Florida Department of Environmental Protection

Northwest District Office
160 West Government Street, Suite 308
Pensacola, Florida 32502 - 5740

Rick Scott
Governor

Carlos Lopez-Cantera
Lt. Governor

Noah Valenstein
Secretary

NOTICE OF ADMINISTRATIVELY CORRECTED TITLE V AIR OPERATION PERMIT

In the Matter of a Request for Administrative Correction:

Ms. Paige Hilton, Site Manager
BASF Corporation
1101 North Madison Street
Quincy, Florida 32352

Project No. 0390005-024-AV

Administrative Correction to:
Permit No. 0390005-022-AV

Gadsden County

Enclosed are the administratively corrected specific conditions and Appendix TR pages to Title V Air Operation Permit No. 0390005-022-AV for the operation of the Quincy Operations located in Gadsden County at 1101 North Madison Street in Quincy, Florida. This correction is issued pursuant to Rule 62-210.360, Florida Administrative Code (F.A.C.), and Chapter 403, Florida Statutes (F.S.). These changes are made at the applicant's request dated July 28, 2017, to allow BASF to perform compliance testing during the calendar year, instead of during the federal fiscal year. Specifically, Title V air operation permit No. 0390005-022-AV is administratively corrected as follows:

- Change specific conditions to allow compliance testing to be performed during the calendar year, as allowed by the amended Rule 62-297.310, F.A.C.
- Update the rule citations in the Title V permit to reflect recent amendments to Rule 62-297.310, F.A.C.,
- Administratively replace Appendix TR, facility-wide testing requirements, which has been updated to include amendments to Rule 62-297.310, F.A.C.

After the current Title V air operation permit No. 0390005-022-AV was issued, effective November 17, 2014, the Department amended Rule 62-297.310, F.A.C. BASF is requesting the Department to administratively correct their Title V permit be to include the amendments to Rule 62-297.310, F.A.C., which now allows compliance testing to be performed during the calendar year, instead of during the federal fiscal year. These corrective actions do not alter the effective dates of the existing permit. A copy of this corrective action shall be kept on file at the facility with the permit being corrected and shall be incorporated into the permit the next time it is opened.

The Department of Environmental Protection (Department) will consider the above-noted action final 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.

Petitions: 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 with (received by) the Department's Agency Clerk in the Office of General Counsel of the Department of Environmental Protection, 3900 Commonwealth Boulevard, Mail Station #35, Tallahassee, Florida 32399-3000, Agency_Clerk@dep.state.fl.us, before the deadline. Petitions must be filed within 14 days of receipt of this administratively corrected permit. 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 (in a proceeding initiated by another party) 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 Permitting Authority'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 when and how each petitioner received notice of the agency action or proposed decision; (d) A statement of all disputed issues of material fact. If there are none, the petition must so state; (e) A concise statement of the ultimate facts alleged, including the specific facts the petitioner contends warrant reversal or modification of the agency's proposed action; (f) A statement of the specific rules or statutes the petitioner contends require reversal or modification of the agency's proposed action including an explanation of how the alleged facts relate to the specific rules or statutes; and, (g) A statement of the relief sought by the petitioner, stating precisely the action the 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 Permitting Authority'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 Permitting Authority's final action may be different from the position taken by it in this written notice. 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.

Judicial Review: Any party to this permitting decision (order) has the right to seek judicial review of it under Section 120.68, F.S., 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, MS 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 30 days after this order is filed with the clerk of the Department.

Executed in Pensacola, Florida

Andrew Joslyn
Permitting Program Administrator

August 1, 2017
Date

AJ/ha/c

CERTIFICATE OF SERVICE

The undersigned duly designated agency clerk hereby certifies that this Notice of Administratively Corrected Permit and a link to these documents made available electronically on a publicly accessible server, was sent by electronic mail with received receipt requested to the persons listed below:

Paige Hilton, BASF Corporation, paige.hilton@basf.com
Walt Loomis, BASF Corporation, walt.loomis@basf.com
Pradeep Raval, Koogler and Associates, praval@kooglerassociates.com
Veronica Sgro, P.E., Koogler and Associates, vsgro@kooglerassociates.com
Tracy A. White, DEP Northwest District Branch Office, Tallahassee, Tracy.A.White@dep.state.fl.us
Barbara Friday, DEP OPC, barbara.friday@dep.state.fl.us *(for posting with EPA)*
Lynn Scearce, DEP OPC, lynn.scearce@dep.state.fl.us *(for posting with EPA)*

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.

