INDIANA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT
We Protect Hoosiers and Our Environment.

Michael R. Pence
Governor

Thomas W. Easterly
Commissioner

100 North Senate Avenue
Indianapolis, Indiana 46204
(317) 232-8603
Toll Free (800) 451-6027
www.idem.IN.gov

TO: Interested Parties / Applicant

DATE: February 6, 2013

RE: Valero Renewable Fuels Company, LLC / 107-31939-00061

FROM: Matthew Stuckey, Branch Chief
Permits Branch
Office of Air Quality

Notice of Decision: Approval – Effective Immediately

Please be advised that on behalf of the Commissioner of the Department of Environmental Management, I have issued a decision regarding the enclosed matter. Pursuant to IC 13-15-5-3, this permit is effective immediately, unless a petition for stay of effectiveness is filed and granted, and may be revoked or modified in accordance with the provisions of IC 13-15-7-1.

If you wish to challenge this decision, IC 4-21.5-3-7 and IC 13-15-6-1(b) or IC 13-15-6-1(a) require that you file a petition for administrative review. This petition may include a request for stay of effectiveness and must be submitted to the Office of Environmental Adjudication, 100 North Senate Avenue, Government Center North, Suite N 501E, Indianapolis, IN 46204.

For an **initial Title V Operating Permit**, a petition for administrative review must be submitted to the Office of Environmental Adjudication within **thirty (30)** days from the receipt of this notice provided under IC 13-15-5-3, pursuant to IC 13-15-6-1(b).

For a **Title V Operating Permit renewal**, a petition for administrative review must be submitted to the Office of Environmental Adjudication within **fifteen (15)** days from the receipt of this notice provided under IC 13-15-5-3, pursuant to IC 13-15-6-1(a).

The filing of a petition for administrative review is complete on the earliest of the following dates that apply to the filing:

(1) the date the document is delivered to the Office of Environmental Adjudication (OEA);
(2) the date of the postmark on the envelope containing the document, if the document is mailed to OEA by U.S. mail; or
(3) The date on which the document is deposited with a private carrier, as shown by receipt issued by the carrier, if the document is sent to the OEA by private carrier.

The petition must include facts demonstrating that you are either the applicant, a person aggrieved or adversely affected by the decision or otherwise entitled to review by law. Please identify the permit, decision, or other order for which you seek review by permit number, name of the applicant, location, date of this notice and all of the following:

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(1) the name and address of the person making the request;
(2) the interest of the person making the request;
(3) identification of any persons represented by the person making the request;
(4) the reasons, with particularity, for the request;
(5) the issues, with particularity, proposed for considerations at any hearing; and
(6) identification of the terms and conditions which, in the judgment of the person making the request, would be appropriate in the case in question to satisfy the requirements of the law governing documents of the type issued by the Commissioner.

Pursuant to 326 IAC 2-7-18(d), any person may petition the U.S. EPA to object to the issuance of an initial Title V operating permit, permit renewal, or modification within sixty (60) days of the end of the forty-five (45) day EPA review period. Such an objection must be based only on issues that were raised with reasonable specificity during the public comment period, unless the petitioner demonstrates that it was impractible to raise such issues, or if the grounds for such objection arose after the comment period.

To petition the U.S. EPA to object to the issuance of a Title V operating permit, contact:

U.S. Environmental Protection Agency
401 M Street
Washington, D.C. 20406

If you have technical questions regarding the enclosed documents, please contact the Office of Air Quality, Permits Branch at (317) 233-0178. Callers from within Indiana may call toll-free at 1-800-451-6027, ext. 3-0178.

Enclosures
FNTVOP.dot12/3/07

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Part 70 Operating Permit
OFFICE OF AIR QUALITY

Valero Renewable Fuels Company, LLC - Valero Linden Plant
203 West County Road 1100 North
Linden, Indiana 47955

(herein known as the Permittee) is hereby authorized to operate subject to the conditions contained herein, the source described in Section A (Source Summary) of this permit.

The Permittee must comply with all conditions of this permit. Noncompliance with any provisions of this permit is grounds for enforcement action; permit termination, revocation and reissuance, or modification; or denial of a permit renewal application. Noncompliance with any provision of this permit, except any provision specifically designated as not federally enforceable, constitutes a violation of the Clean Air Act. It shall not be a defense for the Permittee in an enforcement action that it would have been necessary to halt or reduce the permitted activity in order to maintain compliance with the conditions of this permit. An emergency does constitute an affirmative defense in an enforcement action provided the Permittee complies with the applicable requirements set forth in Section B, Emergency Provisions.

This permit is issued in accordance with 326 IAC 2 and 40 CFR Part 70 Appendix A and contains the conditions and provisions specified in 326 IAC 2-7 as required by 42 U.S.C. 7401, et. seq. (Clean Air Act as amended by the 1990 Clean Air Act Amendments), 40 CFR Part 70.6, IC 13-15 and IC 13-17.

Operation Permit No.: T107-31939-00061	
Issued by: Jenny Acker, Section Chief Permits Branch Office of Air Quality	Issuance Date: February 6, 2013 Expiration Date: February 6, 2018

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SECTION A SOURCE SUMMARY

This permit is based on information requested by the Indiana Department of Environmental Management (IDEM), Office of Air Quality (OAQ). The information describing the source contained in conditions A.1 through A.3 is descriptive information and does not constitute enforceable conditions. However, the Permittee should be aware that a physical change or a change in the method of operation that may render this descriptive information obsolete or inaccurate may trigger requirements for the Permittee to obtain additional permits or seek modification of this permit pursuant to 326 IAC 2, or change other applicable requirements presented in the permit application.

A.1 General Information [326 IAC 2-7-4(c)][326 IAC 2-7-5(14)][326 IAC 2-7-1(22)]

The Permittee owns and operates a stationary Fuel Ethanol Production; Fuel Grade ethanol.

Source Address:	203 West County Road 1100 North, Linden, IN 47955
General Source Phone Number:	(765) 522-3115
SIC Code:	2869
County Location:	Montgomery
Source Location Status:	Attainment for all criteria pollutants
Source Status:	Part 70 Operating Permit Program Minor Source, under PSD and Emission Offset Rules Greenhouse Gas (GHG) potential to emit (PTE) is equal to or more than one hundred thousand (100,000) tons of CO2 equivalent emissions (CO2e) per year Minor Source, Section 112 of the Clean Air Act Not 1 of 28 Source Categories

A.2 Source Definition [326 IAC 2-7-1(22)]

The following two (2) companies are located on adjacent properties:

(a) Valero Renewable Fuels Company, LLC - Valero Linden Plant (Plant ID #107-00061), an ethanol production plant (SIC 2869). All the grain received at the ethanol plant will be from Cargill AgHorizons - Linden Grain Elevator.

(b) Cargill AgHorizons – Linden Grain Elevator (Plant ID #107-00009), an existing grain elevator (SIC 5153), which started operation in 1972.

Since these two (2) plants are located on adjacent property and have a supporting relationship, IDEM, OAQ has determined that these two (2) plants should be considered one (1) source for purposes of determining the potential to emit regulated air pollutants and applicable requirements under the Clean Air Act (as amended by the 1990 Clean Air Act Amendments), Title 40 of the Code of Federal Regulations (CFR), and Title 326 of the Indiana Administrative Code (IAC). Separate FESOPs have been issued to Plant #107-00009 and #107-00061 solely for administrative purposes. This permit covers the Valero Renewable Fuels Company, LLC - Valero Linden Plant (#107-00061).

A.3 Emission Units and Pollution Control Equipment Summary [326 IAC 2-7-4(c)(3)][326 IAC 2-7-5(14)]

This stationary source consists of the following emission units and pollution control devices:

(a) One (1) corn receiving system, identified as EU001, constructed in 2006, with a maximum throughput rate of 770 tons of corn per hour, with emissions controlled by baghouse CE001 and exhausting through stack EP001, and consisting of a series of:

(1) Bucket elevators.

(2) Conveyors.

(3) One (1) corn day bin (with a storage capacity of 81,900 bushels).

(4) One (1) surge bin.

(5) One (1) grind bin with scalpers.

(b) One (1) corn grinding system, with emissions controlled by baghouse CE002 and exhausting through stack EP002, and consisting of:

(1) Four (4) hammermills, identified as EU002 through EU005, constructed in 2006, each with a maximum throughput rate of 42 tons of corn per hour.

(2) A series of corn transfer conveyors.

(c) One (1) mashing, cooking, and liquefication process, constructed in 2006, with all emissions routed to and controlled by the TO/HSRG systems (CE003 and CE006) and exhausting through stack EP003, and consisting of:

(1) One (1) mixer, identified as EU006.

(2) Two (2) slurry tanks, identified as EU007 and EU008.

(3) One (1) flash tank, identified as EU009.

(4) Two (2) cook tubes, identified as EU010 and EU011.

(5) Two (2) liquefication tanks, identified as EU012 and EU013.

(6) Two (2) yeast tanks, identified as EU015 and EU016.

Under NSPS, Subpart VV, the pumps, compressors, pressure relief devices in gas/vapor service, sampling connection systems, open-ended valves or lines, and valves of this process are considered to be affected facilities.

(d) One (1) fermentation process, constructed in 2006, with a maximum equivalent throughput rate of 15,310 gallons of 200-proof ethanol per hour, and consisting of the following:

(1) Seven (7) fermenters, identified as EU025 through EU031, with emissions controlled by wet scrubber CE004 and exhausting through stack EP004, during cleaning in place process may vent to the atmosphere though a pressure relief device.

(2) One (1) beer well, identified as EU032, with emissions controlled by wet scrubber CE004 and exhausting through stack EP004.

Under NSPS, Subpart VV, the pumps, compressors, pressure relief devices in gas/vapor service, sampling connection systems, open-ended valves or lines, and valves of this process are considered to be affected facilities.

(e) Two (2) thermal oxidizer with heat recovery steam generator (TO/HRSG) systems, identified as CE003 and CE006, constructed in 2006, each with a nominal heat input rate of 143 MMBtu/hr, using natural gas and methanator biogas as fuel, with emissions exhausted through stack EP003.

Under 40 CFR Part 60, Subpart Db, CE003 and CE006 are affected facilities.

(f) One (1) distillation and dehydration process, constructed in 2006, with a maximum equivalent throughput rate of 15,310 gallons of 200-proof ethanol per hour (134,115,600 gallons of 200-proof ethanol per year), with emissions routed to and controlled by the TO/HRSG systems (CE003 and CE006) and exhausting through stack EP003. This process consists of the following:

(1) One (1) beer column, identified as EU017.

(2) One (1) side stripper, identified as EU018.

(3) One (1) rectifier column, identified as EU019.

(4) One (1) 190 proof ethanol condenser, identified as EU020.

(5) One (1) molecular sieves unit, identified as EU021, consisting of six (6) sieve bottles.

(6) One (1) 200 proof ethanol condenser, identified as EU022.

(7) Six (6) centrifuges.

(8) Two (2) centrate tanks.

(9) Eight (8) evaporators.

Under NSPS, Subpart VV, the pumps, compressors, pressure relief devices in gas/vapor service, sampling connection systems, open-ended valves or lines, and valves of this process are considered to be affected facilities.

(g) Two (2) natural gas fired DDGS dryers, identified as EU039 and EU040, constructed in 2006, with a nominal combined heat input rate of 90.0 MMBtu/hr and each with a maximum throughput rate of 25 tons/hr of DDGS, with emissions controlled by the multicyclones C60 and C61 and the TO/HRSG system CE003 and exhausting to stack EP003.

(h) Two (2) natural gas fired DDGS dryers, identified as EU042 and EU043, constructed in 2006, with a nominal combined heat input rate of 90.0 MMBtu/hr and each with a maximum throughput rate of 25 tons/hr of DDGS, with emissions controlled by multicyclones C70 and C71 and the TO/HRSG system CE006 and exhausting to stack EP003.

(i) One (1) DDGS cooling drum, identified as EU046, constructed in 2006, with a maximum throughput rate of 50.50 tons/hr of DDGS, with emissions controlled by a baghouse, identified as CE008, and those emissions routed to the TO/HRSG systems CE003 and CE006 to provide combustion air.

Note: A portion of the emission stream is continuously exhausted to stack EP007.

(j) One (1) DDGS handling and loadout operation, constructed in 2006, with a maximum throughput rate of 120 tons/hr of DDGS, controlled by baghouse CE005, with emissions exhausted to stack EP005, and consisting of the following:

(1) Two (2) DDGS storage bins, identified as EU035;

(2) One (1) DDGS conveyor, identified as EU036; and

(3) One (1) DDGS truck/rail loadout spout, identified as EU037.

(k) One (1) ethanol loading rack system for both railcar and truck loading, identified as EU047, constructed in 2006, with a maximum throughput rate of 156,000 gallons per hour. Railcars carry denatured ethanol product. Trucks may not be dedicated to carrying denatured ethanol. Emissions from both the railcar loading and truck loading processes are controlled by a vapor combustion unit CE009, which has a maximum heat input capacity of 6.4 MMBtu/hr and exhausts through stack EP008.

Under NSPS, Subpart VV, the pumps, compressors, pressure relief devices in gas/vapor service, sampling connection systems, open-ended valves or lines, and valves of this process are considered to be affected facilities.

A.4 Specifically Regulated Insignificant Activities
[326 IAC 2-7-1(21)][326 IAC 2-7-4(c)][326 IAC 2-7-5(14)]

This stationary source also includes the following insignificant activities:

(a) Storage tanks with capacity less than or equal to 1,000 gallons and annual throughputs less than 12,000 gallons.

(1) One (1) gasoline storage tank with a capacity of 1,000 gallons and an annual throughput less than 10,000 gallons.

Under 40 CFR 63, Subpart CCCCCC, this is an affected unit.

(b) Stationary fire pumps, including one (1) diesel fire pump, identified as EU048, constructed in 2006, with a maximum power output rate of 300 horsepower, and exhausting to stack EP009.

Under 40 CFR Part 60, Subpart IIII, EU048 is an affected unit.
Under 40 CFR Part 63, Subpart ZZZZ, EU048 is an affected unit.

(c) Other emission units, not regulated by a NESHAP, with PM10, NOx, and SO_2 emissions less than five (5) pounds per hour or twenty-five (25) pounds per day, CO emissions less than twenty-five (25) pounds per day, VOC emissions less than three (3) pounds per hour or fifteen (15) pounds per day, lead emissions less than six-tenths (0.6) tons per year or three and twenty-nine hundredths (3.29) pounds per day, and emitting greater than one (1) pound per day but less than five (5) pounds per day or one (1) ton per year of a single HAP, or emitting greater than one (1) pound per day but less than twelve and five tenths (12.5) pounds per day or two and five tenths (2.5) tons per year of any combination of HAPs:

(1) Two (2) denatured ethanol storage tanks, identified as T001 and T002, constructed in 2006, each with a maximum capacity of 1,500,000 gallons.

Under 40 CFR 60, Subpart Kb, T001 and T002 are affected facilities.

(2) One (1) 200 proof storage tank, identified as T003, constructed in 2006, with a maximum capacity of 200,000 gallons.

Under 40 CFR 60, Subpart Kb, T003 is an affected facility.

(3) One (1) denaturant storage tank, identified as T004, constructed in 2006, with a maximum capacity of 200,000 gallons.

Under 40 CFR 60, Subpart Kb, T004 is an affected facility.

(4) One (1) 190 proof storage tank, identified as T005, constructed in 2006, with a maximum capacity of 200,000 gallons.

Under 40 CFR 60, Subpart Kb, T005 is an affected facility.

A.5 Insignificant Activities [326 IAC 2-7-1(21)][326 IAC 2-7-4(c)][326 IAC 2-7-5(14)]

This stationary source also includes the following insignificant activities:

(a) Storage tanks with capacity less than or equal to 1,000 gallons and annual throughputs less than 12,000 gallons.

(1) One (1) diesel storage tank with a capacity of 1,000 gallons.

(b) Vessels storing lubricating oils, hydraulic oils, machining oils, and machining fluids.

(c) Solvent recycling systems with batch capacity less than or equal to 100 gallons.

(d) Forced and induced draft cooling tower system not regulated under a NESHAP, including a cooling tower which has a maximum flow rate of 55,000 gallons per minute.

(e) Replacement or repair of electrostatic precipitators, bags in baghouses and filters in other air filtration equipment.

(f) Heat exchanger cleaning and repair.

(g) Process vessel degassing and cleaning to prepare for internal repairs.

(h) Paved roads and parking lots with public access.

(i) Blowdown for any of the following: sight glass; boiler; compressors; pumps; and cooling tower.

(j) Other emission units, not regulated by a NESHAP, with PM10, NOx, and SO_2 emissions less than five (5) pounds per hour or twenty-five (25) pounds per day, CO emissions less than twenty-five (25) pounds per day, VOC emissions less than three (3) pounds per hour or fifteen (15) pounds per day, lead emissions less than six-tenths (0.6) tons per year or three and twenty-nine hundredths (3.29) pounds per day, and emitting greater than one (1) pound per day but less than five (5) pounds per day or one (1) ton per year of a single HAP, or emitting greater than one (1) pound per day but less than twelve and five tenths (12.5) pounds per day or two and five tenths (2.5) tons per year of any combination of HAPs:

(1) One (1) corrosion inhibitor storage tank, identified as T006, constructed in 2006, with a maximum capacity of 2,300 gallons.

(2) One (1) methanator, identified as EU049, constructed in 2006, controlled by one of the thermal oxidizers CE003 and CE006, and exhausting to stack EP003, or controlled by the 6.4 MMBtu/hr biomethanator flare CE007, and exhausting to stack EP006, when the thermal oxidizers CE003 and CE006 are not in operation.

The biomthantor system has been removed for service and has been decommissioned from the source.

(3) One (1) cook water tank, constructed in 2006, with a maximum capacity of 374,000 gallons.

(4) One (1) methanator feed tank, constructed in 2006, with a maximum of 374,000 gallons.

(5) One (1) whole stillage tank, constructed in 2006, with a maximum capacity of 180,000 gallons.

(6) One (1) thin stillage tank, constructed in 2006, with a maximum capacity of 374,000 gallons.

(7) One (1) syrup tank, constructed in 2006, with a maximum capacity of 180,000 gallons.

(l) Active DDGS storage pile**s**, identified as F002, located in the Flat Storage Building.

A.6 Part 70 Permit Applicability [326 IAC 2-7-2]

This stationary source is required to have a Part 70 permit by 326 IAC 2-7-2 (Applicability) because:

(a) It is a major source, as defined in 326 IAC 2-7-1(22);

(b) It is a source in a source category designated by the United States Environmental Protection Agency (U.S. EPA) under 40 CFR 70.3 (Part 70 - Applicability).

SECTION B GENERAL CONDITIONS

B.1 Definitions [326 IAC 2-7-1]

Terms in this permit shall have the definition assigned to such terms in the referenced regulation. In the absence of definitions in the referenced regulation, the applicable definitions found in the statutes or regulations (IC 13-11, 326 IAC 1-2 and 326 IAC 2-7) shall prevail.

B.2 Permit Term [326 IAC 2-1.1-9.5][IC 13-15-3-6(a)] [326 IAC 2-7-5(2)][326 IAC 2-7-4(a)(1)(D)]

(a) This permit, T107-31939-00009, is issued for a fixed term of five (5) years from the issuance date of this permit, as determined in accordance with IC 4-21.5-3-5(f) and IC 13-15-5-3. Subsequent revisions, modifications, or amendments of this permit do not affect the expiration date of this permit.

(b) If IDEM, OAQ, upon receiving a timely and complete renewal permit application, fails to issue or deny the permit renewal prior to the expiration date of this permit, this existing permit shall not expire and all terms and conditions shall continue in effect, including any permit shield provided in 326 IAC 2-7-15, until the renewal permit has been issued or denied.

B.3 Term of Conditions [326 IAC 2-1.1-9.5]

Notwithstanding the permit term of a permit to construct, a permit to operate, or a permit modification, any condition established in a permit issued pursuant to a permitting program approved in the state implementation plan shall remain in effect until:

(a) the condition is modified in a subsequent permit action pursuant to Title I of the Clean Air Act; or

(b) the emission unit to which the condition pertains permanently ceases operation.

B.4 Enforceability [326 IAC 2-7-7] [IC 13-17-12]

Unless otherwise stated, all terms and conditions in this permit, including any provisions designed to limit the source's potential to emit, are enforceable by IDEM, the United States Environmental Protection Agency (U.S. EPA) and by citizens in accordance with the Clean Air Act.

B.5 Severability [326 IAC 2-7-5(5)]

The provisions of this permit are severable; a determination that any portion of this permit is invalid shall not affect the validity of the remainder of the permit.

B.6 Property Rights or Exclusive Privilege [326 IAC 2-7-5(6)(D)]

This permit does not convey any property rights of any sort or any exclusive privilege.

B.7 Duty to Provide Information [326 IAC 2-7-5(6)(E)]

(a) The Permittee shall furnish to IDEM, OAQ, within a reasonable time, any information that IDEM, OAQ may request in writing to determine whether cause exists for modifying, revoking and reissuing, or terminating this permit, or to determine compliance with this permit. Upon request, the Permittee shall also furnish to IDEM, OAQ copies of records required to be kept by this permit.

(b) For information furnished by the Permittee to IDEM, OAQ, the Permittee may include a claim of confidentiality in accordance with 326 IAC 17.1. When furnishing copies of requested records directly to U. S. EPA, the Permittee may assert a claim of confidentiality in accordance with 40 CFR 2, Subpart B.

B.8 Certification [326 IAC 2-7-4(f)][326 IAC 2-7-6(1)][326 IAC 2-7-5(3)(C)]

(a) A certification required by this permit meets the requirements of 326 IAC 2-7-6(1) if:

(1) it contains a certification by a "responsible official", as defined by 326 IAC 2-7-1(35), and

(2) the certification states that, based on information and belief formed after reasonable inquiry, the statements and information in the document are true, accurate, and complete.

(b) The Permittee may use the attached Certification Form, or its equivalent with each submittal requiring certification. One (1) certification may cover multiple forms in one (1) submittal.

(c) A "responsible official" is defined at 326 IAC 2-7-1(35).

B.9 Annual Compliance Certification [326 IAC 2-7-6(5)]

(a) The Permittee shall annually submit a compliance certification report which addresses the status of the source's compliance with the terms and conditions contained in this permit, including emission limitations, standards, or work practices. The initial certifications shall cover the time period from the date of final permit issuance through December 31 of the same year. All Subsequent certifications shall cover the time period from January 1 to December 31 of the previous year, and shall be submitted no later than July 1 of each year to:

Indiana Department of Environmental Management
Compliance and Enforcement Branch, Office of Air Quality
100 North Senate Avenue
MC 61-53 IGCN 1003
Indianapolis, Indiana 46204-2251

and

United States Environmental Protection Agency, Region V
Air and Radiation Division, Air Enforcement Branch - Indiana (AE-17J)
77 West Jackson Boulevard
Chicago, Illinois 60604-3590

(b) The annual compliance certification report required by this permit shall be considered timely if the date postmarked on the envelope or certified mail receipt, or affixed by the shipper on the private shipping receipt, is on or before the date it is due. If the document is submitted by any other means, it shall be considered timely if received by IDEM, OAQ on or before the date it is due.

(c) The annual compliance certification report shall include the following:

(1) The appropriate identification of each term or condition of this permit that is the basis of the certification;

(2) The compliance status;

(3) Whether compliance was continuous or intermittent;

(4) The methods used for determining the compliance status of the source, currently and over the reporting period consistent with 326 IAC 2-7-5(3); and

(5) Such other facts, as specified in Sections D of this permit, as IDEM, OAQ may require to determine the compliance status of the source.

The submittal by the Permittee does require a certification that meets the requirements of 326 IAC 2-7-6(1) by a "responsible official" as defined by 326 IAC 2-7-1(35).

B.10 Preventive Maintenance Plan [326 IAC 1-6-3][326 IAC 2-7-5(12)]

(a) If required by specific condition(s) in Section D of this permit, the Permittee shall prepare and maintain Preventive Maintenance Plans (PMPs) no later than ninety (90) days after issuance of this permit or ninety (90) days after initial start-up, whichever is later, including the following information on each facility:

(1) Identification of the individual(s) responsible for inspecting, maintaining, and repairing emission control devices;

(2) A description of the items or conditions that will be inspected and the inspection schedule for said items or conditions; and

(3) Identification and quantification of the replacement parts that will be maintained in inventory for quick replacement.

If, due to circumstances beyond the Permittee's control, the PMPs cannot be prepared and maintained within the above time frame, the Permittee may extend the date an additional ninety (90) days provided the Permittee notifies:

Indiana Department of Environmental Management
Compliance and Enforcement Branch, Office of Air Quality
100 North Senate Avenue
MC 61-53 IGCN 1003
Indianapolis, Indiana 46204-2251

The PMP extension notification does not require a certification that meets the requirements of 326 IAC 2-7-6(1) by a "responsible official" as defined by 326 IAC 2-7-1(35).

The Permittee shall implement the PMPs.

(b) A copy of the PMPs shall be submitted to IDEM, OAQ upon request and within a reasonable time, and shall be subject to review and approval by IDEM, OAQ. IDEM, OAQ may require the Permittee to revise its PMPs whenever lack of proper maintenance causes or is the primary contributor to an exceedance of any limitation on emissions. The PMPs and their submittal do not require a certification that meets the requirements of 326 IAC 2-7-6(1) by a "responsible official" as defined by 326 IAC 2-7-1(35).

(c) To the extent the Permittee is required by 40 CFR Part 60/63 to have an Operation Maintenance, and Monitoring (OMM) Plan for a unit, such Plan is deemed to satisfy the PMP requirements of 326 IAC 1-6-3 for that unit.

B.11 Emergency Provisions [326 IAC 2-7-16]

(a) An emergency, as defined in 326 IAC 2-7-1(12), is not an affirmative defense for an action brought for noncompliance with a federal or state health-based emission limitation.

(b) An emergency, as defined in 326 IAC 2-7-1(12), constitutes an affirmative defense to an action brought for noncompliance with a technology-based emission limitation if the affirmative defense of an emergency is demonstrated through properly signed, contemporaneous operating logs or other relevant evidence that describe the following:

(1) An emergency occurred and the Permittee can, to the extent possible, identify the causes of the emergency;

(2) The permitted facility was at the time being properly operated;

(3) During the period of an emergency, the Permittee took all reasonable steps to minimize levels of emissions that exceeded the emission standards or other requirements in this permit;

(4) For each emergency lasting one (1) hour or more, the Permittee notified IDEM, OAQ, within four (4) daytime business hours after the beginning of the emergency, or after the emergency was discovered or reasonably should have been discovered;

Telephone Number: 1-800-451-6027 (ask for Office of Air Quality, Compliance and Enforcement Branch), or
Telephone Number: 317-233-0178 (ask for Office of Air Quality, Compliance and Enforcement Branch)
Facsimile Number: 317-233-6865

(5) For each emergency lasting one (1) hour or more, the Permittee submitted the attached Emergency Occurrence Report Form or its equivalent, either by mail or facsimile to:

Indiana Department of Environmental Management
Compliance and Enforcement Branch, Office of Air Quality
100 North Senate Avenue
MC 61-53 IGCN 1003
Indianapolis, Indiana 46204-2251

within two (2) working days of the time when emission limitations were exceeded due to the emergency.

The notice fulfills the requirement of 326 IAC 2-7-5(3)(C)(ii) and must contain the following:

(A) A description of the emergency;

(B) Any steps taken to mitigate the emissions; and

(C) Corrective actions taken.

The notification which shall be submitted by the Permittee does not require a certification that meets the requirements of 326 IAC 2-7-6(1) by a "responsible official" as defined by 326 IAC 2-7-1(35).

(6) The Permittee immediately took all reasonable steps to correct the emergency.

(c) In any enforcement proceeding, the Permittee seeking to establish the occurrence of an emergency has the burden of proof.

(d) This emergency provision supersedes 326 IAC 1-6 (Malfunctions). This permit condition is in addition to any emergency or upset provision contained in any applicable requirement.

(e) The Permittee seeking to establish the occurrence of an emergency shall make records available upon request to ensure that failure to implement a PMP did not cause or contribute to an exceedance of any limitations on emissions. However, IDEM, OAQ may require that the Preventive Maintenance Plans required under 326 IAC 2-7-4(c)(8) be revised in response to an emergency.

(f) Failure to notify IDEM, OAQ by telephone or facsimile of an emergency lasting more than one (1) hour in accordance with (b)(4) and (5) of this condition shall constitute a violation of 326 IAC 2-7 and any other applicable rules.

(g) If the emergency situation causes a deviation from a technology-based limit, the Permittee may continue to operate the affected emitting facilities during the emergency provided the Permittee immediately takes all reasonable steps to correct the emergency and minimize emissions.

B.12 Permit Shield [326 IAC 2-7-15][326 IAC 2-7-20][326 IAC 2-7-12]

(a) Pursuant to 326 IAC 2-7-15, the Permittee has been granted a permit shield. The permit shield provides that compliance with the conditions of this permit shall be deemed compliance with any applicable requirements as of the date of permit issuance, provided that either the applicable requirements are included and specifically identified in this permit or the permit contains an explicit determination or concise summary of a determination that other specifically identified requirements are not applicable. The Indiana statutes from IC 13 and rules from 326 IAC, referenced in conditions in this permit, are those applicable at the time the permit was issued. The issuance or possession of this permit shall not alone constitute a defense against an alleged violation of any law, regulation or standard, except for the requirement to obtain a Part 70 permit under 326 IAC 2-7 or for applicable requirements for which a permit shield has been granted.

This permit shield does not extend to applicable requirements which are promulgated after the date of issuance of this permit unless this permit has been modified to reflect such new requirements.

(b) If, after issuance of this permit, it is determined that the permit is in nonconformance with an applicable requirement that applied to the source on the date of permit issuance, IDEM, OAQ, shall immediately take steps to reopen and revise this permit and issue a compliance order to the Permittee to ensure expeditious compliance with the applicable requirement until the permit is reissued. The permit shield shall continue in effect so long as the Permittee is in compliance with the compliance order.

(c) No permit shield shall apply to any permit term or condition that is determined after issuance of this permit to have been based on erroneous information supplied in the permit application. Erroneous information means information that the Permittee knew to be false, or in the exercise of reasonable care should have been known to be false, at the time the information was submitted.

(d) Nothing in 326 IAC 2-7-15 or in this permit shall alter or affect the following:

(1) The provisions of Section 303 of the Clean Air Act (emergency orders), including the authority of the U.S. EPA under Section 303 of the Clean Air Act;

(2) The liability of the Permittee for any violation of applicable requirements prior to or at the time of this permit's issuance;

(3) The applicable requirements of the acid rain program, consistent with Section 408(a) of the Clean Air Act; and

(4) The ability of U.S. EPA to obtain information from the Permittee under Section 114 of the Clean Air Act.

(e) This permit shield is not applicable to any change made under 326 IAC 2-7-20(b)(2) (Sections 502(b)(10) of the Clean Air Act changes) and 326 IAC 2-7-20(c)(2) (trading based on State Implementation Plan (SIP) provisions).

(f) This permit shield is not applicable to modifications eligible for group processing until after IDEM, OAQ, has issued the modifications. [326 IAC 2-7-12(c)(7)]

(g) This permit shield is not applicable to minor Part 70 permit modifications until after IDEM, OAQ, has issued the modification. [326 IAC 2-7-12(b)(8)]

B.13 Prior Permits Superseded [326 IAC 2-1.1-9.5][326 IAC 2-7-10.5]

(a) All terms and conditions of permits established prior to T107-31939-00061 and issued pursuant to permitting programs approved into the state implementation plan have been either:

(1) incorporated as originally stated,

(2) revised, under 326 IAC 2-7-10.5 or

(3) Deleted under 326 IAC 2-7-10.5.

(b) Provided that all terms and conditions are accurately reflected in this permit, all previous registrations and permits are superseded by this Part 70 operating permit.

B.14 Termination of Right to Operate [326 IAC 2-7-10][326 IAC 2-7-4(a)]

The Permittee's right to operate this source terminates with the expiration of this permit unless a timely and complete renewal application is submitted at least nine (9) months prior to the date of expiration of the source's existing permit, consistent with 326 IAC 2-7-3 and 326 IAC 2-7-4(a).

B.15 Permit Modification, Reopening, Revocation and Reissuance, or Termination [326 IAC 2-7-5(6)(C)][326 IAC 2-7-8(a)][326 IAC 2-7-9]

(a) This permit may be modified, reopened, revoked and reissued, or terminated for cause. The filing of a request by the Permittee for a Part 70 Operating Permit modification, revocation and reissuance, or termination, or of a notification of planned changes or anticipated noncompliance does not stay any condition of this permit. [326 IAC 2-7-5(6)(C)] The notification by the Permittee does require a certification that meets the requirements of 326 IAC 2-7-6(1) by a "responsible official" as defined by 326 IAC 2-7-1(35).

(b) This permit shall be reopened and revised under any of the circumstances listed in IC 13-15-7-2 or if IDEM, OAQ determines any of the following:

(1) That this permit contains a material mistake.

(2) That inaccurate statements were made in establishing the emissions standards or other terms or conditions.

(3) That this permit must be revised or revoked to assure compliance with an applicable requirement. [326 IAC 2-7-9(a)(3)]

(c) Proceedings by IDEM, OAQ to reopen and revise this permit shall follow the same procedures as apply to initial permit issuance and shall affect only those parts of this permit for which cause to reopen exists. Such reopening and revision shall be made as expeditiously as practicable. [326 IAC 2-7-9(b)]

(d) The reopening and revision of this permit, under 326 IAC 2-7-9(a), shall not be initiated before notice of such intent is provided to the Permittee by IDEM, OAQ at least thirty (30) days in advance of the date this permit is to be reopened, except that IDEM, OAQ may provide a shorter time period in the case of an emergency. [326 IAC 2-7-9(c)]

B.16 Permit Renewal [326 IAC 2-7-3][326 IAC 2-7-4][326 IAC 2-7-8(e)]

(a) The application for renewal shall be submitted using the application form or forms prescribed by IDEM, OAQ and shall include the information specified in 326 IAC 2-7-4. Such information shall be included in the application for each emission unit at this source, except those emission units included on the trivial or insignificant activities list contained in 326 IAC 2-7-1(21) and 326 IAC 2-7-1(40). The renewal application does require a certification that meets the requirements of 326 IAC 2-7-6(1) by a "responsible official" as defined by 326 IAC 2-7-1(35).

Request for renewal shall be submitted to:

Indiana Department of Environmental Management
Permit Administration and Support Section, Office of Air Quality
100 North Senate Avenue
MC 61-53 IGCN 1003
Indianapolis, Indiana 46204-2251

(b) A timely renewal application is one that is:

(1) Submitted at least nine (9) months prior to the date of the expiration of this permit; and

(2) If the date postmarked on the envelope or certified mail receipt, or affixed by the shipper on the private shipping receipt, is on or before the date it is due. If the document is submitted by any other means, it shall be considered timely if received by IDEM, OAQ on or before the date it is due.

(c) If the Permittee submits a timely and complete application for renewal of this permit, the source's failure to have a permit is not a violation of 326 IAC 2-7 until IDEM, OAQ takes final action on the renewal application, except that this protection shall cease to apply if, subsequent to the completeness determination, the Permittee fails to submit by the deadline specified, pursuant to, 326 IAC 2-7-4(a)(2)(D), in writing by IDEM, OAQ any additional information identified as being needed to process the application.

B.17 Permit Amendment or Modification [326 IAC 2-7-11][326 IAC 2-7-12]

(a) Permit amendments and modifications are governed by the requirements of 326 IAC 2-7-11 or 326 IAC 2-7-12 whenever the Permittee seeks to amend or modify this permit.

(b) Any application requesting an amendment or modification of this permit shall be submitted to:

Indiana Department of Environmental Management
Permit Administration and Support Section, Office of Air Quality
100 North Senate Avenue
MC 61-53 IGCN 1003
Indianapolis, Indiana 46204-2251

Any such application does require a certification that meets the requirements of 326 IAC 2-7-6(1) by a "responsible official" as defined by 326 IAC 2-7-1(35).

(c) The Permittee may implement administrative amendment changes addressed in the request for an administrative amendment immediately upon submittal of the request. [326 IAC 2-7-11(c)(3)]

B.18 Permit Revision Under Economic Incentives and Other Programs [326 IAC 2-7-5(8)][326 IAC 2-7-12(b)(2)]

(a) No Part 70 permit revision or notice shall be required under any approved economic incentives, marketable Part 70 permits, emissions trading, and other similar programs or processes for changes that are provided for in a Part 70 permit.

(b) Notwithstanding 326 IAC 2-7-12(b)(1) and 326 IAC 2-7-12(c)(1), minor Part 70 permit modification procedures may be used for Part 70 modifications involving the use of economic incentives, marketable Part 70 permits, emissions trading, and other similar approaches to the extent that such minor Part 70 permit modification procedures are explicitly provided for in the applicable State Implementation Plan (SIP) or in applicable requirements promulgated or approved by the U.S. EPA.

B.19 Operational Flexibility [326 IAC 2-7-20][326 IAC 2-7-10.5]

(a) The Permittee may make any change or changes at the source that are described in 326 IAC 2-7-20(b) or (c) without a prior permit revision, if each of the following conditions is met:

(1) The changes are not modifications under any provision of Title I of the Clean Air Act;

(2) Any preconstruction approval required by 326 IAC 2-7-10.5 has been obtained;

(3) The changes do not result in emissions which exceed the limitations provided in this permit (whether expressed herein as a rate of emissions or in terms of total emissions);

(4) The Permittee notifies the:

Indiana Department of Environmental Management
Permit Administration and Support Section, Office of Air Quality
100 North Senate Avenue
MC 61-53 IGCN 1003
Indianapolis, Indiana 46204-2251

and

United States Environmental Protection Agency, Region V
Air and Radiation Division, Regulation Development Branch - Indiana (AR-18J)
77 West Jackson Boulevard
Chicago, Illinois 60604-3590

in advance of the change by written notification at least ten (10) days in advance of the proposed change. The Permittee shall attach every such notice to the Permittee's copy of this permit; and

(5) The Permittee maintains records on-site, on a rolling five (5) year basis, which document all such changes and emission trades that are subject to 326 IAC 2-7-20(b)(1) and (c)(1). The Permittee shall make such records available, upon reasonable request, for public review.

Such records shall consist of all information required to be submitted to IDEM, OAQ in the notices specified in 326 IAC 2-7-20(b)(1) and (c)(1).

(b) The Permittee may make Section 502(b)(10) of the Clean Air Act changes (this term is defined at 326 IAC 2-7-1(36)) without a permit revision, subject to the constraint of 326 IAC 2-7-20(a). For each such Section 502(b)(10) of the Clean Air Act change, the required written notification shall include the following:

(1) A brief description of the change within the source;

(2) The date on which the change will occur;

(3) Any change in emissions; and

(4) Any permit term or condition that is no longer applicable as a result of the change.

The notification which shall be submitted is not considered an application form, report or compliance certification. Therefore, the notification by the Permittee does not require a certification that meets the requirements of 326 IAC 2-7-6(1) by a "responsible official" as defined by 326 IAC 2-7-1(35).

(c) Emission Trades [326 IAC 2-7-20(c)]
The Permittee may trade emissions increases and decreases at the source, where the applicable SIP provides for such emission trades without requiring a permit revision, subject to the constraints of Section (a) of this condition and those in 326 IAC 2-7-20(c).

(d) Alternative Operating Scenarios [326 IAC 2-7-20(d)]
The Permittee may make changes at the source within the range of alternative operating scenarios that are described in the terms and conditions of this permit in accordance with 326 IAC 2-7-5(9). No prior notification of IDEM, OAQ, or U.S. EPA is required.

(e) Backup fuel switches specifically addressed in, and limited under, Section D of this permit shall not be considered alternative operating scenarios. Therefore, the notification requirements of part (a) of this condition do not apply.

B.20 Source Modification Requirement [326 IAC 2-7-10.5]

A modification, construction, or reconstruction is governed by the requirements of 326 IAC 2.

B.21 Inspection and Entry [IC 13-14-2-2][IC 13-17-3-2][IC 13-30-3-1] [326 IAC 2-7-6]

Upon presentation of proper identification cards, credentials, and other documents as may be required by law, and subject to the Permittee’s right under all applicable laws and regulations to assert that the information collected by the agency is confidential and entitled to be treated as such, the Permittee shall allow IDEM, OAQ, U.S. EPA, or an authorized representative to perform the following:

(a) Enter upon the Permittee's premises where a Part 70 source is located, or emissions related activity is conducted, or where records must be kept under the conditions of this permit;

(b) As authorized by the Clean Air Act, IC 13-14-2-2, IC 13-17-3-2, and IC 13-30-3-1, have access to and copy any records that must be kept under the conditions of this permit;

(c) As authorized by the Clean Air Act, IC 13-14-2-2, IC 13-17-3-2, and IC 13-30-3-1, inspect any facilities, equipment (including monitoring and air pollution control equipment), practices, or operations regulated or required under this permit;

(d) As authorized by the Clean Air Act, IC 13-14-2-2, IC 13-17-3-2, and IC 13-30-3-1, sample or monitor substances or parameters for the purpose of assuring compliance with this permit or applicable requirements; and

(e) As authorized by the Clean Air Act, IC 13-14-2-2, IC 13-17-3-2, and IC 13-30-3-1, utilize any photographic, recording, testing, monitoring, or other equipment for the purpose of assuring compliance with this permit or applicable requirements.

B.22 Transfer of Ownership or Operational Control [326 IAC 2-7-11]

(a) The Permittee must comply with the requirements of 326 IAC 2-7-11 whenever the Permittee seeks to change the ownership or operational control of the source and no other change in the permit is necessary.

(b) Any application requesting a change in the ownership or operational control of the source shall contain a written agreement containing a specific date for transfer of permit responsibility, coverage and liability between the current and new Permittee. The application shall be submitted to:

Indiana Department of Environmental Management
Permit Administration and Support Section, Office of Air Quality
100 North Senate Avenue
MC 61-53 IGCN 1003
Indianapolis, Indiana 46204-2251

Any such application does require a certification that meets the requirements of 326 IAC 2-7-6(1) by a "responsible official" as defined by 326 IAC 2-7-1(35).

(c) The Permittee may implement administrative amendment changes addressed in the request for an administrative amendment immediately upon submittal of the request. [326 IAC 2-7-11(c)(3)]

B.23 Annual Fee Payment [326 IAC 2-7-19] [326 IAC 2-1.1-7] [326 IAC 2-7-5(7)]

(a) The Permittee shall pay annual fees to IDEM, OAQ within thirty (30) calendar days of receipt of a billing. Pursuant to 326 IAC 2-7-19(b), if the Permittee does not receive a bill from IDEM, OAQ the applicable fee is due April 1 of each year.

(b) Except as provided in 326 IAC 2-7-19(e), failure to pay may result in administrative enforcement action or revocation of this permit.

(c) The Permittee may call the following telephone numbers: 1-800-451-6027 or 317-233-4230 (ask for OAQ, Billing, Licensing, and Training Section), to determine the appropriate permit fee.

B.24 Credible Evidence [62 FR 8314] [326 IAC 1-1-6] [326 IAC 2-7-5(3)][326 IAC 2-7-6]

For the purpose of submitting compliance certifications or establishing whether or not the Permittee has violated or is in violation of any condition of this permit, nothing in this permit shall preclude the use, including the exclusive use, of any credible evidence or information relevant to whether the Permittee would have been in compliance with the condition of this permit if the appropriate performance or compliance test or procedure had been performed.

SECTION C SOURCE OPERATION CONDITIONS

Entire Source

Emission Limitations and Standards [326 IAC 2-7-5(1)]

C.1 Particulate Emission Limitations For Processes with Process Weight Rates Less Than One Hundred (100) Pounds per Hour [326 IAC 6-3-2]

Pursuant to 326 IAC 6-3-2(e)(2), particulate emissions from any process not exempt under 326 IAC 6-3-1(b) or (c) which has a maximum process weight rate less than 100 pounds per hour and the methods in 326 IAC 6-3-2(b) through (d) do not apply shall not exceed 0.551 pounds per hour.

C.2 Opacity [326 IAC 5-1]

Pursuant to 326 IAC 5-1-2 (Opacity Limitations), except as provided in 326 IAC 5-1-1 (Applicability) and 326 IAC 5-1-3 (Temporary Alternative Opacity Limitations), opacity shall meet the following, unless otherwise stated in this permit:

(a) Opacity shall not exceed an average of forty percent (40%) in any one (1) six (6) minute averaging period as determined in 326 IAC 5-1-4.

(b) Opacity shall not exceed sixty percent (60%) for more than a cumulative total of fifteen (15) minutes (sixty (60) readings as measured according to 40 CFR 60, Appendix A, Method 9 or fifteen (15) one (1) minute nonoverlapping integrated averages for a continuous opacity monitor) in a six (6) hour period.

C.3 Open Burning [326 IAC 4-1] [IC 13-17-9]

The Permittee shall not open burn any material except as provided in 326 IAC 4-1-3, 326 IAC 4-1-4 or 326 IAC 4-1-6. The previous sentence notwithstanding, the Permittee may open burn in accordance with an open burning approval issued by the Commissioner under 326 IAC 4-1-4.1.

C.4 Incineration [326 IAC 4-2] [326 IAC 9-1-2]

The Permittee shall not operate an incinerator except as provided in 326 IAC 4-2 or in this permit. The Permittee shall not operate a refuse incinerator or refuse burning equipment except as provided in 326 IAC 9-1-2 or in this permit.

C.5 Fugitive Dust Emissions [326 IAC 6-4]

The Permittee shall not allow fugitive dust to escape beyond the property line or boundaries of the property, right-of-way, or easement on which the source is located, in a manner that would violate 326 IAC 6-4 (Fugitive Dust Emissions).

C.6 Fugitive Particulate Matter Emission Limitations [326 IAC 6-5]

Pursuant to 326 IAC 6-5 (Fugitive Particulate Matter Emission Limitations), fugitive particulate matter emissions shall be controlled according to the attached plan as in Attachment A. The provisions of 326 IAC 6-5 are not federally enforceable.

C.7 Stack Height [326 IAC 1-7]

The Permittee shall comply with the applicable provisions of 326 IAC 1-7 (Stack Height Provisions), for all exhaust stacks through which a potential (before controls) of twenty-five (25) tons per year or more of particulate matter or sulfur dioxide is emitted. The provisions of 326 IAC 1-7-1(3), 326 IAC 1-7-2, 326 IAC 1-7-3(c) and (d), 326 IAC 1-7-4, and 326 IAC 1-7-5(a), (b), and (d) are not federally enforceable.

C.8 Asbestos Abatement Projects [326 IAC 14-10] [326 IAC 18] [40 CFR 61, Subpart M]

(a) Notification requirements apply to each owner or operator. If the combined amount of regulated asbestos containing material (RACM) to be stripped, removed or disturbed is at least 260 linear feet on pipes or 160 square feet on other facility components, or at least thirty-five (35) cubic feet on all facility components, then the notification requirements of 326 IAC 14-10-3 are mandatory. All demolition projects require notification whether or not asbestos is present.

(b) The Permittee shall ensure that a written notification is sent on a form provided by the Commissioner at least ten (10) working days before asbestos stripping or removal work or before demolition begins, per 326 IAC 14-10-3, and shall update such notice as necessary, including, but not limited to the following:

(1) When the amount of affected asbestos containing material increases or decreases by at least twenty percent (20%); or

(2) If there is a change in the following:

(A) Asbestos removal or demolition start date;

(B) Removal or demolition contractor; or

(C) Waste disposal site.

(c) The Permittee shall ensure that the notice is postmarked or delivered according to the guidelines set forth in 326 IAC 14-10-3(2).

(d) The notice to be submitted shall include the information enumerated in 326 IAC 14-10-3(3).

All required notifications shall be submitted to:

Indiana Department of Environmental Management
Compliance and Enforcement Branch, Office of Air Quality
100 North Senate Avenue
MC 61-53 IGCN 1003
Indianapolis, Indiana 46204-2251

The notice shall include a signed certification from the owner or operator that the information provided in this notification is correct and that only Indiana licensed workers and project supervisors will be used to implement the asbestos removal project. The notifications do not require a certification that meets the requirements of 326 IAC 2-7-6(1) by a "responsible official" as defined by 326 IAC 2-7-1(35).

(e) Procedures for Asbestos Emission Control
The Permittee shall comply with the applicable emission control procedures in 326 IAC 14-10-4 and 40 CFR 61.145(c). Per 326 IAC 14-10-1, emission control requirements are applicable for any removal or disturbance of RACM greater than three (3) linear feet on pipes or three (3) square feet on any other facility components or a total of at least 0.75 cubic feet on all facility components.

(f) Demolition and Renovation
The Permittee shall thoroughly inspect the affected facility or part of the facility where the demolition or renovation will occur for the presence of asbestos pursuant to 40 CFR 61.145(a).

(g) Indiana Licensed Asbestos Inspector
The Permittee shall comply with 326 IAC 14-10-1(a) that requires the owner or operator, prior to a renovation/demolition, to use an Indiana Licensed Asbestos Inspector to thoroughly inspect the affected portion of the facility for the presence of asbestos. The requirement to use an Indiana Licensed Asbestos inspector is not federally enforceable

Testing Requirements [326 IAC 2-7-6(1)]

C.9 Performance Testing [326 IAC 3-6]

(a) For performance testing required by this permit, a test protocol, except as provided elsewhere in this permit, shall be submitted to:

Indiana Department of Environmental Management
Compliance and Enforcement Branch, Office of Air Quality
100 North Senate Avenue
MC 61-53 IGCN 1003
Indianapolis, Indiana 46204-2251

no later than thirty-five (35) days prior to the intended test date. The protocol submitted by the Permittee does not require a certification that meets the requirements of 326 IAC 2-7-6(1) by a "responsible official" as defined by 326 IAC 2-7-1(35).

(b) The Permittee shall notify IDEM, OAQ of the actual test date at least fourteen (14) days prior to the actual test date. The notification submitted by the Permittee does not require a certification that meets the requirements of 326 IAC 2-7-6(1) by a "responsible official" as defined by 326 IAC 2-7-1(35).

(c) Pursuant to 326 IAC 3-6-4(b), all test reports must be received by IDEM, OAQ not later than forty-five (45) days after the completion of the testing. An extension may be granted by IDEM, OAQ if the Permittee submits to IDEM, OAQ a reasonable written explanation not later than five (5) days prior to the end of the initial forty-five (45) day period.

Compliance Requirements [326 IAC 2-1.1-11]

C.10 Compliance Requirements [326 IAC 2-1.1-11]

The commissioner may require stack testing, monitoring, or reporting at any time to assure compliance with all applicable requirements by issuing an order under 326 IAC 2-1.1-11. Any monitoring or testing shall be performed in accordance with 326 IAC 3 or other methods approved by the commissioner or the U. S. EPA.

Compliance Monitoring Requirements [326 IAC 2-7-5(1)][326 IAC 2-7-6(1)]

C.11 Compliance Monitoring [326 IAC 2-7-5(3)][326 IAC 2-7-6(1)]

Unless otherwise specified in this permit, for all monitoring requirements not already legally required, the Permittee shall be allowed up to ninety (90) days from the date of permit issuance or of initial start-up, whichever is later, to begin such monitoring. If due to circumstances beyond the Permittee's control, any monitoring equipment required by this permit cannot be installed and operated no later than ninety (90) days after permit issuance or the date of initial startup, whichever is later, the Permittee may extend the compliance schedule related to the equipment for an additional ninety (90) days provided the Permittee notifies:

Indiana Department of Environmental Management
Compliance and Enforcement Branch, Office of Air Quality
100 North Senate Avenue
MC 61-53 IGCN 1003
Indianapolis, Indiana 46204-2251

in writing, prior to the end of the initial ninety (90) day compliance schedule, with full justification of the reasons for the inability to meet this date.

The notification which shall be submitted by the Permittee does require a certification that meets the requirements of 326 IAC 2-7-6(1) by a "responsible official" as defined by 326 IAC 2-7-1(35).

Unless otherwise specified in the approval for the new emission unit(s), compliance monitoring for new emission units or emission units added through a source modification shall be implemented when operation begins.

C.12 Instrument Specifications [326 IAC 2-1.1-11][326 IAC 2-7-5(3)] [326 IAC 2-7-6(1)]

(a) When required by any condition of this permit, an analog instrument used to measure a parameter related to the operation of an air pollution control device shall have a scale such that the expected maximum reading for the normal range shall be no less than twenty percent (20%) of full scale.

(b) The Permittee may request that the IDEM, OAQ approve the use of an instrument that does not meet the above specifications provided the Permittee can demonstrate that an alternative instrument specification will adequately ensure compliance with permit conditions requiring the measurement of the parameters.

Corrective Actions and Response Steps [326 IAC 2-7-5][326 IAC 2-7-6]

C.13 Emergency Reduction Plans [326 IAC 1-5-2] [326 IAC 1-5-3]

Pursuant to 326 IAC 1-5-2 (Emergency Reduction Plans; Submission):

(a) The Permittee shall prepare written emergency reduction plans (ERPs) consistent with safe operating procedures.

(b) These ERPs shall be submitted for approval to:

Indiana Department of Environmental Management
Compliance and Enforcement Branch, Office of Air Quality
100 North Senate Avenue
MC 61-53 IGCN 1003
Indianapolis, Indiana 46204-2251

no later than ninety (90) days after the date of issuance of this permit.

The ERP does require a certification that meets the requirements of 326 IAC 2-7-6(1) by a "responsible official" as defined by 326 IAC 2-7-1(35).

(c) If the ERP is disapproved by IDEM, OAQ, the Permittee shall have an additional thirty (30) days to resolve the differences and submit an approvable ERP.

(d) These ERPs shall state those actions that will be taken, when each episode level is declared, to reduce or eliminate emissions of the appropriate air pollutants.

(e) Said ERPs shall also identify the sources of air pollutants, the approximate amount of reduction of the pollutants, and a brief description of the manner in which the reduction will be achieved.

(f) Upon direct notification by IDEM, OAQ that a specific air pollution episode level is in effect, the Permittee shall immediately put into effect the actions stipulated in the approved ERP for the appropriate episode level. [326 IAC 1-5-3]

C.14 Risk Management Plan [40 CFR 68] [326 IAC 2-7-5(12)]

If a regulated substance, as defined in 40 CFR 68, is present at a source in more than a threshold quantity, the Permittee must comply with the applicable requirements of 40 CFR 68.

C.15 Response to Excursions or Exceedances [326 IAC 2-7-5] [326 IAC 2-7-6]

Upon detecting an excursion where a response step is required by the D Section or an exceedance of a limitation in this permit:

(a) The Permittee shall take reasonable response steps to restore operation of the emissions unit (including any control device and associated capture system) to its normal or usual manner of operation as expeditiously as practicable in accordance with good air pollution control practices for minimizing excess emissions.

(b) The response shall include minimizing the period of any startup, shutdown or malfunction. The response may include, but is not limited to, the following:

(1) initial inspection and evaluation;

(2) recording that operations returned or are returning to normal without operator action (such as through response by a computerized distribution control system); or

(3) any necessary follow-up actions to return operation to normal or usual manner of operation.

(c) A determination of whether the Permittee has used acceptable procedures in response to an excursion or exceedance will be based on information available, which may include, but is not limited to, the following:

(1) monitoring results;

(2) review of operation and maintenance procedures and records; and/or

(3) inspection of the control device, associated capture system, and the process.

(d) Failure to take reasonable response steps shall be considered a deviation from the permit.

(e) The Permittee shall record the reasonable response steps taken.

C.16 Actions Related to Noncompliance Demonstrated by a Stack Test [326 IAC 2-7-5][326 IAC 2-7-6]

(a) When the results of a stack test performed in conformance with Section C - Performance Testing, of this permit exceed the level specified in any condition of this permit, the Permittee shall submit a description of its response actions to IDEM, OAQ, no later than seventy-five (75) days after the date of the test.

(b) A retest to demonstrate compliance shall be performed no later than one hundred eighty (180) days after the date of the test. Should the Permittee demonstrate to IDEM, OAQ that retesting in one hundred eighty (180) days is not practicable, IDEM, OAQ may extend the retesting deadline

(c) IDEM, OAQ reserves the authority to take any actions allowed under law in response to noncompliant stack tests.

The response action documents submitted pursuant to this condition do require a certification that meets the requirements of 326 IAC 2-7-6(1) by a "responsible official" as defined by 326 IAC 2-7-1(35).

Record Keeping and Reporting Requirements [326 IAC 2-7-5(3)] [326 IAC 2-7-19]

C.17 Emission Statement [326 IAC 2-7-5(3)(C)(iii)][326 IAC 2-7-5(7)][326 IAC 2-7-19(c)][326 IAC 2-6]

Pursuant to 326 IAC 2-6-3(b)(2), starting in 2005 and every three (3) years thereafter, the Permittee shall submit by July 1 an emission statement covering the previous calendar year. The emission statement shall contain, at a minimum, the information specified in 326 IAC 2-6-4(c) and shall meet the following requirements:

(1) Indicate estimated actual emissions of all pollutants listed in 326 IAC 2-6-4(a);

(2) Indicate estimated actual emissions of regulated pollutants as defined by 326 IAC 2-7-1(32) ("Regulated pollutant, which is used only for purposes of Section 19 of this rule") from the source, for purpose of fee assessment.

The statement must be submitted to:

Indiana Department of Environmental Management
Technical Support and Modeling Section, Office of Air Quality
100 North Senate Avenue
MC 61-50 IGCN 1003
Indianapolis, Indiana 46204-2251

The emission statement does require a certification that meets the requirements of 326 IAC 2-7-6(1) by a "responsible official" as defined by 326 IAC 2-7-1(35).

C.18 General Record Keeping Requirements [326 IAC 2-7-5(3)] [326 IAC 2-7-6]

(a) Records of all required monitoring data, reports and support information required by this permit shall be retained for a period of at least five (5) years from the date of monitoring sample, measurement, report, or application. Support information includes the following:
- (AA) All calibration and maintenance records.
- (BB) All original strip chart recordings for continuous monitoring instrumentation.
- (CC) Copies of all reports required by the Part 70 permit.

Records of required monitoring information include the following:
- (AA) The date, place, as defined in this permit, and time of sampling or measurements.
- (BB) The dates analyses were performed.
- (CC) The company or entity that performed the analyses.
- (DD) The analytical techniques or methods used.
- (EE) The results of such analyses.
- (FF) The operating conditions as existing at the time of sampling or measurement.

These records shall be physically present or electronically accessible at the source location for a minimum of three (3) years. The records may be stored elsewhere for the remaining two (2) years as long as they are available upon request. If the Commissioner makes a request for records to the Permittee, the Permittee shall furnish the records to the Commissioner within a reasonable time.

(b) Unless otherwise specified in this permit, for all record keeping requirements not already legally required, the Permittee shall be allowed up to ninety (90) days from the date of permit issuance or the date of initial start-up, whichever is later, to begin such record keeping.

C.19 General Reporting Requirements [326 IAC 2-1.1-11] [326 IAC 2-7-5(3)(C)]

(a) The Permittee shall submit the attached Quarterly Deviation and Compliance Monitoring Report or its equivalent. Proper notice submittal under Section B –Emergency Provisions satisfies the reporting requirements of this paragraph. Any deviation from permit requirements, the date(s) of each deviation, the cause of the deviation, and the response steps taken must be reported except that a deviation required to be reported pursuant to an applicable requirement that exists independent of this permit, shall be reported according to the schedule stated in the applicable requirement and does not need to be included in this report. This report shall be submitted not later than thirty (30) days after the end of the reporting period. The Quarterly Deviation and Compliance Monitoring Report shall include a certification that meets the requirements of 326 IAC 2-7-6(1) by a "responsible official" as defined by 326 IAC 2-7-1(35). A deviation is an exceedance of a permit limitation or a failure to comply with a requirement of the permit.

(b) The address for report submittal is:

Indiana Department of Environmental Management
Compliance and Enforcement Branch, Office of Air Quality
100 North Senate Avenue
MC 61-53 IGCN 1003
Indianapolis, Indiana 46204-2251

(c) Unless otherwise specified in this permit, any notice, report, or other submission required by this permit shall be considered timely if the date postmarked on the envelope or certified mail receipt, or affixed by the shipper on the private shipping receipt, is on or before the date it is due. If the document is submitted by any other means, it shall be considered timely if received by IDEM, OAQ on or before the date it is due.

(d) The first report shall cover the period commencing on the date of issuance of this permit or the date of initial start-up, whichever is later, and ending on the last day of the reporting period. Reporting periods are based on calendar years, unless otherwise specified in this permit. For the purpose of this permit “calendar year” means the twelve (12) month period from January 1 to December 31 inclusive.

Stratospheric Ozone Protection

C.20 Compliance with 40 CFR 82 and 326 IAC 22-1

Pursuant to 40 CFR 82 (Protection of Stratospheric Ozone), Subpart F, except as provided for motor vehicle air conditioners in Subpart B, the Permittee shall comply with applicable standards for recycling and emissions reduction.

SECTION D.1 EMISSIONS UNIT OPERATION CONDITIONS - Grain and DDGS Handling

Emissions Unit Description:

(a) One (1) corn receiving system, identified as EU001, constructed in 2006, with a maximum throughput rate of 770 tons of corn per hour, with emissions controlled by baghouse CE001 and exhausting through stack EP001, and consisting of a series of:

(1) Bucket elevators.

(2) Conveyors.

(3) One (1) corn day bin (with a storage capacity of 81,900 bushels).

(4) One (1) surge bin.

(5) One (1) grind bin with scalpers.

(b) One (1) corn grinding system, with emissions controlled by baghouse CE002 and exhausting through stack EP002, and consisting of:

(1) Four (4) hammermills, identified as EU002 through EU005, constructed in 2006, each with a maximum throughput rate of 42 tons of corn per hour.

(2) A series of corn transfer conveyors.

(j) One (1) DDGS handling and loadout operation, constructed in 2006, with a maximum throughput rate of 120 tons/hr of DDGS, controlled by baghouse CE005, with emissions exhausted to stack EP005, and consisting of the following:

(1) Two (2) DDGS storage bins, identified as EU035;

(2) One (1) DDGS conveyor, identified as EU036; and

(3) One (1) DDGS truck/rail loadout spout, identified as EU037.

(The information describing the process contained in this emissions unit description box is descriptive information and does not constitute enforceable conditions.)

Emission Limitations and Standards [326 IAC 2-7-5(1)]

D.1.1 PSD Minor Limits [326 IAC 2-2]

(a) In order to render the requirements of 326 IAC 2-2 (PSD) not applicable, PM emissions from the following units shall not exceed the emission limits listed in the table below:

Unit	Stack ID	Unit Description	Control ID	PM Emission Limit (lbs/hr)
EU001	EP001	Grain Receiving System	CE001	0.32
EU002 - EU005	EP002	Corn Grinding System	CE002	1.03
EU035 - EU037	EP005	DDGS Handling and Loadout	CE005	1.13

Note: Emission limits are combined lb/hr limits for all emission units exhausting out of each stack.

(b) In order to render the requirements of 326 IAC 2-2 (PSD) not applicable, PM10 and PM2.5 emissions from the following units shall not exceed the emission limits listed in the table below:

Unit ID	Stack ID	Unit Description	Control ID	PM10 Emission Limit (lbs/hr)	PM2.5 Emission Limit (lbs/hr)
EU001	EP001	Grain Receiving System	CE001	0.32	0.32
EU002 - EU005	EP002	Corn Grinding System	CE002	1.03	1.03
EU035 - EU037	EP005	DDGS Handling and Loadout	CE005	0.52	0.52

Note: Emission limits are combined lb/hr limits for all emission units exhausting out of each stack.

Compliance with these limits in conjunction with the PM, PM10, PM2.5 limits on Conditions D.2.1, D.3.1, D.4.1, D.5.1 and D.6.1 and the limits in Cargill AgHorizons - Linden Grain Elevator and the PTE from all other emission units at this source (Plant ID #107-00061) and from Cargill AgHorizons – Linden Grain Elevator (Plant ID #107-00009), shall limit the PM, PM10, PM2.5 emissions from the entire source to less than 250 tons per twelve (12) consecutive month period and therefore, render the requirements of 326 IAC 2-2 (PSD) not applicable.

D.1.2 Particulate Emission Limitations [326 IAC 6-3-2]

(a) Pursuant to 326 IAC 6-3-2, particulate emissions from each of following operations shall not exceed the pound per hour limit listed in the table below:

Unit ID	Unit Description	Max. Throughput Rate (tons/hr)	Particulate Emission Limit (lbs/hr)
EU001	Corn Receiving System	770	74.26
EU002	Hammermill	42	42.97
EU003	Hammermill	42	42.97
EU004	Hammermill	42	42.97
EU005	Hammermill	42	42.97
EU035	DDGS Storage	120	53.13
EU036	DDGS Conveyor	120	53.13
EU037	DDGS Loadout	120	53.13

The pounds per hour limitations were calculated using the following equation:

Interpolation and extrapolation of the data for the process weight rate in excess of sixty thousand (60,000) pounds per hour shall be accomplished by use of the equation:

$E = 55.0\ P^{0.11} - 40$ where E = rate of emission in pounds per hour; and
P = process weight rate in tons per hour

(b) Pursuant to 326 IAC 6-3-2(e)(3), when the process weight exceeds 200 tons per hour, the maximum allowable emission may exceed the emission limits shown in the table above, provided the concentration of particulate matter in the gas discharged to the atmosphere is less than 0.10 pounds per 1,000 pounds of gases.

D.1.3 Preventive Maintenance Plan [326 IAC 2-7-5(12)]

A Preventive Maintenance Plan is required for these facilities and the associated control devices. Section B - Preventive Maintenance Plan contains the Permittee's obligation with regard to the preventive maintenance plan required by this condition.

Compliance Determination Requirements

D.1.4 Particulate Control

(a) In order to comply with Conditions D.1.1(a) and (b), and D.1.2, the baghouses for particulate control shall be in operation and control emissions from the emission units at all times that the emission units are in operation as listed in the table below, when these units are in operation:

Unit ID	Unit Description	Baghouse ID
EU001	Corn Receiving System	CE001
EU002	Hammermill	CE002
EU003	Hammermill	CE002
EU004	Hammermill	CE002
EU005	Hammermill	CE002
EU035	DDGS Storage	CE005
EU036	DDGS Conveyor	CE005
EU037	DDGS Loadout	CE005

(b) In the event that bag failure is observed in a multi-compartment baghouse, if operations will continue for ten (10) days or more after the failure is observed before the failed units will be repaired or replaced, the Permittee shall promptly notify the IDEM, OAQ of the expected date the failed units will be repaired or replaced. The notification shall also include the status of the applicable compliance monitoring parameters with respect to normal, and the results of any response actions taken up to the time of notification.

D.1.5 Testing Requirements [326 IAC 2-1.1-11]

In order to demonstrate compliance with Conditions D.1.1, the Permittee shall perform PM, PM10, and PM2.5 testing for baghouses CE001, CE002, and CE005 utilizing methods as approved by the Commissioner at least once every five (5) years from the date of the most recent valid compliance demonstration. Testing shall be conducted in accordance with the provisions of 326 IAC 3-6 (Source Sampling Procedures). Section C – Performance Testing contains the Permittee's obligation with regard to the performance testing required by this condition. PM10 and PM2.5 includes filterable and condensible PM.

Compliance Monitoring Requirements [326 IAC 2-7-5(1)][326 IAC 2-7-6(1)]

D.1.6 Visible Emissions Notations

(a) Visible emission notations from the CE001, CE002, and CE005 stack exhausts shall be performed once per day during normal daylight operations. A trained employee shall record whether emissions are normal or abnormal.

(b) For processes operated continuously, "normal" means those conditions prevailing, or expected to prevail, eighty percent (80%) of the time the process is in operation, not counting startup or shut down time.

(c) In the case of batch or discontinuous operations, readings shall be taken during that part of the operation that would normally be expected to cause the greatest emissions.

(d) A trained employee is an employee who has worked at the plant at least one (1) month and has been trained in the appearance and characteristics of normal visible emissions for that specific process.

(e) If abnormal emissions are observed, the Permittee shall take a reasonable response. Section C – Response to Excursions or Exceedances contains the Permittee's obligation

with regard to the reasonable response steps required by this condition. Failure to take response steps shall be considered a deviation from this permit.

D.1.7 Parametric Monitoring

(a) The Permittee shall record the pressure drop across the baghouses used in conjunction with the corn receiving system (EU001), the hammermills (EU002 through EU005), and the DDGS handling and loadout operations (EU035 through EU037), at least once per day when the associated emission units are in operation. When, for any one reading, the pressure drop across the baghouse is outside the normal range, the Permittee shall take a reasonable response. The normal range for this unit is a pressure drop between 0.5 to 6.0 inches of water unless a different upper-bound or lower-bound value for this range is determined during the latest stack test. Section C – Response to Excursions or Exceedances contains the Permittee's obligation with regard to the reasonable response steps required by this condition. A pressure reading that is outside the above mentioned range is not a deviation from this permit. Failure to take response steps shall be considered a deviation from this permit.

(b) The instrument used for determining the pressure shall comply with Section C - Instrument Specifications, of this permit, shall be subject to approval by IDEM, OAQ and shall be calibrated or replaced at least once every six (6) months.

D.1.8 Broken or Failed Bag Detection

(a) For a single compartment baghouse controlling emissions from a process operated continuously, a failed unit and the associated process shall be shut down immediately until the failed unit has been repaired or replaced. Operations may continue only if the event qualifies as an emergency and the Permittee satisfies the requirements of the emergency provisions of this permit (Section B - Emergency Provisions).

(b) For a single compartment baghouse controlling emissions from a batch process, the feed to the process shall be shut down immediately until the failed unit has been repaired or replaced. The emissions unit shall be shut down no later than the completion of the processing of the material in the line. Operations may continue only if the event qualifies as an emergency and the Permittee satisfies the requirements of the emergency provisions of this permit (Section B - Emergency Provisions).

Bag failure can be indicated by a significant drop in the baghouse's pressure reading with abnormal visible emissions, by an opacity violation, or by other means such as gas temperature, flow rate, air infiltration, leaks, dust traces or triboflows.

Record Keeping and Reporting Requirements [326 IAC 2-7-5(3)] [326 IAC 2-7-19]

D.1.9 Record Keeping Requirements

(a) To document the compliance status with Condition D.1.6, the Permittee shall maintain a daily record of visible emission notations of the baghouse stack exhausts. The Permittee shall include in its daily record when a visible emission notation is not taken and the reason for the lack of visible emission notation (i.e., the process did not operate that day).

(b) To document the compliance status with Condition D.1.7, the Permittee shall maintain a daily record of the pressure drop across the baghouse controlling the process. The Permittee shall include in its daily record when a pressure drop reading is not taken and the reason for the lack of a pressure drop reading (i.e., the process did not operate that day).

(c) Section C - General Record Keeping Requirements of this permit contains the Permittee's obligation with regard to the records required by this condition.

SECTION D.2 EMISSIONS UNIT OPERATION CONDITIONS - Fermentation Process

Emissions Unit Description:

(d) One (1) fermentation process, constructed in 2006, with a maximum equivalent throughput rate of 15,310 gallons of 200-proof ethanol per hour, and consisting of the following:

(1) Seven (7) fermenters, identified as EU025 through EU031, with emissions controlled by wet scrubber CE004 and exhausting through stack EP004.

(2) One (1) beer well, identified as EU032, with emissions controlled by wet scrubber CE004 and exhausting through stack EP004.

Under NSPS, Subpart VV, the pumps, compressors, pressure relief devices in gas/vapor service, sampling connection systems, open-ended valves or lines, and valves of this process are considered to be affected facilities.

(The information describing the process contained in this facility description box is descriptive information and does not constitute enforceable conditions.)

Emission Limitations and Standards [326 IAC 2-7-5(1)]

D.2.1 PSD and HAP Minor Limits [326 IAC 2-2] [326 IAC 2-4.1]

In order to render the requirements of 326 IAC 2-2 (PSD) and 326 IAC 2-4.1 (Major Source of HAPs) not applicable, the Permittee shall comply with the following emission limits for the wet scrubber CE004, which is used to control the emissions from the fermentation process:

(a) PM emissions shall not exceed 0.57 lbs/hr.

(b) PM10 emissions shall not exceed 0.57 lbs/hr.

(c) PM2.5 emissions shall not exceed 0.57 lbs/hr.

(d) VOC emissions shall not exceed 10.23 lbs/hr.

(e) Acetaldehyde emissions shall not exceed 1.18 lbs/hr.

(f) Total HAP emissions shall not exceed 1.58 lbs/hr.

Compliance with these limits in conjunction with the PM, PM10, PM2.5, and VOC limits in Conditions D.1.1, D.3.1, D.4.1, D.5.1 and D.6.1 and the PM, PM10, and PM2.5 limits in Cargill AgHorizons - Linden Grain Elevator and the PTE from all other emission units at this source (Plant ID #107-00061) and from Cargill AgHorizons – Linden Grain Elevator (Plant ID #107-00009), shall limit the PM, PM10, PM2.5, and VOC emissions from the entire source to less than 250 tons per twelve (12) consecutive month period and therefore, render the requirements of 326 IAC 2-2 (PSD) not applicable.

Compliance with these limits in conjunction with the single HAP and total HAP limits in Conditions D.3.1, and D.4.1. and the PTE from all other emission units at this source (Plant ID # 107-00061) and from Cargill AgHorizons - Linden Grain Elevator (Plant ID # 107-00009), shall limit the single HAP and Total HAP emissions from the entire source to less than ten (10) tons per twelve (12) consecutive month period and less than twenty-five (25) tons per twelve (12) consecutive month period, respectively, and render the requirements of 326 IAC 2-4.1 not applicable.

D.2.2 VOC Emissions [326 IAC 8-5-6]

Pursuant to 326 IAC 8-5-6 (Fuel Grade Ethanol Production at Dry Mills), the Permittee shall comply with the following:

(a) The VOC emissions from the fermentation process shall be controlled by wet scrubber CE004.

(b) The overall VOC control efficiency (including the capture efficiency and adsorption efficiency) for wet scrubber CE004 shall be at least 98% or the VOC emissions from the scrubber CE004 shall not exceed 20 ppmv.

D.2.3 Preventive Maintenance Plan [326 IAC 2-7-5(12)]

A Preventive Maintenance Plan is required for this facility and its control devices. Section B - Preventive Maintenance Plan contains the Permittee's obligation with regard to the preventive maintenance plan required by this condition.

Compliance Determination Requirements

D.2.4 VOC and HAPs Control

In order to comply with Conditions D.2.1 and D.2.2, wet scrubber CE004 shall be in operation and control emissions from the fermentation process at all times that this process is in operation.

D.2.5 Testing Requirements [326 IAC 2-1.1-11][326 IAC 2-7-6(1),(6)]

In order to demonstrate compliance with Condition D.2.1 the Permittee shall perform VOC (including emission rate, adsorption efficiency, and capture efficiency) , acetaldehyde, PM, PM10, and PM2.5 testing for scrubber CE004 utilizing methods as approved by the Commissioner at least once every five (5) years from the date of the most recent valid compliance demonstration. Testing shall be conducted in accordance with the provisions of 326 IAC 3-6 (source Sampling Procedures). Section C - Performance Testing contains the Permittee's obligation with regard to the performance testing required by this condition. PM10 and PM2.5 includes filterable and condensable PM.

Compliance Monitoring Requirements [326 IAC 2-7-5(1)][326 IAC 2-7-6(1)]

D.2.6 Parametric Monitoring [326 IAC 8-5-6]

(a) The Permittee shall monitor and record the water and HAPs control additive flow rate of scrubber CE004, at least once per day when the fermentation process is in operation.

(1) The Permittee shall determine the minimum water and HAPs control additive flow rate from the latest valid stack test that demonstrates compliance with limits in Condition D.2.1.

(2) On and after the date the stack test results are available, the Permittee shall maintain a water and HAPs control additive flow rate at or above the minimum rate as observed during the latest compliant stack test. If the flow rate falls below the level observed during the latest compliant stack test, the Permittee shall take a reasonable response.

(b) The Permittee shall monitor and record the pressure drop of scrubber CE004, at least once per day when the fermentation process is in operation. When for any one reading, the pressure drop across a scrubber is outside the normal range, the Permittee shall take a reasonable response. The normal range for this unit is a pressure drop between 1.0 and 20.82 inches of water unless a different upper-bound or lower-bound value for this range is determined during the latest stack test. A pressure reading that is outside the above mentioned range is not a deviation from this permit.

(c) The instruments used for determining the pressure drop shall comply with Section C – Instrument Specifications, of this permit, shall be subject to approval by IDEM, OAQ, and shall be calibrated or replaced at least once every six (6) months.

(d) Section C – Response to Excursions or Exceedances contains the Permittee's obligation with regard to the reasonable response steps required by this condition. Failure to take response steps shall be considered a deviation from this permit.

D.2.7 Scrubber Detection

In the event that a scrubber malfunction has been observed:

Failed units and the associated process will be shut down immediately until the failed units have been repaired or replaced. Operations may continue only if the event qualifies as an emergency and the Permittee satisfies the requirements of the emergency provisions of this permit (Section B - Emergency Provisions).

Record Keeping and Reporting Requirement [326 IAC 2-7-5(3)] [326 IAC 2-7-19]

D.2.8 Record Keeping Requirements

(a) To document the compliance status with Condition D.2.6, the Permittee shall maintain daily records of pressure drop and water and HAPs control additive flow rate for scrubber CE004 during normal operation. The Permittee shall include in its daily record when a pressure drop or flow rate reading is not taken and the reason for the lack of a pressure drop or flow rate reading (e.g. the process did not operate that day).

(b) Section C - General Record Keeping Requirements of this permit contains the Permittee's obligation with regard to the records required by this condition.

SECTION D.3 EMISSIONS UNIT OPERATION CONDITIONS – TO/HRSG System, DDGS Drying & DDGS Cooling Drum

Emissions Unit Description:

(c) One (1) mashing, cooking, and liquefication process, constructed in 2006, with all emissions routed to and controlled by the TO/HSRG systems (CE003 and CE006) and exhausting through stack EP003. This process consists of the following:

(1) One (1) mixer, identified as EU006.

(2) Two (2) slurry tanks, identified as EU007 and EU008.

(3) One (1) flash tank, identified as EU009.

(4) Two (2) cook tubes, identified as EU010 and EU011.

(5) two (2) liquefication tanks, identified as EU012 and EU013.

(6) Two (2) yeast tanks, identified as EU015 and EU016.

Under NSPS, Subpart VV, the pumps, compressors, pressure relief devices in gas/vapor service, sampling connection systems, open-ended valves or lines, and valves of this process are considered to be affected facilities.

(e) Two (2) thermal oxidizer with heat recovery steam generator (TO/HRSG) systems, identified as CE003 and CE006, constructed in 2006, each with a nominal heat input rate of 143 MMBtu/hr, using natural gas and methanator biogas as fuel, with emissions exhausted through stack EP003.

Under 40 CFR Part 60, Subpart Db, CE003 and CE006 are affected facilities.

(f) One (1) distillation and dehydration process, constructed in 2006, with a maximum equivalent throughput rate of 15,310 gallons of 200-proof ethanol per hour, with emissions routed to and controlled by the TO/HRSG systems (CE003 and CE006) and exhausting through stack EP003. This process consists of the following:

(1) One (1) beer column, identified as EU017.

(2) One (1) side stripper, identified as EU018.

(3) One (1) rectifier column, identified as EU019.

(4) One (1) 190 proof ethanol condenser, identified as EU020.

(5) One (1) molecular sieves unit, identified as EU021, consisting of six (6) sieve bottles.

(6) One (1) 200 proof ethanol condenser, identified as EU022.

(7) Six (6) centrifuges.

(8) Two (2) centrate tanks.

(9) Eight (8) evaporators.

Under NSPS, Subpart VV, the pumps, compressors, pressure relief devices in gas/vapor service, sampling connection systems, open-ended valves or lines, and valves of this process are considered to be affected facilities.

(g) Two (2) natural gas fired DDGS dryers, identified as EU039 and EU040, constructed in 2006, with a nominal combined heat input rate of 90.0 MMBtu/hr and each with a maximum throughput rate of 25 tons/hr of DDGS, with emissions controlled by the multicyclones C60 and C61 and the TO/HRSG system CE003 and exhausting to stack EP003.

(h) Two (2) natural gas fired DDGS dryers, identified as EU042 and EU043, constructed in 2006, with a nominal combined heat input rate of 90.0 MMBtu/hr and each with a maximum throughput rate of 25 tons/hr of DDGS, with emissions controlled by multicyclones C70 and C71 and the TO/HRSG system CE006 and exhausting to stack EP003.

(i) One (1) DDGS cooling drum, identified as EU046, constructed in 2006, with a maximum throughput rate of 50.50 tons/hr of DDGS, with emissions controlled by a baghouse, identified as CE008, and those emissions routed to the TO/HRSG systems CE003 and CE006 to provide combustion air.

Note: A portion of the emission stream is continuously exhausted to stack EP007.

(The information describing the process contained in this facility description box is descriptive information and does not constitute enforceable conditions.)

Emission Limitations and Standards [326 IAC 2-7-5(1)]

D.3.1 PSD and HAP Minor Limits [326 IAC 2-2] [326 IAC 2-4.1]

In order to render the requirements of 326 IAC 2-2 (PSD) not applicable, the Permittee shall comply with the following emission limit**s** for the TO/HRSG Systems CE003 and CE006, which are used to control the DDGS dryers (EU039, EU040, EU042, and EU043) and the mashing, cooking, and liquefication process and distillation and dehydration process:

(a) PM emissions shall not exceed 10.10 lbs/hr.

(b) PM10 emissions shall not exceed 10.10 lbs/hr.

(c) PM2.5 emissions shall not exceed 10.10 lbs/hr.

(d) CO emissions shall not exceed 21.13 lbs/hr.

(e) NOx emissions shall not exceed 93.95 tons per twelve (12) consecutive month period, with compliance determined at the end of each month.

(f) SO2 emissions shall not exceed 15.58 lbs/hr.

(g) VOC emissions shall not exceed 9.21 lbs/hr.

(h) Acetaldehyde emissions shall not exceed 0.86 lbs/hr.

(i) Total HAPs emissions shall not exceed 2.53 lbs/hr.

In order to render the requirements of 326 IAC 2-2 (PSD) not applicable, the Permittee shall comply with the following emission limits for the baghouse CE008 which controls a portion of the exhaust from the DDGS cooling drum (EU046) and exhausts through Stack EP007:

(j) PM emissions shall not exceed 1.07 lbs/hr.

(k) PM10 emissions shall not exceed 1.07 lbs/hr.

(l) PM2.5 emissions shall not exceed 1.07 lbs/hr.

(m) The total DDGS produced shall not exceed 441,615 tons per twelve (12) consecutive month period with compliance determined at the end of each month and VOC emissions shall not exceed 1.13 lbs/hr.

(n) Acetaldehyde emissions shall not exceed 0.08 lbs/hr.

(o) Total HAPs emissions shall not exceed 0.15 lbs/hr.

Compliance with these limits in conjunction with the PM, PM10, PM2.5, VOC, CO, NOx, and SO2 limits on Conditions D.1.1, D.2.1, D.4.1 and D.5.1 and the limits in Cargill AgHorizons - Linden Grain Elevator and the PTE from all other emission units at this source (Plant ID #107-00061) and from Cargill AgHorizons – Linden Grain Elevator (Plant ID #107-00009), shall limit the PM, PM10, PM2.5, VOC, CO, NOx, SO2 and HAP emissions from the entire source to less than 250 tons per twelve (12) consecutive month period and therefore, render the requirements of 326 IAC 2-2 (PSD) not applicable.

Compliance with these limits in conjunction with the single HAP and total HAP limits in Conditions D.2.1 and D.4.1. and the PTE from all other emission units at this source (Plant ID # 107-00061) and from Cargill AgHorizons - Linden Grain Elevator (Plant ID # 107-00009), shall limit the single HAP and Total HAP emissions from the entire source to less than ten (10) tons per twelve (12) consecutive month period and less than twenty-five (25) tons per twelve (12) consecutive month period, respectively, and render the requirements of 326 IAC 2-4.1 not applicable.

D.3.2 VOC Emissions [326 IAC 8-5-6]

Pursuant to 326 IAC 8-5-6 (Fuel Grade Ethanol Production at Dry Mills), the Permittee shall comply with the following:

(a) The VOC emissions from the mashing, cooking, and liquefication process and the distillation and dehydration process shall be controlled by the TO/HRSG system CE003 or CE006.

(b) The VOC emissions from the DDGS dryers (EU039 and EU040) shall be controlled by the TO/HRSG system CE003.

(c) The VOC emissions from the DDGS dryers (EU042 and EU043) shall be controlled by the TO/HRSG system CE006.

(d) The overall VOC control efficiency for each of the TO/HRSG systems CE003 and CE006 (including the capture efficiency and destruction efficiency) shall be at least 98%, or the VOC outlet concentration shall not exceed 10 ppmv.

D.3.3 Particulate Emissions [326 IAC 6-2-4]

Pursuant to 326 IAC 6-2-4 (Particulate Emission Limitations for Sources of Indirect Heating), particulate emissions from the two (2) 143 MMBtu/hr TO/HRSG systems (CE003 and CE006) shall be limited to 0.25 pounds per MMBtu heat input, each.

The limit was calculated using the following equation:

$$Pt = \frac{1.09}{Q^{0.26}} = \frac{1.09}{(286)^{0.26}} = 0.25 \text{ lbs/MMBtu}$$

Where: Pt = emission rate limit (lbs/MMBtu)
Q = total source heat input capacity (MMBtu/hr)

D.3.4 Particulate Emission Limitations [326 IAC 6-3-2]

(a) Pursuant to 326 IAC 6-3-2 (Particulate Emission Limitations for Manufacturing Processes), particulate emissions from each of following operations shall not exceed the pound per hour limits listed in the table below:

Unit ID	Unit Description	Max. Throughput Rate (tons/hr)	Particulate Emission Limit (lbs/hr)
EU039	DDGS Dryer	25.0	35.43
EU040	DDGS Dryer	25.0	35.43
EU042	DDGS Dryer	25.0	35.43
EU043	DDGS Dryer	25.0	35.43

The pounds per hour limitations were calculated using the following equations:

Interpolation of the data for the process weight rate up to of sixty thousand (60,000) pounds per hour shall be accomplished by use of the equation:

$E = 4.10\ P^{0.67}$ where E = rate of emission in pounds per hour; and
P = process weight rate in tons per hour

(b) Pursuant to 326 IAC 6-3-2, particulate emissions from the DDGS Cooling Drum (EU046) shall not exceed 44.67 pounds per hour when operating at the maximum process throughput rate of 50.50 tons per hour.

The pounds per hour limitation was calculated using the following equation:

Interpolation and extrapolation of the data for the process weight rate in excess of sixty thousand (60,000) pounds per hour shall be accomplished by use of the equation:

$E = 55.0\ P^{0.11} - 40$ where E = rate of emission in pounds per hour; and
P = process weight rate in tons per hour

D.3.5 Preventive Maintenance Plan [326 IAC 2-7-5(12)]

A Preventive Maintenance Plan is required for these facilities and the associated control devices. Section B - Preventive Maintenance Plan contains the Permittee's obligation with regard to the preventive maintenance plan required by this condition.

