letter is to provide you with comments on the referenced test extension request that Polk Power Partners submitted jointly to the U.S. Environmental Protection Agency (EPA) Region IV and the Florida Department of Environmental Protection on September 22, 1994. The company is requesting an extension of the deadline to conduct an initial test on a cogeneration facility that is subject to NSPS. In accordance with 40 C.F.R. §60.8(a), initial testing must be conducted within 60 days after reaching maximum production, but not later than 180 days after initial startup. Because of mechanical problems, Polk Power Partners will not be able to conduct an initial test within 180 days after startup.

Based upon the review of the request from Polk Power Partners, an extension of the initial testing deadline would be appropriate if the extension is consistent with previous EPA policies regarding testing deadlines for facilities that cannot operate due to equipment malfunctions. The basic EPA policy on such extensions was established in a memo issued by EPA Headquarters in 1977, and a copy of this memo which was downloaded from the EPA Applicability Determination Index is enclosed. According to this memo, testing should be conducted as soon as practicable, but not more than 30 days after restarting, if a facility is shutdown due to equipment malfunctions and cannot conduct an initial test within 180 days after startup.

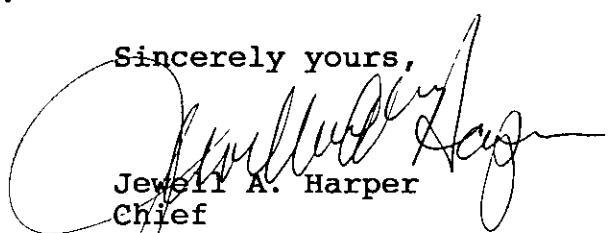
In addition to requiring that testing be conducted as soon as practicable after restarting the facility, the 1977 guidance also requires that a subsequent test be conducted after the facility reaches its maximum production rate if the facility cannot be operated at its maximum production rate during the initial test. The purpose for this requirement is to ensure that

the affected facility is able to comply with the applicable standard(s) under "worst case" operating conditions.

If initial testing extension requests are submitted to your agency in the future, it will not be necessary to submit them to Region IV for approval if extensions granted are consistent with the guidance issued in 1977 (i.e., testing is completed within 30 days after the facility restarts, and if necessary, two tests are conducted when a facility cannot be operated at its maximum production rate during the initial test). Any extension requests that deviate from this policy should be submitted to Region IV for review.

If you have any questions about the issues addressed in this letter, please contact Mr. David McNeal of my staff at 404/347-3555, voice mailbox 4158.

Sincerely yours,



Jewell A. Harper  
Chief

Air Enforcement Branch  
Air, Pesticides and Toxics  
Management Division

cc: State and Local Air Directors

Enclosure

cc: J. Reynolds  
B. Thomas, SW Dist  
D. Martin, Park Co.  
J. Bunyak, NPS  
K. Kosky, KBN  
D. Rollins, HBB-5  
CHF/SB

DATE: 10/07/94  
PAGE 1

APPLICABILITY DETERMINATION INDEX

DOWNLOAD REPORT

Selection Criteria:  
REFERENCE = 113(a)

Control Number: A042  
Title: NSPS PERFORMANCE TEST VIOLATION  
Recipient: WU, JAMES, REGION IV  
Author: REICH, EDWARD E., DSSE  
Date: 09/29/77  
Comments:

Keywords:  
MALFUNCTION  
OPERATION, CONTINUOUS  
PERFORMANCE TEST  
STARTUP

Subparts:  
A

References:  
113(a)  
60.8(a)

What procedure should be followed when an affected facility has not been performance tested in the 180 day period following startup due to shutdowns caused by equipment malfunctions?

Consider issuing a CAA Section 113(a) order requiring the owner or operator to notify the Administrator upon re-startup (by telephone; to be followed by confirmation in writing) and also requiring a performance test as soon as practicable thereafter but no later than 30 days after re-startup. If the facility is unable to operate at the maximum production rate for the initial performance test, a subsequent performance test may be required when the facility achieves maximum production in order to assure compliance with the standard.

Control Number: A042

September 29 1977

MEMORANDUM

SUBJECT: NSPS Performance Test Violation

FROM: Director, DSSE

TO: James Wu, R-IV

This is in response to your phone call of September 1, 1977, requesting our thoughts on the procedure to be followed when an affected facility has not been performance tested in the 180-day period following startup, as required by 40 CFR ^U60.8(a). The subject source has not been in continuous operation during that period due to repeated shutdowns caused by process equipment malfunction. It seems appropriate to consider issuing an order pursuant to Section 113(a) of the Clean Air Act requiring that the owner or operator of the affected facility notify the Administrator upon restartup (by telephone; to be followed by confirmation in writing) and also requiring a performance test as soon as practicable thereafter but no later than 30 days after restartup. If the facility is unable to operate at the maximum production rate for the initial performance test, a subsequent performance test may be required when the facility achieves maximum production in order to assure compliance with the standard.

If you should have any further questions on this determination, please contact Craig Cobert (FTS-755-2546) of my staff.

Edward E. Reich

EN-341:Cobert:pas:9/27/77