Mary H. Cole

August 1, 2017

_____ _____

Clerk Date

The following permit conditions are revised as indicated. ~~Double Strikethrough~~ is used to denote the deletion of test Double-underlines are used to denote the addition of text. All changes are emphasized with shading.

The BASF Corporation Title V Permit No. 0390005-022-AV is administratively corrected as follows:

- Change specific conditions to allow compliance testing to be performed during the calendar year, as allowed by the amended Rule 62-297.310, F.A.C.
- Update the rule citations in the Title V permit to reflect recent amendments to Rule 62-297.310, F.A.C.
- Administratively replace Appendix TR, facility-wide testing requirements, which has been updated to include amendments to Rule 62-297.310, F.A.C.

A. Change specific conditions to allow compliance testing to be performed during the calendar year, as allowed by the amended Rule 62-297.310, F.A.C.

1. Specific Conditions B.9., C.9., and G.9. are hereby changed as follows:

   Annual Compliance Tests Required. During each ~~federal fiscal year (October 1st to September 30th)~~ calendar year (January 1 – December 31), each emissions unit shall be tested to demonstrate compliance with the emissions standards for visible emissions. The VE test duration shall be 30 minutes. Notification of compliance testing and completed test reports may be submitted by electronic mail to nwdair@dep.state.fl.us. [Rules 62-4.070(3) and 62-297.310~~(7)~~(8), F.A.C.]

2. Specific Conditions A.11, D.13., E.13. and F.13. are hereby changed as follows:

   Compliance Tests Prior To Renewal. A compliance test for visible emissions shall be performed on each emissions unit once during the permit cycle (every five years), prior to the permit renewal application due date, so the results can be included with the submission of the permit renewal application. The VE test duration shall be 30 minutes. Notification of compliance testing and completed test reports may be submitted by electronic mail to nwdair@dep.state.fl.us [Rules 62-210.300(2) and 62-297.310~~(7(a)3~~(8)(b), F.A.C; and permits 0390005-015-AC and 0390005-002-AV]

B. Update the rule citations in the Title V permit to reflect recent amendments to Rule 62-297.310, F.A.C.

1. Specific Conditions A.3., B.3., C.3., D.4., E.4., F.4. and G.3. are hereby changed as follows:

   Emissions Unit Operating Rate Limitation After Testing. See the related testing provisions in Appendix TR, Facility-wide Testing Requirements. [Rule 62-297.310~~(2)~~(3), F.A.C.]

2. Specific Conditions A.13., D.17., E.17. and F.17. are hereby changed as follows:

   Determination of Process Variables. See Combined Appendices, Appendix TR. [Rule 62-297.310~~(5)~~(6), F.A.C.]

3. Specific Conditions D.10., E.10. and F.10. are hereby changed as follows:

   Compliance Assurance Monitoring (CAM). This emissions unit is subject to the CAM requirements contained in the attached Appendix CAM. Failure to adhere to the monitoring requirements specified does not necessarily indicate an exceedance of a specific emissions limitation; however, it may constitute good reason to require compliance testing pursuant to Rule 62-297.310~~(7)(b)~~(8)(c), F.A.C. [Rule 62-213.440(1)(b)1.a., F.A.C. and 40 CFR 64]

C. Administratively replace Appendix TR, facility-wide testing requirements, which has been updated to include amendments to Rule 62-297.310, F.A.C. (The revised Title V Appendix TR is included below)

FACILITY-WIDE TESTING REQUIREMENTS

(Version Dated 3/9/2015)

Unless otherwise specified in a specific rule, this permit, or other order, the following testing requirements apply to each emissions unit for which testing is required. An emissions test is an emissions rate test, a concentration test, or an opacity test.

TR1. Required Number of Test Runs. For emission rate or concentration limitations, an emissions test shall consist of three valid test runs to determine the total air pollutant emission rate or concentration through the test section of the stack or duct. A valid test run is a test run that meets all requirements of the applicable test method. An emissions test shall also consist of three distinct determinations of any applicable process parameters corresponding to the three distinct test run time periods during which the emission rate or concentration was measured when such data are needed in conjunction with emissions data to compare the emissions test results with the applicable emission limiting standards. Such data shall be obtained pursuant to condition **TR5.** [Subsection 62-297.310(6), F.A.C.]. 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, results of the two valid runs shall be accepted, provided that the arithmetic mean of the results of the two valid runs is at least 20% below the allowable emission limiting standard. [Rule 62-297.310(2), F.A.C.]