Compliance Determination Requirements

D.3.6 VOC and HAPs Control

In order to comply with Conditions D.3.1, the TO/HRSG systems (CE003 and CE006) shall be in operation and control emissions from the DDGS dryers (EU039, EU040, EU042, and EU043) and the mashing, cooking, and liquefication process and the distillation and dehydration process, at all times that these units are in operation.

D.3.7 Particulate Control

(a) In order to comply with Conditions D.3.1(a), (b) and (c), the multiclones C60 and C61 shall be in operation and control emissions from the DDGS Dryers (EU039 and EU040) at all times these units are in operation and the multiclones C70 and C71 shall be in

operation and control emissions from the DDGS Dryers (EU042 and EU043) at all times these units are in operation.

(b) In order to comply with Conditions D.3.1(j), (k), and (l) baghouse CE008 shall be in operation and control emissions from the DDGS Cooling Drum (EU046) at all times that this unit is in operation.

(c) In the event that bag failure is observed in a multi-compartment baghouse, if operations will continue for ten (10) days or more after the failure is observed before the failed units will be repaired or replaced, the Permittee shall promptly notify the IDEM, OAQ of the expected date the failed units will be repaired or replaced. The notification shall also include the status of the applicable compliance monitoring parameters with respect to normal, and the results of any response actions taken up to the time of notification.

D.3.8 Testing Requirements [326 IAC 2-1.1-11]

(a) In order to demonstrate compliance with Conditions D.3.1(a), (b), (c), (d), (e), (f), (g), (h), (i), D.3.2 and D.3.3 the Permittee shall perform PM, PM10, PM2.5, VOC (including emission rate, destruction efficiency, and capture efficiency), CO, SO2 and Acetaldehyde testing for TO/HSRG systems CE003 and CE006 utilizing methods as approved by the Commissioner at least once every five (5) years from the date of the most recent valid compliance demonstration. Testing shall be conducted in accordance with the provisions of 326 IAC 3-6 (source Sampling Procedures). Section C - Performance Testing contains the Permittee's obligation with regard to the performance testing required by this condition. PM10 and PM2.5 includes filterable and condensible PM.

(b) In order to demonstrate compliance with Conditions D.3.1,(j), (k), (l), (m), and (n), the Permittee shall perform PM, PM10, PM2.5, VOC and Acetaldehyde testing for the DDGS cooling drum EU046 stack (EP007) utilizing methods as approved by the Commissioner at least once every five (5) years from the date of the most recent valid compliance demonstration. Testing shall be conducted in accordance with the provisions of 326 IAC 3-6 (source Sampling Procedures). Section C - Performance Testing contains the Permittee's obligation with regard to the performance testing required by this condition. PM10 and PM2.5 includes filterable and condensible PM.

D.3.9 Continuous Emissions Monitoring [326 IAC 3-5] [326 IAC 2-7-6(1),(6)][326 IAC 12]

(a) Pursuant to 326 IAC 3-5 (Continuous Monitoring of Emissions) continuous emission monitoring systems for TO/HSRG systems CE003 and CE006 shall be calibrated, maintained, and operated for measuring NOx which meet all applicable performance specifications of 326 IAC 3-5-2.

(b) The NOx continuous emissions monitoring systems are subject to monitor system certification requirements pursuant to 326 IAC 3-5-3.

(c) Nothing in this permit shall excuse the Permittee from complying with the requirements to operate a NOx continuous emission monitoring system pursuant to 326 IAC 3-5 and 40 CFR 60.

Compliance Monitoring Requirements [326 IAC 2-7-5(1)][326 IAC 2-7-6(1)]

D.3.10 Visible Emissions Notations

(a) Visible emission notations of the stack exhaust from EP003 and EP007 shall be performed once per day during normal daylight operations. A trained employee shall record whether emissions are normal or abnormal.

(b) For processes operated continuously, "normal" means those conditions prevailing, or expected to prevail, eighty percent (80%) of the time the process is in operation, not counting startup or shut down time.

(c) In the case of batch or discontinuous operations, readings shall be taken during that part of the operation that would normally be expected to cause the greatest emissions.

(d) A trained employee is an employee who has worked at the plant at least one (1) month and has been trained in the appearance and characteristics of normal visible emissions for that specific process.

(e) If abnormal emissions are observed, the Permittee shall take a reasonable response. Section C- Response to Excursions or Exceedances contains the Permittee's obligation with regard to the reasonable response steps required by this condition. Failure to take response steps shall be considered a deviation from this permit.

D.3.11 Thermal Oxidizer Temperature [326 IAC 8-5-6]

(a) A continuous monitoring systems shall be calibrated, maintained, and operated on the TO/HRSG systems (CE003 and CE006) for measuring operating temperatures. For the purpose of this condition, continuous means no less than once every fifteen (15) minutes. The output of these systems shall be recorded as 3-hour averages.

(b) The Permittee shall determine the 3-hour average temperatures from the latest valid stack test that demonstrate compliance with limits in Conditions D.3.1 and D.3.2.

(c) On and after the date the stack test results are available, the Permittee shall operate the thermal oxidizers at or above the 3-hour average temperatures as observed during the latest compliant stack tests. If the 3-hour average temperature falls below the level observed during the latest compliant stack test, the Permittee shall take a reasonable response.

(d) Section C - Response to Excursions or Exceedances contains the Permittee's obligation with regard to the response steps required by this condition. Failure to take response steps shall be considered a deviation from this permit.

D.3.12 Parametric Monitoring [326 IAC 8-5-6]

(a) The Permittee shall determine the appropriate duct pressures or fan amperages from the latest valid stack tests that demonstrates compliance with limits in Conditions D.3.1 and D.3.2.

(b) The duct pressures or fan amperages shall be observed at least once per day when the RTO/HRSGs C003 and C006 are required to be in operation. On and after the date the stack test results are available, the duct pressures or fan amperages shall be maintained within the normal range as established in latest compliant stack tests.

(c) When, for any one reading, the duct pressure or fan amperage is outside the appropriate range, the Permittee shall take a reasonable response. Section C - Response to Excursions and Exceedances contains the Permittee's obligation with regard to the reasonable response steps required by this condition. A reading that is outside the above mentioned range is not a deviation from this permit. Failure to take response steps shall be considered a deviation from this permit.

D.3.13 Parametric Monitoring

(a) The Permittee shall record the pressure drop across the baghouse used in conjunction with the DDGS cooling drum (EU046) at least once per day when the associated

emissions unit is in operation. When, for any one reading, the pressure drop across a baghouse is outside the normal range, the Permittee shall take a reasonable response. The normal range for this unit is a pressure drop between 0.3 to 6.0 inches of water unless a different upper-bound or lower-bound value for this range is determined during the latest stack test. Section C – Response to Excursions or Exceedances contains the Permittee's obligation with regard to the reasonable response steps required by this condition. A pressure reading that is outside the above mentioned range is not a deviation from this permit. Failure to take response steps shall be considered a deviation from this permit.

(b) The instruments used for determining the pressure drop shall comply with Section C – Instrument Specifications, of this permit, shall be subject to approval by IDEM, OAQ, and shall be calibrated or replaced at least once every six (6) months.

D.3.14 Broken or Failed Bag Detection

(a) For a single compartment baghouse controlling emissions from a process operated continuously, a failed unit and the associated process shall be shut down immediately until the failed unit has been repaired or replaced. Operations may continue only if the event qualifies as an emergency and the Permittee satisfies the requirements of the emergency provisions of this permit (Section B - Emergency Provisions).

(b) For a single compartment baghouse controlling emissions from a batch process, the feed to the process shall be shut down immediately until the failed unit has been repaired or replaced. The emissions unit shall be shut down no later than the completion of the processing of the material in the line. Operations may continue only if the event qualifies as an emergency and the Permittee satisfies the requirements of the emergency provisions of this permit (Section B - Emergency Provisions).

Record Keeping and Reporting Requirement [326 IAC 2-7-5(3)] [326 IAC 2-7-19]

D.3.15 Record Keeping Requirements

(a) To document the compliance status with Condition D.3.1(m) the Permittee shall maintain monthly records of the amount of DDGS produced.

(b) To document the compliance status with Condition D.3.1(f), the Permittee shall record the output of the NOx continuous monitoring system and shall perform the required record keeping pursuant to 326 IAC 3-5-6 and 326 IAC 3-5-7.

(c) In the event that a breakdown of the NOx continuous emission monitoring systems (CEMS) occurs, the Permittee shall maintain records of all CEMS malfunctions, out of control periods, calibration and adjustment activities, and repair or maintenance activities.

(d) To document the compliance status with Condition D.3.10, the Permittee shall maintain records of daily visible emission notations of stacks EP003 and EP007. The Permittee shall include in its daily record when a visible emission notation is not taken and the reason for the lack of visible emission notation (e.g. the process did not operate that day).

(e) To document the compliance status with Condition D.3.11, the Permittee shall maintain continuous temperature records for the thermal oxidizers and the 3-hour average temperature used to demonstrate compliance during the most recent compliant stack test.

(f) To document the compliance status with Condition D.3.12, the Permittee shall maintain daily records of the duct pressures or fan amperages for the TO/HRSG systems CE003

and CE006. The Permittee shall include in its daily record when a duct pressure or fan amperage reading isnot taken and the reason for the lack of a duct pressure or fan amperage reading (e.g. the process did not operate that day).

(g) To document the compliance status with Condition D.3.13, the Permittee shall maintain daily records of the pressure drop for the baghouse used in conjunction with the DDGS cooling drum (EU046). The Permittee shall include in its daily record when the pressure drop reading is not taken and the reason for the lack of a pressure drop reading (e.g. the process did not operate that day).

(h) Section C - General Record Keeping Requirements of this permit contains the Permittee's obligation with regard to the records required by this condition.

D.3.16 Reporting Requirements

(a) A quarterly summary of the information to document the compliance status with Condition D.3.1(m) for total DDGS produced shall be submitted not later than thirty (30) days after the end of the quarter being reported. Section C - General Reporting contains the Permittee’s obligation with regard to the reporting required by this condition.

(b) For the NOx continuous emissions monitoring system, the Permittee shall prepare and submit to IDEM, OAQ a written report of the results of the calibration gas audits and relative accuracy test audits for each calendar quarter within thirty (30) calendar days after the end of each quarter. The report must contain the information required by 326 IAC 3-5-5(e)(2).

(c) Pursuant to 326 IAC 3-5-7(5), reporting of the NOx continuous monitoring system instrument downtime, except for zero (0) and span checks, which shall be reported separately, shall include the following:

(1) date of downtime;

(2) time of commencement;

(3) duration of each downtime;

(4) reasons for each downtime; and

(5) nature of system repairs and adjustments.

(d) The report submitted by the Permittee does require a certification that meets the requirements of 326 IAC 2-7-6(1) by a "responsible official," as defined by 326 IAC 2-7-1(35).

SECTION D.4 EMISSIONS UNIT OPERATION CONDITIONS – Ethanol Loading Racks

Emissions Unit Description:

(k) One (1) ethanol loading rack system for both railcar and truck loading, identified as EU047, constructed in 2006, with a maximum throughput rate of 156,000 gallons per hour. Railcars carry denatured ethanol product. Trucks may not be dedicated to carrying denatured ethanol. Emissions from both the railcar loading and truck loading processes are controlled by a vapor combustion unit CE009, which has a maximum heat input capacity of 6.4 MMBtu/hr and exhausts through stack EP008.

Under NSPS, Subpart VV, the pumps, compressors, pressure relief devices in gas/vapor service, sampling connection systems, open-ended valves or lines, and valves of this process are considered to be affected facilities.

(The information describing the process contained in this facility description box is descriptive information and does not constitute enforceable conditions.)

Emission Limitations and Standards [326 IAC 2-7-5(1)]

D.4.1 PSD and HAP Minor Limits [326 IAC 2-2] [326 IAC 2-4.1]

In order to render the requirements of 326 IAC 2-2 (PSD) not applicable, the Permittee shall comply with the following emission limits

(a) The denatured ethanol load-out from loading rack system EU047 shall not exceed 137,468,490 gallons per twelve (12) consecutive month period with compliance determined at the end of each month.

(b) VOC emissions from flare CE009 shall not exceed 0.061 lbs/kgal of denatured ethanol loaded.

(c) NOx emissions from flare CE009 shall not exceed 0.0138 lbs/kgal of ethanol loaded.

(d) CO emissions from flare CE009 shall not exceed 0.0392 lbs/kgal of ethanol loaded.

(e) HAPs emissions from flare CE009 shall not exceed 0.000355 lbs/kgal of ethanol loaded.

Compliance with these limits in conjunction with VOC, NOx, CO, and HAP limits on Conditions D.2.1, D.3.1 and D.5.1 and the limits in Cargill AgHorizons - Linden Grain Elevator and the PTE from all other emission units at this source (Plant ID #107-00061) and from Cargill AgHorizons – Linden Grain Elevator (Plant ID #107-00009), shall limit the VOC, NOx, CO, and HAP emissions from the entire source to less than 250 tons per twelve (12) consecutive month period and therefore, render the requirements of 326 IAC 2-2 (PSD) not applicable.

Compliance with these limits in conjunction with the single HAP and total HAP limits in Conditions D.2.1 and D.3.1. and the PTE from all other emission units at this source (Plant ID # 107-00061) and from Cargill AgHorizons - Linden Grain Elevator (Plant ID # 107-00009), shall limit the single HAP and Total HAP emissions from the entire source to less than ten (10) tons per twelve (12) consecutive month period and less than twenty-five (25) tons per twelve (12) consecutive month period, respectively, and render the requirements of 326 IAC 2-4.1 not applicable.

D.4.2 VOC Emissions [326 IAC 8-5-6]

Pursuant to 326 IAC 8-5-6 (Fuel Grade Ethanol Production at Dry Mills), the Permittee shall comply with the following:

(a) The VOC emissions from the ethanol loading rack system (EU047) shall be collected and controlled by enclosed flare CE009 when this unit is in operation.

(b) The overall efficiency for the enclosed flare CE009 (including the capture efficiency and destruction efficiency) shall be at least 98%.

D.4.3 Preventive Maintenance Plan [326 IAC 2-7-5(12)]

A Preventive Maintenance Plan is required for this facility and its control devices. Section B - Preventive Maintenance Plan contains the Permittee's obligation with regard to the preventive maintenance plan required by this condition.

Compliance Determination Requirements

D.4.4 VOC and HAPs Control

In order to comply with Conditions D.4.1 and D.4.2:

(a) The Permittee shall use flare CE009 to control the emissions from the loading rack when this unit is in operation.

(b) The ethanol loading rack system (EU047) shall utilize the submerged loading method.

D.4.5 Testing Requirements [326 IAC 2-1.1-11]

In order to demonstrate compliance with Conditions D.4.1 and D.4.2, the Permittee shall perform VOC (including emission rate, capture efficiency, and destruction efficiency), CO, and NOx testing for enclosed flare CE009 utilizing methods as approved by the Commissioner at least once every five (5) years from the date of the most recent valid compliance demonstration. Testing shall be conducted in accordance with the provisions of 326 IAC 3-6 (source Sampling Procedures). Section C – Performance Testing contains the Permittee’s obligation with regard to the performance testing required by this condition.

Compliance Monitoring Requirements [326 IAC 2-7-5(1)][326 IAC 2-7-6(1)]

D.4.6 Flare Pilot Flame [326 IAC 8-5-6]

In order to comply with Conditions D.4.1 and D.4.2, the Permittee shall monitor the presence of a flare pilot flame using a thermocouple or any other equivalent device to detect the presence of a flame when ethanol loading rack system EU047 is in operation.

Record Keeping and Reporting Requirement [326 IAC 2-7-5(3)] [326 IAC 2-7-19]

D.4.7 Record Keeping Requirements

(a) To document the compliance status with Condition D.4.1(a), the Permittee shall maintain monthly records of the total amount of denatured ethanol loaded out from loading rack system EU047.

(b) To document the compliance status with Condition D.4.6, the Permittee shall maintain records of temperature or other parameters sufficient to demonstrate the presence of a pilot flame when loading rack system EU047 is in operation.

(c) Section C - General Record Keeping Requirements contains the Permittee's obligation with regard to the records required by this condition.

D.4.8 Reporting Requirements

A quarterly summary of the information to document the compliance status with Condition D.4.1(a) shall be submitted not later than thirty (30) days after the end of the quarter being reported. Section C - General Reporting contains the Permittee’s obligation with regard to the

reporting required by this condition. The report submitted by the Permittee does require a certification that meets the requirements of 326 IAC 2-7-6(1) by a "responsible official," as defined by 326 IAC 2-7-1(35).

SECTION D.5 EMISSIONS UNIT OPERATION CONDITIONS –Biomethanator

Emissions Unit Description:

(j) Other emission units, not regulated by a NESHAP, with PM10, NOx, and SO_2 emissions less than five (5) pounds per hour or twenty-five (25) pounds per day, CO emissions less than twenty-five (25) pounds per day, VOC emissions less than three (3) pounds per hour or fifteen (15) pounds per day, lead emissions less than six-tenths (0.6) tons per year or three and twenty-nine hundredths (3.29) pounds per day, and emitting greater than one (1) pound per day but less than five (5) pounds per day or one (1) ton per year of a single HAP, or emitting greater than one (1) pound per day but less than twelve and five tenths (12.5) pounds per day or two and five tenths (2.5) tons per year of any combination of HAPs:

(2) One (1) methanator, identified as EU049, constructed in 2006, controlled by one of the thermal oxidizers CE003 and CE006, and exhausting to stack EP003, or controlled by the 6.4 MMBtu/hr biomethanator flare CE007, and exhausting to stack EP006, when the thermal oxidizers CE003 and CE006 are not in operation.

The biomthantor system has been removed for service and has been decommissioned from the source.

(The information describing the process contained in this facility description box is descriptive information and does not constitute enforceable conditions.)

Emission Limitations and Standards [326 IAC 2-7-5(1)]

D.5.1 PSD Minor Limits [326 IAC 2-2]

In order to render the requirements of 326 IAC 2-2 (PSD) not applicable to the source, the methanator, identified as EU049, will not be operated and removed for the source.

SECTION E.1 FACILITY OPERATION CONDITIONS - 40 CFR 60, Subpart Db - Standards of Performance for Industrial-Commercial-Institutional Steam Generating Units

Facility Description:

(e) Two (2) thermal oxidizer with heat recovery steam generator (TO/HRSG) systems, identified as CE003 and CE006, constructed in 2006, each with a nominal heat input rate of 143 MMBtu/hr, using natural gas and methanator biogas as fuel, with emissions exhausted through stack EP003.

Under 40 CFR Part 60, Subpart Db, CE003 and CE006 are affected facilities.

(The information describing the process contained in this facility description box is descriptive information and does not constitute enforceable conditions.)

E.1.1 General Provisions Relating to New Source Performance Standards [326 IAC 12-1] [40 CFR 60, Subpart A]

(a) The Permittee shall comply with the provisions of 40 CFR Part 60, Subpart A – General Provisions, which are incorporated by reference as 326 IAC 12, for the Industrial-Commercial-Institutional Steam Generating Units, as specified in 40 CFR 60, Subpart Db in accordance with the schedule in 40 CFR 60, Subpart Db.

(b) Pursuant to 40 CFR 60.19, the Permittee shall submit all required notifications and reports to:

Indiana Department of Environmental Management
Compliance and Enforcement Branch, Office of Air Quality
100 North Senate Ave.
MC61-53 IGCN 1003
Indianapolis, Indiana 46204-2251

E.1.2 Standards of Performance for Industrial-Commercial-Institutional Steam Generating Units [40 CFR 60, Subpart Db] [326 IAC 12]

The Permittee shall comply with the following provisions of 40 CFR Part 60, Subpart Db (included as Attachment B) which are incorporated by reference as 326 IAC 12 for the Industrial-Commercial-Institutional Steam Generating Units:

(1) 40 CFR 60.40b
(2) 40 CFR 60.41b
(3) 40 CFR 60.44b
(4) 40 CFR 60.46b
(5) 40 CFR 60.48b
(6) 40 CFR 60.49b

SECTION E.2 FACILITY OPERATION CONDITIONS - 40 CFR 60, Subpart Kb - Standards of Performance for Volatile Organic Liquid Storage Vessels for which Construction, Reconstruction, or Modification Commenced after July 23, 1984

Facility Description:

Insignificant Activities:

(k) Other emission units, not regulated by a NESHAP, with PM10, NOx, and SO_2 emissions less than five (5) pounds per hour or twenty-five (25) pounds per day, CO emissions less than twenty-five (25) pounds per day, VOC emissions less than three (3) pounds per hour or fifteen (15) pounds per day, lead emissions less than six-tenths (0.6) tons per year or three and twenty-nine hundredths (3.29) pounds per day, and emitting greater than one (1) pound per day but less than five (5) pounds per day or one (1) ton per year of a single HAP, or emitting greater than one (1) pound per day but less than twelve and five tenths (12.5) pounds per day or two and five tenths (2.5) tons per year of any combination of HAPs:

(1) Two (2) denatured ethanol storage tanks, identified as T001 and T002, constructed in 2006, each with a maximum capacity of 1,500,000 gallons.

Under 40 CFR 60, Subpart Kb, T001 and T002 are affected facilities.

(2) One (1) 200 proof storage tank, identified as T003, constructed in 2006, with a maximum capacity of 200,000 gallons.

Under 40 CFR 60, Subpart Kb, T003 is an affected facility.

(3) One (1) denaturant storage tank, identified as T004, constructed in 2006, with a maximum capacity of 200,000 gallons.

Under 40 CFR 60, Subpart Kb, T004 is an affected facility.

(4) One (1) 190 proof storage tank, identified as T005, constructed in 2006, with a maximum capacity of 200,000 gallons.

Under 40 CFR 60, Subpart Kb, T005 is an affected facility.

(The information describing the process contained in this facility description box is descriptive information and does not constitute enforceable conditions.)

E.2.1 General Provisions Relating to New Source Performance Standards [326 IAC 12-1] [40 CFR 60, Subpart A]

(a) The Permittee shall comply with the provisions of 40 CFR Part 60, Subpart A – General Provisions, which are incorporated by reference as 326 IAC 12, for the Volatile Organic Liquid Storage Vessels for which Construction, Reconstruction, or Modification Commenced after July 23, 1984, as specified in 40 CFR 60, Subpart Kb in accordance with the schedule in 40 CFR 60, Subpart Kb.

(b) Pursuant to 40 CFR 60.19, the Permittee shall submit all required notifications and reports to:

Indiana Department of Environmental Management
Compliance and Enforcement Branch, Office of Air Quality
100 North Senate Ave.
MC61-53 IGCN 1003
Indianapolis, Indiana 46204-2251

E.2.2 Standards of Performance for Volatile Organic Liquid Storage Vessels for which Construction, Reconstruction, or Modification Commenced after July 23, 1984 [40 CFR 60, Subpart Kb] [326 IAC 12]

The Permittee shall comply with the following provisions of 40 CFR Part 60, Subpart Kb (included as Attachment C) which are incorporated by reference as 326 IAC 12 for the Volatile Organic Liquid Storage Vessels for which Construction, Reconstruction, or Modification Commenced after July 23, 1984:

(1) 40 CFR 60.110b (a), (b), (d) (2), (3), (7) and (8), (e)(1)(i), (2) and (3)
(2) 40 CFR 60.111b
(3) 40 CFR 60.112b(a)(1)
(4) 40 CFR 60.113b(a)
(5) 40 CFR 60.115b(a)
(6) 40 CFR 60.116b(a), (b), (c), and (e)
(7) 40 CFR 60.117b

SECTION E.3 FACILITY OPERATION CONDITIONS - 40 CFR 60, Subpart VV, Standards of Performance for Equipment Leaks of VOC in the Synthetic Organic Chemicals Manufacturing Industry for which Construction, Reconstruction, or Modification Commenced After January 5, 1981, and on or Before November 7, 2006

Facility Description:

(c) One (1) mashing, cooking, and liquefication process, constructed in 2006, with all emissions routed to and controlled by the TO/HSRG systems (CE003 and CE006) and exhausting through stack EP003. This process consists of the following:

(1) One (1) mixer, identified as EU006.

(2) Two (2) slurry tanks, identified as EU007 and EU008.

(3) One (1) flash tank, identified as EU009.

(4) Two (2) cook tubes, identified as EU010 and EU011.

(5) Two (2) liquefication tanks, identified as EU012 and EU013.

(6) Two (2) yeast tanks, identified as EU015 and EU016.

Under NSPS, Subpart VV, the pumps, compressors, pressure relief devices in gas/vapor service, sampling connection systems, open-ended valves or lines, and valves of this process are considered to be affected facilities.

(d) One (1) fermentation process, constructed in 2006, with a maximum equivalent throughput rate of 15,310 gallons of 200-proof ethanol per hour, and consisting of the following:

(1) Seven (7) fermenters, identified as EU025 through EU031, with emissions controlled by wet scrubber CE004 and exhausting through stack EP004.

(2) One (1) beer well, identified as EU032, with emissions controlled by wet scrubber CE004 and exhausting through stack EP004.

Under NSPS, Subpart VV, the pumps, compressors, pressure relief devices in gas/vapor service, sampling connection systems, open-ended valves or lines, and valves of this process are considered to be affected facilities.

(f) One (1) distillation and dehydration process, constructed in 2006, with a maximum equivalent throughput rate of 15,310 gallons of 200-proof ethanol per hour, with emissions routed to and controlled by the TO/HRSG systems (CE003 and CE006) and exhausting through stack EP003. This process consists of the following:

(1) One (1) beer column, identified as EU017.

(2) One (1) side stripper, identified as EU018.

(3) One (1) rectifier column, identified as EU019.

(4) One (1) 190 proof ethanol condenser, identified as EU020.

(5) One (1) molecular sieves unit, identified as EU021, consisting of six (6) sieve bottles.

(6) One (1) 200 proof ethanol condenser, identified as EU022.

(7) Six (6) centrifuges.

(8) Two (2) centrate tanks.

(9) Eight (8) evaporators.

Under NSPS, Subpart VV, the pumps, compressors, pressure relief devices in gas/vapor service, sampling connection systems, open-ended valves or lines, and valves of this process are considered to be affected facilities.

(k) One (1) ethanol loading rack system for both railcar and truck loading, identified as EU047, constructed in 2006, with a maximum throughput rate of 156,000 gallons per hour. Railcars carry denatured ethanol product. Trucks may not be dedicated to carrying denatured ethanol. Emissions from both the railcar loading and truck loading processes are controlled by a vapor combustion unit CE009, which has a maximum heat input capacity of 6.4 MMBtu/hr and exhausts through stack EP008.

Under NSPS, Subpart VV, the pumps, compressors, pressure relief devices in gas/vapor service, sampling connection systems, open-ended valves or lines, and valves of this process are considered to be affected facilities.

(The information describing the process contained in this facility description box is descriptive information and does not constitute enforceable conditions.)

New Source Performance Standards (NSPS) Requirements

E.3.1 General Provisions Relating to New Source Performance Standards [326 IAC 12-1] [40 CFR 60, Subpart A]

(a) The Permittee shall comply with the provisions of 40 CFR Part 60, Subpart A – General Provisions, which are incorporated by reference as 326 IAC 12, for the sources of equipment leaks of VOC, as specified in 40 CFR 60, Subpart VV in accordance with the schedule in 40 CFR 60, Subpart VV.

(b) Pursuant to 40 CFR 60.19, the Permittee shall submit all required notifications and reports to:

Indiana Department of Environmental Management
Compliance and Enforcement Branch, Office of Air Quality
100 North Senate Ave.
MC61-53 IGCN 1003
Indianapolis, Indiana 46204-2251

E.3.2 Standards of Performance for Equipment Leaks of VOC in the Synthetic Organic Chemicals Manufacturing Industry for which Construction, Reconstruction, or Modification Commenced After January 5, 1981, and on or Before November 7, 2006 [40 CFR 60, Subpart VV] [326 IAC 12]

The Permittee shall comply with the following provisions of 40 CFR Part 60, Subpart VV (included as Attachment D) which are incorporated by reference as 326 IAC 12 for the sources of equipment leaks of VOC:

(1) 40 CFR 60.480
(2) 40 CFR 60.481
(3) 40 CFR 60.482-1
(4) 40 CFR 60.482-2

(5) 40 CFR 60.482-3
(6) 40 CFR 60.482-4
(7) 40 CFR 60.482-5
(8) 40 CFR 60.482-6
(9) 40 CFR 60.482-7
(10) 40 CFR 60.482-8
(11) 40 CFR 60.482-9
(12) 40 CFR 60.482-10
(13) 40 CFR 60.483-1
(14) 40 CFR 60.483-2
(15) 40 CFR 60.484
(16) 40 CFR 60.485
(17) 40 CFR 60.486
(18) 40 CFR 60.487
(19) 40 CFR 60.488
(20) 40 CFR 60.489

SECTION E.4 FACILITY OPERATION CONDITIONS - 40 CFR 60, Subpart IIII - Standards of Performance for Stationary Compression Ignition (CI) Internal Combustion Engines (ICE)

Facility Description:

Insignificant Activities:

(j) Stationary fire pumps, including one (1) diesel fire pump, identified as EU048, constructed in 2006, with a maximum power output rate of 300 horsepower, and exhausting to stack EP009.

Under 40 CFR Part 60, Subpart IIII, EU048 is an affected unit.
Under 40 CFR Part 63, Subpart ZZZZ, EU048 is an affected unit.

(The information describing the process contained in this facility description box is descriptive information and does not constitute enforceable conditions.)

E.4.1 General Provisions Relating to New Source Performance Standards [326 IAC 12-1] [40 CFR 60, Subpart A]

(a) The Permittee shall comply with the provisions of 40 CFR Part 60, Subpart A – General Provisions, which are incorporated by reference as 326 IAC 12, for the stationary compression ignition internal combustion engines, as specified in 40 CFR 60, Subpart IIII in accordance with the schedule in 40 CFR 60, Subpart IIII.

(b) Pursuant to 40 CFR 60.19, the Permittee shall submit all required notifications and reports to:

Indiana Department of Environmental Management
Compliance and Enforcement Branch, Office of Air Quality
100 North Senate Avenue
MC 61-53 IGCN 1003
Indianapolis, Indiana 46204-2251

E.4.2 Standards of Performance for Stationary Compression Ignition Internal Combustion Engines [40 CFR 60, Subpart IIII]

The Permittee shall comply with the following provisions of 40 CFR Part 60, Subpart IIII (included as Attachment E) which are incorporated by reference as 326 IAC 12 for the stationary compression ignition (CI) internal combustion engines (ICE):

(1) 40 CFR 60.4200(a)(2),(3),(b),(c)
(2) 40 CFR 60.4205(c)
(3) 40 CFR 60.4206
(4) 40 CFR 60.4207(a),(b),(c)
(5) 40 CFR 60.4209
(6) 40 CFR 60.4211(a),(b)(1)through(4),(e)
(7) 40 CFR 60.4214(b),(c)
(8) 40 CFR 60.4218
(9) 40 CFR 60.4219
(10) Table 4
(11) Table 8

SECTION E.5 FACILITY OPERATION CONDITIONS - 40 CFR 63, Subpart ZZZZ - National Emissions Standards for Hazardous Air Pollutants for Stationary Reciprocating Internal Combustion Engines (RICE)

Facility Description:

Insignificant Activities:

(j) Stationary fire pumps, including one (1) diesel fire pump, identified as EU048, constructed in 2006, with a maximum power output rate of 300 horsepower, and exhausting to stack EP009.

Under 40 CFR Part 60, Subpart IIII, EU048 is an affected unit.
Under 40 CFR Part 63, Subpart ZZZZ, EU048 is an affected unit.

(The information describing the process contained in this facility description box is descriptive information and does not constitute enforceable conditions.)

National Emissions Standards for Hazardous Air Pollutants (NESHAP) Requirements: Stationary Reciprocating Internal Combustion Engines

E.5.1 General Provisions Relating to National Emissions Standards for Hazardous Air Pollutants under 40 CFR Part 63 [326 IAC 20-1] [40 CFR Part 63, Subpart A]

(a) Pursuant to 40 CFR 63.6580, the Permittee shall comply with the provisions of 40 CFR Part 63, Subpart A – General Provisions, which are incorporated by reference as 326 IAC 20-82, for the reciprocating internal combustion engines as specified in Table 8 of 40 CFR Part 63, Subpart ZZZZ in accordance with the schedule in 40 CFR 63, Subpart ZZZZ.

(b) Pursuant to 40 CFR 63.10, the Permittee shall submit all required notifications and reports to:

Indiana Department of Environmental Management
Compliance and Enforcement Branch, Office of Air Quality
100 North Senate Avenue
MC 61-53 IGCN 1003
Indianapolis, Indiana 46204-2251

E.5.2 National Emissions Standards for Hazardous Air Pollutants for Stationary Reciprocating Internal Combustion Engines [40 CFR Part 63, Subpart ZZZZ] [326 IAC 20-82]

The Permittee shall comply with the following provisions of 40 CFR Part 63, Subpart ZZZZ (included as Attachment F) which are incorporated by reference as 326 IAC 20-82 for the reciprocating internal combustion engine:

(1) 40 CFR 63.6580
(2) 40 CFR 63.6585(a), (c), (d)
(3) 40 CFR 63.6590(a)(2)(iii), (c)(1)
(4) 40 CFR 63.6595(a)(7)
(5) 40 CFR 63.6605
(6) 40 CFR 63.6645(a)(5)
(7) 40 CFR 63.6670
(8) 40 CFR 63.6675

SECTION E.6 FACILITY OPERATION CONDITIONS - 40 CFR 63, Subpart CCCCCC - National Emission Standards for Hazardous Air Pollutants for Source Category Gasoline Dispensing Facilities

Facility Description:

Insignificant Activities:

(a) Storage tanks with capacity less than or equal to 1,000 gallons and annual throughputs less than 12,000 gallons.

(1) One (1) gasoline storage tank with a capacity of 1,000 gallons and an annual throughput less than 10,000 gallons.

Under 40 CFR 63, Subpart CCCCCC, this is an affected unit.

(The information describing the process contained in this facility description box is descriptive information and does not constitute enforceable conditions.)

National Emissions Standards for Hazardous Air Pollutants (NESHAP) Requirements: Source Category Gasoline Dispensing Facilities

E.6.1 General Provisions Relating to National Emissions Standards for Hazardous Air Pollutants under 40 CFR Part 63 [326 IAC 20-1] [40 CFR Part 63, Subpart A]

(a) Pursuant to 40 CFR 63.111130, the Permittee shall comply with the provisions of 40 CFR Part 63, Subpart A – General Provisions, which are incorporated by reference as 326 IAC 12, for gasoline dispensing facilities as specified in Table 3 of 40 CFR 40 CFR 63, Subpart CCCCCC in accordance with the schedule in 40 CFR 63, Subpart CCCCCC.

(b) Pursuant to 40 CFR 63.10, the Permittee shall submit all required notifications and reports to:

Indiana Department of Environmental Management
Compliance and Enforcement Branch, Office of Air Quality
100 North Senate Avenue
MC 61-53 IGCN 1003
Indianapolis, Indiana 46204-2251

E.6.2 National Emissions Standards for Hazardous Air Pollutants for Source Category Gasoline Dispensing Facilities Combustion Engines [40 CFR Part 63, Subpart CCCCCC]

The Permittee shall comply with the following provisions of 40 CFR 63, Subpart CCCCCC (included as Attachment G) for the gasoline tank:

(1) 40 CFR 63.11110
(2) 40 CFR 63.11111(a), (b), (e), (f), (h), (i), (j), (k)
(3) 40 CFR 63.11112(a), (b)
(4) 40 CFR 63.11113(a)(2)
(5) 40 CFR 63.11115
(6) 40 CFR 63.11116
(7) 40 CFR 63.11125(d)
(8) 40 CFR 63.11130
(9) 40 CFR 63.11131
(10) 40 CFR 63.11132
(11) Table 3

INDIANA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

OFFICE OF AIR QUALITY
COMPLIANCE AND ENFORCEMENT BRANCH
PART 70 OPERATING PERMIT
CERTIFICATION

Source Name: Valero Renewable Fuels Company, LLC - Valero Linden Plant
Source Address: 203W 1100N, Linden, Indiana 47955
Permit No.: T107-31939-00061

This certification shall be included when submitting monitoring, testing reports/results or other documents as required by this permit.

Please check what document is being certified:

☐ Annual Compliance Certification Letter

☐ Test Result (specify)_____

☐ Report (specify)_____

☐ Notification (specify)_____

☐ Affidavit (specify)_____

☐ Other (specify)_____

I certify that, based on information and belief formed after reasonable inquiry, the statements and information in the document are true, accurate, and complete. Signature:
Printed Name:
Title/Position:
Date:

INDIANA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT
OFFICE OF AIR QUALITY
COMPLIANCE AND ENFORCEMENT BRANCH
100 North Senate Avenue
MC 61-53 IGCN 1003
Indianapolis, Indiana 46204-2251
Phone: (317) 233-0178
Fax: (317) 233-6865

PART 70 OPERATING PERMIT
EMERGENCY OCCURRENCE REPORT

Source Name: Valero Renewable Fuels Company, LLC - Valero Linden Plant
Source Address: 203W 1100N, Linden, Indiana 47955
Permit No.: T107-31939-00061

This form consists of 2 pages **Page 1 of 2**

☐ This is an emergency as defined in 326 IAC 2-7-1(12)
- The Permittee must notify the Office of Air Quality (OAQ), within four (**4**) business hours (1-800-451-6027 or 317-233-0178, ask for Compliance Section); and
- The Permittee must submit notice in writing or by facsimile within two (**2**) working days (Facsimile Number: 317-233-6865), and follow the other requirements of 326 IAC 2-7-16

If any of the following are not applicable, mark N/A

Facility/Equipment/Operation:
Control Equipment:
Permit Condition or Operation Limitation in Permit:
Description of the Emergency:
Describe the cause of the Emergency:

If any of the following are not applicable, mark N/A **Page 2 of 2**

Date/Time Emergency started:
Date/Time Emergency was corrected:
Was the facility being properly operated at the time of the emergency? Y N Describe:
Type of Pollutants Emitted: TSP, PM-10, SO_2, VOC, NO_X, CO, Pb, other:
Estimated amount of pollutant(s) emitted during emergency:
Describe the steps taken to mitigate the problem:
Describe the corrective actions/response steps taken:
Describe the measures taken to minimize emissions:
If applicable, describe the reasons why continued operation of the facilities are necessary to prevent imminent injury to persons, severe damage to equipment, substantial loss of capital investment, or loss of product or raw materials of substantial economic value:

Form Completed by:_____

Title / Position:_____

Date:_____

Phone: _____

INDIANA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT
OFFICE OF AIR QUALITY
COMPLIANCE AND ENFORCEMENT BRANCH

Part 70 Quarterly Report

Source Name: Valero Renewable Fuels Company, LLC - Valero Linden Plant
Source Address: 203W 1100N, Linden, Indiana 47955
Permit No.: T107-31939-00061
Facility: DDGS cooling drum (EU046)
Parameter: Total DDGS Produced
Limit: The total DDGS produced shall not exceed 441,615 tons per twelve (12) consecutive month period with compliance determined at the end of each month.

YEAR:_____

Month	Column 1 This Month	Column 2 Previous 11 Months	Column 1 + Column 2 12 Month Total
	DDGS Produced (tons)	DDGS Produced (tons)	DDGS Produced (tons)
Month 1			
Month 2			
Month 3			

☐ No deviation occurred in this quarter.

☐ Deviation/s occurred in this quarter.
Deviation has been reported on:_____

Submitted by: _____
Title / Position: _____
Signature: _____
Date: _____
Phone: _____

INDIANA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT
OFFICE OF AIR QUALITY
COMPLIANCE AND ENFOCEMENT BRANCH

Part 70 Quarterly Report

Source Name: Valero Renewable Fuels Company, LLC - Valero Linden Plant
Source Address: 203W 1100N, Linden, Indiana 47955
Permit No.: T107-31939-00061
Facility: Ethanol Loading Rack System (EU047)
Parameter: Ethanol Load-Out
Limit: The denatured ethanol load-out loadout from loading rack system EU047 shall not exceed 137,468,490 gallons per twelve (12) consecutive month period with compliance determined at the end of each month.

QUARTER:_____ YEAR:_____

Month	Column 1 This Month	Column 2 Previous 11 Months	Column 1 + Column 2 12 Month Total
	Denatured Ethanol (gallons)	Denatured Ethanol (gallons)	Denatured Ethanol (gallons)
Month 1			
Month 2			
Month 3			

☐ No deviation occurred in this quarter.

☐ Deviation/s occurred in this quarter.
Deviation has been reported on:_____

Submitted by: _____
Title / Position: _____
Signature: _____
Date: _____
Phone: _____

INDIANA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT
OFFICE OF AIR QUALITY
COMPLIANCE AND ENFORCEMENT BRANCH
PART 70 OPERATING PERMIT
QUARTERLY DEVIATION AND COMPLIANCE MONITORING REPORT

Source Name: Valero Renewable Fuels Company, LLC - Valero Linden Plant
Source Address: 203W 1100N, Linden, Indiana 47955
Permit No.: T107-31939-00061

Months: _____ **to** _____ **Year:** _____

This report shall be submitted quarterly based on a calendar year. Proper notice submittal under Section B –Emergency Provisions satisfies the reporting requirements of paragraph (a) of Section C-General Reporting. Any deviation from the requirements of this permit, the date(s) of each deviation, the probable cause of the deviation, and the response steps taken must be reported. A deviation required to be reported pursuant to an applicable requirement that exists independent of the permit, shall be reported according to the schedule stated in the applicable requirement and does not need to be included in this report. Additional pages may be attached if necessary. If no deviations occurred, please specify in the box marked "No deviations occurred this reporting period".
☐ NO DEVIATIONS OCCURRED THIS REPORTING PERIOD.
☐ THE FOLLOWING DEVIATIONS OCCURRED THIS REPORTING PERIOD

Permit Requirement (specify permit condition #)	
Date of Deviation:	**Duration of Deviation:**
Number of Deviations:	
Probable Cause of Deviation:	
Response Steps Taken:	

Permit Requirement (specify permit condition #)	
Date of Deviation:	**Duration of Deviation:**
Number of Deviations:	
Probable Cause of Deviation:	
Response Steps Taken:	

Permit Requirement (specify permit condition #)	
Date of Deviation:	**Duration of Deviation:**
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Probable Cause of Deviation:	
Response Steps Taken:	

Permit Requirement (specify permit condition #)	
Date of Deviation:	**Duration of Deviation:**
Number of Deviations:	
Probable Cause of Deviation:	
Response Steps Taken:	

Permit Requirement (specify permit condition #)	
Date of Deviation:	**Duration of Deviation:**
Number of Deviations:	
Probable Cause of Deviation:	
Response Steps Taken:	

Form Completed by:_____

Title / Position:_____

Date:_____

Phone: _____

Fugitive Dust Control Plan

Valero Renewable Fuels Company, LLC

Valero Linden Plant

203W 1100N

Linden, Indiana 47955

Valero Linden manufactures fuel grade ethanol at a rate of 120 million gallons per year. Pursuant to Title 326 of the Indiana Administrative Code (IAC), Article 6, Rule 5, this Fugitive Dust Control Plan (FDCP) has been prepared to identify all potential particulate matter (PM) fugitive emission sources and to summarize proposed control measures for each source. The Fugitive Dust Control Plan is considered a supplemental document to the Air Quality Permit Renewal Application originally submitted on May 11, 2010. The responsible person in charge of this FDCP is the Plant Manager.

Emission Sources

There are three main potential sources of fugitive PM emissions associated with the operation of the Valero Linden ethanol plant. Emission sources will include the following:

- Unloading and handling of grain (during emergencies only)
    - If needed during emergencies when Cargill's corn transfer system is non-operational, limited vehicle traffic on plant roads would consist of hopper-bottom trucks and may include straight/dump trucks and farm tractor/wagon combinations.
- Handling and loading of Dried Distillers Grain and Solubles (DDGS) via truck and rail
    - The amount of DDGS produced was included in the permit application.
- Vehicular traffic on paved plant roads and parking lots
    - The roads in the facility that are traveled by DDGS trucks, employee vehicles, and other support vehicles are paved. Parking areas are also paved. Trucks do not travel at sufficient speed to normally generate fugitive dust.

There will be no outdoor storage piles of corn.

All other operations at the plant that could produce fugitive PM emissions are totally enclosed and controlled by state-of-the-art air emission control equipment to reduce PM emissions.

Emission Controls

If needed during emergencies, the unloading of grain at the plant will be conducted outside into a portable auger which conveys the corn into the Day Bin. PM emissions from the unloading operations will be controlled by limiting the dump rate and dump heights of the trucks.

Loading of DDGS at the plant is conducted within an enclosed building that is open at both ends. PM emissions from the loadout spout(s) are controlled using a high efficiency fabric filter baghouse. Additional control measures include reducing loading drop height in to the trucks and railcars with a flexible load system or adjustable arm.

Emissions from paved roads are controlled by limiting maximum vehicle speeds along the plant roads to 10 miles per hour. Roadways are cleaned as necessary using a mechanical sweeper.

Monitoring

Visible dust from all sections of facility roadway and loading operations are inspected daily as part of routine work.

Facility personnel will be trained to identify abnormal fugitive dust emissions. If abnormal fugitive dust emissions are observed, additional corrective actions will be taken by facility personnel.

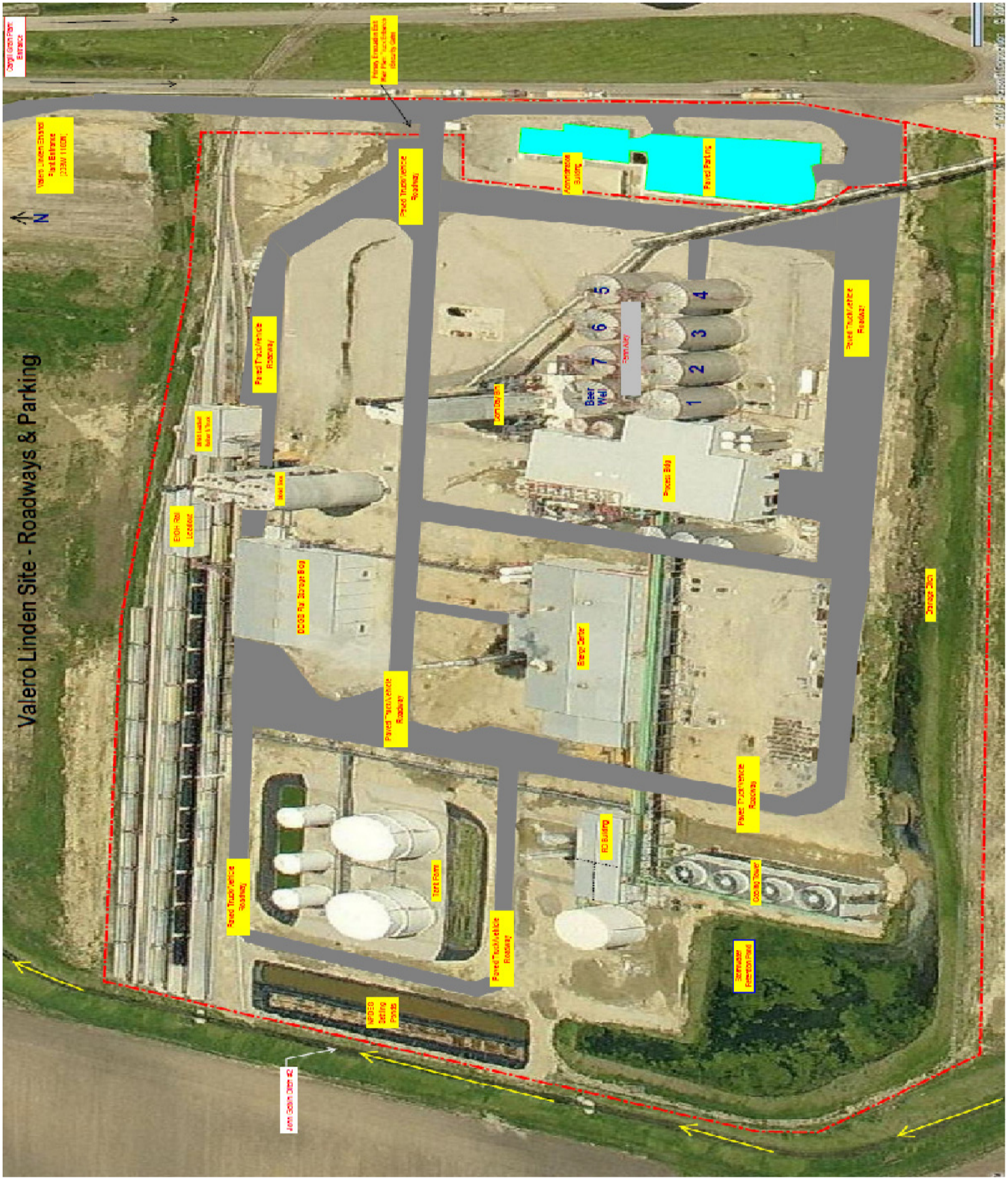
Implementation Schedule

The Fugitive Dust Control Plan is currently in operation at the Valero Linden Plant.

The plan will be kept onsite and updated as needed to prevent fugitive PM emissions from the operation of the Valero Linden plant.

Recordkeeping

Plant personnel or an outside contractor will record the date and number of hours of operation of the mechanical sweeper on a log sheet or in a logbook.


Valero Linden Site - Roadways & Parking
N
Paved Truck/Vehicle Roadway
Paved Parking
Administrative Building
Process Bldg
Beer Well
Beer Alley
Energy Center
Tank Farm
RO Building
Cooling Tower
Stormwater Retention Pond
Storage Silos
NPDES Sampling Points
Access Gate

Indiana Department of Environmental Management
Office of Air Quality

Attachment B

Subpart Db—Standards of Performance for Industrial-Commercial-Institutional Steam Generating Units

Source: 72 FR 32742, June 13, 2007, unless otherwise noted.

§ 60.40b Applicability and delegation of authority.

(a) The affected facility to which this subpart applies is each steam generating unit that commences construction, modification, or reconstruction after June 19, 1984, and that has a heat input capacity from fuels combusted in the steam generating unit of greater than 29 megawatts (MW) (100 million British thermal units per hour (MMBtu/hr)).

(b) Any affected facility meeting the applicability requirements under paragraph (a) of this section and commencing construction, modification, or reconstruction after June 19, 1984, but on or before June 19, 1986, is subject to the following standards:

(1) Coal-fired affected facilities having a heat input capacity between 29 and 73 MW (100 and 250 MMBtu/hr), inclusive, are subject to the particulate matter (PM) and nitrogen oxides (NO_X) standards under this subpart.

(2) Coal-fired affected facilities having a heat input capacity greater than 73 MW (250 MMBtu/hr) and meeting the applicability requirements under subpart D (Standards of performance for fossil-fuel-fired steam generators; §60.40) are subject to the PM and NO_Xstandards under this subpart and to the sulfur dioxide (SO_2) standards under subpart D (§60.43).

(3) Oil-fired affected facilities having a heat input capacity between 29 and 73 MW (100 and 250 MMBtu/hr), inclusive, are subject to the NO_Xstandards under this subpart.

(4) Oil-fired affected facilities having a heat input capacity greater than 73 MW (250 MMBtu/hr) and meeting the applicability requirements under subpart D (Standards of performance for fossil-fuel-fired steam generators; §60.40) are also subject to the NO_Xstandards under this subpart and the PM and SO_2standards under subpart D (§60.42 and §60.43).

(c) Affected facilities that also meet the applicability requirements under subpart J or subpart Ja of this part are subject to the PM and NO_Xstandards under this subpart and the SO_2standards under subpart J or subpart Ja of this part, as applicable.

(d) Affected facilities that also meet the applicability requirements under subpart E (Standards of performance for incinerators; §60.50) are subject to the $NO_X$and PM standards under this subpart.

(e) Steam generating units meeting the applicability requirements under subpart Da (Standards of performance for electric utility steam generating units; §60.40Da) are not subject to this subpart.

(f) Any change to an existing steam generating unit for the sole purpose of combusting gases containing total reduced sulfur (TRS) as defined under §60.281 is not considered a modification under §60.14 and the steam generating unit is not subject to this subpart.

(g) In delegating implementation and enforcement authority to a State under section 111(c) of the Clean Air Act, the following authorities shall be retained by the Administrator and not transferred to a State.

(1) Section 60.44b(f).

(2) Section 60.44b(g).

(3) Section 60.49b(a)(4).

(h) Any affected facility that meets the applicability requirements and is subject to subpart Ea, subpart Eb, subpart AAAA, or subpart CCCC of this part is not subject to this subpart.

(i) Affected facilities (*i.e.,* heat recovery steam generators) that are associated with stationary combustion turbines and that meet the applicability requirements of subpart KKKK of this part are not subject to this subpart. This subpart will continue to apply to all other affected facilities (*i.e.* heat recovery steam generators with duct burners) that are capable of combusting more than 29 MW (100 MMBtu/h) heat input of fossil fuel. If the affected facility (*i.e.* heat recovery steam generator) is subject to this subpart, only emissions resulting from combustion of fuels in the steam generating unit are subject to this subpart. (The stationary combustion turbine emissions are subject to subpart GG or KKKK, as applicable, of this part.)

(j) Any affected facility meeting the applicability requirements under paragraph (a) of this section and commencing construction, modification, or reconstruction after June 19, 1986 is not subject to subpart D (Standards of Performance for Fossil-Fuel-Fired Steam Generators, §60.40).

(k) Any affected facility that meets the applicability requirements and is subject to an EPA approved State or Federal section 111(d)/129 plan implementing subpart Cb or subpart BBBB of this part is not covered by this subpart.

(l) Affected facilities that also meet the applicability requirements under subpart BB of this part (Standards of Performance for Kraft Pulp Mills) are subject to the $SO_2$and NO_Xstandards under this subpart and the PM standards under subpart BB.

(m) Temporary boilers are not subject to this subpart.

[72 FR 32742, June 13, 2007, as amended at 74 FR 5084, Jan. 28, 2009; 77 FR 9459, Feb. 16, 2012]

§ 60.41b Definitions.

As used in this subpart, all terms not defined herein shall have the meaning given them in the Clean Air Act and in subpart A of this part.

Annual capacity factor means the ratio between the actual heat input to a steam generating unit from the fuels listed in §60.42b(a), §60.43b(a), or §60.44b(a), as applicable, during a calendar year and the potential heat input to the steam generating unit had it been operated for 8,760 hours during a calendar year at the maximum steady state design heat input capacity. In the case of steam generating units that are rented or leased, the actual heat input shall be determined based on the combined heat input from all operations of the affected facility in a calendar year.

Byproduct/waste means any liquid or gaseous substance produced at chemical manufacturing plants, petroleum refineries, or pulp and paper mills (except natural gas, distillate oil, or residual oil) and combusted in a steam generating unit for heat recovery or for disposal. Gaseous substances with carbon dioxide (CO_2) levels greater than 50 percent or carbon monoxide levels greater than 10 percent are not byproduct/waste for the purpose of this subpart.

Chemical manufacturing plants mean industrial plants that are classified by the Department of Commerce under Standard Industrial Classification (SIC) Code 28.

Coal means all solid fuels classified as anthracite, bituminous, subbituminous, or lignite by the American Society of Testing and Materials in ASTM D388 (incorporated by reference, see §60.17), coal refuse, and

petroleum coke. Coal-derived synthetic fuels, including but not limited to solvent refined coal, gasified coal not meeting the definition of natural gas, coal-oil mixtures, coke oven gas, and coal-water mixtures, are also included in this definition for the purposes of this subpart.

Coal refuse means any byproduct of coal mining or coal cleaning operations with an ash content greater than 50 percent, by weight, and a heating value less than 13,900 kJ/kg (6,000 Btu/lb) on a dry basis.

Cogeneration , also known as combined heat and power, means a facility that simultaneously produces both electric (or mechanical) and useful thermal energy from the same primary energy source.

Coke oven gas means the volatile constituents generated in the gaseous exhaust during the carbonization of bituminous coal to form coke.

Combined cycle system means a system in which a separate source, such as a gas turbine, internal combustion engine, kiln, etc., provides exhaust gas to a steam generating unit.

Conventional technology means wet flue gas desulfurization (FGD) technology, dry FGD technology, atmospheric fluidized bed combustion technology, and oil hydrodesulfurization technology.

Distillate oil means fuel oils that contain 0.05 weight percent nitrogen or less and comply with the specifications for fuel oil numbers 1 and 2, as defined by the American Society of Testing and Materials in ASTM D396 (incorporated by reference, see §60.17), diesel fuel oil numbers 1 and 2, as defined by the American Society for Testing and Materials in ASTM D975 (incorporated by reference, see §60.17), kerosine, as defined by the American Society of Testing and Materials in ASTM D3699 (incorporated by reference, see §60.17), biodiesel as defined by the American Society of Testing and Materials in ASTM D6751 (incorporated by reference, see §60.17), or biodiesel blends as defined by the American Society of Testing and Materials in ASTM D7467 (incorporated by reference, see §60.17).

Dry flue gas desulfurization technology means a SO_2control system that is located downstream of the steam generating unit and removes sulfur oxides from the combustion gases of the steam generating unit by contacting the combustion gases with an alkaline reagent and water, whether introduced separately or as a premixed slurry or solution and forming a dry powder material. This definition includes devices where the dry powder material is subsequently converted to another form. Alkaline slurries or solutions used in dry flue gas desulfurization technology include but are not limited to lime and sodium.

Duct burner means a device that combusts fuel and that is placed in the exhaust duct from another source, such as a stationary gas turbine, internal combustion engine, kiln, etc., to allow the firing of additional fuel to heat the exhaust gases before the exhaust gases enter a steam generating unit.

Emerging technology means any SO_2control system that is not defined as a conventional technology under this section, and for which the owner or operator of the facility has applied to the Administrator and received approval to operate as an emerging technology under §60.49b(a)(4).

Federally enforceable means all limitations and conditions that are enforceable by the Administrator, including the requirements of 40 CFR parts 60 and 61, requirements within any applicable State Implementation Plan, and any permit requirements established under 40 CFR 52.21 or under 40 CFR 51.18 and 51.24.

Fluidized bed combustion technology means combustion of fuel in a bed or series of beds (including but not limited to bubbling bed units and circulating bed units) of limestone aggregate (or other sorbent materials) in which these materials are forced upward by the flow of combustion air and the gaseous products of combustion.

Fuel pretreatment means a process that removes a portion of the sulfur in a fuel before combustion of the fuel in a steam generating unit.

Full capacity means operation of the steam generating unit at 90 percent or more of the maximum steady-state design heat input capacity.

Gaseous fuel means any fuel that is a gas at ISO conditions. This includes, but is not limited to, natural gas and gasified coal (including coke oven gas).

Gross output means the gross useful work performed by the steam generated. For units generating only electricity, the gross useful work performed is the gross electrical output from the turbine/generator set. For cogeneration units, the gross useful work performed is the gross electrical or mechanical output plus 75 percent of the useful thermal output measured relative to ISO conditions that is not used to generate additional electrical or mechanical output or to enhance the performance of the unit (*i.e.* , steam delivered to an industrial process).

Heat input means heat derived from combustion of fuel in a steam generating unit and does not include the heat derived from preheated combustion air, recirculated flue gases, or exhaust gases from other sources, such as gas turbines, internal combustion engines, kilns, etc.

Heat release rate means the steam generating unit design heat input capacity (in MW or Btu/hr) divided by the furnace volume (in cubic meters or cubic feet); the furnace volume is that volume bounded by the front furnace wall where the burner is located, the furnace side waterwall, and extending to the level just below or in front of the first row of convection pass tubes.

Heat transfer medium means any material that is used to transfer heat from one point to another point.

High heat release rate means a heat release rate greater than 730,000 J/sec-m^3 (70,000 Btu/hr-ft^3).

ISO Conditions means a temperature of 288 Kelvin, a relative humidity of 60 percent, and a pressure of 101.3 kilopascals.

Lignite means a type of coal classified as lignite A or lignite B by the American Society of Testing and Materials in ASTM D388 (incorporated by reference, see §60.17).

Low heat release rate means a heat release rate of 730,000 J/sec-m^3 (70,000 Btu/hr-ft^3) or less.

Mass-feed stoker steam generating unit means a steam generating unit where solid fuel is introduced directly into a retort or is fed directly onto a grate where it is combusted.

Maximum heat input capacity means the ability of a steam generating unit to combust a stated maximum amount of fuel on a steady state basis, as determined by the physical design and characteristics of the steam generating unit.

Municipal-type solid waste means refuse, more than 50 percent of which is waste consisting of a mixture of paper, wood, yard wastes, food wastes, plastics, leather, rubber, and other combustible materials, and noncombustible materials such as glass and rock.

Natural gas means:

(1) A naturally occurring mixture of hydrocarbon and nonhydrocarbon gases found in geologic formations beneath the earth's surface, of which the principal constituent is methane; or

(2) Liquefied petroleum gas, as defined by the American Society for Testing and Materials in ASTM D1835 (incorporated by reference, see §60.17); or

(3) A mixture of hydrocarbons that maintains a gaseous state at ISO conditions. Additionally, natural gas must either be composed of at least 70 percent methane by volume or have a gross calorific value between 34 and 43 megajoules (MJ) per dry standard cubic meter (910 and 1,150 Btu per dry standard cubic foot).

Noncontinental area means the State of Hawaii, the Virgin Islands, Guam, American Samoa, the Commonwealth of Puerto Rico, or the Northern Mariana Islands.

Oil means crude oil or petroleum or a liquid fuel derived from crude oil or petroleum, including distillate and residual oil.

Petroleum refinery means industrial plants as classified by the Department of Commerce under Standard Industrial Classification (SIC) Code 29.

Potential sulfur dioxide emission rate means the theoretical SO_2emissions (nanograms per joule (ng/J) or lb/MMBtu heat input) that would result from combusting fuel in an uncleaned state and without using emission control systems. For gasified coal or oil that is desulfurized prior to combustion, the *Potential sulfur dioxide emission rate* is the theoretical SO_2emissions (ng/J or lb/MMBtu heat input) that would result from combusting fuel in a cleaned state without using any post combustion emission control systems.

Process heater means a device that is primarily used to heat a material to initiate or promote a chemical reaction in which the material participates as a reactant or catalyst.

Pulp and paper mills means industrial plants that are classified by the Department of Commerce under North American Industry Classification System (NAICS) Code 322 or Standard Industrial Classification (SIC) Code 26.

Pulverized coal-fired steam generating unit means a steam generating unit in which pulverized coal is introduced into an air stream that carries the coal to the combustion chamber of the steam generating unit where it is fired in suspension. This includes both conventional pulverized coal-fired and micropulverized coal-fired steam generating units. Residual oil means crude oil, fuel oil numbers 1 and 2 that have a nitrogen content greater than 0.05 weight percent, and all fuel oil numbers 4, 5 and 6, as defined by the American Society of Testing and Materials in ASTM D396 (incorporated by reference, see §60.17).

Spreader stoker steam generating unit means a steam generating unit in which solid fuel is introduced to the combustion zone by a mechanism that throws the fuel onto a grate from above. Combustion takes place both in suspension and on the grate.

Steam generating unit means a device that combusts any fuel or byproduct/waste and produces steam or heats water or heats any heat transfer medium. This term includes any municipal-type solid waste incinerator with a heat recovery steam generating unit or any steam generating unit that combusts fuel and is part of a cogeneration system or a combined cycle system. This term does not include process heaters as they are defined in this subpart.

Steam generating unit operating day means a 24-hour period between 12:00 midnight and the following midnight during which any fuel is combusted at any time in the steam generating unit. It is not necessary for fuel to be combusted continuously for the entire 24-hour period.

Temporary boiler means any gaseous or liquid fuel-fired steam generating unit that is designed to, and is capable of, being carried or moved from one location to another by means of, for example, wheels, skids, carrying handles, dollies, trailers, or platforms. A steam generating unit is not a temporary boiler if any one of the following conditions exists:

(1) The equipment is attached to a foundation.

(2) The steam generating unit or a replacement remains at a location for more than 180 consecutive days. Any temporary boiler that replaces a temporary boiler at a location and performs the same or similar function will be included in calculating the consecutive time period.

(3) The equipment is located at a seasonal facility and operates during the full annual operating period of the seasonal facility, remains at the facility for at least 2 years, and operates at that facility for at least 3 months each year.

(4) The equipment is moved from one location to another in an attempt to circumvent the residence time requirements of this definition.

Very low sulfur oil means for units constructed, reconstructed, or modified on or before February 28, 2005, oil that contains no more than 0.5 weight percent sulfur or that, when combusted without SO_2emission control, has a SO_2emission rate equal to or less than 215 ng/J (0.5 lb/MMBtu) heat input. For units constructed, reconstructed, or modified after February 28, 2005 and not located in a noncontinental area, *very low sulfur oil* means oil that contains no more than 0.30 weight percent sulfur or that, when combusted without SO_2emission control, has a SO_2emission rate equal to or less than 140 ng/J (0.32 lb/MMBtu) heat input. For units constructed, reconstructed, or modified after February 28, 2005 and located in a noncontinental area, *very low sulfur oil* means oil that contains no more than 0.5 weight percent sulfur or that, when combusted without SO_2emission control, has a SO_2emission rate equal to or less than 215 ng/J (0.50 lb/MMBtu) heat input.

Wet flue gas desulfurization technology means a SO_2control system that is located downstream of the steam generating unit and removes sulfur oxides from the combustion gases of the steam generating unit by contacting the combustion gas with an alkaline slurry or solution and forming a liquid material. This definition applies to devices where the aqueous liquid material product of this contact is subsequently converted to other forms. Alkaline reagents used in wet flue gas desulfurization technology include, but are not limited to, lime, limestone, and sodium.

Wet scrubber system means any emission control device that mixes an aqueous stream or slurry with the exhaust gases from a steam generating unit to control emissions of PM or SO_2.

Wood means wood, wood residue, bark, or any derivative fuel or residue thereof, in any form, including, but not limited to, sawdust, sanderdust, wood chips, scraps, slabs, millings, shavings, and processed pellets made from wood or other forest residues.

[72 FR 32742, June 13, 2007, as amended at 74 FR 5084, Jan. 28, 2009; 77 FR 9459, Feb. 16, 2012]

§ 60.42b Standard for sulfur dioxide (SO_2).

(a) Except as provided in paragraphs (b), (c), (d), or (j) of this section, on and after the date on which the performance test is completed or required to be completed under §60.8, whichever comes first, no owner or operator of an affected facility that commenced construction, reconstruction, or modification on or before February 28, 2005, that combusts coal or oil shall cause to be discharged into the atmosphere any gases that contain SO_2in excess of 87 ng/J (0.20 lb/MMBtu) or 10 percent (0.10) of the potential SO_2emission rate (90 percent reduction) and the emission limit determined according to the following formula:

$$E_s = \frac{(K_a H_a + K_b H_b)}{(H_a + H_b)}$$

Where:

E_s= SO_2emission limit, in ng/J or lb/MMBtu heat input;

K_a= 520 ng/J (or 1.2 lb/MMBtu);

K_b= 340 ng/J (or 0.80 lb/MMBtu);

H_a= Heat input from the combustion of coal, in J (MMBtu); and

H_b= Heat input from the combustion of oil, in J (MMBtu).

For facilities complying with the percent reduction standard, only the heat input supplied to the affected facility from the combustion of coal and oil is counted in this paragraph. No credit is provided for the heat input to the affected facility from the combustion of natural gas, wood, municipal-type solid waste, or other fuels or heat derived from exhaust gases from other sources, such as gas turbines, internal combustion engines, kilns, etc.

(b) On and after the date on which the performance test is completed or required to be completed under §60.8, whichever date comes first, no owner or operator of an affected facility that commenced construction, reconstruction, or modification on or before February 28, 2005, that combusts coal refuse alone in a fluidized bed combustion steam generating unit shall cause to be discharged into the atmosphere any gases that contain SO_2in excess of 87 ng/J (0.20 lb/MMBtu) or 20 percent (0.20) of the potential SO_2emission rate (80 percent reduction) and 520 ng/J (1.2 lb/MMBtu) heat input. If coal or oil is fired with coal refuse, the affected facility is subject to paragraph (a) or (d) of this section, as applicable. For facilities complying with the percent reduction standard, only the heat input supplied to the affected facility from the combustion of coal and oil is counted in this paragraph. No credit is provided for the heat input to the affected facility from the combustion of natural gas, wood, municipal-type solid waste, or other fuels or heat derived from exhaust gases from other sources, such as gas turbines, internal combustion engines, kilns, etc.

(c) On and after the date on which the performance test is completed or is required to be completed under §60.8, whichever comes first, no owner or operator of an affected facility that combusts coal or oil, either alone or in combination with any other fuel, and that uses an emerging technology for the control of SO_2emissions, shall cause to be discharged into the atmosphere any gases that contain SO_2in excess of 50 percent of the potential SO_2emission rate (50 percent reduction) and that contain SO_2in excess of the emission limit determined according to the following formula:

$$E_s = \frac{(K_c H_c + K_d H_d)}{(H_c + H_d)}$$

Where:

E_s= SO2 emission limit, in ng/J or lb/MM Btu heat input;

K_c= 260 ng/J (or 0.60 lb/MMBtu);

K_d= 170 ng/J (or 0.40 lb/MMBtu);

H_c= Heat input from the combustion of coal, in J (MMBtu); and

H_d= Heat input from the combustion of oil, in J (MMBtu).

For facilities complying with the percent reduction standard, only the heat input supplied to the affected facility from the combustion of coal and oil is counted in this paragraph. No credit is provided for the heat input to the affected facility from the combustion of natural gas, wood, municipal-type solid waste, or other fuels, or from the heat input derived from exhaust gases from other sources, such as gas turbines, internal combustion engines, kilns, etc.

(d) On and after the date on which the performance test is completed or required to be completed under §60.8, whichever comes first, no owner or operator of an affected facility that commenced construction, reconstruction, or modification on or before February 28, 2005 and listed in paragraphs (d)(1), (2), (3), or (4) of this section shall cause to be discharged into the atmosphere any gases that contain SO_2in excess of 520 ng/J (1.2 lb/MMBtu) heat input if the affected facility combusts coal, or 215 ng/J (0.5 lb/MMBtu) heat input if the affected facility combusts oil other than very low sulfur oil. Percent reduction requirements are not applicable to affected facilities under paragraphs (d)(1), (2), (3) or (4) of this section. For facilities complying with paragraphs (d)(1), (2), or (3) of this section, only the heat input supplied to the affected facility from the combustion of coal and oil is counted in this paragraph. No credit is provided for the heat input to the affected facility from the combustion of natural gas, wood, municipal-type solid waste, or other fuels or heat

derived from exhaust gases from other sources, such as gas turbines, internal combustion engines, kilns, etc.

(1) Affected facilities that have an annual capacity factor for coal and oil of 30 percent (0.30) or less and are subject to a federally enforceable permit limiting the operation of the affected facility to an annual capacity factor for coal and oil of 30 percent (0.30) or less;

(2) Affected facilities located in a noncontinental area; or

(3) Affected facilities combusting coal or oil, alone or in combination with any fuel, in a duct burner as part of a combined cycle system where 30 percent (0.30) or less of the heat entering the steam generating unit is from combustion of coal and oil in the duct burner and 70 percent (0.70) or more of the heat entering the steam generating unit is from the exhaust gases entering the duct burner; or

(4) The affected facility burns coke oven gas alone or in combination with natural gas or very low sulfur distillate oil.

(e) Except as provided in paragraph (f) of this section, compliance with the emission limits, fuel oil sulfur limits, and/or percent reduction requirements under this section are determined on a 30-day rolling average basis.

(f) Except as provided in paragraph (j)(2) of this section, compliance with the emission limits or fuel oil sulfur limits under this section is determined on a 24-hour average basis for affected facilities that (1) have a federally enforceable permit limiting the annual capacity factor for oil to 10 percent or less, (2) combust only very low sulfur oil, and (3) do not combust any other fuel.

(g) Except as provided in paragraph (i) of this section and §60.45b(a), the SO_2emission limits and percent reduction requirements under this section apply at all times, including periods of startup, shutdown, and malfunction.

(h) Reductions in the potential SO_2emission rate through fuel pretreatment are not credited toward the percent reduction requirement under paragraph (c) of this section unless:

(1) Fuel pretreatment results in a 50 percent or greater reduction in potential SO_2emissions and

(2) Emissions from the pretreated fuel (without combustion or post-combustion SO_2control) are equal to or less than the emission limits specified in paragraph (c) of this section.

(i) An affected facility subject to paragraph (a), (b), or (c) of this section may combust very low sulfur oil or natural gas when the SO_2control system is not being operated because of malfunction or maintenance of the SO_2control system.

(j) Percent reduction requirements are not applicable to affected facilities combusting only very low sulfur oil. The owner or operator of an affected facility combusting very low sulfur oil shall demonstrate that the oil meets the definition of very low sulfur oil by: (1) Following the performance testing procedures as described in §60.45b(c) or §60.45b(d), and following the monitoring procedures as described in §60.47b(a) or §60.47b(b) to determine SO_2emission rate or fuel oil sulfur content; or (2) maintaining fuel records as described in §60.49b(r).

(k)(1) Except as provided in paragraphs (k)(2), (k)(3), and (k)(4) of this section, on and after the date on which the initial performance test is completed or is required to be completed under §60.8, whichever date comes first, no owner or operator of an affected facility that commences construction, reconstruction, or modification after February 28, 2005, and that combusts coal, oil, natural gas, a mixture of these fuels, or a mixture of these fuels with any other fuels shall cause to be discharged into the atmosphere any gases that contain SO_2in excess of 87 ng/J (0.20 lb/MMBtu) heat input or 8 percent (0.08) of the potential SO_2emission rate (92 percent reduction) and 520 ng/J (1.2 lb/MMBtu) heat input. For facilities complying with the percent reduction standard and paragraph (k)(3) of this section, only the heat input supplied to the affected facility

from the combustion of coal and oil is counted in paragraph (k) of this section. No credit is provided for the heat input to the affected facility from the combustion of natural gas, wood, municipal-type solid waste, or other fuels or heat derived from exhaust gases from other sources, such as gas turbines, internal combustion engines, kilns, etc.

(2) Units firing only very low sulfur oil, gaseous fuel, a mixture of these fuels, or a mixture of these fuels with any other fuels with a potential SO_2emission rate of 140 ng/J (0.32 lb/MMBtu) heat input or less are exempt from the SO_2emissions limit in paragraph (k)(1) of this section.

(3) Units that are located in a noncontinental area and that combust coal, oil, or natural gas shall not discharge any gases that contain SO_2in excess of 520 ng/J (1.2 lb/MMBtu) heat input if the affected facility combusts coal, or 215 ng/J (0.50 lb/MMBtu) heat input if the affected facility combusts oil or natural gas.

(4) As an alternative to meeting the requirements under paragraph (k)(1) of this section, modified facilities that combust coal or a mixture of coal with other fuels shall not cause to be discharged into the atmosphere any gases that contain SO_2in excess of 87 ng/J (0.20 lb/MMBtu) heat input or 10 percent (0.10) of the potential SO_2emission rate (90 percent reduction) and 520 ng/J (1.2 lb/MMBtu) heat input.

[72 FR 32742, June 13, 2007, as amended at 74 FR 5084, Jan. 28, 2009; 76 FR 3523, Jan. 20, 2011]

§ 60.43b Standard for particulate matter (PM).

(a) On and after the date on which the initial performance test is completed or is required to be completed under §60.8, whichever comes first, no owner or operator of an affected facility that commenced construction, reconstruction, or modification on or before February 28, 2005 that combusts coal or combusts mixtures of coal with other fuels, shall cause to be discharged into the atmosphere from that affected facility any gases that contain PM in excess of the following emission limits:

(1) 22 ng/J (0.051 lb/MMBtu) heat input, (i) If the affected facility combusts only coal, or

(ii) If the affected facility combusts coal and other fuels and has an annual capacity factor for the other fuels of 10 percent (0.10) or less.

(2) 43 ng/J (0.10 lb/MMBtu) heat input if the affected facility combusts coal and other fuels and has an annual capacity factor for the other fuels greater than 10 percent (0.10) and is subject to a federally enforceable requirement limiting operation of the affected facility to an annual capacity factor greater than 10 percent (0.10) for fuels other than coal.

(3) 86 ng/J (0.20 lb/MMBtu) heat input if the affected facility combusts coal or coal and other fuels and

(i) Has an annual capacity factor for coal or coal and other fuels of 30 percent (0.30) or less,

(ii) Has a maximum heat input capacity of 73 MW (250 MMBtu/hr) or less,

(iii) Has a federally enforceable requirement limiting operation of the affected facility to an annual capacity factor of 30 percent (0.30) or less for coal or coal and other solid fuels, and

(iv) Construction of the affected facility commenced after June 19, 1984, and before November 25, 1986.

(4) An affected facility burning coke oven gas alone or in combination with other fuels not subject to a PM standard under §60.43b and not using a post-combustion technology (except a wet scrubber) for reducing PM or SO_2emissions is not subject to the PM limits under §60.43b(a).

(b) On and after the date on which the performance test is completed or required to be completed under §60.8, whichever comes first, no owner or operator of an affected facility that commenced construction, reconstruction, or modification on or before February 28, 2005, and that combusts oil (or mixtures of oil with

other fuels) and uses a conventional or emerging technology to reduce SO_2emissions shall cause to be discharged into the atmosphere from that affected facility any gases that contain PM in excess of 43 ng/J (0.10 lb/MMBtu) heat input.

(c) On and after the date on which the initial performance test is completed or is required to be completed under §60.8, whichever comes first, no owner or operator of an affected facility that commenced construction, reconstruction, or modification on or before February 28, 2005, and that combusts wood, or wood with other fuels, except coal, shall cause to be discharged from that affected facility any gases that contain PM in excess of the following emission limits:

(1) 43 ng/J (0.10 lb/MMBtu) heat input if the affected facility has an annual capacity factor greater than 30 percent (0.30) for wood.

(2) 86 ng/J (0.20 lb/MMBtu) heat input if (i) The affected facility has an annual capacity factor of 30 percent (0.30) or less for wood;

(ii) Is subject to a federally enforceable requirement limiting operation of the affected facility to an annual capacity factor of 30 percent (0.30) or less for wood; and

(iii) Has a maximum heat input capacity of 73 MW (250 MMBtu/hr) or less.

(d) On and after the date on which the initial performance test is completed or is required to be completed under §60.8, whichever date comes first, no owner or operator of an affected facility that combusts municipal-type solid waste or mixtures of municipal-type solid waste with other fuels, shall cause to be discharged into the atmosphere from that affected facility any gases that contain PM in excess of the following emission limits:

(1) 43 ng/J (0.10 lb/MMBtu) heat input;

(i) If the affected facility combusts only municipal-type solid waste; or

(ii) If the affected facility combusts municipal-type solid waste and other fuels and has an annual capacity factor for the other fuels of 10 percent (0.10) or less.

(2) 86 ng/J (0.20 lb/MMBtu) heat input if the affected facility combusts municipal-type solid waste or municipal-type solid waste and other fuels; and

(i) Has an annual capacity factor for municipal-type solid waste and other fuels of 30 percent (0.30) or less;

(ii) Has a maximum heat input capacity of 73 MW (250 MMBtu/hr) or less;

(iii) Has a federally enforceable requirement limiting operation of the affected facility to an annual capacity factor of 30 percent (0.30) or less for municipal-type solid waste, or municipal-type solid waste and other fuels; and

(iv) Construction of the affected facility commenced after June 19, 1984, but on or before November 25, 1986.

(e) For the purposes of this section, the annual capacity factor is determined by dividing the actual heat input to the steam generating unit during the calendar year from the combustion of coal, wood, or municipal-type solid waste, and other fuels, as applicable, by the potential heat input to the steam generating unit if the steam generating unit had been operated for 8,760 hours at the maximum heat input capacity.

(f) On and after the date on which the initial performance test is completed or is required to be completed under §60.8, whichever date comes first, no owner or operator of an affected facility that combusts coal, oil, wood, or mixtures of these fuels with any other fuels shall cause to be discharged into the atmosphere any

gases that exhibit greater than 20 percent opacity (6-minute average), except for one 6-minute period per hour of not more than 27 percent opacity. An owner or operator of an affected facility that elects to install, calibrate, maintain, and operate a continuous emissions monitoring system (CEMS) for measuring PM emissions according to the requirements of this subpart and is subject to a federally enforceable PM limit of 0.030 lb/MMBtu or less is exempt from the opacity standard specified in this paragraph.

(g) The PM and opacity standards apply at all times, except during periods of startup, shutdown, or malfunction.

(h)(1) Except as provided in paragraphs (h)(2), (h)(3), (h)(4), (h)(5), and (h)(6) of this section, on and after the date on which the initial performance test is completed or is required to be completed under §60.8, whichever date comes first, no owner or operator of an affected facility that commenced construction, reconstruction, or modification after February 28, 2005, and that combusts coal, oil, wood, a mixture of these fuels, or a mixture of these fuels with any other fuels shall cause to be discharged into the atmosphere from that affected facility any gases that contain PM in excess of 13 ng/J (0.030 lb/MMBtu) heat input,

(2) As an alternative to meeting the requirements of paragraph (h)(1) of this section, the owner or operator of an affected facility for which modification commenced after February 28, 2005, may elect to meet the requirements of this paragraph. On and after the date on which the initial performance test is completed or required to be completed under §60.8, no owner or operator of an affected facility that commences modification after February 28, 2005 shall cause to be discharged into the atmosphere from that affected facility any gases that contain PM in excess of both:

(i) 22 ng/J (0.051 lb/MMBtu) heat input derived from the combustion of coal, oil, wood, a mixture of these fuels, or a mixture of these fuels with any other fuels; and

(ii) 0.2 percent of the combustion concentration (99.8 percent reduction) when combusting coal, oil, wood, a mixture of these fuels, or a mixture of these fuels with any other fuels.

(3) On and after the date on which the initial performance test is completed or is required to be completed under §60.8, whichever date comes first, no owner or operator of an affected facility that commences modification after February 28, 2005, and that combusts over 30 percent wood (by heat input) on an annual basis and has a maximum heat input capacity of 73 MW (250 MMBtu/h) or less shall cause to be discharged into the atmosphere from that affected facility any gases that contain PM in excess of 43 ng/J (0.10 lb/MMBtu) heat input.

(4) On and after the date on which the initial performance test is completed or is required to be completed under §60.8, whichever date comes first, no owner or operator of an affected facility that commences modification after February 28, 2005, and that combusts over 30 percent wood (by heat input) on an annual basis and has a maximum heat input capacity greater than 73 MW (250 MMBtu/h) shall cause to be discharged into the atmosphere from that affected facility any gases that contain PM in excess of 37 ng/J (0.085 lb/MMBtu) heat input.

(5) On and after the date on which the initial performance test is completed or is required to be completed under §60.8, whichever date comes first, an owner or operator of an affected facility not located in a noncontinental area that commences construction, reconstruction, or modification after February 28, 2005, and that combusts only oil that contains no more than 0.30 weight percent sulfur, coke oven gas, a mixture of these fuels, or either fuel (or a mixture of these fuels) in combination with other fuels not subject to a PM standard in §60.43b and not using a post-combustion technology (except a wet scrubber) to reduce SO_2or PM emissions is not subject to the PM limits in (h)(1) of this section.

(6) On and after the date on which the initial performance test is completed or is required to be completed under §60.8, whichever date comes first, an owner or operator of an affected facility located in a noncontinental area that commences construction, reconstruction, or modification after February 28, 2005, and that combusts only oil that contains no more than 0.5 weight percent sulfur, coke oven gas, a mixture of these fuels, or either fuel (or a mixture of these fuels) in combination with other fuels not subject to a PM standard in §60.43b and not using a post-combustion technology (except a wet scrubber) to reduce SO_2or PM emissions is not subject to the PM limits in (h)(1) of this section.

[72 FR 32742, June 13, 2007, as amended at 74 FR 5084, Jan. 28, 2009; 77 FR 9459, Feb. 16, 2012]

§ 60.44b Standard for nitrogen oxides (NOX).

(a) Except as provided under paragraphs (k) and (l) of this section, on and after the date on which the initial performance test is completed or is required to be completed under §60.8, whichever date comes first, no owner or operator of an affected facility that is subject to the provisions of this section and that combusts only coal, oil, or natural gas shall cause to be discharged into the atmosphere from that affected facility any gases that contain NO_X(expressed as NO_2) in excess of the following emission limits:

Fuel/steam generating unit type	Nitrogen oxide emission limits (expressed as NO_2) heat input	
	ng/J	lb/MMBTu
(1) Natural gas and distillate oil, except (4):		
(i) Low heat release rate	43	0.10
(ii) High heat release rate	86	0.20
(2) Residual oil:		
(i) Low heat release rate	130	0.30
(ii) High heat release rate	170	0.40
(3) Coal:		
(i) Mass-feed stoker	210	0.50
(ii) Spreader stoker and fluidized bed combustion	260	0.60
(iii) Pulverized coal	300	0.70
(iv) Lignite, except (v)	260	0.60
(v) Lignite mined in North Dakota, South Dakota, or Montana and combusted in a slag tap furnace	340	0.80
(vi) Coal-derived synthetic fuels	210	0.50
(4) Duct burner used in a combined cycle system:		
(i) Natural gas and distillate oil	86	0.20
(ii) Residual oil	170	0.40

(b) Except as provided under paragraphs (k) and (l) of this section, on and after the date on which the initial performance test is completed or is required to be completed under §60.8, whichever date comes first, no owner or operator of an affected facility that simultaneously combusts mixtures of only coal, oil, or natural gas shall cause to be discharged into the atmosphere from that affected facility any gases that contain NO_Xin excess of a limit determined by the use of the following formula:

$$E_n = \frac{(EL_{go}H_{go}) + (EL_{ro}H_{ro}) + (EL_cH_c)}{(H_{go} + H_{ro} + H_c)}$$

Where:

E_n= NO_Xemission limit (expressed as NO_2), ng/J (lb/MMBtu);

EL_{go}= Appropriate emission limit from paragraph (a)(1) for combustion of natural gas or distillate oil, ng/J (lb/MMBtu);

H_{go}= Heat input from combustion of natural gas or distillate oil, J (MMBtu);

EL_{ro}= Appropriate emission limit from paragraph (a)(2) for combustion of residual oil, ng/J (lb/MMBtu);

H_{ro}= Heat input from combustion of residual oil, J (MMBtu);

EL_c= Appropriate emission limit from paragraph (a)(3) for combustion of coal, ng/J (lb/MMBtu); and

H_c= Heat input from combustion of coal, J (MMBtu).

(c) Except as provided under paragraph (d) and (l) of this section, on and after the date on which the initial performance test is completed or is required to be completed under §60.8, whichever date comes first, no owner or operator of an affected facility that simultaneously combusts coal or oil, natural gas (or any combination of the three), and wood, or any other fuel shall cause to be discharged into the atmosphere any gases that contain NO_Xin excess of the emission limit for the coal, oil, natural gas (or any combination of the three), combusted in the affected facility, as determined pursuant to paragraph (a) or (b) of this section. This standard does not apply to an affected facility that is subject to and in compliance with a federally enforceable requirement that limits operation of the affected facility to an annual capacity factor of 10 percent (0.10) or less for coal, oil, natural gas (or any combination of the three).

(d) On and after the date on which the initial performance test is completed or is required to be completed under §60.8, whichever date comes first, no owner or operator of an affected facility that simultaneously combusts natural gas and/or distillate oil with a potential SO_2emissions rate of 26 ng/J (0.060 lb/MMBtu) or less with wood, municipal-type solid waste, or other solid fuel, except coal, shall cause to be discharged into the atmosphere from that affected facility any gases that contain NO_Xin excess of 130 ng/J (0.30 lb/MMBtu) heat input unless the affected facility has an annual capacity factor for natural gas, distillate oil, or a mixture of these fuels of 10 percent (0.10) or less and is subject to a federally enforceable requirement that limits operation of the affected facility to an annual capacity factor of 10 percent (0.10) or less for natural gas, distillate oil, or a mixture of these fuels.

(e) Except as provided under paragraph (l) of this section, on and after the date on which the initial performance test is completed or is required to be completed under §60.8, whichever date comes first, no owner or operator of an affected facility that simultaneously combusts only coal, oil, or natural gas with byproduct/waste shall cause to be discharged into the atmosphere any gases that contain NO_Xin excess of the emission limit determined by the following formula unless the affected facility has an annual capacity factor for coal, oil, and natural gas of 10 percent (0.10) or less and is subject to a federally enforceable requirement that limits operation of the affected facility to an annual capacity factor of 10 percent (0.10) or less:

(f) Any owner or operator of an affected facility that combusts byproduct/waste with either natural gas or oil may petition the Administrator within 180 days of the initial startup of the affected facility to establish a NO_Xemission limit that shall apply specifically to that affected facility when the byproduct/waste is combusted. The petition shall include sufficient and appropriate data, as determined by the Administrator,

such as NO_Xemissions from the affected facility, waste composition (including nitrogen content), and combustion conditions to allow the Administrator to confirm that the affected facility is unable to comply with the emission limits in paragraph (e) of this section and to determine the appropriate emission limit for the affected facility.

(1) Any owner or operator of an affected facility petitioning for a facility-specific NO_Xemission limit under this section shall:

(i) Demonstrate compliance with the emission limits for natural gas and distillate oil in paragraph (a)(1) of this section or for residual oil in paragraph (a)(2) or (l)(1) of this section, as appropriate, by conducting a 30-day performance test as provided in §60.46b(e). During the performance test only natural gas, distillate oil, or residual oil shall be combusted in the affected facility; and

(ii) Demonstrate that the affected facility is unable to comply with the emission limits for natural gas and distillate oil in paragraph (a)(1) of this section or for residual oil in paragraph (a)(2) or (l)(1) of this section, as appropriate, when gaseous or liquid byproduct/waste is combusted in the affected facility under the same conditions and using the same technological system of emission reduction applied when demonstrating compliance under paragraph (f)(1)(i) of this section.

(2) The NO_Xemission limits for natural gas or distillate oil in paragraph (a)(1) of this section or for residual oil in paragraph (a)(2) or (l)(1) of this section, as appropriate, shall be applicable to the affected facility until and unless the petition is approved by the Administrator. If the petition is approved by the Administrator, a facility-specific NO_Xemission limit will be established at the NO_Xemission level achievable when the affected facility is combusting oil or natural gas and byproduct/waste in a manner that the Administrator determines to be consistent with minimizing NO_Xemissions. In lieu of amending this subpart, a letter will be sent to the facility describing the facility-specific NO_Xlimit. The facility shall use the compliance procedures detailed in the letter and make the letter available to the public. If the Administrator determines it is appropriate, the conditions and requirements of the letter can be reviewed and changed at any point.

(g) Any owner or operator of an affected facility that combusts hazardous waste (as defined by 40 CFR part 261 or 40 CFR part 761) with natural gas or oil may petition the Administrator within 180 days of the initial startup of the affected facility for a waiver from compliance with the NO_Xemission limit that applies specifically to that affected facility. The petition must include sufficient and appropriate data, as determined by the Administrator, on NO_Xemissions from the affected facility, waste destruction efficiencies, waste composition (including nitrogen content), the quantity of specific wastes to be combusted and combustion conditions to allow the Administrator to determine if the affected facility is able to comply with the NO_Xemission limits required by this section. The owner or operator of the affected facility shall demonstrate that when hazardous waste is combusted in the affected facility, thermal destruction efficiency requirements for hazardous waste specified in an applicable federally enforceable requirement preclude compliance with the NO_Xemission limits of this section. The NO_Xemission limits for natural gas or distillate oil in paragraph (a)(1) of this section or for residual oil in paragraph (a)(2) or (l)(1) of this section, as appropriate, are applicable to the affected facility until and unless the petition is approved by the Administrator. (See 40 CFR 761.70 for regulations applicable to the incineration of materials containing polychlorinated biphenyls (PCB's).) In lieu of amending this subpart, a letter will be sent to the facility describing the facility-specific NO_Xlimit. The facility shall use the compliance procedures detailed in the letter and make the letter available to the public. If the Administrator determines it is appropriate, the conditions and requirements of the letter can be reviewed and changed at any point.

(h) For purposes of paragraph (i) of this section, the NO_Xstandards under this section apply at all times including periods of startup, shutdown, or malfunction.

(i) Except as provided under paragraph (j) of this section, compliance with the emission limits under this section is determined on a 30-day rolling average basis.

(j) Compliance with the emission limits under this section is determined on a 24-hour average basis for the initial performance test and on a 3-hour average basis for subsequent performance tests for any affected facilities that:

(1) Combust, alone or in combination, only natural gas, distillate oil, or residual oil with a nitrogen content of 0.30 weight percent or less;

(2) Have a combined annual capacity factor of 10 percent or less for natural gas, distillate oil, and residual oil with a nitrogen content of 0.30 weight percent or less; and

(3) Are subject to a federally enforceable requirement limiting operation of the affected facility to the firing of natural gas, distillate oil, and/or residual oil with a nitrogen content of 0.30 weight percent or less and limiting operation of the affected facility to a combined annual capacity factor of 10 percent or less for natural gas, distillate oil, and residual oil with a nitrogen content of 0.30 weight percent or less.

(k) Affected facilities that meet the criteria described in paragraphs (j)(1), (2), and (3) of this section, and that have a heat input capacity of 73 MW (250 MMBtu/hr) or less, are not subject to the NO_Xemission limits under this section.

(l) On and after the date on which the initial performance test is completed or is required to be completed under 60.8, whichever date is first, no owner or operator of an affected facility that commenced construction after July 9, 1997 shall cause to be discharged into the atmosphere from that affected facility any gases that contain NOx (expressed as NO2) in excess of the following limits:

(1) 86 ng/J (0.20 lb/MMBtu) heat input if the affected facility combusts coal, oil, or natural gas (or any combination of the three), alone or with any other fuels. The affected facility is not subject to this limit if it is subject to and in compliance with a federally enforceable requirement that limits operation of the facility to an annual capacity factor of 10 percent (0.10) or less for coal, oil, and natural gas (or any combination of the three); or

(2) If the affected facility has a low heat release rate and combusts natural gas or distillate oil in excess of 30 percent of the heat input on a 30-day rolling average from the combustion of all fuels, a limit determined by use of the following formula:

$$E_n = \frac{(0.10 \times H_{go}) + (0.20 \times H_r)}{(H_{go} + H_r)}$$

Where:

E_n= NO_Xemission limit, (lb/MMBtu);

H_{go}= 30-day heat input from combustion of natural gas or distillate oil; and

H_r= 30-day heat input from combustion of any other fuel.

(3) After February 27, 2006, units where more than 10 percent of total annual output is electrical or mechanical may comply with an optional limit of 270 ng/J (2.1 lb/MWh) gross energy output, based on a 30-day rolling average. Units complying with this output-based limit must demonstrate compliance according to the procedures of §60.48Da(i) of subpart Da of this part, and must monitor emissions according to §60.49Da(c), (k), through (n) of subpart Da of this part.

[72 FR 32742, June 13, 2007, as amended at 74 FR 5086, Jan. 28, 2009; 77 FR 9459, Feb. 16, 2012]

§ 60.45b Compliance and performance test methods and procedures for sulfur dioxide.

(a) The SO_2emission standards in §60.42b apply at all times. Facilities burning coke oven gas alone or in combination with any other gaseous fuels or distillate oil are allowed to exceed the limit 30 operating days per calendar year for SO_2control system maintenance.

(b) In conducting the performance tests required under §60.8, the owner or operator shall use the methods and procedures in appendix A (including fuel certification and sampling) of this part or the methods and procedures as specified in this section, except as provided in §60.8(b). Section 60.8(f) does not apply to this section. The 30-day notice required in §60.8(d) applies only to the initial performance test unless otherwise specified by the Administrator.

(c) The owner or operator of an affected facility shall conduct performance tests to determine compliance with the percent of potential SO_2emission rate (% P_s) and the SO_2emission rate (E_s) pursuant to §60.42b following the procedures listed below, except as provided under paragraph (d) and (k) of this section.

(1) The initial performance test shall be conducted over 30 consecutive operating days of the steam generating unit. Compliance with the SO_2standards shall be determined using a 30-day average. The first operating day included in the initial performance test shall be scheduled within 30 days after achieving the maximum production rate at which the affected facility will be operated, but not later than 180 days after initial startup of the facility.

(2) If only coal, only oil, or a mixture of coal and oil is combusted, the following procedures are used:

(i) The procedures in Method 19 of appendix A–7 of this part are used to determine the hourly SO_2emission rate (E_{ho}) and the 30-day average emission rate (E_{ao}). The hourly averages used to compute the 30-day averages are obtained from the CEMS of §60.47b(a) or (b).

(ii) The percent of potential SO_2emission rate (%P_s) emitted to the atmosphere is computed using the following formula:

$$\%P_s = 100\left(1 - \frac{\%R_g}{100}\right)\left(1 - \frac{\%R_f}{100}\right)$$

Where:

%P_s= Potential SO_2emission rate, percent;

%R_g= SO_2removal efficiency of the control device as determined by Method 19 of appendix A of this part, in percent; and

%R_f= SO_2removal efficiency of fuel pretreatment as determined by Method 19 of appendix A of this part, in percent.

(3) If coal or oil is combusted with other fuels, the same procedures required in paragraph (c)(2) of this section are used, except as provided in the following:

(i) An adjusted hourly SO_2emission rate (E_{ho}^{o}) is used in Equation 19–19 of Method 19 of appendix A of this part to compute an adjusted 30-day average emission rate (E_{ao}^{o}). The Eho° is computed using the following formula:

$$E_{ho}^{o} = \frac{E_{ho} - E_w(1 - X_1)}{X_1}$$

Where:

E_{ho}^{o} = Adjusted hourly SO_2emission rate, ng/J (lb/MMBtu);

E_{ho}= Hourly SO_2emission rate, ng/J (lb/MMBtu);

E_w= SO_2concentration in fuels other than coal and oil combusted in the affected facility, as determined by the fuel sampling and analysis procedures in Method 19 of appendix A of this part, ng/J (lb/MMBtu). The value $E_w$for each fuel lot is used for each hourly average during the time that the lot is being combusted; and

X_k= Fraction of total heat input from fuel combustion derived from coal, oil, or coal and oil, as determined by applicable procedures in Method 19 of appendix A of this part.

(ii) To compute the percent of potential SO_2emission rate (%P_s), an adjusted %R_g(%R_g^o) is computed from the adjusted E_{ao}^o from paragraph (b)(3)(i) of this section and an adjusted average SO_2inlet rate (E_{ai}^o) using the following formula:

$$\%R_g^o = 100\left(1.0 - \frac{E_{ao}^o}{E_{ai}^o}\right)$$

To compute E_{ai}^o , an adjusted hourly SO_2inlet rate (E_{hi}^o) is used. The E_{hi}^o is computed using the following formula:

$$E_{hi}^o = \frac{E_{hi} - E_w(1 - X_k)}{X_k}$$

Where:

E_{hi}^o = Adjusted hourly SO_2inlet rate, ng/J (lb/MMBtu); and

E_{hi}= Hourly SO_2inlet rate, ng/J (lb/MMBtu).

(4) The owner or operator of an affected facility subject to paragraph (c)(3) of this section does not have to measure parameters $E_w$or $X_k$if the owner or operator elects to assume that X_k= 1.0. Owners or operators of affected facilities who assume X_k= 1.0 shall:

(i) Determine %$P_s$following the procedures in paragraph (c)(2) of this section; and

(ii) Sulfur dioxide emissions (E_s) are considered to be in compliance with SO_2emission limits under §60.42b.

(5) The owner or operator of an affected facility that qualifies under the provisions of §60.42b(d) does not have to measure parameters $E_w$or $X_k$in paragraph (c)(3) of this section if the owner or operator of the affected facility elects to measure SO_2emission rates of the coal or oil following the fuel sampling and analysis procedures in Method 19 of appendix A–7 of this part.

(d) Except as provided in paragraph (j) of this section, the owner or operator of an affected facility that combusts only very low sulfur oil, natural gas, or a mixture of these fuels, has an annual capacity factor for oil of 10 percent (0.10) or less, and is subject to a federally enforceable requirement limiting operation of the affected facility to an annual capacity factor for oil of 10 percent (0.10) or less shall:

(1) Conduct the initial performance test over 24 consecutive steam generating unit operating hours at full load;

(2) Determine compliance with the standards after the initial performance test based on the arithmetic average of the hourly emissions data during each steam generating unit operating day if a CEMS is used, or based on a daily average if Method 6B of appendix A of this part or fuel sampling and analysis procedures under Method 19 of appendix A of this part are used.

(e) The owner or operator of an affected facility subject to §60.42b(d)(1) shall demonstrate the maximum design capacity of the steam generating unit by operating the facility at maximum capacity for 24 hours. This demonstration will be made during the initial performance test and a subsequent demonstration may be requested at any other time. If the 24-hour average firing rate for the affected facility is less than the maximum design capacity provided by the manufacturer of the affected facility, the 24-hour average firing rate shall be used to determine the capacity utilization rate for the affected facility, otherwise the maximum design capacity provided by the manufacturer is used.

(f) For the initial performance test required under §60.8, compliance with the SO_2emission limits and percent reduction requirements under §60.42b is based on the average emission rates and the average percent reduction for $SO_2$for the first 30 consecutive steam generating unit operating days, except as provided under paragraph (d) of this section. The initial performance test is the only test for which at least 30 days prior notice is required unless otherwise specified by the Administrator. The initial performance test is to be scheduled so that the first steam generating unit operating day of the 30 successive steam generating unit operating days is completed within 30 days after achieving the maximum production rate at which the affected facility will be operated, but not later than 180 days after initial startup of the facility. The boiler load during the 30-day period does not have to be the maximum design load, but must be representative of future operating conditions and include at least one 24-hour period at full load.

(g) After the initial performance test required under §60.8, compliance with the SO_2emission limits and percent reduction requirements under §60.42b is based on the average emission rates and the average percent reduction for $SO_2$for 30 successive steam generating unit operating days, except as provided under paragraph (d). A separate performance test is completed at the end of each steam generating unit operating day after the initial performance test, and a new 30-day average emission rate and percent reduction for $SO_2$are calculated to show compliance with the standard.

(h) Except as provided under paragraph (i) of this section, the owner or operator of an affected facility shall use all valid SO_2emissions data in calculating $\%P_s$and E_{ho}under paragraph (c), of this section whether or not the minimum emissions data requirements under §60.46b are achieved. All valid emissions data, including valid SO_2emission data collected during periods of startup, shutdown and malfunction, shall be used in calculating $\%P_s$and E_{ho}pursuant to paragraph (c) of this section.

(i) During periods of malfunction or maintenance of the SO_2control systems when oil is combusted as provided under §60.42b(i), emission data are not used to calculate $\%P_s$or $E_s$under §60.42b(a), (b) or (c), however, the emissions data are used to determine compliance with the emission limit under §60.42b(i).

(j) The owner or operator of an affected facility that only combusts very low sulfur oil, natural gas, or a mixture of these fuels with any other fuels not subject to an SO_2standard is not subject to the compliance and performance testing requirements of this section if the owner or operator obtains fuel receipts as described in §60.49b(r).

(k) The owner or operator of an affected facility seeking to demonstrate compliance in §§60.42b(d)(4), 60.42b(j), 60.42b(k)(2), and 60.42b(k)(3) (when not burning coal) shall follow the applicable procedures in §60.49b(r).

[72 FR 32742, June 13, 2007, as amended at 74 FR 5086, Jan. 28, 2009]

§ 60.46b Compliance and performance test methods and procedures for particulate matter and nitrogen oxides.

(a) The PM emission standards and opacity limits under §60.43b apply at all times except during periods of startup, shutdown, or malfunction. The NO_Xemission standards under §60.44b apply at all times.

(b) Compliance with the PM emission standards under §60.43b shall be determined through performance testing as described in paragraph (d) of this section, except as provided in paragraph (i) of this section.

(c) Compliance with the NO_X emission standards under §60.44b shall be determined through performance testing under paragraph (e) or (f), or under paragraphs (g) and (h) of this section, as applicable.

(d) To determine compliance with the PM emission limits and opacity limits under §60.43b, the owner or operator of an affected facility shall conduct an initial performance test as required under §60.8, and shall conduct subsequent performance tests as requested by the Administrator, using the following procedures and reference methods:

(1) Method 3A or 3B of appendix A–2 of this part is used for gas analysis when applying Method 5 of appendix A–3 of this part or Method 17 of appendix A–6 of this part.

(2) Method 5, 5B, or 17 of appendix A of this part shall be used to measure the concentration of PM as follows:

(i) Method 5 of appendix A of this part shall be used at affected facilities without wet flue gas desulfurization (FGD) systems; and

(ii) Method 17 of appendix A–6 of this part may be used at facilities with or without wet scrubber systems provided the stack gas temperature does not exceed a temperature of 160 °C (320 °F). The procedures of sections 8.1 and 11.1 of Method 5B of appendix A–3 of this part may be used in Method 17 of appendix A–6 of this part only if it is used after a wet FGD system. Do not use Method 17 of appendix A–6 of this part after wet FGD systems if the effluent is saturated or laden with water droplets.

(iii) Method 5B of appendix A of this part is to be used only after wet FGD systems.

(3) Method 1 of appendix A of this part is used to select the sampling site and the number of traverse sampling points. The sampling time for each run is at least 120 minutes and the minimum sampling volume is 1.7 dscm (60 dscf) except that smaller sampling times or volumes may be approved by the Administrator when necessitated by process variables or other factors.

(4) For Method 5 of appendix A of this part, the temperature of the sample gas in the probe and filter holder is monitored and is maintained at 160±14 °C (320±25 °F).

(5) For determination of PM emissions, the oxygen (O_2) or CO_2 sample is obtained simultaneously with each run of Method 5, 5B, or 17 of appendix A of this part by traversing the duct at the same sampling location.

(6) For each run using Method 5, 5B, or 17 of appendix A of this part, the emission rate expressed in ng/J heat input is determined using:

(i) The O_2 or CO_2 measurements and PM measurements obtained under this section;

(ii) The dry basis F factor; and

(iii) The dry basis emission rate calculation procedure contained in Method 19 of appendix A of this part.

(7) Method 9 of appendix A of this part is used for determining the opacity of stack emissions.

(e) To determine compliance with the emission limits for NO_X required under §60.44b, the owner or operator of an affected facility shall conduct the performance test as required under §60.8 using the continuous system for monitoring NO_X under §60.48(b).

(1) For the initial compliance test, NO_X from the steam generating unit are monitored for 30 successive steam generating unit operating days and the 30-day average emission rate is used to determine compliance with the NO_X emission standards under §60.44b. The 30-day average emission rate is calculated as the average of all hourly emissions data recorded by the monitoring system during the 30-day test period.

(2) Following the date on which the initial performance test is completed or is required to be completed in §60.8, whichever date comes first, the owner or operator of an affected facility which combusts coal (except as specified under §60.46b(e)(4)) or which combusts residual oil having a nitrogen content greater than 0.30 weight percent shall determine compliance with the NO_Xemission standards in §60.44b on a continuous basis through the use of a 30-day rolling average emission rate. A new 30-day rolling average emission rate is calculated for each steam generating unit operating day as the average of all of the hourly NO_Xemission data for the preceding 30 steam generating unit operating days.

(3) Following the date on which the initial performance test is completed or is required to be completed under §60.8, whichever date comes first, the owner or operator of an affected facility that has a heat input capacity greater than 73 MW (250 MMBtu/hr) and that combusts natural gas, distillate oil, or residual oil having a nitrogen content of 0.30 weight percent or less shall determine compliance with the NO_Xstandards under §60.44b on a continuous basis through the use of a 30-day rolling average emission rate. A new 30-day rolling average emission rate is calculated each steam generating unit operating day as the average of all of the hourly NO_Xemission data for the preceding 30 steam generating unit operating days.

(4) Following the date on which the initial performance test is completed or required to be completed under §60.8, whichever date comes first, the owner or operator of an affected facility that has a heat input capacity of 73 MW (250 MMBtu/hr) or less and that combusts natural gas, distillate oil, gasified coal, or residual oil having a nitrogen content of 0.30 weight percent or less shall upon request determine compliance with the NO_Xstandards in §60.44b through the use of a 30-day performance test. During periods when performance tests are not requested, NO_Xemissions data collected pursuant to §60.48b(g)(1) or §60.48b(g)(2) are used to calculate a 30-day rolling average emission rate on a daily basis and used to prepare excess emission reports, but will not be used to determine compliance with the NO_Xemission standards. A new 30-day rolling average emission rate is calculated each steam generating unit operating day as the average of all of the hourly NO_Xemission data for the preceding 30 steam generating unit operating days.

(5) If the owner or operator of an affected facility that combusts residual oil does not sample and analyze the residual oil for nitrogen content, as specified in §60.49b(e), the requirements of §60.48b(g)(1) apply and the provisions of §60.48b(g)(2) are inapplicable.

(f) To determine compliance with the emissions limits for NO_Xrequired by §60.44b(a)(4) or §60.44b(l) for duct burners used in combined cycle systems, either of the procedures described in paragraph (f)(1) or (2) of this section may be used:

(1) The owner or operator of an affected facility shall conduct the performance test required under §60.8 as follows:

(i) The emissions rate (E) of NO_Xshall be computed using Equation 1 in this section:

$$E = E_{sg} + \left(\frac{H_g}{H_b}\right)\left(E_{sg} - E_g\right) \qquad \text{(Eq.1)}$$

Where:

E = Emissions rate of $NO_X$from the duct burner, ng/J (lb/MMBtu) heat input;

E_{sg}= Combined effluent emissions rate, in ng/J (lb/MMBtu) heat input using appropriate F factor as described in Method 19 of appendix A of this part;

H_g= Heat input rate to the combustion turbine, in J/hr (MMBtu/hr);

H_b= Heat input rate to the duct burner, in J/hr (MMBtu/hr); and

E_g= Emissions rate from the combustion turbine, in ng/J (lb/MMBtu) heat input calculated using appropriate F factor as described in Method 19 of appendix A of this part.

(ii) Method 7E of appendix A of this part shall be used to determine the NO_Xconcentrations. Method 3A or 3B of appendix A of this part shall be used to determine O_2concentration.

(iii) The owner or operator shall identify and demonstrate to the Administrator's satisfaction suitable methods to determine the average hourly heat input rate to the combustion turbine and the average hourly heat input rate to the affected duct burner.

(iv) Compliance with the emissions limits under §60.44b(a)(4) or §60.44b(l) is determined by the three-run average (nominal 1-hour runs) for the initial and subsequent performance tests; or

(2) The owner or operator of an affected facility may elect to determine compliance on a 30-day rolling average basis by using the CEMS specified under §60.48b for measuring $NO_X$and $O_2$and meet the requirements of §60.48b. The sampling site shall be located at the outlet from the steam generating unit. The NO_Xemissions rate at the outlet from the steam generating unit shall constitute the NO_Xemissions rate from the duct burner of the combined cycle system.

(g) The owner or operator of an affected facility described in §60.44b(j) or §60.44b(k) shall demonstrate the maximum heat input capacity of the steam generating unit by operating the facility at maximum capacity for 24 hours. The owner or operator of an affected facility shall determine the maximum heat input capacity using the heat loss method or the heat input method described in sections 5 and 7.3 of the ASME *Power Test Codes* 4.1 (incorporated by reference, see §60.17). This demonstration of maximum heat input capacity shall be made during the initial performance test for affected facilities that meet the criteria of §60.44b(j). It shall be made within 60 days after achieving the maximum production rate at which the affected facility will be operated, but not later than 180 days after initial start-up of each facility, for affected facilities meeting the criteria of §60.44b(k). Subsequent demonstrations may be required by the Administrator at any other time. If this demonstration indicates that the maximum heat input capacity of the affected facility is less than that stated by the manufacturer of the affected facility, the maximum heat input capacity determined during this demonstration shall be used to determine the capacity utilization rate for the affected facility. Otherwise, the maximum heat input capacity provided by the manufacturer is used.

(h) The owner or operator of an affected facility described in §60.44b(j) that has a heat input capacity greater than 73 MW (250 MMBtu/hr) shall:

(1) Conduct an initial performance test as required under §60.8 over a minimum of 24 consecutive steam generating unit operating hours at maximum heat input capacity to demonstrate compliance with the NO_Xemission standards under §60.44b using Method 7, 7A, 7E of appendix A of this part, or other approved reference methods; and

(2) Conduct subsequent performance tests once per calendar year or every 400 hours of operation (whichever comes first) to demonstrate compliance with the NO_Xemission standards under §60.44b over a minimum of 3 consecutive steam generating unit operating hours at maximum heat input capacity using Method 7, 7A, 7E of appendix A of this part, or other approved reference methods.

(i) The owner or operator of an affected facility seeking to demonstrate compliance with the PM limit in paragraphs §60.43b(a)(4) or §60.43b(h)(5) shall follow the applicable procedures in §60.49b(r).

(j) In place of PM testing with Method 5 or 5B of appendix A–3 of this part, or Method 17 of appendix A–6 of this part, an owner or operator may elect to install, calibrate, maintain, and operate a CEMS for monitoring PM emissions discharged to the atmosphere and record the output of the system. The owner or operator of an affected facility who elects to continuously monitor PM emissions instead of conducting performance testing using Method 5 or 5B of appendix A–3 of this part or Method 17 of appendix A–6 of this part shall comply with the requirements specified in paragraphs (j)(1) through (j)(14) of this section.

(1) Notify the Administrator one month before starting use of the system.

(2) Notify the Administrator one month before stopping use of the system.

(3) The monitor shall be installed, evaluated, and operated in accordance with §60.13 of subpart A of this part.

(4) The initial performance evaluation shall be completed no later than 180 days after the date of initial startup of the affected facility, as specified under §60.8 of subpart A of this part or within 180 days of notification to the Administrator of use of the CEMS if the owner or operator was previously determining compliance by Method 5, 5B, or 17 of appendix A of this part performance tests, whichever is later.

(5) The owner or operator of an affected facility shall conduct an initial performance test for PM emissions as required under §60.8 of subpart A of this part. Compliance with the PM emission limit shall be determined by using the CEMS specified in paragraph (j) of this section to measure PM and calculating a 24-hour block arithmetic average emission concentration using EPA Reference Method 19 of appendix A of this part, section 4.1.

(6) Compliance with the PM emission limit shall be determined based on the 24-hour daily (block) average of the hourly arithmetic average emission concentrations using CEMS outlet data.

(7) At a minimum, valid CEMS hourly averages shall be obtained as specified in paragraphs (j)(7)(i) of this section for 75 percent of the total operating hours per 30-day rolling average.

(i) At least two data points per hour shall be used to calculate each 1-hour arithmetic average.

(ii) [Reserved]

(8) The 1-hour arithmetic averages required under paragraph (j)(7) of this section shall be expressed in ng/J or lb/MMBtu heat input and shall be used to calculate the boiler operating day daily arithmetic average emission concentrations. The 1-hour arithmetic averages shall be calculated using the data points required under §60.13(e)(2) of subpart A of this part.

(9) All valid CEMS data shall be used in calculating average emission concentrations even if the minimum CEMS data requirements of paragraph (j)(7) of this section are not met.

(10) The CEMS shall be operated according to Performance Specification 11 in appendix B of this part.

(11) During the correlation testing runs of the CEMS required by Performance Specification 11 in appendix B of this part, PM and O_2(or CO_2) data shall be collected concurrently (or within a 30-to 60-minute period) by both the continuous emission monitors and performance tests conducted using the following test methods.

(i) For PM, Method 5 or 5B of appendix A–3 of this part or Method 17 of appendix A–6 of this part shall be used; and

(ii) For O_2(or CO_2), Method 3A or 3B of appendix A–2 of this part, as applicable shall be used.

(12) Quarterly accuracy determinations and daily calibration drift tests shall be performed in accordance with procedure 2 in appendix F of this part. Relative Response Audit's must be performed annually and Response Correlation Audits must be performed every 3 years.

(13) When PM emissions data are not obtained because of CEMS breakdowns, repairs, calibration checks, and zero and span adjustments, emissions data shall be obtained by using other monitoring systems as approved by the Administrator or EPA Reference Method 19 of appendix A of this part to provide, as necessary, valid emissions data for a minimum of 75 percent of total operating hours per 30-day rolling average.

(14) As of January 1, 2012, and within 90 days after the date of completing each performance test, as defined in §60.8, conducted to demonstrate compliance with this subpart, you must submit relative accuracy test audit (*i.e.,* reference method) data and performance test (*i.e.,* compliance test) data, except opacity data, electronically to EPA's Central Data Exchange (CDX) by using the Electronic Reporting Tool (ERT) (see *http://www.epa.gov/ttn/chief/ert/ert_tool.html/*) or other compatible electronic spreadsheet. Only data collected using test methods compatible with ERT are subject to this requirement to be submitted electronically into EPA's WebFIRE database.

[72 FR 32742, June 13, 2007, as amended at 74 FR 5086, Jan. 28, 2009; 76 FR 3523, Jan. 20, 2011; 77 FR 9460, Feb. 16, 2012]

§ 60.47b Emission monitoring for sulfur dioxide.

(a) Except as provided in paragraphs (b) and (f) of this section, the owner or operator of an affected facility subject to the SO_2standards in §60.42b shall install, calibrate, maintain, and operate CEMS for measuring SO_2concentrations and either O_2or CO_2concentrations and shall record the output of the systems. For units complying with the percent reduction standard, the $SO_2$and either O_2or CO_2concentrations shall both be monitored at the inlet and outlet of the SO_2control device. If the owner or operator has installed and certified $SO_2$and O_2or CO_2CEMS according to the requirements of §75.20(c)(1) of this chapter and appendix A to part 75 of this chapter, and is continuing to meet the ongoing quality assurance requirements of §75.21 of this chapter and appendix B to part 75 of this chapter, those CEMS may be used to meet the requirements of this section, provided that:

(1) When relative accuracy testing is conducted, SO_2concentration data and CO_2(or O_2) data are collected simultaneously; and

(2) In addition to meeting the applicable $SO_2$and CO_2(or O_2) relative accuracy specifications in Figure 2 of appendix B to part 75 of this chapter, the relative accuracy (RA) standard in section 13.2 of Performance Specification 2 in appendix B to this part is met when the RA is calculated on a lb/MMBtu basis; and

(3) The reporting requirements of §60.49b are met. $SO_2$and CO_2(or O_2) data used to meet the requirements of §60.49b shall not include substitute data values derived from the missing data procedures in subpart D of part 75 of this chapter, nor shall the SO_2data have been bias adjusted according to the procedures of part 75 of this chapter.

(b) As an alternative to operating CEMS as required under paragraph (a) of this section, an owner or operator may elect to determine the average SO_2emissions and percent reduction by:

(1) Collecting coal or oil samples in an as-fired condition at the inlet to the steam generating unit and analyzing them for sulfur and heat content according to Method 19 of appendix A of this part. Method 19 of appendix A of this part provides procedures for converting these measurements into the format to be used in calculating the average SO_2input rate, or

(2) Measuring SO_2according to Method 6B of appendix A of this part at the inlet or outlet to the SO_2control system. An initial stratification test is required to verify the adequacy of the Method 6B of appendix A of this part sampling location. The stratification test shall consist of three paired runs of a suitable $SO_2$and CO_2measurement train operated at the candidate location and a second similar train operated according to the procedures in section 3.2 and the applicable procedures in section 7 of Performance Specification 2. Method 6B of appendix A of this part, Method 6A of appendix A of this part, or a combination of Methods 6 and 3 or 3B of appendix A of this part or Methods 6C and 3A of appendix A of this part are suitable measurement techniques. If Method 6B of appendix A of this part is used for the second train, sampling time and timer operation may be adjusted for the stratification test as long as an adequate sample volume is collected; however, both sampling trains are to be operated similarly. For the location to be adequate for Method 6B of appendix A of this part 24-hour tests, the mean of the absolute difference between the three paired runs must be less than 10 percent.

(3) A daily SO_2emission rate, E_D, shall be determined using the procedure described in Method 6A of appendix A of this part, section 7.6.2 (Equation 6A–8) and stated in ng/J (lb/MMBtu) heat input.

(4) The mean 30-day emission rate is calculated using the daily measured values in ng/J (lb/MMBtu) for 30 successive steam generating unit operating days using equation 19–20 of Method 19 of appendix A of this part.

(c) The owner or operator of an affected facility shall obtain emission data for at least 75 percent of the operating hours in at least 22 out of 30 successive boiler operating days. If this minimum data requirement is not met with a single monitoring system, the owner or operator of the affected facility shall supplement the emission data with data collected with other monitoring systems as approved by the Administrator or the reference methods and procedures as described in paragraph (b) of this section.

(d) The 1-hour average SO_2emission rates measured by the CEMS required by paragraph (a) of this section and required under §60.13(h) is expressed in ng/J or lb/MMBtu heat input and is used to calculate the average emission rates under §60.42(b). Each 1-hour average SO_2emission rate must be based on 30 or more minutes of steam generating unit operation. The hourly averages shall be calculated according to §60.13(h)(2). Hourly SO_2emission rates are not calculated if the affected facility is operated less than 30 minutes in a given clock hour and are not counted toward determination of a steam generating unit operating day.

(e) The procedures under §60.13 shall be followed for installation, evaluation, and operation of the CEMS.

(1) Except as provided for in paragraph (e)(4) of this section, all CEMS shall be operated in accordance with the applicable procedures under Performance Specifications 1, 2, and 3 of appendix B of this part.

(2) Except as provided for in paragraph (e)(4) of this section, quarterly accuracy determinations and daily calibration drift tests shall be performed in accordance with Procedure 1 of appendix F of this part.

(3) For affected facilities combusting coal or oil, alone or in combination with other fuels, the span value of the SO_2CEMS at the inlet to the SO_2control device is 125 percent of the maximum estimated hourly potential SO_2emissions of the fuel combusted, and the span value of the CEMS at the outlet to the SO_2control device is 50 percent of the maximum estimated hourly potential SO_2emissions of the fuel combusted. Alternatively, SO_2span values determined according to section 2.1.1 in appendix A to part 75 of this chapter may be used.

(4) As an alternative to meeting the requirements of requirements of paragraphs (e)(1) and (e)(2) of this section, the owner or operator may elect to implement the following alternative data accuracy assessment procedures:

(i) For all required $CO_2$and O_2monitors and for $SO_2$and NO_Xmonitors with span values greater than or equal to 100 ppm, the daily calibration error test and calibration adjustment procedures described in sections 2.1.1 and 2.1.3 of appendix B to part 75 of this chapter may be followed instead of the CD assessment procedures in Procedure 1, section 4.1 of appendix F to this part.

(ii) For all required $CO_2$and O_2monitors and for $SO_2$and NO_Xmonitors with span values greater than 30 ppm, quarterly linearity checks may be performed in accordance with section 2.2.1 of appendix B to part 75 of this chapter, instead of performing the cylinder gas audits (CGAs) described in Procedure 1, section 5.1.2 of appendix F to this part. If this option is selected: The frequency of the linearity checks shall be as specified in section 2.2.1 of appendix B to part 75 of this chapter; the applicable linearity specifications in section 3.2 of appendix A to part 75 of this chapter shall be met; the data validation and out-of-control criteria in section 2.2.3 of appendix B to part 75 of this chapter shall be followed instead of the excessive audit inaccuracy and out-of-control criteria in Procedure 1, section 5.2 of appendix F to this part; and the grace period provisions in section 2.2.4 of appendix B to part 75 of this chapter shall apply. For the purposes of data validation under this subpart, the cylinder gas audits described in Procedure 1, section 5.1.2 of appendix F to this part shall be performed for $SO_2$and NO_Xspan values less than or equal to 30 ppm; and

(iii) For SO_2, CO_2, and O_2monitoring systems and for NO_Xemission rate monitoring systems, RATAs may be performed in accordance with section 2.3 of appendix B to part 75 of this chapter instead of following the procedures described in Procedure 1, section 5.1.1 of appendix F to this part. If this option is selected: The frequency of each RATA shall be as specified in section 2.3.1 of appendix B to part 75 of this chapter; the

applicable relative accuracy specifications shown in Figure 2 in appendix B to part 75 of this chapter shall be met; the data validation and out-of-control criteria in section 2.3.2 of appendix B to part 75 of this chapter shall be followed instead of the excessive audit inaccuracy and out-of-control criteria in Procedure 1, section 5.2 of appendix F to this part; and the grace period provisions in section 2.3.3 of appendix B to part 75 of this chapter shall apply. For the purposes of data validation under this subpart, the relative accuracy specification in section 13.2 of Performance Specification 2 in appendix B to this part shall be met on a lb/MMBtu basis for SO_2(regardless of the SO_2emission level during the RATA), and for $NO_X$when the average NO_Xemission rate measured by the reference method during the RATA is less than 0.100 lb/MMBtu.

(f) The owner or operator of an affected facility that combusts very low sulfur oil or is demonstrating compliance under §60.45b(k) is not subject to the emission monitoring requirements under paragraph (a) of this section if the owner or operator maintains fuel records as described in §60.49b(r).

[72 FR 32742, June 13, 2007, as amended at 74 FR 5087, Jan. 28, 2009]

§ 60.48b Emission monitoring for particulate matter and nitrogen oxides.

(a) Except as provided in paragraph (j) of this section, the owner or operator of an affected facility subject to the opacity standard under §60.43b shall install, calibrate, maintain, and operate a continuous opacity monitoring systems (COMS) for measuring the opacity of emissions discharged to the atmosphere and record the output of the system. The owner or operator of an affected facility subject to an opacity standard under §60.43b and meeting the conditions under paragraphs (j)(1), (2), (3), (4), (5), or (6) of this section who elects not to use a COMS shall conduct a performance test using Method 9 of appendix A–4 of this part and the procedures in §60.11 to demonstrate compliance with the applicable limit in §60.43b by April 29, 2011, within 45 days of stopping use of an existing COMS, or within 180 days after initial startup of the facility, whichever is later, and shall comply with either paragraphs (a)(1), (a)(2), or (a)(3) of this section. The observation period for Method 9 of appendix A–4 of this part performance tests may be reduced from 3 hours to 60 minutes if all 6-minute averages are less than 10 percent and all individual 15-second observations are less than or equal to 20 percent during the initial 60 minutes of observation.

(1) Except as provided in paragraph (a)(2) and (a)(3) of this section, the owner or operator shall conduct subsequent Method 9 of appendix A–4 of this part performance tests using the procedures in paragraph (a) of this section according to the applicable schedule in paragraphs (a)(1)(i) through (a)(1)(iv) of this section, as determined by the most recent Method 9 of appendix A–4 of this part performance test results.

(i) If no visible emissions are observed, a subsequent Method 9 of appendix A–4 of this part performance test must be completed within 12 calendar months from the date that the most recent performance test was conducted or within 45 days of the next day that fuel with an opacity standard is combusted, whichever is later;

(ii) If visible emissions are observed but the maximum 6-minute average opacity is less than or equal to 5 percent, a subsequent Method 9 of appendix A–4 of this part performance test must be completed within 6 calendar months from the date that the most recent performance test was conducted or within 45 days of the next day that fuel with an opacity standard is combusted, whichever is later;

(iii) If the maximum 6-minute average opacity is greater than 5 percent but less than or equal to 10 percent, a subsequent Method 9 of appendix A–4 of this part performance test must be completed within 3 calendar months from the date that the most recent performance test was conducted or within 45 days of the next day that fuel with an opacity standard is combusted, whichever is later; or

(iv) If the maximum 6-minute average opacity is greater than 10 percent, a subsequent Method 9 of appendix A–4 of this part performance test must be completed within 45 calendar days from the date that the most recent performance test was conducted.

(2) If the maximum 6-minute opacity is less than 10 percent during the most recent Method 9 of appendix A–4 of this part performance test, the owner or operator may, as an alternative to performing subsequent Method 9 of appendix A–4 of this part performance tests, elect to perform subsequent monitoring using

Method 22 of appendix A–7 of this part according to the procedures specified in paragraphs (a)(2)(i) and (ii) of this section.

(i) The owner or operator shall conduct 10 minute observations (during normal operation) each operating day the affected facility fires fuel for which an opacity standard is applicable using Method 22 of appendix A–7 of this part and demonstrate that the sum of the occurrences of any visible emissions is not in excess of 5 percent of the observation period (*i.e.* , 30 seconds per 10 minute period). If the sum of the occurrence of any visible emissions is greater than 30 seconds during the initial 10 minute observation, immediately conduct a 30 minute observation. If the sum of the occurrence of visible emissions is greater than 5 percent of the observation period (*i.e.,* 90 seconds per 30 minute period), the owner or operator shall either document and adjust the operation of the facility and demonstrate within 24 hours that the sum of the occurrence of visible emissions is equal to or less than 5 percent during a 30 minute observation (*i.e.,* 90 seconds) or conduct a new Method 9 of appendix A–4 of this part performance test using the procedures in paragraph (a) of this section within 45 calendar days according to the requirements in §60.46d(d)(7).

(ii) If no visible emissions are observed for 10 operating days during which an opacity standard is applicable, observations can be reduced to once every 7 operating days during which an opacity standard is applicable. If any visible emissions are observed, daily observations shall be resumed.

(3) If the maximum 6-minute opacity is less than 10 percent during the most recent Method 9 of appendix A–4 of this part performance test, the owner or operator may, as an alternative to performing subsequent Method 9 of appendix A–4 performance tests, elect to perform subsequent monitoring using a digital opacity compliance system according to a site-specific monitoring plan approved by the Administrator. The observations shall be similar, but not necessarily identical, to the requirements in paragraph (a)(2) of this section. For reference purposes in preparing the monitoring plan, see OAQPS “Determination of Visible Emission Opacity from Stationary Sources Using Computer-Based Photographic Analysis Systems.” This document is available from the U.S. Environmental Protection Agency (U.S. EPA); Office of Air Quality and Planning Standards; Sector Policies and Programs Division; Measurement Policy Group (D243–02), Research Triangle Park, NC 27711. This document is also available on the Technology Transfer Network (TTN) under Emission Measurement Center Preliminary Methods.

(b) Except as provided under paragraphs (g), (h), and (i) of this section, the owner or operator of an affected facility subject to a NO_Xstandard under §60.44b shall comply with either paragraphs (b)(1) or (b)(2) of this section.

(1) Install, calibrate, maintain, and operate CEMS for measuring $NO_X$and O_2(or CO_2) emissions discharged to the atmosphere, and shall record the output of the system; or

(2) If the owner or operator has installed a NO_Xemission rate CEMS to meet the requirements of part 75 of this chapter and is continuing to meet the ongoing requirements of part 75 of this chapter, that CEMS may be used to meet the requirements of this section, except that the owner or operator shall also meet the requirements of §60.49b. Data reported to meet the requirements of §60.49b shall not include data substituted using the missing data procedures in subpart D of part 75 of this chapter, nor shall the data have been bias adjusted according to the procedures of part 75 of this chapter.

(c) The CEMS required under paragraph (b) of this section shall be operated and data recorded during all periods of operation of the affected facility except for CEMS breakdowns and repairs. Data is recorded during calibration checks, and zero and span adjustments.

(d) The 1-hour average NO_Xemission rates measured by the continuous NO_Xmonitor required by paragraph (b) of this section and required under §60.13(h) shall be expressed in ng/J or lb/MMBtu heat input and shall be used to calculate the average emission rates under §60.44b. The 1-hour averages shall be calculated using the data points required under §60.13(h)(2).

(e) The procedures under §60.13 shall be followed for installation, evaluation, and operation of the continuous monitoring systems.

(1) For affected facilities combusting coal, wood or municipal-type solid waste, the span value for a COMS shall be between 60 and 80 percent.

(2) For affected facilities combusting coal, oil, or natural gas, the span value for NO_X is determined using one of the following procedures:

(i) Except as provided under paragraph (e)(2)(ii) of this section, NO_X span values shall be determined as follows:

Fuel	Span values for NO_X (ppm)
Natural gas	500.
Oil	500.
Coal	1,000.
Mixtures	500 (x + y) + 1,000z.

Where:

x = Fraction of total heat input derived from natural gas;

y = Fraction of total heat input derived from oil; and

z = Fraction of total heat input derived from coal.

(ii) As an alternative to meeting the requirements of paragraph (e)(2)(i) of this section, the owner or operator of an affected facility may elect to use the NO_X span values determined according to section 2.1.2 in appendix A to part 75 of this chapter.

(3) All span values computed under paragraph (e)(2)(i) of this section for combusting mixtures of regulated fuels are rounded to the nearest 500 ppm. Span values computed under paragraph (e)(2)(ii) of this section shall be rounded off according to section 2.1.2 in appendix A to part 75 of this chapter.

(f) When NO_X emission data are not obtained because of CEMS breakdowns, repairs, calibration checks and zero and span adjustments, emission data will be obtained by using standby monitoring systems, Method 7 of appendix A of this part, Method 7A of appendix A of this part, or other approved reference methods to provide emission data for a minimum of 75 percent of the operating hours in each steam generating unit operating day, in at least 22 out of 30 successive steam generating unit operating days.

(g) The owner or operator of an affected facility that has a heat input capacity of 73 MW (250 MMBtu/hr) or less, and that has an annual capacity factor for residual oil having a nitrogen content of 0.30 weight percent or less, natural gas, distillate oil, gasified coal, or any mixture of these fuels, greater than 10 percent (0.10) shall:

(1) Comply with the provisions of paragraphs (b), (c), (d), (e)(2), (e)(3), and (f) of this section; or

(2) Monitor steam generating unit operating conditions and predict NO_X emission rates as specified in a plan submitted pursuant to §60.49b(c).

(h) The owner or operator of a duct burner, as described in §60.41b, that is subject to the NO_X standards in §60.44b(a)(4), §60.44b(e), or §60.44b(l) is not required to install or operate a continuous emissions monitoring system to measure NO_X emissions.

(i) The owner or operator of an affected facility described in §60.44b(j) or §60.44b(k) is not required to install or operate a CEMS for measuring NO_Xemissions.

(j) The owner or operator of an affected facility that meets the conditions in either paragraph (j)(1), (2), (3), (4), (5), (6), or (7) of this section is not required to install or operate a COMS if:

(1) The affected facility uses a PM CEMS to monitor PM emissions; or

(2) The affected facility burns only liquid (excluding residual oil) or gaseous fuels with potential SO_2emissions rates of 26 ng/J (0.060 lb/MMBtu) or less and does not use a post-combustion technology to reduce SO_2or PM emissions. The owner or operator must maintain fuel records of the sulfur content of the fuels burned, as described under §60.49b(r); or

(3) The affected facility burns coke oven gas alone or in combination with fuels meeting the criteria in paragraph (j)(2) of this section and does not use a post-combustion technology to reduce SO_2or PM emissions; or

(4) The affected facility does not use post-combustion technology (except a wet scrubber) for reducing PM, SO_2, or carbon monoxide (CO) emissions, burns only gaseous fuels or fuel oils that contain less than or equal to 0.30 weight percent sulfur, and is operated such that emissions of CO to the atmosphere from the affected facility are maintained at levels less than or equal to 0.15 lb/MMBtu on a steam generating unit operating day average basis. Owners and operators of affected facilities electing to comply with this paragraph must demonstrate compliance according to the procedures specified in paragraphs (j)(4)(i) through (iv) of this section; or

(i) You must monitor CO emissions using a CEMS according to the procedures specified in paragraphs (j)(4)(i)(A) through (D) of this section.

(A) The CO CEMS must be installed, certified, maintained, and operated according to the provisions in §60.58b(i)(3) of subpart Eb of this part.

(B) Each 1-hour CO emissions average is calculated using the data points generated by the CO CEMS expressed in parts per million by volume corrected to 3 percent oxygen (dry basis).

(C) At a minimum, valid 1-hour CO emissions averages must be obtained for at least 90 percent of the operating hours on a 30-day rolling average basis. The 1-hour averages are calculated using the data points required in §60.13(h)(2).

(D) Quarterly accuracy determinations and daily calibration drift tests for the CO CEMS must be performed in accordance with procedure 1 in appendix F of this part.

(ii) You must calculate the 1-hour average CO emissions levels for each steam generating unit operating day by multiplying the average hourly CO output concentration measured by the CO CEMS times the corresponding average hourly flue gas flow rate and divided by the corresponding average hourly heat input to the affected source. The 24-hour average CO emission level is determined by calculating the arithmetic average of the hourly CO emission levels computed for each steam generating unit operating day.

(iii) You must evaluate the preceding 24-hour average CO emission level each steam generating unit operating day excluding periods of affected source startup, shutdown, or malfunction. If the 24-hour average CO emission level is greater than 0.15 lb/MMBtu, you must initiate investigation of the relevant equipment and control systems within 24 hours of the first discovery of the high emission incident and, take the appropriate corrective action as soon as practicable to adjust control settings or repair equipment to reduce the 24-hour average CO emission level to 0.15 lb/MMBtu or less.

(iv) You must record the CO measurements and calculations performed according to paragraph (j)(4) of this section and any corrective actions taken. The record of corrective action taken must include the date and

time during which the 24-hour average CO emission level was greater than 0.15 lb/MMBtu, and the date, time, and description of the corrective action.

(5) The affected facility uses a bag leak detection system to monitor the performance of a fabric filter (baghouse) according to the most current requirements in section §60.48Da of this part; or

(6) The affected facility uses an ESP as the primary PM control device and uses an ESP predictive model to monitor the performance of the ESP developed in accordance and operated according to the most current requirements in section §60.48Da of this part; or

(7) The affected facility burns only gaseous fuels or fuel oils that contain less than or equal to 0.30 weight percent sulfur and operates according to a written site-specific monitoring plan approved by the permitting authority. This monitoring plan must include procedures and criteria for establishing and monitoring specific parameters for the affected facility indicative of compliance with the opacity standard.

(k) Owners or operators complying with the PM emission limit by using a PM CEMS must calibrate, maintain, operate, and record the output of the system for PM emissions discharged to the atmosphere as specified in §60.46b(j). The CEMS specified in paragraph §60.46b(j) shall be operated and data recorded during all periods of operation of the affected facility except for CEMS breakdowns and repairs. Data is recorded during calibration checks, and zero and span adjustments.

(l) An owner or operator of an affected facility that is subject to an opacity standard under §60.43b(f) is not required to operate a COMS provided that the unit burns only gaseous fuels and/or liquid fuels (excluding residue oil) with a potential SO_2emissions rate no greater than 26 ng/J (0.060 lb/MMBtu), and the unit operates according to a written site-specific monitoring plan approved by the permitting authority is not required to operate a COMS. This monitoring plan must include procedures and criteria for establishing and monitoring specific parameters for the affected facility indicative of compliance with the opacity standard. For testing performed as part of this site-specific monitoring plan, the permitting authority may require as an alternative to the notification and reporting requirements specified in §§60.8 and 60.11 that the owner or operator submit any deviations with the excess emissions report required under §60.49b(h).

[72 FR 32742, June 13, 2007, as amended at 74 FR 5087, Jan. 28, 2009; 76 FR 3523, Jan. 20, 2011; 77 FR 9460, Feb. 16, 2012]

§ 60.49b Reporting and recordkeeping requirements.

(a) The owner or operator of each affected facility shall submit notification of the date of initial startup, as provided by §60.7. This notification shall include:

(1) The design heat input capacity of the affected facility and identification of the fuels to be combusted in the affected facility;

(2) If applicable, a copy of any federally enforceable requirement that limits the annual capacity factor for any fuel or mixture of fuels under §§60.42b(d)(1), 60.43b(a)(2), (a)(3)(iii), (c)(2)(ii), (d)(2)(iii), 60.44b(c), (d), (e), (i), (j), (k), 60.45b(d), (g), 60.46b(h), or 60.48b(i);

(3) The annual capacity factor at which the owner or operator anticipates operating the facility based on all fuels fired and based on each individual fuel fired; and

(4) Notification that an emerging technology will be used for controlling emissions of SO_2. The Administrator will examine the description of the emerging technology and will determine whether the technology qualifies as an emerging technology. In making this determination, the Administrator may require the owner or operator of the affected facility to submit additional information concerning the control device. The affected facility is subject to the provisions of §60.42b(a) unless and until this determination is made by the Administrator.

(b) The owner or operator of each affected facility subject to the SO_2, PM, and/or NO_Xemission limits under §§60.42b, 60.43b, and 60.44b shall submit to the Administrator the performance test data from the initial performance test and the performance evaluation of the CEMS using the applicable performance specifications in appendix B of this part. The owner or operator of each affected facility described in §60.44b(j) or §60.44b(k) shall submit to the Administrator the maximum heat input capacity data from the demonstration of the maximum heat input capacity of the affected facility.

(c) The owner or operator of each affected facility subject to the NO_Xstandard in §60.44b who seeks to demonstrate compliance with those standards through the monitoring of steam generating unit operating conditions in the provisions of §60.48b(g)(2) shall submit to the Administrator for approval a plan that identifies the operating conditions to be monitored in §60.48b(g)(2) and the records to be maintained in §60.49b(g). This plan shall be submitted to the Administrator for approval within 360 days of the initial startup of the affected facility. An affected facility burning coke oven gas alone or in combination with other gaseous fuels or distillate oil shall submit this plan to the Administrator for approval within 360 days of the initial startup of the affected facility or by November 30, 2009, whichever date comes later. If the plan is approved, the owner or operator shall maintain records of predicted nitrogen oxide emission rates and the monitored operating conditions, including steam generating unit load, identified in the plan. The plan shall:

(1) Identify the specific operating conditions to be monitored and the relationship between these operating conditions and NO_Xemission rates (*i.e.* , ng/J or lbs/MMBtu heat input). Steam generating unit operating conditions include, but are not limited to, the degree of staged combustion (*i.e.* , the ratio of primary air to secondary and/or tertiary air) and the level of excess air (*i.e.* , flue gas O_2level);

(2) Include the data and information that the owner or operator used to identify the relationship between NO_Xemission rates and these operating conditions; and

(3) Identify how these operating conditions, including steam generating unit load, will be monitored under §60.48b(g) on an hourly basis by the owner or operator during the period of operation of the affected facility; the quality assurance procedures or practices that will be employed to ensure that the data generated by monitoring these operating conditions will be representative and accurate; and the type and format of the records of these operating conditions, including steam generating unit load, that will be maintained by the owner or operator under §60.49b(g).

(d) Except as provided in paragraph (d)(2) of this section, the owner or operator of an affected facility shall record and maintain records as specified in paragraph (d)(1) of this section.

(1) The owner or operator of an affected facility shall record and maintain records of the amounts of each fuel combusted during each day and calculate the annual capacity factor individually for coal, distillate oil, residual oil, natural gas, wood, and municipal-type solid waste for the reporting period. The annual capacity factor is determined on a 12-month rolling average basis with a new annual capacity factor calculated at the end of each calendar month.

(2) As an alternative to meeting the requirements of paragraph (d)(1) of this section, the owner or operator of an affected facility that is subject to a federally enforceable permit restricting fuel use to a single fuel such that the facility is not required to continuously monitor any emissions (excluding opacity) or parameters indicative of emissions may elect to record and maintain records of the amount of each fuel combusted during each calendar month.

(e) For an affected facility that combusts residual oil and meets the criteria under §§60.46b(e)(4), 60.44b(j), or (k), the owner or operator shall maintain records of the nitrogen content of the residual oil combusted in the affected facility and calculate the average fuel nitrogen content for the reporting period. The nitrogen content shall be determined using ASTM Method D4629 (incorporated by reference, see §60.17), or fuel suppliers. If residual oil blends are being combusted, fuel nitrogen specifications may be prorated based on the ratio of residual oils of different nitrogen content in the fuel blend.

(f) For an affected facility subject to the opacity standard in §60.43b, the owner or operator shall maintain records of opacity. In addition, an owner or operator that elects to monitor emissions according to the

requirements in §60.48b(a) shall maintain records according to the requirements specified in paragraphs (f)(1) through (3) of this section, as applicable to the visible emissions monitoring method used.

(1) For each performance test conducted using Method 9 of appendix A–4 of this part, the owner or operator shall keep the records including the information specified in paragraphs (f)(1)(i) through (iii) of this section.

(i) Dates and time intervals of all opacity observation periods;

(ii) Name, affiliation, and copy of current visible emission reading certification for each visible emission observer participating in the performance test; and

(iii) Copies of all visible emission observer opacity field data sheets;

(2) For each performance test conducted using Method 22 of appendix A–4 of this part, the owner or operator shall keep the records including the information specified in paragraphs (f)(2)(i) through (iv) of this section.

(i) Dates and time intervals of all visible emissions observation periods;

(ii) Name and affiliation for each visible emission observer participating in the performance test;

(iii) Copies of all visible emission observer opacity field data sheets; and

(iv) Documentation of any adjustments made and the time the adjustments were completed to the affected facility operation by the owner or operator to demonstrate compliance with the applicable monitoring requirements.

(3) For each digital opacity compliance system, the owner or operator shall maintain records and submit reports according to the requirements specified in the site-specific monitoring plan approved by the Administrator.

(g) Except as provided under paragraph (p) of this section, the owner or operator of an affected facility subject to the NO_X standards under §60.44b shall maintain records of the following information for each steam generating unit operating day:

(1) Calendar date;

(2) The average hourly NO_X emission rates (expressed as NO_2) (ng/J or lb/MMBtu heat input) measured or predicted;

(3) The 30-day average NO_X emission rates (ng/J or lb/MMBtu heat input) calculated at the end of each steam generating unit operating day from the measured or predicted hourly nitrogen oxide emission rates for the preceding 30 steam generating unit operating days;

(4) Identification of the steam generating unit operating days when the calculated 30-day average NO_X emission rates are in excess of the NO_X emissions standards under §60.44b, with the reasons for such excess emissions as well as a description of corrective actions taken;

(5) Identification of the steam generating unit operating days for which pollutant data have not been obtained, including reasons for not obtaining sufficient data and a description of corrective actions taken;

(6) Identification of the times when emission data have been excluded from the calculation of average emission rates and the reasons for excluding data;

(7) Identification of “F” factor used for calculations, method of determination, and type of fuel combusted;

(8) Identification of the times when the pollutant concentration exceeded full span of the CEMS;

(9) Description of any modifications to the CEMS that could affect the ability of the CEMS to comply with Performance Specification 2 or 3; and

(10) Results of daily CEMS drift tests and quarterly accuracy assessments as required under appendix F, Procedure 1 of this part.

(h) The owner or operator of any affected facility in any category listed in paragraphs (h)(1) or (2) of this section is required to submit excess emission reports for any excess emissions that occurred during the reporting period.

(1) Any affected facility subject to the opacity standards in §60.43b(f) or to the operating parameter monitoring requirements in §60.13(i)(1).

(2) Any affected facility that is subject to the NO_Xstandard of §60.44b, and that:

(i) Combusts natural gas, distillate oil, gasified coal, or residual oil with a nitrogen content of 0.3 weight percent or less; or

(ii) Has a heat input capacity of 73 MW (250 MMBtu/hr) or less and is required to monitor NO_Xemissions on a continuous basis under §60.48b(g)(1) or steam generating unit operating conditions under §60.48b(g)(2).

(3) For the purpose of §60.43b, excess emissions are defined as all 6-minute periods during which the average opacity exceeds the opacity standards under §60.43b(f).

(4) For purposes of §60.48b(g)(1), excess emissions are defined as any calculated 30-day rolling average NO_Xemission rate, as determined under §60.46b(e), that exceeds the applicable emission limits in §60.44b.

(i) The owner or operator of any affected facility subject to the continuous monitoring requirements for NO_Xunder §60.48(b) shall submit reports containing the information recorded under paragraph (g) of this section.

(j) The owner or operator of any affected facility subject to the SO_2standards under §60.42b shall submit reports.

(k) For each affected facility subject to the compliance and performance testing requirements of §60.45b and the reporting requirement in paragraph (j) of this section, the following information shall be reported to the Administrator:

(1) Calendar dates covered in the reporting period;

(2) Each 30-day average SO_2emission rate (ng/J or lb/MMBtu heat input) measured during the reporting period, ending with the last 30-day period; reasons for noncompliance with the emission standards; and a description of corrective actions taken; For an exceedance due to maintenance of the SO_2control system covered in paragraph 60.45b(a), the report shall identify the days on which the maintenance was performed and a description of the maintenance;

(3) Each 30-day average percent reduction in SO_2emissions calculated during the reporting period, ending with the last 30-day period; reasons for noncompliance with the emission standards; and a description of corrective actions taken;

(4) Identification of the steam generating unit operating days that coal or oil was combusted and for which SO_2or diluent (O_2or CO_2) data have not been obtained by an approved method for at least 75 percent of the operating hours in the steam generating unit operating day; justification for not obtaining sufficient data; and description of corrective action taken;

(5) Identification of the times when emissions data have been excluded from the calculation of average emission rates; justification for excluding data; and description of corrective action taken if data have been excluded for periods other than those during which coal or oil were not combusted in the steam generating unit;

(6) Identification of “F” factor used for calculations, method of determination, and type of fuel combusted;

(7) Identification of times when hourly averages have been obtained based on manual sampling methods;

(8) Identification of the times when the pollutant concentration exceeded full span of the CEMS;

(9) Description of any modifications to the CEMS that could affect the ability of the CEMS to comply with Performance Specification 2 or 3;

(10) Results of daily CEMS drift tests and quarterly accuracy assessments as required under appendix F, Procedure 1 of this part; and

(11) The annual capacity factor of each fired as provided under paragraph (d) of this section.

(l) For each affected facility subject to the compliance and performance testing requirements of §60.45b(d) and the reporting requirements of paragraph (j) of this section, the following information shall be reported to the Administrator:

(1) Calendar dates when the facility was in operation during the reporting period;

(2) The 24-hour average SO_2emission rate measured for each steam generating unit operating day during the reporting period that coal or oil was combusted, ending in the last 24-hour period in the quarter; reasons for noncompliance with the emission standards; and a description of corrective actions taken;

(3) Identification of the steam generating unit operating days that coal or oil was combusted for which $S0_2$or diluent (O_2or CO_2) data have not been obtained by an approved method for at least 75 percent of the operating hours; justification for not obtaining sufficient data; and description of corrective action taken;

(4) Identification of the times when emissions data have been excluded from the calculation of average emission rates; justification for excluding data; and description of corrective action taken if data have been excluded for periods other than those during which coal or oil were not combusted in the steam generating unit;

(5) Identification of “F” factor used for calculations, method of determination, and type of fuel combusted;

(6) Identification of times when hourly averages have been obtained based on manual sampling methods;

(7) Identification of the times when the pollutant concentration exceeded full span of the CEMS;

(8) Description of any modifications to the CEMS that could affect the ability of the CEMS to comply with Performance Specification 2 or 3; and

(9) Results of daily CEMS drift tests and quarterly accuracy assessments as required under Procedure 1 of appendix F 1 of this part. If the owner or operator elects to implement the alternative data assessment procedures described in §§60.47b(e)(4)(i) through (e)(4)(iii), each data assessment report shall include a summary of the results of all of the RATAs, linearity checks, CGAs, and calibration error or drift assessments required by §§60.47b(e)(4)(i) through (e)(4)(iii).

(m) For each affected facility subject to the SO_2standards in §60.42(b) for which the minimum amount of data required in §60.47b(c) were not obtained during the reporting period, the following information is reported to the Administrator in addition to that required under paragraph (k) of this section:

(1) The number of hourly averages available for outlet emission rates and inlet emission rates;

(2) The standard deviation of hourly averages for outlet emission rates and inlet emission rates, as determined in Method 19 of appendix A of this part, section 7;

(3) The lower confidence limit for the mean outlet emission rate and the upper confidence limit for the mean inlet emission rate, as calculated in Method 19 of appendix A of this part, section 7; and

(4) The ratio of the lower confidence limit for the mean outlet emission rate and the allowable emission rate, as determined in Method 19 of appendix A of this part, section 7.

(n) If a percent removal efficiency by fuel pretreatment (*i.e.* , $\%R_f$) is used to determine the overall percent reduction (*i.e.* , $\%R_o$) under §60.45b, the owner or operator of the affected facility shall submit a signed statement with the report.

(1) Indicating what removal efficiency by fuel pretreatment (*i.e.* , $\%R_f$) was credited during the reporting period;

(2) Listing the quantity, heat content, and date each pre-treated fuel shipment was received during the reporting period, the name and location of the fuel pretreatment facility; and the total quantity and total heat content of all fuels received at the affected facility during the reporting period;

(3) Documenting the transport of the fuel from the fuel pretreatment facility to the steam generating unit; and

(4) Including a signed statement from the owner or operator of the fuel pretreatment facility certifying that the percent removal efficiency achieved by fuel pretreatment was determined in accordance with the provisions of Method 19 of appendix A of this part and listing the heat content and sulfur content of each fuel before and after fuel pretreatment.

(o) All records required under this section shall be maintained by the owner or operator of the affected facility for a period of 2 years following the date of such record.

(p) The owner or operator of an affected facility described in §60.44b(j) or (k) shall maintain records of the following information for each steam generating unit operating day:

(1) Calendar date;

(2) The number of hours of operation; and

(3) A record of the hourly steam load.

(q) The owner or operator of an affected facility described in §60.44b(j) or §60.44b(k) shall submit to the Administrator a report containing:

(1) The annual capacity factor over the previous 12 months;

(2) The average fuel nitrogen content during the reporting period, if residual oil was fired; and

(3) If the affected facility meets the criteria described in §60.44b(j), the results of any NO_Xemission tests required during the reporting period, the hours of operation during the reporting period, and the hours of operation since the last NO_Xemission test.

(r) The owner or operator of an affected facility who elects to use the fuel based compliance alternatives in §60.42b or §60.43b shall either:

(1) The owner or operator of an affected facility who elects to demonstrate that the affected facility combusts only very low sulfur oil, natural gas, wood, a mixture of these fuels, or any of these fuels (or a mixture of these fuels) in combination with other fuels that are known to contain an insignificant amount of sulfur in §60.42b(j) or §60.42b(k) shall obtain and maintain at the affected facility fuel receipts (such as a current, valid purchase contract, tariff sheet, or transportation contract) from the fuel supplier that certify that the oil meets the definition of distillate oil and gaseous fuel meets the definition of natural gas as defined in §60.41b and the applicable sulfur limit. For the purposes of this section, the distillate oil need not meet the fuel nitrogen content specification in the definition of distillate oil. Reports shall be submitted to the Administrator certifying that only very low sulfur oil meeting this definition, natural gas, wood, and/or other fuels that are known to contain insignificant amounts of sulfur were combusted in the affected facility during the reporting period; or

(2) The owner or operator of an affected facility who elects to demonstrate compliance based on fuel analysis in §60.42b or §60.43b shall develop and submit a site-specific fuel analysis plan to the Administrator for review and approval no later than 60 days before the date you intend to demonstrate compliance. Each fuel analysis plan shall include a minimum initial requirement of weekly testing and each analysis report shall contain, at a minimum, the following information:

(i) The potential sulfur emissions rate of the representative fuel mixture in ng/J heat input;

(ii) The method used to determine the potential sulfur emissions rate of each constituent of the mixture. For distillate oil and natural gas a fuel receipt or tariff sheet is acceptable;

(iii) The ratio of different fuels in the mixture; and

(iv) The owner or operator can petition the Administrator to approve monthly or quarterly sampling in place of weekly sampling.

(s) Facility specific NO_Xstandard for Cytec Industries Fortier Plant's C.AOG incinerator located in Westwego, Louisiana:

(1) *Definitions* .

Oxidation zone is defined as the portion of the C.AOG incinerator that extends from the inlet of the oxidizing zone combustion air to the outlet gas stack.

Reducing zone is defined as the portion of the C.AOG incinerator that extends from the burner section to the inlet of the oxidizing zone combustion air.

Total inlet air is defined as the total amount of air introduced into the C.AOG incinerator for combustion of natural gas and chemical by-product waste and is equal to the sum of the air flow into the reducing zone and the air flow into the oxidation zone.

(2) *Standard for nitrogen oxides* . (i) When fossil fuel alone is combusted, the NO_Xemission limit for fossil fuel in §60.44b(a) applies.

(ii) When natural gas and chemical by-product waste are simultaneously combusted, the NO_Xemission limit is 289 ng/J (0.67 lb/MMBtu) and a maximum of 81 percent of the total inlet air provided for combustion shall be provided to the reducing zone of the C.AOG incinerator.

(3) *Emission monitoring* . (i) The percent of total inlet air provided to the reducing zone shall be determined at least every 15 minutes by measuring the air flow of all the air entering the reducing zone and the air flow of all the air entering the oxidation zone, and compliance with the percentage of total inlet air that is provided to the reducing zone shall be determined on a 3-hour average basis.

(ii) The NO_Xemission limit shall be determined by the compliance and performance test methods and procedures for NO_Xin §60.46b(i).

(iii) The monitoring of the NO_X emission limit shall be performed in accordance with §60.48b.

(4) *Reporting and recordkeeping requirements* . (i) The owner or operator of the C.AOG incinerator shall submit a report on any excursions from the limits required by paragraph (a)(2) of this section to the Administrator with the quarterly report required by paragraph (i) of this section.

(ii) The owner or operator of the C.AOG incinerator shall keep records of the monitoring required by paragraph (a)(3) of this section for a period of 2 years following the date of such record.

(iii) The owner of operator of the C.AOG incinerator shall perform all the applicable reporting and recordkeeping requirements of this section.

(t) Facility-specific NO_X standard for Rohm and Haas Kentucky Incorporated's Boiler No. 100 located in Louisville, Kentucky:

(1) *Definitions* .

Air ratio control damper is defined as the part of the low NO_X burner that is adjusted to control the split of total combustion air delivered to the reducing and oxidation portions of the combustion flame.

Flue gas recirculation line is defined as the part of Boiler No. 100 that recirculates a portion of the boiler flue gas back into the combustion air.

(2) *Standard for nitrogen oxides* . (i) When fossil fuel alone is combusted, the NO_X emission limit for fossil fuel in §60.44b(a) applies.

(ii) When fossil fuel and chemical by-product waste are simultaneously combusted, the NO_X emission limit is 473 ng/J (1.1 lb/MMBtu), and the air ratio control damper tee handle shall be at a minimum of 5 inches (12.7 centimeters) out of the boiler, and the flue gas recirculation line shall be operated at a minimum of 10 percent open as indicated by its valve opening position indicator.

(3) *Emission monitoring for nitrogen oxides* . (i) The air ratio control damper tee handle setting and the flue gas recirculation line valve opening position indicator setting shall be recorded during each 8-hour operating shift.

(ii) The NO_X emission limit shall be determined by the compliance and performance test methods and procedures for NO_X in §60.46b.

(iii) The monitoring of the NO_X emission limit shall be performed in accordance with §60.48b.

(4) *Reporting and recordkeeping requirements* . (i) The owner or operator of Boiler No. 100 shall submit a report on any excursions from the limits required by paragraph (b)(2) of this section to the Administrator with the quarterly report required by §60.49b(i).

(ii) The owner or operator of Boiler No. 100 shall keep records of the monitoring required by paragraph (b)(3) of this section for a period of 2 years following the date of such record.

(iii) The owner of operator of Boiler No. 100 shall perform all the applicable reporting and recordkeeping requirements of §60.49b.

(u) *Site-specific standard for Merck & Co., Inc.'s Stonewall Plant in Elkton, Virginia* . (1) This paragraph (u) applies only to the pharmaceutical manufacturing facility, commonly referred to as the Stonewall Plant, located at Route 340 South, in Elkton, Virginia (“site”) and only to the natural gas-fired boilers installed as part of the powerhouse conversion required pursuant to 40 CFR 52.2454(g). The requirements of this paragraph shall apply, and the requirements of §§60.40b through 60.49b(t) shall not apply, to the natural gas-fired boilers installed pursuant to 40 CFR 52.2454(g).

(i) The site shall equip the natural gas-fired boilers with low NO_Xtechnology.

(ii) The site shall install, calibrate, maintain, and operate a continuous monitoring and recording system for measuring NO_Xemissions discharged to the atmosphere and opacity using a continuous emissions monitoring system or a predictive emissions monitoring system.

(iii) Within 180 days of the completion of the powerhouse conversion, as required by 40 CFR 52.2454, the site shall perform a performance test to quantify criteria pollutant emissions.

(2) [Reserved]

(v) The owner or operator of an affected facility may submit electronic quarterly reports for $SO_2$and/or $NO_X$and/or opacity in lieu of submitting the written reports required under paragraphs (h), (i), (j), (k) or (l) of this section. The format of each quarterly electronic report shall be coordinated with the permitting authority. The electronic report(s) shall be submitted no later than 30 days after the end of the calendar quarter and shall be accompanied by a certification statement from the owner or operator, indicating whether compliance with the applicable emission standards and minimum data requirements of this subpart was achieved during the reporting period. Before submitting reports in the electronic format, the owner or operator shall coordinate with the permitting authority to obtain their agreement to submit reports in this alternative format.

(w) The reporting period for the reports required under this subpart is each 6 month period. All reports shall be submitted to the Administrator and shall be postmarked by the 30th day following the end of the reporting period.

(x) Facility-specific NO_Xstandard for Weyerhaeuser Company's No. 2 Power Boiler located in New Bern, North Carolina:

(1) *Standard for nitrogen oxides* . (i) When fossil fuel alone is combusted, the NO_Xemission limit for fossil fuel in §60.44b(a) applies.

(ii) When fossil fuel and chemical by-product waste are simultaneously combusted, the NO_Xemission limit is 215 ng/J (0.5 lb/MMBtu).

(2) *Emission monitoring for nitrogen oxides* . (i) The NO_Xemissions shall be determined by the compliance and performance test methods and procedures for NO_Xin §60.46b.

(ii) The monitoring of the NO_Xemissions shall be performed in accordance with §60.48b.

(3) *Reporting and recordkeeping requirements* . (i) The owner or operator of the No. 2 Power Boiler shall submit a report on any excursions from the limits required by paragraph (x)(2) of this section to the Administrator with the quarterly report required by §60.49b(i).

(ii) The owner or operator of the No. 2 Power Boiler shall keep records of the monitoring required by paragraph (x)(3) of this section for a period of 2 years following the date of such record.

(iii) The owner or operator of the No. 2 Power Boiler shall perform all the applicable reporting and recordkeeping requirements of §60.49b.

(y) Facility-specific NO_Xstandard for INEOS USA's AOGI located in Lima, Ohio:

(1) *Standard for NO* $_X$. (i) When fossil fuel alone is combusted, the NO_Xemission limit for fossil fuel in §60.44b(a) applies.

(ii) When fossil fuel and chemical byproduct/waste are simultaneously combusted, the NO_Xemission limit is 645 ng/J (1.5 lb/MMBtu).

(2) *Emission monitoring for* NO_X. (i) The NO_X emissions shall be determined by the compliance and performance test methods and procedures for NO_X in §60.46b.

(ii) The monitoring of the NO_X emissions shall be performed in accordance with §60.48b.

(3) *Reporting and recordkeeping requirements* . (i) The owner or operator of the AOGI shall submit a report on any excursions from the limits required by paragraph (y)(2) of this section to the Administrator with the quarterly report required by paragraph (i) of this section.

(ii) The owner or operator of the AOGI shall keep records of the monitoring required by paragraph (y)(3) of this section for a period of 2 years following the date of such record.

(iii) The owner or operator of the AOGI shall perform all the applicable reporting and recordkeeping requirements of this section.

[72 FR 32742, June 13, 2007, as amended at 74 FR 5089, Jan. 28, 2009; 77 FR 9461, Feb. 16, 2012]

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Indiana Department of Environmental Management
Office of Air Quality

Attachment C

Subpart Kb—Standards of Performance for Volatile Organic Liquid Storage Vessels (Including Petroleum Liquid Storage Vessels) for Which Construction, Reconstruction, or Modification Commenced After July 23, 1984

Source: 52 FR 11429, Apr. 8, 1987, unless otherwise noted.

§ 60.110b Applicability and designation of affected facility.

(a) Except as provided in paragraph (b) of this section, the affected facility to which this subpart applies is each storage vessel with a capacity greater than or equal to 75 cubic meters (m^3) that is used to store volatile organic liquids (VOL) for which construction, reconstruction, or modification is commenced after July 23, 1984.

(b) This subpart does not apply to storage vessels with a capacity greater than or equal to 151 m^3 storing a liquid with a maximum true vapor pressure less than 3.5 kilopascals (kPa) or with a capacity greater than or equal to 75 m^3 but less than 151 m^3 storing a liquid with a maximum true vapor pressure less than 15.0 kPa.

(c) [Reserved]

(d) This subpart does not apply to the following:

(1) Vessels at coke oven by-product plants.

(2) Pressure vessels designed to operate in excess of 204.9 kPa and without emissions to the atmosphere.

(3) Vessels permanently attached to mobile vehicles such as trucks, railcars, barges, or ships.

(4) Vessels with a design capacity less than or equal to 1,589.874 m^3 used for petroleum or condensate stored, processed, or treated prior to custody transfer.

(5) Vessels located at bulk gasoline plants.

(6) Storage vessels located at gasoline service stations.

(7) Vessels used to store beverage alcohol.

(8) Vessels subject to subpart GGGG of 40 CFR part 63.

(e) *Alternative means of compliance* —(1) *Option to comply with part 65.* Owners or operators may choose to comply with 40 CFR part 65, subpart C, to satisfy the requirements of §§60.112b through 60.117b for storage vessels that are subject to this subpart that meet the specifications in paragraphs (e)(1)(i) and (ii) of this section. When choosing to comply with 40 CFR part 65, subpart C, the monitoring requirements of §60.116b(c), (e), (f)(1), and (g) still apply. Other provisions applying to owners or operators who choose to comply with 40 CFR part 65 are provided in 40 CFR 65.1.

(i) A storage vessel with a design capacity greater than or equal to 151 m^3 containing a VOL that, as stored, has a maximum true vapor pressure equal to or greater than 5.2 kPa; or

(ii) A storage vessel with a design capacity greater than 75 m^3 but less than 151 m^3 containing a VOL that, as stored, has a maximum true vapor pressure equal to or greater than 27.6 kPa.

(2) *Part 60, subpart A.* Owners or operators who choose to comply with 40 CFR part 65, subpart C, must also comply with §§60.1, 60.2, 60.5, 60.6, 60.7(a)(1) and (4), 60.14, 60.15, and 60.16 for those storage vessels. All sections and paragraphs of subpart A of this part that are not mentioned in this paragraph (e)(2) do not apply to owners or operators of storage vessels complying with 40 CFR part 65, subpart C, except that provisions required to be met prior to implementing 40 CFR part 65 still apply. Owners and operators who choose to comply with 40 CFR part 65, subpart C, must comply with 40 CFR part 65, subpart A.

(3) *Internal floating roof report.* If an owner or operator installs an internal floating roof and, at initial startup, chooses to comply with 40 CFR part 65, subpart C, a report shall be furnished to the Administrator stating that the control equipment meets the specifications of 40 CFR 65.43. This report shall be an attachment to the notification required by 40 CFR 65.5(b).

(4) *External floating roof report.* If an owner or operator installs an external floating roof and, at initial startup, chooses to comply with 40 CFR part 65, subpart C, a report shall be furnished to the Administrator stating that the control equipment meets the specifications of 40 CFR 65.44. This report shall be an attachment to the notification required by 40 CFR 65.5(b).

[52 FR 11429, Apr. 8, 1987, as amended at 54 FR 32973, Aug. 11, 1989; 65 FR 78275, Dec. 14, 2000; 68 FR 59332, Oct. 15, 2003]

§ 60.111b Definitions.

Terms used in this subpart are defined in the Act, in subpart A of this part, or in this subpart as follows:

Bulk gasoline plant means any gasoline distribution facility that has a gasoline throughput less than or equal to 75,700 liters per day. Gasoline throughput shall be the maximum calculated design throughput as may be limited by compliance with an enforceable condition under Federal requirement or Federal, State or local law, and discoverable by the Administrator and any other person.

Condensate means hydrocarbon liquid separated from natural gas that condenses due to changes in the temperature or pressure, or both, and remains liquid at standard conditions.

Custody transfer means the transfer of produced petroleum and/or condensate, after processing and/or treatment in the producing operations, from storage vessels or automatic transfer facilities to pipelines or any other forms of transportation.

Fill means the introduction of VOL into a storage vessel but not necessarily to complete capacity.

Gasoline service station means any site where gasoline is dispensed to motor vehicle fuel tanks from stationary storage tanks.

Maximum true vapor pressure means the equilibrium partial pressure exerted by the volatile organic compounds (as defined in 40 CFR 51.100) in the stored VOL at the temperature equal to the highest calendar-month average of the VOL storage temperature for VOL's stored above or below the ambient temperature or at the local maximum monthly average temperature as reported by the National Weather Service for VOL's stored at the ambient temperature, as determined:

(1) In accordance with methods described in American Petroleum institute Bulletin 2517, Evaporation Loss From External Floating Roof Tanks, (incorporated by reference—see §60.17); or

(2) As obtained from standard reference texts; or

(3) As determined by ASTM D2879–83, 96, or 97 (incorporated by reference—see §60.17);

(4) Any other method approved by the Administrator.

Petroleum means the crude oil removed from the earth and the oils derived from tar sands, shale, and coal.

Petroleum liquids means petroleum, condensate, and any finished or intermediate products manufactured in a petroleum refinery.

Process tank means a tank that is used within a process (including a solvent or raw material recovery process) to collect material discharged from a feedstock storage vessel or equipment within the process before the material is transferred to other equipment within the process, to a product or by-product storage vessel, or to a vessel used to store recovered solvent or raw material. In many process tanks, unit operations such as reactions and blending are conducted. Other process tanks, such as surge control vessels and bottoms receivers, however, may not involve unit operations.

Reid vapor pressure means the absolute vapor pressure of volatile crude oil and volatile nonviscous petroleum liquids except liquified petroleum gases, as determined by ASTM D323–82 or 94 (incorporated by reference—see §60.17).

Storage vessel means each tank, reservoir, or container used for the storage of volatile organic liquids but does not include:

(1) Frames, housing, auxiliary supports, or other components that are not directly involved in the containment of liquids or vapors;

(2) Subsurface caverns or porous rock reservoirs; or

(3) Process tanks.

Volatile organic liquid (VOL) means any organic liquid which can emit volatile organic compounds (as defined in 40 CFR 51.100) into the atmosphere.

Waste means any liquid resulting from industrial, commercial, mining or agricultural operations, or from community activities that is discarded or is being accumulated, stored, or physically, chemically, or biologically treated prior to being discarded or recycled.

[52 FR 11429, Apr. 8, 1987, as amended at 54 FR 32973, Aug. 11, 1989; 65 FR 61756, Oct. 17, 2000; 68 FR 59333, Oct. 15, 2003]

§ 60.112b Standard for volatile organic compounds (VOC).

(a) The owner or operator of each storage vessel either with a design capacity greater than or equal to 151 m^3 containing a VOL that, as stored, has a maximum true vapor pressure equal to or greater than 5.2 kPa but less than 76.6 kPa or with a design capacity greater than or equal to 75 m^3 but less than 151 m^3 containing a VOL that, as stored, has a maximum true vapor pressure equal to or greater than 27.6 kPa but less than 76.6 kPa, shall equip each storage vessel with one of the following:

(1) A fixed roof in combination with an internal floating roof meeting the following specifications:

(i) The internal floating roof shall rest or float on the liquid surface (but not necessarily in complete contact with it) inside a storage vessel that has a fixed roof. The internal floating roof shall be floating on the liquid surface at all times, except during initial fill and during those intervals when the storage vessel is completely emptied or subsequently emptied and refilled. When the roof is resting on the leg supports, the process of filling, emptying, or refilling shall be continuous and shall be accomplished as rapidly as possible.

(ii) Each internal floating roof shall be equipped with one of the following closure devices between the wall of the storage vessel and the edge of the internal floating roof:

(A) A foam- or liquid-filled seal mounted in contact with the liquid (liquid-mounted seal). A liquid-mounted seal means a foam- or liquid-filled seal mounted in contact with the liquid between the wall of the storage vessel and the floating roof continuously around the circumference of the tank.

(B) Two seals mounted one above the other so that each forms a continuous closure that completely covers the space between the wall of the storage vessel and the edge of the internal floating roof. The lower seal may be vapor-mounted, but both must be continuous.

(C) A mechanical shoe seal. A mechanical shoe seal is a metal sheet held vertically against the wall of the storage vessel by springs or weighted levers and is connected by braces to the floating roof. A flexible coated fabric (envelope) spans the annular space between the metal sheet and the floating roof.

(iii) Each opening in a noncontact internal floating roof except for automatic bleeder vents (vacuum breaker vents) and the rim space vents is to provide a projection below the liquid surface.

(iv) Each opening in the internal floating roof except for leg sleeves, automatic bleeder vents, rim space vents, column wells, ladder wells, sample wells, and stub drains is to be equipped with a cover or lid which is to be maintained in a closed position at all times (i.e., no visible gap) except when the device is in actual use. The cover or lid shall be equipped with a gasket. Covers on each access hatch and automatic gauge float well shall be bolted except when they are in use.

(v) Automatic bleeder vents shall be equipped with a gasket and are to be closed at all times when the roof is floating except when the roof is being floated off or is being landed on the roof leg supports.

(vi) Rim space vents shall be equipped with a gasket and are to be set to open only when the internal floating roof is not floating or at the manufacturer's recommended setting.

(vii) Each penetration of the internal floating roof for the purpose of sampling shall be a sample well. The sample well shall have a slit fabric cover that covers at least 90 percent of the opening.

(viii) Each penetration of the internal floating roof that allows for passage of a column supporting the fixed roof shall have a flexible fabric sleeve seal or a gasketed sliding cover.

(ix) Each penetration of the internal floating roof that allows for passage of a ladder shall have a gasketed sliding cover.

(2) An external floating roof. An external floating roof means a pontoon-type or double-deck type cover that rests on the liquid surface in a vessel with no fixed roof. Each external floating roof must meet the following specifications:

(i) Each external floating roof shall be equipped with a closure device between the wall of the storage vessel and the roof edge. The closure device is to consist of two seals, one above the other. The lower seal is referred to as the primary seal, and the upper seal is referred to as the secondary seal.