TR2. Operating Conditions during Emissions Testing. Testing of emissions shall be conducted with the emissions unit operating at the testing capacity as defined below. If it is impracticable to test at the testing capacity, an emissions unit may be tested at less than the testing capacity. If an emissions unit is tested at less than the testing capacity, another emissions test shall be conducted and completed no later than 60 days after the emissions unit operation exceeds 110% of the capacity at which its most recent emissions test was conducted.

a. Combustion Turbines. (Reserved)
b. All Other Sources. Testing capacity is defined as at least 90 percent of the maximum operation rate specified by the permit.

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

TR3. Calculation of Emission Rate or Concentration. The emission rate or concentration used for comparison with the relevant standard shall be the arithmetic average of the emission rate or concentration determined by each of the three valid test runs unless otherwise specified in an applicable rule or test method. Data collected during periods of soot blowing shall not be excluded from any calculation of emission rate or concentration. [Rule 62-297.310(4), F.A.C.]

TR4. Required Sampling Times and Observation Periods. Unless otherwise specified in an applicable test method, rule, permit, or other order, the owner or operator shall conduct emissions tests in accordance with the following procedures:

a. *Emission Rate or Concentration Tests*. 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, except that for operations that are typically completed within less than the minimum required sampling time, the duration of each test run shall include each occurrence of the operation during the minimum required sampling time. The test period shall include the period of typical operation during which the highest representative emissions are expected to occur.
b. *Opacity Tests*. When EPA Method 9 is specified as the applicable opacity test method, the required minimum period of observation for a visible emissions test shall be 60 minutes for emissions units that are subject to a multiple-valued opacity standard, and 30 minutes for all other emissions units, except that for batch, cyclical processes, or other operations that are typically completed within less than the minimum observation period, the period of observation shall include each occurrence of the operation during the minimum observation period. The opacity test observation period shall include the period during which the highest opacity emissions can reasonably be expected to occur.

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

TR5. Determination of Process Parameters.

a. *Required Process Equipment*. The owner or operator of an emissions unit for which emissions tests are required shall install, operate, and maintain equipment or instruments necessary to determine process parameters, when such data are needed in conjunction with emissions data to compare emissions test results with applicable emission limiting standards.
b. *Accuracy of Process Measurement Equipment*. Equipment or instruments used to directly or indirectly determine process parameters shall be calibrated and adjusted so as to determine the value of the process parameter to within 10 percent of its true value.

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

TR6. Required Emissions Testing Facilities.

a. The owner or operator of an emissions unit, for which an emissions test other than a visible emissions test is required, shall provide emissions testing facilities that meet the requirements of 40 CFR 60.8(e), adopted and incorporated in Rule 62-204.800, F.A.C.

b. *Permanent Emissions Testing Facilities.* The owner or operator of an emissions unit, for which an emissions test other than a visible emissions test is required on at least an annual basis, shall install and maintain permanent emissions testing facilities.

c. *Temporary Emissions Testing Facilities*. The owner or operator of an emissions unit that is not required to conduct an emissions test on at least an annual basis may use permanent or temporary emissions testing facilities. If the owner or operator chooses to use temporary emissions testing 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.

[Rule 62-297.310(7), F.A.C.]

TR7. Frequency of Emissions Tests. The following provisions apply only to those emissions units that are subject to an emissions-limiting standard for which emissions testing is required.

a. *Annual Emissions Tests Required*.

(1) Where used in Rules 62-210.310, 62-297.310, or Chapter 62-296, F.A.C., to refer to frequency of required emissions tests, the terms “annual”, “annually”, and “annually thereafter” shall mean no less frequently than once every calendar year (January 1 – December 31).

(2) Unless exempted by paragraph a.(5), below [subparagraph 62-297.310(8)(a)5., F.A.C.], the owner or operator shall have an emissions unit tested annually for each of the following pollutants that has an emissions-limiting standard for which emissions testing is required:

(a) Each hazardous air pollutant regulated by 40 CFR Part 61, adopted and incorporated by reference at Rule 62-204.800, F.A.C.; and

(b) Any other regulated air pollutant, as defined at Rule 62-210.200, F.A.C., or a pollutant designated as a surrogate to a regulated air pollutant by an applicable rule or order, if allowable emissions equal or exceed 100 tons per year.

(3) Unless exempted by paragraph a.(5), below [subparagraph 62-297.310(8)(a)5., F.A.C.], the owner or operator shall have an emissions unit tested annually for visible emissions, if there is an applicable standard other than the general opacity standard of subparagraph 62-296.320(4)(b)1., F.A.C.