(A) The primary seal shall be either a mechanical shoe seal or a liquid-mounted seal. Except as provided in §60.113b(b)(4), the seal shall completely cover the annular space between the edge of the floating roof and tank wall.

(B) The secondary seal shall completely cover the annular space between the external floating roof and the wall of the storage vessel in a continuous fashion except as allowed in §60.113b(b)(4).

(ii) Except for automatic bleeder vents and rim space vents, each opening in a noncontact external floating roof shall provide a projection below the liquid surface. Except for automatic bleeder vents, rim space vents, roof drains, and leg sleeves, each opening in the roof is to be equipped with a gasketed cover, seal, or lid that is to be maintained in a closed position at all times (i.e., no visible gap) except when the device is in actual use. Automatic bleeder vents are to be closed at all times when the roof is floating except when the roof is being floated off or is being landed on the roof leg supports. Rim vents are to be set to open when the

roof is being floated off the roof legs supports or at the manufacturer's recommended setting. Automatic bleeder vents and rim space vents are to be gasketed. Each emergency roof drain is to be provided with a slotted membrane fabric cover that covers at least 90 percent of the area of the opening.

(iii) The roof shall be floating on the liquid at all times (i.e., off the roof leg supports) except during initial fill until the roof is lifted off leg supports and when the tank is completely emptied and subsequently refilled. The process of filling, emptying, or refilling when the roof is resting on the leg supports shall be continuous and shall be accomplished as rapidly as possible.

(3) A closed vent system and control device meeting the following specifications:

(i) The closed vent system shall be designed to collect all VOC vapors and gases discharged from the storage vessel and operated with no detectable emissions as indicated by an instrument reading of less than 500 ppm above background and visual inspections, as determined in part 60, subpart VV, §60.485(b).

(ii) The control device shall be designed and operated to reduce inlet VOC emissions by 95 percent or greater. If a flare is used as the control device, it shall meet the specifications described in the general control device requirements (§60.18) of the General Provisions.

(4) A system equivalent to those described in paragraphs (a)(1), (a)(2), or (a)(3) of this section as provided in §60.114b of this subpart.

(b) The owner or operator of each storage vessel with a design capacity greater than or equal to 75 m^3 which contains a VOL that, as stored, has a maximum true vapor pressure greater than or equal to 76.6 kPa shall equip each storage vessel with one of the following:

(1) A closed vent system and control device as specified in §60.112b(a)(3).

(2) A system equivalent to that described in paragraph (b)(1) as provided in §60.114b of this subpart.

(c) *Site-specific standard for Merck & Co., Inc.'s Stonewall Plant in Elkton, Virginia.* This paragraph applies only to the pharmaceutical manufacturing facility, commonly referred to as the Stonewall Plant, located at Route 340 South, in Elkton, Virginia (“site”).

(1) For any storage vessel that otherwise would be subject to the control technology requirements of paragraphs (a) or (b) of this section, the site shall have the option of either complying directly with the requirements of this subpart, or reducing the site-wide total criteria pollutant emissions cap (total emissions cap) in accordance with the procedures set forth in a permit issued pursuant to 40 CFR 52.2454. If the site chooses the option of reducing the total emissions cap in accordance with the procedures set forth in such permit, the requirements of such permit shall apply in lieu of the otherwise applicable requirements of this subpart for such storage vessel.

(2) For any storage vessel at the site not subject to the requirements of 40 CFR 60.112b (a) or (b), the requirements of 40 CFR 60.116b (b) and (c) and the General Provisions (subpart A of this part) shall not apply.

[52 FR 11429, Apr. 8, 1987, as amended at 62 FR 52641, Oct. 8, 1997]

§ 60.113b Testing and procedures.

The owner or operator of each storage vessel as specified in §60.112b(a) shall meet the requirements of paragraph (a), (b), or (c) of this section. The applicable paragraph for a particular storage vessel depends on the control equipment installed to meet the requirements of §60.112b.

(a) After installing the control equipment required to meet §60.112b(a)(1) (permanently affixed roof and internal floating roof), each owner or operator shall:

(1) Visually inspect the internal floating roof, the primary seal, and the secondary seal (if one is in service), prior to filling the storage vessel with VOL. If there are holes, tears, or other openings in the primary seal, the secondary seal, or the seal fabric or defects in the internal floating roof, or both, the owner or operator shall repair the items before filling the storage vessel.

(2) For Vessels equipped with a liquid-mounted or mechanical shoe primary seal, visually inspect the internal floating roof and the primary seal or the secondary seal (if one is in service) through manholes and roof hatches on the fixed roof at least once every 12 months after initial fill. If the internal floating roof is not resting on the surface of the VOL inside the storage vessel, or there is liquid accumulated on the roof, or the seal is detached, or there are holes or tears in the seal fabric, the owner or operator shall repair the items or empty and remove the storage vessel from service within 45 days. If a failure that is detected during inspections required in this paragraph cannot be repaired within 45 days and if the vessel cannot be emptied within 45 days, a 30-day extension may be requested from the Administrator in the inspection report required in §60.115b(a)(3). Such a request for an extension must document that alternate storage capacity is unavailable and specify a schedule of actions the company will take that will assure that the control equipment will be repaired or the vessel will be emptied as soon as possible.

(3) For vessels equipped with a double-seal system as specified in §60.112b(a)(1)(ii)(B):

(i) Visually inspect the vessel as specified in paragraph (a)(4) of this section at least every 5 years; or

(ii) Visually inspect the vessel as specified in paragraph (a)(2) of this section.

(4) Visually inspect the internal floating roof, the primary seal, the secondary seal (if one is in service), gaskets, slotted membranes and sleeve seals (if any) each time the storage vessel is emptied and degassed. If the internal floating roof has defects, the primary seal has holes, tears, or other openings in the seal or the seal fabric, or the secondary seal has holes, tears, or other openings in the seal or the seal fabric, or the gaskets no longer close off the liquid surfaces from the atmosphere, or the slotted membrane has more than 10 percent open area, the owner or operator shall repair the items as necessary so that none of the conditions specified in this paragraph exist before refilling the storage vessel with VOL. In no event shall inspections conducted in accordance with this provision occur at intervals greater than 10 years in the case of vessels conducting the annual visual inspection as specified in paragraphs (a)(2) and (a)(3)(ii) of this section and at intervals no greater than 5 years in the case of vessels specified in paragraph (a)(3)(i) of this section.

(5) Notify the Administrator in writing at least 30 days prior to the filling or refilling of each storage vessel for which an inspection is required by paragraphs (a)(1) and (a)(4) of this section to afford the Administrator the opportunity to have an observer present. If the inspection required by paragraph (a)(4) of this section is not planned and the owner or operator could not have known about the inspection 30 days in advance or refilling the tank, the owner or operator shall notify the Administrator at least 7 days prior to the refilling of the storage vessel. Notification shall be made by telephone immediately followed by written documentation demonstrating why the inspection was unplanned. Alternatively, this notification including the written documentation may be made in writing and sent by express mail so that it is received by the Administrator at least 7 days prior to the refilling.

(b) After installing the control equipment required to meet §60.112b(a)(2) (external floating roof), the owner or operator shall:

(1) Determine the gap areas and maximum gap widths, between the primary seal and the wall of the storage vessel and between the secondary seal and the wall of the storage vessel according to the following frequency.

(i) Measurements of gaps between the tank wall and the primary seal (seal gaps) shall be performed during the hydrostatic testing of the vessel or within 60 days of the initial fill with VOL and at least once every 5 years thereafter.

(ii) Measurements of gaps between the tank wall and the secondary seal shall be performed within 60 days of the initial fill with VOL and at least once per year thereafter.

(iii) If any source ceases to store VOL for a period of 1 year or more, subsequent introduction of VOL into the vessel shall be considered an initial fill for the purposes of paragraphs (b)(1)(i) and (b)(1)(ii) of this section.

(2) Determine gap widths and areas in the primary and secondary seals individually by the following procedures:

(i) Measure seal gaps, if any, at one or more floating roof levels when the roof is floating off the roof leg supports.

(ii) Measure seal gaps around the entire circumference of the tank in each place where a 0.32-cm diameter uniform probe passes freely (without forcing or binding against seal) between the seal and the wall of the storage vessel and measure the circumferential distance of each such location.

(iii) The total surface area of each gap described in paragraph (b)(2)(ii) of this section shall be determined by using probes of various widths to measure accurately the actual distance from the tank wall to the seal and multiplying each such width by its respective circumferential distance.

(3) Add the gap surface area of each gap location for the primary seal and the secondary seal individually and divide the sum for each seal by the nominal diameter of the tank and compare each ratio to the respective standards in paragraph (b)(4) of this section.

(4) Make necessary repairs or empty the storage vessel within 45 days of identification in any inspection for seals not meeting the requirements listed in (b)(4) (i) and (ii) of this section:

(i) The accumulated area of gaps between the tank wall and the mechanical shoe or liquid-mounted primary seal shall not exceed 212 Cm^2 per meter of tank diameter, and the width of any portion of any gap shall not exceed 3.81 cm.

(A) One end of the mechanical shoe is to extend into the stored liquid, and the other end is to extend a minimum vertical distance of 61 cm above the stored liquid surface.

(B) There are to be no holes, tears, or other openings in the shoe, seal fabric, or seal envelope.

(ii) The secondary seal is to meet the following requirements:

(A) The secondary seal is to be installed above the primary seal so that it completely covers the space between the roof edge and the tank wall except as provided in paragraph (b)(2)(iii) of this section.

(B) The accumulated area of gaps between the tank wall and the secondary seal shall not exceed 21.2 cm^2 per meter of tank diameter, and the width of any portion of any gap shall not exceed 1.27 cm.

(C) There are to be no holes, tears, or other openings in the seal or seal fabric.

(iii) If a failure that is detected during inspections required in paragraph (b)(1) of §60.113b(b) cannot be repaired within 45 days and if the vessel cannot be emptied within 45 days, a 30-day extension may be requested from the Administrator in the inspection report required in §60.115b(b)(4). Such extension request must include a demonstration of unavailability of alternate storage capacity and a specification of a schedule that will assure that the control equipment will be repaired or the vessel will be emptied as soon as possible.

(5) Notify the Administrator 30 days in advance of any gap measurements required by paragraph (b)(1) of this section to afford the Administrator the opportunity to have an observer present.

(6) Visually inspect the external floating roof, the primary seal, secondary seal, and fittings each time the vessel is emptied and degassed.

(i) If the external floating roof has defects, the primary seal has holes, tears, or other openings in the seal or the seal fabric, or the secondary seal has holes, tears, or other openings in the seal or the seal fabric, the owner or operator shall repair the items as necessary so that none of the conditions specified in this paragraph exist before filling or refilling the storage vessel with VOL.

(ii) For all the inspections required by paragraph (b)(6) of this section, the owner or operator shall notify the Administrator in writing at least 30 days prior to the filling or refilling of each storage vessel to afford the Administrator the opportunity to inspect the storage vessel prior to refilling. If the inspection required by paragraph (b)(6) of this section is not planned and the owner or operator could not have known about the inspection 30 days in advance of refilling the tank, the owner or operator shall notify the Administrator at least 7 days prior to the refilling of the storage vessel. Notification shall be made by telephone immediately followed by written documentation demonstrating why the inspection was unplanned. Alternatively, this notification including the written documentation may be made in writing and sent by express mail so that it is received by the Administrator at least 7 days prior to the refilling.

(c) The owner or operator of each source that is equipped with a closed vent system and control device as required in §60.112b (a)(3) or (b)(2) (other than a flare) is exempt from §60.8 of the General Provisions and shall meet the following requirements.

(1) Submit for approval by the Administrator as an attachment to the notification required by §60.7(a)(1) or, if the facility is exempt from §60.7(a)(1), as an attachment to the notification required by §60.7(a)(2), an operating plan containing the information listed below.

(i) Documentation demonstrating that the control device will achieve the required control efficiency during maximum loading conditions. This documentation is to include a description of the gas stream which enters the control device, including flow and VOC content under varying liquid level conditions (dynamic and static) and manufacturer's design specifications for the control device. If the control device or the closed vent capture system receives vapors, gases, or liquids other than fuels from sources that are not designated sources under this subpart, the efficiency demonstration is to include consideration of all vapors, gases, and liquids received by the closed vent capture system and control device. If an enclosed combustion device with a minimum residence time of 0.75 seconds and a minimum temperature of 816 °C is used to meet the 95 percent requirement, documentation that those conditions will exist is sufficient to meet the requirements of this paragraph.

(ii) A description of the parameter or parameters to be monitored to ensure that the control device will be operated in conformance with its design and an explanation of the criteria used for selection of that parameter (or parameters).

(2) Operate the closed vent system and control device and monitor the parameters of the closed vent system and control device in accordance with the operating plan submitted to the Administrator in accordance with paragraph (c)(1) of this section, unless the plan was modified by the Administrator during the review process. In this case, the modified plan applies.

(d) The owner or operator of each source that is equipped with a closed vent system and a flare to meet the requirements in §60.112b (a)(3) or (b)(2) shall meet the requirements as specified in the general control device requirements, §60.18 (e) and (f).

[52 FR 11429, Apr. 8, 1987, as amended at 54 FR 32973, Aug. 11, 1989]

§ 60.114b Alternative means of emission limitation.

(a) If, in the Administrator's judgment, an alternative means of emission limitation will achieve a reduction in emissions at least equivalent to the reduction in emissions achieved by any requirement in §60.112b, the Administrator will publish in the Federal Register a notice permitting the use of the alternative means for purposes of compliance with that requirement.

(b) Any notice under paragraph (a) of this section will be published only after notice and an opportunity for a hearing.

(c) Any person seeking permission under this section shall submit to the Administrator a written application including:

(1) An actual emissions test that uses a full-sized or scale-model storage vessel that accurately collects and measures all VOC emissions from a given control device and that accurately simulates wind and accounts for other emission variables such as temperature and barometric pressure.

(2) An engineering evaluation that the Administrator determines is an accurate method of determining equivalence.

(d) The Administrator may condition the permission on requirements that may be necessary to ensure operation and maintenance to achieve the same emissions reduction as specified in §60.112b.

§ 60.115b Reporting and recordkeeping requirements.

The owner or operator of each storage vessel as specified in §60.112b(a) shall keep records and furnish reports as required by paragraphs (a), (b), or (c) of this section depending upon the control equipment installed to meet the requirements of §60.112b. The owner or operator shall keep copies of all reports and records required by this section, except for the record required by (c)(1), for at least 2 years. The record required by (c)(1) will be kept for the life of the control equipment.

(a) After installing control equipment in accordance with §60.112b(a)(1) (fixed roof and internal floating roof), the owner or operator shall meet the following requirements.

(1) Furnish the Administrator with a report that describes the control equipment and certifies that the control equipment meets the specifications of §60.112b(a)(1) and §60.113b(a)(1). This report shall be an attachment to the notification required by §60.7(a)(3).

(2) Keep a record of each inspection performed as required by §60.113b (a)(1), (a)(2), (a)(3), and (a)(4). Each record shall identify the storage vessel on which the inspection was performed and shall contain the date the vessel was inspected and the observed condition of each component of the control equipment (seals, internal floating roof, and fittings).

(3) If any of the conditions described in §60.113b(a)(2) are detected during the annual visual inspection required by §60.113b(a)(2), a report shall be furnished to the Administrator within 30 days of the inspection. Each report shall identify the storage vessel, the nature of the defects, and the date the storage vessel was emptied or the nature of and date the repair was made.

(4) After each inspection required by §60.113b(a)(3) that finds holes or tears in the seal or seal fabric, or defects in the internal floating roof, or other control equipment defects listed in §60.113b(a)(3)(ii), a report shall be furnished to the Administrator within 30 days of the inspection. The report shall identify the storage vessel and the reason it did not meet the specifications of §61.112b(a)(1) or §60.113b(a)(3) and list each repair made.

(b) After installing control equipment in accordance with §61.112b(a)(2) (external floating roof), the owner or operator shall meet the following requirements.

(1) Furnish the Administrator with a report that describes the control equipment and certifies that the control equipment meets the specifications of §60.112b(a)(2) and §60.113b(b)(2), (b)(3), and (b)(4). This report shall be an attachment to the notification required by §60.7(a)(3).

(2) Within 60 days of performing the seal gap measurements required by §60.113b(b)(1), furnish the Administrator with a report that contains:

(i) The date of measurement.

(ii) The raw data obtained in the measurement.

(iii) The calculations described in §60.113b (b)(2) and (b)(3).

(3) Keep a record of each gap measurement performed as required by §60.113b(b). Each record shall identify the storage vessel in which the measurement was performed and shall contain:

(i) The date of measurement.

(ii) The raw data obtained in the measurement.

(iii) The calculations described in §60.113b (b)(2) and (b)(3).

(4) After each seal gap measurement that detects gaps exceeding the limitations specified by §60.113b(b)(4), submit a report to the Administrator within 30 days of the inspection. The report will identify the vessel and contain the information specified in paragraph (b)(2) of this section and the date the vessel was emptied or the repairs made and date of repair.

(c) After installing control equipment in accordance with §60.112b (a)(3) or (b)(1) (closed vent system and control device other than a flare), the owner or operator shall keep the following records.

(1) A copy of the operating plan.

(2) A record of the measured values of the parameters monitored in accordance with §60.113b(c)(2).

(d) After installing a closed vent system and flare to comply with §60.112b, the owner or operator shall meet the following requirements.

(1) A report containing the measurements required by §60.18(f) (1), (2), (3), (4), (5), and (6) shall be furnished to the Administrator as required by §60.8 of the General Provisions. This report shall be submitted within 6 months of the initial start-up date.

(2) Records shall be kept of all periods of operation during which the flare pilot flame is absent.

(3) Semiannual reports of all periods recorded under §60.115b(d)(2) in which the pilot flame was absent shall be furnished to the Administrator.

§ 60.116b Monitoring of operations.

(a) The owner or operator shall keep copies of all records required by this section, except for the record required by paragraph (b) of this section, for at least 2 years. The record required by paragraph (b) of this section will be kept for the life of the source.

(b) The owner or operator of each storage vessel as specified in §60.110b(a) shall keep readily accessible records showing the dimension of the storage vessel and an analysis showing the capacity of the storage vessel.

(c) Except as provided in paragraphs (f) and (g) of this section, the owner or operator of each storage vessel either with a design capacity greater than or equal to 151 m^3 storing a liquid with a maximum true vapor pressure greater than or equal to 3.5 kPa or with a design capacity greater than or equal to 75 m^3 but less than 151 m^3 storing a liquid with a maximum true vapor pressure greater than or equal to 15.0 kPa shall maintain a record of the VOL stored, the period of storage, and the maximum true vapor pressure of that VOL during the respective storage period.

(d) Except as provided in paragraph (g) of this section, the owner or operator of each storage vessel either with a design capacity greater than or equal to 151 m^3 storing a liquid with a maximum true vapor pressure that is normally less than 5.2 kPa or with a design capacity greater than or equal to 75 m^3 but less than 151 m^3 storing a liquid with a maximum true vapor pressure that is normally less than 27.6 kPa shall notify the Administrator within 30 days when the maximum true vapor pressure of the liquid exceeds the respective maximum true vapor vapor pressure values for each volume range.

(e) Available data on the storage temperature may be used to determine the maximum true vapor pressure as determined below.

(1) For vessels operated above or below ambient temperatures, the maximum true vapor pressure is calculated based upon the highest expected calendar-month average of the storage temperature. For vessels operated at ambient temperatures, the maximum true vapor pressure is calculated based upon the maximum local monthly average ambient temperature as reported by the National Weather Service.

(2) For crude oil or refined petroleum products the vapor pressure may be obtained by the following:

(i) Available data on the Reid vapor pressure and the maximum expected storage temperature based on the highest expected calendar-month average temperature of the stored product may be used to determine the maximum true vapor pressure from nomographs contained in API Bulletin 2517 (incorporated by reference—see §60.17), unless the Administrator specifically requests that the liquid be sampled, the actual storage temperature determined, and the Reid vapor pressure determined from the sample(s).

(ii) The true vapor pressure of each type of crude oil with a Reid vapor pressure less than 13.8 kPa or with physical properties that preclude determination by the recommended method is to be determined from available data and recorded if the estimated maximum true vapor pressure is greater than 3.5 kPa.

(3) For other liquids, the vapor pressure:

(i) May be obtained from standard reference texts, or

(ii) Determined by ASTM D2879–83, 96, or 97 (incorporated by reference—see §60.17); or

(iii) Measured by an appropriate method approved by the Administrator; or

(iv) Calculated by an appropriate method approved by the Administrator.

(f) The owner or operator of each vessel storing a waste mixture of indeterminate or variable composition shall be subject to the following requirements.

(1) Prior to the initial filling of the vessel, the highest maximum true vapor pressure for the range of anticipated liquid compositions to be stored will be determined using the methods described in paragraph (e) of this section.

(2) For vessels in which the vapor pressure of the anticipated liquid composition is above the cutoff for monitoring but below the cutoff for controls as defined in §60.112b(a), an initial physical test of the vapor pressure is required; and a physical test at least once every 6 months thereafter is required as determined by the following methods:

(i) ASTM D2879–83, 96, or 97 (incorporated by reference—see §60.17); or

(ii) ASTM D323–82 or 94 (incorporated by reference—see §60.17); or

(iii) As measured by an appropriate method as approved by the Administrator.

(g) The owner or operator of each vessel equipped with a closed vent system and control device meeting the specification of §60.112b or with emissions reductions equipment as specified in 40 CFR 65.42(b)(4), (b)(5), (b)(6), or (c) is exempt from the requirements of paragraphs (c) and (d) of this section.

[52 FR 11429, Apr. 8, 1987, as amended at 65 FR 61756, Oct. 17, 2000; 65 FR 78276, Dec. 14, 2000; 68 FR 59333, Oct. 15, 2003]

§ 60.117b Delegation of authority.

(a) In delegating implementation and enforcement authority to a State under section 111(c) of the Act, the authorities contained in paragraph (b) of this section shall be retained by the Administrator and not transferred to a State.

(b) Authorities which will not be delegated to States: §§60.111b(f)(4), 60.114b, 60.116b(e)(3)(iii), 60.116b(e)(3)(iv), and 60.116b(f)(2)(iii).

[52 FR 11429, Apr. 8, 1987, as amended at 52 FR 22780, June 16, 1987]

[Downloaded for the eCFR 9/2012]

Indiana Department of Environmental Management
Office of Air Quality

Attachment D

Subpart VV—Standards of Performance for Equipment Leaks of VOC in the Synthetic Organic Chemicals Manufacturing Industry for which Construction, Reconstruction, or Modification Commenced After January 5, 1981, and on or Before November 7, 2006

Source: 48 FR 48335, Oct. 18, 1983, unless otherwise noted.

§ 60.480 Applicability and designation of affected facility.

(a)(1) The provisions of this subpart apply to affected facilities in the synthetic organic chemicals manufacturing industry.

(2) The group of all equipment (defined in §60.481) within a process unit is an affected facility.

(b) Any affected facility under paragraph (a) of this section that commences construction, reconstruction, or modification after January 5, 1981, and on or before November 7, 2006, shall be subject to the requirements of this subpart.

(c) Addition or replacement of equipment for the purpose of process improvement which is accomplished without a capital expenditure shall not by itself be considered a modification under this subpart.

(d)(1) If an owner or operator applies for one or more of the exemptions in this paragraph, then the owner or operator shall maintain records as required in §60.486(i).

(2) Any affected facility that has the design capacity to produce less than 1,000 Mg/yr (1,102 ton/yr) of a chemical listed in §60.489 is exempt from §§60.482–1 through 60.482–10.

(3) If an affected facility produces heavy liquid chemicals only from heavy liquid feed or raw materials, then it is exempt from §§60.482–1 through 60.482–10.

(4) Any affected facility that produces beverage alcohol is exempt from §§60.482–1 through 60.482–10.

(5) Any affected facility that has no equipment in volatile organic compounds (VOC) service is exempt from §§60.482–1 through 60.482–10.

(e) *Alternative means of compliance* —(1) *Option to comply with part 65.* (i) Owners or operators may choose to comply with the provisions of 40 CFR part 65, subpart F, to satisfy the requirements of §§60.482 through 60.487 for an affected facility. When choosing to comply with 40 CFR part 65, subpart F, the requirements of §60.485(d), (e), and (f) and §60.486(i) and (j) still apply. Other provisions applying to an owner or operator who chooses to comply with 40 CFR part 65 are provided in 40 CFR 65.1.

(ii) *Part 60, subpart A* . Owners or operators who choose to comply with 40 CFR part 65, subpart F must also comply with §§60.1, 60.2, 60.5, 60.6, 60.7(a)(1) and (4), 60.14, 60.15, and 60.16 for that equipment. All sections and paragraphs of subpart A of this part that are not mentioned in this paragraph (e)(1)(ii) do not apply to owners and operators of equipment subject to this subpart complying with 40 CFR part 65, subpart F, except that provisions required to be met prior to implementing 40 CFR part 65 still apply. Owners and operators who choose to comply with 40 CFR part 65, subpart F, must comply with 40 CFR part 65, subpart A.

(2) *Subpart VVa* . Owners or operators may choose to comply with the provisions of subpart VVa of this part 60 to satisfy the requirements of this subpart VV for an affected facility.

(f) *Stay of standards* . Owners or operators are not required to comply with the definition of “process unit” in §60.481 and the requirements in §60.482–1(g) of this subpart until the EPA takes final action to require compliance and publishes a document in theFederal Register.While the definition of “process unit” is stayed, owners or operators should use the following definition:

Process unit means components assembled to produce, as intermediate or final products, one or more of the chemicals listed in §60.489 of this part. A process unit can operate independently if supplied with sufficient feed or raw materials and sufficient storage facilities for the product.

[48 FR 48335, Oct. 18, 1983, as amended at 49 FR 22607, May 30, 1984; 65 FR 61762, Oct. 17, 2000; 65 FR 78276, Dec. 14, 2000; 72 FR 64879, Nov. 16, 2007, 73 FR 31379, June 2, 2008; 73 FR 31375, June 2, 2008]

§ 60.481 Definitions.

As used in this subpart, all terms not defined herein shall have the meaning given them in the Act or in subpart A of part 60, and the following terms shall have the specific meanings given them.

Capital expenditure means, in addition to the definition in 40 CFR 60.2, an expenditure for a physical or operational change to an existing facility that:

(a) Exceeds P, the product of the facility's replacement cost, R, and an adjusted annual asset guideline repair allowance, A, as reflected by the following equation: $P = R \times A$, where

(1) The adjusted annual asset guideline repair allowance, A, is the product of the percent of the replacement cost, Y, and the applicable basic annual asset guideline repair allowance, B, divided by 100 as reflected by the following equation:

$A = Y \times (B \div 100)$;

(2) The percent Y is determined from the following equation: $Y = 1.0 - 0.575 \log X$, where X is 1982 minus the year of construction; and

(3) The applicable basic annual asset guideline repair allowance, B, is selected from the following table consistent with the applicable subpart:

Table for Determining Applicable Value for B

Subpart applicable to facility	Value of B to be used in equation
VV	12.5
DDD	12.5
GGG	7.0
KKK	4.5

Closed-loop system means an enclosed system that returns process fluid to the process.

Closed-purge system means a system or combination of systems and portable containers to capture purged liquids. Containers for purged liquids must be covered or closed when not being filled or emptied.

Closed vent system means a system that is not open to the atmosphere and that is composed of hard-piping, ductwork, connections, and, if necessary, flow-inducing devices that transport gas or vapor from a piece or pieces of equipment to a control device or back to a process.

Connector means flanged, screwed, or other joined fittings used to connect two pipe lines or a pipe line and a piece of process equipment or that close an opening in a pipe that could be connected to another pipe. Joined fittings welded completely around the circumference of the interface are not considered connectors for the purpose of this subpart.

Control device means an enclosed combustion device, vapor recovery system, or flare.

Distance piece means an open or enclosed casing through which the piston rod travels, separating the compressor cylinder from the crankcase.

Double block and bleed system means two block valves connected in series with a bleed valve or line that can vent the line between the two block valves.

Duct work means a conveyance system such as those commonly used for heating and ventilation systems. It is often made of sheet metal and often has sections connected by screws or crimping. Hard-piping is not ductwork.

Equipment means each pump, compressor, pressure relief device, sampling connection system, open-ended valve or line, valve, and flange or other connector in VOC service and any devices or systems required by this subpart.

First attempt at repair means to take action for the purpose of stopping or reducing leakage of organic material to the atmosphere using best practices.

Fuel gas means gases that are combusted to derive useful work or heat.

Fuel gas system means the offsite and onsite piping and flow and pressure control system that gathers gaseous stream(s) generated by onsite operations, may blend them with other sources of gas, and transports the gaseous stream for use as fuel gas in combustion devices or in-process combustion equipment, such as furnaces and gas turbines, either singly or in combination.

Hard-piping means pipe or tubing that is manufactured and properly installed using good engineering judgment and standards such as ASME B31.3, Process Piping (available from the American Society of Mechanical Engineers, PO Box 2300, Fairfield, NJ 07007–2300).

In gas/vapor service means that the piece of equipment contains process fluid that is in the gaseous state at operating conditions.

In heavy liquid service means that the piece of equipment is not in gas/vapor service or in light liquid service.

In light liquid service means that the piece of equipment contains a liquid that meets the conditions specified in §60.485(e).

In-situ sampling systems means nonextractive samplers or in-line samplers.

In vacuum service means that equipment is operating at an internal pressure which is at least 5 kilopascals (kPa)(0.7 psia) below ambient pressure.

In VOC service means that the piece of equipment contains or contacts a process fluid that is at least 10 percent VOC by weight. (The provisions of §60.485(d) specify how to determine that a piece of equipment is not in VOC service.)

Liquids dripping means any visible leakage from the seal including spraying, misting, clouding, and ice formation.

Open-ended valve or line means any valve, except safety relief valves, having one side of the valve seat in contact with process fluid and one side open to the atmosphere, either directly or through open piping.

Pressure release means the emission of materials resulting from system pressure being greater than set pressure of the pressure relief device.

Process improvement means routine changes made for safety and occupational health requirements, for energy savings, for better utility, for ease of maintenance and operation, for correction of design deficiencies, for bottleneck removal, for changing product requirements, or for environmental control.

Process unit means the components assembled and connected by pipes or ducts to process raw materials and to produce, as intermediate or final products, one or more of the chemicals listed in §60.489. A process unit can operate independently if supplied with sufficient feed or raw materials and sufficient storage facilities for the product. For the purpose of this subpart, process unit includes any feed, intermediate and final product storage vessels (except as specified in §60.482–1(g)), product transfer racks, and connected ducts and piping. A process unit includes all equipment as defined in this subpart.

Process unit shutdown means a work practice or operational procedure that stops production from a process unit or part of a process unit during which it is technically feasible to clear process material from a process unit or part of a process unit consistent with safety constraints and during which repairs can be accomplished. The following are not considered process unit shutdowns:

(1) An unscheduled work practice or operational procedure that stops production from a process unit or part of a process unit for less than 24 hours.

(2) An unscheduled work practice or operational procedure that would stop production from a process unit or part of a process unit for a shorter period of time than would be required to clear the process unit or part of the process unit of materials and start up the unit, and would result in greater emissions than delay of repair of leaking components until the next scheduled process unit shutdown.

(3) The use of spare equipment and technically feasible bypassing of equipment without stopping production.

Quarter means a 3-month period; the first quarter concludes on the last day of the last full month during the 180 days following initial startup.

Repaired means that equipment is adjusted, or otherwise altered, in order to eliminate a leak as defined in the applicable sections of this subpart and, except for leaks identified in accordance with §§60.482–2(b)(2)(ii) and (d)(6)(ii) and (iii), 60.482–3(f), and 60.482–10(f)(1)(ii), is re-monitored as specified in §60.485(b) to verify that emissions from the equipment are below the applicable leak definition.

Replacement cost means the capital needed to purchase all the depreciable components in a facility.

Sampling connection system means an assembly of equipment within a process unit used during periods of representative operation to take samples of the process fluid. Equipment used to take nonroutine grab samples is not considered a sampling connection system.

Sensor means a device that measures a physical quantity or the change in a physical quantity such as temperature, pressure, flow rate, pH, or liquid level.

Storage vessel means a tank or other vessel that is used to store organic liquids that are used in the process as raw material feedstocks, produced as intermediates or final products, or generated as wastes. Storage vessel does not include vessels permanently attached to motor vehicles, such as trucks, railcars, barges, or ships.

Synthetic organic chemicals manufacturing industry means the industry that produces, as intermediates or final products, one or more of the chemicals listed in §60.489.

Transfer rack means the collection of loading arms and loading hoses, at a single loading rack, that are used to fill tank trucks and/or railcars with organic liquids.

Volatile organic compounds or VOC means, for the purposes of this subpart, any reactive organic compounds as defined in §60.2 Definitions.

[48 FR 48335, Oct. 18, 1983, as amended at 49 FR 22607, May 30, 1984; 49 FR 26738, June 29, 1984; 60 FR 43258, Aug. 18, 1995; 65 FR 61762, Oct. 17, 2000; 65 FR 78276, Dec. 14, 2000; 72 FR 64879, Nov. 16, 2007]

Effective Date Note: At 73 FR 31375, June 2, 2008, in §60.481, the definition of “process unit” was stayed until further notice.

§ 60.482-1 Standards: General.

(a) Each owner or operator subject to the provisions of this subpart shall demonstrate compliance with the requirements of §§60.482–1 through 60.482–10 or §60.480(e) for all equipment within 180 days of initial startup.

(b) Compliance with §§60.482–1 to 60.482–10 will be determined by review of records and reports, review of performance test results, and inspection using the methods and procedures specified in §60.485.

(c)(1) An owner or operator may request a determination of equivalence of a means of emission limitation to the requirements of §§60.482–2, 60.482–3, 60.482–5, 60.482–6, 60.482–7, 60.482–8, and 60.482–10 as provided in §60.484.

(2) If the Administrator makes a determination that a means of emission limitation is at least equivalent to the requirements of §§60.482–2, 60.482–3, 60.482–5, 60.482–6, 60.482–7, 60.482–8, or 60.482–10, an owner or operator shall comply with the requirements of that determination.

(d) Equipment that is in vacuum service is excluded from the requirements of §§60.482–2 to 60.482–10 if it is identified as required in §60.486(e)(5).

(e) Equipment that an owner or operator designates as being in VOC service less than 300 hours (hr)/yr is excluded from the requirements of §§60.482–2 through 60.482–10 if it is identified as required in §60.486(e)(6) and it meets any of the conditions specified in paragraphs (e)(1) through (3) of this section.

(1) The equipment is in VOC service only during startup and shutdown, excluding startup and shutdown between batches of the same campaign for a batch process.

(2) The equipment is in VOC service only during process malfunctions or other emergencies.

(3) The equipment is backup equipment that is in VOC service only when the primary equipment is out of service.

(f)(1) If a dedicated batch process unit operates less than 365 days during a year, an owner or operator may monitor to detect leaks from pumps and valves at the frequency specified in the following table instead of monitoring as specified in §§60.482–2, 60.482–7, and 60.483–2:

Operating time (percent of hours during year)	Equivalent monitoring frequency time in use		
	Monthly	Quarterly	Semiannually
0 to <25	Quarterly	Annually	Annually.
25 to <50	Quarterly	Semiannually	Annually.
50 to <75	Bimonthly	Three quarters	Semiannually.
75 to 100	Monthly	Quarterly	Semiannually.

(2) Pumps and valves that are shared among two or more batch process units that are subject to this subpart may be monitored at the frequencies specified in paragraph (f)(1) of this section, provided the operating time of all such process units is considered.

(3) The monitoring frequencies specified in paragraph (f)(1) of this section are not requirements for monitoring at specific intervals and can be adjusted to accommodate process operations. An owner or operator may monitor at any time during the specified monitoring period (e.g., month, quarter, year), provided the monitoring is conducted at a reasonable interval after completion of the last monitoring campaign. Reasonable intervals are defined in paragraphs (f)(3)(i) through (iv) of this section.

(i) When monitoring is conducted quarterly, monitoring events must be separated by at least 30 calendar days.

(ii) When monitoring is conducted semiannually (*i.e.* , once every 2 quarters), monitoring events must be separated by at least 60 calendar days.

(iii) When monitoring is conducted in 3 quarters per year, monitoring events must be separated by at least 90 calendar days.

(iv) When monitoring is conducted annually, monitoring events must be separated by at least 120 calendar days.

(g) If the storage vessel is shared with multiple process units, the process unit with the greatest annual amount of stored materials (predominant use) is the process unit the storage vessel is assigned to. If the storage vessel is shared equally among process units, and one of the process units has equipment subject to subpart VVa of this part, the storage vessel is assigned to that process unit. If the storage vessel is shared equally among process units, none of which have equipment subject to subpart VVa of this part, the storage vessel is assigned to any process unit subject to this subpart. If the predominant use of the storage vessel varies from year to year, then the owner or operator must estimate the predominant use initially and reassess every 3 years. The owner or operator must keep records of the information and supporting calculations that show how predominant use is determined. All equipment on the storage vessel must be monitored when in VOC service.

[48 FR 48335, Oct. 18, 1983, as amended at 49 FR 22608, May 30, 1984; 65 FR 78276, Dec. 14, 2000; 72 FR 64880, Nov. 16, 2007]

Effective Date Note: At 73 FR 31375, June 2, 2008, in §60.482–1, paragraph (g) was stayed until further notice.

§ 60.482-2 Standards: Pumps in light liquid service.

(a)(1) Each pump in light liquid service shall be monitored monthly to detect leaks by the methods specified in §60.485(b), except as provided in §60.482–1(c) and (f) and paragraphs (d), (e), and (f) of this section. A

pump that begins operation in light liquid service after the initial startup date for the process unit must be monitored for the first time within 30 days after the end of its startup period, except for a pump that replaces a leaking pump and except as provided in §60.482–1(c) and (f) and paragraphs (d), (e), and (f) of this section.

(2) Each pump in light liquid service shall be checked by visual inspection each calendar week for indications of liquids dripping from the pump seal, except as provided in §60.482–1(f).

(b)(1) If an instrument reading of 10,000 ppm or greater is measured, a leak is detected.

(2) If there are indications of liquids dripping from the pump seal, the owner or operator shall follow the procedure specified in either paragraph (b)(2)(i) or (ii) of this section. This requirement does not apply to a pump that was monitored after a previous weekly inspection if the instrument reading for that monitoring event was less than 10,000 ppm and the pump was not repaired since that monitoring event.

(i) Monitor the pump within 5 days as specified in §60.485(b). If an instrument reading of 10,000 ppm or greater is measured, a leak is detected. The leak shall be repaired using the procedures in paragraph (c) of this section.

(ii) Designate the visual indications of liquids dripping as a leak, and repair the leak within 15 days of detection by eliminating the visual indications of liquids dripping.

(c)(1) When a leak is detected, it shall be repaired as soon as practicable, but not later than 15 calendar days after it is detected, except as provided in §60.482–9.

(2) A first attempt at repair shall be made no later than 5 calendar days after each leak is detected. First attempts at repair include, but are not limited to, the practices described in paragraphs (c)(2)(i) and (ii) of this section, where practicable.

(i) Tightening the packing gland nuts;

(ii) Ensuring that the seal flush is operating at design pressure and temperature.

(d) Each pump equipped with a dual mechanical seal system that includes a barrier fluid system is exempt from the requirements of paragraph (a) of this section, provided the requirements specified in paragraphs (d)(1) through (6) of this section are met.

(1) Each dual mechanical seal system is—

(i) Operated with the barrier fluid at a pressure that is at all times greater than the pump stuffing box pressure; or

(ii) Equipped with a barrier fluid degassing reservoir that is routed to a process or fuel gas system or connected by a closed vent system to a control device that complies with the requirements of §60.482–10; or

(iii) Equipped with a system that purges the barrier fluid into a process stream with zero VOC emissions to the atmosphere.

(2) The barrier fluid system is in heavy liquid service or is not in VOC service.

(3) Each barrier fluid system is equipped with a sensor that will detect failure of the seal system, the barrier fluid system, or both.

(4)(i) Each pump is checked by visual inspection, each calendar week, for indications of liquids dripping from the pump seals.

(ii) If there are indications of liquids dripping from the pump seal at the time of the weekly inspection, the owner or operator shall follow the procedure specified in either paragraph (d)(4)(ii)(A) or (B) of this section.

(A) Monitor the pump within 5 days as specified in §60.485(b) to determine if there is a leak of VOC in the barrier fluid. If an instrument reading of 10,000 ppm or greater is measured, a leak is detected.

(B) Designate the visual indications of liquids dripping as a leak.

(5)(i) Each sensor as described in paragraph (d)(3) of this section is checked daily or is equipped with an audible alarm.

(ii) The owner or operator determines, based on design considerations and operating experience, a criterion that indicates failure of the seal system, the barrier fluid system, or both.

(iii) If the sensor indicates failure of the seal system, the barrier fluid system, or both, based on the criterion established in paragraph (d)(5)(ii) of this section, a leak is detected.

(6)(i) When a leak is detected pursuant to paragraph (d)(4)(ii)(A) of this section, it shall be repaired as specified in paragraph (c) of this section.

(ii) A leak detected pursuant to paragraph (d)(5)(iii) of this section shall be repaired within 15 days of detection by eliminating the conditions that activated the sensor.

(iii) A designated leak pursuant to paragraph (d)(4)(ii)(B) of this section shall be repaired within 15 days of detection by eliminating visual indications of liquids dripping.

(e) Any pump that is designated, as described in §60.486(e)(1) and (2), for no detectable emissions, as indicated by an instrument reading of less than 500 ppm above background, is exempt from the requirements of paragraphs (a), (c), and (d) of this section if the pump:

(1) Has no externally actuated shaft penetrating the pump housing,

(2) Is demonstrated to be operating with no detectable emissions as indicated by an instrument reading of less than 500 ppm above background as measured by the methods specified in §60.485(c), and

(3) Is tested for compliance with paragraph (e)(2) of this section initially upon designation, annually, and at other times requested by the Administrator.

(f) If any pump is equipped with a closed vent system capable of capturing and transporting any leakage from the seal or seals to a process or to a fuel gas system or to a control device that complies with the requirements of §60.482–10, it is exempt from paragraphs (a) through (e) of this section.

(g) Any pump that is designated, as described in §60.486(f)(1), as an unsafe-to-monitor pump is exempt from the monitoring and inspection requirements of paragraphs (a) and (d)(4) through (6) of this section if:

(1) The owner or operator of the pump demonstrates that the pump is unsafe-to-monitor because monitoring personnel would be exposed to an immediate danger as a consequence of complying with paragraph (a) of this section; and

(2) The owner or operator of the pump has a written plan that requires monitoring of the pump as frequently as practicable during safe-to-monitor times but not more frequently than the periodic monitoring schedule otherwise applicable, and repair of the equipment according to the procedures in paragraph (c) of this section if a leak is detected.

(h) Any pump that is located within the boundary of an unmanned plant site is exempt from the weekly visual inspection requirement of paragraphs (a)(2) and (d)(4) of this section, and the daily requirements of

paragraph (d)(5) of this section, provided that each pump is visually inspected as often as practicable and at least monthly.

[48 FR 48335, Oct. 18, 1983, as amended at 65 FR 61762, Oct. 17, 2000; 65 FR 78276, Dec. 14, 2000; 72 FR 64880, Nov. 16, 2007]

§ 60.482-3 Standards: Compressors.

(a) Each compressor shall be equipped with a seal system that includes a barrier fluid system and that prevents leakage of VOC to the atmosphere, except as provided in §60.482–1(c) and paragraphs (h), (i), and (j) of this section.

(b) Each compressor seal system as required in paragraph (a) shall be:

(1) Operated with the barrier fluid at a pressure that is greater than the compressor stuffing box pressure; or

(2) Equipped with a barrier fluid system degassing reservoir that is routed to a process or fuel gas system or connected by a closed vent system to a control device that complies with the requirements of §60.482–10; or

(3) Equipped with a system that purges the barrier fluid into a process stream with zero VOC emissions to the atmosphere.

(c) The barrier fluid system shall be in heavy liquid service or shall not be in VOC service.

(d) Each barrier fluid system as described in paragraph (a) shall be equipped with a sensor that will detect failure of the seal system, barrier fluid system, or both.

(e)(1) Each sensor as required in paragraph (d) shall be checked daily or shall be equipped with an audible alarm.

(2) The owner or operator shall determine, based on design considerations and operating experience, a criterion that indicates failure of the seal system, the barrier fluid system, or both.

(f) If the sensor indicates failure of the seal system, the barrier system, or both based on the criterion determined under paragraph (e)(2), a leak is detected.

(g)(1) When a leak is detected, it shall be repaired as soon as practicable, but not later than 15 calendar days after it is detected, except as provided in §60.482–9.

(2) A first attempt at repair shall be made no later than 5 calendar days after each leak is detected.

(h) A compressor is exempt from the requirements of paragraphs (a) and (b) of this section, if it is equipped with a closed vent system to capture and transport leakage from the compressor drive shaft back to a process or fuel gas system or to a control device that complies with the requirements of §60.482–10, except as provided in paragraph (i) of this section.

(i) Any compressor that is designated, as described in §60.486(e) (1) and (2), for no detectable emissions, as indicated by an instrument reading of less than 500 ppm above background, is exempt from the requirements of paragraphs (a)–(h) if the compressor:

(1) Is demonstrated to be operating with no detectable emissions, as indicated by an instrument reading of less than 500 ppm above background, as measured by the methods specified in §60.485(c); and

(2) Is tested for compliance with paragraph (i)(1) of this section initially upon designation, annually, and at other times requested by the Administrator.

(j) Any existing reciprocating compressor in a process unit which becomes an affected facility under provisions of §60.14 or §60.15 is exempt from paragraphs (a) through (e) and (h) of this section, provided the owner or operator demonstrates that recasting the distance piece or replacing the compressor are the only options available to bring the compressor into compliance with the provisions of paragraphs (a) through (e) and (h) of this section.

[48 FR 48335, Oct. 18, 1983, as amended at 65 FR 61762, Oct. 17, 2000; 65 FR 78277, Dec. 14, 2000; 72 FR 64881, Nov. 16, 2007]

§ 60.482-4 Standards: Pressure relief devices in gas/vapor service.

(a) Except during pressure releases, each pressure relief device in gas/vapor service shall be operated with no detectable emissions, as indicated by an instrument reading of less than 500 ppm above background, as determined by the methods specified in §60.485(c).

(b)(1) After each pressure release, the pressure relief device shall be returned to a condition of no detectable emissions, as indicated by an instrument reading of less than 500 ppm above background, as soon as practicable, but no later than 5 calendar days after the pressure release, except as provided in §60.482–9.

(2) No later than 5 calendar days after the pressure release, the pressure relief device shall be monitored to confirm the conditions of no detectable emissions, as indicated by an instrument reading of less than 500 ppm above background, by the methods specified in §60.485(c).

(c) Any pressure relief device that is routed to a process or fuel gas system or equipped with a closed vent system capable of capturing and transporting leakage through the pressure relief device to a control device as described in §60.482–10 is exempted from the requirements of paragraphs (a) and (b) of this section.

(d)(1) Any pressure relief device that is equipped with a rupture disk upstream of the pressure relief device is exempt from the requirements of paragraphs (a) and (b) of this section, provided the owner or operator complies with the requirements in paragraph (d)(2) of this section.

(2) After each pressure release, a new rupture disk shall be installed upstream of the pressure relief device as soon as practicable, but no later than 5 calendar days after each pressure release, except as provided in §60.482–9.

[48 FR 48335, Oct. 18, 1983, as amended at 65 FR 61762, Oct. 17, 2000; 65 FR 78277, Dec. 14, 2000]

§ 60.482-5 Standards: Sampling connection systems.

(a) Each sampling connection system shall be equipped with a closed-purge, closed-loop, or closed-vent system, except as provided in §60.482–1(c) and paragraph (c) of this section.

(b) Each closed-purge, closed-loop, or closed-vent system as required in paragraph (a) of this section shall comply with the requirements specified in paragraphs (b)(1) through (4) of this section.

(1) Gases displaced during filling of the sample container are not required to be collected or captured.

(2) Containers that are part of a closed-purge system must be covered or closed when not being filled or emptied.

(3) Gases remaining in the tubing or piping between the closed-purge system valve(s) and sample container valve(s) after the valves are closed and the sample container is disconnected are not required to be collected or captured.

(4) Each closed-purge, closed-loop, or closed-vent system shall be designed and operated to meet requirements in either paragraph (b)(4)(i), (ii), (iii), or (iv) of this section.

(i) Return the purged process fluid directly to the process line.

(ii) Collect and recycle the purged process fluid to a process.

(iii) Capture and transport all the purged process fluid to a control device that complies with the requirements of §60.482–10.

(iv) Collect, store, and transport the purged process fluid to any of the following systems or facilities:

(A) A waste management unit as defined in §63.111, if the waste management unit is subject to and operated in compliance with the provisions of 40 CFR part 63, subpart G, applicable to Group 1 wastewater streams;

(B) A treatment, storage, or disposal facility subject to regulation under 40 CFR part 262, 264, 265, or 266;

(C) A facility permitted, licensed, or registered by a state to manage municipal or industrial solid waste, if the process fluids are not hazardous waste as defined in 40 CFR part 261;

(D) A waste management unit subject to and operated in compliance with the treatment requirements of §61.348(a), provided all waste management units that collect, store, or transport the purged process fluid to the treatment unit are subject to and operated in compliance with the management requirements of §§61.343 through 61.347; or

(E) A device used to burn off-specification used oil for energy recovery in accordance with 40 CFR part 279, subpart G, provided the purged process fluid is not hazardous waste as defined in 40 CFR part 261.

(c) In situ sampling systems and sampling systems without purges are exempt from the requirements of paragraphs (a) and (b) of this section.

[60 FR 43258, Aug. 18, 1995, as amended at 65 FR 61762, Oct. 17, 2000; 65 FR 78277, Dec. 14, 2000; 72 FR 64881, Nov. 16, 2007]

§ 60.482-6 Standards: Open-ended valves or lines.

(a)(1) Each open-ended valve or line shall be equipped with a cap, blind flange, plug, or a second valve, except as provided in §60.482–1(c) and paragraphs (d) and (e) of this section.

(2) The cap, blind flange, plug, or second valve shall seal the open end at all times except during operations requiring process fluid flow through the open-ended valve or line.

(b) Each open-ended valve or line equipped with a second valve shall be operated in a manner such that the valve on the process fluid end is closed before the second valve is closed.

(c) When a double block-and-bleed system is being used, the bleed valve or line may remain open during operations that require venting the line between the block valves but shall comply with paragraph (a) at all other times.

(d) Open-ended valves or lines in an emergency shutdown system which are designed to open automatically in the event of a process upset are exempt from the requirements of paragraphs (a), (b) and (c) of this section.

(e) Open-ended valves or lines containing materials which would autocatalytically polymerize or would present an explosion, serious overpressure, or other safety hazard if capped or equipped with a double block and bleed system as specified in paragraphs (a) through (c) of this section are exempt from the requirements of paragraphs (a) through (c) of this section.

[48 FR 48335, Oct. 18, 1983, as amended at 49 FR 22607, May 30, 1984; 65 FR 78277, Dec. 14, 2000; 72 FR 64881, Nov. 16, 2007]

§ 60.482-7 Standards: Valves in gas/vapor service and in light liquid service.

(a)(1) Each valve shall be monitored monthly to detect leaks by the methods specified in §60.485(b) and shall comply with paragraphs (b) through (e) of this section, except as provided in paragraphs (f), (g), and (h) of this section, §60.482–1(c) and (f), and §§60.483–1 and 60.483–2.

(2) A valve that begins operation in gas/vapor service or light liquid service after the initial startup date for the process unit must be monitored according to paragraphs (a)(2)(i) or (ii), except for a valve that replaces a leaking valve and except as provided in paragraphs (f), (g), and (h) of this section, §60.482–1(c), and §§60.483–1 and 60.483–2.

(i) Monitor the valve as in paragraph (a)(1) of this section. The valve must be monitored for the first time within 30 days after the end of its startup period to ensure proper installation.

(ii) If the valves on the process unit are monitored in accordance with §60.483–1 or §60.483–2, count the new valve as leaking when calculating the percentage of valves leaking as described in §60.483–2(b)(5). If less than 2.0 percent of the valves are leaking for that process unit, the valve must be monitored for the first time during the next scheduled monitoring event for existing valves in the process unit or within 90 days, whichever comes first.

(b) If an instrument reading of 10,000 ppm or greater is measured, a leak is detected.

(c)(1)(i) Any valve for which a leak is not detected for 2 successive months may be monitored the first month of every quarter, beginning with the next quarter, until a leak is detected.

(ii) As an alternative to monitoring all of the valves in the first month of a quarter, an owner or operator may elect to subdivide the process unit into 2 or 3 subgroups of valves and monitor each subgroup in a different month during the quarter, provided each subgroup is monitored every 3 months. The owner or operator must keep records of the valves assigned to each subgroup.

(2) If a leak is detected, the valve shall be monitored monthly until a leak is not detected for 2 successive months.

(d)(1) When a leak is detected, it shall be repaired as soon as practicable, but no later than 15 calendar days after the leak is detected, except as provided in §60.482–9.

(2) A first attempt at repair shall be made no later than 5 calendar days after each leak is detected.

(e) First attempts at repair include, but are not limited to, the following best practices where practicable:

(1) Tightening of bonnet bolts;

(2) Replacement of bonnet bolts;

(3) Tightening of packing gland nuts;

(4) Injection of lubricant into lubricated packing.

(f) Any valve that is designated, as described in §60.486(e)(2), for no detectable emissions, as indicated by an instrument reading of less than 500 ppm above background, is exempt from the requirements of paragraph (a) if the valve:

(1) Has no external actuating mechanism in contact with the process fluid,

(2) Is operated with emissions less than 500 ppm above background as determined by the method specified in §60.485(c), and

(3) Is tested for compliance with paragraph (f)(2) of this section initially upon designation, annually, and at other times requested by the Administrator.

(g) Any valve that is designated, as described in §60.486(f)(1), as an unsafe-to-monitor valve is exempt from the requirements of paragraph (a) if:

(1) The owner or operator of the valve demonstrates that the valve is unsafe to monitor because monitoring personnel would be exposed to an immediate danger as a consequence of complying with paragraph (a), and

(2) The owner or operator of the valve adheres to a written plan that requires monitoring of the valve as frequently as practicable during safe-to-monitor times.

(h) Any valve that is designated, as described in §60.486(f)(2), as a difficult-to-monitor valve is exempt from the requirements of paragraph (a) if:

(1) The owner or operator of the valve demonstrates that the valve cannot be monitored without elevating the monitoring personnel more than 2 meters above a support surface.

(2) The process unit within which the valve is located either becomes an affected facility through §60.14 or §60.15 or the owner or operator designates less than 3.0 percent of the total number of valves as difficult-to-monitor, and

(3) The owner or operator of the valve follows a written plan that requires monitoring of the valve at least once per calendar year.

[48 FR 48335, Oct. 18, 1983, as amended at 49 FR 22608, May 30, 1984; 65 FR 61762, Oct. 17, 2000; 72 FR 64881, Nov. 16, 2007]

§ 60.482-8 Standards: Pumps and valves in heavy liquid service, pressure relief devices in light liquid or heavy liquid service, and connectors.

(a) If evidence of a potential leak is found by visual, audible, olfactory, or any other detection method at pumps and valves in heavy liquid service, pressure relief devices in light liquid or heavy liquid service, and connectors, the owner or operator shall follow either one of the following procedures:

(1) The owner or operator shall monitor the equipment within 5 days by the method specified in §60.485(b) and shall comply with the requirements of paragraphs (b) through (d) of this section.

(2) The owner or operator shall eliminate the visual, audible, olfactory, or other indication of a potential leak within 5 calendar days of detection.

(b) If an instrument reading of 10,000 ppm or greater is measured, a leak is detected.

(c)(1) When a leak is detected, it shall be repaired as soon as practicable, but not later than 15 calendar days after it is detected, except as provided in §60.482–9.

(2) The first attempt at repair shall be made no later than 5 calendar days after each leak is detected.

(d) First attempts at repair include, but are not limited to, the best practices described under §§60.482–2(c)(2) and 60.482–7(e).

[48 CFR 48335, Oct. 18, 1983, as amended at 65 FR 78277, Dec. 14, 2000; 72 FR 64882, Nov. 16, 2007]

§ 60.482-9 Standards: Delay of repair.

(a) Delay of repair of equipment for which leaks have been detected will be allowed if repair within 15 days is technically infeasible without a process unit shutdown. Repair of this equipment shall occur before the end of the next process unit shutdown. Monitoring to verify repair must occur within 15 days after startup of the process unit.

(b) Delay of repair of equipment will be allowed for equipment which is isolated from the process and which does not remain in VOC service.

(c) Delay of repair for valves will be allowed if:

(1) The owner or operator demonstrates that emissions of purged material resulting from immediate repair are greater than the fugitive emissions likely to result from delay of repair, and

(2) When repair procedures are effected, the purged material is collected and destroyed or recovered in a control device complying with §60.482–10.

(d) Delay of repair for pumps will be allowed if:

(1) Repair requires the use of a dual mechanical seal system that includes a barrier fluid system, and

(2) Repair is completed as soon as practicable, but not later than 6 months after the leak was detected.

(e) Delay of repair beyond a process unit shutdown will be allowed for a valve, if valve assembly replacement is necessary during the process unit shutdown, valve assembly supplies have been depleted, and valve assembly supplies had been sufficiently stocked before the supplies were depleted. Delay of repair beyond the next process unit shutdown will not be allowed unless the next process unit shutdown occurs sooner than 6 months after the first process unit shutdown.

(f) When delay of repair is allowed for a leaking pump or valve that remains in service, the pump or valve may be considered to be repaired and no longer subject to delay of repair requirements if two consecutive monthly monitoring instrument readings are below the leak definition.

[48 FR 48335, Oct. 18, 1983, as amended at 65 FR 78277, Dec. 14, 2000; 72 FR 64882, Nov. 16, 2007]

§ 60.482-10 Standards: Closed vent systems and control devices.

(a) Owners or operators of closed vent systems and control devices used to comply with provisions of this subpart shall comply with the provisions of this section.

(b) Vapor recovery systems (for example, condensers and absorbers) shall be designed and operated to recover the VOC emissions vented to them with an efficiency of 95 percent or greater, or to an exit concentration of 20 parts per million by volume, whichever is less stringent.

(c) Enclosed combustion devices shall be designed and operated to reduce the VOC emissions vented to them with an efficiency of 95 percent or greater, or to an exit concentration of 20 parts per million by volume, on a dry basis, corrected to 3 percent oxygen, whichever is less stringent or to provide a minimum residence time of 0.75 seconds at a minimum temperature of 816 °C.

(d) Flares used to comply with this subpart shall comply with the requirements of §60.18.

(e) Owners or operators of control devices used to comply with the provisions of this subpart shall monitor these control devices to ensure that they are operated and maintained in conformance with their designs.

(f) Except as provided in paragraphs (i) through (k) of this section, each closed vent system shall be inspected according to the procedures and schedule specified in paragraphs (f)(1) and (f)(2) of this section.

(1) If the vapor collection system or closed vent system is constructed of hard-piping, the owner or operator shall comply with the requirements specified in paragraphs (f)(1)(i) and (f)(1)(ii) of this section:

(i) Conduct an initial inspection according to the procedures in §60.485(b); and

(ii) Conduct annual visual inspections for visible, audible, or olfactory indications of leaks.

(2) If the vapor collection system or closed vent system is constructed of ductwork, the owner or operator shall:

(i) Conduct an initial inspection according to the procedures in §60.485(b); and

(ii) Conduct annual inspections according to the procedures in §60.485(b).

(g) Leaks, as indicated by an instrument reading greater than 500 parts per million by volume above background or by visual inspections, shall be repaired as soon as practicable except as provided in paragraph (h) of this section.

(1) A first attempt at repair shall be made no later than 5 calendar days after the leak is detected.

(2) Repair shall be completed no later than 15 calendar days after the leak is detected.

(h) Delay of repair of a closed vent system for which leaks have been detected is allowed if the repair is technically infeasible without a process unit shutdown or if the owner or operator determines that emissions resulting from immediate repair would be greater than the fugitive emissions likely to result from delay of repair. Repair of such equipment shall be complete by the end of the next process unit shutdown.

(i) If a vapor collection system or closed vent system is operated under a vacuum, it is exempt from the inspection requirements of paragraphs (f)(1)(i) and (f)(2) of this section.

(j) Any parts of the closed vent system that are designated, as described in paragraph (l)(1) of this section, as unsafe to inspect are exempt from the inspection requirements of paragraphs (f)(1)(i) and (f)(2) of this section if they comply with the requirements specified in paragraphs (j)(1) and (j)(2) of this section:

(1) The owner or operator determines that the equipment is unsafe to inspect because inspecting personnel would be exposed to an imminent or potential danger as a consequence of complying with paragraphs (f)(1)(i) or (f)(2) of this section; and

(2) The owner or operator has a written plan that requires inspection of the equipment as frequently as practicable during safe-to-inspect times.

(k) Any parts of the closed vent system that are designated, as described in paragraph (l)(2) of this section, as difficult to inspect are exempt from the inspection requirements of paragraphs (f)(1)(i) and (f)(2) of this section if they comply with the requirements specified in paragraphs (k)(1) through (k)(3) of this section:

(1) The owner or operator determines that the equipment cannot be inspected without elevating the inspecting personnel more than 2 meters above a support surface; and

(2) The process unit within which the closed vent system is located becomes an affected facility through §§60.14 or 60.15, or the owner or operator designates less than 3.0 percent of the total number of closed vent system equipment as difficult to inspect; and

(3) The owner or operator has a written plan that requires inspection of the equipment at least once every 5 years. A closed vent system is exempt from inspection if it is operated under a vacuum.

(l) The owner or operator shall record the information specified in paragraphs (l)(1) through (l)(5) of this section.

(1) Identification of all parts of the closed vent system that are designated as unsafe to inspect, an explanation of why the equipment is unsafe to inspect, and the plan for inspecting the equipment.

(2) Identification of all parts of the closed vent system that are designated as difficult to inspect, an explanation of why the equipment is difficult to inspect, and the plan for inspecting the equipment.

(3) For each inspection during which a leak is detected, a record of the information specified in §60.486(c).

(4) For each inspection conducted in accordance with §60.485(b) during which no leaks are detected, a record that the inspection was performed, the date of the inspection, and a statement that no leaks were detected.

(5) For each visual inspection conducted in accordance with paragraph (f)(1)(ii) of this section during which no leaks are detected, a record that the inspection was performed, the date of the inspection, and a statement that no leaks were detected.

(m) Closed vent systems and control devices used to comply with provisions of this subpart shall be operated at all times when emissions may be vented to them.

[48 FR 48335, Oct. 18, 1983, as amended at 51 FR 2702, Jan. 21, 1986; 60 FR 43258, Aug. 18, 1995; 61 FR 29878, June 12, 1996; 65 FR 78277, Dec. 14, 2000]

§ 60.483-1 Alternative standards for valves—allowable percentage of valves leaking.

(a) An owner or operator may elect to comply with an allowable percentage of valves leaking of equal to or less than 2.0 percent.

(b) The following requirements shall be met if an owner or operator wishes to comply with an allowable percentage of valves leaking:

(1) An owner or operator must notify the Administrator that the owner or operator has elected to comply with the allowable percentage of valves leaking before implementing this alternative standard, as specified in §60.487(d).

(2) A performance test as specified in paragraph (c) of this section shall be conducted initially upon designation, annually, and at other times requested by the Administrator.

(3) If a valve leak is detected, it shall be repaired in accordance with §60.482–7(d) and (e).

(c) Performance tests shall be conducted in the following manner:

(1) All valves in gas/vapor and light liquid service within the affected facility shall be monitored within 1 week by the methods specified in §60.485(b).

(2) If an instrument reading of 10,000 ppm or greater is measured, a leak is detected.

(3) The leak percentage shall be determined by dividing the number of valves for which leaks are detected by the number of valves in gas/vapor and light liquid service within the affected facility.

(d) Owners and operators who elect to comply with this alternative standard shall not have an affected facility with a leak percentage greater than 2.0 percent, determined as described in §60.485(h).

[48 FR 48335, Oct. 18, 1983, as amended at 65 FR 61762, Oct. 17, 2000; 65 FR 78278, Dec. 14, 2000; 72 FR 64882, Nov. 16, 2007]

§ 60.483-2 Alternative standards for valves—skip period leak detection and repair.

(a)(1) An owner or operator may elect to comply with one of the alternative work practices specified in paragraphs (b)(2) and (3) of this section.

(2) An owner or operator must notify the Administrator before implementing one of the alternative work practices, as specified in §60.487(d).

(b)(1) An owner or operator shall comply initially with the requirements for valves in gas/vapor service and valves in light liquid service, as described in §60.482–7.

(2) After 2 consecutive quarterly leak detection periods with the percent of valves leaking equal to or less than 2.0, an owner or operator may begin to skip 1 of the quarterly leak detection periods for the valves in gas/vapor and light liquid service.

(3) After 5 consecutive quarterly leak detection periods with the percent of valves leaking equal to or less than 2.0, an owner or operator may begin to skip 3 of the quarterly leak detection periods for the valves in gas/vapor and light liquid service.

(4) If the percent of valves leaking is greater than 2.0, the owner or operator shall comply with the requirements as described in §60.482–7 but can again elect to use this section.

(5) The percent of valves leaking shall be determined as described in §60.485(h).

(6) An owner or operator must keep a record of the percent of valves found leaking during each leak detection period.

(7) A valve that begins operation in gas/vapor service or light liquid service after the initial startup date for a process unit following one of the alternative standards in this section must be monitored in accordance with §60.482–7(a)(2)(i) or (ii) before the provisions of this section can be applied to that valve.

[48 FR 48335, Oct. 18, 1983, as amended at 65 FR 61762, Oct. 17, 2000; 65 FR 78278, Dec. 14, 2000; 72 FR 64882, Nov. 16, 2007]

§ 60.484 Equivalence of means of emission limitation.

(a) Each owner or operator subject to the provisions of this subpart may apply to the Administrator for determination of equivalence for any means of emission limitation that achieves a reduction in emissions of VOC at least equivalent to the reduction in emissions of VOC achieved by the controls required in this subpart.

(b) Determination of equivalence to the equipment, design, and operational requirements of this subpart will be evaluated by the following guidelines:

(1) Each owner or operator applying for an equivalence determination shall be responsible for collecting and verifying test data to demonstrate equivalence of means of emission limitation.

(2) The Administrator will compare test data for demonstrating equivalence of the means of emission limitation to test data for the equipment, design, and operational requirements.

(3) The Administrator may condition the approval of equivalence on requirements that may be necessary to assure operation and maintenance to achieve the same emission reduction as the equipment, design, and operational requirements.

(c) Determination of equivalence to the required work practices in this subpart will be evaluated by the following guidelines:

(1) Each owner or operator applying for a determination of equivalence shall be responsible for collecting and verifying test data to demonstrate equivalence of an equivalent means of emission limitation.

(2) For each affected facility for which a determination of equivalence is requested, the emission reduction achieved by the required work practice shall be demonstrated.

(3) For each affected facility, for which a determination of equivalence is requested, the emission reduction achieved by the equivalent means of emission limitation shall be demonstrated.

(4) Each owner or operator applying for a determination of equivalence shall commit in writing to work practice(s) that provide for emission reductions equal to or greater than the emission reductions achieved by the required work practice.

(5) The Administrator will compare the demonstrated emission reduction for the equivalent means of emission limitation to the demonstrated emission reduction for the required work practices and will consider the commitment in paragraph (c)(4).

(6) The Administrator may condition the approval of equivalence on requirements that may be necessary to assure operation and maintenance to achieve the same emission reduction as the required work practice.

(d) An owner or operator may offer a unique approach to demonstrate the equivalence of any equivalent means of emission limitation.

(e)(1) After a request for determination of equivalence is received, the Administrator will publish a notice in the Federal Register and provide the opportunity for public hearing if the Administrator judges that the request may be approved.

(2) After notice and opportunity for public hearing, the Administrator will determine the equivalence of a means of emission limitation and will publish the determination in theFederal Register.

(3) Any equivalent means of emission limitations approved under this section shall constitute a required work practice, equipment, design, or operational standard within the meaning of section 111(h)(1) of the Clean Air Act.

(f)(1) Manufacturers of equipment used to control equipment leaks of VOC may apply to the Administrator for determination of equivalence for any equivalent means of emission limitation that achieves a reduction in emissions of VOC achieved by the equipment, design, and operational requirements of this subpart.

(2) The Administrator will make an equivalence determination according to the provisions of paragraphs (b), (c), (d), and (e) of this section.

[48 FR 48335, Oct. 18, 1983, as amended at 65 FR 61762, Oct. 17, 2000; 72 FR 64882, Nov. 16, 2007]

§ 60.485 Test methods and procedures.

(a) In conducting the performance tests required in §60.8, the owner or operator shall use as reference methods and procedures the test methods in appendix A of this part or other methods and procedures as specified in this section, except as provided in §60.8(b).

(b) The owner or operator shall determine compliance with the standards in §§60.482–1 through 60.482–10, 60.483, and 60.484 as follows:

(1) Method 21 shall be used to determine the presence of leaking sources. The instrument shall be calibrated before use each day of its use by the procedures specified in Method 21. The following calibration gases shall be used:

(i) Zero air (less than 10 ppm of hydrocarbon in air); and

(ii) A mixture of methane or n-hexane and air at a concentration of about, but less than, 10,000 ppm methane or n-hexane.

(c) The owner or operator shall determine compliance with the no detectable emission standards in §§60.482–2(e), 60.482–3(i), 60.482–4, 60.482–7(f), and 60.482–10(e) as follows:

(1) The requirements of paragraph (b) shall apply.

(2) Method 21 shall be used to determine the background level. All potential leak interfaces shall be traversed as close to the interface as possible. The arithmetic difference between the maximum concentration indicated by the instrument and the background level is compared with 500 ppm for determining compliance.

(d) The owner or operator shall test each piece of equipment unless he demonstrates that a process unit is not in VOC service, i.e., that the VOC content would never be reasonably expected to exceed 10 percent by weight. For purposes of this demonstration, the following methods and procedures shall be used:

(1) Procedures that conform to the general methods in ASTM E260–73, 91, or 96, E168–67, 77, or 92, E169–63, 77, or 93 (incorporated by reference—see §60.17) shall be used to determine the percent VOC content in the process fluid that is contained in or contacts a piece of equipment.

(2) Organic compounds that are considered by the Administrator to have negligible photochemical reactivity may be excluded from the total quantity of organic compounds in determining the VOC content of the process fluid.

(3) Engineering judgment may be used to estimate the VOC content, if a piece of equipment had not been shown previously to be in service. If the Administrator disagrees with the judgment, paragraphs (d) (1) and (2) of this section shall be used to resolve the disagreement.

(e) The owner or operator shall demonstrate that a piece of equipment is in light liquid service by showing that all the following conditions apply:

(1) The vapor pressure of one or more of the organic components is greater than 0.3 kPa at 20 °C (1.2 in. H_2O at 68 °F). Standard reference texts or ASTM D2879–83, 96, or 97 (incorporated by reference—see §60.17) shall be used to determine the vapor pressures.

(2) The total concentration of the pure organic components having a vapor pressure greater than 0.3 kPa at 20 °C (1.2 in. H_2O at 68 °F) is equal to or greater than 20 percent by weight.

(3) The fluid is a liquid at operating conditions.

(f) Samples used in conjunction with paragraphs (d), (e), and (g) of this section shall be representative of the process fluid that is contained in or contacts the equipment or the gas being combusted in the flare.

(g) The owner or operator shall determine compliance with the standards of flares as follows:

(1) Method 22 shall be used to determine visible emissions.

(2) A thermocouple or any other equivalent device shall be used to monitor the presence of a pilot flame in the flare.

(3) The maximum permitted velocity for air assisted flares shall be computed using the following equation:

$$V_{max} = K_1 + K_2 H_T$$

Where:

V_{max}= Maximum permitted velocity, m/sec (ft/sec)

H_T= Net heating value of the gas being combusted, MJ/scm (Btu/scf).

K_1= 8.706 m/sec (metric units)

= 28.56 ft/sec (English units)

K_2= 0.7084 m^4 /(MJ-sec) (metric units)

= 0.087 ft^4 /(Btu-sec) (English units)

(4) The net heating value (H_T) of the gas being combusted in a flare shall be computed using the following equation:

$$H_T = K \sum_{i=1}^{n} C_i H_i$$

Where:

K = Conversion constant, 1.740×10^{-7} (g-mole)(MJ)/(ppm-scm-kcal) (metric units) = 4.674×10^{-6} [(g-mole)(Btu)/(ppm-scf-kcal)] (English units)

C_i= Concentration of sample component “i,” ppm

H_i= Net heat of combustion of sample component “i” at 25 °C and 760 mm Hg (77 °F and 14.7 psi), kcal/g-mole

(5) Method 18 or ASTM D6420–99 (2004) (where the target compound(s) are those listed in Section 1.1 of ASTM D6420–99, and the target concentration is between 150 parts per billion by volume and 100 parts per million by volume) and ASTM D2504–67, 77 or 88 (Reapproved 1993) (incorporated by reference—see §60.17) shall be used to determine the concentration of sample component “i.”

(6) ASTM D2382–76 or 88 or D4809–95 (incorporated by reference—see §60.17) shall be used to determine the net heat of combustion of component “i” if published values are not available or cannot be calculated.

(7) Method 2, 2A, 2C, or 2D, as appropriate, shall be used to determine the actual exit velocity of a flare. If needed, the unobstructed (free) cross-sectional area of the flare tip shall be used.

(h) The owner or operator shall determine compliance with §60.483–1 or §60.483–2 as follows:

(1) The percent of valves leaking shall be determined using the following equation:

$\%V_L = (V_L/V_T) * 100$

Where:

$\%V_L$= Percent leaking valves

V_L= Number of valves found leaking

V_T= The sum of the total number of valves monitored

(2) The total number of valves monitored shall include difficult-to-monitor and unsafe-to-monitor valves only during the monitoring period in which those valves are monitored.

(3) The number of valves leaking shall include valves for which repair has been delayed.

(4) Any new valve that is not monitored within 30 days of being placed in service shall be included in the number of valves leaking and the total number of valves monitored for the monitoring period in which the valve is placed in service.

(5) If the process unit has been subdivided in accordance with §60.482–7(c)(1)(ii), the sum of valves found leaking during a monitoring period includes all subgroups.

(6) The total number of valves monitored does not include a valve monitored to verify repair.

[54 FR 6678, Feb. 14, 1989, as amended at 54 FR 27016, June 27, 1989; 65 FR 61763, Oct. 17, 2000; 72 FR 64882, Nov. 16, 2007]

§ 60.486 Recordkeeping requirements.

(a)(1) Each owner or operator subject to the provisions of this subpart shall comply with the recordkeeping requirements of this section.

(2) An owner or operator of more than one affected facility subject to the provisions of this subpart may comply with the recordkeeping requirements for these facilities in one recordkeeping system if the system identifies each record by each facility.

(b) When each leak is detected as specified in §§60.482–2, 60.482–3, 60.482–7, 60.482–8, and 60.483–2, the following requirements apply:

(1) A weatherproof and readily visible identification, marked with the equipment identification number, shall be attached to the leaking equipment.

(2) The identification on a valve may be removed after it has been monitored for 2 successive months as specified in §60.482–7(c) and no leak has been detected during those 2 months.

(3) The identification on equipment except on a valve, may be removed after it has been repaired.

(c) When each leak is detected as specified in §§60.482–2, 60.482–3, 60.482–7, 60.482–8, and 60.483–2, the following information shall be recorded in a log and shall be kept for 2 years in a readily accessible location:

(1) The instrument and operator identification numbers and the equipment identification number.

(2) The date the leak was detected and the dates of each attempt to repair the leak.

(3) Repair methods applied in each attempt to repair the leak.

(4) “Above 10,000” if the maximum instrument reading measured by the methods specified in §60.485(a) after each repair attempt is equal to or greater than 10,000 ppm.

(5) “Repair delayed” and the reason for the delay if a leak is not repaired within 15 calendar days after discovery of the leak.

(6) The signature of the owner or operator (or designate) whose decision it was that repair could not be effected without a process shutdown.

(7) The expected date of successful repair of the leak if a leak is not repaired within 15 days.

(8) Dates of process unit shutdowns that occur while the equipment is unrepaired.

(9) The date of successful repair of the leak.

(d) The following information pertaining to the design requirements for closed vent systems and control devices described in §60.482–10 shall be recorded and kept in a readily accessible location:

(1) Detailed schematics, design specifications, and piping and instrumentation diagrams.

(2) The dates and descriptions of any changes in the design specifications.

(3) A description of the parameter or parameters monitored, as required in §60.482–10(e), to ensure that control devices are operated and maintained in conformance with their design and an explanation of why that parameter (or parameters) was selected for the monitoring.

(4) Periods when the closed vent systems and control devices required in §§60.482–2, 60.482–3, 60.482–4, and 60.482–5 are not operated as designed, including periods when a flare pilot light does not have a flame.

(5) Dates of startups and shutdowns of the closed vent systems and control devices required in §§60.482–2, 60.482–3, 60.482–4, and 60.482–5.

(e) The following information pertaining to all equipment subject to the requirements in §§60.482–1 to 60.482–10 shall be recorded in a log that is kept in a readily accessible location:

(1) A list of identification numbers for equipment subject to the requirements of this subpart.

(2)(i) A list of identification numbers for equipment that are designated for no detectable emissions under the provisions of §§60.482–2(e), 60.482–3(i) and 60.482–7(f).

(ii) The designation of equipment as subject to the requirements of §60.482–2(e), §60.482–3(i), or §60.482–7(f) shall be signed by the owner or operator. Alternatively, the owner or operator may establish a mechanism with their permitting authority that satisfies this requirement.

(3) A list of equipment identification numbers for pressure relief devices required to comply with §60.482–4.

(4)(i) The dates of each compliance test as required in §§60.482–2(e), 60.482–3(i), 60.482–4, and 60.482–7(f).

(ii) The background level measured during each compliance test.

(iii) The maximum instrument reading measured at the equipment during each compliance test.

(5) A list of identification numbers for equipment in vacuum service.

(6) A list of identification numbers for equipment that the owner or operator designates as operating in VOC service less than 300 hr/yr in accordance with §60.482–1(e), a description of the conditions under which the equipment is in VOC service, and rationale supporting the designation that it is in VOC service less than 300 hr/yr.

(f) The following information pertaining to all valves subject to the requirements of §60.482–7(g) and (h) and to all pumps subject to the requirements of §60.482–2(g) shall be recorded in a log that is kept in a readily accessible location:

(1) A list of identification numbers for valves and pumps that are designated as unsafe-to-monitor, an explanation for each valve or pump stating why the valve or pump is unsafe-to-monitor, and the plan for monitoring each valve or pump.

(2) A list of identification numbers for valves that are designated as difficult-to-monitor, an explanation for each valve stating why the valve is difficult-to-monitor, and the schedule for monitoring each valve.

(g) The following information shall be recorded for valves complying with §60.483–2:

(1) A schedule of monitoring.

(2) The percent of valves found leaking during each monitoring period.

(h) The following information shall be recorded in a log that is kept in a readily accessible location:

(1) Design criterion required in §§60.482–2(d)(5) and 60.482–3(e)(2) and explanation of the design criterion; and

(2) Any changes to this criterion and the reasons for the changes.

(i) The following information shall be recorded in a log that is kept in a readily accessible location for use in determining exemptions as provided in §60.480(d):

(1) An analysis demonstrating the design capacity of the affected facility,

(2) A statement listing the feed or raw materials and products from the affected facilities and an analysis demonstrating whether these chemicals are heavy liquids or beverage alcohol, and

(3) An analysis demonstrating that equipment is not in VOC service.

(j) Information and data used to demonstrate that a piece of equipment is not in VOC service shall be recorded in a log that is kept in a readily accessible location.

(k) The provisions of §60.7 (b) and (d) do not apply to affected facilities subject to this subpart.

[48 FR 48335, Oct. 18, 1983, as amended at 65 FR 61763, Oct. 17, 2000; 65 FR 78278, Dec. 14, 2000; 72 FR 64883, Nov. 16, 2007]

§ 60.487 Reporting requirements.

(a) Each owner or operator subject to the provisions of this subpart shall submit semiannual reports to the Administrator beginning six months after the initial startup date.

(b) The initial semiannual report to the Administrator shall include the following information:

(1) Process unit identification.

(2) Number of valves subject to the requirements of §60.482–7, excluding those valves designated for no detectable emissions under the provisions of §60.482–7(f).

(3) Number of pumps subject to the requirements of §60.482–2, excluding those pumps designated for no detectable emissions under the provisions of §60.482–2(e) and those pumps complying with §60.482–2(f).

(4) Number of compressors subject to the requirements of §60.482–3, excluding those compressors designated for no detectable emissions under the provisions of §60.482–3(i) and those compressors complying with §60.482–3(h).

(c) All semiannual reports to the Administrator shall include the following information, summarized from the information in §60.486:

(1) Process unit identification.

(2) For each month during the semiannual reporting period,

(i) Number of valves for which leaks were detected as described in §60.482–7(b) or §60.483–2,

(ii) Number of valves for which leaks were not repaired as required in §60.482–7(d)(1),

(iii) Number of pumps for which leaks were detected as described in §60.482–2(b), (d)(4)(ii)(A) or (B), or (d)(5)(iii),

(iv) Number of pumps for which leaks were not repaired as required in §60.482–2(c)(1) and (d)(6),

(v) Number of compressors for which leaks were detected as described in §60.482–3(f),

(vi) Number of compressors for which leaks were not repaired as required in §60.482–3(g)(1), and

(vii) The facts that explain each delay of repair and, where appropriate, why a process unit shutdown was technically infeasible.

(3) Dates of process unit shutdowns which occurred within the semiannual reporting period.

(4) Revisions to items reported according to paragraph (b) if changes have occurred since the initial report or subsequent revisions to the initial report.

(d) An owner or operator electing to comply with the provisions of §§60.483–1 or 60.483–2 shall notify the Administrator of the alternative standard selected 90 days before implementing either of the provisions.

(e) An owner or operator shall report the results of all performance tests in accordance with §60.8 of the General Provisions. The provisions of §60.8(d) do not apply to affected facilities subject to the provisions of this subpart except that an owner or operator must notify the Administrator of the schedule for the initial performance tests at least 30 days before the initial performance tests.

(f) The requirements of paragraphs (a) through (c) of this section remain in force until and unless EPA, in delegating enforcement authority to a State under section 111(c) of the Act, approves reporting requirements or an alternative means of compliance surveillance adopted by such State. In that event, affected sources within the State will be relieved of the obligation to comply with the requirements of paragraphs (a) through (c) of this section, provided that they comply with the requirements established by the State.

[48 FR 48335, Oct. 18, 1983, as amended at 49 FR 22608, May 30, 1984; 65 FR 61763, Oct. 17, 2000; 72 FR 64883, Nov. 16, 2007]

§ 60.488 Reconstruction.

For the purposes of this subpart:

(a) The cost of the following frequently replaced components of the facility shall not be considered in calculating either the “fixed capital cost of the new components” or the “fixed capital costs that would be required to construct a comparable new facility” under §60.15: pump seals, nuts and bolts, rupture disks, and packings.

(b) Under §60.15, the “fixed capital cost of new components” includes the fixed capital cost of all depreciable components (except components specified in §60.488 (a)) which are or will be replaced pursuant to all continuous programs of component replacement which are commenced within any 2-year period following the applicability date for the appropriate subpart. (See the “Applicability and designation of affected facility” section of the appropriate subpart.) For purposes of this paragraph, “commenced” means that an owner or operator has undertaken a continuous program of component replacement or that an owner or operator has entered into a contractual obligation to undertake and complete, within a reasonable time, a continuous program of component replacement.

[49 FR 22608, May 30, 1984]

§ 60.489 List of chemicals produced by affected facilities.

The following chemicals are produced, as intermediates or final products, by process units covered under this subpart. The applicability date for process units producing one or more of these chemicals is January 5, 1981.

CAS No.[a]	Chemical
105–57–7	Acetal.
75–07–0	Acetaldehyde.

CAS No.[a]	Chemical
107–89–1	Acetaldol.
60–35–5	Acetamide.
103–84–4	Acetanilide.
64–19–7	Acetic acid.
108–24–7	Acetic anhydride.
67–64–1	Acetone.
75–86–5	Acetone cyanohydrin.
75–05–8	Acetonitrile.
98–86–2	Acetophenone.
75–36–5	Acetyl chloride.
74–86–2	Acetylene.
107–02–8	Acrolein.
79–06–1	Acrylamide.
79–10–7	Acrylic acid.
107–13–1	Acrylonitrile.
124–04–9	Adipic acid.
111–69–3	Adiponitrile.
([b])	Alkyl naphthalenes.
107–18–6	Allyl alcohol.
107–05–1	Allyl chloride.
1321–11–5	Aminobenzoic acid.
111–41–1	Aminoethylethanolamine.
123–30–8	p-Aminophenol.
628–63–7, 123–92–2	Amyl acetates.
71–41–0[c]	Amyl alcohols.
110–58–7	Amyl amine.
543–59–9	Amyl chloride.
110–66–7[c]	Amyl mercaptans.
1322–06–1	Amyl phenol.

CAS No.[a]	Chemical
62–53–3	Aniline.
142–04–1	Aniline hydrochloride.
29191–52–4	Anisidine.
100–66–3	Anisole.
118–92–3	Anthranilic acid.
84–65–1	Anthraquinone.
100–52–7	Benzaldehyde.
55–21–0	Benzamide.
71–43–2	Benzene.
98–48–6	Benzenedisulfonic acid.
98–11–3	Benzenesulfonic acid.
134–81–6	Benzil.
76–93–7	Benzilic acid.
65–85–0	Benzoic acid.
119–53–9	Benzoin.
100–47–0	Benzonitrile.
119–61–9	Benzophenone.
98–07–7	Benzotrichloride.
98–88–4	Benzoyl chloride.
100–51–6	Benzyl alcohol.
100–46–9	Benzylamine.
120–51–4	Benzyl benzoate.
100–44–7	Benzyl chloride.
98–87–3	Benzyl dichloride.
92–52–4	Biphenyl.
80–05–7	Bisphenol A.
10–86–1	Bromobenzene.
27497–51–4	Bromonaphthalene.
106–99–0	Butadiene.

CAS No.[a]	Chemical
106–98–9	1-butene.
123–86–4	n-butyl acetate.
141–32–2	n-butyl acrylate.
71–36–3	n-butyl alcohol.
78–92–2	s-butyl alcohol.
75–65–0	t-butyl alcohol.
109–73–9	n-butylamine.
13952–84–6	s-butylamine.
75–64–9	t-butylamine.
98–73–7	p-tert-butyl benzoic acid.
107–88–0	1,3-butylene glycol.
123–72–8	n-butyraldehyde.
107–92–6	Butyric acid.
106–31–0	Butyric anhydride.
109–74–0	Butyronitrile.
105–60–2	Caprolactam.
75–1–50	Carbon disulfide.
558–13–4	Carbon tetrabromide.
56–23–5	Carbon tetrachloride.
9004–35–7	Cellulose acetate.
79–11–8	Chloroacetic acid.
108–42–9	m-chloroaniline.
95–51–2	o-chloroaniline.
106–47–8	p-chloroaniline.
35913–09–8	Chlorobenzaldehyde.
108–90–7	Chlorobenzene.
118–91–2, 535–80–8, 74–11–3[c]	Chlorobenzoic acid.
2136–81–4, 2136–89–2, 5216–25–1[c]	Chlorobenzotrichloride.
1321–03–5	Chlorobenzoyl chloride.

CAS No.[a]	Chemical
25497–29–4	Chlorodifluoromethane.
75–45–6	Chlorodifluoroethane.
67–66–3	Chloroform.
25586–43–0	Chloronaphthalene.
88–73–3	o-chloronitrobenzene.
100–00–5	p-chloronitrobenzene.
25167–80–0	Chlorophenols.
126–99–8	Chloroprene.
7790–94–5	Chlorosulfonic acid.
108–41–8	m-chlorotoluene.
95–49–8	o-chlorotoluene.
106–43–4	p-chlorotoluene.
75–72–9	Chlorotrifluoromethane.
108–39–4	m-cresol.
95–48–7	o-cresol.
106–44–5	p-cresol.
1319–77–3	Mixed cresols.
1319–77–3	Cresylic acid.
4170–30–0	Crotonaldehyde.
3724–65–0	Crotonic acid.
98–82–8	Cumene.
80–15–9	Cumene hydroperoxide.
372–09–8	Cyanoacetic acid.
506–77–4	Cyanogen chloride.
108–80–5	Cyanuric acid.
108–77–0	Cyanuric chloride.
110–82–7	Cyclohexane.
108–93–0	Cyclohexanol.
108–94–1	Cyclohexanone.

CAS No.[a]	Chemical
110–83–8	Cyclohexene.
108–91–8	Cyclohexylamine.
111–78–4	Cyclooctadiene.
112–30–1	Decanol.
123–42–2	Diacetone alcohol.
27576–04–1	Diaminobenzoic acid.
95–76–1, 95–82–9, 554–00–7, 608–27–5, 608–31–1, 626–43–7, 27134–27–6, 57311–92–9[c]	Dichloroaniline.
541–73–1	m-dichlorobenzene.
95–50–1	o-dichlorobenzene.
106–46–7	p-dichlorobenzene.
75–71–8	Dichlorodifluoromethane.
111–44–4	Dichloroethyl ether.
107–06–2	1,2-dichloroethane (EDC).
96–23–1	Dichlorohydrin.
26952–23–8	Dichloropropene.
101–83–7	Dicyclohexylamine.
109–89–7	Diethylamine.
111–46–6	Diethylene glycol.
112–36–7	Diethylene glycol diethyl ether.
111–96–6	Diethylene glycol dimethyl ether.
112–34–5	Diethylene glycol monobutyl ether.
124–17–4	Diethylene glycol monobutyl ether acetate.
111–90–0	Diethylene glycol monoethyl ether.
112–15–2	Diethylene glycol monoethyl ether acetate.
111–77–3	Diethylene glycol monomethyl ether.
64–67–5	Diethyl sulfate.
75–37–6	Difluoroethane.

CAS No.[a]	Chemical
25167–70–8	Diisobutylene.
26761–40–0	Diisodecyl phthalate.
27554–26–3	Diisooctyl phthalate.
674–82–8	Diketene.
124–40–3	Dimethylamine.
121–69–7	N,N-dimethylaniline.
115–10–6	N,N-dimethyl ether.
68–12–2	N,N-dimethylformamide.
57–14–7	Dimethylhydrazine.
77–78–1	Dimethyl sulfate.
75–18–3	Dimethyl sulfide.
67–68–5	Dimethyl sulfoxide.
120–61–6	Dimethyl terephthalate.
99–34–3	3,5-dinitrobenzoic acid.
51–28–5	Dinitrophenol.
25321–14–6	Dinitrotoluene.
123–91–1	Dioxane.
646–06–0	Dioxilane.
122–39–4	Diphenylamine.
101–84–8	Diphenyl oxide.
102–08–9	Diphenyl thiourea.
25265–71–8	Dipropylene glycol.
25378–22–7	Dodecene.
28675–17–4	Dodecylaniline.
27193–86–8	Dodecylphenol.
106–89–8	Epichlorohydrin.
64–17–5	Ethanol.
141–43–5[c]	Ethanolamines.
141–78–6	Ethyl acetate.

CAS No.[a]	Chemical
141–97–9	Ethyl acetoacetate.
140–88–5	Ethyl acrylate.
75–04–7	Ethylamine.
100–41–4	Ethylbenzene.
74–96–4	Ethyl bromide.
9004–57–3	Ethylcellulose.
75–00–3	Ethyl chloride.
105–39–5	Ethyl chloroacetate.
105–56–6	Ethylcyanoacetate.
74–85–1	Ethylene.
96–49–1	Ethylene carbonate.
107–07–3	Ethylene chlorohydrin.
107–15–3	Ethylenediamine.
106–93–4	Ethylene dibromide.
107–21–1	Ethylene glycol.
111–55–7	Ethylene glycol diacetate.
110–71–4	Ethylene glycol dimethyl ether.
111–76–2	Ethylene glycol monobutyl ether.
112–07–2	Ethylene glycol monobutyl ether acetate.
110–80–5	Ethylene glycol monoethyl ether.
111–15–9	Ethylene glycol monethyl ether acetate.
109–86–4	Ethylene glycol monomethyl ether.
110–49–6	Ethylene glycol monomethyl ether acetate.
122–99–6	Ethylene glycol monophenyl ether.
2807–30–9	Ethylene glycol monopropyl ether.
75–21–8	Ethylene oxide.
60–29–7	Ethyl ether

CAS No.[a]	Chemical
104–76–7	2-ethylhexanol.
122–51–0	Ethyl orthoformate.
95–92–1	Ethyl oxalate.
41892–71–1	Ethyl sodium oxalacetate.
50–00–0	Formaldehyde.
75–12–7	Formamide.
64–18–6	Formic acid.
110–17–8	Fumaric acid.
98–01–1	Furfural.
56–81–5	Glycerol.
26545–73–7	Glycerol dichlorohydrin.
25791–96–2	Glycerol triether.
56–40–6	Glycine.
107–22–2	Glyoxal.
118–74–1	Hexachlorobenzene.
67–72–1	Hexachloroethane.
36653–82–4	Hexadecyl alcohol.
124–09–4	Hexamethylenediamine.
629–11–8	Hexamethylene glycol.
100–97–0	Hexamethylenetetramine.
74–90–8	Hydrogen cyanide.
123–31–9	Hydroquinone.
99–96–7	p-hydroxybenzoic acid.
26760–64–5	Isoamylene.
78–83–1	Isobutanol.
110–19–0	Isobutyl acetate.
115–11–7	Isobutylene.
78–84–2	Isobutyraldehyde.
79–31–2	Isobutyric acid.

CAS No.[a]	Chemical
25339–17–7	Isodecanol.
26952–21–6	Isooctyl alcohol.
78–78–4	Isopentane.
78–59–1	Isophorone.
121–91–5	Isophthalic acid.
78–79–5	Isoprene.
67–63–0	Isopropanol.
108–21–4	Isopropyl acetate.
75–31–0	Isopropylamine.
75–29–6	Isopropyl chloride.
25168–06–3	Isopropylphenol.
463–51–4	Ketene.
([b])	Linear alkyl sulfonate.
123–01–3	Linear alkylbenzene (linear dodecylbenzene).
110–16–7	Maleic acid.
108–31–6	Maleic anhydride.
6915–15–7	Malic acid.
141–79–7	Mesityl oxide.
121–47–1	Metanilic acid.
79–41–4	Methacrylic acid.
563–47–3	Methallyl chloride.
67–56–1	Methanol.
79–20–9	Methyl acetate.
105–45–3	Methyl acetoacetate.
74–89–5	Methylamine.
100–61–8	n-methylaniline.
74–83–9	Methyl bromide.
37365–71–2	Methyl butynol.

CAS No.[a]	Chemical
74–87–3	Methyl chloride.
108–87–2	Methylcyclohexane.
1331–22–2	Methylcyclohexanone.
75–09–2	Methylene chloride.
101–77–9	Methylene dianiline.
101–68–8	Methylene diphenyl diisocyanate.
78–93–3	Methyl ethyl ketone.
107–31–3	Methyl formate.
108–11–2	Methyl isobutyl carbinol.
108–10–1	Methyl isobutyl ketone.
80–62–6	Methyl methacrylate.
77–75–8	Methylpentynol.
98–83–9	a-methylstyrene.
110–91–8	Morpholine.
85–47–2	a-naphthalene sulfonic acid.
120–18–3	b-naphthalene sulfonic acid.
90–15–3	a-naphthol.
135–19–3	b-naphthol.
75–98–9	Neopentanoic acid.
88–74–4	o-nitroaniline.
100–01–6	p-nitroaniline.
91–23–6	o-nitroanisole.
100–17–4	p-nitroanisole.
98–95–3	Nitrobenzene.
27178–83–2[c]	Nitrobenzoic acid (o,m, and p).
79–24–3	Nitroethane.
75–52–5	Nitromethane.
88–75–5	2-Nitrophenol.
25322–01–4	Nitropropane.

CAS No.[a]	Chemical
1321–12–6	Nitrotoluene.
27215–95–8	Nonene.
25154–52–3	Nonylphenol.
27193–28–8	Octylphenol.
123–63–7	Paraldehyde.
115–77–5	Pentaerythritol.
109–66–0	n-pentane.
109–67–1	1-pentene
127–18–4	Perchloroethylene.
594–42–3	Perchloromethyl mercaptan.
94–70–2	o-phenetidine.
156–43–4	p-phenetidine.
108–95–2	Phenol.
98–67–9, 585–38–6, 609–46–1, 1333–39–7[c]	Phenolsulfonic acids.
91–40–7	Phenyl anthranilic acid.
([b])	Phenylenediamine.
75–44–5	Phosgene.
85–44–9	Phthalic anhydride.
85–41–6	Phthalimide.
108–99–6	b-picoline.
110–85–0	Piperazine.
9003–29–6, 25036–29–7[c]	Polybutenes.
25322–68–3	Polyethylene glycol.
25322–69–4	Polypropylene glycol.
123–38–6	Propionaldehyde.
79–09–4	Propionic acid.
71–23–8	n-propyl alcohol.
107–10–8	Propylamine.
540–54–5	Propyl chloride.

CAS No.[a]	Chemical
115–07–1	Propylene.
127–00–4	Propylene chlorohydrin.
78–87–5	Propylene dichloride.
57–55–6	Propylene glycol.
75–56–9	Propylene oxide.
110–86–1	Pyridine.
106–51–4	Quinone.
108–46–3	Resorcinol.
27138–57–4	Resorcylic acid.
69–72–7	Salicylic acid.
127–09–3	Sodium acetate.
532–32–1	Sodium benzoate.
9004–32–4	Sodium carboxymethyl cellulose.
3926–62–3	Sodium chloroacetate.
141–53–7	Sodium formate.
139–02–6	Sodium phenate.
110–44–1	Sorbic acid.
100–42–5	Styrene.
110–15–6	Succinic acid.
110–61–2	Succinonitrile.
121–57–3	Sulfanilic acid.
126–33–0	Sulfolane.
1401–55–4	Tannic acid.
100–21–0	Terephthalic acid.
79–34–5[c]	Tetrachloroethanes.
117–08–8	Tetrachlorophthalic anhydride.
78–00–2	Tetraethyl lead.
119–64–2	Tetrahydronaphthalene.
85–43–8	Tetrahydrophthalic anhydride.

CAS No.[a]	Chemical
75–74–1	Tetramethyl lead.
110–60–1	Tetramethylenediamine.
110–18–9	Tetramethylethylenediamine.
108–88–3	Toluene.
95–80–7	Toluene-2,4-diamine.
584–84–9	Toluene-2,4-diisocyanate.
26471–62–5	Toluene diisocyanates (mixture).
1333–07–9	Toluenesulfonamide.
104–15–4[c]	Toluenesulfonic acids.
98–59–9	Toluenesulfonyl chloride.
26915–12–8	Toluidines.
87–61–6, 108–70–3, 120–82–1[c]	Trichlorobenzenes.
71–55–6	1,1,1-trichloroethane.
79–00–5	1,1,2-trichloroethane.
79–01–6	Trichloroethylene.
75–69–4	Trichlorofluoromethane.
96–18–4	1,2,3-trichloropropane.
76–13–1	1,1,2-trichloro-1,2,2-trifluoroethane.
121–44–8	Triethylamine.
112–27–6	Triethylene glycol.
112–49–2	Triethylene glycol dimethyl ether.
7756–94–7	Triisobutylene.
75–50–3	Trimethylamine.
57–13–6	Urea.
108–05–4	Vinyl acetate.
75–01–4	Vinyl chloride.
75–35–4	Vinylidene chloride.
25013–15–4	Vinyl toluene.
1330–20–7	Xylenes (mixed).

CAS No.[a]	Chemical
95–47–6	o-xylene.
106–42–3	p-xylene.
1300–71–6	Xylenol.
1300–73–8	Xylidine.

[a]CAS numbers refer to the Chemical Abstracts Registry numbers assigned to specific chemicals, isomers, or mixtures of chemicals. Some isomers or mixtures that are covered by the standards do not have CAS numbers assigned to them. The standards apply to all of the chemicals listed, whether CAS numbers have been assigned or not.

[b]No CAS number(s) have been assigned to this chemical, its isomers, or mixtures containing these chemicals.

[c]CAS numbers for some of the isomers are listed; the standards apply to all of the isomers and mixtures, even if CAS numbers have not been assigned.

[48 FR 48335, Oct. 18, 1983, as amended at 65 FR 61763, Oct. 17, 2000]

[Downloaded for the eCFR 9/2012]

Indiana Department of Environmental Management
Office of Air Quality

Attachment E

Subpart IIII—Standards of Performance for Stationary Compression Ignition Internal Combustion Engines

Source: 71 FR 39172, July 11, 2006, unless otherwise noted.

What This Subpart Covers

§ 60.4200 Am I subject to this subpart?

(a) The provisions of this subpart are applicable to manufacturers, owners, and operators of stationary compression ignition (CI) internal combustion engines (ICE) and other persons as specified in paragraphs (a)(1) through (4) of this section. For the purposes of this subpart, the date that construction commences is the date the engine is ordered by the owner or operator.

(1) Manufacturers of stationary CI ICE with a displacement of less than 30 liters per cylinder where the model year is:

(i) 2007 or later, for engines that are not fire pump engines;

(ii) The model year listed in Table 3 to this subpart or later model year, for fire pump engines.

(2) Owners and operators of stationary CI ICE that commence construction after July 11, 2005, where the stationary CI ICE are:

(i) Manufactured after April 1, 2006, and are not fire pump engines, or

(ii) Manufactured as a certified National Fire Protection Association (NFPA) fire pump engine after July 1, 2006.

(3) Owners and operators of any stationary CI ICE that are modified or reconstructed after July 11, 2005 and any person that modifies or reconstructs any stationary CI ICE after July 11, 2005.

(4) The provisions of §60.4208 of this subpart are applicable to all owners and operators of stationary CI ICE that commence construction after July 11, 2005.

(b) The provisions of this subpart are not applicable to stationary CI ICE being tested at a stationary CI ICE test cell/stand.

(c) If you are an owner or operator of an area source subject to this subpart, you are exempt from the obligation to obtain a permit under 40 CFR part 70 or 40 CFR part 71, provided you are not required to obtain a permit under 40 CFR 70.3(a) or 40 CFR 71.3(a) for a reason other than your status as an area source under this subpart. Notwithstanding the previous sentence, you must continue to comply with the provisions of this subpart applicable to area sources.

(d) Stationary CI ICE may be eligible for exemption from the requirements of this subpart as described in 40 CFR part 1068, subpart C (or the exemptions described in 40 CFR part 89, subpart J and 40 CFR part 94, subpart J, for engines that would need to be certified to standards in those parts), except that owners and operators, as well as manufacturers, may be eligible to request an exemption for national security.

(e) Owners and operators of facilities with CI ICE that are acting as temporary replacement units and that are located at a stationary source for less than 1 year and that have been properly certified as meeting the standards that would be applicable to such engine under the appropriate nonroad engine provisions, are not required to meet any other provisions under this subpart with regard to such engines.

[71 FR 39172, July 11, 2006, as amended at 76 FR 37967, June 28, 2011]

Emission Standards for Manufacturers

§ 60.4201 What emission standards must I meet for non-emergency engines if I am a stationary CI internal combustion engine manufacturer?

(a) Stationary CI internal combustion engine manufacturers must certify their 2007 model year and later non-emergency stationary CI ICE with a maximum engine power less than or equal to 2,237 kilowatt (KW) (3,000 horsepower (HP)) and a displacement of less than 10 liters per cylinder to the certification emission standards for new nonroad CI engines in 40 CFR 89.112, 40 CFR 89.113, 40 CFR 1039.101, 40 CFR 1039.102, 40 CFR 1039.104, 40 CFR 1039.105, 40 CFR 1039.107, and 40 CFR 1039.115, as applicable, for all pollutants, for the same model year and maximum engine power.

(b) Stationary CI internal combustion engine manufacturers must certify their 2007 through 2010 model year non-emergency stationary CI ICE with a maximum engine power greater than 2,237 KW (3,000 HP) and a displacement of less than 10 liters per cylinder to the emission standards in table 1 to this subpart, for all pollutants, for the same maximum engine power.

(c) Stationary CI internal combustion engine manufacturers must certify their 2011 model year and later non-emergency stationary CI ICE with a maximum engine power greater than 2,237 KW (3,000 HP) and a displacement of less than 10 liters per cylinder to the certification emission standards for new nonroad CI engines in 40 CFR 1039.101, 40 CFR 1039.102, 40 CFR 1039.104, 40 CFR 1039.105, 40 CFR 1039.107, and 40 CFR 1039.115, as applicable, for all pollutants, for the same maximum engine power.

(d) Stationary CI internal combustion engine manufacturers must certify the following non-emergency stationary CI ICE to the certification emission standards for new marine CI engines in 40 CFR 94.8, as applicable, for all pollutants, for the same displacement and maximum engine power:

(1) Their 2007 model year through 2012 non-emergency stationary CI ICE with a displacement of greater than or equal to 10 liters per cylinder and less than 30 liters per cylinder;

(2) Their 2013 model year non-emergency stationary CI ICE with a maximum engine power greater than or equal to 3,700 KW (4,958 HP) and a displacement of greater than or equal to 10 liters per cylinder and less than 15 liters per cylinder; and

(3) Their 2013 model year non-emergency stationary CI ICE with a displacement of greater than or equal to 15 liters per cylinder and less than 30 liters per cylinder.

(e) Stationary CI internal combustion engine manufacturers must certify the following non-emergency stationary CI ICE to the certification emission standards and other requirements for new marine CI engines in 40 CFR 1042.101, 40 CFR 1042.107, 40 CFR 1042.110, 40 CFR 1042.115, 40 CFR 1042.120, and 40 CFR 1042.145, as applicable, for all pollutants, for the same displacement and maximum engine power:

(1) Their 2013 model year non-emergency stationary CI ICE with a maximum engine power less than 3,700 KW (4,958 HP) and a displacement of greater than or equal to 10 liters per cylinder and less than 15 liters per cylinder; and

(2) Their 2014 model year and later non-emergency stationary CI ICE with a displacement of greater than or equal to 10 liters per cylinder and less than 30 liters per cylinder.

(f) Notwithstanding the requirements in paragraphs (a) through (c) of this section, stationary non-emergency CI ICE identified in paragraphs (a) and (c) may be certified to the provisions of 40 CFR part 94 or, if Table 1 to 40 CFR 1042.1 identifies 40 CFR part 1042 as being applicable, 40 CFR part 1042, if the engines will be used solely in either or both of the following locations:

(1) Areas of Alaska not accessible by the Federal Aid Highway System (FAHS); and

(2) Marine offshore installations.

(g) Notwithstanding the requirements in paragraphs (a) through (f) of this section, stationary CI internal combustion engine manufacturers are not required to certify reconstructed engines; however manufacturers may elect to do so. The reconstructed engine must be certified to the emission standards specified in paragraphs (a) through (e) of this section that are applicable to the model year, maximum engine power, and displacement of the reconstructed stationary CI ICE.

[71 FR 39172, July 11, 2006, as amended at 76 FR 37967, June 28, 2011]

§ 60.4202 What emission standards must I meet for emergency engines if I am a stationary CI internal combustion engine manufacturer?

(a) Stationary CI internal combustion engine manufacturers must certify their 2007 model year and later emergency stationary CI ICE with a maximum engine power less than or equal to 2,237 KW (3,000 HP) and a displacement of less than 10 liters per cylinder that are not fire pump engines to the emission standards specified in paragraphs (a)(1) through (2) of this section.

(1) For engines with a maximum engine power less than 37 KW (50 HP):

(i) The certification emission standards for new nonroad CI engines for the same model year and maximum engine power in 40 CFR 89.112 and 40 CFR 89.113 for all pollutants for model year 2007 engines, and

(ii) The certification emission standards for new nonroad CI engines in 40 CFR 1039.104, 40 CFR 1039.105, 40 CFR 1039.107, 40 CFR 1039.115, and table 2 to this subpart, for 2008 model year and later engines.

(2) For engines with a maximum engine power greater than or equal to 37 KW (50 HP), the certification emission standards for new nonroad CI engines for the same model year and maximum engine power in 40 CFR 89.112 and 40 CFR 89.113 for all pollutants beginning in model year 2007.

(b) Stationary CI internal combustion engine manufacturers must certify their 2007 model year and later emergency stationary CI ICE with a maximum engine power greater than 2,237 KW (3,000 HP) and a displacement of less than 10 liters per cylinder that are not fire pump engines to the emission standards specified in paragraphs (b)(1) through (2) of this section.

(1) For 2007 through 2010 model years, the emission standards in table 1 to this subpart, for all pollutants, for the same maximum engine power.

(2) For 2011 model year and later, the certification emission standards for new nonroad CI engines for engines of the same model year and maximum engine power in 40 CFR 89.112 and 40 CFR 89.113 for all pollutants.

(c) [Reserved]

(d) Beginning with the model years in table 3 to this subpart, stationary CI internal combustion engine manufacturers must certify their fire pump stationary CI ICE to the emission standards in table 4 to this subpart, for all pollutants, for the same model year and NFPA nameplate power.

(e) Stationary CI internal combustion engine manufacturers must certify the following emergency stationary CI ICE that are not fire pump engines to the certification emission standards for new marine CI engines in 40 CFR 94.8, as applicable, for all pollutants, for the same displacement and maximum engine power:

(1) Their 2007 model year through 2012 emergency stationary CI ICE with a displacement of greater than or equal to 10 liters per cylinder and less than 30 liters per cylinder;

(2) Their 2013 model year and later emergency stationary CI ICE with a maximum engine power greater than or equal to 3,700 KW (4,958 HP) and a displacement of greater than or equal to 10 liters per cylinder and less than 15 liters per cylinder;

(3) Their 2013 model year emergency stationary CI ICE with a displacement of greater than or equal to 15 liters per cylinder and less than 30 liters per cylinder; and

(4) Their 2014 model year and later emergency stationary CI ICE with a maximum engine power greater than or equal to 2,000 KW (2,682 HP) and a displacement of greater than or equal to 15 liters per cylinder and less than 30 liters per cylinder.

(f) Stationary CI internal combustion engine manufacturers must certify the following emergency stationary CI ICE to the certification emission standards and other requirements applicable to Tier 3 new marine CI engines in 40 CFR 1042.101, 40 CFR 1042.107, 40 CFR 1042.115, 40 CFR 1042.120, and 40 CFR 1042.145, for all pollutants, for the same displacement and maximum engine power:

(1) Their 2013 model year and later emergency stationary CI ICE with a maximum engine power less than 3,700 KW (4,958 HP) and a displacement of greater than or equal to 10 liters per cylinder and less than 15 liters per cylinder; and

(2) Their 2014 model year and later emergency stationary CI ICE with a maximum engine power less than 2,000 KW (2,682 HP) and a displacement of greater than or equal to 15 liters per cylinder and less than 30 liters per cylinder.

(g) Notwithstanding the requirements in paragraphs (a) through (d) of this section, stationary emergency CI internal combustion engines identified in paragraphs (a) and (c) may be certified to the provisions of 40 CFR part 94 or, if Table 2 to 40 CFR 1042.101 identifies Tier 3 standards as being applicable, the requirements applicable to Tier 3 engines in 40 CFR part 1042, if the engines will be used solely in either or both of the following locations:

(1) Areas of Alaska not accessible by the FAHS; and

(2) Marine offshore installations.

(h) Notwithstanding the requirements in paragraphs (a) through (f) of this section, stationary CI internal combustion engine manufacturers are not required to certify reconstructed engines; however manufacturers may elect to do so. The reconstructed engine must be certified to the emission standards specified in paragraphs (a) through (f) of this section that are applicable to the model year, maximum engine power and displacement of the reconstructed emergency stationary CI ICE.

[71 FR 39172, July 11, 2006, as amended at 76 FR 37968, June 28, 2011]

§ 60.4203 How long must my engines meet the emission standards if I am a manufacturer of stationary CI internal combustion engines?

Engines manufactured by stationary CI internal combustion engine manufacturers must meet the emission standards as required in §§60.4201 and 60.4202 during the certified emissions life of the engines.

[76 FR 37968, June 28, 2011]

Emission Standards for Owners and Operators

§ 60.4204 What emission standards must I meet for non-emergency engines if I am an owner or operator of a stationary CI internal combustion engine?

(a) Owners and operators of pre-2007 model year non-emergency stationary CI ICE with a displacement of less than 10 liters per cylinder must comply with the emission standards in table 1 to this subpart. Owners and operators of pre-2007 model year non-emergency stationary CI ICE with a displacement of greater than or equal to 10 liters per cylinder and less than 30 liters per cylinder must comply with the emission standards in 40 CFR 94.8(a)(1).

(b) Owners and operators of 2007 model year and later non-emergency stationary CI ICE with a displacement of less than 30 liters per cylinder must comply with the emission standards for new CI engines in §60.4201 for their 2007 model year and later stationary CI ICE, as applicable.

(c) Owners and operators of non-emergency stationary CI engines with a displacement of greater than or equal to 30 liters per cylinder must meet the following requirements:

(1) For engines installed prior to January 1, 2012, limit the emissions of NO_Xin the stationary CI internal combustion engine exhaust to the following:

(i) 17.0 grams per kilowatt-hour (g/KW-hr) (12.7 grams per horsepower-hr (g/HP-hr)) when maximum engine speed is less than 130 revolutions per minute (rpm);

(ii) $45 \cdot n^{-0.2}$g/KW-hr ($34 \cdot n^{-0.2}$g/HP-hr) when maximum engine speed is 130 or more but less than 2,000 rpm, where n is maximum engine speed; and

(iii) 9.8 g/KW-hr (7.3 g/HP-hr) when maximum engine speed is 2,000 rpm or more.

(2) For engines installed on or after January 1, 2012 and before January 1, 2016, limit the emissions of NO_Xin the stationary CI internal combustion engine exhaust to the following:

(i) 14.4 g/KW-hr (10.7 g/HP-hr) when maximum engine speed is less than 130 rpm;

(ii) $44 \cdot n^{-0.23}$g/KW-hr ($33 \cdot n^{-0.23}$g/HP-hr) when maximum engine speed is greater than or equal to 130 but less than 2,000 rpm and where n is maximum engine speed; and

(iii) 7.7 g/KW-hr (5.7 g/HP-hr) when maximum engine speed is greater than or equal to 2,000 rpm.

(3) For engines installed on or after January 1, 2016, limit the emissions of NO_Xin the stationary CI internal combustion engine exhaust to the following:

(i) 3.4 g/KW-hr (2.5 g/HP-hr) when maximum engine speed is less than 130 rpm;

(ii) $9.0 \cdot n^{-0.20}$g/KW-hr ($6.7 \cdot n^{-0.20}$g/HP-hr) where n (maximum engine speed) is 130 or more but less than 2,000 rpm; and

(iii) 2.0 g/KW-hr (1.5 g/HP-hr) where maximum engine speed is greater than or equal to 2,000 rpm.

(4) Reduce particulate matter (PM) emissions by 60 percent or more, or limit the emissions of PM in the stationary CI internal combustion engine exhaust to 0.15 g/KW-hr (0.11 g/HP-hr).

(d) Owners and operators of non-emergency stationary CI ICE with a displacement of less than 30 liters per cylinder who conduct performance tests in-use must meet the not-to-exceed (NTE) standards as indicated in §60.4212.

(e) Owners and operators of any modified or reconstructed non-emergency stationary CI ICE subject to this subpart must meet the emission standards applicable to the model year, maximum engine power, and displacement of the modified or reconstructed non-emergency stationary CI ICE that are specified in paragraphs (a) through (d) of this section.

[71 FR 39172, July 11, 2006, as amended at 76 FR 37968, June 28, 2011]

§ 60.4205 What emission standards must I meet for emergency engines if I am an owner or operator of a stationary CI internal combustion engine?

(a) Owners and operators of pre-2007 model year emergency stationary CI ICE with a displacement of less than 10 liters per cylinder that are not fire pump engines must comply with the emission standards in Table 1 to this subpart. Owners and operators of pre-2007 model year emergency stationary CI ICE with a displacement of greater than or equal to 10 liters per cylinder and less than 30 liters per cylinder that are not fire pump engines must comply with the emission standards in 40 CFR 94.8(a)(1).

(b) Owners and operators of 2007 model year and later emergency stationary CI ICE with a displacement of less than 30 liters per cylinder that are not fire pump engines must comply with the emission standards for new nonroad CI engines in §60.4202, for all pollutants, for the same model year and maximum engine power for their 2007 model year and later emergency stationary CI ICE.

(c) Owners and operators of fire pump engines with a displacement of less than 30 liters per cylinder must comply with the emission standards in table 4 to this subpart, for all pollutants.

(d) Owners and operators of emergency stationary CI engines with a displacement of greater than or equal to 30 liters per cylinder must meet the requirements in this section.

(1) For engines installed prior to January 1, 2012, limit the emissions of NO_Xin the stationary CI internal combustion engine exhaust to the following:

(i) 17.0 g/KW-hr (12.7 g/HP-hr) when maximum engine speed is less than 130 rpm;

(ii) $45 \cdot n^{-0.2}$g/KW-hr ($34 \cdot n^{-0.2}$g/HP-hr) when maximum engine speed is 130 or more but less than 2,000 rpm, where n is maximum engine speed; and

(iii) 9.8 g/kW-hr (7.3 g/HP-hr) when maximum engine speed is 2,000 rpm or more.

(2) For engines installed on or after January 1, 2012, limit the emissions of NO_Xin the stationary CI internal combustion engine exhaust to the following:

(i) 14.4 g/KW-hr (10.7 g/HP-hr) when maximum engine speed is less than 130 rpm;

(ii) $44 \cdot n^{-0.23}$g/KW-hr ($33 \cdot n^{-0.23}$g/HP-hr) when maximum engine speed is greater than or equal to 130 but less than 2,000 rpm and where n is maximum engine speed; and

(iii) 7.7 g/KW-hr (5.7 g/HP-hr) when maximum engine speed is greater than or equal to 2,000 rpm.

(3) Limit the emissions of PM in the stationary CI internal combustion engine exhaust to 0.40 g/KW-hr (0.30 g/HP-hr).

(e) Owners and operators of emergency stationary CI ICE with a displacement of less than 30 liters per cylinder who conduct performance tests in-use must meet the NTE standards as indicated in §60.4212.

(f) Owners and operators of any modified or reconstructed emergency stationary CI ICE subject to this subpart must meet the emission standards applicable to the model year, maximum engine power, and

displacement of the modified or reconstructed CI ICE that are specified in paragraphs (a) through (e) of this section.

[71 FR 39172, July 11, 2006, as amended at 76 FR 37969, June 28, 2011]

§ 60.4206 How long must I meet the emission standards if I am an owner or operator of a stationary CI internal combustion engine?

Owners and operators of stationary CI ICE must operate and maintain stationary CI ICE that achieve the emission standards as required in §§60.4204 and 60.4205 over the entire life of the engine.

[76 FR 37969, June 28, 2011]

Fuel Requirements for Owners and Operators

§ 60.4207 What fuel requirements must I meet if I am an owner or operator of a stationary CI internal combustion engine subject to this subpart?

(a) Beginning October 1, 2007, owners and operators of stationary CI ICE subject to this subpart that use diesel fuel must use diesel fuel that meets the requirements of 40 CFR 80.510(a).

(b) Beginning October 1, 2010, owners and operators of stationary CI ICE subject to this subpart with a displacement of less than 30 liters per cylinder that use diesel fuel must purchase diesel fuel that meets the requirements of 40 CFR 80.510(b) for nonroad diesel fuel.

(c) [Reserved]

(d) Beginning June 1, 2012, owners and operators of stationary CI ICE subject to this subpart with a displacement of greater than or equal to 30 liters per cylinder are no longer subject to the requirements of paragraph (a) of this section, and must use fuel that meets a maximum per-gallon sulfur content of 1,000 parts per million (ppm).

(e) Stationary CI ICE that have a national security exemption under §60.4200(d) are also exempt from the fuel requirements in this section.

[71 FR 39172, July 11, 2006, as amended at 76 FR 37969, June 28, 2011]

Other Requirements for Owners and Operators

§ 60.4208 What is the deadline for importing or installing stationary CI ICE produced in previous model years?

(a) After December 31, 2008, owners and operators may not install stationary CI ICE (excluding fire pump engines) that do not meet the applicable requirements for 2007 model year engines.

(b) After December 31, 2009, owners and operators may not install stationary CI ICE with a maximum engine power of less than 19 KW (25 HP) (excluding fire pump engines) that do not meet the applicable requirements for 2008 model year engines.

(c) After December 31, 2014, owners and operators may not install non-emergency stationary CI ICE with a maximum engine power of greater than or equal to 19 KW (25 HP) and less than 56 KW (75 HP) that do not meet the applicable requirements for 2013 model year non-emergency engines.

(d) After December 31, 2013, owners and operators may not install non-emergency stationary CI ICE with a maximum engine power of greater than or equal to 56 KW (75 HP) and less than 130 KW (175 HP) that do not meet the applicable requirements for 2012 model year non-emergency engines.

(e) After December 31, 2012, owners and operators may not install non-emergency stationary CI ICE with a maximum engine power of greater than or equal to 130 KW (175 HP), including those above 560 KW (750 HP), that do not meet the applicable requirements for 2011 model year non-emergency engines.

(f) After December 31, 2016, owners and operators may not install non-emergency stationary CI ICE with a maximum engine power of greater than or equal to 560 KW (750 HP) that do not meet the applicable requirements for 2015 model year non-emergency engines.

(g) After December 31, 2018, owners and operators may not install non-emergency stationary CI ICE with a maximum engine power greater than or equal to 600 KW (804 HP) and less than 2,000 KW (2,680 HP) and a displacement of greater than or equal to 10 liters per cylinder and less than 30 liters per cylinder that do not meet the applicable requirements for 2017 model year non-emergency engines.

(h) In addition to the requirements specified in §§60.4201, 60.4202, 60.4204, and 60.4205, it is prohibited to import stationary CI ICE with a displacement of less than 30 liters per cylinder that do not meet the applicable requirements specified in paragraphs (a) through (g) of this section after the dates specified in paragraphs (a) through (g) of this section.

(i) The requirements of this section do not apply to owners or operators of stationary CI ICE that have been modified, reconstructed, and do not apply to engines that were removed from one existing location and reinstalled at a new location.

[71 FR 39172, July 11, 2006, as amended at 76 FR 37969, June 28, 2011]

§ 60.4209 What are the monitoring requirements if I am an owner or operator of a stationary CI internal combustion engine?

If you are an owner or operator, you must meet the monitoring requirements of this section. In addition, you must also meet the monitoring requirements specified in §60.4211.

(a) If you are an owner or operator of an emergency stationary CI internal combustion engine that does not meet the standards applicable to non-emergency engines, you must install a non-resettable hour meter prior to startup of the engine.

(b) If you are an owner or operator of a stationary CI internal combustion engine equipped with a diesel particulate filter to comply with the emission standards in §60.4204, the diesel particulate filter must be installed with a backpressure monitor that notifies the owner or operator when the high backpressure limit of the engine is approached.

[71 FR 39172, July 11, 2006, as amended at 76 FR 37969, June 28, 2011]

Compliance Requirements

§ 60.4210 What are my compliance requirements if I am a stationary CI internal combustion engine manufacturer?

(a) Stationary CI internal combustion engine manufacturers must certify their stationary CI ICE with a displacement of less than 10 liters per cylinder to the emission standards specified in §60.4201(a) through (c) and §60.4202(a), (b) and (d) using the certification procedures required in 40 CFR part 89, subpart B, or 40 CFR part 1039, subpart C, as applicable, and must test their engines as specified in those parts. For the purposes of this subpart, engines certified to the standards in table 1 to this subpart shall be subject to the same requirements as engines certified to the standards in 40 CFR part 89. For the purposes of this

subpart, engines certified to the standards in table 4 to this subpart shall be subject to the same requirements as engines certified to the standards in 40 CFR part 89, except that engines with NFPA nameplate power of less than 37 KW (50 HP) certified to model year 2011 or later standards shall be subject to the same requirements as engines certified to the standards in 40 CFR part 1039.

(b) Stationary CI internal combustion engine manufacturers must certify their stationary CI ICE with a displacement of greater than or equal to 10 liters per cylinder and less than 30 liters per cylinder to the emission standards specified in §60.4201(d) and (e) and §60.4202(e) and (f) using the certification procedures required in 40 CFR part 94, subpart C, or 40 CFR part 1042, subpart C, as applicable, and must test their engines as specified in 40 CFR part 94 or 1042, as applicable.

(c) Stationary CI internal combustion engine manufacturers must meet the requirements of 40 CFR 1039.120, 1039.125, 1039.130, and 1039.135, and 40 CFR part 1068 for engines that are certified to the emission standards in 40 CFR part 1039. Stationary CI internal combustion engine manufacturers must meet the corresponding provisions of 40 CFR part 89, 40 CFR part 94 or 40 CFR part 1042 for engines that would be covered by that part if they were nonroad (including marine) engines. Labels on such engines must refer to stationary engines, rather than or in addition to nonroad or marine engines, as appropriate. Stationary CI internal combustion engine manufacturers must label their engines according to paragraphs (c)(1) through (3) of this section.

(1) Stationary CI internal combustion engines manufactured from January 1, 2006 to March 31, 2006 (January 1, 2006 to June 30, 2006 for fire pump engines), other than those that are part of certified engine families under the nonroad CI engine regulations, must be labeled according to 40 CFR 1039.20.

(2) Stationary CI internal combustion engines manufactured from April 1, 2006 to December 31, 2006 (or, for fire pump engines, July 1, 2006 to December 31 of the year preceding the year listed in table 3 to this subpart) must be labeled according to paragraphs (c)(2)(i) through (iii) of this section:

(i) Stationary CI internal combustion engines that are part of certified engine families under the nonroad regulations must meet the labeling requirements for nonroad CI engines, but do not have to meet the labeling requirements in 40 CFR 1039.20.

(ii) Stationary CI internal combustion engines that meet Tier 1 requirements (or requirements for fire pumps) under this subpart, but do not meet the requirements applicable to nonroad CI engines must be labeled according to 40 CFR 1039.20. The engine manufacturer may add language to the label clarifying that the engine meets Tier 1 requirements (or requirements for fire pumps) of this subpart.

(iii) Stationary CI internal combustion engines manufactured after April 1, 2006 that do not meet Tier 1 requirements of this subpart, or fire pumps engines manufactured after July 1, 2006 that do not meet the requirements for fire pumps under this subpart, may not be used in the U.S. If any such engines are manufactured in the U.S. after April 1, 2006 (July 1, 2006 for fire pump engines), they must be exported or must be brought into compliance with the appropriate standards prior to initial operation. The export provisions of 40 CFR 1068.230 would apply to engines for export and the manufacturers must label such engines according to 40 CFR 1068.230.

(3) Stationary CI internal combustion engines manufactured after January 1, 2007 (for fire pump engines, after January 1 of the year listed in table 3 to this subpart, as applicable) must be labeled according to paragraphs (c)(3)(i) through (iii) of this section.

(i) Stationary CI internal combustion engines that meet the requirements of this subpart and the corresponding requirements for nonroad (including marine) engines of the same model year and HP must be labeled according to the provisions in 40 CFR parts 89, 94, 1039 or 1042, as appropriate.

(ii) Stationary CI internal combustion engines that meet the requirements of this subpart, but are not certified to the standards applicable to nonroad (including marine) engines of the same model year and HP must be labeled according to the provisions in 40 CFR parts 89, 94, 1039 or 1042, as appropriate, but the words “stationary” must be included instead of “nonroad” or “marine” on the label. In addition, such engines must be labeled according to 40 CFR 1039.20.

(iii) Stationary CI internal combustion engines that do not meet the requirements of this subpart must be labeled according to 40 CFR 1068.230 and must be exported under the provisions of 40 CFR 1068.230.

(d) An engine manufacturer certifying an engine family or families to standards under this subpart that are identical to standards applicable under 40 CFR parts 89, 94, 1039 or 1042 for that model year may certify any such family that contains both nonroad (including marine) and stationary engines as a single engine family and/or may include any such family containing stationary engines in the averaging, banking and trading provisions applicable for such engines under those parts.

(e) Manufacturers of engine families discussed in paragraph (d) of this section may meet the labeling requirements referred to in paragraph (c) of this section for stationary CI ICE by either adding a separate label containing the information required in paragraph (c) of this section or by adding the words “and stationary” after the word “nonroad” or “marine,” as appropriate, to the label.

(f) Starting with the model years shown in table 5 to this subpart, stationary CI internal combustion engine manufacturers must add a permanent label stating that the engine is for stationary emergency use only to each new emergency stationary CI internal combustion engine greater than or equal to 19 KW (25 HP) that meets all the emission standards for emergency engines in §60.4202 but does not meet all the emission standards for non-emergency engines in §60.4201. The label must be added according to the labeling requirements specified in 40 CFR 1039.135(b). Engine manufacturers must specify in the owner's manual that operation of emergency engines is limited to emergency operations and required maintenance and testing.

(g) Manufacturers of fire pump engines may use the test cycle in table 6 to this subpart for testing fire pump engines and may test at the NFPA certified nameplate HP, provided that the engine is labeled as “Fire Pump Applications Only”.

(h) Engine manufacturers, including importers, may introduce into commerce uncertified engines or engines certified to earlier standards that were manufactured before the new or changed standards took effect until inventories are depleted, as long as such engines are part of normal inventory. For example, if the engine manufacturers' normal industry practice is to keep on hand a one-month supply of engines based on its projected sales, and a new tier of standards starts to apply for the 2009 model year, the engine manufacturer may manufacture engines based on the normal inventory requirements late in the 2008 model year, and sell those engines for installation. The engine manufacturer may not circumvent the provisions of §§60.4201 or 60.4202 by stockpiling engines that are built before new or changed standards take effect. Stockpiling of such engines beyond normal industry practice is a violation of this subpart.

(i) The replacement engine provisions of 40 CFR 89.1003(b)(7), 40 CFR 94.1103(b)(3), 40 CFR 94.1103(b)(4) and 40 CFR 1068.240 are applicable to stationary CI engines replacing existing equipment that is less than 15 years old.

[71 FR 39172, July 11, 2006, as amended at 76 FR 37969, June 28, 2011]

§ 60.4211 What are my compliance requirements if I am an owner or operator of a stationary CI internal combustion engine?

(a) If you are an owner or operator and must comply with the emission standards specified in this subpart, you must do all of the following, except as permitted under paragraph (g) of this section:

(1) Operate and maintain the stationary CI internal combustion engine and control device according to the manufacturer's emission-related written instructions;

(2) Change only those emission-related settings that are permitted by the manufacturer; and

(3) Meet the requirements of 40 CFR parts 89, 94 and/or 1068, as they apply to you.

(b) If you are an owner or operator of a pre-2007 model year stationary CI internal combustion engine and must comply with the emission standards specified in §§60.4204(a) or 60.4205(a), or if you are an owner or operator of a CI fire pump engine that is manufactured prior to the model years in table 3 to this subpart and must comply with the emission standards specified in §60.4205(c), you must demonstrate compliance according to one of the methods specified in paragraphs (b)(1) through (5) of this section.

(1) Purchasing an engine certified according to 40 CFR part 89 or 40 CFR part 94, as applicable, for the same model year and maximum engine power. The engine must be installed and configured according to the manufacturer's specifications.

(2) Keeping records of performance test results for each pollutant for a test conducted on a similar engine. The test must have been conducted using the same methods specified in this subpart and these methods must have been followed correctly.

(3) Keeping records of engine manufacturer data indicating compliance with the standards.

(4) Keeping records of control device vendor data indicating compliance with the standards.

(5) Conducting an initial performance test to demonstrate compliance with the emission standards according to the requirements specified in §60.4212, as applicable.

(c) If you are an owner or operator of a 2007 model year and later stationary CI internal combustion engine and must comply with the emission standards specified in §60.4204(b) or §60.4205(b), or if you are an owner or operator of a CI fire pump engine that is manufactured during or after the model year that applies to your fire pump engine power rating in table 3 to this subpart and must comply with the emission standards specified in §60.4205(c), you must comply by purchasing an engine certified to the emission standards in §60.4204(b), or §60.4205(b) or (c), as applicable, for the same model year and maximum (or in the case of fire pumps, NFPA nameplate) engine power. The engine must be installed and configured according to the manufacturer's emission-related specifications, except as permitted in paragraph (g) of this section.

(d) If you are an owner or operator and must comply with the emission standards specified in §60.4204(c) or §60.4205(d), you must demonstrate compliance according to the requirements specified in paragraphs (d)(1) through (3) of this section.

(1) Conducting an initial performance test to demonstrate initial compliance with the emission standards as specified in §60.4213.

(2) Establishing operating parameters to be monitored continuously to ensure the stationary internal combustion engine continues to meet the emission standards. The owner or operator must petition the Administrator for approval of operating parameters to be monitored continuously. The petition must include the information described in paragraphs (d)(2)(i) through (v) of this section.

(i) Identification of the specific parameters you propose to monitor continuously;

(ii) A discussion of the relationship between these parameters and $NO_X$and PM emissions, identifying how the emissions of these pollutants change with changes in these parameters, and how limitations on these parameters will serve to limit $NO_X$and PM emissions;

(iii) A discussion of how you will establish the upper and/or lower values for these parameters which will establish the limits on these parameters in the operating limitations;

(iv) A discussion identifying the methods and the instruments you will use to monitor these parameters, as well as the relative accuracy and precision of these methods and instruments; and

(v) A discussion identifying the frequency and methods for recalibrating the instruments you will use for monitoring these parameters.

(3) For non-emergency engines with a displacement of greater than or equal to 30 liters per cylinder, conducting annual performance tests to demonstrate continuous compliance with the emission standards as specified in §60.4213.

(e) If you are an owner or operator of a modified or reconstructed stationary CI internal combustion engine and must comply with the emission standards specified in §60.4204(e) or §60.4205(f), you must demonstrate compliance according to one of the methods specified in paragraphs (e)(1) or (2) of this section.

(1) Purchasing, or otherwise owning or operating, an engine certified to the emission standards in §60.4204(e) or §60.4205(f), as applicable.

(2) Conducting a performance test to demonstrate initial compliance with the emission standards according to the requirements specified in §60.4212 or §60.4213, as appropriate. The test must be conducted within 60 days after the engine commences operation after the modification or reconstruction.

(f) Emergency stationary ICE may be operated for the purpose of maintenance checks and readiness testing, provided that the tests are recommended by Federal, State or local government, the manufacturer, the vendor, or the insurance company associated with the engine. Maintenance checks and readiness testing of such units is limited to 100 hours per year. There is no time limit on the use of emergency stationary ICE in emergency situations. The owner or operator may petition the Administrator for approval of additional hours to be used for maintenance checks and readiness testing, but a petition is not required if the owner or operator maintains records indicating that Federal, State, or local standards require maintenance and testing of emergency ICE beyond 100 hours per year. Emergency stationary ICE may operate up to 50 hours per year in non-emergency situations, but those 50 hours are counted towards the 100 hours per year provided for maintenance and testing. The 50 hours per year for non-emergency situations cannot be used for peak shaving or to generate income for a facility to supply power to an electric grid or otherwise supply non-emergency power as part of a financial arrangement with another entity. For owners and operators of emergency engines, any operation other than emergency operation, maintenance and testing, and operation in non-emergency situations for 50 hours per year, as permitted in this section, is prohibited.

(g) If you do not install, configure, operate, and maintain your engine and control device according to the manufacturer's emission-related written instructions, or you change emission-related settings in a way that is not permitted by the manufacturer, you must demonstrate compliance as follows:

(1) If you are an owner or operator of a stationary CI internal combustion engine with maximum engine power less than 100 HP, you must keep a maintenance plan and records of conducted maintenance to demonstrate compliance and must, to the extent practicable, maintain and operate the engine in a manner consistent with good air pollution control practice for minimizing emissions. In addition, if you do not install and configure the engine and control device according to the manufacturer's emission-related written instructions, or you change the emission-related settings in a way that is not permitted by the manufacturer, you must conduct an initial performance test to demonstrate compliance with the applicable emission standards within 1 year of such action.

(2) If you are an owner or operator of a stationary CI internal combustion engine greater than or equal to 100 HP and less than or equal to 500 HP, you must keep a maintenance plan and records of conducted maintenance and must, to the extent practicable, maintain and operate the engine in a manner consistent with good air pollution control practice for minimizing emissions. In addition, you must conduct an initial performance test to demonstrate compliance with the applicable emission standards within 1 year of startup, or within 1 year after an engine and control device is no longer installed, configured, operated, and maintained in accordance with the manufacturer's emission-related written instructions, or within 1 year after you change emission-related settings in a way that is not permitted by the manufacturer.

(3) If you are an owner or operator of a stationary CI internal combustion engine greater than 500 HP, you must keep a maintenance plan and records of conducted maintenance and must, to the extent practicable, maintain and operate the engine in a manner consistent with good air pollution control practice for minimizing emissions. In addition, you must conduct an initial performance test to demonstrate compliance with the applicable emission standards within 1 year of startup, or within 1 year after an engine and control device is no longer installed, configured, operated, and maintained in accordance with the manufacturer's

emission-related written instructions, or within 1 year after you change emission-related settings in a way that is not permitted by the manufacturer. You must conduct subsequent performance testing every 8,760 hours of engine operation or 3 years, whichever comes first, thereafter to demonstrate compliance with the applicable emission standards.

[71 FR 39172, July 11, 2006, as amended at 76 FR 37970, June 28, 2011]

Testing Requirements for Owners and Operators

§ 60.4212 What test methods and other procedures must I use if I am an owner or operator of a stationary CI internal combustion engine with a displacement of less than 30 liters per cylinder?

Owners and operators of stationary CI ICE with a displacement of less than 30 liters per cylinder who conduct performance tests pursuant to this subpart must do so according to paragraphs (a) through (e) of this section.

(a) The performance test must be conducted according to the in-use testing procedures in 40 CFR part 1039, subpart F, for stationary CI ICE with a displacement of less than 10 liters per cylinder, and according to 40 CFR part 1042, subpart F, for stationary CI ICE with a displacement of greater than or equal to 10 liters per cylinder and less than 30 liters per cylinder.

(b) Exhaust emissions from stationary CI ICE that are complying with the emission standards for new CI engines in 40 CFR part 1039 must not exceed the not-to-exceed (NTE) standards for the same model year and maximum engine power as required in 40 CFR 1039.101(e) and 40 CFR 1039.102(g)(1), except as specified in 40 CFR 1039.104(d). This requirement starts when NTE requirements take effect for nonroad diesel engines under 40 CFR part 1039.

(c) Exhaust emissions from stationary CI ICE that are complying with the emission standards for new CI engines in 40 CFR 89.112 or 40 CFR 94.8, as applicable, must not exceed the NTE numerical requirements, rounded to the same number of decimal places as the applicable standard in 40 CFR 89.112 or 40 CFR 94.8, as applicable, determined from the following equation:

$$\text{NTE requirement for each pollutant} = (1.25) \times (\text{STD}) \qquad \text{(Eq. 1)}$$

Where:

STD = The standard specified for that pollutant in 40 CFR 89.112 or 40 CFR 94.8, as applicable.

Alternatively, stationary CI ICE that are complying with the emission standards for new CI engines in 40 CFR 89.112 or 40 CFR 94.8 may follow the testing procedures specified in §60.4213 of this subpart, as appropriate.

(d) Exhaust emissions from stationary CI ICE that are complying with the emission standards for pre-2007 model year engines in §60.4204(a), §60.4205(a), or §60.4205(c) must not exceed the NTE numerical requirements, rounded to the same number of decimal places as the applicable standard in §60.4204(a), §60.4205(a), or §60.4205(c), determined from the equation in paragraph (c) of this section.

Where:

STD = The standard specified for that pollutant in §60.4204(a), §60.4205(a), or §60.4205(c).

Alternatively, stationary CI ICE that are complying with the emission standards for pre-2007 model year engines in §60.4204(a), §60.4205(a), or §60.4205(c) may follow the testing procedures specified in §60.4213, as appropriate.

(e) Exhaust emissions from stationary CI ICE that are complying with the emission standards for new CI engines in 40 CFR part 1042 must not exceed the NTE standards for the same model year and maximum engine power as required in 40 CFR 1042.101(c).

[71 FR 39172, July 11, 2006, as amended at 76 FR 37971, June 28, 2011]

§ 60.4213 What test methods and other procedures must I use if I am an owner or operator of a stationary CI internal combustion engine with a displacement of greater than or equal to 30 liters per cylinder?

Owners and operators of stationary CI ICE with a displacement of greater than or equal to 30 liters per cylinder must conduct performance tests according to paragraphs (a) through (f) of this section.

(a) Each performance test must be conducted according to the requirements in §60.8 and under the specific conditions that this subpart specifies in table 7. The test must be conducted within 10 percent of 100 percent peak (or the highest achievable) load.

(b) You may not conduct performance tests during periods of startup, shutdown, or malfunction, as specified in §60.8(c).

(c) You must conduct three separate test runs for each performance test required in this section, as specified in §60.8(f). Each test run must last at least 1 hour.

(d) To determine compliance with the percent reduction requirement, you must follow the requirements as specified in paragraphs (d)(1) through (3) of this section.

(1) You must use Equation 2 of this section to determine compliance with the percent reduction requirement:

$$\frac{C_i - C_o}{C_i} \times 100 = R \qquad \text{(Eq. 2)}$$

Where:

C_i= concentration of NO_Xor PM at the control device inlet,

C_o= concentration of NO_Xor PM at the control device outlet, and

R = percent reduction of NO_Xor PM emissions.

(2) You must normalize the NO_Xor PM concentrations at the inlet and outlet of the control device to a dry basis and to 15 percent oxygen (O_2) using Equation 3 of this section, or an equivalent percent carbon dioxide (CO_2) using the procedures described in paragraph (d)(3) of this section.

$$C_{adj} = C_d \frac{5.9}{20.9 - \% O_2} \qquad \text{(Eq. 3)}$$

Where:

C_{adj}= Calculated NO_Xor PM concentration adjusted to 15 percent O_2.

C_d= Measured concentration of NO_Xor PM, uncorrected.

5.9 = 20.9 percent O_2−15 percent O_2, the defined O_2correction value, percent.

%O_2= Measured O_2concentration, dry basis, percent.

(3) If pollutant concentrations are to be corrected to 15 percent $O_2$and CO_2concentration is measured in lieu of O_2concentration measurement, a CO_2correction factor is needed. Calculate the CO_2correction factor as described in paragraphs (d)(3)(i) through (iii) of this section.

(i) Calculate the fuel-specific $F_o$value for the fuel burned during the test using values obtained from Method 19, Section 5.2, and the following equation:

$$F_o = \frac{0.209_{H}}{F_c} \qquad \text{(Eq. 4)}$$

Where:

F_o= Fuel factor based on the ratio of O_2volume to the ultimate CO_2volume produced by the fuel at zero percent excess air.

0.209 = Fraction of air that is O_2, percent/100.

F_d= Ratio of the volume of dry effluent gas to the gross calorific value of the fuel from Method 19, dsm^3 /J (dscf/10^6 Btu).

F_c= Ratio of the volume of CO_2produced to the gross calorific value of the fuel from Method 19, dsm^3 /J (dscf/10^6 Btu).

(ii) Calculate the CO_2correction factor for correcting measurement data to 15 percent O_2, as follows:

$$X_{CO_2} = \frac{5.9}{F_o} \qquad \text{(Eq. 5)}$$

Where:

X_{CO2}= CO_2correction factor, percent.

5.9 = 20.9 percent O_2−15 percent O_2, the defined O_2correction value, percent.

(iii) Calculate the $NO_X$and PM gas concentrations adjusted to 15 percent O_2using CO_2as follows:

$$C_{adj} = C_d \frac{X_{CO_2}}{\%CO_2} \qquad \text{(Eq. 6)}$$

Where:

C_{adj}= Calculated NO_Xor PM concentration adjusted to 15 percent O_2.

C_d= Measured concentration of NO_Xor PM, uncorrected.

%CO_2= Measured CO_2concentration, dry basis, percent.

(e) To determine compliance with the NO_X mass per unit output emission limitation, convert the concentration of NO_X in the engine exhaust using Equation 7 of this section:

$$ER = \frac{C_d \times 1.912 \times 10^{-3} \times Q \times T}{\text{KW-hour}} \qquad \text{(Eq. 7)}$$

Where:

ER = Emission rate in grams per KW-hour.

C_d = Measured NO_X concentration in ppm.

1.912×10^{-3} = Conversion constant for ppm NO_X to grams per standard cubic meter at 25 degrees Celsius.

Q = Stack gas volumetric flow rate, in standard cubic meter per hour.

T = Time of test run, in hours.

KW-hour = Brake work of the engine, in KW-hour.

(f) To determine compliance with the PM mass per unit output emission limitation, convert the concentration of PM in the engine exhaust using Equation 8 of this section:

$$ER = \frac{C_{adj} \times Q \times T}{\text{KW-hour}} \qquad \text{(Eq. 8)}$$

Where:

ER = Emission rate in grams per KW-hour.

C_{adj} = Calculated PM concentration in grams per standard cubic meter.

Q = Stack gas volumetric flow rate, in standard cubic meter per hour.

T = Time of test run, in hours.

KW-hour = Energy output of the engine, in KW.

[71 FR 39172, July 11, 2006, as amended at 76 FR 37971, June 28, 2011]

Notification, Reports, and Records for Owners and Operators

§ 60.4214 What are my notification, reporting, and recordkeeping requirements if I am an owner or operator of a stationary CI internal combustion engine?

(a) Owners and operators of non-emergency stationary CI ICE that are greater than 2,237 KW (3,000 HP), or have a displacement of greater than or equal to 10 liters per cylinder, or are pre-2007 model year engines that are greater than 130 KW (175 HP) and not certified, must meet the requirements of paragraphs (a)(1) and (2) of this section.

(1) Submit an initial notification as required in §60.7(a)(1). The notification must include the information in paragraphs (a)(1)(i) through (v) of this section.

(i) Name and address of the owner or operator;

(ii) The address of the affected source;

(iii) Engine information including make, model, engine family, serial number, model year, maximum engine power, and engine displacement;

(iv) Emission control equipment; and

(v) Fuel used.

(2) Keep records of the information in paragraphs (a)(2)(i) through (iv) of this section.

(i) All notifications submitted to comply with this subpart and all documentation supporting any notification.

(ii) Maintenance conducted on the engine.

(iii) If the stationary CI internal combustion is a certified engine, documentation from the manufacturer that the engine is certified to meet the emission standards.

(iv) If the stationary CI internal combustion is not a certified engine, documentation that the engine meets the emission standards.

(b) If the stationary CI internal combustion engine is an emergency stationary internal combustion engine, the owner or operator is not required to submit an initial notification. Starting with the model years in table 5 to this subpart, if the emergency engine does not meet the standards applicable to non-emergency engines in the applicable model year, the owner or operator must keep records of the operation of the engine in emergency and non-emergency service that are recorded through the non-resettable hour meter. The owner must record the time of operation of the engine and the reason the engine was in operation during that time.

(c) If the stationary CI internal combustion engine is equipped with a diesel particulate filter, the owner or operator must keep records of any corrective action taken after the backpressure monitor has notified the owner or operator that the high backpressure limit of the engine is approached.

Special Requirements

§ 60.4215 What requirements must I meet for engines used in Guam, American Samoa, or the Commonwealth of the Northern Mariana Islands?

(a) Stationary CI ICE with a displacement of less than 30 liters per cylinder that are used in Guam, American Samoa, or the Commonwealth of the Northern Mariana Islands are required to meet the applicable emission standards in §§60.4202 and 60.4205.

(b) Stationary CI ICE that are used in Guam, American Samoa, or the Commonwealth of the Northern Mariana Islands are not required to meet the fuel requirements in §60.4207.

(c) Stationary CI ICE with a displacement of greater than or equal to 30 liters per cylinder that are used in Guam, American Samoa, or the Commonwealth of the Northern Mariana Islands are required to meet the following emission standards:

(1) For engines installed prior to January 1, 2012, limit the emissions of NO_Xin the stationary CI internal combustion engine exhaust to the following:

(i) 17.0 g/KW-hr (12.7 g/HP-hr) when maximum engine speed is less than 130 rpm;

(ii) $45 \cdot n^{-0.2}$g/KW-hr ($34 \cdot n^{-0.2}$g/HP-hr) when maximum engine speed is 130 or more but less than 2,000 rpm, where n is maximum engine speed; and

(iii) 9.8 g/KW-hr (7.3 g/HP-hr) when maximum engine speed is 2,000 rpm or more.

(2) For engines installed on or after January 1, 2012, limit the emissions of NO_Xin the stationary CI internal combustion engine exhaust to the following:

(i) 14.4 g/KW-hr (10.7 g/HP-hr) when maximum engine speed is less than 130 rpm;

(ii) $44 \cdot n^{-0.23}$g/KW-hr ($33 \cdot n^{-0.23}$g/HP-hr) when maximum engine speed is greater than or equal to 130 but less than 2,000 rpm and where n is maximum engine speed; and

(iii) 7.7 g/KW-hr (5.7 g/HP-hr) when maximum engine speed is greater than or equal to 2,000 rpm.

(3) Limit the emissions of PM in the stationary CI internal combustion engine exhaust to 0.40 g/KW-hr (0.30 g/HP-hr).

[71 FR 39172, July 11, 2006, as amended at 76 FR 37971, June 28, 2011]

§ 60.4216 What requirements must I meet for engines used in Alaska?

(a) Prior to December 1, 2010, owners and operators of stationary CI ICE with a displacement of less than 30 liters per cylinder located in areas of Alaska not accessible by the FAHS should refer to 40 CFR part 69 to determine the diesel fuel requirements applicable to such engines.

(b) Except as indicated in paragraph (c) of this section, manufacturers, owners and operators of stationary CI ICE with a displacement of less than 10 liters per cylinder located in areas of Alaska not accessible by the FAHS may meet the requirements of this subpart by manufacturing and installing engines meeting the requirements of 40 CFR parts 94 or 1042, as appropriate, rather than the otherwise applicable requirements of 40 CFR parts 89 and 1039, as indicated in sections §§60.4201(f) and 60.4202(g) of this subpart.

(c) Manufacturers, owners and operators of stationary CI ICE that are located in areas of Alaska not accessible by the FAHS may choose to meet the applicable emission standards for emergency engines in §60.4202 and §60.4205, and not those for non-emergency engines in §60.4201 and §60.4204, except that for 2014 model year and later non-emergency CI ICE, the owner or operator of any such engine that was not certified as meeting Tier 4 PM standards, must meet the applicable requirements for PM in §60.4201 and §60.4204 or install a PM emission control device that achieves PM emission reductions of 85 percent, or 60 percent for engines with a displacement of greater than or equal to 30 liters per cylinder, compared to engine-out emissions.

(d) The provisions of §60.4207 do not apply to owners and operators of pre-2014 model year stationary CI ICE subject to this subpart that are located in areas of Alaska not accessible by the FAHS.

(e) The provisions of §60.4208(a) do not apply to owners and operators of stationary CI ICE subject to this subpart that are located in areas of Alaska not accessible by the FAHS until after December 31, 2009.

(f) The provisions of this section and §60.4207 do not prevent owners and operators of stationary CI ICE subject to this subpart that are located in areas of Alaska not accessible by the FAHS from using fuels mixed with used lubricating oil, in volumes of up to 1.75 percent of the total fuel. The sulfur content of the used lubricating oil must be less than 200 parts per million. The used lubricating oil must meet the on-specification levels and properties for used oil in 40 CFR 279.11.

[76 FR 37971, June 28, 2011]

§ 60.4217 What emission standards must I meet if I am an owner or operator of a stationary internal combustion engine using special fuels?

Owners and operators of stationary CI ICE that do not use diesel fuel may petition the Administrator for approval of alternative emission standards, if they can demonstrate that they use a fuel that is not the fuel on which the manufacturer of the engine certified the engine and that the engine cannot meet the applicable standards required in §60.4204 or §60.4205 using such fuels and that use of such fuel is appropriate and reasonably necessary, considering cost, energy, technical feasibility, human health and environmental, and other factors, for the operation of the engine.

[76 FR 37972, June 28, 2011]

General Provisions

§ 60.4218 What parts of the General Provisions apply to me?

Table 8 to this subpart shows which parts of the General Provisions in §§60.1 through 60.19 apply to you.

Definitions

§ 60.4219 What definitions apply to this subpart?

As used in this subpart, all terms not defined herein shall have the meaning given them in the CAA and in subpart A of this part.

Certified emissions life means the period during which the engine is designed to properly function in terms of reliability and fuel consumption, without being remanufactured, specified as a number of hours of operation or calendar years, whichever comes first. The values for certified emissions life for stationary CI ICE with a displacement of less than 10 liters per cylinder are given in 40 CFR 1039.101(g). The values for certified emissions life for stationary CI ICE with a displacement of greater than or equal to 10 liters per cylinder and less than 30 liters per cylinder are given in 40 CFR 94.9(a).

Combustion turbine means all equipment, including but not limited to the turbine, the fuel, air, lubrication and exhaust gas systems, control systems (except emissions control equipment), and any ancillary components and sub-components comprising any simple cycle combustion turbine, any regenerative/recuperative cycle combustion turbine, the combustion turbine portion of any cogeneration cycle combustion system, or the combustion turbine portion of any combined cycle steam/electric generating system.

Compression ignition means relating to a type of stationary internal combustion engine that is not a spark ignition engine.

Date of manufacture means one of the following things:

(1) For freshly manufactured engines and modified engines, date of manufacture means the date the engine is originally produced.

(2) For reconstructed engines, date of manufacture means the date the engine was originally produced, except as specified in paragraph (3) of this definition.

(3) Reconstructed engines are assigned a new date of manufacture if the fixed capital cost of the new and refurbished components exceeds 75 percent of the fixed capital cost of a comparable entirely new facility. An engine that is produced from a previously used engine block does not retain the date of manufacture of the engine in which the engine block was previously used if the engine is produced using all new components except for the engine block. In these cases, the date of manufacture is the date of reconstruction or the date the new engine is produced.

Diesel fuel means any liquid obtained from the distillation of petroleum with a boiling point of approximately 150 to 360 degrees Celsius. One commonly used form is number 2 distillate oil.

Diesel particulate filter means an emission control technology that reduces PM emissions by trapping the particles in a flow filter substrate and periodically removes the collected particles by either physical action or by oxidizing (burning off) the particles in a process called regeneration.

Emergency stationary internal combustion engine means any stationary internal combustion engine whose operation is limited to emergency situations and required testing and maintenance. Examples include stationary ICE used to produce power for critical networks or equipment (including power supplied to portions of a facility) when electric power from the local utility (or the normal power source, if the facility runs on its own power production) is interrupted, or stationary ICE used to pump water in the case of fire or flood, etc. Stationary CI ICE used to supply power to an electric grid or that supply power as part of a financial arrangement with another entity are not considered to be emergency engines.

Engine manufacturer means the manufacturer of the engine. See the definition of “manufacturer” in this section.

Fire pump engine means an emergency stationary internal combustion engine certified to NFPA requirements that is used to provide power to pump water for fire suppression or protection.

Freshly manufactured engine means an engine that has not been placed into service. An engine becomes freshly manufactured when it is originally produced.

Installed means the engine is placed and secured at the location where it is intended to be operated.

Manufacturer has the meaning given in section 216(1) of the Act. In general, this term includes any person who manufactures a stationary engine for sale in the United States or otherwise introduces a new stationary engine into commerce in the United States. This includes importers who import stationary engines for sale or resale.

Maximum engine power means maximum engine power as defined in 40 CFR 1039.801.

Model year means the calendar year in which an engine is manufactured (see “date of manufacture”), except as follows:

(1) Model year means the annual new model production period of the engine manufacturer in which an engine is manufactured (see “date of manufacture”), if the annual new model production period is different than the calendar year and includes January 1 of the calendar year for which the model year is named. It may not begin before January 2 of the previous calendar year and it must end by December 31 of the named calendar year.

(2) For an engine that is converted to a stationary engine after being placed into service as a nonroad or other non-stationary engine, model year means the calendar year or new model production period in which the engine was manufactured (see “date of manufacture”).

Other internal combustion engine means any internal combustion engine, except combustion turbines, which is not a reciprocating internal combustion engine or rotary internal combustion engine.

Reciprocating internal combustion engine means any internal combustion engine which uses reciprocating motion to convert heat energy into mechanical work.

Rotary internal combustion engine means any internal combustion engine which uses rotary motion to convert heat energy into mechanical work.

Spark ignition means relating to a gasoline, natural gas, or liquefied petroleum gas fueled engine or any other type of engine with a spark plug (or other sparking device) and with operating characteristics significantly similar to the theoretical Otto combustion cycle. Spark ignition engines usually use a throttle to regulate intake air flow to control power during normal operation. Dual-fuel engines in which a liquid fuel (typically diesel fuel) is used for CI and gaseous fuel (typically natural gas) is used as the primary fuel at an annual average ratio of less than 2 parts diesel fuel to 100 parts total fuel on an energy equivalent basis are spark ignition engines.

Stationary internal combustion engine means any internal combustion engine, except combustion turbines, that converts heat energy into mechanical work and is not mobile. Stationary ICE differ from mobile ICE in that a stationary internal combustion engine is not a nonroad engine as defined at 40 CFR 1068.30 (excluding paragraph (2)(ii) of that definition), and is not used to propel a motor vehicle, aircraft, or a vehicle used solely for competition. Stationary ICE include reciprocating ICE, rotary ICE, and other ICE, except combustion turbines.

Subpart means 40 CFR part 60, subpart IIII.

[71 FR 39172, July 11, 2006, as amended at 76 FR 37972, June 28, 2011]

Table 1 to Subpart IIII of Part 60—Emission Standards for Stationary Pre-2007 Model Year Engines With a Displacement of <10 Liters per Cylinder and 2007–2010 Model Year Engines >2,237 KW (3,000 HP) and With a Displacement of <10 Liters per Cylinder

[As stated in §§60.4201(b), 60.4202(b), 60.4204(a), and 60.4205(a), you must comply with the following emission standards]

Maximum engine power	Emission standards for stationary pre-2007 model year engines with a displacement of <10 liters per cylinder and 2007–2010 model year engines >2,237 KW (3,000 HP) and with a displacement of <10 liters per cylinder in g/KW-hr (g/HP-hr)				
	NMHC + NO_X	HC	NO_X	CO	PM
KW<8 (HP<11)	10.5 (7.8)			8.0 (6.0)	1.0 (0.75)
8≤KW<19 (11≤HP<25)	9.5 (7.1)			6.6 (4.9)	0.80 (0.60)
19≤KW<37 (25≤HP<50)	9.5 (7.1)			5.5 (4.1)	0.80 (0.60)
37≤KW<56 (50≤HP<75)			9.2 (6.9)		
56≤KW<75 (75≤HP<100)			9.2 (6.9)		
75≤KW<130 (100≤HP<175)			9.2 (6.9)		
130≤KW<225 (175≤HP<300)		1.3 (1.0)	9.2 (6.9)	11.4 (8.5)	0.54 (0.40)

Maximum engine power	Emission standards for stationary pre-2007 model year engines with a displacement of <10 liters per cylinder and 2007–2010 model year engines >2,237 KW (3,000 HP) and with a displacement of <10 liters per cylinder in g/KW-hr (g/HP-hr)				
	NMHC + NO_X	HC	NO_X	CO	PM
225≤KW<450 (300≤HP<600)		1.3 (1.0)	9.2 (6.9)	11.4 (8.5)	0.54 (0.40)
450≤KW≤560 (600≤HP≤750)		1.3 (1.0)	9.2 (6.9)	11.4 (8.5)	0.54 (0.40)
KW>560 (HP>750)		1.3 (1.0)	9.2 (6.9)	11.4 (8.5)	0.54 (0.40)

Table 2 to Subpart IIII of Part 60—Emission Standards for 2008 Model Year and Later Emergency Stationary CI ICE <37 KW (50 HP) With a Displacement of <10 Liters per Cylinder

[As stated in §60.4202(a)(1), you must comply with the following emission standards]

Engine power	Emission standards for 2008 model year and later emergency stationary CI ICE <37 KW (50 HP) with a displacement of <10 liters per cylinder in g/KW-hr (g/HP-hr)			
	Model year(s)	NO_X+ NMHC	CO	PM
KW<8 (HP<11)	2008+	7.5 (5.6)	8.0 (6.0)	0.40 (0.30)
8≤KW<19 (11≤HP<25)	2008+	7.5 (5.6)	6.6 (4.9)	0.40 (0.30)
19≤KW<37 (25≤HP<50)	2008+	7.5 (5.6)	5.5 (4.1)	0.30 (0.22)

Table 3 to Subpart IIII of Part 60—Certification Requirements for Stationary Fire Pump Engines

Table 3 to Subpart IIII of Part 60—Certification Requirements for Stationary Fire Pump Engines

As stated in §60.4202(d), you must certify new stationary fire pump engines beginning with the following model years:

Engine power	Starting model year engine manufacturers must certify new stationary fire pump engines according to §60.4202(d)[1]
KW<75 (HP<100)	2011
75≤KW<130 (100≤HP<175)	2010
130≤KW≤560 (175≤HP≤750)	2009
KW>560 (HP>750)	2008

[1]Manufacturers of fire pump stationary CI ICE with a maximum engine power greater than or equal to 37 kW (50 HP) and less than 450 KW (600 HP) and a rated speed of greater than 2,650 revolutions per minute (rpm) are not required to certify such engines until three model years following the model year indicated in this Table 3 for engines in the applicable engine power category.

[71 FR 39172, July 11, 2006, as amended at 76 FR 37972, June 28, 2011]

Table 4 to Subpart IIII of Part 60—Emission Standards for Stationary Fire Pump Engines

[As stated in §§60.4202(d) and 60.4205(c), you must comply with the following emission standards for stationary fire pump engines]

Maximum engine power	Model year(s)	NMHC + NO_X	CO	PM
KW<8 (HP<11)	2010 and earlier	10.5 (7.8)	8.0 (6.0)	1.0 (0.75)
	2011+	7.5 (5.6)		0.40 (0.30)
8≤KW<19 (11≤HP<25)	2010 and earlier	9.5 (7.1)	6.6 (4.9)	0.80 (0.60)
	2011+	7.5 (5.6)		0.40 (0.30)
19≤KW<37 (25≤HP<50)	2010 and earlier	9.5 (7.1)	5.5 (4.1)	0.80 (0.60)
	2011+	7.5 (5.6)		0.30 (0.22)
37≤KW<56 (50≤HP<75)	2010 and earlier	10.5 (7.8)	5.0 (3.7)	0.80 (0.60)
	2011+[1]	4.7 (3.5)		0.40 (0.30)
56≤KW<75 (75≤HP<100)	2010 and earlier	10.5 (7.8)	5.0 (3.7)	0.80 (0.60)
	2011+[1]	4.7 (3.5)		0.40 (0.30)

Maximum engine power	Model year(s)	NMHC + NO_X	CO	PM
75≤KW<130 (100≤HP<175)	2009 and earlier	10.5 (7.8)	5.0 (3.7)	0.80 (0.60)
	2010+[2]	4.0 (3.0)		0.30 (0.22)
130≤KW<225 (175≤HP<300)	2008 and earlier	10.5 (7.8)	3.5 (2.6)	0.54 (0.40)
	2009+[3]	4.0 (3.0)		0.20 (0.15)
225≤KW<450 (300≤HP<600)	2008 and earlier	10.5 (7.8)	3.5 (2.6)	0.54 (0.40)
	2009+[3]	4.0 (3.0)		0.20 (0.15)
450≤KW≤560 (600≤HP≤750)	2008 and earlier	10.5 (7.8)	3.5 (2.6)	0.54 (0.40)
	2009+	4.0 (3.0)		0.20 (0.15)
KW>560 (HP>750)	2007 and earlier	10.5 (7.8)	3.5 (2.6)	0.54 (0.40)
	2008+	6.4 (4.8)		0.20 (0.15)

[1]For model years 2011–2013, manufacturers, owners and operators of fire pump stationary CI ICE in this engine power category with a rated speed of greater than 2,650 revolutions per minute (rpm) may comply with the emission limitations for 2010 model year engines.

[2]For model years 2010–2012, manufacturers, owners and operators of fire pump stationary CI ICE in this engine power category with a rated speed of greater than 2,650 rpm may comply with the emission limitations for 2009 model year engines.

[3]In model years 2009–2011, manufacturers of fire pump stationary CI ICE in this engine power category with a rated speed of greater than 2,650 rpm may comply with the emission limitations for 2008 model year engines.

Table 5 to Subpart IIII of Part 60—Labeling and Recordkeeping Requirements for New Stationary Emergency Engines

[You must comply with the labeling requirements in §60.4210(f) and the recordkeeping requirements in §60.4214(b) for new emergency stationary CI ICE beginning in the following model years:]

Engine power	Starting model year
19≤KW<56 (25≤HP<75)	2013
56≤KW<130 (75≤HP<175)	2012
KW≥130 (HP≥175)	2011

Table 6 to Subpart IIII of Part 60—Optional 3-Mode Test Cycle for Stationary Fire Pump Engines

[As stated in §60.4210(g), manufacturers of fire pump engines may use the following test cycle for testing fire pump engines:]

Mode No.	Engine speed[1]	Torque (percent)[2]	Weighting factors
1	Rated	100	0.30
2	Rated	75	0.50
3	Rated	50	0.20

[1]Engine speed: ±2 percent of point.

[2]Torque: NFPA certified nameplate HP for 100 percent point. All points should be ±2 percent of engine percent load value.

Table 7 to Subpart IIII of Part 60—Requirements for Performance Tests for Stationary CI ICE With a Displacement of ≥30 Liters per Cylinder

[As stated in §60.4213, you must comply with the following requirements for performance tests for stationary CI ICE with a displacement of ≥30 liters per cylinder:]

For each	Complying with the requirement to	You must	Using	According to the following requirements
1. Stationary CI internal combustion engine with a displacement of ≥30 liters per cylinder	a. Reduce NO_X emissions by 90 percent or more	i. Select the sampling port location and the number of traverse points;	(1) Method 1 or 1A of 40 CFR part 60, appendix A	(a) Sampling sites must be located at the inlet and outlet of the control device.
		ii. Measure O_2 at the inlet and outlet of the control device;	(2) Method 3, 3A, or 3B of 40 CFR part 60, appendix A	(b) Measurements to determine O_2 concentration must be made at the same time as the measurements for NO_X concentration.

For each	Complying with the requirement to	You must	Using	According to the following requirements
		iii. If necessary, measure moisture content at the inlet and outlet of the control device; and,	(3) Method 4 of 40 CFR part 60, appendix A, Method 320 of 40 CFR part 63, appendix A, or ASTM D 6348–03 (incorporated by reference, see §60.17)	(c) Measurements to determine moisture content must be made at the same time as the measurements for NO_X concentration.
		iv. Measure NO_X at the inlet and outlet of the control device	(4) Method 7E of 40 CFR part 60, appendix A, Method 320 of 40 CFR part 63, appendix A, or ASTM D 6348–03 (incorporated by reference, see §60.17)	(d) NO_X concentration must be at 15 percent O_2, dry basis. Results of this test consist of the average of the three 1-hour or longer runs.
	b. Limit the concentration of NO_X in the stationary CI internal combustion engine exhaust.	i. Select the sampling port location and the number of traverse points;	(1) Method 1 or 1A of 40 CFR part 60, appendix A	(a) If using a control device, the sampling site must be located at the outlet of the control device.
		ii. Determine the O_2 concentration of the stationary internal combustion engine exhaust at the sampling port location; and,	(2) Method 3, 3A, or 3B of 40 CFR part 60, appendix A	(b) Measurements to determine O_2 concentration must be made at the same time as the measurement for NO_X concentration.

For each	Complying with the requirement to	You must	Using	According to the following requirements
		iii. If necessary, measure moisture content of the stationary internal combustion engine exhaust at the sampling port location; and,	(3) Method 4 of 40 CFR part 60, appendix A, Method 320 of 40 CFR part 63, appendix A, or ASTM D 6348–03 (incorporated by reference, see §60.17)	(c) Measurements to determine moisture content must be made at the same time as the measurement for NO_X concentration.
		iv. Measure NO_X at the exhaust of the stationary internal combustion engine	(4) Method 7E of 40 CFR part 60, appendix A, Method 320 of 40 CFR part 63, appendix A, or ASTM D 6348–03 (incorporated by reference, see §60.17)	(d) NO_X concentration must be at 15 percent O_2, dry basis. Results of this test consist of the average of the three 1-hour or longer runs.
	c. Reduce PM emissions by 60 percent or more	i. Select the sampling port location and the number of traverse points;	(1) Method 1 or 1A of 40 CFR part 60, appendix A	(a) Sampling sites must be located at the inlet and outlet of the control device.
		ii. Measure O_2 at the inlet and outlet of the control device;	(2) Method 3, 3A, or 3B of 40 CFR part 60, appendix A	(b) Measurements to determine O_2 concentration must be made at the same time as the measurements for PM concentration.

For each	Complying with the requirement to	You must	Using	According to the following requirements
		iii. If necessary, measure moisture content at the inlet and outlet of the control device; and	(3) Method 4 of 40 CFR part 60, appendix A	(c) Measurements to determine and moisture content must be made at the same time as the measurements for PM concentration.
		iv. Measure PM at the inlet and outlet of the control device	(4) Method 5 of 40 CFR part 60, appendix A	(d) PM concentration must be at 15 percent O_2, dry basis. Results of this test consist of the average of the three 1-hour or longer runs.
	d. Limit the concentration of PM in the stationary CI internal combustion engine exhaust	i. Select the sampling port location and the number of traverse points;	(1) Method 1 or 1A of 40 CFR part 60, appendix A	(a) If using a control device, the sampling site must be located at the outlet of the control device.
		ii. Determine the O_2concentration of the stationary internal combustion engine exhaust at the sampling port location; and	(2) Method 3, 3A, or 3B of 40 CFR part 60, appendix A	(b) Measurements to determine O_2concentration must be made at the same time as the measurements for PM concentration.
		iii. If necessary, measure moisture content of the stationary internal combustion engine exhaust at the sampling port location; and	(3) Method 4 of 40 CFR part 60, appendix A	(c) Measurements to determine moisture content must be made at the same time as the measurements for PM concentration.

For each	Complying with the requirement to	You must	Using	According to the following requirements
		iv. Measure PM at the exhaust of the stationary internal combustion engine	(4) Method 5 of 40 CFR part 60, appendix A	(d) PM concentration must be at 15 percent O_2, dry basis. Results of this test consist of the average of the three 1-hour or longer runs.

Table 8 to Subpart IIII of Part 60—Applicability of General Provisions to Subpart IIII

[As stated in §60.4218, you must comply with the following applicable General Provisions:]

General Provisions citation	Subject of citation	Applies to subpart	Explanation
§60.1	General applicability of the General Provisions	Yes	
§60.2	Definitions	Yes	Additional terms defined in §60.4219.
§60.3	Units and abbreviations	Yes	
§60.4	Address	Yes	
§60.5	Determination of construction or modification	Yes	
§60.6	Review of plans	Yes	
§60.7	Notification and Recordkeeping	Yes	Except that §60.7 only applies as specified in §60.4214(a).
§60.8	Performance tests	Yes	Except that §60.8 only applies to stationary CI ICE with a displacement of (≥30 liters per cylinder and engines that are not certified.
§60.9	Availability of information	Yes	
§60.10	State Authority	Yes	
§60.11	Compliance with standards and maintenance	No	Requirements are specified in subpart IIII.

General Provisions citation	Subject of citation	Applies to subpart	Explanation
	requirements		
§60.12	Circumvention	Yes	
§60.13	Monitoring requirements	Yes	Except that §60.13 only applies to stationary CI ICE with a displacement of (≥30 liters per cylinder.
§60.14	Modification	Yes	
§60.15	Reconstruction	Yes	
§60.16	Priority list	Yes	
§60.17	Incorporations by reference	Yes	
§60.18	General control device requirements	No	
§60.19	General notification and reporting requirements	Yes	

[Downloaded for the eCFR 9/2012]

Indiana Department of Environmental Management
Office of Air Quality

Attachment F

Subpart ZZZZ—National Emissions Standards for Hazardous Air Pollutants for Stationary Reciprocating Internal Combustion Engines

Source: 69 FR 33506, June 15, 2004, unless otherwise noted.

What This Subpart Covers

§ 63.6580 What is the purpose of subpart ZZZZ?

Subpart ZZZZ establishes national emission limitations and operating limitations for hazardous air pollutants (HAP) emitted from stationary reciprocating internal combustion engines (RICE) located at major and area sources of HAP emissions. This subpart also establishes requirements to demonstrate initial and continuous compliance with the emission limitations and operating limitations.

[73 FR 3603, Jan. 18, 2008]

§ 63.6585 Am I subject to this subpart?

You are subject to this subpart if you own or operate a stationary RICE at a major or area source of HAP emissions, except if the stationary RICE is being tested at a stationary RICE test cell/stand.

(a) A stationary RICE is any internal combustion engine which uses reciprocating motion to convert heat energy into mechanical work and which is not mobile. Stationary RICE differ from mobile RICE in that a stationary RICE is not a non-road engine as defined at 40 CFR 1068.30, and is not used to propel a motor vehicle or a vehicle used solely for competition.

(b) A major source of HAP emissions is a plant site that emits or has the potential to emit any single HAP at a rate of 10 tons (9.07 megagrams) or more per year or any combination of HAP at a rate of 25 tons (22.68 megagrams) or more per year, except that for oil and gas production facilities, a major source of HAP emissions is determined for each surface site.

(c) An area source of HAP emissions is a source that is not a major source.