(4) Unless exempted by paragraph a.(5), below [subparagraph 62-297.310(8)(a)5., F.A.C.], the owner or operator shall have an emissions unit tested annually if a rule, permit or other order issued after March 9, 2015, requires an initial emissions test but is silent as to the frequency of additional testing. A rule, permit, or other order that states that no further testing is required after an initial test, or which expressly lists or describes the tests that shall be conducted annually, is not considered silent as to the frequency of additional testing. Annual testing is not required where a permit or other order issued prior to March 9, 2015, is silent as to the frequency of additional testing.

(5) Exemptions from paragraphs a.(2), (3) and (4), above [subparagraphs 62-297.310(8)(a)2., 3., and 4., F.A.C.].

(a) An annual emissions test shall not be required for any pollutant for which a rule, permit, or other order requires emissions testing at some other specific frequency. If multiple applicable rules, permits, or other orders, other than paragraphs a.(2), (3) and (4), above [subparagraphs 62-297.310(8)(a)2., 3., and 4., F.A.C.], require different testing frequencies, testing must comply with the frequency requirements of each such rule, permit, or order.

(b) An annual emissions test shall not be required for any pollutant for which a rule, permit, or other order requires that the pollutant emissions be measured by a continuous emission monitoring system and, either that system meets the performance specifications and quality assurance and quality control measures of 40 CFR part 60, adopted and incorporated in Rule 62-204.800, F.A.C., or that system meets the performance specifications and quality assurance and quality control measures of 40 CFR part 75, adopted and incorporated in Rule 62-204.800, F.A.C.

(c) An annual emissions test shall not be required for visible emissions for which a rule, permit, or other order requires that emissions be measured by a continuous opacity monitoring system, and that system meets the performance specifications and quality assurance and quality control measures of 40 CFR part 60, adopted and incorporated in Rule 62-204.800, F.A.C., and the manufacturer’s recommended quality assurance and quality control measures.

(d) An annual emissions test shall not be required for any emissions unit that operated for 400 hours or less (including during startup and shutdown) during the calendar year. If an emission unit operates for more than 400 hours during the calendar year, an emissions test shall be completed no later than 60 days after the emissions unit's annual operation exceeds 400 hours, or by the end of the calendar year, whichever is later.

(e) An annual emissions test shall not be required for any emissions unit with emissions generated solely from the combustion of fuel, provided that the emissions unit does not burn any liquid fuel or solid fuel or fuel blend for more than 400 hours combined, other than during startup, during the calendar year. If an emissions unit's liquid fuel or solid fuel or fuel blend burning exceeds 400 hours combined during the calendar year, other than during startup, an emissions test shall be completed no later than 60 days after the emissions unit's liquid fuel or solid fuel or fuel blend burning exceeds 400 hours combined, or by the end of the calendar year, whichever is later.

(f) An annual emissions test shall not be required for each fuel-specific emissions limit, provided the fuel or fuel blend subject to a fuel-specific limit was not burned for more than 400 hours, other than during startup, during the calendar year. If an emissions unit burns a fuel or fuel blend subject to a fuel-specific emission limit for more than 400 hours, other than during startup, during the calendar year, an emissions test for that fuel or fuel blend shall be completed no later than 60 days after the unit's burning of that fuel or fuel blend exceeds 400 hours, or by the end of the calendar year, whichever is later.

(g) An emissions unit shall not be required to start up for the sole purpose of conducting an emissions test to meet the frequency requirements of this condition **TR7.** [Subsection 62-297.310(8), F.A.C.]. In such a case, an emissions test shall be completed no later than 60 days after the emissions unit next starts up.

(h) An emissions unit permitted to burn multiple fuels or fuel blends shall not be required to switch fuels for the sole purpose of conducting an annual emissions test to meet the frequency requirements of this condition **TR7.** [Subsection 62-297.310(8), F.A.C.]. In such a case, an emissions test shall be completed no later than 60 days after a switch is made to burn the fuel or fuel blend for which testing is required.

(i) An annual emissions test for visible emissions shall not be required for emissions units exempted from air permitting pursuant to paragraphs 62-210.300(3)(a) or (b), F.A.C.; emissions units determined to be insignificant pursuant to paragraph 62-213.430(6)(b), F.A.C.; or, emissions units authorized pursuant to the general permit provisions in subsection 62-210.300(4), F.A.C., unless the general permit specifically requires such testing.

b. *Emissions Tests Prior to Obtaining an Air Operation Permit.*

(1) Unless exempted by paragraph b.(3), below [subparagraph 62-297.310(8)(b)3., F.A.C.], prior to obtaining an initial or renewal air operation permit for any emissions unit that is subject to any emission-limiting standard, the owner or operator shall have an emissions test conducted for each such standard to assist in providing reasonable assurance, per Rule 62-4.070, F.A.C., that the emission-limiting standard can be met and shall submit the test report as specified in subsection 62-297.310(10), F.A.C. For an emissions unit at a Title V source, such prior emissions testing is not required provided that an emissions testing compliance plan is included in the Title V permit.

(2) For the purpose of renewal of an air operation permit, the owner or operator may satisfy the requirements of paragraph b.(1), above [subparagraph 62-297.310(8)(b)1., F.A.C.], for any emissions unit by submitting the most recent emissions test, as specified in condition **TR9.** [Subsection 62-297.310(10), F.A.C.], provided such test occurred within the term of the current operation permit.

(3) Exemptions from paragraph b.(1), above [subparagraph 62-297.310(8)(b)1., F.A.C.].

(a) An emissions test shall not be required for any pollutant for which a rule, permit, or other order requires that the emissions be measured by a continuous emission monitoring system and, either that system meets the performance specifications and quality assurance and quality control measures of 40 CFR part 60, adopted and incorporated in Rule 62-204.800, F.A.C., or that system meets the performance specifications and quality assurance and quality control measures of 40 CFR part 75, adopted and incorporated in Rule 62-204.800, F.A.C.

(b) An emissions test shall not be required for visible emissions for which a rule, permit, or other order requires that emissions be measured by a continuous opacity monitoring system, and that system meets the performance specifications and quality assurance and quality control measures of 40 CFR part 60, adopted and incorporated in Rule 62-204.800, F.A.C., and the manufacturer's recommended quality assurance and quality control measures.

(c) For the purpose of renewal of an air operation permit, an emissions test shall not be required for any emissions unit that, in the previous five-year period of permitted operation, operated for 400 hours or less (including

during startup and shutdown) during each calendar year included in the five-year period of permitted operation. The first time an emissions unit subsequently exceeds 400 hours of operation during a calendar year, emissions must be tested no later than 60 days after 400 hours of operation is exceeded in that calendar year, or by the end of that calendar year, whichever is later.

(d) For the purpose of renewal of an air operation permit, an emissions test shall not be required for any emissions unit with emissions generated solely from the combustion of fuel provided that, in the previous five-year period of permitted operation, the emissions unit did not burn any liquid fuel or solid fuel or fuel blend for more than 400 hours combined, other than during startup, during each calendar year included in the five-year period of permitted operation. The first time an emissions unit subsequently burns any liquid fuel or solid fuel or fuel blend for more than 400 hours combined during a calendar year, emissions must be tested no later than 60 days after the emissions unit's combined burning of any liquid fuel or solid fuel or fuel blend exceeds 400 hours in that calendar year, or by the end of that calendar year, whichever is later.

(e) An emissions test shall not be required for each fuel-specific emissions limit prior to the renewal of an air operation permit for an emissions unit provided that, in the previous five-year period of permitted operation, the fuel or fuel blend subject to a fuel-specific limit was not burned for more than 400 hours, other than during startup, during each calendar year included in the five-year period of permitted operation. The first time an emissions unit subsequently burns a fuel or fuel blend subject to a fuel-specific emission limit for more than 400 hours, other than during startup, during any calendar year, an emissions test for that fuel or fuel blend must be completed no later than 60 days after the emissions unit's burning of that fuel or fuel blend exceeds 400 hours in that calendar year, or by the end of that calendar year, whichever is later.

(f) An emissions unit shall not be required to start up for the sole purpose of conducting an emissions test to meet the frequency requirements of this condition **TR7.** [Subsection 62-297.310(8), F.A.C.]. In such a case, an emissions test shall be completed no later than 60 days after the emissions unit starts up.

(g) An emissions unit permitted to burn multiple fuels or fuel blends shall not be required to switch fuels for the sole purpose of conducting the emissions test to meet the frequency requirements of this condition **TR7.** [Subsection 62-297.310(8), F.A.C.]. In such a case, an emissions test shall be completed no later than 60 days after a switch is made to burn the fuel or fuel blend for which testing is required.