(d) If you are an owner or operator of an area source subject to this subpart, your status as an entity subject to a standard or other requirements under this subpart does not subject you to the obligation to obtain a permit under 40 CFR part 70 or 71, provided you are not required to obtain a permit under 40 CFR 70.3(a) or 40 CFR 71.3(a) for a reason other than your status as an area source under this subpart. Notwithstanding the previous sentence, you must continue to comply with the provisions of this subpart as applicable.

(e) If you are an owner or operator of a stationary RICE used for national security purposes, you may be eligible to request an exemption from the requirements of this subpart as described in 40 CFR part 1068, subpart C.

[69 FR 33506, June 15, 2004, as amended at 73 FR 3603, Jan. 18, 2008]

§ 63.6590 What parts of my plant does this subpart cover?

This subpart applies to each affected source.

(a) *Affected source.* An affected source is any existing, new, or reconstructed stationary RICE located at a major or area source of HAP emissions, excluding stationary RICE being tested at a stationary RICE test cell/stand.

(1) *Existing stationary RICE.*

(i) For stationary RICE with a site rating of more than 500 brake horsepower (HP) located at a major source of HAP emissions, a stationary RICE is existing if you commenced construction or reconstruction of the stationary RICE before December 19, 2002.

(ii) For stationary RICE with a site rating of less than or equal to 500 brake HP located at a major source of HAP emissions, a stationary RICE is existing if you commenced construction or reconstruction of the stationary RICE before June 12, 2006.

(iii) For stationary RICE located at an area source of HAP emissions, a stationary RICE is existing if you commenced construction or reconstruction of the stationary RICE before June 12, 2006.

(iv) A change in ownership of an existing stationary RICE does not make that stationary RICE a new or reconstructed stationary RICE.

(2) *New stationary RICE.* (i) A stationary RICE with a site rating of more than 500 brake HP located at a major source of HAP emissions is new if you commenced construction of the stationary RICE on or after December 19, 2002.

(ii) A stationary RICE with a site rating of equal to or less than 500 brake HP located at a major source of HAP emissions is new if you commenced construction of the stationary RICE on or after June 12, 2006.

(iii) A stationary RICE located at an area source of HAP emissions is new if you commenced construction of the stationary RICE on or after June 12, 2006.

(3) *Reconstructed stationary RICE.* (i) A stationary RICE with a site rating of more than 500 brake HP located at a major source of HAP emissions is reconstructed if you meet the definition of reconstruction in §63.2 and reconstruction is commenced on or after December 19, 2002.

(ii) A stationary RICE with a site rating of equal to or less than 500 brake HP located at a major source of HAP emissions is reconstructed if you meet the definition of reconstruction in §63.2 and reconstruction is commenced on or after June 12, 2006.

(iii) A stationary RICE located at an area source of HAP emissions is reconstructed if you meet the definition of reconstruction in §63.2 and reconstruction is commenced on or after June 12, 2006.

(b) *Stationary RICE subject to limited requirements.* (1) An affected source which meets either of the criteria in paragraphs (b)(1)(i) through (ii) of this section does not have to meet the requirements of this subpart and of subpart A of this part except for the initial notification requirements of §63.6645(f).

(i) The stationary RICE is a new or reconstructed emergency stationary RICE with a site rating of more than 500 brake HP located at a major source of HAP emissions.

(ii) The stationary RICE is a new or reconstructed limited use stationary RICE with a site rating of more than 500 brake HP located at a major source of HAP emissions.

(2) A new or reconstructed stationary RICE with a site rating of more than 500 brake HP located at a major source of HAP emissions which combusts landfill or digester gas equivalent to 10 percent or more of the gross heat input on an annual basis must meet the initial notification requirements of §63.6645(f) and the requirements of §§63.6625(c), 63.6650(g), and 63.6655(c). These stationary RICE do not have to meet the emission limitations and operating limitations of this subpart.

(3) The following stationary RICE do not have to meet the requirements of this subpart and of subpart A of this part, including initial notification requirements:

(i) Existing spark ignition 2 stroke lean burn (2SLB) stationary RICE with a site rating of more than 500 brake HP located at a major source of HAP emissions;

(ii) Existing spark ignition 4 stroke lean burn (4SLB) stationary RICE with a site rating of more than 500 brake HP located at a major source of HAP emissions;

(iii) Existing emergency stationary RICE with a site rating of more than 500 brake HP located at a major source of HAP emissions;

(iv) Existing limited use stationary RICE with a site rating of more than 500 brake HP located at a major source of HAP emissions;

(v) Existing stationary RICE with a site rating of more than 500 brake HP located at a major source of HAP emissions that combusts landfill gas or digester gas equivalent to 10 percent or more of the gross heat input on an annual basis;

(vi) Existing residential emergency stationary RICE located at an area source of HAP emissions;

(vii) Existing commercial emergency stationary RICE located at an area source of HAP emissions; or

(viii) Existing institutional emergency stationary RICE located at an area source of HAP emissions.

(c) *Stationary RICE subject to Regulations under 40 CFR Part 60.* An affected source that meets any of the criteria in paragraphs (c)(1) through (7) of this section must meet the requirements of this part by meeting the requirements of 40 CFR part 60 subpart IIII, for compression ignition engines or 40 CFR part 60 subpart JJJJ, for spark ignition engines. No further requirements apply for such engines under this part.

(1) A new or reconstructed stationary RICE located at an area source;

(2) A new or reconstructed 2SLB stationary RICE with a site rating of less than or equal to 500 brake HP located at a major source of HAP emissions;

(3) A new or reconstructed 4SLB stationary RICE with a site rating of less than 250 brake HP located at a major source of HAP emissions;

(4) A new or reconstructed spark ignition 4 stroke rich burn (4SRB) stationary RICE with a site rating of less than or equal to 500 brake HP located at a major source of HAP emissions;

(5) A new or reconstructed stationary RICE with a site rating of less than or equal to 500 brake HP located at a major source of HAP emissions which combusts landfill or digester gas equivalent to 10 percent or more of the gross heat input on an annual basis;

(6) A new or reconstructed emergency or limited use stationary RICE with a site rating of less than or equal to 500 brake HP located at a major source of HAP emissions;

(7) A new or reconstructed compression ignition (CI) stationary RICE with a site rating of less than or equal to 500 brake HP located at a major source of HAP emissions.

[69 FR 33506, June 15, 2004, as amended at 73 FR 3604, Jan. 18, 2008; 75 FR 9674, Mar. 3, 2010; 75 FR 37733, June 30, 2010; 75 FR 51588, Aug. 20, 2010]

§ 63.6595 When do I have to comply with this subpart?

(a) *Affected sources.* (1) If you have an existing stationary RICE, excluding existing non-emergency CI stationary RICE, with a site rating of more than 500 brake HP located at a major source of HAP emissions, you must comply with the applicable emission limitations and operating limitations no later than June 15, 2007. If you have an existing non-emergency CI stationary RICE with a site rating of more than 500 brake HP located at a major source of HAP emissions, an existing stationary CI RICE with a site rating of less than or equal to 500 brake HP located at a major source of HAP emissions, or an existing stationary CI RICE located at an area source of HAP emissions, you must comply with the applicable emission limitations and operating limitations no later than May 3, 2013. If you have an existing stationary SI RICE with a site rating of less than or equal to 500 brake HP located at a major source of HAP emissions, or an existing stationary SI RICE located at an area source of HAP emissions, you must comply with the applicable emission limitations and operating limitations no later than October 19, 2013.

(2) If you start up your new or reconstructed stationary RICE with a site rating of more than 500 brake HP located at a major source of HAP emissions before August 16, 2004, you must comply with the applicable emission limitations and operating limitations in this subpart no later than August 16, 2004.

(3) If you start up your new or reconstructed stationary RICE with a site rating of more than 500 brake HP located at a major source of HAP emissions after August 16, 2004, you must comply with the applicable emission limitations and operating limitations in this subpart upon startup of your affected source.

(4) If you start up your new or reconstructed stationary RICE with a site rating of less than or equal to 500 brake HP located at a major source of HAP emissions before January 18, 2008, you must comply with the applicable emission limitations and operating limitations in this subpart no later than January 18, 2008.

(5) If you start up your new or reconstructed stationary RICE with a site rating of less than or equal to 500 brake HP located at a major source of HAP emissions after January 18, 2008, you must comply with the applicable emission limitations and operating limitations in this subpart upon startup of your affected source.

(6) If you start up your new or reconstructed stationary RICE located at an area source of HAP emissions before January 18, 2008, you must comply with the applicable emission limitations and operating limitations in this subpart no later than January 18, 2008.

(7) If you start up your new or reconstructed stationary RICE located at an area source of HAP emissions after January 18, 2008, you must comply with the applicable emission limitations and operating limitations in this subpart upon startup of your affected source.

(b) *Area sources that become major sources.* If you have an area source that increases its emissions or its potential to emit such that it becomes a major source of HAP, the compliance dates in paragraphs (b)(1) and (2) of this section apply to you.

(1) Any stationary RICE for which construction or reconstruction is commenced after the date when your area source becomes a major source of HAP must be in compliance with this subpart upon startup of your affected source.

(2) Any stationary RICE for which construction or reconstruction is commenced before your area source becomes a major source of HAP must be in compliance with the provisions of this subpart that are applicable to RICE located at major sources within 3 years after your area source becomes a major source of HAP.

(c) If you own or operate an affected source, you must meet the applicable notification requirements in §63.6645 and in 40 CFR part 63, subpart A.

[69 FR 33506, June 15, 2004, as amended at 73 FR 3604, Jan. 18, 2008; 75 FR 9675, Mar. 3, 2010; 75 FR 51589, Aug. 20, 2010]

Emission and Operating Limitations

§ 63.6600 What emission limitations and operating limitations must I meet if I own or operate a stationary RICE with a site rating of more than 500 brake HP located at a major source of HAP emissions?

Compliance with the numerical emission limitations established in this subpart is based on the results of testing the average of three 1-hour runs using the testing requirements and procedures in §63.6620 and Table 4 to this subpart.

(a) If you own or operate an existing, new, or reconstructed spark ignition 4SRB stationary RICE with a site rating of more than 500 brake HP located at a major source of HAP emissions, you must comply with the emission limitations in Table 1a to this subpart and the operating limitations in Table 1b to this subpart which apply to you.

(b) If you own or operate a new or reconstructed 2SLB stationary RICE with a site rating of more than 500 brake HP located at major source of HAP emissions, a new or reconstructed 4SLB stationary RICE with a site rating of more than 500 brake HP located at major source of HAP emissions, or a new or reconstructed CI stationary RICE with a site rating of more than 500 brake HP located at a major source of HAP emissions, you must comply with the emission limitations in Table 2a to this subpart and the operating limitations in Table 2b to this subpart which apply to you.

(c) If you own or operate any of the following stationary RICE with a site rating of more than 500 brake HP located at a major source of HAP emissions, you do not need to comply with the emission limitations in Tables 1a, 2a, 2c, and 2d to this subpart or operating limitations in Tables 1b and 2b to this subpart: an existing 2SLB stationary RICE; an existing 4SLB stationary RICE; a stationary RICE that combusts landfill gas or digester gas equivalent to 10 percent or more of the gross heat input on an annual basis; an emergency stationary RICE; or a limited use stationary RICE.

(d) If you own or operate an existing non-emergency stationary CI RICE with a site rating of more than 500 brake HP located at a major source of HAP emissions, you must comply with the emission limitations in Table 2c to this subpart and the operating limitations in Table 2b to this subpart which apply to you.

[73 FR 3605, Jan. 18, 2008, as amended at 75 FR 9675, Mar. 3, 2010]

§ 63.6601 What emission limitations must I meet if I own or operate a new or reconstructed 4SLB stationary RICE with a site rating of greater than or equal to 250 brake HP and less than or equal to 500 brake HP located at a major source of HAP emissions?

Compliance with the numerical emission limitations established in this subpart is based on the results of testing the average of three 1-hour runs using the testing requirements and procedures in §63.6620 and Table 4 to this subpart. If you own or operate a new or reconstructed 4SLB stationary RICE with a site rating of greater than or equal to 250 and less than or equal to 500 brake HP located at major source of HAP emissions manufactured on or after January 1, 2008, you must comply with the emission limitations in Table 2a to this subpart and the operating limitations in Table 2b to this subpart which apply to you.

[73 FR 3605, Jan. 18, 2008, as amended at 75 FR 9675, Mar. 3, 2010; 75 FR 51589, Aug. 20, 2010]

§ 63.6602 What emission limitations must I meet if I own or operate an existing stationary RICE with a site rating of equal to or less than 500 brake HP located at a major source of HAP emissions?

If you own or operate an existing stationary RICE with a site rating of equal to or less than 500 brake HP located at a major source of HAP emissions, you must comply with the emission limitations in Table 2c to this subpart which apply to you. Compliance with the numerical emission limitations established in this subpart is based on the results of testing the average of three 1-hour runs using the testing requirements and procedures in §63.6620 and Table 4 to this subpart.

[75 FR 51589, Aug. 20, 2010]

§ 63.6603 What emission limitations and operating limitations must I meet if I own or operate an existing stationary RICE located at an area source of HAP emissions?

Compliance with the numerical emission limitations established in this subpart is based on the results of testing the average of three 1-hour runs using the testing requirements and procedures in §63.6620 and Table 4 to this subpart.

(a) If you own or operate an existing stationary RICE located at an area source of HAP emissions, you must comply with the requirements in Table 2d to this subpart and the operating limitations in Table 1b and Table 2b to this subpart that apply to you.

(b) If you own or operate an existing stationary non-emergency CI RICE greater than 300 HP located at area sources in areas of Alaska not accessible by the Federal Aid Highway System (FAHS) you do not have to meet the numerical CO emission limitations specified in Table 2d to this subpart. Existing stationary non-emergency CI RICE greater than 300 HP located at area sources in areas of Alaska not accessible by the FAHS must meet the management practices that are shown for stationary non-emergency CI RICE less than or equal to 300 HP in Table 2d to this subpart.

[75 FR 9675, Mar. 3, 2010, as amended at 75 FR 51589, Aug. 20, 2010; 76 FR 12866, Mar. 9, 2011]

§ 63.6604 What fuel requirements must I meet if I own or operate an existing stationary CI RICE?

If you own or operate an existing non-emergency, non-black start CI stationary RICE with a site rating of more than 300 brake HP with a displacement of less than 30 liters per cylinder that uses diesel fuel, you must use diesel fuel that meets the requirements in 40 CFR 80.510(b) for nonroad diesel fuel. Existing non-emergency CI stationary RICE located in Guam, American Samoa, the Commonwealth of the Northern Mariana Islands, or at area sources in areas of Alaska not accessible by the FAHS are exempt from the requirements of this section.

[75 FR 51589, Aug. 20, 2010]

General Compliance Requirements

§ 63.6605 What are my general requirements for complying with this subpart?

(a) You must be in compliance with the emission limitations and operating limitations in this subpart that apply to you at all times.

(b) At all times you must operate and maintain any affected source, including associated air pollution control equipment and monitoring equipment, in a manner consistent with safety and good air pollution control practices for minimizing emissions. The general duty to minimize emissions does not require you to make any further efforts to reduce emissions if levels required by this standard have been achieved. Determination of whether such operation and maintenance procedures are being used will be based on information available to the Administrator which may include, but is not limited to, monitoring results, review of operation and maintenance procedures, review of operation and maintenance records, and inspection of the source.

[75 FR 9675, Mar. 3, 2010]

Testing and Initial Compliance Requirements

§ 63.6610 By what date must I conduct the initial performance tests or other initial compliance demonstrations if I own or operate a stationary RICE with a site rating of more than 500 brake HP located at a major source of HAP emissions?

If you own or operate a stationary RICE with a site rating of more than 500 brake HP located at a major source of HAP emissions you are subject to the requirements of this section.

(a) You must conduct the initial performance test or other initial compliance demonstrations in Table 4 to this subpart that apply to you within 180 days after the compliance date that is specified for your stationary RICE in §63.6595 and according to the provisions in §63.7(a)(2).

(b) If you commenced construction or reconstruction between December 19, 2002 and June 15, 2004 and own or operate stationary RICE with a site rating of more than 500 brake HP located at a major source of HAP emissions, you must demonstrate initial compliance with either the proposed emission limitations or the promulgated emission

limitations no later than February 10, 2005 or no later than 180 days after startup of the source, whichever is later, according to §63.7(a)(2)(ix).

(c) If you commenced construction or reconstruction between December 19, 2002 and June 15, 2004 and own or operate stationary RICE with a site rating of more than 500 brake HP located at a major source of HAP emissions, and you chose to comply with the proposed emission limitations when demonstrating initial compliance, you must conduct a second performance test to demonstrate compliance with the promulgated emission limitations by December 13, 2007 or after startup of the source, whichever is later, according to §63.7(a)(2)(ix).

(d) An owner or operator is not required to conduct an initial performance test on units for which a performance test has been previously conducted, but the test must meet all of the conditions described in paragraphs (d)(1) through (5) of this section.

(1) The test must have been conducted using the same methods specified in this subpart, and these methods must have been followed correctly.

(2) The test must not be older than 2 years.

(3) The test must be reviewed and accepted by the Administrator.

(4) Either no process or equipment changes must have been made since the test was performed, or the owner or operator must be able to demonstrate that the results of the performance test, with or without adjustments, reliably demonstrate compliance despite process or equipment changes.

(5) The test must be conducted at any load condition within plus or minus 10 percent of 100 percent load.

[69 FR 33506, June 15, 2004, as amended at 73 FR 3605, Jan. 18, 2008]

§ 63.6611 By what date must I conduct the initial performance tests or other initial compliance demonstrations if I own or operate a new or reconstructed 4SLB SI stationary RICE with a site rating of greater than or equal to 250 and less than or equal to 500 brake HP located at a major source of HAP emissions?

If you own or operate a new or reconstructed 4SLB stationary RICE with a site rating of greater than or equal to 250 and less than or equal to 500 brake HP located at a major source of HAP emissions, you must conduct an initial performance test within 240 days after the compliance date that is specified for your stationary RICE in §63.6595 and according to the provisions specified in Table 4 to this subpart, as appropriate.

[73 FR 3605, Jan. 18, 2008, as amended at 75 FR 51589, Aug. 20, 2010]

§ 63.6612 By what date must I conduct the initial performance tests or other initial compliance demonstrations if I own or operate an existing stationary RICE with a site rating of less than or equal to 500 brake HP located at a major source of HAP emissions or an existing stationary RICE located at an area source of HAP emissions?

If you own or operate an existing stationary RICE with a site rating of less than or equal to 500 brake HP located at a major source of HAP emissions or an existing stationary RICE located at an area source of HAP emissions you are subject to the requirements of this section.

(a) You must conduct any initial performance test or other initial compliance demonstration according to Tables 4 and 5 to this subpart that apply to you within 180 days after the compliance date that is specified for your stationary RICE in §63.6595 and according to the provisions in §63.7(a)(2).

(b) An owner or operator is not required to conduct an initial performance test on a unit for which a performance test has been previously conducted, but the test must meet all of the conditions described in paragraphs (b)(1) through (4) of this section.

(1) The test must have been conducted using the same methods specified in this subpart, and these methods must have been followed correctly.

(2) The test must not be older than 2 years.

(3) The test must be reviewed and accepted by the Administrator.

(4) Either no process or equipment changes must have been made since the test was performed, or the owner or operator must be able to demonstrate that the results of the performance test, with or without adjustments, reliably demonstrate compliance despite process or equipment changes.

[75 FR 9676, Mar. 3, 2010, as amended at 75 FR 51589, Aug. 20, 2010]

§ 63.6615 When must I conduct subsequent performance tests?

If you must comply with the emission limitations and operating limitations, you must conduct subsequent performance tests as specified in Table 3 of this subpart.

§ 63.6620 What performance tests and other procedures must I use?

(a) You must conduct each performance test in Tables 3 and 4 of this subpart that applies to you.

(b) Each performance test must be conducted according to the requirements that this subpart specifies in Table 4 to this subpart. If you own or operate a non-operational stationary RICE that is subject to performance testing, you do not need to start up the engine solely to conduct the performance test. Owners and operators of a non-operational engine can conduct the performance test when the engine is started up again.

(c) [Reserved]

(d) You must conduct three separate test runs for each performance test required in this section, as specified in §63.7(e)(3). Each test run must last at least 1 hour.

(e)(1) You must use Equation 1 of this section to determine compliance with the percent reduction requirement:

$$\frac{C_i - C_o}{C_i} \times 100 = R \qquad \text{(Eq. 1)}$$

Where:

C_i= concentration of CO or formaldehyde at the control device inlet,

C_o= concentration of CO or formaldehyde at the control device outlet, and

R = percent reduction of CO or formaldehyde emissions.

(2) You must normalize the carbon monoxide (CO) or formaldehyde concentrations at the inlet and outlet of the control device to a dry basis and to 15 percent oxygen, or an equivalent percent carbon dioxide (CO_2). If pollutant concentrations are to be corrected to 15 percent oxygen and CO_2concentration is measured in lieu of oxygen concentration measurement, a CO_2correction factor is needed. Calculate the CO_2correction factor as described in paragraphs (e)(2)(i) through (iii) of this section.

(i) Calculate the fuel-specific $F_o$value for the fuel burned during the test using values obtained from Method 19, section 5.2, and the following equation:

$$F_o = \frac{0.209\ F_d}{F_c} \qquad \text{(Eq. 2)}$$

Where:

F_o= Fuel factor based on the ratio of oxygen volume to the ultimate CO_2volume produced by the fuel at zero percent excess air.

0.209 = Fraction of air that is oxygen, percent/100.

F_d= Ratio of the volume of dry effluent gas to the gross calorific value of the fuel from Method 19, dsm^3 /J (dscf/10^6 Btu).

F_c= Ratio of the volume of CO_2produced to the gross calorific value of the fuel from Method 19, dsm^3 /J (dscf/10^6 Btu).

(ii) Calculate the CO_2correction factor for correcting measurement data to 15 percent oxygen, as follows:

$$X_{co_2} = \frac{5.9}{F_o} \qquad \text{(Eq. 3)}$$

Where:

X_{co2}= CO_2correction factor, percent.

5.9 = 20.9 percent O_2−15 percent O_2, the defined O_2correction value, percent.

(iii) Calculate the $NO_X$and SO_2gas concentrations adjusted to 15 percent O_2using CO_2as follows:

$$C_{adj} = C_d \frac{X_{co_2}}{\%CO_2} \qquad \text{(Eq. 4)}$$

Where:

$\%CO_2$= Measured CO_2concentration measured, dry basis, percent.

(f) If you comply with the emission limitation to reduce CO and you are not using an oxidation catalyst, if you comply with the emission limitation to reduce formaldehyde and you are not using NSCR, or if you comply with the emission limitation to limit the concentration of formaldehyde in the stationary RICE exhaust and you are not using an oxidation catalyst or NSCR, you must petition the Administrator for operating limitations to be established during the initial performance test and continuously monitored thereafter; or for approval of no operating limitations. You must not conduct the initial performance test until after the petition has been approved by the Administrator.

(g) If you petition the Administrator for approval of operating limitations, your petition must include the information described in paragraphs (g)(1) through (5) of this section.

(1) Identification of the specific parameters you propose to use as operating limitations;

(2) A discussion of the relationship between these parameters and HAP emissions, identifying how HAP emissions change with changes in these parameters, and how limitations on these parameters will serve to limit HAP emissions;

(3) A discussion of how you will establish the upper and/or lower values for these parameters which will establish the limits on these parameters in the operating limitations;

(4) A discussion identifying the methods you will use to measure and the instruments you will use to monitor these parameters, as well as the relative accuracy and precision of these methods and instruments; and

(5) A discussion identifying the frequency and methods for recalibrating the instruments you will use for monitoring these parameters.

(h) If you petition the Administrator for approval of no operating limitations, your petition must include the information described in paragraphs (h)(1) through (7) of this section.

(1) Identification of the parameters associated with operation of the stationary RICE and any emission control device which could change intentionally (*e.g.,* operator adjustment, automatic controller adjustment, etc.) or unintentionally (*e.g.,* wear and tear, error, etc.) on a routine basis or over time;

(2) A discussion of the relationship, if any, between changes in the parameters and changes in HAP emissions;

(3) For the parameters which could change in such a way as to increase HAP emissions, a discussion of whether establishing limitations on the parameters would serve to limit HAP emissions;

(4) For the parameters which could change in such a way as to increase HAP emissions, a discussion of how you could establish upper and/or lower values for the parameters which would establish limits on the parameters in operating limitations;

(5) For the parameters, a discussion identifying the methods you could use to measure them and the instruments you could use to monitor them, as well as the relative accuracy and precision of the methods and instruments;

(6) For the parameters, a discussion identifying the frequency and methods for recalibrating the instruments you could use to monitor them; and

(7) A discussion of why, from your point of view, it is infeasible or unreasonable to adopt the parameters as operating limitations.

(i) The engine percent load during a performance test must be determined by documenting the calculations, assumptions, and measurement devices used to measure or estimate the percent load in a specific application. A written report of the average percent load determination must be included in the notification of compliance status. The following information must be included in the written report: the engine model number, the engine manufacturer, the year of purchase, the manufacturer's site-rated brake horsepower, the ambient temperature, pressure, and humidity during the performance test, and all assumptions that were made to estimate or calculate percent load during the performance test must be clearly explained. If measurement devices such as flow meters, kilowatt meters, beta analyzers, stain gauges, etc. are used, the model number of the measurement device, and an estimate of its accurate in percentage of true value must be provided.

[69 FR 33506, June 15, 2004, as amended at 75 FR 9676, Mar. 3, 2010]

§ 63.6625 What are my monitoring, installation, collection, operation, and maintenance requirements?

(a) If you elect to install a CEMS as specified in Table 5 of this subpart, you must install, operate, and maintain a CEMS to monitor CO and either oxygen or CO_2at both the inlet and the outlet of the control device according to the requirements in paragraphs (a)(1) through (4) of this section.

(1) Each CEMS must be installed, operated, and maintained according to the applicable performance specifications of 40 CFR part 60, appendix B.

(2) You must conduct an initial performance evaluation and an annual relative accuracy test audit (RATA) of each CEMS according to the requirements in §63.8 and according to the applicable performance specifications of 40 CFR part 60, appendix B as well as daily and periodic data quality checks in accordance with 40 CFR part 60, appendix F, procedure 1.

(3) As specified in §63.8(c)(4)(ii), each CEMS must complete a minimum of one cycle of operation (sampling, analyzing, and data recording) for each successive 15-minute period. You must have at least two data points, with each representing a different 15-minute period, to have a valid hour of data.

(4) The CEMS data must be reduced as specified in §63.8(g)(2) and recorded in parts per million or parts per billion (as appropriate for the applicable limitation) at 15 percent oxygen or the equivalent CO_2concentration.

(b) If you are required to install a continuous parameter monitoring system (CPMS) as specified in Table 5 of this subpart, you must install, operate, and maintain each CPMS according to the requirements in paragraphs (b)(1) through (5) of this section. For an affected source that is complying with the emission limitations and operating limitations on March 9, 2011, the requirements in paragraph (b) of this section are applicable September 6, 2011.

(1) You must prepare a site-specific monitoring plan that addresses the monitoring system design, data collection, and the quality assurance and quality control elements outlined in paragraphs (b)(1)(i) through (v) of this section and in §63.8(d). As specified in §63.8(f)(4), you may request approval of monitoring system quality assurance and quality control procedures alternative to those specified in paragraphs (b)(1) through (5) of this section in your site-specific monitoring plan.

(i) The performance criteria and design specifications for the monitoring system equipment, including the sample interface, detector signal analyzer, and data acquisition and calculations;

(ii) Sampling interface (*e.g.,* thermocouple) location such that the monitoring system will provide representative measurements;

(iii) Equipment performance evaluations, system accuracy audits, or other audit procedures;

(iv) Ongoing operation and maintenance procedures in accordance with provisions in §63.8(c)(1) and (c)(3); and

(v) Ongoing reporting and recordkeeping procedures in accordance with provisions in §63.10(c), (e)(1), and (e)(2)(i).

(2) You must install, operate, and maintain each CPMS in continuous operation according to the procedures in your site-specific monitoring plan.

(3) The CPMS must collect data at least once every 15 minutes (see also §63.6635).

(4) For a CPMS for measuring temperature range, the temperature sensor must have a minimum tolerance of 2.8 degrees Celsius (5 degrees Fahrenheit) or 1 percent of the measurement range, whichever is larger.

(5) You must conduct the CPMS equipment performance evaluation, system accuracy audits, or other audit procedures specified in your site-specific monitoring plan at least annually.

(6) You must conduct a performance evaluation of each CPMS in accordance with your site-specific monitoring plan.

(c) If you are operating a new or reconstructed stationary RICE which fires landfill gas or digester gas equivalent to 10 percent or more of the gross heat input on an annual basis, you must monitor and record your fuel usage daily with separate fuel meters to measure the volumetric flow rate of each fuel. In addition, you must operate your stationary RICE in a manner which reasonably minimizes HAP emissions.

(d) If you are operating a new or reconstructed emergency 4SLB stationary RICE with a site rating of greater than or equal to 250 and less than or equal to 500 brake HP located at a major source of HAP emissions, you must install a non-resettable hour meter prior to the startup of the engine.

(e) If you own or operate any of the following stationary RICE, you must operate and maintain the stationary RICE and after-treatment control device (if any) according to the manufacturer's emission-related written instructions or develop your own maintenance plan which must provide to the extent practicable for the maintenance and operation of the engine in a manner consistent with good air pollution control practice for minimizing emissions:

(1) An existing stationary RICE with a site rating of less than 100 HP located at a major source of HAP emissions;

(2) An existing emergency or black start stationary RICE with a site rating of less than or equal to 500 HP located at a major source of HAP emissions;

(3) An existing emergency or black start stationary RICE located at an area source of HAP emissions;

(4) An existing non-emergency, non-black start stationary CI RICE with a site rating less than or equal to 300 HP located at an area source of HAP emissions;

(5) An existing non-emergency, non-black start 2SLB stationary RICE located at an area source of HAP emissions;

(6) An existing non-emergency, non-black start landfill or digester gas stationary RICE located at an area source of HAP emissions;

(7) An existing non-emergency, non-black start 4SLB stationary RICE with a site rating less than or equal to 500 HP located at an area source of HAP emissions;

(8) An existing non-emergency, non-black start 4SRB stationary RICE with a site rating less than or equal to 500 HP located at an area source of HAP emissions;

(9) An existing, non-emergency, non-black start 4SLB stationary RICE with a site rating greater than 500 HP located at an area source of HAP emissions that is operated 24 hours or less per calendar year; and

(10) An existing, non-emergency, non-black start 4SRB stationary RICE with a site rating greater than 500 HP located at an area source of HAP emissions that is operated 24 hours or less per calendar year.

(f) If you own or operate an existing emergency stationary RICE with a site rating of less than or equal to 500 brake HP located at a major source of HAP emissions or an existing emergency stationary RICE located at an area source of HAP emissions, you must install a non-resettable hour meter if one is not already installed.

(g) If you own or operate an existing non-emergency, non-black start CI engine greater than or equal to 300 HP that is not equipped with a closed crankcase ventilation system, you must comply with either paragraph (g)(1) or paragraph (g)(2) of this section. Owners and operators must follow the manufacturer's specified maintenance requirements for operating and maintaining the open or closed crankcase ventilation systems and replacing the crankcase filters, or can request the Administrator to approve different maintenance requirements that are as protective as manufacturer requirements. Existing CI engines located at area sources in areas of Alaska not accessible by the FAHS do not have to meet the requirements of paragraph (g) of this section.

(1) Install a closed crankcase ventilation system that prevents crankcase emissions from being emitted to the atmosphere, or

(2) Install an open crankcase filtration emission control system that reduces emissions from the crankcase by filtering the exhaust stream to remove oil mist, particulates, and metals.

(h) If you operate a new, reconstructed, or existing stationary engine, you must minimize the engine's time spent at idle during startup and minimize the engine's startup time to a period needed for appropriate and safe loading of the engine, not to exceed 30 minutes, after which time the emission standards applicable to all times other than startup in Tables 1a, 2a, 2c, and 2d to this subpart apply.

(i) If you own or operate a stationary CI engine that is subject to the work, operation or management practices in items 1 or 2 of Table 2c to this subpart or in items 1 or 4 of Table 2d to this subpart, you have the option of utilizing an oil analysis program in order to extend the specified oil change requirement in Tables 2c and 2d to this subpart. The oil analysis must be performed at the same frequency specified for changing the oil in Table 2c or 2d to this subpart. The analysis program must at a minimum analyze the following three parameters: Total Base Number, viscosity, and percent water content. The condemning limits for these parameters are as follows: Total Base Number is less than 30 percent of the Total Base Number of the oil when new; viscosity of the oil has changed by more than 20 percent from the viscosity of the oil when new; or percent water content (by volume) is greater than 0.5. If all of these condemning limits are not exceeded, the engine owner or operator is not required to change the oil. If any of the limits are exceeded, the engine owner or operator must change the oil within 2 days of receiving the results of the analysis; if the engine is not in operation when the results of the analysis are received, the engine owner or operator must change the oil within 2 days or before commencing operation, whichever is later. The owner or operator must keep records of the parameters that are analyzed as part of the program, the results of the analysis, and the oil changes for the engine. The analysis program must be part of the maintenance plan for the engine.

(j) If you own or operate a stationary SI engine that is subject to the work, operation or management practices in items 6, 7, or 8 of Table 2c to this subpart or in items 5, 6, 7, 9, or 11 of Table 2d to this subpart, you have the option of utilizing an oil analysis program in order to extend the specified oil change requirement in Tables 2c and 2d to this subpart. The oil analysis must be performed at the same frequency specified for changing the oil in Table 2c or 2d to this subpart. The analysis program must at a minimum analyze the following three parameters: Total Acid Number, viscosity, and percent water content. The condemning limits for these parameters are as follows: Total Acid Number increases by more than 3.0 milligrams of potassium hydroxide (KOH) per gram from Total Acid Number of the oil when new; viscosity of the oil has changed by more than 20 percent from the viscosity of the oil when new; or percent water content (by volume) is greater than 0.5. If all of these condemning limits are not exceeded, the engine owner or operator is not required to change the oil. If any of the limits are exceeded, the engine owner or operator must change the oil within 2 days of receiving the results of the analysis; if the engine is not in operation when the results of the analysis are received, the engine owner or operator must change the oil within 2 days or before commencing operation, whichever is later. The owner or operator must keep records of the parameters that are analyzed as part of the program, the results of the analysis, and the oil changes for the engine. The analysis program must be part of the maintenance plan for the engine.

[69 FR 33506, June 15, 2004, as amended at 73 FR 3606, Jan. 18, 2008; 75 FR 9676, Mar. 3, 2010; 75 FR 51589, Aug. 20, 2010; 76 FR 12866, Mar. 9, 2011]

§ 63.6630 How do I demonstrate initial compliance with the emission limitations and operating limitations?

(a) You must demonstrate initial compliance with each emission and operating limitation that applies to you according to Table 5 of this subpart.

(b) During the initial performance test, you must establish each operating limitation in Tables 1b and 2b of this subpart that applies to you.

(c) You must submit the Notification of Compliance Status containing the results of the initial compliance demonstration according to the requirements in §63.6645.

Continuous Compliance Requirements

§ 63.6635 How do I monitor and collect data to demonstrate continuous compliance?

(a) If you must comply with emission and operating limitations, you must monitor and collect data according to this section.

(b) Except for monitor malfunctions, associated repairs, required performance evaluations, and required quality assurance or control activities, you must monitor continuously at all times that the stationary RICE is operating. A monitoring malfunction is any sudden, infrequent, not reasonably preventable failure of the monitoring to provide valid data. Monitoring failures that are caused in part by poor maintenance or careless operation are not malfunctions.

(c) You may not use data recorded during monitoring malfunctions, associated repairs, and required quality assurance or control activities in data averages and calculations used to report emission or operating levels. You must, however, use all the valid data collected during all other periods.

[69 FR 33506, June 15, 2004, as amended at 76 FR 12867, Mar. 9, 2011]

§ 63.6640 How do I demonstrate continuous compliance with the emission limitations and operating limitations?

(a) You must demonstrate continuous compliance with each emission limitation and operating limitation in Tables 1a and 1b, Tables 2a and 2b, Table 2c, and Table 2d to this subpart that apply to you according to methods specified in Table 6 to this subpart.

(b) You must report each instance in which you did not meet each emission limitation or operating limitation in Tables 1a and 1b, Tables 2a and 2b, Table 2c, and Table 2d to this subpart that apply to you. These instances are deviations from the emission and operating limitations in this subpart. These deviations must be reported according to the requirements in §63.6650. If you change your catalyst, you must reestablish the values of the operating parameters measured during the initial performance test. When you reestablish the values of your operating parameters, you must also conduct a performance test to demonstrate that you are meeting the required emission limitation applicable to your stationary RICE.

(c) [Reserved]

(d) For new, reconstructed, and rebuilt stationary RICE, deviations from the emission or operating limitations that occur during the first 200 hours of operation from engine startup (engine burn-in period) are not violations. Rebuilt stationary RICE means a stationary RICE that has been rebuilt as that term is defined in 40 CFR 94.11(a).

(e) You must also report each instance in which you did not meet the requirements in Table 8 to this subpart that apply to you. If you own or operate a new or reconstructed stationary RICE with a site rating of less than or equal to 500 brake HP located at a major source of HAP emissions (except new or reconstructed 4SLB engines greater than or equal to 250 and less than or equal to 500 brake HP), a new or reconstructed stationary RICE located at an area source of HAP emissions, or any of the following RICE with a site rating of more than 500 brake HP located at a major source of HAP emissions, you do not need to comply with the requirements in Table 8 to this subpart: An existing 2SLB stationary RICE, an existing 4SLB stationary RICE, an existing emergency stationary RICE, an existing limited use stationary RICE, or an existing stationary RICE which fires landfill gas or digester gas equivalent to 10 percent or more of the gross heat input on an annual basis. If you own or operate any of the following RICE with a site rating of more than 500 brake HP located at a major source of HAP emissions, you do not need to comply with the requirements in Table 8 to this subpart, except for the initial notification requirements: a new or reconstructed stationary RICE that combusts landfill gas or digester gas equivalent to 10 percent or more of the gross heat input on an annual basis, a new or reconstructed emergency stationary RICE, or a new or reconstructed limited use stationary RICE.

(f) *Requirements for emergency stationary RICE.* (1) If you own or operate an existing emergency stationary RICE with a site rating of less than or equal to 500 brake HP located at a major source of HAP emissions, a new or reconstructed emergency stationary RICE with a site rating of more than 500 brake HP located at a major source of HAP emissions that was installed on or after June 12, 2006, or an existing emergency stationary RICE located at an area source of HAP emissions, you must operate the emergency stationary RICE according to the requirements in paragraphs (f)(1)(i) through (iii) of this section. Any operation other than emergency operation, maintenance and testing, and operation in non-emergency situations for 50 hours per year, as described in paragraphs (f)(1)(i) through (iii) of this section, is prohibited. If you do not operate the engine according to the requirements in paragraphs (f)(1)(i) through (iii) of this section, the engine will not be considered an emergency engine under this subpart and will need to meet all requirements for non-emergency engines.

(i) There is no time limit on the use of emergency stationary RICE in emergency situations.

(ii) You may operate your emergency stationary RICE for the purpose of maintenance checks and readiness testing, provided that the tests are recommended by Federal, State or local government, the manufacturer, the vendor, or the insurance company associated with the engine. Maintenance checks and readiness testing of such units is limited to

100 hours per year. The owner or operator may petition the Administrator for approval of additional hours to be used for maintenance checks and readiness testing, but a petition is not required if the owner or operator maintains records indicating that Federal, State, or local standards require maintenance and testing of emergency RICE beyond 100 hours per year.

(iii) You may operate your emergency stationary RICE up to 50 hours per year in non-emergency situations, but those 50 hours are counted towards the 100 hours per year provided for maintenance and testing. The 50 hours per year for non-emergency situations cannot be used for peak shaving or to generate income for a facility to supply power to an electric grid or otherwise supply power as part of a financial arrangement with another entity; except that owners and operators may operate the emergency engine for a maximum of 15 hours per year as part of a demand response program if the regional transmission organization or equivalent balancing authority and transmission operator has determined there are emergency conditions that could lead to a potential electrical blackout, such as unusually low frequency, equipment overload, capacity or energy deficiency, or unacceptable voltage level. The engine may not be operated for more than 30 minutes prior to the time when the emergency condition is expected to occur, and the engine operation must be terminated immediately after the facility is notified that the emergency condition is no longer imminent. The 15 hours per year of demand response operation are counted as part of the 50 hours of operation per year provided for non-emergency situations. The supply of emergency power to another entity or entities pursuant to financial arrangement is not limited by this paragraph (f)(1)(iii), as long as the power provided by the financial arrangement is limited to emergency power.

(2) If you own or operate an emergency stationary RICE with a site rating of more than 500 brake HP located at a major source of HAP emissions that was installed prior to June 12, 2006, you must operate the engine according to the conditions described in paragraphs (f)(2)(i) through (iii) of this section. If you do not operate the engine according to the requirements in paragraphs (f)(2)(i) through (iii) of this section, the engine will not be considered an emergency engine under this subpart and will need to meet all requirements for non-emergency engines.

(i) There is no time limit on the use of emergency stationary RICE in emergency situations.

(ii) You may operate your emergency stationary RICE for the purpose of maintenance checks and readiness testing, provided that the tests are recommended by the manufacturer, the vendor, or the insurance company associated with the engine. Required testing of such units should be minimized, but there is no time limit on the use of emergency stationary RICE in emergency situations and for routine testing and maintenance.

(iii) You may operate your emergency stationary RICE for an additional 50 hours per year in non-emergency situations. The 50 hours per year for non-emergency situations cannot be used for peak shaving or to generate income for a facility to supply power to an electric grid or otherwise supply power as part of a financial arrangement with another entity.

[69 FR 33506, June 15, 2004, as amended at 71 FR 20467, Apr. 20, 2006; 73 FR 3606, Jan. 18, 2008; 75 FR 9676, Mar. 3, 2010; 75 FR 51591, Aug. 20, 2010]

Notifications, Reports, and Records

§ 63.6645 What notifications must I submit and when?

(a) You must submit all of the notifications in §§63.7(b) and (c), 63.8(e), (f)(4) and (f)(6), 63.9(b) through (e), and (g) and (h) that apply to you by the dates specified if you own or operate any of the following;

(1) An existing stationary RICE with a site rating of less than or equal to 500 brake HP located at a major source of HAP emissions.

(2) An existing stationary RICE located at an area source of HAP emissions.

(3) A stationary RICE with a site rating of more than 500 brake HP located at a major source of HAP emissions.

(4) A new or reconstructed 4SLB stationary RICE with a site rating of greater than or equal to 250 HP located at a major source of HAP emissions.

(5) This requirement does not apply if you own or operate an existing stationary RICE less than 100 HP, an existing stationary emergency RICE, or an existing stationary RICE that is not subject to any numerical emission standards.

(b) As specified in §63.9(b)(2), if you start up your stationary RICE with a site rating of more than 500 brake HP located at a major source of HAP emissions before the effective date of this subpart, you must submit an Initial Notification not later than December 13, 2004.

(c) If you start up your new or reconstructed stationary RICE with a site rating of more than 500 brake HP located at a major source of HAP emissions on or after August 16, 2004, you must submit an Initial Notification not later than 120 days after you become subject to this subpart.

(d) As specified in §63.9(b)(2), if you start up your stationary RICE with a site rating of equal to or less than 500 brake HP located at a major source of HAP emissions before the effective date of this subpart and you are required to submit an initial notification, you must submit an Initial Notification not later than July 16, 2008.

(e) If you start up your new or reconstructed stationary RICE with a site rating of equal to or less than 500 brake HP located at a major source of HAP emissions on or after March 18, 2008 and you are required to submit an initial notification, you must submit an Initial Notification not later than 120 days after you become subject to this subpart.

(f) If you are required to submit an Initial Notification but are otherwise not affected by the requirements of this subpart, in accordance with §63.6590(b), your notification should include the information in §63.9(b)(2)(i) through (v), and a statement that your stationary RICE has no additional requirements and explain the basis of the exclusion (for example, that it operates exclusively as an emergency stationary RICE if it has a site rating of more than 500 brake HP located at a major source of HAP emissions).

(g) If you are required to conduct a performance test, you must submit a Notification of Intent to conduct a performance test at least 60 days before the performance test is scheduled to begin as required in §63.7(b)(1).

(h) If you are required to conduct a performance test or other initial compliance demonstration as specified in Tables 4 and 5 to this subpart, you must submit a Notification of Compliance Status according to §63.9(h)(2)(ii).

(1) For each initial compliance demonstration required in Table 5 to this subpart that does not include a performance test, you must submit the Notification of Compliance Status before the close of business on the 30th day following the completion of the initial compliance demonstration.

(2) For each initial compliance demonstration required in Table 5 to this subpart that includes a performance test conducted according to the requirements in Table 3 to this subpart, you must submit the Notification of Compliance Status, including the performance test results, before the close of business on the 60th day following the completion of the performance test according to §63.10(d)(2).

[73 FR 3606, Jan. 18, 2008, as amended at 75 FR 9677, Mar. 3, 2010; 75 FR 51591, Aug. 20, 2010]

§ 63.6650 What reports must I submit and when?

(a) You must submit each report in Table 7 of this subpart that applies to you.

(b) Unless the Administrator has approved a different schedule for submission of reports under §63.10(a), you must submit each report by the date in Table 7 of this subpart and according to the requirements in paragraphs (b)(1) through (b)(9) of this section.

(1) For semiannual Compliance reports, the first Compliance report must cover the period beginning on the compliance date that is specified for your affected source in §63.6595 and ending on June 30 or December 31, whichever date is the first date following the end of the first calendar half after the compliance date that is specified for your source in §63.6595.

(2) For semiannual Compliance reports, the first Compliance report must be postmarked or delivered no later than July 31 or January 31, whichever date follows the end of the first calendar half after the compliance date that is specified for your affected source in §63.6595.

(3) For semiannual Compliance reports, each subsequent Compliance report must cover the semiannual reporting period from January 1 through June 30 or the semiannual reporting period from July 1 through December 31.

(4) For semiannual Compliance reports, each subsequent Compliance report must be postmarked or delivered no later than July 31 or January 31, whichever date is the first date following the end of the semiannual reporting period.

(5) For each stationary RICE that is subject to permitting regulations pursuant to 40 CFR part 70 or 71, and if the permitting authority has established dates for submitting semiannual reports pursuant to 40 CFR 70.6(a)(3)(iii)(A) or 40 CFR 71.6 (a)(3)(iii)(A), you may submit the first and subsequent Compliance reports according to the dates the permitting authority has established instead of according to the dates in paragraphs (b)(1) through (b)(4) of this section.

(6) For annual Compliance reports, the first Compliance report must cover the period beginning on the compliance date that is specified for your affected source in §63.6595 and ending on December 31.

(7) For annual Compliance reports, the first Compliance report must be postmarked or delivered no later than January 31 following the end of the first calendar year after the compliance date that is specified for your affected source in §63.6595.

(8) For annual Compliance reports, each subsequent Compliance report must cover the annual reporting period from January 1 through December 31.

(9) For annual Compliance reports, each subsequent Compliance report must be postmarked or delivered no later than January 31.

(c) The Compliance report must contain the information in paragraphs (c)(1) through (6) of this section.

(1) Company name and address.

(2) Statement by a responsible official, with that official's name, title, and signature, certifying the accuracy of the content of the report.

(3) Date of report and beginning and ending dates of the reporting period.

(4) If you had a malfunction during the reporting period, the compliance report must include the number, duration, and a brief description for each type of malfunction which occurred during the reporting period and which caused or may have caused any applicable emission limitation to be exceeded. The report must also include a description of actions taken by an owner or operator during a malfunction of an affected source to minimize emissions in accordance with §63.6605(b), including actions taken to correct a malfunction.

(5) If there are no deviations from any emission or operating limitations that apply to you, a statement that there were no deviations from the emission or operating limitations during the reporting period.

(6) If there were no periods during which the continuous monitoring system (CMS), including CEMS and CPMS, was out-of-control, as specified in §63.8(c)(7), a statement that there were no periods during which the CMS was out-of-control during the reporting period.

(d) For each deviation from an emission or operating limitation that occurs for a stationary RICE where you are not using a CMS to comply with the emission or operating limitations in this subpart, the Compliance report must contain the information in paragraphs (c)(1) through (4) of this section and the information in paragraphs (d)(1) and (2) of this section.

(1) The total operating time of the stationary RICE at which the deviation occurred during the reporting period.

(2) Information on the number, duration, and cause of deviations (including unknown cause, if applicable), as applicable, and the corrective action taken.

(e) For each deviation from an emission or operating limitation occurring for a stationary RICE where you are using a CMS to comply with the emission and operating limitations in this subpart, you must include information in paragraphs (c)(1) through (4) and (e)(1) through (12) of this section.

(1) The date and time that each malfunction started and stopped.

(2) The date, time, and duration that each CMS was inoperative, except for zero (low-level) and high-level checks.

(3) The date, time, and duration that each CMS was out-of-control, including the information in §63.8(c)(8).

(4) The date and time that each deviation started and stopped, and whether each deviation occurred during a period of malfunction or during another period.

(5) A summary of the total duration of the deviation during the reporting period, and the total duration as a percent of the total source operating time during that reporting period.

(6) A breakdown of the total duration of the deviations during the reporting period into those that are due to control equipment problems, process problems, other known causes, and other unknown causes.

(7) A summary of the total duration of CMS downtime during the reporting period, and the total duration of CMS downtime as a percent of the total operating time of the stationary RICE at which the CMS downtime occurred during that reporting period.

(8) An identification of each parameter and pollutant (CO or formaldehyde) that was monitored at the stationary RICE.

(9) A brief description of the stationary RICE.

(10) A brief description of the CMS.

(11) The date of the latest CMS certification or audit.

(12) A description of any changes in CMS, processes, or controls since the last reporting period.

(f) Each affected source that has obtained a title V operating permit pursuant to 40 CFR part 70 or 71 must report all deviations as defined in this subpart in the semiannual monitoring report required by 40 CFR 70.6 (a)(3)(iii)(A) or 40 CFR 71.6(a)(3)(iii)(A). If an affected source submits a Compliance report pursuant to Table 7 of this subpart along with, or as part of, the semiannual monitoring report required by 40 CFR 70.6(a)(3)(iii)(A) or 40 CFR 71.6(a)(3)(iii)(A), and the Compliance report includes all required information concerning deviations from any emission or operating limitation in this subpart, submission of the Compliance report shall be deemed to satisfy any obligation to report the same deviations in the semiannual monitoring report. However, submission of a Compliance report shall not otherwise affect any obligation the affected source may have to report deviations from permit requirements to the permit authority.

(g) If you are operating as a new or reconstructed stationary RICE which fires landfill gas or digester gas equivalent to 10 percent or more of the gross heat input on an annual basis, you must submit an annual report according to Table 7 of this subpart by the date specified unless the Administrator has approved a different schedule, according to the information described in paragraphs (b)(1) through (b)(5) of this section. You must report the data specified in (g)(1) through (g)(3) of this section.

(1) Fuel flow rate of each fuel and the heating values that were used in your calculations. You must also demonstrate that the percentage of heat input provided by landfill gas or digester gas is equivalent to 10 percent or more of the total fuel consumption on an annual basis.

(2) The operating limits provided in your federally enforceable permit, and any deviations from these limits.

(3) Any problems or errors suspected with the meters.

[69 FR 33506, June 15, 2004, as amended at 75 FR 9677, Mar. 3, 2010]

§ 63.6655 What records must I keep?

(a) If you must comply with the emission and operating limitations, you must keep the records described in paragraphs (a)(1) through (a)(5), (b)(1) through (b)(3) and (c) of this section.

(1) A copy of each notification and report that you submitted to comply with this subpart, including all documentation supporting any Initial Notification or Notification of Compliance Status that you submitted, according to the requirement in §63.10(b)(2)(xiv).

(2) Records of the occurrence and duration of each malfunction of operation (*i.e.,* process equipment) or the air pollution control and monitoring equipment.

(3) Records of performance tests and performance evaluations as required in §63.10(b)(2)(viii).

(4) Records of all required maintenance performed on the air pollution control and monitoring equipment.

(5) Records of actions taken during periods of malfunction to minimize emissions in accordance with §63.6605(b), including corrective actions to restore malfunctioning process and air pollution control and monitoring equipment to its normal or usual manner of operation.

(b) For each CEMS or CPMS, you must keep the records listed in paragraphs (b)(1) through (3) of this section.

(1) Records described in §63.10(b)(2)(vi) through (xi).

(2) Previous (*i.e.,* superseded) versions of the performance evaluation plan as required in §63.8(d)(3).

(3) Requests for alternatives to the relative accuracy test for CEMS or CPMS as required in §63.8(f)(6)(i), if applicable.

(c) If you are operating a new or reconstructed stationary RICE which fires landfill gas or digester gas equivalent to 10 percent or more of the gross heat input on an annual basis, you must keep the records of your daily fuel usage monitors.

(d) You must keep the records required in Table 6 of this subpart to show continuous compliance with each emission or operating limitation that applies to you.

(e) You must keep records of the maintenance conducted on the stationary RICE in order to demonstrate that you operated and maintained the stationary RICE and after-treatment control device (if any) according to your own maintenance plan if you own or operate any of the following stationary RICE;

(1) An existing stationary RICE with a site rating of less than 100 brake HP located at a major source of HAP emissions.

(2) An existing stationary emergency RICE.

(3) An existing stationary RICE located at an area source of HAP emissions subject to management practices as shown in Table 2d to this subpart.

(f) If you own or operate any of the stationary RICE in paragraphs (f)(1) or (2) of this section, you must keep records of the hours of operation of the engine that is recorded through the non-resettable hour meter. The owner or operator must document how many hours are spent for emergency operation, including what classified the operation as emergency and how many hours are spent for non-emergency operation. If the engines are used for demand response operation, the owner or operator must keep records of the notification of the emergency situation, and the time the engine was operated as part of demand response.

(1) An existing emergency stationary RICE with a site rating of less than or equal to 500 brake HP located at a major source of HAP emissions that does not meet the standards applicable to non-emergency engines.

(2) An existing emergency stationary RICE located at an area source of HAP emissions that does not meet the standards applicable to non-emergency engines.

[69 FR 33506, June 15, 2004, as amended at 75 FR 9678, Mar. 3, 2010; 75 FR 51592, Aug. 20, 2010]

§ 63.6660 In what form and how long must I keep my records?

(a) Your records must be in a form suitable and readily available for expeditious review according to §63.10(b)(1).

(b) As specified in §63.10(b)(1), you must keep each record for 5 years following the date of each occurrence, measurement, maintenance, corrective action, report, or record.

(c) You must keep each record readily accessible in hard copy or electronic form for at least 5 years after the date of each occurrence, measurement, maintenance, corrective action, report, or record, according to §63.10(b)(1).

[69 FR 33506, June 15, 2004, as amended at 75 FR 9678, Mar. 3, 2010]

Other Requirements and Information

§ 63.6665 What parts of the General Provisions apply to me?

Table 8 to this subpart shows which parts of the General Provisions in §§63.1 through 63.15 apply to you. If you own or operate a new or reconstructed stationary RICE with a site rating of less than or equal to 500 brake HP located at a major source of HAP emissions (except new or reconstructed 4SLB engines greater than or equal to 250 and less than or equal to 500 brake HP), a new or reconstructed stationary RICE located at an area source of HAP emissions, or any of the following RICE with a site rating of more than 500 brake HP located at a major source of HAP emissions, you do not need to comply with any of the requirements of the General Provisions specified in Table 8: An existing 2SLB stationary RICE, an existing 4SLB stationary RICE, an existing stationary RICE that combusts landfill or digester gas equivalent to 10 percent or more of the gross heat input on an annual basis, an existing emergency stationary RICE, or an existing limited use stationary RICE. If you own or operate any of the following RICE with a site rating of more than 500 brake HP located at a major source of HAP emissions, you do not need to comply with the requirements in the General Provisions specified in Table 8 except for the initial notification requirements: A new stationary RICE that combusts landfill gas or digester gas equivalent to 10 percent or more of the gross heat input on an annual basis, a new emergency stationary RICE, or a new limited use stationary RICE.

[75 FR 9678, Mar. 3, 2010]

§ 63.6670 Who implements and enforces this subpart?

(a) This subpart is implemented and enforced by the U.S. EPA, or a delegated authority such as your State, local, or tribal agency. If the U.S. EPA Administrator has delegated authority to your State, local, or tribal agency, then that agency (as well as the U.S. EPA) has the authority to implement and enforce this subpart. You should contact your U.S. EPA Regional Office to find out whether this subpart is delegated to your State, local, or tribal agency.

(b) In delegating implementation and enforcement authority of this subpart to a State, local, or tribal agency under 40 CFR part 63, subpart E, the authorities contained in paragraph (c) of this section are retained by the Administrator of the U.S. EPA and are not transferred to the State, local, or tribal agency.

(c) The authorities that will not be delegated to State, local, or tribal agencies are:

(1) Approval of alternatives to the non-opacity emission limitations and operating limitations in §63.6600 under §63.6(g).

(2) Approval of major alternatives to test methods under §63.7(e)(2)(ii) and (f) and as defined in §63.90.

(3) Approval of major alternatives to monitoring under §63.8(f) and as defined in §63.90.

(4) Approval of major alternatives to recordkeeping and reporting under §63.10(f) and as defined in §63.90.

(5) Approval of a performance test which was conducted prior to the effective date of the rule, as specified in §63.6610(b).

§ 63.6675 What definitions apply to this subpart?

Terms used in this subpart are defined in the Clean Air Act (CAA); in 40 CFR 63.2, the General Provisions of this part; and in this section as follows:

Area source means any stationary source of HAP that is not a major source as defined in part 63.

Associated equipment as used in this subpart and as referred to in section 112(n)(4) of the CAA, means equipment associated with an oil or natural gas exploration or production well, and includes all equipment from the well bore to the point of custody transfer, except glycol dehydration units, storage vessels with potential for flash emissions, combustion turbines, and stationary RICE.

Black start engine means an engine whose only purpose is to start up a combustion turbine.

CAA means the Clean Air Act (42 U.S.C. 7401 *et seq.,* as amended by Public Law 101–549, 104 Stat. 2399).

Commercial emergency stationary RICE means an emergency stationary RICE used in commercial establishments such as office buildings, hotels, stores, telecommunications facilities, restaurants, financial institutions such as banks, doctor's offices, and sports and performing arts facilities.

Compression ignition means relating to a type of stationary internal combustion engine that is not a spark ignition engine.

Custody transfer means the transfer of hydrocarbon liquids or natural gas: After processing and/or treatment in the producing operations, or from storage vessels or automatic transfer facilities or other such equipment, including product loading racks, to pipelines or any other forms of transportation. For the purposes of this subpart, the point at which such liquids or natural gas enters a natural gas processing plant is a point of custody transfer.

Deviation means any instance in which an affected source subject to this subpart, or an owner or operator of such a source:

(1) Fails to meet any requirement or obligation established by this subpart, including but not limited to any emission limitation or operating limitation;

(2) Fails to meet any term or condition that is adopted to implement an applicable requirement in this subpart and that is included in the operating permit for any affected source required to obtain such a permit; or

(3) Fails to meet any emission limitation or operating limitation in this subpart during malfunction, regardless or whether or not such failure is permitted by this subpart.

(4) Fails to satisfy the general duty to minimize emissions established by §63.6(e)(1)(i).

Diesel engine means any stationary RICE in which a high boiling point liquid fuel injected into the combustion chamber ignites when the air charge has been compressed to a temperature sufficiently high for auto-ignition. This process is also known as compression ignition.

Diesel fuel means any liquid obtained from the distillation of petroleum with a boiling point of approximately 150 to 360 degrees Celsius. One commonly used form is fuel oil number 2. Diesel fuel also includes any non-distillate fuel with comparable physical and chemical properties (*e.g.* biodiesel) that is suitable for use in compression ignition engines.

Digester gas means any gaseous by-product of wastewater treatment typically formed through the anaerobic decomposition of organic waste materials and composed principally of methane and CO_2.

Dual-fuel engine means any stationary RICE in which a liquid fuel (typically diesel fuel) is used for compression ignition and gaseous fuel (typically natural gas) is used as the primary fuel.

Emergency stationary RICE means any stationary internal combustion engine whose operation is limited to emergency situations and required testing and maintenance. Examples include stationary RICE used to produce power for critical networks or equipment (including power supplied to portions of a facility) when electric power from the local utility (or the normal power source, if the facility runs on its own power production) is interrupted, or stationary RICE used to pump water in the case of fire or flood, *etc.* Stationary RICE used for peak shaving are not considered emergency stationary RICE. Stationary RICE used to supply power to an electric grid or that supply non-emergency power as part of a financial arrangement with another entity are not considered to be emergency engines, except as permitted under §63.6640(f). All emergency stationary RICE must comply with the requirements specified in §63.6640(f) in order to be considered emergency stationary RICE. If the engine does not comply with the requirements specified in §63.6640(f), then it is not considered to be an emergency stationary RICE under this subpart.

Engine startup means the time from initial start until applied load and engine and associated equipment reaches steady state or normal operation. For stationary engine with catalytic controls, engine startup means the time from initial start until applied load and engine and associated equipment, including the catalyst, reaches steady state or normal operation.

Four-stroke engine means any type of engine which completes the power cycle in two crankshaft revolutions, with intake and compression strokes in the first revolution and power and exhaust strokes in the second revolution.

Gaseous fuel means a material used for combustion which is in the gaseous state at standard atmospheric temperature and pressure conditions.

Gasoline means any fuel sold in any State for use in motor vehicles and motor vehicle engines, or nonroad or stationary engines, and commonly or commercially known or sold as gasoline.

Glycol dehydration unit means a device in which a liquid glycol (including, but not limited to, ethylene glycol, diethylene glycol, or triethylene glycol) absorbent directly contacts a natural gas stream and absorbs water in a contact tower or absorption column (absorber). The glycol contacts and absorbs water vapor and other gas stream constituents from the natural gas and becomes “rich” glycol. This glycol is then regenerated in the glycol dehydration unit reboiler. The “lean” glycol is then recycled.

Hazardous air pollutants (HAP) means any air pollutants listed in or pursuant to section 112(b) of the CAA.

Institutional emergency stationary RICE means an emergency stationary RICE used in institutional establishments such as medical centers, nursing homes, research centers, institutions of higher education, correctional facilities, elementary and secondary schools, libraries, religious establishments, police stations, and fire stations.

ISO standard day conditions means 288 degrees Kelvin (15 degrees Celsius), 60 percent relative humidity and 101.3 kilopascals pressure.

Landfill gas means a gaseous by-product of the land application of municipal refuse typically formed through the anaerobic decomposition of waste materials and composed principally of methane and CO_2.

Lean burn engine means any two-stroke or four-stroke spark ignited engine that does not meet the definition of a rich burn engine.

Limited use stationary RICE means any stationary RICE that operates less than 100 hours per year.

Liquefied petroleum gas means any liquefied hydrocarbon gas obtained as a by-product in petroleum refining of natural gas production.

Liquid fuel means any fuel in liquid form at standard temperature and pressure, including but not limited to diesel, residual/crude oil, kerosene/naphtha (jet fuel), and gasoline.

Major Source, as used in this subpart, shall have the same meaning as in §63.2, except that:

(1) Emissions from any oil or gas exploration or production well (with its associated equipment (as defined in this section)) and emissions from any pipeline compressor station or pump station shall not be aggregated with emissions from other similar units, to determine whether such emission points or stations are major sources, even when emission points are in a contiguous area or under common control;

(2) For oil and gas production facilities, emissions from processes, operations, or equipment that are not part of the same oil and gas production facility, as defined in §63.1271 of subpart HHH of this part, shall not be aggregated;

(3) For production field facilities, only HAP emissions from glycol dehydration units, storage vessel with the potential for flash emissions, combustion turbines and reciprocating internal combustion engines shall be aggregated for a major source determination; and

(4) Emissions from processes, operations, and equipment that are not part of the same natural gas transmission and storage facility, as defined in §63.1271 of subpart HHH of this part, shall not be aggregated.

Malfunction means any sudden, infrequent, and not reasonably preventable failure of air pollution control equipment, process equipment, or a process to operate in a normal or usual manner which causes, or has the potential to cause, the emission limitations in an applicable standard to be exceeded. Failures that are caused in part by poor maintenance or careless operation are not malfunctions.

Natural gas means a naturally occurring mixture of hydrocarbon and non-hydrocarbon gases found in geologic formations beneath the Earth's surface, of which the principal constituent is methane. Natural gas may be field or pipeline quality.

Non-selective catalytic reduction (NSCR) means an add-on catalytic nitrogen oxides (NO_X) control device for rich burn engines that, in a two-step reaction, promotes the conversion of excess oxygen, NO_X, CO, and volatile organic compounds (VOC) into CO_2, nitrogen, and water.

Oil and gas production facility as used in this subpart means any grouping of equipment where hydrocarbon liquids are processed, upgraded (*i.e.,* remove impurities or other constituents to meet contract specifications), or stored prior to the point of custody transfer; or where natural gas is processed, upgraded, or stored prior to entering the natural gas transmission and storage source category. For purposes of a major source determination, facility (including a building, structure, or installation) means oil and natural gas production and processing equipment that is located within the boundaries of an individual surface site as defined in this section. Equipment that is part of a facility will typically be located within close proximity to other equipment located at the same facility. Pieces of production equipment or groupings of equipment located on different oil and gas leases, mineral fee tracts, lease tracts, subsurface or surface unit areas, surface fee tracts, surface lease tracts, or separate surface sites, whether or not connected by a road, waterway, power line or pipeline, shall not be considered part of the same facility. Examples of

facilities in the oil and natural gas production source category include, but are not limited to, well sites, satellite tank batteries, central tank batteries, a compressor station that transports natural gas to a natural gas processing plant, and natural gas processing plants.

Oxidation catalyst means an add-on catalytic control device that controls CO and VOC by oxidation.

Peaking unit or engine means any standby engine intended for use during periods of high demand that are not emergencies.

Percent load means the fractional power of an engine compared to its maximum manufacturer's design capacity at engine site conditions. Percent load may range between 0 percent to above 100 percent.

Potential to emit means the maximum capacity of a stationary source to emit a pollutant under its physical and operational design. Any physical or operational limitation on the capacity of the stationary source to emit a pollutant, including air pollution control equipment and restrictions on hours of operation or on the type or amount of material combusted, stored, or processed, shall be treated as part of its design if the limitation or the effect it would have on emissions is federally enforceable. For oil and natural gas production facilities subject to subpart HH of this part, the potential to emit provisions in §63.760(a) may be used. For natural gas transmission and storage facilities subject to subpart HHH of this part, the maximum annual facility gas throughput for storage facilities may be determined according to §63.1270(a)(1) and the maximum annual throughput for transmission facilities may be determined according to §63.1270(a)(2).

Production field facility means those oil and gas production facilities located prior to the point of custody transfer.

Production well means any hole drilled in the earth from which crude oil, condensate, or field natural gas is extracted.

Propane means a colorless gas derived from petroleum and natural gas, with the molecular structure C_3H_8.

Residential emergency stationary RICE means an emergency stationary RICE used in residential establishments such as homes or apartment buildings.

Responsible official means responsible official as defined in 40 CFR 70.2.

Rich burn engine means any four-stroke spark ignited engine where the manufacturer's recommended operating air/fuel ratio divided by the stoichiometric air/fuel ratio at full load conditions is less than or equal to 1.1. Engines originally manufactured as rich burn engines, but modified prior to December 19, 2002 with passive emission control technology for NO_X(such as pre-combustion chambers) will be considered lean burn engines. Also, existing engines where there are no manufacturer's recommendations regarding air/fuel ratio will be considered a rich burn engine if the excess oxygen content of the exhaust at full load conditions is less than or equal to 2 percent.

Site-rated HP means the maximum manufacturer's design capacity at engine site conditions.

Spark ignition means relating to either: A gasoline-fueled engine; or any other type of engine with a spark plug (or other sparking device) and with operating characteristics significantly similar to the theoretical Otto combustion cycle. Spark ignition engines usually use a throttle to regulate intake air flow to control power during normal operation. Dual-fuel engines in which a liquid fuel (typically diesel fuel) is used for CI and gaseous fuel (typically natural gas) is used as the primary fuel at an annual average ratio of less than 2 parts diesel fuel to 100 parts total fuel on an energy equivalent basis are spark ignition engines.

Stationary reciprocating internal combustion engine (RICE) means any reciprocating internal combustion engine which uses reciprocating motion to convert heat energy into mechanical work and which is not mobile. Stationary RICE differ from mobile RICE in that a stationary RICE is not a non-road engine as defined at 40 CFR 1068.30, and is not used to propel a motor vehicle or a vehicle used solely for competition.

Stationary RICE test cell/stand means an engine test cell/stand, as defined in subpart PPPPP of this part, that tests stationary RICE.

Stoichiometric means the theoretical air-to-fuel ratio required for complete combustion.

Storage vessel with the potential for flash emissions means any storage vessel that contains a hydrocarbon liquid with a stock tank gas-to-oil ratio equal to or greater than 0.31 cubic meters per liter and an American Petroleum Institute gravity equal to or greater than 40 degrees and an actual annual average hydrocarbon liquid throughput equal to or greater than 79,500 liters per day. Flash emissions occur when dissolved hydrocarbons in the fluid evolve from solution when the fluid pressure is reduced.

Subpart means 40 CFR part 63, subpart ZZZZ.

Surface site means any combination of one or more graded pad sites, gravel pad sites, foundations, platforms, or the immediate physical location upon which equipment is physically affixed.

Two-stroke engine means a type of engine which completes the power cycle in single crankshaft revolution by combining the intake and compression operations into one stroke and the power and exhaust operations into a second stroke. This system requires auxiliary scavenging and inherently runs lean of stoichiometric.

[69 FR 33506, June 15, 2004, as amended at 71 FR 20467, Apr. 20, 2006; 73 FR 3607, Jan. 18, 2008; 75 FR 9679, Mar. 3, 2010; 75 FR 51592, Aug. 20, 2010; 76 FR 12867, Mar. 9, 2011]

Table 1ato Subpart ZZZZ of Part 63—Emission Limitations for Existing, New, and Reconstructed Spark Ignition, 4SRB Stationary RICE >500 HP Located at a Major Source of HAP Emissions

As stated in §§63.6600 and 63.6640, you must comply with the following emission limitations at 100 percent load plus or minus 10 percent for existing, new and reconstructed 4SRB stationary RICE >500 HP located at a major source of HAP emissions:

For each . . .	You must meet the following emission limitation, except during periods of startup . . .	During periods of startup you must . . .
1. 4SRB stationary RICE	a. Reduce formaldehyde emissions by 76 percent or more. If you commenced construction or reconstruction between December 19, 2002 and June 15, 2004, you may reduce formaldehyde emissions by 75 percent or more until June 15, 2007 or	Minimize the engine's time spent at idle and minimize the engine's startup time at startup to a period needed for appropriate and safe loading of the engine, not to exceed 30 minutes, after which time the non-startup emission limitations apply.[1]
	b. Limit the concentration of formaldehyde in the stationary RICE exhaust to 350 ppbvd or less at 15 percent O_2	

[1]Sources can petition the Administrator pursuant to the requirements of 40 CFR 63.6(g) for alternative work practices.

[75 FR 9679, Mar. 3, 2010, as amended at 75 FR 51592, Aug. 20, 2010]

Table 1bto Subpart ZZZZ of Part 63—Operating Limitations for Existing, New, and Reconstructed Spark Ignition 4SRB Stationary RICE >500 HP Located at a Major Source of HAP Emissions and Existing Spark Ignition 4SRB Stationary RICE >500 HP Located at an Area Source of HAP Emissions

As stated in §§63.6600, 63.6603, 63.6630 and 63.6640, you must comply with the following operating limitations for existing, new and reconstructed 4SRB stationary RICE >500 HP located at a major source of HAP emissions and existing 4SRB stationary RICE >500 HP located at an area source of HAP emissions that operate more than 24 hours per calendar year:

For each . . .	You must meet the following operating limitation . . .
1. 4SRB stationary RICE complying with the requirement to reduce formaldehyde emissions by 76 percent or more (or by 75 percent or more, if applicable) and using NSCR; or 4SRB stationary RICE complying with the requirement to limit the concentration of formaldehyde in the stationary RICE exhaust to 350 ppbvd or less at 15 percent O2 and using NSCR; or 4SRB stationary RICE complying with the requirement to limit the concentration of formaldehyde in the stationary RICE exhaust to 2.7 ppmvd or less at 15 percent O2 and using NSCR.	a. Maintain your catalyst so that the pressure drop across the catalyst does not change by more than 2 inches of water at 100 percent load plus or minus 10 percent from the pressure drop across the catalyst measured during the initial performance test; and b. Maintain the temperature of your stationary RICE exhaust so that the catalyst inlet temperature is greater than or equal to 750 °F and less than or equal to 1250 °F.
2. 4SRB stationary RICE complying with the requirement to reduce formaldehyde emissions by 76 percent or more (or by 75 percent or more, if applicable) and not using NSCR; or 4SRB stationary RICE complying with the requirement to limit the concentration of formaldehyde in the stationary RICE exhaust to 350 ppbvd or less at 15 percent O2 and not using NSCR; or 4SRB stationary RICE complying with the requirement to limit the concentration of formaldehyde in the stationary RICE exhaust to 2.7 ppmvd or less at 15 percent O2 and not using NSCR.	Comply with any operating limitations approved by the Administrator.

[76 FR 12867, Mar. 9, 2011]

Table 2ato Subpart ZZZZ of Part 63—Emission Limitations for New and Reconstructed 2SLB and Compression Ignition Stationary RICE >500 HP and New and Reconstructed 4SLB Stationary RICE ≥250 HP Located at a Major Source of HAP Emissions

As stated in §§63.6600 and 63.6640, you must comply with the following emission limitations for new and reconstructed lean burn and new and reconstructed compression ignition stationary RICE at 100 percent load plus or minus 10 percent:

For each . . .	You must meet the following emission limitation, except during periods of startup . . .	During periods of startup you must . . .
1. 2SLB stationary RICE	a. Reduce CO emissions by 58 percent or more; or b. Limit concentration of formaldehyde in the stationary RICE exhaust to 12 ppmvd or less at 15 percent O_2. If you commenced construction or reconstruction between December 19, 2002 and June 15, 2004, you may limit concentration of formaldehyde to 17 ppmvd or less at 15 percent O_2until June 15, 2007	Minimize the engine's time spent at idle and minimize the engine's startup time at startup to a period needed for appropriate and safe loading of the engine, not to exceed 30 minutes, after which time the non-startup emission limitations apply.[1]
2. 4SLB stationary RICE	a. Reduce CO emissions by 93 percent or more; or	
	b. Limit concentration of formaldehyde in the stationary RICE exhaust to 14 ppmvd or less at 15 percent O_2	
3. CI stationary RICE	a. Reduce CO emissions by 70 percent or more; or	
	b. Limit concentration of formaldehyde in the stationary RICE exhaust to 580 ppbvd or less at 15 percent O_2	

[1]Sources can petition the Administrator pursuant to the requirements of 40 CFR 63.6(g) for alternative work practices.

[75 FR 9680, Mar. 3, 2010]

Table 2bto Subpart ZZZZ of Part 63— Operating Limitations for New and Reconstructed 2SLB and Compression Ignition Stationary RICE >500 HP Located at a Major Source of HAP Emissions, New and Reconstructed 4SLB Stationary RICE ≥250 HP Located at a Major Source of HAP Emissions, Existing Compression Ignition Stationary RICE >500 HP, and Existing 4SLB Stationary RICE >500 HP Located at an Area Source of HAP Emissions

As stated in §§63.6600, 63.6601, 63.6603, 63.6630, and 63.6640, you must comply with the following operating limitations for new and reconstructed 2SLB and compression ignition stationary RICE located at a major source of HAP emissions; new and reconstructed 4SLB stationary RICE ≥250 HP located at a major source of HAP emissions; existing compression ignition stationary RICE >500 HP; and existing 4SLB stationary RICE >500 HP located at an area source of HAP emissions that operate more than 24 hours per calendar year:

For each . . .	You must meet the following operating limitation . . .
1. 2SLB and 4SLB stationary RICE and CI stationary RICE complying with the requirement to reduce CO emissions and using an oxidation catalyst; or 2SLB and 4SLB stationary RICE and CI stationary RICE complying with the requirement to limit the concentration of formaldehyde in the stationary RICE exhaust and using an oxidation catalyst; or 4SLB stationary RICE and CI stationary RICE complying with the requirement to limit the concentration of CO in the stationary RICE exhaust and using an oxidation catalyst	a. maintain your catalyst so that the pressure drop across the catalyst does not change by more than 2 inches of water at 100 percent load plus or minus 10 percent from the pressure drop across the catalyst that was measured during the initial performance test; and b. maintain the temperature of your stationary RICE exhaust so that the catalyst inlet temperature is greater than or equal to 450 °F and less than or equal to 1350 °F.[1]
2. 2SLB and 4SLB stationary RICE and CI stationary RICE complying with the requirement to reduce CO emissions and not using an oxidation catalyst; or 2SLB and 4SLB stationary RICE and CI stationary RICE complying with the requirement to limit the concentration of formaldehyde in the stationary RICE exhaust and not using an oxidation catalyst; or 4SLB stationary RICE and CI stationary RICE complying with the requirement to limit the concentration of CO in the stationary RICE exhaust and not using an oxidation catalyst	Comply with any operating limitations approved by the Administrator.

[1]Sources can petition the Administrator pursuant to the requirements of 40 CFR 63.8(g) for a different temperature range.

[75 FR 51593, Aug. 20, 2010, as amended at 76 FR 12867, Mar. 9, 2011]

Table 2cto Subpart ZZZZ of Part 63—Requirements for Existing Compression Ignition Stationary RICE Located at a Major Source of HAP Emissions and Existing Spark Ignition Stationary RICE ≤500 HP Located at a Major Source of HAP Emissions

As stated in §§63.6600, 63.6602, and 63.6640, you must comply with the following requirements for existing compression ignition stationary RICE located at a major source of HAP emissions and existing spark ignition stationary RICE ≤500 HP located at a major source of HAP emissions:

For each . . .	You must meet the following requirement, except during periods of startup . . .	During periods of startup you must . . .
1. Emergency stationary CI RICE and black start stationary CI RICE.[1]	a. Change oil and filter every 500 hours of operation or annually, whichever comes first;[2] b. Inspect air cleaner every 1,000 hours of operation or annually, whichever comes first; c. Inspect all hoses and belts every 500 hours of operation or annually, whichever comes first, and replace as necessary.[3]	Minimize the engine's time spent at idle and minimize the engine's startup time at startup to a period needed for appropriate and safe loading of the engine, not to exceed 30 minutes, after which time the non-startup emission limitations apply.[3]
2. Non-Emergency, non-black start stationary CI RICE <100 HP	a. Change oil and filter every 1,000 hours of operation or annually, whichever comes first;[2]	
	b. Inspect air cleaner every 1,000 hours of operation or annually, whichever comes first;	
	c. Inspect all hoses and belts every 500 hours of operation or annually, whichever comes first, and replace as necessary.[3]	
3. Non-Emergency, non-black start CI stationary RICE 100≤HP≤300 HP	Limit concentration of CO in the stationary RICE exhaust to 230 ppmvd or less at 15 percent O_2	
4. Non-Emergency, non-black start CI stationary RICE 300<HP≤500	a. Limit concentration of CO in the stationary RICE exhaust to 49 ppmvd or less at 15 percent O_2; or	
	b. Reduce CO emissions by 70 percent or more.	

For each . . .	You must meet the following requirement, except during periods of startup . . .	During periods of startup you must . . .
5. Non-Emergency, non-black start stationary CI RICE >500 HP	a. Limit concentration of CO in the stationary RICE exhaust to 23 ppmvd or less at 15 percent O_2; or	
	b. Reduce CO emissions by 70 percent or more.	
6. Emergency stationary SI RICE and black start stationary SI RICE.[1]	a. Change oil and filter every 500 hours of operation or annually, whichever comes first;[2]	
	b. Inspect spark plugs every 1,000 hours of operation or annually, whichever comes first;	
	c. Inspect all hoses and belts every 500 hours of operation or annually, whichever comes first, and replace as necessary.[3]	
7. Non-Emergency, non-black start stationary SI RICE <100 HP that are not 2SLB stationary RICE	a. Change oil and filter every 1,440 hours of operation or annually, whichever comes first;[2]	
	b. Inspect spark plugs every 1,440 hours of operation or annually, whichever comes first;	
	c. Inspect all hoses and belts every 1,440 hours of operation or annually, whichever comes first, and replace as necessary.[3]	
8. Non-Emergency, non-black start 2SLB stationary SI RICE <100 HP	a. Change oil and filter every 4,320 hours of operation or annually, whichever comes first;[2]	

For each . . .	You must meet the following requirement, except during periods of startup . . .	During periods of startup you must . . .
	b. Inspect spark plugs every 4,320 hours of operation or annually, whichever comes first;	
	c. Inspect all hoses and belts every 4,320 hours of operation or annually, whichever comes first, and replace as necessary.[3]	
9. Non-emergency, non-black start 2SLB stationary RICE 100≤HP≤500	Limit concentration of CO in the stationary RICE exhaust to 225 ppmvd or less at 15 percent O_2	
10. Non-emergency, non-black start 4SLB stationary RICE 100≤HP≤500	Limit concentration of CO in the stationary RICE exhaust to 47 ppmvd or less at 15 percent O_2	
11. Non-emergency, non-black start 4SRB stationary RICE 100≤HP≤500	Limit concentration of formaldehyde in the stationary RICE exhaust to 10.3 ppmvd or less at 15 percent O_2	
12. Non-emergency, non-black start landfill or digester gas-fired stationary RICE 100≤HP≤500	Limit concentration of CO in the stationary RICE exhaust to 177 ppmvd or less at 15 percent O_2	

[1]If an emergency engine is operating during an emergency and it is not possible to shut down the engine in order to perform the work practice requirements on the schedule required in Table 2c of this subpart, or if performing the work practice on the required schedule would otherwise pose an unacceptable risk under Federal, State, or local law, the work practice can be delayed until the emergency is over or the unacceptable risk under Federal, State, or local law has abated. The work practice should be performed as soon as practicable after the emergency has ended or the unacceptable risk under Federal, State, or local law has abated. Sources must report any failure to perform the work practice on the schedule required and the Federal, State or local law under which the risk was deemed unacceptable.

[2]Sources have the option to utilize an oil analysis program as described in §63.6625(i) in order to extend the specified oil change requirement in Table 2c of this subpart.

[3]Sources can petition the Administrator pursuant to the requirements of 40 CFR 63.6(g) for alternative work practices.

[75 FR 51593, Aug. 20, 2010]

Table 2dto Subpart ZZZZ of Part 63—Requirements for Existing Stationary RICE Located at Area Sources of HAP Emissions

As stated in §§63.6603 and 63.6640, you must comply with the following requirements for existing stationary RICE located at area sources of HAP emissions:

For each . . .	You must meet the following requirement, except during periods of startup . . .	During periods of startup you must . . .
1. Non-Emergency, non-black start CI stationary RICE ≤300 HP	a. Change oil and filter every 1,000 hours of operation or annually, whichever comes first;[1]	Minimize the engine's time spent at idle and minimize the engine's startup time at startup to a period needed for appropriate and safe loading of the engine, not to exceed 30 minutes, after which time the non-startup emission limitations apply.
	b. Inspect air cleaner every 1,000 hours of operation or annually, whichever comes first; c. Inspect all hoses and belts every 500 hours of operation or annually, whichever comes first, and replace as necessary.	
2. Non-Emergency, non-black start CI stationary RICE 300<HP≤500	a. Limit concentration of CO in the stationary RICE exhaust to 49 ppmvd at 15 percent O_2; or	
	b. Reduce CO emissions by 70 percent or more.	
3. Non-Emergency, non-black start CI stationary RICE >500 HP	a. Limit concentration of CO in the stationary RICE exhaust to 23 ppmvd at 15 percent O_2; or	

For each . . .	You must meet the following requirement, except during periods of startup . . .	During periods of startup you must . . .
	b. Reduce CO emissions by 70 percent or more.	
4. Emergency stationary CI RICE and black start stationary CI RICE.[2]	a. Change oil and filter every 500 hours of operation or annually, whichever comes first;[1]	
	b. Inspect air cleaner every 1,000 hours of operation or annually, whichever comes first; and	
	c. Inspect all hoses and belts every 500 hours of operation or annually, whichever comes first, and replace as necessary.	
5. Emergency stationary SI RICE; black start stationary SI RICE; non-emergency, non-black start 4SLB stationary RICE >500 HP that operate 24 hours or less per calendar year; non-emergency, non-black start 4SRB stationary RICE >500 HP that operate 24 hours or less per calendar year.[2]	a. Change oil and filter every 500 hours of operation or annually, whichever comes first;[1] b. Inspect spark plugs every 1,000 hours of operation or annually, whichever comes first; and c. Inspect all hoses and belts every 500 hours of operation or annually, whichever comes first, and replace as necessary.	
6. Non-emergency, non-black start 2SLB stationary RICE	a. Change oil and filter every 4,320 hours of operation or annually, whichever comes first;[1]	

For each . . .	You must meet the following requirement, except during periods of startup . . .	During periods of startup you must . . .
	b. Inspect spark plugs every 4,320 hours of operation or annually, whichever comes first; and	
	c. Inspect all hoses and belts every 4,320 hours of operation or annually, whichever comes first, and replace as necessary.	
7. Non-emergency, non-black start 4SLB stationary RICE ≤500 HP	a. Change oil and filter every 1,440 hours of operation or annually, whichever comes first;[1]	
	b. Inspect spark plugs every 1,440 hours of operation or annually, whichever comes first; and	
	c. Inspect all hoses and belts every 1,440 hours of operation or annually, whichever comes first, and replace as necessary.	
8. Non-emergency, non-black start 4SLB stationary RICE >500 HP	a. Limit concentration of CO in the stationary RICE exhaust to 47 ppmvd at 15 percent O_2; or	
	b. Reduce CO emissions by 93 percent or more.	

For each . . .	You must meet the following requirement, except during periods of startup . . .	During periods of startup you must . . .
9. Non-emergency, non-black start 4SRB stationary RICE ≤500 HP	a. Change oil and filter every 1,440 hours of operation or annually, whichever comes first;[1]	
	b. Inspect spark plugs every 1,440 hours of operation or annually, whichever comes first; and	
	c. Inspect all hoses and belts every 1,440 hours of operation or annually, whichever comes first, and replace as necessary.	
10. Non-emergency, non-black start 4SRB stationary RICE >500 HP	a. Limit concentration of formaldehyde in the stationary RICE exhaust to 2.7 ppmvd at 15 percent O_2; or	
	b. Reduce formaldehyde emissions by 76 percent or more.	
11. Non-emergency, non-black start landfill or digester gas-fired stationary RICE	a. Change oil and filter every 1,440 hours of operation or annually, whichever comes first;[1]	
	b. Inspect spark plugs every 1,440 hours of operation or annually, whichever comes first; and	

For each . . .	You must meet the following requirement, except during periods of startup . . .	During periods of startup you must . . .
	c. Inspect all hoses and belts every 1,440 hours of operation or annually, whichever comes first, and replace as necessary.	

[1]Sources have the option to utilize an oil analysis program as described in §63.6625(i) in order to extend the specified oil change requirement in Table 2d of this subpart.

[2]If an emergency engine is operating during an emergency and it is not possible to shut down the engine in order to perform the management practice requirements on the schedule required in Table 2d of this subpart, or if performing the management practice on the required schedule would otherwise pose an unacceptable risk under Federal, State, or local law, the management practice can be delayed until the emergency is over or the unacceptable risk under Federal, State, or local law has abated. The management practice should be performed as soon as practicable after the emergency has ended or the unacceptable risk under Federal, State, or local law has abated. Sources must report any failure to perform the management practice on the schedule required and the Federal, State or local law under which the risk was deemed unacceptable.

[75 FR 51595, Aug. 20, 2010]

Table 3 to Subpart ZZZZ of Part 63—Subsequent Performance Tests

As stated in §§63.6615 and 63.6620, you must comply with the following subsequent performance test requirements:

For each . . .	Complying with the requirement to . . .	You must . . .
1. New or reconstructed 2SLB stationary RICE with a brake horsepower >500 located at major sources; new or reconstructed 4SLB stationary RICE with a brake horsepower ≥250 located at major sources; and new or reconstructed CI stationary RICE with a brake horsepower >500 located at major sources	Reduce CO emissions and not using a CEMS	Conduct subsequent performance tests semiannually.[1]
2. 4SRB stationary RICE with a brake horsepower ≥5,000 located at major sources	Reduce formaldehyde emissions	Conduct subsequent performance tests semiannually.[1]

For each . . .	Complying with the requirement to . . .	You must . . .
3. Stationary RICE with a brake horsepower >500 located at major sources and new or reconstructed 4SLB stationary RICE with a brake horsepower 250≤HP≤500 located at major sources	Limit the concentration of formaldehyde in the stationary RICE exhaust	Conduct subsequent performance tests semiannually.[1]
4. Existing non-emergency, non-black start CI stationary RICE with a brake horsepower >500 that are not limited use stationary RICE; existing non-emergency, non-black start 4SLB and 4SRB stationary RICE located at an area source of HAP emissions with a brake horsepower >500 that are operated more than 24 hours per calendar year that are not limited use stationary RICE	Limit or reduce CO or formaldehyde emissions	Conduct subsequent performance tests every 8,760 hrs. or 3 years, whichever comes first.
5. Existing non-emergency, non-black start CI stationary RICE with a brake horsepower >500 that are limited use stationary RICE; existing non-emergency, non-black start 4SLB and 4SRB stationary RICE located at an area source of HAP emissions with a brake horsepower >500 that are operated more than 24 hours per calendar year and are limited use stationary RICE	Limit or reduce CO or formaldehyde emissions	Conduct subsequent performance tests every 8,760 hrs. or 5 years, whichever comes first.

[1]After you have demonstrated compliance for two consecutive tests, you may reduce the frequency of subsequent performance tests to annually. If the results of any subsequent annual performance test indicate the stationary RICE is not in compliance with the CO or formaldehyde emission limitation, or you deviate from any of your operating limitations, you must resume semiannual performance tests.

[75 FR 51596, Aug. 20, 2010]

Table 4 to Subpart ZZZZ of Part 63—Requirements for Performance Tests

As stated in §§63.6610, 63.6611, 63.6612, 63.6620, and 63.6640, you must comply with the following requirements for performance tests for stationary RICE:

For each . . .	Complying with the requirement to . . .	You must . . .	Using . . .	According to the following requirements . . .
1. 2SLB, 4SLB, and CI stationary RICE	a. Reduce CO emissions	i. Measure the O_2at the inlet and outlet of the control device; and	(1) Portable CO and O_2analyzer	(a) Using ASTM D6522–00 (2005)[a](incorporated by reference, see §63.14). Measurements to determine O_2must be made at the same time as the measurements for CO concentration.
		ii. Measure the CO at the inlet and the outlet of the control device	(1) Portable CO and O_2analyzer	(a) Using ASTM D6522–00 (2005)[ab](incorporated by reference, see §63.14) or Method 10 of 40 CFR appendix A. The CO concentration must be at 15 percent O_2, dry basis.
2. 4SRB stationary RICE	a. Reduce formaldehyde emissions	i. Select the sampling port location and the number of traverse points; and	(1) Method 1 or 1A of 40 CFR part 60, appendix A §63.7(d)(1)(i)	(a) Sampling sites must be located at the inlet and outlet of the control device.
		ii. Measure O_2at the inlet and outlet of the control device; and	(1) Method 3 or 3A or 3B of 40 CFR part 60, appendix A, or ASTM Method D6522–00m (2005)	(a) Measurements to determine O_2concentration must be made at the same time as the measurements for formaldehyde concentration.
		iii. Measure moisture content at the inlet and outlet of the control device; and	(1) Method 4 of 40 CFR part 60, appendix A, or Test Method 320 of 40 CFR part 63, appendix A, or ASTM D 6348–03	(a) Measurements to determine moisture content must be made at the same time and location as the measurements for formaldehyde concentration.

For each . . .	Complying with the requirement to . . .	You must . . .	Using . . .	According to the following requirements . . .
		iv. Measure formaldehyde at the inlet and the outlet of the control device	(1) Method 320 or 323 of 40 CFR part 63, appendix A; or ASTM D6348–03,[c] provided in ASTM D6348–03 Annex A5 (Analyte Spiking Technique), the percent R must be greater than or equal to 70 and less than or equal to 130	(a) Formaldehyde concentration must be at 15 percent O_2, dry basis. Results of this test consist of the average of the three 1-hour or longer runs.
3. Stationary RICE	a. Limit the concentration of formaldehyde or CO in the stationary RICE exhaust	i. Select the sampling port location and the number of traverse points; and	(1) Method 1 or 1A of 40 CFR part 60, appendix A §63.7(d)(1)(i)	(a) If using a control device, the sampling site must be located at the outlet of the control device.
		ii. Determine the O_2 concentration of the stationary RICE exhaust at the sampling port location; and	(1) Method 3 or 3A or 3B of 40 CFR part 60, appendix A, or ASTM Method D6522–00 (2005)	(a) Measurements to determine O_2 concentration must be made at the same time and location as the measurements for formaldehyde concentration.
		iii. Measure moisture content of the stationary RICE exhaust at the sampling port location; and	(1) Method 4 of 40 CFR part 60, appendix A, or Test Method 320 of 40 CFR part 63, appendix A, or ASTM D 6348–03	(a) Measurements to determine moisture content must be made at the same time and location as the measurements for formaldehyde concentration.

For each . . .	Complying with the requirement to . . .	You must . . .	Using . . .	According to the following requirements . . .
		iv. Measure formaldehyde at the exhaust of the stationary RICE; or	(1) Method 320 or 323 of 40 CFR part 63, appendix A; or ASTM D6348–03,[c]provided in ASTM D6348–03 Annex A5 (Analyte Spiking Technique), the percent R must be greater than or equal to 70 and less than or equal to 130	(a) Formaldehyde concentration must be at 15 percent O_2, dry basis. Results of this test consist of the average of the three 1-hour or longer runs.
		v. Measure CO at the exhaust of the stationary RICE	(1) Method 10 of 40 CFR part 60, appendix A, ASTM Method D6522–00 (2005),[a]Method 320 of 40 CFR part 63, appendix A, or ASTM D6348–03	(a) CO Concentration must be at 15 percent O_2, dry basis. Results of this test consist of the average of the three 1-hour longer runs.

[a]You may also use Methods 3A and 10 as options to ASTM–D6522–00 (2005). You may obtain a copy of ASTM–D6522–00 (2005) from at least one of the following addresses: American Society for Testing and Materials, 100 Barr Harbor Drive, West Conshohocken, PA 19428–2959, or University Microfilms International, 300 North Zeeb Road, Ann Arbor, MI 48106. ASTM–D6522–00 (2005) may be used to test both CI and SI stationary RICE.

[b]You may also use Method 320 of 40 CFR part 63, appendix A, or ASTM D6348–03.

[c]You may obtain a copy of ASTM–D6348–03 from at least one of the following addresses: American Society for Testing and Materials, 100 Barr Harbor Drive, West Conshohocken, PA 19428–2959, or University Microfilms International, 300 North Zeeb Road, Ann Arbor, MI 48106.

[75 FR 51597, Aug. 20, 2010]

Table 5 to Subpart ZZZZ of Part 63—Initial Compliance With Emission Limitations and Operating Limitations

As stated in §§63.6612, 63.6625 and 63.6630, you must initially comply with the emission and operating limitations as required by the following:

For each . . .	Complying with the requirement to . . .	You have demonstrated initial compliance if. . .
1. New or reconstructed non-emergency 2SLB stationary RICE >500 HP located at a major source of HAP, new or reconstructed non-emergency 4SLB stationary RICE ≥250 HP located at a major source of HAP, non-emergency stationary CI RICE >500 HP located at a major source of HAP, existing non-emergency stationary CI RICE >500 HP located at an area source of HAP, and existing non-emergency 4SLB stationary RICE >500 HP located at an area source of HAP that are operated more than 24 hours per calendar year	a. Reduce CO emissions and using oxidation catalyst, and using a CPMS	i. The average reduction of emissions of CO determined from the initial performance test achieves the required CO percent reduction; and ii. You have installed a CPMS to continuously monitor catalyst inlet temperature according to the requirements in §63.6625(b); and iii. You have recorded the catalyst pressure drop and catalyst inlet temperature during the initial performance test.
2. Non-emergency stationary CI RICE >500 HP located at a major source of HAP, existing non-emergency stationary CI RICE >500 HP located at an area source of HAP, and existing non-emergency 4SLB stationary RICE >500 HP located at an area source of HAP that are operated more than 24 hours per calendar year	a. Limit the concentration of CO, using oxidation catalyst, and using a CPMS	i. The average CO concentration determined from the initial performance test is less than or equal to the CO emission limitation; and ii. You have installed a CPMS to continuously monitor catalyst inlet temperature according to the requirements in §63.6625(b); and iii. You have recorded the catalyst pressure drop and catalyst inlet temperature during the initial performance test.

For each . . .	Complying with the requirement to . . .	You have demonstrated initial compliance if. . .
3. New or reconstructed non-emergency 2SLB stationary RICE >500 HP located at a major source of HAP, new or reconstructed non-emergency 4SLB stationary RICE ≥250 HP located at a major source of HAP, non-emergency stationary CI RICE >500 HP located at a major source of HAP, existing non-emergency stationary CI RICE >500 HP located at an area source of HAP, and existing non-emergency 4SLB stationary RICE >500 HP located at an area source of HAP that are operated more than 24 hours per calendar year	a. Reduce CO emissions and not using oxidation catalyst	i. The average reduction of emissions of CO determined from the initial performance test achieves the required CO percent reduction; and ii. You have installed a CPMS to continuously monitor operating parameters approved by the Administrator (if any) according to the requirements in §63.6625(b); and iii. You have recorded the approved operating parameters (if any) during the initial performance test.
4. Non-emergency stationary CI RICE >500 HP located at a major source of HAP, existing non-emergency stationary CI RICE >500 HP located at an area source of HAP, and existing non-emergency 4SLB stationary RICE >500 HP located at an area source of HAP that are operated more than 24 hours per calendar year	a. Limit the concentration of CO, and not using oxidation catalyst	i. The average CO concentration determined from the initial performance test is less than or equal to the CO emission limitation; and ii. You have installed a CPMS to continuously monitor operating parameters approved by the Administrator (if any) according to the requirements in §63.6625(b); and iii. You have recorded the approved operating parameters (if any) during the initial performance test.

For each . . .	Complying with the requirement to . . .	You have demonstrated initial compliance if. . .
5. New or reconstructed non-emergency 2SLB stationary RICE >500 HP located at a major source of HAP, new or reconstructed non-emergency 4SLB stationary RICE ≥250 HP located at a major source of HAP, non-emergency stationary CI RICE >500 HP located at a major source of HAP, existing non-emergency stationary CI RICE >500 HP located at an area source of HAP, and existing non-emergency 4SLB stationary RICE >500 HP located at an area source of HAP that are operated more than 24 hours per calendar year	a. Reduce CO emissions, and using a CEMS	i. You have installed a CEMS to continuously monitor CO and either O_2or CO_2at both the inlet and outlet of the oxidation catalyst according to the requirements in §63.6625(a); and ii. You have conducted a performance evaluation of your CEMS using PS 3 and 4A of 40 CFR part 60, appendix B; and iii. The average reduction of CO calculated using §63.6620 equals or exceeds the required percent reduction. The initial test comprises the first 4-hour period after successful validation of the CEMS. Compliance is based on the average percent reduction achieved during the 4-hour period.
6. Non-emergency stationary CI RICE >500 HP located at a major source of HAP, existing non-emergency stationary CI RICE >500 HP located at an area source of HAP, and existing non-emergency 4SLB stationary RICE >500 HP located at an area source of HAP that are operated more than 24 hours per calendar year	a. Limit the concentration of CO, and using a CEMS	i. You have installed a CEMS to continuously monitor CO and either O_2or CO_2at the outlet of the oxidation catalyst according to the requirements in §63.6625(a); and ii. You have conducted a performance evaluation of your CEMS using PS 3 and 4A of 40 CFR part 60, appendix B; and
		iii. The average concentration of CO calculated using §63.6620 is less than or equal to the CO emission limitation. The initial test comprises the first 4-hour period after successful validation of the CEMS. Compliance is based on the average concentration measured during the 4-hour period.

For each . . .	Complying with the requirement to . . .	You have demonstrated initial compliance if. . .
7. Non-emergency 4SRB stationary RICE >500 HP located at a major source of HAP, and existing non-emergency 4SRB stationary RICE >500 HP located at an area source of HAP that are operated more than 24 hours per calendar year	a. Reduce formaldehyde emissions and using NSCR	i. The average reduction of emissions of formaldehyde determined from the initial performance test is equal to or greater than the required formaldehyde percent reduction; and ii. You have installed a CPMS to continuously monitor catalyst inlet temperature according to the requirements in §63.6625(b); and
		iii. You have recorded the catalyst pressure drop and catalyst inlet temperature during the initial performance test.
8. Non-emergency 4SRB stationary RICE >500 HP located at a major source of HAP, and existing non-emergency 4SRB stationary RICE >500 HP located at an area source of HAP that are operated more than 24 hours per calendar year	a. Reduce formaldehyde emissions and not using NSCR	i. The average reduction of emissions of formaldehyde determined from the initial performance test is equal to or greater than the required formaldehyde percent reduction; and ii. You have installed a CPMS to continuously monitor operating parameters approved by the Administrator (if any) according to the requirements in §63.6625(b); and
		iii. You have recorded the approved operating parameters (if any) during the initial performance test.
9. Existing non-emergency 4SRB stationary RICE >500 HP located at an area source of HAP that are operated more than 24 hours per calendar year	a. Limit the concentration of formaldehyde and not using NSCR	i. The average formaldehyde concentration determined from the initial performance test is less than or equal to the formaldehyde emission limitation; and

For each . . .	Complying with the requirement to . . .	You have demonstrated initial compliance if. . .
		ii. You have installed a CPMS to continuously monitor operating parameters approved by the Administrator (if any) according to the requirements in §63.6625(b); and
		iii. You have recorded the approved operating parameters (if any) during the initial performance test.
10. New or reconstructed non-emergency stationary RICE >500 HP located at a major source of HAP, new or reconstructed non-emergency 4SLB stationary RICE 250≤HP≤500 located at a major source of HAP, and existing non-emergency 4SRB stationary RICE >500 HP	a. Limit the concentration of formaldehyde in the stationary RICE exhaust and using oxidation catalyst or NSCR	i. The average formaldehyde concentration, corrected to 15 percent O_2, dry basis, from the three test runs is less than or equal to the formaldehyde emission limitation; and ii. You have installed a CPMS to continuously monitor catalyst inlet temperature according to the requirements in §63.6625(b); and
		iii. You have recorded the catalyst pressure drop and catalyst inlet temperature during the initial performance test.
11. New or reconstructed non-emergency stationary RICE >500 HP located at a major source of HAP, new or reconstructed non-emergency 4SLB stationary RICE 250≤HP≤500 located at a major source of HAP, and existing non-emergency 4SRB stationary RICE >500 HP	a. Limit the concentration of formaldehyde in the stationary RICE exhaust and not using oxidation catalyst or NSCR	i. The average formaldehyde concentration, corrected to 15 percent O_2, dry basis, from the three test runs is less than or equal to the formaldehyde emission limitation; and ii. You have installed a CPMS to continuously monitor operating parameters approved by the Administrator (if any) according to the requirements in §63.6625(b); and
		iii. You have recorded the approved operating parameters (if any) during the initial performance test.

For each . . .	Complying with the requirement to . . .	You have demonstrated initial compliance if. . .
12. Existing non-emergency stationary RICE 100≤HP≤500 located at a major source of HAP, and existing non-emergency stationary CI RICE 300<HP≤500 located at an area source of HAP	a. Reduce CO or formaldehyde emissions	i. The average reduction of emissions of CO or formaldehyde, as applicable determined from the initial performance test is equal to or greater than the required CO or formaldehyde, as applicable, percent reduction.
13. Existing non-emergency stationary RICE 100≤HP≤500 located at a major source of HAP, and existing non-emergency stationary CI RICE 300<HP≤500 located at an area source of HAP	a. Limit the concentration of formaldehyde or CO in the stationary RICE exhaust	i. The average formaldehyde or CO concentration, as applicable, corrected to 15 percent O_2, dry basis, from the three test runs is less than or equal to the formaldehyde or CO emission limitation, as applicable.

[76 FR 12867, Mar. 9, 2011]

Table 6 to Subpart ZZZZ of Part 63—Continuous Compliance With Emission Limitations, Operating Limitations, Work Practices, and Management Practices

As stated in §63.6640, you must continuously comply with the emissions and operating limitations and work or management practices as required by the following:

For each . . .	Complying with the requirement to . . .	You must demonstrate continuous compliance by . . .
1. New or reconstructed non-emergency 2SLB stationary RICE >500 HP located at a major source of HAP, new or reconstructed non-emergency 4SLB stationary RICE ≥250 HP located at a major source of HAP, and new or reconstructed non-emergency CI stationary RICE >500 HP located at a major source of HAP	a. Reduce CO emissions and using an oxidation catalyst, and using a CPMS	i. Conducting semiannual performance tests for CO to demonstrate that the required CO percent reduction is achieved;[a]and ii. Collecting the catalyst inlet temperature data according to §63.6625(b); and iii. Reducing these data to 4-hour rolling averages; and iv. Maintaining the 4-hour rolling averages within the operating limitations for the catalyst inlet temperature; and

For each . . .	Complying with the requirement to . . .	You must demonstrate continuous compliance by . . .
		v. Measuring the pressure drop across the catalyst once per month and demonstrating that the pressure drop across the catalyst is within the operating limitation established during the performance test.
2. New or reconstructed non-emergency 2SLB stationary RICE >500 HP located at a major source of HAP, new or reconstructed non-emergency 4SLB stationary RICE ≥250 HP located at a major source of HAP, and new or reconstructed non-emergency CI stationary RICE >500 HP located at a major source of HAP	a. Reduce CO emissions and not using an oxidation catalyst, and using a CPMS	i. Conducting semiannual performance tests for CO to demonstrate that the required CO percent reduction is achieved;[a]and ii. Collecting the approved operating parameter (if any) data according to §63.6625(b); and iii. Reducing these data to 4-hour rolling averages; and
		iv. Maintaining the 4-hour rolling averages within the operating limitations for the operating parameters established during the performance test.
3. New or reconstructed non-emergency 2SLB stationary RICE >500 HP located at a major source of HAP, new or reconstructed non-emergency 4SLB stationary RICE ≥250 HP located at a major source of HAP, new or reconstructed non-emergency stationary CI RICE >500 HP located at a major source of HAP, existing non-emergency stationary CI RICE >500 HP, existing non-emergency 4SLB stationary RICE >500 HP located at an area source of HAP that are operated more than 24 hours per calendar year	a. Reduce CO emissions or limit the concentration of CO in the stationary RICE exhaust, and using a CEMS	i. Collecting the monitoring data according to §63.6625(a), reducing the measurements to 1-hour averages, calculating the percent reduction or concentration of CO emissions according to §63.6620; and ii. Demonstrating that the catalyst achieves the required percent reduction of CO emissions over the 4-hour averaging period, or that the emission remain at or below the CO concentration limit; and iii. Conducting an annual RATA of your CEMS using PS 3 and 4A of 40 CFR part 60, appendix B, as well as daily and periodic data quality checks in accordance with 40 CFR part 60, appendix F, procedure 1.

For each . . .	Complying with the requirement to . . .	You must demonstrate continuous compliance by . . .
4. Non-emergency 4SRB stationary RICE >500 HP located at a major source of HAP	a. Reduce formaldehyde emissions and using NSCR	i. Collecting the catalyst inlet temperature data according to §63.6625(b); and
		ii. Reducing these data to 4-hour rolling averages; and
		iii. Maintaining the 4-hour rolling averages within the operating limitations for the catalyst inlet temperature; and
		iv. Measuring the pressure drop across the catalyst once per month and demonstrating that the pressure drop across the catalyst is within the operating limitation established during the performance test.
5. Non-emergency 4SRB stationary RICE >500 HP located at a major source of HAP	a. Reduce formaldehyde emissions and not using NSCR	i. Collecting the approved operating parameter (if any) data according to §63.6625(b); and ii. Reducing these data to 4-hour rolling averages; and
		iii. Maintaining the 4-hour rolling averages within the operating limitations for the operating parameters established during the performance test.
6. Non-emergency 4SRB stationary RICE with a brake HP ≥5,000 located at a major source of HAP	a. Reduce formaldehyde emissions	Conducting semiannual performance tests for formaldehyde to demonstrate that the required formaldehyde percent reduction is achieved.[a]
7. New or reconstructed non-emergency stationary RICE >500 HP located at a major source of HAP and new or reconstructed non-emergency 4SLB stationary RICE 250 ≤HP≤500 located at a major source of HAP	a. Limit the concentration of formaldehyde in the stationary RICE exhaust and using oxidation catalyst or NSCR	i. Conducting semiannual performance tests for formaldehyde to demonstrate that your emissions remain at or below the formaldehyde concentration limit;[a]and ii. Collecting the catalyst inlet temperature data according to §63.6625(b); and

For each . . .	Complying with the requirement to . . .	You must demonstrate continuous compliance by . . .
		iii. Reducing these data to 4-hour rolling averages; and
		iv. Maintaining the 4-hour rolling averages within the operating limitations for the catalyst inlet temperature; and
		v. Measuring the pressure drop across the catalyst once per month and demonstrating that the pressure drop across the catalyst is within the operating limitation established during the performance test.
8. New or reconstructed non-emergency stationary RICE >500 HP located at a major source of HAP and new or reconstructed non-emergency 4SLB stationary RICE 250 ≤HP≤500 located at a major source of HAP	a. Limit the concentration of formaldehyde in the stationary RICE exhaust and not using oxidation catalyst or NSCR	i. Conducting semiannual performance tests for formaldehyde to demonstrate that your emissions remain at or below the formaldehyde concentration limit;[a]and ii. Collecting the approved operating parameter (if any) data according to §63.6625(b); and
		iii. Reducing these data to 4-hour rolling averages; and
		iv. Maintaining the 4-hour rolling averages within the operating limitations for the operating parameters established during the performance test.

For each . . .	Complying with the requirement to . . .	You must demonstrate continuous compliance by . . .
9. Existing emergency and black start stationary RICE ≤500 HP located at a major source of HAP, existing non-emergency stationary RICE <100 HP located at a major source of HAP, existing emergency and black start stationary RICE located at an area source of HAP, existing non-emergency stationary CI RICE ≤300 HP located at an area source of HAP, existing non-emergency 2SLB stationary RICE located at an area source of HAP, existing non-emergency landfill or digester gas stationary SI RICE located at an area source of HAP, existing non-emergency 4SLB and 4SRB stationary RICE ≤500 HP located at an area source of HAP, existing non-emergency 4SLB and 4SRB stationary RICE >500 HP located at an area source of HAP that operate 24 hours or less per calendar year	a. Work or Management practices	i. Operating and maintaining the stationary RICE according to the manufacturer's emission-related operation and maintenance instructions; or ii. Develop and follow your own maintenance plan which must provide to the extent practicable for the maintenance and operation of the engine in a manner consistent with good air pollution control practice for minimizing emissions.
10. Existing stationary CI RICE >500 HP that are not limited use stationary RICE, and existing 4SLB and 4SRB stationary RICE >500 HP located at an area source of HAP that operate more than 24 hours per calendar year and are not limited use stationary RICE	a. Reduce CO or formaldehyde emissions, or limit the concentration of formaldehyde or CO in the stationary RICE exhaust, and using oxidation catalyst or NSCR	i. Conducting performance tests every 8,760 hours or 3 years, whichever comes first, for CO or formaldehyde, as appropriate, to demonstrate that the required CO or formaldehyde, as appropriate, percent reduction is achieved or that your emissions remain at or below the CO or formaldehyde concentration limit; and
		ii. Collecting the catalyst inlet temperature data according to §63.6625(b); and
		iii. Reducing these data to 4-hour rolling averages; and

For each . . .	Complying with the requirement to . . .	You must demonstrate continuous compliance by . . .
		iv. Maintaining the 4-hour rolling averages within the operating limitations for the catalyst inlet temperature; and
		v. Measuring the pressure drop across the catalyst once per month and demonstrating that the pressure drop across the catalyst is within the operating limitation established during the performance test.
11. Existing stationary CI RICE >500 HP that are not limited use stationary RICE, and existing 4SLB and 4SRB stationary RICE >500 HP located at an area source of HAP that operate more than 24 hours per calendar year and are not limited use stationary RICE	a. Reduce CO or formaldehyde emissions, or limit the concentration of formaldehyde or CO in the stationary RICE exhaust, and not using oxidation catalyst or NSCR	i. Conducting performance tests every 8,760 hours or 3 years, whichever comes first, for CO or formaldehyde, as appropriate, to demonstrate that the required CO or formaldehyde, as appropriate, percent reduction is achieved or that your emissions remain at or below the CO or formaldehyde concentration limit; and
		ii. Collecting the approved operating parameter (if any) data according to §63.6625(b); and
		iii. Reducing these data to 4-hour rolling averages; and
		iv. Maintaining the 4-hour rolling averages within the operating limitations for the operating parameters established during the performance test.
12. Existing limited use CI stationary RICE >500 HP and existing limited use 4SLB and 4SRB stationary RICE >500 HP located at an area source of HAP that operate more than 24 hours per calendar year	a. Reduce CO or formaldehyde emissions or limit the concentration of formaldehyde or CO in the stationary RICE exhaust, and using an oxidation catalyst or NSCR	i. Conducting performance tests every 8,760 hours or 5 years, whichever comes first, for CO or formaldehyde, as appropriate, to demonstrate that the required CO or formaldehyde, as appropriate, percent reduction is achieved or that your emissions remain at or below the CO or formaldehyde concentration limit; and

For each . . .	Complying with the requirement to . . .	You must demonstrate continuous compliance by . . .
		ii. Collecting the catalyst inlet temperature data according to §63.6625(b); and
		iii. Reducing these data to 4-hour rolling averages; and
		iv. Maintaining the 4-hour rolling averages within the operating limitations for the catalyst inlet temperature; and
		v. Measuring the pressure drop across the catalyst once per month and demonstrating that the pressure drop across the catalyst is within the operating limitation established during the performance test.
13. Existing limited use CI stationary RICE >500 HP and existing limited use 4SLB and 4SRB stationary RICE >500 HP located at an area source of HAP that operate more than 24 hours per calendar year	a. Reduce CO or formaldehyde emissions or limit the concentration of formaldehyde or CO in the stationary RICE exhaust, and not using an oxidation catalyst or NSCR	i. Conducting performance tests every 8,760 hours or 5 years, whichever comes first, for CO or formaldehyde, as appropriate, to demonstrate that the required CO or formaldehyde, as appropriate, percent reduction is achieved or that your emissions remain at or below the CO or formaldehyde concentration limit; and
		ii. Collecting the approved operating parameter (if any) data according to §63.6625(b); and
		iii. Reducing these data to 4-hour rolling averages; and
		iv. Maintaining the 4-hour rolling averages within the operating limitations for the operating parameters established during the performance test.

[a]After you have demonstrated compliance for two consecutive tests, you may reduce the frequency of subsequent performance tests to annually. If the results of any subsequent annual performance test indicate the stationary RICE is not in compliance with the CO or formaldehyde emission limitation, or you deviate from any of your operating limitations, you must resume semiannual performance tests.

[76 FR 12870, Mar. 9, 2011]

Table 7 to Subpart ZZZZ of Part 63—Requirements for Reports

As stated in §63.6650, you must comply with the following requirements for reports:

For each ...	You must submit a ...	The report must contain ...	You must submit the report ...
1. Existing non-emergency, non-black start stationary RICE 100≤HP≤500 located at a major source of HAP; existing non-emergency, non-black start stationary CI RICE >500 HP located at a major source of HAP; existing non-emergency 4SRB stationary RICE >500 HP located at a major source of HAP; existing non-emergency, non-black start stationary CI RICE >300 HP located at an area source of HAP; existing non-emergency, non-black start 4SLB and 4SRB stationary RICE >500 HP located at an area source of HAP and operated more than 24 hours per calendar year; new or reconstructed non-emergency stationary RICE >500 HP located at a major source of HAP; and new or reconstructed non-emergency 4SLB stationary RICE 250≤HP≤500 located at a major source of HAP	Compliance report	a. If there are no deviations from any emission limitations or operating limitations that apply to you, a statement that there were no deviations from the emission limitations or operating limitations during the reporting period. If there were no periods during which the CMS, including CEMS and CPMS, was out-of-control, as specified in §63.8(c)(7), a statement that there were not periods during which the CMS was out-of-control during the reporting period; or b. If you had a deviation from any emission limitation or operating limitation during the reporting period, the information in §63.6650(d). If there were periods during which the CMS, including CEMS and CPMS, was out-of-control, as specified in §63.8(c)(7), the information in §63.6650(e); or c. If you had a malfunction during the reporting period, the information in §63.6650(c)(4) i. Semiannually according to the requirements in §63.6650(b)(1)–(5) for engines that are not limited use stationary RICE subject to numerical emission	

For each ...	You must submit a ...	The report must contain ...	You must submit the report ...
		limitations; and ii. Annually according to the requirements in §63.6650(b)(6)–(9) for engines that are limited use stationary RICE subject to numerical emission limitations. i. Semiannually according to the requirements in §63.6650(b). i. Semiannually according to the requirements in §63.6650(b).	
2. New or reconstructed non-emergency stationary RICE that combusts landfill gas or digester gas equivalent to 10 percent or more of the gross heat input on an annual basis	Report	a. The fuel flow rate of each fuel and the heating values that were used in your calculations, and you must demonstrate that the percentage of heat input provided by landfill gas or digester gas, is equivalent to 10 percent or more of the gross heat input on an annual basis; and i. Annually, according to the requirements in §63.6650.	
		b. The operating limits provided in your federally enforceable permit, and any deviations from these limits; and i. See item 2.a.i.	
		c. Any problems or errors suspected with the meters. i. See item 2.a.i.	

[75 FR 51603, Aug. 20, 2010]

Table 8 to Subpart ZZZZ of Part 63—Applicability of General Provisions to Subpart ZZZZ.

As stated in §63.6665, you must comply with the following applicable general provisions.

General provisions citation	Subject of citation	Applies to subpart	Explanation
§63.1	General applicability of the General Provisions	Yes.	
§63.2	Definitions	Yes	Additional terms defined in §63.6675.
§63.3	Units and abbreviations	Yes.	
§63.4	Prohibited activities and circumvention	Yes.	
§63.5	Construction and reconstruction	Yes.	
§63.6(a)	Applicability	Yes.	
§63.6(b)(1)–(4)	Compliance dates for new and reconstructed sources	Yes.	
§63.6(b)(5)	Notification	Yes.	
§63.6(b)(6)	[Reserved]		
§63.6(b)(7)	Compliance dates for new and reconstructed area sources that become major sources	Yes.	
§63.6(c)(1)–(2)	Compliance dates for existing sources	Yes.	
§63.6(c)(3)–(4)	[Reserved]		
§63.6(c)(5)	Compliance dates for existing area sources that become major sources	Yes.	
§63.6(d)	[Reserved]		
§63.6(e)	Operation and maintenance	No.	
§63.6(f)(1)	Applicability of standards	No.	
§63.6(f)(2)	Methods for determining compliance	Yes.	
§63.6(f)(3)	Finding of compliance	Yes.	
§63.6(g)(1)–(3)	Use of alternate standard	Yes.	

General provisions citation	Subject of citation	Applies to subpart	Explanation
§63.6(h)	Opacity and visible emission standards	No	Subpart ZZZZ does not contain opacity or visible emission standards.
§63.6(i)	Compliance extension procedures and criteria	Yes.	
§63.6(j)	Presidential compliance exemption	Yes.	
§63.7(a)(1)–(2)	Performance test dates	Yes	Subpart ZZZZ contains performance test dates at §§63.6610, 63.6611, and 63.6612.
§63.7(a)(3)	CAA section 114 authority	Yes.	
§63.7(b)(1)	Notification of performance test	Yes	Except that §63.7(b)(1) only applies as specified in §63.6645.
§63.7(b)(2)	Notification of rescheduling	Yes	Except that §63.7(b)(2) only applies as specified in §63.6645.
§63.7(c)	Quality assurance/test plan	Yes	Except that §63.7(c) only applies as specified in §63.6645.
§63.7(d)	Testing facilities	Yes.	
§63.7(e)(1)	Conditions for conducting performance tests	No.	Subpart ZZZZ specifies conditions for conducting performance tests at §63.6620.
§63.7(e)(2)	Conduct of performance tests and reduction of data	Yes	Subpart ZZZZ specifies test methods at §63.6620.
§63.7(e)(3)	Test run duration	Yes.	
§63.7(e)(4)	Administrator may require other testing under section 114 of the CAA	Yes.	
§63.7(f)	Alternative test method provisions	Yes.	

General provisions citation	Subject of citation	Applies to subpart	Explanation
§63.7(g)	Performance test data analysis, recordkeeping, and reporting	Yes.	
§63.7(h)	Waiver of tests	Yes.	
§63.8(a)(1)	Applicability of monitoring requirements	Yes	Subpart ZZZZ contains specific requirements for monitoring at §63.6625.
§63.8(a)(2)	Performance specifications	Yes.	
§63.8(a)(3)	[Reserved]		
§63.8(a)(4)	Monitoring for control devices	No.	
§63.8(b)(1)	Monitoring	Yes.	
§63.8(b)(2)–(3)	Multiple effluents and multiple monitoring systems	Yes.	
§63.8(c)(1)	Monitoring system operation and maintenance	Yes.	
§63.8(c)(1)(i)	Routine and predictable SSM	Yes.	
§63.8(c)(1)(ii)	SSM not in Startup Shutdown Malfunction Plan	Yes.	
§63.8(c)(1)(iii)	Compliance with operation and maintenance requirements	Yes.	
§63.8(c)(2)–(3)	Monitoring system installation	Yes.	
§63.8(c)(4)	Continuous monitoring system (CMS) requirements	Yes	Except that subpart ZZZZ does not require Continuous Opacity Monitoring System (COMS).
§63.8(c)(5)	COMS minimum procedures	No	Subpart ZZZZ does not require COMS.
§63.8(c)(6)–(8)	CMS requirements	Yes	Except that subpart ZZZZ does not require COMS.
§63.8(d)	CMS quality control	Yes.	
§63.8(e)	CMS performance evaluation	Yes	Except for §63.8(e)(5)(ii), which applies to COMS.

General provisions citation	Subject of citation	Applies to subpart	Explanation
		Except that §63.8(e) only applies as specified in §63.6645.	
§63.8(f)(1)–(5)	Alternative monitoring method	Yes	Except that §63.8(f)(4) only applies as specified in §63.6645.
§63.8(f)(6)	Alternative to relative accuracy test	Yes	Except that §63.8(f)(6) only applies as specified in §63.6645.
§63.8(g)	Data reduction	Yes	Except that provisions for COMS are not applicable. Averaging periods for demonstrating compliance are specified at §§63.6635 and 63.6640.
§63.9(a)	Applicability and State delegation of notification requirements	Yes.	
§63.9(b)(1)–(5)	Initial notifications	Yes	Except that §63.9(b)(3) is reserved.
		Except that §63.9(b) only applies as specified in §63.6645.	
§63.9(c)	Request for compliance extension	Yes	Except that §63.9(c) only applies as specified in §63.6645.
§63.9(d)	Notification of special compliance requirements for new sources	Yes	Except that §63.9(d) only applies as specified in §63.6645.
§63.9(e)	Notification of performance test	Yes	Except that §63.9(e) only applies as specified in §63.6645.

General provisions citation	Subject of citation	Applies to subpart	Explanation
§63.9(f)	Notification of visible emission (VE)/opacity test	No	Subpart ZZZZ does not contain opacity or VE standards.
§63.9(g)(1)	Notification of performance evaluation	Yes	Except that §63.9(g) only applies as specified in §63.6645.
§63.9(g)(2)	Notification of use of COMS data	No	Subpart ZZZZ does not contain opacity or VE standards.
§63.9(g)(3)	Notification that criterion for alternative to RATA is exceeded	Yes	If alternative is in use.
		Except that §63.9(g) only applies as specified in §63.6645.	
§63.9(h)(1)–(6)	Notification of compliance status	Yes	Except that notifications for sources using a CEMS are due 30 days after completion of performance evaluations. §63.9(h)(4) is reserved.
			Except that §63.9(h) only applies as specified in §63.6645.
§63.9(i)	Adjustment of submittal deadlines	Yes.	
§63.9(j)	Change in previous information	Yes.	
§63.10(a)	Administrative provisions for recordkeeping/reporting	Yes.	
§63.10(b)(1)	Record retention	Yes.	
§63.10(b)(2)(i)–(v)	Records related to SSM	No.	
§63.10(b)(2)(vi)–(xi)	Records	Yes.	

General provisions citation	Subject of citation	Applies to subpart	Explanation
§63.10(b)(2)(xii)	Record when under waiver	Yes.	
§63.10(b)(2)(xiii)	Records when using alternative to RATA	Yes	For CO standard if using RATA alternative.
§63.10(b)(2)(xiv)	Records of supporting documentation	Yes.	
§63.10(b)(3)	Records of applicability determination	Yes.	
§63.10(c)	Additional records for sources using CEMS	Yes	Except that §63.10(c)(2)–(4) and (9) are reserved.
§63.10(d)(1)	General reporting requirements	Yes.	
§63.10(d)(2)	Report of performance test results	Yes.	
§63.10(d)(3)	Reporting opacity or VE observations	No	Subpart ZZZZ does not contain opacity or VE standards.
§63.10(d)(4)	Progress reports	Yes.	
§63.10(d)(5)	Startup, shutdown, and malfunction reports	No.	
§63.10(e)(1) and (2)(i)	Additional CMS Reports	Yes.	
§63.10(e)(2)(ii)	COMS-related report	No	Subpart ZZZZ does not require COMS.
§63.10(e)(3)	Excess emission and parameter exceedances reports	Yes.	Except that §63.10(e)(3)(i)(C) is reserved.
§63.10(e)(4)	Reporting COMS data	No	Subpart ZZZZ does not require COMS.
§63.10(f)	Waiver for recordkeeping/reporting	Yes.	
§63.11	Flares	No.	
§63.12	State authority and delegations	Yes.	
§63.13	Addresses	Yes.	

General provisions citation	Subject of citation	Applies to subpart	Explanation
§63.14	Incorporation by reference	Yes.	
§63.15	Availability of information	Yes.	

[75 FR 9688, Mar. 3, 2010]

[Downloaded for the eCFR 9/2012]

Indiana Department of Environmental Management
Office of Air Quality

Attachment G

Subpart CCCCCC—National Emission Standards for Hazardous Air Pollutants for Source Category: Gasoline Dispensing Facilities

Source: 73 FR 1945, Jan. 10, 2008, unless otherwise noted.

What This Subpart Covers

§ 63.11110 What is the purpose of this subpart?

This subpart establishes national emission limitations and management practices for hazardous air pollutants (HAP) emitted from the loading of gasoline storage tanks at gasoline dispensing facilities (GDF). This subpart also establishes requirements to demonstrate compliance with the emission limitations and management practices.

§ 63.11111 Am I subject to the requirements in this subpart?

(a) The affected source to which this subpart applies is each GDF that is located at an area source. The affected source includes each gasoline cargo tank during the delivery of product to a GDF and also includes each storage tank.

(b) If your GDF has a monthly throughput of less than 10,000 gallons of gasoline, you must comply with the requirements in §63.11116.

(c) If your GDF has a monthly throughput of 10,000 gallons of gasoline or more, you must comply with the requirements in §63.11117.

(d) If your GDF has a monthly throughput of 100,000 gallons of gasoline or more, you must comply with the requirements in §63.11118.

(e) An affected source shall, upon request by the Administrator, demonstrate that their monthly throughput is less than the 10,000-gallon or the 100,000-gallon threshold level, as applicable. For new or reconstructed affected sources, as specified in §63.11112(b) and (c), recordkeeping to document monthly throughput must begin upon startup of the affected source. For existing sources, as specified in §63.11112(d), recordkeeping to document monthly throughput must begin on January 10, 2008. For existing sources that are subject to this subpart only because they load gasoline into fuel tanks other than those in motor vehicles, as defined in §63.11132, recordkeeping to document monthly throughput must begin on January 24, 2011. Records required under this paragraph shall be kept for a period of 5 years.

(f) If you are an owner or operator of affected sources, as defined in paragraph (a) of this section, you are not required to obtain a permit under 40 CFR part 70 or 40 CFR part 71 as a result of being subject to this subpart. However, you must still apply for and obtain a permit under 40 CFR part 70 or 40 CFR part 71 if you meet one or more of the applicability criteria found in 40 CFR 70.3(a) and (b) or 40 CFR 71.3(a) and (b).

(g) The loading of aviation gasoline into storage tanks at airports, and the subsequent transfer of aviation gasoline within the airport, is not subject to this subpart.

(h) Monthly throughput is the total volume of gasoline loaded into, or dispensed from, all the gasoline storage tanks located at a single affected GDF. If an area source has two or more GDF at separate locations within the area source, each GDF is treated as a separate affected source.

(i) If your affected source's throughput ever exceeds an applicable throughput threshold, the affected source will remain subject to the requirements for sources above the threshold, even if the affected source throughput later falls below the applicable throughput threshold.

(j) The dispensing of gasoline from a fixed gasoline storage tank at a GDF into a portable gasoline tank for the on-site delivery and subsequent dispensing of the gasoline into the fuel tank of a motor vehicle or other gasoline-fueled engine or equipment used within the area source is only subject to §63.11116 of this subpart.

(k) For any affected source subject to the provisions of this subpart and another Federal rule, you may elect to comply only with the more stringent provisions of the applicable subparts. You must consider all provisions of the rules, including monitoring, recordkeeping, and reporting. You must identify the affected source and provisions with which you will comply in your Notification of Compliance Status required under §63.11124. You also must demonstrate in your Notification of Compliance Status that each provision with which you will comply is at least as stringent as the otherwise applicable requirements in this subpart. You are responsible for making accurate determinations concerning the more stringent provisions, and noncompliance with this rule is not excused if it is later determined that your determination was in error, and, as a result, you are violating this subpart. Compliance with this rule is your responsibility and the Notification of Compliance Status does not alter or affect that responsibility.

[73 FR 1945, Jan. 10, 2008, as amended at 76 FR 4181, Jan. 24, 2011]

§ 63.11112 What parts of my affected source does this subpart cover?

(a) The emission sources to which this subpart applies are gasoline storage tanks and associated equipment components in vapor or liquid gasoline service at new, reconstructed, or existing GDF that meet the criteria specified in §63.11111. Pressure/Vacuum vents on gasoline storage tanks and the equipment necessary to unload product from cargo tanks into the storage tanks at GDF are covered emission sources. The equipment used for the refueling of motor vehicles is not covered by this subpart.

(b) An affected source is a new affected source if you commenced construction on the affected source after November 9, 2006, and you meet the applicability criteria in §63.11111 at the time you commenced operation.

(c) An affected source is reconstructed if you meet the criteria for reconstruction as defined in §63.2.

(d) An affected source is an existing affected source if it is not new or reconstructed.

§ 63.11113 When do I have to comply with this subpart?

(a) If you have a new or reconstructed affected source, you must comply with this subpart according to paragraphs (a)(1) and (2) of this section, except as specified in paragraph (d) of this section.

(1) If you start up your affected source before January 10, 2008, you must comply with the standards in this subpart no later than January 10, 2008.

(2) If you start up your affected source after January 10, 2008, you must comply with the standards in this subpart upon startup of your affected source.

(b) If you have an existing affected source, you must comply with the standards in this subpart no later than January 10, 2011.

(c) If you have an existing affected source that becomes subject to the control requirements in this subpart because of an increase in the monthly throughput, as specified in §63.11111(c) or §63.11111(d), you must comply with the standards in this subpart no later than 3 years after the affected source becomes subject to the control requirements in this subpart.

(d) If you have a new or reconstructed affected source and you are complying with Table 1 to this subpart, you must comply according to paragraphs (d)(1) and (2) of this section.

(1) If you start up your affected source from November 9, 2006 to September 23, 2008, you must comply no later than September 23, 2008.

(2) If you start up your affected source after September 23, 2008, you must comply upon startup of your affected source.

(e) The initial compliance demonstration test required under §63.11120(a)(1) and (2) must be conducted as specified in paragraphs (e)(1) and (2) of this section.

(1) If you have a new or reconstructed affected source, you must conduct the initial compliance test upon installation of the complete vapor balance system.

(2) If you have an existing affected source, you must conduct the initial compliance test as specified in paragraphs (e)(2)(i) or (e)(2)(ii) of this section.

(i) For vapor balance systems installed on or before December 15, 2009, you must test no later than 180 days after the applicable compliance date specified in paragraphs (b) or (c) of this section.

(ii) For vapor balance systems installed after December 15, 2009, you must test upon installation of the complete vapor balance system.

(f) If your GDF is subject to the control requirements in this subpart only because it loads gasoline into fuel tanks other than those in motor vehicles, as defined in §63.11132, you must comply with the standards in this subpart as specified in paragraphs (f)(1) or (f)(2) of this section.

(1) If your GDF is an existing facility, you must comply by January 24, 2014.

(2) If your GDF is a new or reconstructed facility, you must comply by the dates specified in paragraphs (f)(2)(i) and (ii) of this section.

(i) If you start up your GDF after December 15, 2009, but before January 24, 2011, you must comply no later than January 24, 2011.

(ii) If you start up your GDF after January 24, 2011, you must comply upon startup of your GDF.

[73 FR 1945, Jan. 10, 2008, as amended at 73 FR 35944, June 25, 2008; 76 FR 4181, Jan. 24, 2011]

Emission Limitations and Management Practices

§ 63.11115 What are my general duties to minimize emissions?

Each owner or operator of an affected source under this subpart must comply with the requirements of paragraphs (a) and (b) of this section.

(a) You must, at all times, operate and maintain any affected source, including associated air pollution control equipment and monitoring equipment, in a manner consistent with safety and good air pollution control practices for minimizing emissions. Determination of whether such operation and maintenance procedures are being used will be based on information available to the Administrator which may include, but is not limited to, monitoring results, review of operation and maintenance procedures, review of operation and maintenance records, and inspection of the source.

(b) You must keep applicable records and submit reports as specified in §63.11125(d) and §63.11126(b).

[76 FR 4182, Jan. 24, 2011]

§ 63.11116 Requirements for facilities with monthly throughput of less than 10,000 gallons of gasoline.

(a) You must not allow gasoline to be handled in a manner that would result in vapor releases to the atmosphere for extended periods of time. Measures to be taken include, but are not limited to, the following:

(1) Minimize gasoline spills;

(2) Clean up spills as expeditiously as practicable;

(3) Cover all open gasoline containers and all gasoline storage tank fill-pipes with a gasketed seal when not in use;

(4) Minimize gasoline sent to open waste collection systems that collect and transport gasoline to reclamation and recycling devices, such as oil/water separators.

(b) You are not required to submit notifications or reports as specified in §63.11125, §63.11126, or subpart A of this part, but you must have records available within 24 hours of a request by the Administrator to document your gasoline throughput.

(c) You must comply with the requirements of this subpart by the applicable dates specified in §63.11113.

(d) Portable gasoline containers that meet the requirements of 40 CFR part 59, subpart F, are considered acceptable for compliance with paragraph (a)(3) of this section.

[73 FR 1945, Jan. 10, 2008, as amended at 76 FR 4182, Jan. 24, 2011]

§ 63.11117 Requirements for facilities with monthly throughput of 10,000 gallons of gasoline or more.

(a) You must comply with the requirements in section §63.11116(a).

(b) Except as specified in paragraph (c) of this section, you must only load gasoline into storage tanks at your facility by utilizing submerged filling, as defined in §63.11132, and as specified in paragraphs (b)(1), (b)(2), or (b)(3) of this section. The applicable distances in paragraphs (b)(1) and (2) shall be measured from the point in the opening of the submerged fill pipe that is the greatest distance from the bottom of the storage tank.

(1) Submerged fill pipes installed on or before November 9, 2006, must be no more than 12 inches from the bottom of the tank.

(2) Submerged fill pipes installed after November 9, 2006, must be no more than 6 inches from the bottom of the tank.

(3) Submerged fill pipes not meeting the specifications of paragraphs (b)(1) or (b)(2) of this section are allowed if the owner or operator can demonstrate that the liquid level in the tank is always above the entire opening of the fill pipe. Documentation providing such demonstration must be made available for inspection by the Administrator's delegated representative during the course of a site visit.

(c) Gasoline storage tanks with a capacity of less than 250 gallons are not required to comply with the submerged fill requirements in paragraph (b) of this section, but must comply only with all of the requirements in §63.11116.

(d) You must have records available within 24 hours of a request by the Administrator to document your gasoline throughput.

(e) You must submit the applicable notifications as required under §63.11124(a).

(f) You must comply with the requirements of this subpart by the applicable dates contained in §63.11113.

[73 FR 1945, Jan. 10, 2008, as amended at 73 FR 12276, Mar. 7, 2008; 76 FR 4182, Jan. 24, 2011]

§ 63.11118 Requirements for facilities with monthly throughput of 100,000 gallons of gasoline or more.

(a) You must comply with the requirements in §§63.11116(a) and 63.11117(b).

(b) Except as provided in paragraph (c) of this section, you must meet the requirements in either paragraph (b)(1) or paragraph (b)(2) of this section.

(1) Each management practice in Table 1 to this subpart that applies to your GDF.

(2) If, prior to January 10, 2008, you satisfy the requirements in both paragraphs (b)(2)(i) and (ii) of this section, you will be deemed in compliance with this subsection.

(i) You operate a vapor balance system at your GDF that meets the requirements of either paragraph (b)(2)(i)(A) or paragraph (b)(2)(i)(B) of this section.

(A) Achieves emissions reduction of at least 90 percent.

(B) Operates using management practices at least as stringent as those in Table 1 to this subpart.

(ii) Your gasoline dispensing facility is in compliance with an enforceable State, local, or tribal rule or permit that contains requirements of either paragraph (b)(2)(i)(A) or paragraph (b)(2)(i)(B) of this section.

(c) The emission sources listed in paragraphs (c)(1) through (3) of this section are not required to comply with the control requirements in paragraph (b) of this section, but must comply with the requirements in §63.11117.

(1) Gasoline storage tanks with a capacity of less than 250 gallons that are constructed after January 10, 2008.

(2) Gasoline storage tanks with a capacity of less than 2,000 gallons that were constructed before January 10, 2008.

(3) Gasoline storage tanks equipped with floating roofs, or the equivalent.

(d) Cargo tanks unloading at GDF must comply with the management practices in Table 2 to this subpart.

(e) You must comply with the applicable testing requirements contained in §63.11120.

(f) You must submit the applicable notifications as required under §63.11124.

(g) You must keep records and submit reports as specified in §§63.11125 and 63.11126.

(h) You must comply with the requirements of this subpart by the applicable dates contained in §63.11113.

[73 FR 1945, Jan. 10, 2008, as amended at 73 FR 12276, Mar. 7, 2008]

Testing and Monitoring Requirements

§ 63.11120 What testing and monitoring requirements must I meet?

(a) Each owner or operator, at the time of installation, as specified in §63.11113(e), of a vapor balance system required under §63.11118(b)(1), and every 3 years thereafter, must comply with the requirements in paragraphs (a)(1) and (2) of this section.

(1) You must demonstrate compliance with the leak rate and cracking pressure requirements, specified in item 1(g) of Table 1 to this subpart, for pressure-vacuum vent valves installed on your gasoline storage tanks using the test methods identified in paragraph (a)(1)(i) or paragraph (a)(1)(ii) of this section.

(i) California Air Resources Board Vapor Recovery Test Procedure TP–201.1E,—Leak Rate and Cracking Pressure of Pressure/Vacuum Vent Valves, adopted October 8, 2003 (incorporated by reference, see §63.14).

(ii) Use alternative test methods and procedures in accordance with the alternative test method requirements in §63.7(f).

(2) You must demonstrate compliance with the static pressure performance requirement specified in item 1(h) of Table 1 to this subpart for your vapor balance system by conducting a static pressure test on your gasoline storage tanks using the test methods identified in paragraphs (a)(2)(i), (a)(2)(ii), or (a)(2)(iii) of this section.

(i) California Air Resources Board Vapor Recovery Test Procedure TP–201.3,—Determination of 2-Inch WC Static Pressure Performance of Vapor Recovery Systems of Dispensing Facilities, adopted April 12, 1996, and amended March 17, 1999 (incorporated by reference, see §63.14).

(ii) Use alternative test methods and procedures in accordance with the alternative test method requirements in §63.7(f).

(iii) Bay Area Air Quality Management District Source Test Procedure ST–30—Static Pressure Integrity Test—Underground Storage Tanks, adopted November 30, 1983, and amended December 21, 1994 (incorporated by reference, *see* §63.14).

(b) Each owner or operator choosing, under the provisions of §63.6(g), to use a vapor balance system other than that described in Table 1 to this subpart must demonstrate to the Administrator or delegated authority under paragraph §63.11131(a) of this subpart, the equivalency of their vapor balance system to that described in Table 1 to this subpart using the procedures specified in paragraphs (b)(1) through (3) of this section.

(1) You must demonstrate initial compliance by conducting an initial performance test on the vapor balance system to demonstrate that the vapor balance system achieves 95 percent reduction using the California Air Resources Board Vapor Recovery Test Procedure TP–201.1,—Volumetric Efficiency for Phase I Vapor Recovery Systems, adopted April 12, 1996, and amended February 1, 2001, and October 8, 2003, (incorporated by reference, see §63.14).

(2) You must, during the initial performance test required under paragraph (b)(1) of this section, determine and document alternative acceptable values for the leak rate and cracking pressure requirements specified in item 1(g) of Table 1 to this subpart and for the static pressure performance requirement in item 1(h) of Table 1 to this subpart.

(3) You must comply with the testing requirements specified in paragraph (a) of this section.

(c) Conduct of performance tests. Performance tests conducted for this subpart shall be conducted under such conditions as the Administrator specifies to the owner or operator based on representative performance (*i.e.,* performance based on normal operating conditions) of the affected source. Upon request, the owner or operator shall make available to the Administrator such records as may be necessary to determine the conditions of performance tests.

(d) Owners and operators of gasoline cargo tanks subject to the provisions of Table 2 to this subpart must conduct annual certification testing according to the vapor tightness testing requirements found in §63.11092(f).

[73 FR 1945, Jan. 10, 2008, as amended at 76 FR 4182, Jan. 24, 2011]

Notifications, Records, and Reports

§ 63.11124 What notifications must I submit and when?

(a) Each owner or operator subject to the control requirements in §63.11117 must comply with paragraphs (a)(1) through (3) of this section.

(1) You must submit an Initial Notification that you are subject to this subpart by May 9, 2008, or at the time you become subject to the control requirements in §63.11117, unless you meet the requirements in paragraph (a)(3) of this section. If your affected source is subject to the control requirements in §63.11117 only because it loads gasoline into fuel tanks other than those in motor vehicles, as defined in §63.11132, you must submit the Initial Notification by May 24, 2011. The Initial Notification must contain the information specified in paragraphs (a)(1)(i) through (iii) of this section. The notification must be submitted to the applicable EPA Regional Office and delegated State authority as specified in §63.13.

(i) The name and address of the owner and the operator.

(ii) The address (i.e., physical location) of the GDF.

(iii) A statement that the notification is being submitted in response to this subpart and identifying the requirements in paragraphs (a) through (c) of §63.11117 that apply to you.

(2) You must submit a Notification of Compliance Status to the applicable EPA Regional Office and the delegated State authority, as specified in §63.13, within 60 days of the applicable compliance date specified in §63.11113, unless you meet the requirements in paragraph (a)(3) of this section. The Notification of Compliance Status must be signed by a responsible official who must certify its accuracy, must indicate whether the source has complied with the requirements of this subpart, and must indicate whether the facilities' monthly throughput is calculated based on the volume of gasoline loaded into all storage tanks or on the volume of gasoline dispensed from all storage tanks. If your facility is in compliance with the requirements of this subpart at the time the Initial Notification required under paragraph (a)(1) of this section is due, the Notification of Compliance Status may be submitted in lieu of the Initial Notification provided it contains the information required under paragraph (a)(1) of this section.

(3) If, prior to January 10, 2008, you are operating in compliance with an enforceable State, local, or tribal rule or permit that requires submerged fill as specified in §63.11117(b), you are not required to submit an Initial Notification or a Notification of Compliance Status under paragraph (a)(1) or paragraph (a)(2) of this section.

(b) Each owner or operator subject to the control requirements in §63.11118 must comply with paragraphs (b)(1) through (5) of this section.

(1) You must submit an Initial Notification that you are subject to this subpart by May 9, 2008, or at the time you become subject to the control requirements in §63.11118. If your affected source is subject to the control requirements in §63.11118 only because it loads gasoline into fuel tanks other than those in motor vehicles, as defined in §63.11132, you must submit the Initial Notification by May 24, 2011. The Initial Notification must contain the information specified in paragraphs (b)(1)(i) through (iii) of this section. The notification must be submitted to the applicable EPA Regional Office and delegated State authority as specified in §63.13.

(i) The name and address of the owner and the operator.

(ii) The address (i.e., physical location) of the GDF.

(iii) A statement that the notification is being submitted in response to this subpart and identifying the requirements in paragraphs (a) through (c) of §63.11118 that apply to you.

(2) You must submit a Notification of Compliance Status to the applicable EPA Regional Office and the delegated State authority, as specified in §63.13, in accordance with the schedule specified in §63.9(h). The Notification of Compliance Status must be signed by a responsible official who must certify its accuracy, must indicate whether the source has complied with the requirements of this subpart, and must indicate whether the facility's throughput is

determined based on the volume of gasoline loaded into all storage tanks or on the volume of gasoline dispensed from all storage tanks. If your facility is in compliance with the requirements of this subpart at the time the Initial Notification required under paragraph (b)(1) of this section is due, the Notification of Compliance Status may be submitted in lieu of the Initial Notification provided it contains the information required under paragraph (b)(1) of this section.

(3) If, prior to January 10, 2008, you satisfy the requirements in both paragraphs (b)(3)(i) and (ii) of this section, you are not required to submit an Initial Notification or a Notification of Compliance Status under paragraph (b)(1) or paragraph (b)(2) of this subsection.

(i) You operate a vapor balance system at your gasoline dispensing facility that meets the requirements of either paragraphs (b)(3)(i)(A) or (b)(3)(i)(B) of this section.

(A) Achieves emissions reduction of at least 90 percent.

(B) Operates using management practices at least as stringent as those in Table 1 to this subpart.

(ii) Your gasoline dispensing facility is in compliance with an enforceable State, local, or tribal rule or permit that contains requirements of either paragraphs (b)(3)(i)(A) or (b)(3)(i)(B) of this section.

(4) You must submit a Notification of Performance Test, as specified in §63.9(e), prior to initiating testing required by §63.11120(a) and (b).

(5) You must submit additional notifications specified in §63.9, as applicable.

[73 FR 1945, Jan. 10, 2008, as amended at 73 FR 12276, Mar. 7, 2008; 76 FR 4182, Jan. 24, 2011]

§ 63.11125 What are my recordkeeping requirements?

(a) Each owner or operator subject to the management practices in §63.11118 must keep records of all tests performed under §63.11120(a) and (b).

(b) Records required under paragraph (a) of this section shall be kept for a period of 5 years and shall be made available for inspection by the Administrator's delegated representatives during the course of a site visit.

(c) Each owner or operator of a gasoline cargo tank subject to the management practices in Table 2 to this subpart must keep records documenting vapor tightness testing for a period of 5 years. Documentation must include each of the items specified in §63.11094(b)(2)(i) through (viii). Records of vapor tightness testing must be retained as specified in either paragraph (c)(1) or paragraph (c)(2) of this section.

(1) The owner or operator must keep all vapor tightness testing records with the cargo tank.

(2) As an alternative to keeping all records with the cargo tank, the owner or operator may comply with the requirements of paragraphs (c)(2)(i) and (ii) of this section.

(i) The owner or operator may keep records of only the most recent vapor tightness test with the cargo tank, and keep records for the previous 4 years at their office or another central location.

(ii) Vapor tightness testing records that are kept at a location other than with the cargo tank must be instantly available (*e.g.,* via e-mail or facsimile) to the Administrator's delegated representative during the course of a site visit or within a mutually agreeable time frame. Such records must be an exact duplicate image of the original paper copy record with certifying signatures.

(d) Each owner or operator of an affected source under this subpart shall keep records as specified in paragraphs (d)(1) and (2) of this section.

(1) Records of the occurrence and duration of each malfunction of operation (*i.e.,* process equipment) or the air pollution control and monitoring equipment.

(2) Records of actions taken during periods of malfunction to minimize emissions in accordance with §63.11115(a), including corrective actions to restore malfunctioning process and air pollution control and monitoring equipment to its normal or usual manner of operation.

[73 FR 1945, Jan. 10, 2008, as amended at 76 FR 4183, Jan. 24, 2011]

§ 63.11126 What are my reporting requirements?

(a) Each owner or operator subject to the management practices in §63.11118 shall report to the Administrator the results of all volumetric efficiency tests required under §63.11120(b). Reports submitted under this paragraph must be submitted within 180 days of the completion of the performance testing.

(b) Each owner or operator of an affected source under this subpart shall report, by March 15 of each year, the number, duration, and a brief description of each type of malfunction which occurred during the previous calendar year and which caused or may have caused any applicable emission limitation to be exceeded. The report must also include a description of actions taken by an owner or operator during a malfunction of an affected source to minimize emissions in accordance with §63.11115(a), including actions taken to correct a malfunction. No report is necessary for a calendar year in which no malfunctions occurred.

[76 FR 4183, Jan. 24, 2011]

Other Requirements and Information

§ 63.11130 What parts of the General Provisions apply to me?

Table 3 to this subpart shows which parts of the General Provisions apply to you.

§ 63.11131 Who implements and enforces this subpart?

(a) This subpart can be implemented and enforced by the U.S. EPA or a delegated authority such as the applicable State, local, or tribal agency. If the U.S. EPA Administrator has delegated authority to a State, local, or tribal agency, then that agency, in addition to the U.S. EPA, has the authority to implement and enforce this subpart. Contact the applicable U.S. EPA Regional Office to find out if implementation and enforcement of this subpart is delegated to a State, local, or tribal agency.

(b) In delegating implementation and enforcement authority of this subpart to a State, local, or tribal agency under subpart E of this part, the authorities contained in paragraph (c) of this section are retained by the Administrator of U.S. EPA and cannot be transferred to the State, local, or tribal agency.

(c) The authorities that cannot be delegated to State, local, or tribal agencies are as specified in paragraphs (c)(1) through (3) of this section.

(1) Approval of alternatives to the requirements in §§63.11116 through 63.11118 and 63.11120.

(2) Approval of major alternatives to test methods under §63.7(e)(2)(ii) and (f), as defined in §63.90, and as required in this subpart.

(3) Approval of major alternatives to recordkeeping and reporting under §63.10(f), as defined in §63.90, and as required in this subpart.

§ 63.11132 What definitions apply to this subpart?

As used in this subpart, all terms not defined herein shall have the meaning given them in the Clean Air Act (CAA), or in subparts A and BBBBBB of this part. For purposes of this subpart, definitions in this section supersede definitions in other parts or subparts.

Dual-point vapor balance system means a type of vapor balance system in which the storage tank is equipped with an entry port for a gasoline fill pipe and a separate exit port for a vapor connection.

Gasoline means any petroleum distillate or petroleum distillate/alcohol blend having a Reid vapor pressure of 27.6 kilopascals or greater, which is used as a fuel for internal combustion engines.

Gasoline cargo tank means a delivery tank truck or railcar which is loading or unloading gasoline, or which has loaded or unloaded gasoline on the immediately previous load.

Gasoline dispensing facility (GDF) means any stationary facility which dispenses gasoline into the fuel tank of a motor vehicle, motor vehicle engine, nonroad vehicle, or nonroad engine, including a nonroad vehicle or nonroad engine used solely for competition. These facilities include, but are not limited to, facilities that dispense gasoline into on- and off-road, street, or highway motor vehicles, lawn equipment, boats, test engines, landscaping equipment, generators, pumps, and other gasoline-fueled engines and equipment.

Monthly throughput means the total volume of gasoline that is loaded into, or dispensed from, all gasoline storage tanks at each GDF during a month. Monthly throughput is calculated by summing the volume of gasoline loaded into, or dispensed from, all gasoline storage tanks at each GDF during the current day, plus the total volume of gasoline loaded into, or dispensed from, all gasoline storage tanks at each GDF during the previous 364 days, and then dividing that sum by 12.

Motor vehicle means any self-propelled vehicle designed for transporting persons or property on a street or highway.

Nonroad engine means an internal combustion engine (including the fuel system) that is not used in a motor vehicle or a vehicle used solely for competition, or that is not subject to standards promulgated under section 7411 of this title or section 7521 of this title.

Nonroad vehicle means a vehicle that is powered by a nonroad engine, and that is not a motor vehicle or a vehicle used solely for competition.

Submerged filling means, for the purposes of this subpart, the filling of a gasoline storage tank through a submerged fill pipe whose discharge is no more than the applicable distance specified in §63.11117(b) from the bottom of the tank. Bottom filling of gasoline storage tanks is included in this definition.

Vapor balance system means a combination of pipes and hoses that create a closed system between the vapor spaces of an unloading gasoline cargo tank and a receiving storage tank such that vapors displaced from the storage tank are transferred to the gasoline cargo tank being unloaded.

Vapor-tight means equipment that allows no loss of vapors. Compliance with vapor-tight requirements can be determined by checking to ensure that the concentration at a potential leak source is not equal to or greater than 100 percent of the Lower Explosive Limit when measured with a combustible gas detector, calibrated with propane, at a distance of 1 inch from the source.

Vapor-tight gasoline cargo tank means a gasoline cargo tank which has demonstrated within the 12 preceding months that it meets the annual certification test requirements in §63.11092(f) of this part.

[73 FR 1945, Jan. 10, 2008, as amended at 76 FR 4183, Jan. 24, 2011]

Table 1 to Subpart CCCCCC of Part 63—Applicability Criteria and Management Practices for Gasoline Dispensing Facilities With Monthly Throughput of 100,000 Gallons of Gasoline or More[1]

If you own or operate	Then you must
1. A new, reconstructed, or existing GDF subject to §63.11118	Install and operate a vapor balance system on your gasoline storage tanks that meets the design criteria in paragraphs (a) through (h).
	(a) All vapor connections and lines on the storage tank shall be equipped with closures that seal upon disconnect.
	(b) The vapor line from the gasoline storage tank to the gasoline cargo tank shall be vapor-tight, as defined in §63.11132.
	(c) The vapor balance system shall be designed such that the pressure in the tank truck does not exceed 18 inches water pressure or 5.9 inches water vacuum during product transfer.
	(d) The vapor recovery and product adaptors, and the method of connection with the delivery elbow, shall be designed so as to prevent the over-tightening or loosening of fittings during normal delivery operations.
	(e) If a gauge well separate from the fill tube is used, it shall be provided with a submerged drop tube that extends the same distance from the bottom of the storage tank as specified in §63.11117(b).
	(f) Liquid fill connections for all systems shall be equipped with vapor-tight caps.
	(g) Pressure/vacuum (PV) vent valves shall be installed on the storage tank vent pipes. The pressure specifications for PV vent valves shall be: a positive pressure setting of 2.5 to 6.0 inches of water and a negative pressure setting of 6.0 to 10.0 inches of water. The total leak rate of all PV vent valves at an affected facility, including connections, shall not exceed 0.17 cubic foot per hour at a pressure of 2.0 inches of water and 0.63 cubic foot per hour at a vacuum of 4 inches of water.
	(h) The vapor balance system shall be capable of meeting the static pressure performance requirement of the following equation:
	$Pf = 2e^{-500.887/v}$
	Where:
	Pf = Minimum allowable final pressure, inches of water.
	v = Total ullage affected by the test, gallons.
	e = Dimensionless constant equal to approximately 2.718.

If you own or operate	Then you must
	2 = The initial pressure, inches water.
2. A new or reconstructed GDF, or any storage tank(s) constructed after November 9, 2006, at an existing affected facility subject to §63.11118	Equip your gasoline storage tanks with a dual-point vapor balance system, as defined in §63.11132, and comply with the requirements of item 1 in this Table.

[1]The management practices specified in this Table are not applicable if you are complying with the requirements in §63.11118(b)(2), except that if you are complying with the requirements in §63.11118(b)(2)(i)(B), you must operate using management practices at least as stringent as those listed in this Table.

[73 FR 1945, Jan. 10, 2008, as amended at 73 FR 35944, June 25, 2008; 76 FR 4184, Jan. 24, 2011]

Table 2 to Subpart CCCCCC of Part 63—Applicability Criteria and Management Practices for Gasoline Cargo Tanks Unloading at Gasoline Dispensing Facilities With Monthly Throughput of 100,000 Gallons of Gasoline or More

If you own or operate	Then you must
A gasoline cargo tank	Not unload gasoline into a storage tank at a GDF subject to the control requirements in this subpart unless the following conditions are met:
	(i) All hoses in the vapor balance system are properly connected,
	(ii) The adapters or couplers that attach to the vapor line on the storage tank have closures that seal upon disconnect,
	(iii) All vapor return hoses, couplers, and adapters used in the gasoline delivery are vapor-tight,
	(iv) All tank truck vapor return equipment is compatible in size and forms a vapor-tight connection with the vapor balance equipment on the GDF storage tank, and
	(v) All hatches on the tank truck are closed and securely fastened.
	(vi) The filling of storage tanks at GDF shall be limited to unloading from vapor-tight gasoline cargo tanks. Documentation that the cargo tank has met the specifications of EPA Method 27 shall be carried with the cargo tank, as specified in §63.11125(c).

[73 FR 1945, Jan. 10, 2008, as amended at 76 FR 4184, Jan. 24, 2011]

Table 3 to Subpart CCCCCC of Part 63—Applicability of General Provisions

Citation	Subject	Brief description	Applies to subpart CCCCCC
§63.1	Applicability	Initial applicability determination; applicability after standard established; permit requirements; extensions, notifications	Yes, specific requirements given in §63.11111.
§63.1(c)(2)	Title V Permit	Requirements for obtaining a title V permit from the applicable permitting authority	Yes, §63.11111(f) of subpart CCCCCC exempts identified area sources from the obligation to obtain title V operating permits.
§63.2	Definitions	Definitions for part 63 standards	Yes, additional definitions in §63.11132.
§63.3	Units and Abbreviations	Units and abbreviations for part 63 standards	Yes.
§63.4	Prohibited Activities and Circumvention	Prohibited activities; Circumvention, severability	Yes.
§63.5	Construction/Reconstruction	Applicability; applications; approvals	Yes, except that these notifications are not required for facilities subject to §63.11116
§63.6(a)	Compliance with Standards/Operation & Maintenance—Applicability	General Provisions apply unless compliance extension; General Provisions apply to area sources that become major	Yes.

Citation	Subject	Brief description	Applies to subpart CCCCCC
§63.6(b)(1)–(4)	Compliance Dates for New and Reconstructed Sources	Standards apply at effective date; 3 years after effective date; upon startup; 10 years after construction or reconstruction commences for CAA section 112(f)	Yes.
§63.6(b)(5)	Notification	Must notify if commenced construction or reconstruction after proposal	Yes.
§63.6(b)(6)	[Reserved]		
§63.6(b)(7)	Compliance Dates for New and Reconstructed Area Sources That Become Major	Area sources that become major must comply with major source standards immediately upon becoming major, regardless of whether required to comply when they were an area source	No.
§63.6(c)(1)–(2)	Compliance Dates for Existing Sources	Comply according to date in this subpart, which must be no later than 3 years after effective date; for CAA section 112(f) standards, comply within 90 days of effective date unless compliance extension	No, §63.11113 specifies the compliance dates.
§63.6(c)(3)–(4)	[Reserved]		
§63.6(c)(5)	Compliance Dates for Existing Area Sources That Become Major	Area sources That become major must comply with major source standards by date indicated in this subpart or by equivalent time period (e.g., 3 years)	No.
§63.6(d)	[Reserved]		
63.6(e)(1)(i)	General duty to minimize emissions	Operate to minimize emissions at all times; information Administrator will use to determine if operation and maintenance requirements were met.	No. *See* §63.11115 for general duty requirement.

Citation	Subject	Brief description	Applies to subpart CCCCCC
63.6(e)(1)(ii)	Requirement to correct malfunctions ASAP	Owner or operator must correct malfunctions as soon as possible.	No.
§63.6(e)(2)	[Reserved]		
§63.6(e)(3)	Startup, Shutdown, and Malfunction (SSM) Plan	Requirement for SSM plan; content of SSM plan; actions during SSM	No.
§63.6(f)(1)	Compliance Except During SSM	You must comply with emission standards at all times except during SSM	No.
§63.6(f)(2)–(3)	Methods for Determining Compliance	Compliance based on performance test, operation and maintenance plans, records, inspection	Yes.
§63.6(g)(1)–(3)	Alternative Standard	Procedures for getting an alternative standard	Yes.
§63.6(h)(1)	Compliance with Opacity/Visible Emission (VE) Standards	You must comply with opacity/VE standards at all times except during SSM	No.
§63.6(h)(2)(i)	Determining Compliance with Opacity/VE Standards	If standard does not State test method, use EPA Method 9 for opacity in appendix A of part 60 of this chapter and EPA Method 22 for VE in appendix A of part 60 of this chapter	No.
§63.6(h)(2)(ii)	[Reserved]		
§63.6(h)(2)(iii)	Using Previous Tests To Demonstrate Compliance With Opacity/VE Standards	Criteria for when previous opacity/VE testing can be used to show compliance with this subpart	No.
§63.6(h)(3)	[Reserved]		
§63.6(h)(4)	Notification of Opacity/VE Observation Date	Must notify Administrator of anticipated date of observation	No.
§63.6(h)(5)(i), (iii)–(v)	Conducting Opacity/VE Observations	Dates and schedule for conducting opacity/VE observations	No.

Citation	Subject	Brief description	Applies to subpart CCCCCC
§63.6(h)(5)(ii)	Opacity Test Duration and Averaging Times	Must have at least 3 hours of observation with 30 6-minute averages	No.
§63.6(h)(6)	Records of Conditions During Opacity/VE Observations	Must keep records available and allow Administrator to inspect	No.
§63.6(h)(7)(i)	Report Continuous Opacity Monitoring System (COMS) Monitoring Data From Performance Test	Must submit COMS data with other performance test data	No.
§63.6(h)(7)(ii)	Using COMS Instead of EPA Method 9	Can submit COMS data instead of EPA Method 9 results even if rule requires EPA Method 9 in appendix A of part 60 of this chapter, but must notify Administrator before performance test	No.
§63.6(h)(7)(iii)	Averaging Time for COMS During Performance Test	To determine compliance, must reduce COMS data to 6-minute averages	No.
§63.6(h)(7)(iv)	COMS Requirements	Owner/operator must demonstrate that COMS performance evaluations are conducted according to §63.8(e); COMS are properly maintained and operated according to §63.8(c) and data quality as §63.8(d)	No.

Citation	Subject	Brief description	Applies to subpart CCCCCC
§63.6(h)(7)(v)	Determining Compliance with Opacity/VE Standards	COMS is probable but not conclusive evidence of compliance with opacity standard, even if EPA Method 9 observation shows otherwise. Requirements for COMS to be probable evidence-proper maintenance, meeting Performance Specification 1 in appendix B of part 60 of this chapter, and data have not been altered	No.
§63.6(h)(8)	Determining Compliance with Opacity/VE Standards	Administrator will use all COMS, EPA Method 9 (in appendix A of part 60 of this chapter), and EPA Method 22 (in appendix A of part 60 of this chapter) results, as well as information about operation and maintenance to determine compliance	No.
§63.6(h)(9)	Adjusted Opacity Standard	Procedures for Administrator to adjust an opacity standard	No.
§63.6(i)(1)–(14)	Compliance Extension	Procedures and criteria for Administrator to grant compliance extension	Yes.
§63.6(j)	Presidential Compliance Exemption	President may exempt any source from requirement to comply with this subpart	Yes.
§63.7(a)(2)	Performance Test Dates	Dates for conducting initial performance testing; must conduct 180 days after compliance date	Yes.
§63.7(a)(3)	CAA Section 114 Authority	Administrator may require a performance test under CAA section 114 at any time	Yes.
§63.7(b)(1)	Notification of Performance Test	Must notify Administrator 60 days before the test	Yes.

Citation	Subject	Brief description	Applies to subpart CCCCCC
§63.7(b)(2)	Notification of Re-scheduling	If have to reschedule performance test, must notify Administrator of rescheduled date as soon as practicable and without delay	Yes.
§63.7(c)	Quality Assurance (QA)/Test Plan	Requirement to submit site-specific test plan 60 days before the test or on date Administrator agrees with; test plan approval procedures; performance audit requirements; internal and external QA procedures for testing	Yes.
§63.7(d)	Testing Facilities	Requirements for testing facilities	Yes.
63.7(e)(1)	Conditions for Conducting Performance Tests	Performance test must be conducted under representative conditions	No, §63.11120(c) specifies conditions for conducting performance tests.
§63.7(e)(2)	Conditions for Conducting Performance Tests	Must conduct according to this subpart and EPA test methods unless Administrator approves alternative	Yes.
§63.7(e)(3)	Test Run Duration	Must have three test runs of at least 1 hour each; compliance is based on arithmetic mean of three runs; conditions when data from an additional test run can be used	Yes.
§63.7(f)	Alternative Test Method	Procedures by which Administrator can grant approval to use an intermediate or major change, or alternative to a test method	Yes.

Citation	Subject	Brief description	Applies to subpart CCCCCC
§63.7(g)	Performance Test Data Analysis	Must include raw data in performance test report; must submit performance test data 60 days after end of test with the Notification of Compliance Status; keep data for 5 years	Yes.
§63.7(h)	Waiver of Tests	Procedures for Administrator to waive performance test	Yes.
§63.8(a)(1)	Applicability of Monitoring Requirements	Subject to all monitoring requirements in standard	Yes.
§63.8(a)(2)	Performance Specifications	Performance Specifications in appendix B of 40 CFR part 60 apply	Yes.
§63.8(a)(3)	[Reserved]		
§63.8(a)(4)	Monitoring of Flares	Monitoring requirements for flares in §63.11 apply	Yes.
§63.8(b)(1)	Monitoring	Must conduct monitoring according to standard unless Administrator approves alternative	Yes.
§63.8(b)(2)–(3)	Multiple Effluents and Multiple Monitoring Systems	Specific requirements for installing monitoring systems; must install on each affected source or after combined with another affected source before it is released to the atmosphere provided the monitoring is sufficient to demonstrate compliance with the standard; if more than one monitoring system on an emission point, must report all monitoring system results, unless one monitoring system is a backup	No.
§63.8(c)(1)	Monitoring System Operation and Maintenance	Maintain monitoring system in a manner consistent with good air pollution control practices	No.

Citation	Subject	Brief description	Applies to subpart CCCCCC
§63.8(c)(1)(i)–(iii)	Operation and Maintenance of Continuous Monitoring Systems (CMS)	Must maintain and operate each CMS as specified in §63.6(e)(1); must keep parts for routine repairs readily available; must develop a written SSM plan for CMS, as specified in §63.6(e)(3)	No.
§63.8(c)(2)–(8)	CMS Requirements	Must install to get representative emission or parameter measurements; must verify operational status before or at performance test	No.
§63.8(d)	CMS Quality Control	Requirements for CMS quality control, including calibration, etc.; must keep quality control plan on record for 5 years; keep old versions for 5 years after revisions	No.
§63.8(e)	CMS Performance Evaluation	Notification, performance evaluation test plan, reports	No.
§63.8(f)(1)–(5)	Alternative Monitoring Method	Procedures for Administrator to approve alternative monitoring	No.
§63.8(f)(6)	Alternative to Relative Accuracy Test	Procedures for Administrator to approve alternative relative accuracy tests for continuous emissions monitoring system (CEMS)	No.
§63.8(g)	Data Reduction	COMS 6-minute averages calculated over at least 36 evenly spaced data points; CEMS 1 hour averages computed over at least 4 equally spaced data points; data that cannot be used in average	No.
§63.9(a)	Notification Requirements	Applicability and State delegation	Yes.

Citation	Subject	Brief description	Applies to subpart CCCCCC
§63.9(b)(1)–(2), (4)–(5)	Initial Notifications	Submit notification within 120 days after effective date; notification of intent to construct/reconstruct, notification of commencement of construction/reconstruction, notification of startup; contents of each	Yes.
§63.9(c)	Request for Compliance Extension	Can request if cannot comply by date or if installed best available control technology or lowest achievable emission rate	Yes.
§63.9(d)	Notification of Special Compliance Requirements for New Sources	For sources that commence construction between proposal and promulgation and want to comply 3 years after effective date	Yes.
§63.9(e)	Notification of Performance Test	Notify Administrator 60 days prior	Yes.
§63.9(f)	Notification of VE/Opacity Test	Notify Administrator 30 days prior	No.
§63.9(g)	Additional Notifications when Using CMS	Notification of performance evaluation; notification about use of COMS data; notification that exceeded criterion for relative accuracy alternative	Yes, however, there are no opacity standards.
§63.9(h)(1)–(6)	Notification of Compliance Status	Contents due 60 days after end of performance test or other compliance demonstration, except for opacity/VE, which are due 30 days after; when to submit to Federal vs. State authority	Yes, however, there are no opacity standards.
§63.9(i)	Adjustment of Submittal Deadlines	Procedures for Administrator to approve change when notifications must be submitted	Yes.
§63.9(j)	Change in Previous Information	Must submit within 15 days after the change	Yes.

Citation	Subject	Brief description	Applies to subpart CCCCCC
§63.10(a)	Recordkeeping/Reporting	Applies to all, unless compliance extension; when to submit to Federal vs. State authority; procedures for owners of more than one source	Yes.
§63.10(b)(1)	Recordkeeping/Reporting	General requirements; keep all records readily available; keep for 5 years	Yes.
§63.10(b)(2)(i)	Records related to SSM	Recordkeeping of occurrence and duration of startups and shutdowns	No.
§63.10(b)(2)(ii)	Records related to SSM	Recordkeeping of malfunctions	No. *See* §63.11125(d) for recordkeeping of (1) occurrence and duration and (2) actions taken during malfunction.
§63.10(b)(2)(iii)	Maintenance records	Recordkeeping of maintenance on air pollution control and monitoring equipment	Yes.
§63.10(b)(2)(iv)	Records Related to SSM	Actions taken to minimize emissions during SSM	No.
§63.10(b)(2)(v)	Records Related to SSM	Actions taken to minimize emissions during SSM	No.
§63.10(b)(2)(vi)–(xi)	CMS Records	Malfunctions, inoperative, out-of-control periods	No.
§63.10(b)(2)(xii)	Records	Records when under waiver	Yes.
§63.10(b)(2)(xiii)	Records	Records when using alternative to relative accuracy test	Yes.
§63.10(b)(2)(xiv)	Records	All documentation supporting Initial Notification and Notification of Compliance Status	Yes.

Citation	Subject	Brief description	Applies to subpart CCCCCC
§63.10(b)(3)	Records	Applicability determinations	Yes.
§63.10(c)	Records	Additional records for CMS	No.
§63.10(d)(1)	General Reporting Requirements	Requirement to report	Yes.
§63.10(d)(2)	Report of Performance Test Results	When to submit to Federal or State authority	Yes.
§63.10(d)(3)	Reporting Opacity or VE Observations	What to report and when	No.
§63.10(d)(4)	Progress Reports	Must submit progress reports on schedule if under compliance extension	Yes.
§63.10(d)(5)	SSM Reports	Contents and submission	No. *See* §63.11126(b) for malfunction reporting requirements.
§63.10(e)(1)–(2)	Additional CMS Reports	Must report results for each CEMS on a unit; written copy of CMS performance evaluation; two-three copies of COMS performance evaluation	No.
§63.10(e)(3)(i)–(iii)	Reports	Schedule for reporting excess emissions	No.

Citation	Subject	Brief description	Applies to subpart CCCCCC
§63.10(e)(3)(iv)–(v)	Excess Emissions Reports	Requirement to revert to quarterly submission if there is an excess emissions and parameter monitor exceedances (now defined as deviations); provision to request semiannual reporting after compliance for 1 year; submit report by 30th day following end of quarter or calendar half; if there has not been an exceedance or excess emissions (now defined as deviations), report contents in a statement that there have been no deviations; must submit report containing all of the information in §§63.8(c)(7)–(8) and 63.10(c)(5)–(13)	No.
§63.10(e)(3)(iv)–(v)	Excess Emissions Reports	Requirement to revert to quarterly submission if there is an excess emissions and parameter monitor exceedances (now defined as deviations); provision to request semiannual reporting after compliance for 1 year; submit report by 30th day following end of quarter or calendar half; if there has not been an exceedance or excess emissions (now defined as deviations), report contents in a statement that there have been no deviations; must submit report containing all of the information in §§63.8(c)(7)–(8) and 63.10(c)(5)–(13)	No, §63.11130(K) specifies excess emission events for this subpart.
§63.10(e)(3)(vi)–(viii)	Excess Emissions Report and Summary Report	Requirements for reporting excess emissions for CMS; requires all of the information in §§63.10(c)(5)–(13) and 63.8(c)(7)–(8)	No.