(h) An emissions test for visible emissions shall not be required for emissions units exempted from air permitting pursuant to paragraphs 62-210.300(3)(a) or (b), F.A.C.; emissions units determined to be insignificant pursuant to paragraph 62-213.430(6)(b), F.A.C.; or emissions units authorized pursuant to the general permit provisions in subsection 62-210.300(4), F.A.C., unless the general permit specifically requires such testing.

c. *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 shall 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, unless the Department obtains other information sufficient to demonstrate compliance. The owner or operator of the emissions unit shall provide a report on the results of said tests to the Department in accordance with the provisions of condition **TR9.** [Subsection 62-297.310(10), F.A.C.].

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

TR8. Scheduling and Notification. At least 15 days prior to the date on which each required emissions test is to begin, the owner or operator shall notify the air compliance program identified by permit, unless shorter notice is agreed to by the appropriate air compliance program. The notification shall include the date, time, place of each such test, Facility ID Number, Emission Unit ID Number(s) and description(s), Emission Point Number(s) and description(s), test method(s), pollutant(s) to be tested, along with the name and telephone number of the person who will be responsible for conducting such test(s) for the owner or operator. If a scheduled emissions test needs to be re-scheduled, the owner or operator shall submit to the appropriate air compliance program a revised notification at least seven days prior to the re-scheduled emissions test date or arrange a re-scheduled test date with the appropriate air compliance program by mutual agreement. [Rule 62-297.310(9), F.A.C.]

TR9. Test Reports.

a. The owner or owner's authorized agent of an emissions unit for which an emissions test is required shall submit a written test report to the compliance authority specified by permit, on the results of each such test as soon as practicable but no later than 45 days after the last run of each test is completed. Test reports may be submitted electronically.

b. If the owner or owner's authorized agent of an emissions unit for which an emissions test is required submits the results of each such test electronically using the EPA Electronic Reporting Tool (ERT)

(http://www.epa.gov/ttnchie1/ert/), the written report specified in paragraph a., above [paragraph 62-297.310(10)(a), F.A.C.], need not be submitted, provided the conditions of paragraphs (1) – (3), below [subparagraphs 62-297.310(10)(b)1. through 3., F.A.C.], are met:

(1) The owner or owner's authorized agent shall submit the test information using the ERT as soon as practicable but no later than 45 days after the last run of each test is completed;
(2) The test information shall provide, as a minimum, the information specified in paragraphs c.(1) – (24), below [subparagraphs 62-297.310(10)(c)1. through 24., F.A.C.]; and
(3) The compliance authority specified by permit must receive written notification, no later than 45 days after the last run of each test is completed, of the date that the test data was submitted using the ERT.

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 Method 9 test, shall provide the following information:

(1) The type, location, and identification number of the emissions unit tested.
(2) The facility at which the emissions unit is located.
(3) The owner and, if other than the owner, operator of the emissions unit.
(4) The type and amount of fuels and materials typically used and processed, and the actual types and amounts of fuels used and material processed during each test run.
(5) If necessary in order to compare the emissions test results with an applicable emission limiting standard, the means, raw data, and computations used to determine the amount of fuels used and materials processed.
(6) The type of air pollution control devices installed on the emissions unit, their general condition, their typical operating parameters, and their actual operating parameters during each test run.
(7) A diagram of the sampling location, 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, including any authorized alternative procedures, used.
(10) The number of points sampled, and the 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 or duct, 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) For each sampling run, data on the amount of pollutant collected from each sampling probe.
(17) For each sampling run, data on the amount of pollutant collected from the filters.
(18) For each sampling run, data on the amount of pollutant collected from the impingers.
(19) The names of individuals who furnished the process variable data, conducted the test, analyzed the samples and prepared the report.
(20) All measured and calculated data required to be determined by each applicable test procedure for each run.
(21) The detailed calculations for one run that relate the collected data to the calculated emission rate or concentration, as applicable.
(22) The applicable emission standard, and the resulting maximum allowable emission rate or concentration for the emissions unit, as applicable, plus the test result in the same form and unit of measure.
(23) When an emissions 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 owner's authorized agent shall certify that all data required and provided to the person conducting the test are true and correct to his or her knowledge.
(24) For non-Title V sources, a certification by the owner or owner's authorized agent that, to his or her knowledge, all data submitted are true and correct.
(25) Any report submitted for a Title V source shall contain certification by a responsible official. This certification shall state that, based on information and belief formed after reasonable inquiry, the statements and information in the document are true, accurate, and complete.

[Rule 62-297.310(10), F.A.C.]