Citation	Subject	Brief description	Applies to subpart CCCCCC
§63.10(e)(4)	Reporting COMS Data	Must submit COMS data with performance test data	No.
§63.10(f)	Waiver for Recordkeeping/Reporting	Procedures for Administrator to waive	Yes.
§63.11(b)	Flares	Requirements for flares	No.
§63.12	Delegation	State authority to enforce standards	Yes.
§63.13	Addresses	Addresses where reports, notifications, and requests are sent	Yes.
§63.14	Incorporations by Reference	Test methods incorporated by reference	Yes.
§63.15	Availability of Information	Public and confidential information	Yes.

[73 FR 1945, Jan. 10, 2008, as amended at 76 FR 4184, Jan. 24, 2011]

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Indiana Department of Environmental Management
Office of Air Quality

Addendum to the
Technical Support Document for a Part 70 Operating Permit

Source Description and Location

Source Name:	**Valero Renewable Fuels Company, LLC - Valero Linden Plant**
Source Location:	**203 West County Road 1100 North, Linden, IN 47955**
County:	**Montgomery**
SIC Code:	**2869**
Operating Permit No.:	**T107-31939-00061**
Permit Reviewer:	**Julie Alexander**

On December 5, 2012, the Office of Air Quality (OAQ) had a notice published in the Journal Review, Crawfordsville, Indiana, stating that Valero Renewable Fuels Company, LLC - Valero Linden Plant had applied for a Part 70 Operating Permit to operate a fuel ethanol production facility. The notice also stated that OAQ proposed to issue a permit for this operation and provided information on how the public could review the proposed permit and other documentation. Finally, the notice informed interested parties that there was a period of thirty (30) days to provide comments on whether or not this permit should be issued as proposed.

Upon further review, the OAQ has decided to make the following revisions to the permit (bolded language has been added, the language with a line through it has been deleted). The Table Of Contents has been modified to reflect these changes.

1. On November 3, 2011, the Indiana Air Pollution Control Board issued a revision to 326 IAC 2. The revision resulted in a change to the rule citation of the "responsible official" definition. Therefore, throughout the permit the following citation has been revised as follows:

   326 IAC 2-7-1(~~34~~**35**)

On January 4, 2013, Valero Renewable Fuels Company, LLC - Valero Linden Plant submitted comments on the proposed Part 70 permit. The summary of the comments is as follows:

<u>Comment 1</u>:
Remove all references to Cargill AgHorizons from the permit Page 7 - Section A.2; Page 32 – Section D.1.1; Page 35 – Section D.2.1; Page 40 – Section D.3.1; Page 46 – Section D.4.1

The draft permit contains language concerning both Valero and Cargill.

VRF wishes to make clear that our primary concern with the repeated reference to Cargill in this document is the certification of compliance with emissions and applicable regulations that appear contingent upon similar compliance from Cargill. The end result is a document that may hold VRF responsible for emissions and regulatory compliance at a facility for which VRF has neither ownership nor operational control. VRF cannot, legally or otherwise, certify compliance with emission limits and regulations in a document that suggests that compliance with applicable requirements is contingent upon both VFR and Cargill.

It is VRF's position that the concept of co-location/support facility is limited only to the context of determining major or minor source status under NSR and Title V, and any regulations stemming from such a determination. Any determinations regarding compliance with such regulations or permitted emission limits cannot also be "jointly" determined, but instead must be made on an individual basis through separate permits for each affected facility. While the overarching criteria for the stated

emission limits or applicable regulations may be based on the support facility assertion (and documented, for instance, in the general section of the permit), compliance with regulations and emission limits must be specific to each operating facility and independent of others, regardless of the determining criteria for such limits and regulations.

VRF disagrees with the statement "…IDEM, OAQ has determined that these two (2) plants should be considered one (1) source for purposes of determining the potential to emit regulated air pollutants and applicable requirements under the Clean Air Act…" Not all regulations are impacted by the support facility concept. See EPA Applicability Determination Index, document control No. 0800083, in which EPA makes clear that NSPS applicability is not affected by any support facility relationship. VRF requests that this language be revised to recognize the fact VFR cannot certify compliance with Cargill's NSPS obligation. Additionally, to the extent that MACT regulations may apply based on the total emissions and major/minor source status, compliance should be based on plant-specific permit limits and individual compliance with the regulations, not through a "collective determination".

The statement "Separate FESOPs have been issued to Plant #107-00009 and #107-00061 solely for administrative purposes", is unclear and can be precedential in nature, to the extent that these two separate facilities may be viewed as a single source for anything other than "administrative purposes". VRF disagrees with this assertion for reasons cited above and requests this language be removed or modified in the following manner: "Separate FESOPs have been issued to Plant #107-00009 and #107-00061 to clearly delineate their separate compliance obligations."

VRF continues to disagree with IDEMs position that these sources are "support facilities" for the purposes of determining major or minor source status. We further reserve the right to challenge this issue in any subsequent NSR, Title V permitting, or other action. In referencing the IDEM non-rule policy document number Air-005-NPD, "Guidance on Definition of "Source" for Collocated Activities," we note that the support facility determination fails two of the three necessary criteria, namely, these facilities neither belong to a single major industrial grouping, nor are they under common control or ownership.

To the extent that IDEM includes the "support-facility" assertion in this Title V permit, it is VFR's position that the originally suggested language provided necessary clarity around this issue without contesting the states assertion of co-located facilities. As further clarification, we recommend any language discussing Cargill be limited to paragraph A.2, in conjunction with the recommended edits above. We further recommend deletion of references to Cargill in sections D.1.1, D.1.2, D.1.3, and D.1.4. Finally, we suggest that compliance with the source and site specific- emission limits, by both VRF and Cargill, will functionally achieve compliance with the asserted "combined potential to emit" without referencing other facilities throughout the permit and implicating Title V compliance certifications as extending beyond facilities within VRFs control.

Response 1:

IDEM, OAQ applies the definition of "major source" in 326 Indiana Administrative Code (IAC) 2-7-1(22) to determine if two or more plants should be combined for permitting purposes. Two or more plants are part of the same major source it they meet all three of the following criteria:

(1) the plants are under common ownership or common control;

(2) the plants have the same two-digit Standard Industrial Classification (SIC) Code or one serves as a support facility for another; and,

(3) the plants are located on contiguous or adjacent properties.

IDEM, OAQ has two nonrule policy documents regarding this rule. IDEM non-rule policy document Air-005-NPD, "Title: Guidance on Definition of "Source" for Collocated Activities," and non-rule policy document Air-006-NPD "Title V Permitting Issues: On-Site Contractors" explain how IDEM makes major source determinations using the definition of "major source".

IDEM, OAQ determined that Valero Renewable Fuels Company, LLC – Valero Linden Plant (VRF) and Cargill AgHorizons – Linden Grain Elevator (Cargill) are both part of the same major source under the definition of “major source”. IDEM, OAQ made this determination in the original FESOP permit determinations that IDEM, OAQ issued in February and March of 2006. Separate administrative FESOPs were issued to Cargill and VRF, under permit numbers 107-21971-00009 and 107-21453-00061, solely for administrative purposes.

VRF claims that the plants are not under common ownership or common control as required under the first part of the major source definition. Plants that have different owners can be under common control. Under IDEM non-rule policy document number Air-005-NPD, “Title: Guidance on Definition of "Source" for Collocated Activities,” IDEM, OAQ uses two tests to determine if common control exists. These are the two-pronged test and the but/for test. If either test is satisfied then common control exists. The two-pronged test examines if one of the sources is an auxiliary activity that directly serves the purpose of a primary source and if the owner or operator of the primary source has a major role in the day-to-day operations of the auxiliary activity. An auxiliary activity directly serves the purpose of a primary activity by supplying a necessary raw material to the primary activity or performing an integral part of the production process for the primary activity.

Day-to-day control of the auxiliary activity by the primary activity may be evidenced by several factors, including:

- is a majority of the output of the auxiliary activity provided to the primary activity?
- can the auxiliary activity contract to provide its products/services to a third-party without the consent of the primary activity?
- can the primary activity assume control of the auxiliary activity under certain circumstances?
- is the auxiliary activity required to provide periodic reports to the primary activity?

If one or a combination of these questions is answered affirmatively, common control may exist.

The second common control test is the but/for test. The but/for test asks if the auxiliary activity would exist absent the needs of the primary activity. If all or a majority of the output of the auxiliary activity is consumed by the primary activity the but/for test is satisfied. Using these tests IDEM determined, in 2006, that the plants were under common control.

In determining if common control exists, U.S. EPA looks at the relationship between the sources, including whether contracts create support/dependency relationships. Guidance in this area comes from a U.S. EPA Region 7 letter, dated September 18, 1995, to Peter R. Hamlin of the Iowa Department of Natural Resources. The Hamlin letter sets out a “not exhaustive” list of questions to explore when determining whether two sources are under common control.

- Do the facilities share common workforces, plant managers, security forces, corporate executive officers, or board of executives?
- Do the facilities share equipment, other property, or pollution control equipment?
- What does the contract specify with regard to pollution control responsibilities of the contractee? Can the managing entity of one facility make decisions that affect pollution control at the other facility?
- Do the facilities share common payroll activities, employee benefits, health plans, retirement funds, insurance coverage, or other administrative functions?
- Do the facilities share intermediates, products, byproducts, or other manufacturing equipment? Can the new source purchase raw materials from and sell products or by products to other customers? What are the contractual arrangements for providing goods and services?
- Who accepts the responsibility for compliance with air quality control requirements?
- What is the dependency of one facility on the other? If one shuts down, what are the limitations on the other to pursue outside business interests?
- Does one operation support the operation of the other?
- What are the financial arrangements between the two entities?

U.S. EPA suggests using these and similar questions to obtain a complete view of the relationship between the sources to determine if common control exists.

IDEM, OAQ's second nonrule policy document that deals with the common control portion of the major source definition is NPD Air-006, which applies specifically to source determinations for on-site contractors. It states that "an on-site contractor is presumed to be part of the primary source located on the property if the contractor provides a majority of its goods or services to the primary source". Air-006 further states that a "primary source or on-site contractor can rebut this presumption by establishing that the on-site contractor does not provide the majority of its goods or services to the primary source". It is the on-site contractor's reliance on the host source for most of its income that satisfies the common control element.

U.S. EPA takes a similar view regarding on-site contractors. U.S. EPA's OAQPS sent a letter dated May 29, 2001 to John E. Hornbeck, Director of the Kentucky DAQ, finding that Gallatin Steel and its on-site slag processor, Heckett MultiServ, were one major source. U.S. EPA noted that all of Gallatin's slag was processed by Heckett and that Heckett did not process slag for any other source. In addition, the quality and quantity of slag was controlled by Gallatin and directly affected the emissions from Heckett's processing facility.

VRF also claims that the plants do not belong to the same industrial grouping, under the second part of the definition of major source. 326 IAC 2-7-1(22) states that the sources included in a major source must belong "to a single major industrial grouping" and that they "shall be considered part of a single industrial grouping if all of the pollutant emitting activities" have the same two digit code as described in the Standard Industrial Classification Manual, 1987. For support facilities, the rule further states that any source "that supports another source,…, shall be considered a support facility and part of the same source regardless of the two (2) digit SIC Code for that support facility. The rule states that a "stationary source (or group of stationary sources) is considered a support facility if at least fifty percent (50%) of the output of the support facility is dedicated to the source."

Regarding this part of the definition, NPD Air-005 states:

> Absent the same two-digit SIC code, activities may belong to the same industrial grouping if one activity can be characterized as a support activity for a primary activity. Support facilities convey, store or otherwise assist in the production of the principal product or group of products produced or distributed or services rendered. The status of an activity as a support facility is established by examining the relationship between the functions performed by the secondary activity and the products produced or distributed or services rendered by the primary activity.

In making the permit decisions in 2006, IDEM found that VRF and Cargill met the second part of the major source definition. IDEM, OAQ is unaware of any change in the relationship between VRF and Cargill that would change the 2006 source determination. The major source determination is not affected by other rules, such as NSPS Subpart DD, cited by VRF in its comment.

Both VRF and Cargill are responsible for compliance with all the permit terms and conditions at both of the plants, since the plants are part of the same major source. As stated in the conclusion of Air-006-NPD, IDEM, OAQ can issue separate Title V permits to VFR and Cargill even though they are part of the same major source. If a violation of one of the permits occurs, IDEM, OAQ would pursue enforcement actions against the company that violated their administratively separate Title V permit. However, IDEM, OAQ can pursue a remedy against the other company as well.

VRF's objection to terms in its permit that refer to the Cargill plant fail to recognize that both companies are responsible for any violations that may occur at either plant. Where the two companies emit the same pollutant, such as PM2.5, neither plant can be in compliance unless both plants are in compliance.

Comment 2:

Remove the requirement of NSPS Subpart VV to all mashing, cooking and liquefication processes and various distillation and dehydration processes Page 8 – Section A.3(c); Page 9 – Section A.3(f); Page 38 – Section D.3 Emission Unit Description in subsections (c)& (f); Page 53 – Section E.3 Facility Description in subsections (c)& (f)

The draft permit contains language requiring certain processes within the mashing, cooking and liquefication area become subject to NSPS Subpart VV. Certain areas within these processes do not contain >10% VOC (ethanol) and are not subject to NSPS Subpart VV; therefore the applicable requirement should be removed.

IDEM states that claiming the 10% VOC exemption obligates VRF to maintain the records required under 60.486(i). VRF disagrees. The equipment in question does not meet the definition of "affected facility". Applicability under 60.480(a)(2) states that "The group of all equipment (defined in §60.481) within a process unit is an affected facility."(emphasis added). The definition of equipment in 60.481 is "each pump, compressor, pressure relief device, sampling connection system, open-ended valve or line, valve, and flange or other connector in VOC service and any devices or systems required by this subpart". The definition of "in VOC service is "In VOC service means that the piece of equipment contains or contacts a process fluid that is at least 10 percent VOC by weight" Based on the applicability section, the equipment at issue does not meet the applicability criteria of the rule. This equipment does not contain material with a VOC content greater than 10%, and therefore cannot be defined as "equipment" under this rule. Consequently, this equipment does not meet the applicability criteria under 60.480(a)(2).

IDEM states in section A.3(c) that "the six (6) centrifuges, two (2) centrate tanks and eight (8) evaporator process an intermediate product, and thus under 40 CFE 60.481, this makes them "process units" and subject to the NSPS." It should be noted that the definition of "process unit" in VV has been stayed until further notice by EPA. Until such final language has been proposed and finalized by the agency, and the appropriate applicability determinations made, VRF cannot agree that cited equipment meet the definition of "process unit".

Response 2:

This subpart applies to all the process units in an affected facility. The mashing, cooking and liquefication operation processes the raw material. The six (6) centrifuges, two (2) centrate tanks and eight (8) evaporators process an intermediate product. Under 40 CFE 60.481, this makes them process units and subject to the NSPS. Since they all contain less than 10% ethanol, they fall under 40 CFR 60.480(d)(5) and for exempt from 40 CFR 60.482-1 through 40 CFR 60.482-10, but pursuant to 40 CFR 60.480(d)(1), the equipment is subject to the record keeping requirements in 40 CFR 60.486(i). No change will be made as a result of this comment.

Comment 3:

Modify the requirement to submit the Triennial Emission Inventory from 2005 Page 29 – Section C.17

This section requires VRF to submit a triennial emission statement "…starting in 2005 and every three (3) years thereafter, …." This requirement is unreasonable, unattainable and VRF cannot certify compliance with this requirement since the plant was not subject to this requirement until issuance of this draft permit. The effective date of this requirement should be modified to the first applicable date (year) following issuance of this permit which would be 2014, or the permit language clarified to read "starting with the first three year cycle after the effective date of this permit…."

Response 3:

Condition C.17 - Emission Statement, states "Pursuant to 326 IAC 2-6-3(b)(2), starting in 2005 and every three (3) thereafter...." The rule is referenced and cited correctly in Condition C.17 - Emission Reporting. Futhermore, the Techanical Support Document (TSD) states VRF is required to submit its first emission

statement by July 1, 2014 and every three (3) years thereafter. It is implied in the rule that a source is required to submit its first report on the first three (3) year cycle after first becoming subject to the requirements of 326 IAC 2-6.

No change will be made as a result of this comment.

Comment 4:
Clarify the permit language to ensure that exceedances of certain Section D requirements are not deviations of the permit Page 30 – Section C.19(a)

This section requires further clarification to ensure that exceedances of certain Section D requirements are not deviations of the permit. Specific Section D requirements state that exceedance of an emission limit or operating parameter are not deviations of the permit so long as response steps are followed. VRF wants to ensure that those specific instances are addressed everywhere in the permit where deviations are mentioned to ensure current, ongoing and future continuous compliance demonstrations.

Response 4:
The permit correctly identifies the Compliance Monitoring Requirements for which exceedances are not deviations from the permit and that failure to take response steps shall be considered a deviation from the permit. An exceedance of an emission limitation or Compliance Determination Requirement is a deviation from the permit. No further clarification is needed regarding permit deviations. No change will be made as a result of this comment.

Comment 5:
Clarify various Preventative Maintenance Plan phrases to enhance continuous compliance demonstrations Page 32 - Section D.1.3; Page 36 – Section D.2.3; Page 41 – Section D.3.5; Page 47 – Section D.4.3

With the requirements for a Preventative Maintenance Plan, the phrase "for this [these] facilities and the [their] associated control devices" does not conform to the applicable requirement and leads to potential compliance certification issues. The permit language should be clarified to address only the requirements of the associated control devices as cited in 326 IAC 2-7-5(12) which references 326 IAC 1-6-3.

In accordance with 326 IAC 1-6-3:

> "Sec. 3. (a) Any person responsible for operating any facility specified in 326 IAC 1-6-1 shall prepare and maintain a preventive maintenance plan including the following information: (1) Identification of the individual(s) responsible for inspecting, maintaining and repairing emission control devices. (2) A description of the items or conditions that will be inspected and the inspection schedule for said items or conditions. (3) Identification and quantification of the replacement parts which will be maintained in inventory for quick replacement. (b) Preventive maintenance plans shall be submitted to the commissioner upon request and shall be subject to review and approval by the commissioner. As deemed necessary by the commissioner, any person operating a facility shall comply with the requirements of subsection (a) of this section.

We respectfully request the permit language should be clarified to address only the requirements of the associated control devices as cited in 326 IAC 2-7-5(12) which references 326 IAC 1-6-3.

Response 5:
The Preventive Maintenance Plan requirement must be included in every applicable Part 70 permit pursuant to 326 IAC 2-7-5(12). This rule refers back to the Preventive Maintenance Plan requirement as described in 326 IAC 1-6-3. It is clear from the structure of the wording in 326 IAC 1-6-3 that the PMP requirement affects the entirety of the applicable facilities. In addition to preventive maintenance

performed on the control devices, many other types of facilities require maintenance in order to prevent excess emissions. No further clarification is needed; no changes will be made as a result of this comment.

Comment 6:
Incorrect reference to Permit/Facility ID Page 35 – Section D.2.1 (paragraph 2); Page 40 – Section D.3.1 (paragraph 2); Page 46 – Section D.4.1 (paragraph 2)

Please correct the wrong reference to VRF facility permit/ID. As written, the permit references "Plant ID # 107-000610". The correct reference should be "Plant ID # 107-00061".

Response 6:
The permit has been revised as follows:

(Plant ID # 107-00061~~0~~**)**

Comment 7:
Remove requirement to monitor pressure drop of the CO2 Scrubber Page 36 - Section D.2.6(b):

The requirement to monitor pressure drop associated with the CO2 scrubber is not applicable to the type of wet scrubber installed at the VRF plant. According to leading manufactures, pressure drop (as an indicator of PM control) is of concern for "venturi" style wet scrubbers. VRF has a structured column demister style wet scrubber. The use of pressure drop as an indicator of PM control on this type of wet scrubber is ineffective. Additionally, for the wet scrubber installed at the Linden plant, there is no effective way to artificially increase the pressure drop of the scrubber to effectively establish an "upper or high" pressure drop range during the 5-year stack test; thereby severely limiting the operating range of the scrubber and creating continuous compliance issues for the future.

According to IDEM's Non-Rule Technical Guidance Document, "SUBJECT: Compliance Monitoring Guidance", January 2011, "The purpose of this guidance is to provide information to IDEM staff, the regulated community, and the public as to the appropriate measures and methods that can be used to satisfy regulatory requirements for compliance monitoring provisions required for permits under 326 IAC 2 of the Indiana Administrative Code". More specifically, page 9 of the guidance document contains "examples of various monitoring methods/indicators that could be used for different pollutant/control device situations" The document offers examples of PM/PM10/PM2.5 for wet scrubbers of "daily visible emission notations or pressure drop". Since the pressure drop indication for the wet scrubber is ineffective for the Linden Plant, we suggestion the surrogate PM indictor be changed to "daily VE notation". As a result, a new section, "D.2.7 Visible Emissions Notations" has been added, all subsequent section renumbered, and new condition D.2.9(b) [as renumbered from D.2.8] added to address record keeping of the VE notations.

Response 7:
Pursuant to 326 IAC 8-5-6(e)(2)(A), fuel grade ethanol production plants who use wet scrubber are required to maintain a "pressure drop across the scrubber...within the normal range established during the latest stack test." The plant must also monitor the pressure drop of the wet scrubber "at least once per day when the associated emission unit is in operation to ensure that the pressure drop across the scrubber is within the normal range". No changes will be made as a result of this comment.

Comment 8:
Clarify actions required during a malfunction of the CO2 Scrubber phrases to enhance compliance demonstrations Page 37 - Section D.2.7 (renumbered as D.2.8)

Concerning a malfunction of the CO2 Scrubber, further clarification of this permit condition with respect to "Failed units and the associated process will be shut down…." must be added. Of concern to VRF is the fact that the CO2 scrubber controls emissions from a continuous, uninterruptable process called fermentation. In brief, alcoholic fermentation is the conversion of sugar into carbon

dioxide gas (CO2) and ethyl alcohol. This process is carried out by yeast cells using a range of enzymes. For each fermenter, this process continuously occurs over a 50 hour period. As one fermenter is filling (starting the fermentation process), one is emptying and the other five are somewhere in the middle. However, during this continuous process, a high volume of CO2 is being evolved and routed to the CO2 scrubber for control.

If a malfunction of the CO2 scrubber were to occur, the "associated processes (i.e., fermentation process "CO2 generation") cannot be shutdown. At a minimum, the filling of a fermenter can be stopped and the front –end of the cooking and mashing process be placed in recycle. However, as the enzymes continue to work and create the ethanol product in the fermenter already filled, CO2 will continue to be evolved and emitted to the CO2 scrubber. Therefore, VRF proposes the language "take all reasonable steps to minimize emissions" in similarity IDEM allowing reasonable response steps to other parametric monitoring exceedances

Response 8:
When a control device fails to operate as designed, operations of emission units controlled by the device can only continue if the source meets the conditions outlined in Permit Section B – Emergency Provisions, and 326 IAC 2-7-16. No change will be made as a result of this comment.

Comment 9:
Modify or clarify NOx emission requirements from the Thermal Oxidizers Page 39 - Section D.3.1(e)

Clarification or modification to the "NOx emissions shall not exceed 21.45 lbs/hr" must be added.

During the pre-draft phase of the permit application process, in Section D.3.1, VRF requested that the NOX annual emission limit be qualified as a 12-month rolling average rather than an instantaneous value, as this provides operational flexibility without risk of exceeding the annual emission limit. A 12-month rolling average also is enforceable as a practical matter, as required under EPA NSR permitting guidance. IDEM has responded in this draft permit by deleting reference to any annual emission rate and instead listed an hourly NOX emission rate with no qualification as to an averaging period. With the request for a 12-month rolling average deleted, we interpret this hourly number as a "not-to-exceed" hourly limit. VRF disagrees with IDEM's approach of using a "strict multiplier" of the calculated annual emission rate to set a not-to-exceed short-term emission limit (i.e. 93.95 TPY *2000/8760 = 21.45 lb/hr).

It has been VRF's historical understanding that this hourly limit is not a "hard" hourly limit but an average that allows for flexibility in operations. This flexibility is necessary due to the inherent variability in operations. The long-term, annual emission rate was never represented to the state as the equivalent maximum short-term operational condition. Short-term emission may vary considerably - however, over the course of the annual compliance period, emissions are monitored to insure we will not exceed the stated annual limit. Provided short-term emissions do not create air quality concerns, it has generally been the understanding of industry that these short-term limits reflect maximum operational capabilities and are not intended to be the annual emission limit reduced down to 1-hour limits. The short and long term emission rates are not "strict multiples" of each other, as these numbers represent limits that address different type of environmental concerns: long-term limits for NSR, Title V, annual NAAQS, and other regulatory purposes such as MACT, while short-term limits are used to demonstrate compliance with hourly NAAQS or other State air quality limits.

To the extent that the State wishes the hourly maximum emission limit to be a "not-to-exceed" limit on an hourly basis, VRF requests that this number be increased by 50% above the "strict multiplier" of the annual TPY limit, or approx 32.18 lbs/hr. Consequently, we believe IDEM would be amenable to listing in this permit both the current annual NOX limit (93.95 TPY) and a short-term, not-to-exceed hourly limit of 32.18 lbs/hr. VRF understands that additional stack testing may be necessary. The annual limit can be determined on a rolling 12-month average to ensure enforceability as a practical matter.

Response 9:
Since Valero Renewable Fuels Company, LLC – Valero Linden Plant does have a NOx CEMs for the process in question, the permit will be updated to replace the "hard" 21.45 lbs/hr limit with a 93.95 tons per twelve (12) consecutive month period, with a compliance determined at the end of each month limit. The permit has been revised as follows:

D.3.1 PSD and HAP Minor Limits [326 IAC 2-2] [326 IAC 2-4.1]

...

(e) NOx emissions shall not exceed ~~21.45 lbs/hr.~~ **93.95 tons per twelve (12) consecutive month period, with compliance determined at the end of each month.**

...

Comment 10:
Clarify language needs to be added to the permit to ensure ongoing compliance Page 43 - Section D.3.11(c); Section D.3.12(b)-(c)

As written, the permit is silent as to periods of time the thermal oxidizers would be in a state of startup, shutdown or down for repairs concerning maintaining the temperatures of the thermal oxidizers above the permit limits [which is operationally impossible]. The current language, therefore, places an undue burden on the facility to keep exhaustive compliance records for each time a thermal oxidizer is in startup, shutdown or down thereby placing the facility at an increased and unfair risk of non-compliance. The suggested language offers the necessary clarity to the permit which ensures the three hour limit is necessary during periods of operation in which the thermal oxidizers are actually controlling emissions from the associated sources.

Response 10:
The standard language that is used best reflects the applicable rules and compliance considerations. No further clarification is required. No change has been made as a result of this comment.

Comment 11:
Modify various "Reports" to correct an error in the listed zip code Pages 59, 60, 62, 63, 64

Please correct the zip code on all applicable reports from "47995" to "47955".

Response 11:
The permit has been revised as follows:

Source Address: 203W 1100N, Linden, Indiana ~~47995~~ **47955**

No change will be made to the original TSD. The OAQ prefers that the TSD reflect the permit that was on public notice. Changes to the permit or technical support material that occur after the public notice are documented in this Addendum to the Technical Support Document. This accomplishes the desired result of ensuring that these types of concerns are documented and part of the record regarding this permit decision.

Indiana Department of Environmental Management
Office of Air Quality

Technical Support Document (TSD) for a Part 70 Operating Permit

Source Background and Description

Source Name:	**Valero Renewable Fuels Company, LLC - Valero Linden Plant**
Source Location:	**203 West County Road 1100 North, Linden, IN 47955**
County:	**Montgomery**
SIC Code:	**2869**
Permit Renewal No.:	**T107-31939-00061**
Permit Reviewer:	**Julie Alexander**

Valero Renewable Fuels Company, LLC - Valero Linden Plant was issued a Federally Enforceable State Operating Permit (FESOP) Renewal (F107-29252-00061) on December 28, 2010. On May 21, 2012, Valero Renewable Fuels Company, LLC - Valero Linden Plant submitted an application to the Office of Air Quality (OAQ) requesting to transition from a Federally Enforceable State Operating Permit (FESOP) to a Part 70 Operating Permit.

Source Definition

The following two (2) companies are located at the same location:

(a) Valero Renewable Fuels Company, LLC - Valero Linden Plant (Plant ID #107-00061), an ethanol production plant (SIC 2869). All the grain received at the ethanol plant will be from Cargill AgHorizons - Linden Grain Elevator.

(b) Cargill AgHorizons – Linden Grain Elevator (Plant ID #107-00009), an existing grain elevator (SIC 5153), which started operation in 1972.

Since these two (2) plants are located on adjacent property and have a supporting relationship, IDEM, OAQ has determined that these two (2) plants should be considered one (1) source for purposes of determining the potential to emit regulated air pollutants and applicable requirements under the Clean Air Act (as amended by the 1990 Clean Air Act Amendments), Title 40 of the Code of Federal Regulations (CFR), and Title 326 of the Indiana Administrative Code (IAC). Separate Part 70 Operating Permits have been issued to Plant #107-00009 and #107-00061 solely for administrative purposes. This permit covers the Valero Renewable Fuels Company, LLC - Valero Linden Plant (#107-00061).

Permitted Emission Units and Pollution Control Equipment

The source consists of the following permitted emission units:

(a) One (1) corn receiving system, identified as EU001, constructed in 2006, with a maximum throughput rate of 770 tons of corn per hour, with emissions controlled by baghouse CE001 and exhausting through stack EP001, and consisting of a series of:

(1) Bucket elevators.

(2) Conveyors.

(3) One (1) corn day bin (with a storage capacity of 81,900 bushels).

(4) One (1) surge bin.

(5) One (1) grind bin with scalpers.

(b) One (1) corn grinding system, with emissions controlled by baghouse CE002 and exhausting through stack EP002, and consisting of:

(1) Four (4) hammermills, identified as EU002 through EU005, constructed in 2006, each with a maximum throughput rate of 42 tons of corn per hour.

(2) A series of corn transfer conveyors.

(c) One (1) mashing, cooking, and liquefication process, constructed in 2006, with all emissions routed to and controlled by the TO/HSRG systems (CE003 and CE006) and exhausting through stack EP003. This process consists of the following:

(1) One (1) mixer, identified as EU006.

(2) Two (2) slurry tanks, identified as EU007 and EU008.

(3) One (1) flash tank, identified as EU009.

(4) Two (2) cook tubes, identified as EU010 and EU011.

(5) Two (2) liquefication tanks, identified as EU012 and EU013.

(6) Two (2) yeast tanks, identified as EU015 and EU016.

Under NSPS, Subpart VV, the pumps, compressors, pressure relief devices in gas/vapor service, sampling connection systems, open-ended valves or lines, and valves of this process are considered to be affected facilities.

(d) One (1) fermentation process, constructed in 2006, with a maximum equivalent throughput rate of 15,310 gallons of 200-proof ethanol per hour, and consisting of the following:

(1) Seven (7) fermenters, identified as EU025 through EU031, with emissions controlled by wet scrubber CE004 and exhausting through stack EP004, during cleaning in place process may vent to the atmosphere though a pressure relief device.

(2) One (1) beer well, identified as EU032, with emissions controlled by wet scrubber CE004 and exhausting through stack EP004.

Under NSPS, Subpart VV, the pumps, compressors, pressure relief devices in gas/vapor service, sampling connection systems, open-ended valves or lines, and valves of this process are considered to be affected facilities.

(e) Two (2) thermal oxidizer with heat recovery steam generator (TO/HRSG) systems, identified as CE003 and CE006, constructed in 2006, each with a nominal heat input rate of 143 MMBtu/hr, using natural gas and methanator biogas as fuel, with emissions exhausted through stack EP003.

Under 40 CFR Part 60, Subpart Db, CE003 and CE006 are affected facilities.

(f) One (1) distillation and dehydration process, constructed in 2006, with a maximum equivalent throughput rate of 15,310 gallons of 200-proof ethanol per hour, with emissions routed to and controlled by the TO/HRSG systems (CE003 and CE006) and exhausting through stack EP003. This process consists of the following:

(1) One (1) beer column, identified as EU017.

(2) One (1) side stripper, identified as EU018.

(3) One (1) rectifier column, identified as EU019.

(4) One (1) 190 proof ethanol condenser, identified as EU020.

(5) One (1) molecular sieves unit, identified as EU021, consisting of six (6) sieve bottles.

(6) One (1) 200 proof ethanol condenser, identified as EU022.

(7) Six (6) centrifuges.

(8) Two (2) centrate tanks.

(9) Eight (8) evaporators.

Under NSPS, Subpart VV, the pumps, compressors, pressure relief devices in gas/vapor service, sampling connection systems, open-ended valves or lines, and valves of this process are considered to be affected facilities.

(g) Two (2) natural gas fired DDGS dryers, identified as EU039 and EU040, constructed in 2006, with a nominal combined heat input rate of 90.0 MMBtu/hr and each with a maximum throughput rate of 25 tons/hr of DDGS, with emissions controlled by the multicyclones C60 and C61 and the TO/HRSG system CE003 and exhausting to stack EP003.

(h) Two (2) natural gas fired DDGS dryers, identified as EU042 and EU043, constructed in 2006, with a nominal combined heat input rate of 90.0 MMBtu/hr and each with a maximum throughput rate of 25 tons/hr of DDGS, with emissions controlled by multicyclones C70 and C71 and the TO/HRSG system CE006 and exhausting to stack EP003.

(i) One (1) DDGS cooling drum, identified as EU046, constructed in 2006, with a maximum throughput rate of 50.50 tons/hr of DDGS, with emissions controlled by a baghouse, identified as CE008, and those emissions routed to the TO/HRSG systems CE003 and CE006 to provide combustion air.

Note: A portion of the emission stream is continuously exhausted to stack EP007.

(j) One (1) DDGS handling and loadout operation, constructed in 2006, with a maximum throughput rate of 120 tons/hr of DDGS, controlled by baghouse CE005, with emissions exhausted to stack EP005, and consisting of the following:

(1) Two (2) DDGS storage bins, identified as EU035;

(2) One (1) DDGS conveyor, identified as EU036; and

(3) One (1) DDGS truck/rail loadout spout, identified as EU037.

(k) One (1) ethanol loading rack system for both railcar and truck loading, identified as EU047, constructed in 2006, with a maximum throughput rate of 156,000 gallons per hour. Railcars carry denatured ethanol product. Trucks may not be dedicated to carrying denatured ethanol. Emissions from both the railcar loading and truck loading processes are controlled by a vapor combustion unit CE009, which has a maximum heat input capacity of 6.4 MMBtu/hr and exhausts through stack EP008.

Under NSPS, Subpart VV, the pumps, compressors, pressure relief devices in gas/vapor service, sampling connection systems, open-ended valves or lines, and valves of this process are considered to be affected facilities.

Insignificant Activities

The source also consists of the following insignificant activities:

(a) Storage tanks with capacity less than or equal to 1,000 gallons and annual throughputs less than 12,000 gallons.

(1) One (1) gasoline storage tank with a capacity of 1,000 gallons and an annual throughput less than 10,000 gallons.

(2) One (1) diesel storage tank with a capacity of 1,000 gallons.

(b) Vessels storing lubricating oils, hydraulic oils, machining oils, and machining fluids.

(c) Solvent recycling systems with batch capacity less than or equal to 100 gallons.

(d) Forced and induced draft cooling tower system not regulated under a NESHAP, including a cooling tower which has a maximum flow rate of 55,000 gallons per minute.

(e) Replacement or repair of electrostatic precipitators, bags in baghouses and filters in other air filtration equipment.

(f) Heat exchanger cleaning and repair.

(g) Process vessel degreasing and cleaning to prepare for internal repairs.

(h) Paved roads and parking lots with public access.

(i) Blowdown for any of the following: sight glass; boiler; compressors; pumps; and cooling tower.

(j) Stationary fire pumps as follows: one (1) diesel fire pump, identified as EU048, constructed in 2006, with a maximum power output rate of 300 horsepower, and exhausting to stack EP009.

Under 40 CFR Part 60, Subpart IIII, EU048 is an affected unit.
Under 40 CFR Part 63, Subpart ZZZZ, EU048 is an affected unit.

(k) Other emission units, not regulated by a NESHAP, with PM10, NOx, and SO_2 emissions less than five (5) pounds per hour or twenty-five (25) pounds per day, CO emissions less than twenty-five (25) pounds per day, VOC emissions less than three (3) pounds per hour or fifteen (15) pounds per day, lead emissions less than six-tenths (0.6) tons per year or three and twenty-nine hundredths (3.29) pounds per day, and emitting greater than one

(1) pound per day but less than five (5) pounds per day or one (1) ton per year of a single HAP, or emitting greater than one (1) pound per day but less than twelve and five tenths (12.5) pounds per day or two and five tenths (2.5) tons per year of any combination of HAPs:

(1) Two (2) denatured ethanol storage tanks, identified as T001 and T002, constructed in 2006, each with a maximum capacity of 1,500,000 gallons.

Under 40 CFR 60, Subpart Kb, T001 and T002 are affected facilities.

(2) One (1) 200 proof storage tank, identified as T003, constructed in 2006, with a maximum capacity of 200,000 gallons.

Under 40 CFR 60, Subpart Kb, T003 is an affected facility.

(3) One (1) denaturant storage tank, identified as T004, constructed in 2006, with a maximum capacity of 200,000 gallons.

Under 40 CFR 60, Subpart Kb, T004 is an affected facility.

(4) One (1) 190 proof storage tank, identified as T005, constructed in 2006, with a maximum capacity of 200,000 gallons.

Under 40 CFR 60, Subpart Kb, T005 is an affected facility.

(5) One (1) corrosion inhibitor storage tank, identified as T006, constructed in 2006, with a maximum capacity of 2,300 gallons.

(6) One (1) methanator, identified as EU049, constructed in 2006, controlled by one of the thermal oxidizers CE003 and CE006, and exhausting to stack EP003, or controlled by the 6.4 MMBtu/hr biomethanator flare CE007, and exhausting to stack EP006, when the thermal oxidizers CE003 and CE006 are not in operation.

The biomthantor system has been removed for service and has been decommissioned from the source.

(7) One (1) cook water tank, constructed in 2006, with a maximum capacity of 374,000 gallons.

(8) One (1) methanator feed tank, constructed in 2006, with a maximum of 374,000 gallons.

(9) One (1) whole stillage tank, constructed in 2006, with a maximum capacity of 180,000 gallons.

(10) One (1) thin stillage tank, constructed in 2006, with a maximum capacity of 374,000 gallons.

(11) One (1) syrup tank, constructed in 2006, with a maximum capacity of 180,000 gallons.

(l) Active DDGS storage piles, identified as F002, located in the Flat Storage Building.

Existing Approvals

Since the issuance of the FESOP F107-29252-00061 on December 28, 2010, the source has constructed or has been operating under the following additional approvals:

No new approvals have been issued

All terms and conditions of previous permits issued pursuant to permitting programs approved into the State Implementation Plan have been either incorporated as originally stated, revised, or deleted by this permit. All previous registrations and permits are superseded by this permit.

Enforcement Issue

There are no enforcement actions pending.

Emission Calculations

See Appendix A of this document for detailed emission calculations.

County Attainment Status

The source is located in Montgomery County.

Pollutant	Designation
SO_2	Better than national standards.
CO	Unclassifiable or attainment effective November 15, 1990.
O_3	Unclassifiable or attainment effective June 15, 2004, for the 8-hour ozone standard.[1]
PM_{10}	Unclassifiable effective November 15, 1990.
NO_2	Cannot be classified or better than national standards.
Pb	Not designated.
[1]Unclassifiable or attainment effective October 18, 2000, for the 1-hour ozone standard which was revoked effective June 15, 2005. Unclassifiable or attainment effective April 5, 2005, for PM2.5.	

(a) Ozone Standards

Volatile organic compounds (VOC) and Nitrogen Oxides (NO_x) are regulated under the Clean Air Act (CAA) for the purposes of attaining and maintaining the National Ambient Air Quality Standards (NAAQS) for ozone. Therefore, VOC and NO_x emissions are considered when evaluating the rule applicability relating to ozone. Montgomery County has been designated as attainment or unclassifiable for ozone. Therefore, VOC and NO_x emissions were reviewed pursuant to the requirements for Prevention of Significant Deterioration (PSD), 326 IAC 2-2.

(b) $PM_{2.5}$

Montgomery County has been classified as attainment for $PM_{2.5}$. On May 8, 2008, U.S. EPA promulgated the requirements for Prevention of Significant Deterioration (PSD) for $PM_{2.5}$ emissions. These rules became effective on July 15, 2008. On May 4, 2011 the air pollution control board issued an emergency rule establishing the direct $PM_{2.5}$ significant level at ten (10) tons per year. This rule became effective, June 28, 2011. Therefore, direct $PM_{2.5}$, SO2, and NO_x emissions were reviewed pursuant to the

requirements for Prevention of Significant Deterioration (PSD), 326 IAC 2-2. See the State Rule Applicability – Entire Source section.

(c) Other Criteria Pollutants

Montgomery County has been classified as attainment or unclassifiable in Indiana for all criteria pollutants. Therefore, these emissions were reviewed pursuant to the requirements for Prevention of Significant Deterioration (PSD), 326 IAC 2-2.

Fugitive Emissions

Valero Renewable Fuels Company, LLC - Valero Linden Plant (Plant ID #107-00061)

Since this type of operation is not one of the twenty-eight (28) listed source categories under 326 IAC 2-2, 326 IAC 2-3, or 326 IAC 2-7, and there is no applicable New Source Performance Standard that was in effect on August 7, 1980, fugitive emissions are not counted toward the determination of PSD, Emission Offset, and Part 70 Permit applicability.

EPA published a final rule in the Federal Register on May 1, 2007, that excluded ethanol production facilities that produce ethanol through natural fermentation, from the major source category "Chemical Process Plants". Therefore, the fugitive emissions from ethanol production facilities are no longer counted toward determination of PSD, Emission Offset, and Part 70 Permit applicability.

Cargill AgHorizons – Linden Grain Elevator (Plant ID #107-00009)

This type of operation is not one of the twenty-eight (28) listed source categories under 326 IAC 2-2, 326 IAC 2-3, or 326 IAC 2-7, however, there is an applicable New Source Performance Standard that was in effect on August 7, 1980, therefore fugitive emissions, from the affected facility to which the New Source Performance Standard is applicable, are counted toward the determination of PSD, Emission Offset, and Part 70 Permit applicability.

The effective date of NSPS, Subpart DD was August 3, 1978.

Note: The above-mentioned fugitive emissions evaluation is limited only to the grain elevator portion of the source. A separate and different fugitve emissions evaluation is determined for the ethanol production plant.

Unrestricted Potential Emissions

This table reflects the unrestricted potential emissions of the source.

Table 1	
Pollutant	Potential To Emit (tons/year)
PM	Greater than 250
PM_{10}	Greater than 250
$PM_{2.5}$	Greater than 250
SO_2	Less than 100
VOC	Greater than 250
CO	Greater than 250
NO_x	Greater than 250
Single HAP	Greater than 10
Combined HAPs	Greater than 25
GHGs	Greater than 100,00

Note: Table 1 shows the potential emissions of the ethanol production plant only.

Table 2	
Pollutant	Potential To Emit (tons/year)
PM	Greater than 250
PM_{10}	Greater than 250
$PM_{2.5}$	Greater than 250
SO_2	Less than 100
VOC	Greater than 250
CO	Greater than 250
NO_x	Greater than 250
Single HAP	Greater than 10
Combined HAPs	Greater than 25
GHGs	Greater than 100,00

Note: Table 2 shows the unrestricted potential emissions of the ethanol production plant and grain elevator.

Appendix A of this TSD reflects the unrestricted potential emissions of the source.

(a) The potential to emit (as defined in 326 IAC 2-7-1(29)) of all criteria pollutants is equal to or greater than 100 tons per year. Therefore, the source is subject to the provisions of 326 IAC 2-7 and will be issued a Part 70 Operating Permit.

(b) The potential to emit (as defined in 326 IAC 2-7-1(29)) of GHGs is equal to or greater than one hundred thousand (100,000) tons of CO_2 equivalent emissions (CO_2e) per year. Therefore, the source is subject to the provisions of 326 IAC 2-7 and will be issued a Part 70 Operating Permit Renewal.

(c) This source has the potential to emit four hundred twenty-one thousand seven hundred ninety-four (421,794) tons of biogenic CO2 per year. On July 20, 2011 U.S. EPA issued a deferral of Biogenic CO2 emissions from PSD and Title V. Therefore, these CO2 emissions were not included in the listed GHG emissions.

Part 70 Permit Conditions

This source is subject to the requirements of 326 IAC 2-7, because the source met the following:

(a) Emission limitations and standards, including those operational requirements and limitations that assure compliance with all applicable requirements at the time of issuance of Part 70 permits.

(b) Monitoring and related record keeping requirements which assume that all reasonable information is provided to evaluate continuous compliance with the applicable requirements.

Potential to Emit After Issuance

The table below summarizes the potential to emit, reflecting all limits, of the emission units. Any new control equipment is considered federally enforceable only after issuance of this Part 70 permit renewal, and only to the extent that the effect of the control equipment is made practically enforceable in the permit.

Process/ Emission Unit	Potential To Emit of the Entire Source After Issuance of Renewal (tons/year)									
	PM	PM_{10}*	$PM_{2.5}$**	SO_2	NO_x	VOC	CO	GHGs	Total HAPs	Worst Single HAP[1]
Valero Linden Plant (107-00061)										
Grain Receiving	1.38	1.38	1.38	-	-	-	-	-	-	-
Four (4) Hammermills and conveyors	4.51	4.51	4.51	-	-	-	-	-	-	-
DDGS Handling & Loading	4.93	2.29	2.29	-	-	-	-	-	-	-
Thermal Oxidizer & Dryer Systems	44.24	44.24	44.24	68.26	93.95	40.34	92.55	283,812	11.10	3.78
Cooling Drum [TO Combustion Air Stack]	4.69	4.69	4.69	-	-	4.97	-	-	0.66	0.35
Fermentation Process - CO2 Scrubber [5]	2.48	2.48	2.48	-	-	45.49	-	422,473	6.98	5.21
Emergency Diesel Fire Pump	9.45E-06	9.45E-06	9.45E-06	0.165	1.66E-04	8.36E-03	-	31	2.03E-03	4.03E-04
Ethanol Loading Rack System & Flare	negl	negl	negl	negl	0.95	4.19	2.69	6,611	0.24	-
Tank Farm - Storage Tanks[3] [4]	-	-	-	-	-	3.20	-	-	0.12	-
Process Storage Tanks	-	-	-	-	-	1.16	-	-	-	-
Fugitive Emissions										
Valves, Pumps, Flanges, OEL, Connectors & Compressors (Fugitive Leaks) [4]	-	-	-	-	-	-	-	-	0.70	0.56
Other Activities [3] [4]	-	-	-	-	-	-	-	-	1.00	-

Total Fugitive	n/a	n/a	n/a	-	-	n/a	-	-	1.70	6.08
Total (non-Fugitive)	62.22	59.58	59.59	68.42	94.90	98.84	95.26	667,247	19.23	9.30
Total PTE of Valero Renewable Fuels Company, LLC - Valero Linden Plant	**62.22**	**59.58**	**59.58**	**68.42**	**94.90**	**99.36**	**95.24**	**667,927**	**20.80**	**9.90** (Acetaldehyde)
Cargill AgHorizons Elevator (107-00009)[6]										
Total PTE of Cargill AgHorizons Elevator	**148.52**	**62.52**	**18.41**	**0.03**	**5.00**	**0.28**	**4.20**	**6,037**	**0.09**	**-**
Total PTE of Entire Source	**210.75**	**122.10**	**77.99**	**68.45**	**99.90**	**99.64**	**99.44**	**673,963**	**20.89**	**9.90** (Acetaldehyde)
Title V Major Source Thresholds	NA	100	100	100	100	100	100	100,000 CO_2e	25	10
PSD Major Source Thresholds	250	250	250	250	250	250	250	100,000 CO_2e	NA	NA

negl. = negligible
**$PM_{2.5}$ listed is direct $PM_{2.5}$.
[1] Worst-case HAP for Cargill AgHorizons Elevator is Hexane. Hexane is not included in total since Acetaldehyde, the worst-case HAP for Valero Renewable Fuels Company, LLC, is emited at higher rate. Worst-case HAP for contingent source is Acetaldehyde.
[2] Modified (Wet) DGS can be produced in place of Dry DGS (DDGS). DDGS is worst-case and is shown in table. The HAPs for MDGS is included in the soucre total along with the fugitive emissions.
[3] A conservative estimation of less than 1 ton of VOCs/TotalHAPs per year was used for storing tanks, solvent recycling, and methanator feed tank.
[4] Fugitive PM, PM10, PM2.5, and VOC emissions are not counted toward the determination of PSD and Emission Offset applicability for the Valero Renewable Fuels Company, LLC - Valero Linden Plant, since this source is not one of the twenty-eight (28) listed source categories under 326 IAC 2-2, 326 IAC 2-3, or 326 IAC 2-7, and there are no applicable New Source Performance Standard sthat were in effect on August 7, 1980. The fugitive HAPs emissions are included.
[5] 451,794 tons of GHGs/yr are emitted from Valero's fermentation process; greenhouse gas emissions from biogenic processes are currently exempt from GHG regulations
[6] Emission were obtained from a Title V permit for Cargill AgHorizons Elevator (107-00009) (Title V Permit No. T107-31890-00009).

(a) This existing source is not a major stationary source for PSD (326 IAC 2-2) because the emissions of each regulated pollutant, excluding GHGs, are less than two hundred fifty (<250) tons per year, GHGs emissions are greater than or equal to one hundred thousand (>100,000) tons per year, and it is not one of the twenty-eight (28) listed source categories, as specified in 326 IAC 2-2-1(gg)(1), and the source has not undertaken a physical change or change in the method of operation on or after July 1, 2011, that resulted in an emissions increase of seventy-five thousand (75,000) tons per year of CO_2e or more.

(b) On July 20, 2011 U.S. EPA issued a deferral of Biogenic CO_2 emissions from PSD and Title V. Therefore, these CO2 emissions were not included in the listed GHG emissions.

Federal Rule Applicability

(a) Pursuant to 40 CFR 64.2, Compliance Assurance Monitoring (CAM) is applicable to each existing pollutant-specific emission unit that meets the following criteria:

(1) has a potential to emit before controls equal to or greater than the major source threshold for the pollutant involved;

(2) is subject to an emission limitation or standard for that pollutant; and

(3) uses a control device, as defined in 40 CFR 64.1, to comply with that emission limitation or standard.

The following table is used to identify the applicability of each of the criteria, under 40 CFR 64.1, to each existing emission unit and specified pollutant subject to CAM:

Emission Unit	Pollutant	Control Device Used	Emission Limitation (Y/N)	Uncontrolled PTE (tons/year)	Controlled PTE (tons/year)	Major Source Threshold (tons/year)	CAM Applicable (Y/N)	Large Unit (Y/N)
Corn Transfer System EU001	PM	Baghouse CE001	Y	<250	<250	250	N	N
Corn Transfer System EU001	PM10	Baghouse CE001	Y	>100	<100	100	Y	N
Corn Transfer System EU001	PM2.5	Baghouse CE001	Y	<100	<100	100	Y	N
Corn Grinding System EU002 EU003 EU004 EU005	PM	Baghouse CE002	Y	>250	<250	250	Y	N
Corn Grinding System EU002 EU003 EU004 EU005	PM10	Baghouse CE002	Y	>100	<100	100	Y	N
Corn Grinding System EU002 EU003 EU004 EU005	PM2.5	Baghouse CE002	Y	<100	<100	100	N	N
DDGS Handling and Loadout EU035 EU036 EU037	PM	Baghouse CE005	Y	<250	<250	250	N	N
DDGS Handling and Loadout EU035 EU036 EU037	PM10	Baghouse CE005	Y	<100	<100	100	N	N
DDGS Handling and Loadout EU035 EU036 EU037	PM2.5	Baghouse CE005	Y	<100	<100	100	N	N
Cooling Drum EU046	PM	Baghouse CE008	Y	>250	<250	250	Y	N
Cooling Drum EU046	PM10	Baghouse CE008	Y	>100	<100	100	Y	N
Cooling Drum EU046	PM2.5	Baghouse CE008	Y	>100	<100	100	N	N
Cooling Drum EU046	VOC	TO/HSRG System CE003 CE006	Y	<100	<100	100	N	N

Emission Unit	Pollutant	Control Device Used	Emission Limitation (Y/N)	Uncontrolled PTE (tons/year)	Controlled PTE (tons/year)	Major Source Threshold (tons/year)	CAM Applicable (Y/N)	Large Unit (Y/N)
Mashing, Cooking, Liquedication, Distillation and Dehydration Process EU006 EU007 EU008 EU010 EU011 EU012 EU013 EU015 EU016 EU017 EU018 EU019 EU020 EU021 EU022	VOC	TO/HSRG System CE003 CE006	Y	>100	<100	100	Y	N
DDGS Dryers & Methanator EU039 EU040 EU042 EU043 EU049	VOC	TO/HSRG System CE003 CE006	Y	>100	<100	100	Y	N
DDGS Dryers EU039 EU040 EU042 EU043	PM	Multicyclones C60 C61 C70 C71	Y	>250	<250	250	Y	N
DDGS Dryers EU039 EU040 EU042 EU043	PM10	Multicyclones C60 C61 C70 C71	Y	>100	<100	100	Y	N
DDGS Dryers EU039 EU040 EU042 EU043	PM2.5	Multicyclones C60 C61 C70 C71	Y	>100	<100	100	Y	N
Fermentation Process EU025 EU026 EU027 EU028 EU029 EU030 EU031 EU32	VOC	CO2 Scrubber CE004	Y	>100	<100	100	Y	N
Fermentation Process EU025 EU026 EU027 EU028 EU029 EU030 EU031 EU32	Total HAPs	CO2 Scrubber CE004	Y	<25	<25	25	N	N

Emission Unit	Pollutant	Control Device Used	Emission Limitation (Y/N)	Uncontrolled PTE (tons/year)	Controlled PTE (tons/year)	Major Source Threshold (tons/year)	CAM Applicable (Y/N)	Large Unit (Y/N)
Fermentation Process EU025 EU026 EU027 EU028 EU029 EU030 EU031 EU32	Acetdehyde	CO2 Scrubber CE004	Y	>10	<10	10	Y	N
Ethanol Loading Rack EU047	NOx	Flare CE009	Y	<100	<100	100	N	N
Ethanol Loading Rack EU047	CO	Flare CE009	Y	<100	<100	100	N	N
Ethanol Loading Rack EU047	VOC	Flare CE009	Y	>100	<100	100	Y	N
Ethanol Loading Rack EU047	Total HAPs	Flare CE009	Y	>25	<25	25	Y	N
Methanator EU049	VOC	Biomethanator Flare CE007	Y	<100	<100	100	N	N
Methanator EU049	NOx	Biomethanator Flare CE007	Y	<100	<100	100	N	N
Methanator EU049	CO	Biomethanator Flare CE007	Y	<100	<100	100	N	N

Based on this evaluation, the requirements of 40 CFR Part 64, CAM are applicable to the Ethanol loading rack, identifed as EU047, the Fermentation Process, identifed as EU025, EU026, EU027, EU028, EU029, EU030, EU031,and EU32, the DDGS Dryers, identifed as EU039, EU040, EU042, and EU043, the Mashing, Cooking, Liquedication, Distillation and Dehydration Process, identifed as EU006, EU007, EU008, EU010, EU011, EU012, EU013, EU015, EU016, EU017, EU018, EU019, EU020, EU021, and EU022, the Corn Transfer System, identified as EU001, the Cooling Drum, identified as EU046, and the Corn Grinding System, identified as EU002, EU003, EU004 and EU005, for PM, PM10, PM2.5, VOC, total HAPs, and Acetdehyde upon issuance of the Title V Renewal. A CAM plan must be submitted as part of the Renewal application.

NSPS/NESHAPs

(a) The two (2) Thermal Oxidizers (TO) / Heat Recovery Steam Generator (HRSG), rated at 143 MMBtu/hr, each, are subject to the New Source Performance Standards for Standards of Performance for Industrial-Commercial-Institutional Steam Generating Units, 40 CFR 60, Subpart Db (326 IAC 12), because they were constructed after June 19, 1984 and have maximum heat input capacities greater than 100 MMBtu/hr. The facilities subject to this rule include the following:

- Two (2) thermal oxidizer with heat recovery steam generator (TO/HRSG) systems, identified as CE003 and CE006, constructed in 2006, each with a nominal heat input rate of 143 MMBtu/hr, using natural gas and methanator biogas as fuel, with emissions exhausted through stack EP003.

Nonapplicable portions of the NSPS will not be included in the permit. The thermal oxidizers are subject to the following portions of Subpart Db.

- 40 CFR 60.40b(a), (f), (g), (j)
- 40 CFR 60.41b

- 40 CFR 60.44b(g), (h), (l)
- 40 CFR 60.46b(c), (e)
- 40 CFR 60.48b(j)(7)
- 40 CFR 60.49b

The requirements of 40 CFR Part 60, Subpart A – General Provisions, which are incorporated as 326 IAC 12-1, apply to CE003 and CE006, except as otherwise specified in 40 CFR 60, Subpart Db.

(b) Tanks T001 through T005 are subject to the New Source Performance Standards for Volatile Organic Liquid Storage Vessels for Which Construction, Reconstruction, or Modification Commenced After July 23, 1984 (40 CFR 60, Subpart Kb), because they have capacities greater than 75 cubic meters (19,813 gallons) and will be used to store volatile organic liquids. Tanks T001 through T005 have design capacities greater than 151 m^3 (39,890 gallons) containing a VOL that, as stored, has a maximum true vapor pressure greater than 5.2 kPa.

Tank T006 has a capacity less than 75 cubic meters (19,813 gallons). Therefore, NSPS Kb is not applicable to this unit.

The units subject to this rule include the following:

- Two (2) denatured ethanol storage tanks, identified as T001 and T002, constructed in 2006, each with a maximum capacity of 1,500,000 gallons.

- One (1) 200 proof storage tank, identified as T003, constructed in 2006, with a maximum capacity of 200,000 gallons.

- One (1) denaturant storage tank, identified as T004, constructed in 2006, with a maximum capacity of 200,000 gallons.

- One (1) 190 proof storage tank, identified as T005, constructed in 2006, with a maximum capacity of 200,000 gallons.

Nonapplicable portions of the NSPS will not be included in the permit. The above storage tanks are subject to the following portions of Subpart Kb:

- 40 CFR 60.110b (a), (b), (d)(2), (d)(3), (d)(7), (d)(8), (e)(1)(i), (e)(2) and (e)(3)
- 40 CFR 60.111b
- 40 CFR 60.112b(a)(1)
- 40 CFR 60.113b(a)
- 40 CFR 60.115b(a)
- 40 CFR 60.116b(a), (b), (c), and (e)
- 40 CFR 60.117b

The provisions of 40 CFR 60, Subpart A – General Provisions, which are incorporated as 326 IAC 12-1, apply to Tanks T001 through T005, except when otherwise specified in 40 CFR 60, Subpart Kb.

(c) Ethanol is one of the chemicals listed in 40 CFR 60.489. Therefore, this ethanol production plant is subject to the requirements of Standards of Performance for Equipment Leaks of VOC in the Synthetic Organic Chemicals Manufacturing Industry (326 IAC 12-1, 40 CFR 60.480 - 60.489, Subpart VV).

Nonapplicable portions of the NSPS will not be included in the permit. The ethanol plant is subject to the following portions of Subpart VV.

- 40 CFR 60.480(a), (b), (c)
- 40 CFR 60.481
- 40 CFR 60.482-1
- 40 CFR 60.482-2
- 40 CFR 60.482-3
- 40 CFR 60.482-4
- 40 CFR 60.482-5
- 40 CFR 60.482-6
- 40 CFR 60.482-7
- 40 CFR 60.482-8
- 40 CFR 60.482-9
- 40 CFR 60.482-10
- 40 CFR 60.483-1
- 40 CFR 60.483-2
- 40 CFR 60.484
- 40 CFR 60.485
- 40 CFR 60.486
- 40 CFR 60.487
- 40 CFR 60.488
- 40 CFR 60.489

The provisions of 40 CFR 60, Subpart A – General Provisions, which are incorporated as 326 IAC 12-1, apply to this source, except when otherwise specified in 40 CFR 60, Subpart VV.

(d) The requirements of the New Source Performance Standard for Volatile Organic Liquid Storage Vessels VOC Emissions from Synthetic Organic Chemical Manufacturing Industry (SOCMI) Distillation Operations, 40 CFR 60, Subpart NNN (326 IAC 12), are not included in the permit. Ethanol is one of the chemicals listed in 40 CFR 60.667. However, according to the EPA memorandum from Mr. George T. Czerniak dated December 6, 2002, the manufacture of ethanol using a fermentation process (biological synthesis) was excluded from the scope of NSPS, Subpart NNN.

(e) This source is not subject to the New Source Performance Standard for Performance for Commercial and Industrial Solid Waste Incineration Units for which Construction is Commenced after November 30, 1999 or for which Modification or Reconstruction is Commenced on or after June 1, 2001, 40 CFR 60, Subpart CCCC, since VOC-laden gas combusted in the thermal oxidizer is not solid waste. The thermal oxidizers are not CISWI (commercial and industrial solid waste incineration units) thus 40 CFR 60, Subpart CCCC does not apply. Therefore, the requirements of the NSPS are not included in the permit.

(f) This source is not subject to the New Source Performance Standard for Standards of Performance for Other Solid Waste Incineration Units for which Construction is Commenced after December 9, 2004 or for which Modification or Reconstruction is Commenced on or after June 16, 2006, 40 CFR 60, Subpart EEEE since the thermal oxidizers do not combust municipal waste or institutional waste. The thermal oxidizers are not OSWI (other solid waste incineration units) thus 40 CFR 60, Subpart EEEE does not apply. Therefore, the requirements of the NSPS are not included in the permit.

(g) This source is subject to the New Source Performance Standards for Standards of Performance for Stationary Compression Ignition Internal Combustion Engines, 40 CFR 60, Subpart IIII, which is incorporated by reference as 326 IAC 12, since the emergency diesel fire pump, identified as EU048 meets the applicability requirements as specified in 40 CFR 60.4200. The unit subject to this rule is as follows:

- Stationary fire pumps, including one (1) diesel fire pump, identified as EU048, constructed in 2006, with a maximum power output rate of 300 horsepower, and exhausting to stack EP009.

Nonapplicable portions of the NSPS will not be included in the permit. The fire pump is subject to the following portions of Subpart IIII.

- 40 CFR 60.4200(a)(2)(ii), (a)(3), (b), (c)
- 40 CFR 60.4205(c)
- 40 CFR 60.4206
- 40 CFR 60.4207(a), (b)
- 40 CFR 60.4209
- 40 CFR 60.4211(a), (b)(1) through (4), (e), (f), (g),
- 40 CFR 60.4212
- 40 CFR 60.4214(b), (c)
- 40 CFR 60.4218
- 40 CFR 60.4219
- Table 4 to Subpart IIII of Part 60—Emission Standards for Stationary Fire Pump Engines
- Table 8 to Subpart IIII of Part 60—Applicability of General Provisions to Subpart I

The provisions of 40 CFR 60, Subpart A – General Provisions, which are incorporated as 326 IAC 12-1, apply to this source, except when otherwise specified in 40 CFR 60, Subpart IIII.

(h) This source is not subject to the New Source Performance Standards for Standards of Performance for Bulk Gasoline Terminals, 40 CFR 60, Subpart XX. To be subject to the requirements of the NSPS, the facility must have a loading rack at a bulk gasoline terminal. According to the Federal Register, Vol 76, No. 15 page 4173, "denatured ethanol does not meet the definition of 'gasoline'". The source only loads denatured ethanol, thus 40 CFR 60, Subpart XX does not apply. Therefore, the requirements of the NSPS are not included in the permit.

(i) This ethanol production plant is not subject to the requirements of 40 CFR 63, Subpart F, G, and H – National Emission Standards for Organic Hazardous Air Pollutants from the Synthetic Organic Chemical Manufacturing Industry. To be subject to the requirements of these NESHAP, this source must consist of chemical manufacturing process units that meet all of the criteria in 40 CFR 63.100(b)(1), (b)(2) and (b)(3). Since this source only produces ethanol, which is not one of the chemicals listed in Table 1 of 40 CFR 63, Subpart F or in 40 CFR 63.100(b)(1)(i) and (b)(1)(ii), this source is not subject to the requirements of these NESHAP. Therefore, the requirements of the NESHAP are not included in the permit.

(j) This ethanol production plant is not subject to the requirements of 40 CFR 63, Subpart I – National Emission Standards for Organic Hazardous Air Pollutants for Certain Processes Subject to the Negotiated Regulation for Equipment Leaks because this source does not manufacture any of the materials listed in 40 CFR 63.190(b)(1) through (b)(6). Therefore, the requirements of the NESHAP are not included in the permit.

(k) This source is not subject to the National Emission Standards for Hazardous Air Pollutants for Industrial Process Cooling Towers, 40 CFR 63, Subpart Q, because the source is not a major source of HAP emission. Therefore, the requirements of the NESHAP are not included in the permit.

(l) This source is not subject to the National Emission Standards for Hazardous Air Pollutants for Organic Liquids Distribution (Non-Gasoline), 40 CFR 63, Subpart EEEE, because the source is not a major source of HAP emissions. Therefore, the requirements of the NESHAP are not included in the permit.

(m) This source is not subject to the National Emission Standards for Hazardous Air Pollutants for Miscellaneous Organic Chemical Manufacturing, 40 CFR 63, Subpart FFFF, because the source is not a major source of HAP emissions. Therefore, the requirements of the NESHAP are not included in the permit.

(n) This source is subject to the National Emission Standards for Hazardous Air Pollutants for Stationary Reciprocating Internal Combustion Engines (40 CFR 63, Subpart ZZZZ), which are incorporated by reference as 326 IAC 20-82, because the source operates a stationary reciprocating internal combustion engine (RICE) at an area source of HAP emissions. The compliance date for this source is January 18, 2008. The units subject to this rule include the following:

- Stationary fire pumps, including one (1) diesel fire pump, identified as EU048, constructed in 2006, with a maximum power output rate of 300 horsepower, and exhausting to stack EP009.

Non applicable portions of the NESHAP will not be included in the permit. The emission unit is subject to the following portions of Subpart

- 40 CFR 63.6580
- 40 CFR 63.6585(a), (c), (d)
- 40 CFR 63.6590(a)(2)(iii), (c)(1)
- 40 CFR 63.6595(a)(7)
- 40 CFR 63.6605
- 40 CFR 63.6645(a)(5)
- 40 CFR 63.6670
- 40 CFR 63.6675

The provisions of 40 CFR 63 Subpart A – General Provisions, which are incorporated as 326 IAC 20-1-1, apply to the facility described in this section except when otherwise specified in 40 CFR 63 Subpart Subpart ZZZZ.

(o) This sourse is not subject to the National Emission Standards for Hazardous Air Pollutants for Industrial, Commercial, & Institutional Boilers and Process Heaters, 40 CFR 63, Subpart DDDDD, because the source is not a major source of HAP emissions. Therefore, the requirements of the NESHAP are not included in the permit.

(p) The requirements of the National Emission Standards for Hazardous Air Pollutants (NESHAPs) for Chemical Manufacturing Area Sources, 40 CFR 63.11494, Subpart VVVVVV, are not included because the source does not process, produce, or use any of the HAPs listed in Table 1 to this subpart in concentrations greater than 0.1 percent for the listed carcinogens or greater than 1.0 percent for the listed noncarcinogens. The source has provided sampling results of their acetaldehyde concentrations found within their process which attests to this determination.

(q) The requirements of National Emission Standards for Hazardous Air Pollutants for Source Category: Gasoline Distribution Bulk Terminals, Bulk Plants, and Pipeline Facilities, 40 CFR 63, Subpart BBBBBB are not included because the 190 proof ethanol, 200 proof ethanol and denature alcohol tanks have a Reid vapor pressure of less than 27.6 kPa. The denaturant tank, T004, does have a Reid vapor pressure of 28.76 kPa which is great than 27.6 kPa but according to the Federal Register, Vol 76, No. 15 page 4173, the "denatured ethanol does not meet the definition of 'gasoline'" and "tanks storing denatured ethanol are not 'gasoline storage tanks,' and therefore not subject to subpart BBBBBB." T004 is a denatured ethanol storage tank and EU047 is a denatured ethanol loading rack. Therefore the plant is not subject to this rule.

(r) The requirements of the National Emission Standards for Hazardous Air Pollutants (NESHAPs) for Area Sources: Chemical Preparations Industry, 40 CFR 63.11579, Subpart BBBBBBB, are not included in the permit, since this source does not operate a chemical preparations facility as defined in 40 CFR 63.11588.

(s) This source is subject to the National Emission Standards for Hazardous Air Pollutants for Source Category Gasoline Dispensing Facilities (40 CFR 63, Subpart CCCCCC). The compliance date for this source is January 10, 2011. The 1,000 gallon gasoline storage tank is a gasoline dispensing facility that has a throughput of less than 10,000 gallons and is also located at an area source. The unit subject to this rule include the following:

- One (1) gasoline storage tank with a capacity of 1,000 gallons and an annual throughput less than 10,000 gallons.

Non applicable portions of the NESHAP will not be included in the permit. The emission unit is subject to the following portions of Subpart CCCCCC.

- 40 CFR 63.11110
- 40 CFR 63.11111(a), (b), (e), (f), (h), (i), (j), (k)
- 40 CFR 63.11112(a), (b)
- 40 CFR 63.11113(a)(2)
- 40 CFR 63.11115
- 40 CFR 63.11116
- 40 CFR 63.11125(d)
- 40 CFR 63.11130
- 40 CFR 63.11131
- 40 CFR 63.11132
- Table 3

The provisions of 40 CFR 63 Subpart A – General Provisions, which are incorporated as 326 IAC 20-1-1, apply to the facility described in this section except when otherwise specified in 40 CFR 63 Subpart CCCCCC.

(t) The requirements of the National Emission Standards for Hazardous Air Pollutants for Industrial, Commercial, and Institutional Boilers Area Sources, 40 CFR 63, Subpart JJJJJJ, are not included in the permit, since the two boilers are heat recovery steam generators and heat recovery steam generators are excluded the definition of a boiler and therefore not subject to subpart JJJJJJ.

(u) The requirements of the National Emission Standards for Hazardous Air Pollutants for Area Source Standards for Prepared Feeds Manufacturing, 40 CFR 63, Subpart DDDDDDD, are not included in the permit, since the source "does not add any materials containing chromium or manganese to any product manufactured at the facility."

State Rule Applicability - Entire Source

326 IAC 1-5-2 (Emergency Reduction Plans)
The source is subject to 326 IAC 1-5-2.

326 IAC 1-6-3 (Preventive Maintenance Plan)
The source is subject to 326 IAC 1-6-3.

326 IAC 1-7 (Stack Height Provisions)
Pursuant to 326 IAC 1-7, the source shall comply with 326 IAC 1-7-3 for all exhaust stacks through which a potential (before controls) of twenty-five (25) tons per year or more of particulate matter or sulfur dioxide is emitted.

326 IAC 2-6 (Emission Reporting)
This source, not located in Lake, Porter, or LaPorte County, is subject to 326 IAC 2-6 (Emission Reporting) because it is required to have an operating permit pursuant to 326 IAC 2-7 (Part 70). The potential to emit of VOC and PM10 is less than 250 tons per year; and the potential to emit of CO, NOx, and SO2 is less than 2,500 tons per year. Therefore, pursuant to 326 IAC 2-6-3(a)(2), triennial reporting is required. An emission statement shall be submitted in accordance with the compliance schedule in 326 IAC 2-6-3 by July 1, 2014and every three (3) years thereafter. The emission statement shall contain, at a minimum, the information specified in 326 IAC 2-6-4.

326 IAC 2-2 (Prevention of Significant Deterioration(PSD))
Valero Renewable Fuels Company, LLC was constructed in 2006 and is not in one (1) of the twenty-eight (28) source categories. In order to avoid 326 IAC 2-2, the source will limit their PM, PM10, PM2.5, NOx, VOC and CO emissions.

PM, PM10 and PM2.5

1) In order to render the requirements of 326 IAC 2-2 (PSD) not applicable, PM emissions from the following units shall not exceed the emission limits listed in the table below:

Unit ID	Stack ID	Unit Description	Control ID	PM Emission Limit (lbs/hr)	PM Emission Equivalent (ton/yr)
EU001	EP001	Grain Receiving System	CE001	0.32	1.40
EU002 - EU005	EP002	Corn Grinding System	CE002	1.03	4.51
EU035 - EU037	EP005	DDGS Handling and Loadout	CE005	1.13	4.95
EU025 - EU032	EP004	Fermentation Process	CE004	0.57	2.50
EU006 - EU022, EU039, EU040, EU042, EU043	EP003	TO / HRSGs Stack	CE003 /CE006	10.10	44.23
EU046	EP007	DDGS Cooling Drum	CE008	1.07	4.67

Note: The source has elected to keep its old FESOP limits

2) In order to render the requirements of 326 IAC 2-2 (PSD) not applicable, PM10 and PM2.5 emissions from the following units shall not exceed the emission limits listed in the table below:

Unit ID	Stack ID	Unit Description	Control ID	PM10 Emission Limit (lbs/hr)	PM10 Emission Equivalent (ton/yr)	PM2.5 Emission Limit (lbs/hr)	PM2.5 Emission Equivalent (ton/yr)
EU001	EP001	Grain Receiving System	CE001	0.32	1.40	0.32	1.40
EU002 - EU005	EP002	Corn Grinding System	CE002	1.03	4.51	1.03	4.51
EU035 - EU037	EP002	DDGS Handling and Loadout	CE005	0.52	2.28	0.52	2.28
EU025 - EU032	EP004	Fermentation Process	CE004	0.57	2.50	0.57	2.50
EU006 - EU022, EU039, EU040, EU042, EU043	EP003	TO / HRSGs Stack	CE003 /CE006	10.10	44.23	10.10	44.23
EU046	EP007	DDGS Cooling Drum	CE008	1.07	4.67	1.07	4.67

Note: The source has elected to keep its old FESOP limits

Compliance with these PM, PM10 and PM2.5 limits, combined with the PM, PM10 and PM2.5 PTE from all other emissions units from the entire source shall limit the PM, PM10 and PM2.5 emissions from the entire source to less than two hundred fifty (250) tons per year. Therefore, the requirements of 326 IAC 2-2 (PSD) are rendered not applicable.

VOC

In order to render the requirements of 326 IAC 2-2 (PSD) not applicable, VOC emissions from the following units shall not exceed the emission limits listed below:

1) The VOC emissions from Scrubber CE004, controlling the fermentation process consisting of emission units EU026 through EU032, and exhausting to stack EP004, shall not exceed 10.23 lbs/hr, which is equal to 44.82 tons/yr.

2) The total DDGS produced shall not exceed 441,615 tons per twelve (12) consecutive month period with compliance determined at the end of each month and VOC emissions from DDGS cooling drum (EU046) shall not exceed 0.0225 lbs of VOC/ton of DDGS, which is equal to 4.97 tons/yr.

3) The VOC emissions from the TO/HRSGs CE003 and CE006, controlling the distillation process (EU006 through EU022) and DDGS dryers (EU039, EU040, EU042, and EU043), shall not exceed 9.21 lbs/hour which is equal to 40.34 tons/year

4) The denatured ethanol load-out from loading rack system EU047 shall not exceed 137,468,490 gallons per twelve (12) consecutive month period with compliance determined at the end of each month and the VOC emissions from flare CE009, controlling ethanol loading rack system EU047, and exhausting to stack EP008 shall not exceed 0.061 lbs/kgal, which is equal to 4.19 tons/yr.

5) The ethanol loading rack system EU047 shall utilize submerged loading method.

Compliance with these VOC limits, combined with the VOC PTE from all other emission units from the entire source, shall limit the source-wide VOC emissions from the entire source shall to less than two hundred fifty (250) tons per year. Therefore, the requirements of 326 IAC 2-2 (PSD) are rendered not applicable.

CO
In order to render the requirements of 326 IAC 2-2 (PSD) not applicable, CO emissions shall not exceed the emission limits listed below:

1) The CO emissions from the TO/HRSG systems CE003 and CE006, controlling the distillation process (EU006 through EU022) and DDGS dryers (EU039, EU040, EU042, and EU043) and exhsuting to stack EP003, shall not exceed 21.13 lbs/hr, which is equal to 92.55 tons/yr.

2) The denatured ethanol load-out from loading rack system EU047 shall not exceed 137,468,490 gallons per twelve (12) consecutive month period with compliance determined at the end of each month and the CO emissions from flare CE009, controlling ethanol loading rack system EU047, and exhausting to stack EP008, shall not exceed 0.0392 lbs/kgal, which is equal to 2.69 tons/yr.

Compliance with these CO limits, combined with the CO PTE from all other units, shall limit the the CO emissions from the entire source to less than two hundred fifty (250) tons per year. Therefore, the requirements of 326 IAC 2-2 (PSD) are rendered not applicable.

NOx
In order to render the requirements of 326 IAC 2-2 (PSD) not applicable, NOx emissions shall not exceed the emission limits listed below:

1) The NOx emissions from the TO/HRSG systems CE003 and CE006, controlling the distillation process (EU006 through EU022), and DDGS dryers (EU039, EU040, EU042, and EU043), and exhsuting to stack EP003, shall not exceed 21.45 lbs/hr, which is equal to 93.95 tons/yr.

2) The denatured ethanol load-out from loading rack system EU047 shall not exceed 137,468,490 gallons per twelve (12) consecutive month period with compliance determined at the end of each month and the NOx emissions from flare CE009, controlling ethanol loading rack system EU047, and exhausting to stack EP008, shall not exceed 0.0138 lbs/kgal, which is equal to 0.95 tons/yr.

Compliance with these NOx limits, combined with the NOx PTE from all other units, shall limit the NOx emissions from the entire source to less than two hundred fifty (250) tons per year. Therefore, the requirements of 326 IAC 2-2 (PSD) are rendered not applicable.

SO2
In order to render the requirements of 326 IAC 2-2 (PSD) not applicable, SO2 emissions shall not exceed the emission limits listed below:

1) The SO2 emissions from the TO/HRSG systems CE003 and CE006, controlling the distillation process (EU006 through EU022) and DDGS dryers (EU039, EU040, EU042, and EU043) and exhsuting to stack EP003, shall not exceed 15.58 lbs/hr which is equal to 68.24 tons/year.

Compliance with these SO2 limits, combined with the SO2 PTE from all other units, shall limit the SO2 emissions from the entire source to less than two hundred fifty (250) tons per year. Therefore, the requirements of 326 IAC 2-2 (PSD) are rendered not applicable.

GHGs
The source has an unrestricted potential to emit of GHGs (non-biogenic) of greater than 100,000 tons per year. However, GHGs for this existing source do not become subject to regulation, as defined by 326 IAC 2-2-1(zz), for PSD until the source "undertakes a physical change or change in the method of operation that will result in an emissions increase of seventy-five thousand

(75,000) tpy CO_2e or more" on or after July 1, 2011. The source has not undertaken a physical change or change in the method of operation that resulted in an emissions increase of seventy-five thousand (75,000) tons per year of CO_2e or more. As a result, GHG's from this source is not presently subject to regulation under PSD.

326 IAC 2-4.1 (Major Sources of Hazardous Air Pollutants (HAP))
Valero Renewable Fuels Company, LLC was constructed in 2006 and is not in one (1) of the twenty-eight (28) source categories. In order to avoid 326 IAC 2-4.1, the source will limit their HAPs emissions.

Single HAP (Acetaldehyde)
In order to render the requirements of 326 IAC 2-4.1 (MACT) not applicable, Acetaldehyde emissions shall not exceed the emission limits listed below:

1) The Acetaldehyde emissions from Scrubber CE004, controlling the fermentation process consisting of emission units EU026 through EU032, and exhausting to stack EP004, shall not exceed 1.18 lbs/hr, which is equal to 5.17 tons/yr.

2) The Acetaldehyde emissions from the TO/HRSG systems CE003 and CE006, controlling the distillation process (EU006 through EU022) and DDGS dryers (EU039, EU040, EU042, and EU043), and exhsuting to stack EP003, shall not exceed 0.86 lbs/hr, which is equal to 3.77 tons/yr.

3) The Acetaldehyde emissions from DDGS Cooling Drum (EU046) and exhsuting to stack EP007 shall not exceed 0.08 lbs/hr, which is equal to 0.35 tons/yr.

Compliance with these Acetaldehyde limits, combined with the Acetaldehyde PTE from all other units, shall limit the Acetaldehyde emissions from the entire source to less than ten (10) tons per year. Therefore, the requirements of 326 IAC 2-4.1 (Major Source of HAPs) are rendered not applicable.

Combined HAPs
In order to render the requirements of 326 IAC 2-2 (PSD) and 326 IAC 2-4.1 (Major Sources of Hazardous Air Pollutants (HAP)) not applicable, HAP emissions shall not exceed the emission limits listed below:

1) The HAP emissions from Scrubber CE004, controlling the fermentation process consisting of emission units EU026 through EU032, and exhausting to stack EP004, shall not exceed 1.58 lbs/hr, which is equal to 6.85 tons/yr.

2) The HAP emissions from the TO/HRSG systems CE003 and CE006, controlling the distillation process (EU006 through EU022), DDGS dryers (EU039, EU040, EU042, and EU043), and exhsuting to stack EP003, shall not exceed 2.53 lbs/hr, which is equal to 11.10 tons/yr.

3) The HAP emissions from the DDGS Cooling Drum (EU046), and exhsuting to stack EP007, shall not exceed 0.15 lbs/hr, which is equal to 0.66 tons/yr.

4) The denatured ethanol load-out from loading rack system EU047 shall not exceed 137,468,490 gallons per twelve (12) consecutive month period with compliance determined at the end of each month and the HAP emissions from flare CE009, controlling ethanol loading rack system EU047, and exhausting to stack EP008 shall not exceed 0.000355 lbs/kgal, which is equal to 0.24 tons/yr.

Compliance with these HAP limits, combined with the limited HAP PTE from other units, shall limit the HAP emissions from the entire source to less than twenty-five (25) tons per year. Therefore,

the requirements of 326 IAC 2-4.1 (Major Sources of Hazardous Air Pollutants (HAP)) are rendered not applicable.

326 IAC 2-7 & 326 IAC 2-8
This source is transition from a Federally Enforceable State Operating Permit (326 IAC 2-8) to a Part 70 Permit (326 IAC 2-7). Therefore the limits in place to exempt the source from 326 IAC 2-7 have been removed.

326 IAC 5-1 (Opacity Limitations)
This source is subject to the opacity limitations specified in 326 IAC 5-1-2(1).

326 IAC 6.5 PM (Limitations Except Lake County)
This source is not subject to 326 IAC 6.5 because it is not located in one of the following counties: Clark, Dearborn, Dubois, Howard, Marion, St. Joseph, Vanderburgh, Vigo or Wayne.

326 IAC 6.8 PM (Limitations for Lake County)
This source is not subject to 326 IAC 6.8 because it is not located in Lake County.

326 IAC 6-4 (Fugitive Dust Emissions)
Pursuant to 326 IAC 6-4 (Fugitive Dust Emission Limitations), the source shall not generate fugitive dust to the extent that some portion of the material escapes beyond the property line or boundaries of the property, right-of-way, or easement on which the source is located.

326 IAC 6-5 (Fugitive Particulate Matter Emission Limitations)
The source is subject to the requirements of 326 IAC 6-5, because potential fugitive particulate emissions are greater than 25 tons per year. Pursuant to 326 IAC 6-5, fugitive particulate matter emissions shall be controlled according to the Fugitive Dust Control Plan, which is included as Attachment A to the permit.

326 IAC 7 (Sulfur Dioxide)
The source has a thermal oxidizer & dryer systems which emits over 25 tons/year, but it is natural gas fired; therefore the requirements of 326 ISC 7 are not applicable.

326 IAC 8-4-3 (Petroleum Liquid Storage Facilities)
The source does not operate a petroleum liquid storage facility: therefore the requirements of 326 IAC 8-4-3 are not applicable.

326 IAC 8-4-4 (Bulk Gasoline Terminals)
The source does not operate a bulk gasoline terminal; therefore the requirements of 326 IAC 8-4-4 are not applicable.

326 IAC 8-4-5 (Bulk Gasoline Plants)
The source does not operate a bulk gasoline plant; therefore the requirements of 326 IAC 8-4-5 are not applicable.

326 IAC 8-4-6 (Gasoline Dispensing Facilities)
The source does have a gasoline storage tank with a capacity of 1,000 gallons but it's annual throughput less than 10,000 gallons. Therefore 326 IAC 8-4-6 is not applicable.

326 IAC 12 (NEW SOURCE PERFORMANCE STANDARDS)
This source is subject to a New Standards of Performance 40 CFR 60, Subpart Db, Kb, VV, and IIII. Therefore, the requirements of 326 IAC 12 are applicable because the rule incorporates by reference the provisions of 40 CFR 60, Subpart Db, Kb, VV, and IIII.

326 IAC 20-82 (Stationary Reciprocating Internal Combustion Engines)
This source is subject to a New Standards of Performance 40 CFR 63, Subpart ZZZZ, for Stationary Spark Ignition Internal Combustion Engines. Therefore, the requirements of 326 IAC 20-82 are applicable because the rule incorporates by reference the provisions of 40 CFR 63, Subpart ZZZZ.

State Rule Applicability – Individual Facilities

326 IAC 8-1-6 (New Facilities; General Reduction Requirements (BACT))
The source has combined potential VOC emissions from the fermentation process, distillation process, DDGS dryers, and ethanol loadout operations greater than 25 tons per year. However, the fermentation process, distillation process, DDGS dryers, and ethanol loadout operations at this source are subject to the requirements of 326 IAC 8-5-6 (Fuel Grade Ethanol Production at Dry Mills). Therefore these operations are not subject to the requirements of 326 IAC 8-1-6 (BACT).

326 IAC 6-2-4 (Particulate Emission Limitations for Sources of Indirect Heating)
Pursuant to 326 IAC 6-2-4, particulate emissions from the two (2) 143 MMBtu/hr TO/HRSG systems (CE003 and CE006) shall be limited to 0.25 pounds per MMBtu heat input, each.

The limit was calculated using the following equation:

$$Pt = \frac{1.09}{Q^{0.26}} = \frac{1.09}{(286)^{0.26}} = 0.25 \text{ lbs/MMBtu}$$

Where: Pt = emission rate limit (lbs/MMBtu)
Q = total source heat input capacity (MMBtu/hr)

326 IAC 6-3-2 (Particulate Emission Limitations for Manufacturing Processes)

<u>DDGS Cooling Drum (EU046)</u>
Pursuant to 326 IAC 6-3-2, particulate emissions from each of following operations shall not exceed the pound per hour limit listed in the table below:

Unit ID	Unit Description	Max. Throughput Rate (tons/hr)	Particulate Emission Limit (lbs/hr)
EU046	DDGS Cooling Drum	50.50	44.67

Interpolation and extrapolation of the data for the process weight rate in excess of sixty thousand (60,000) pounds per hour shall be accomplished by use of the equation:

$E = 55.0\ P^{0.11} - 40$ where E = rate of emission in pounds per hour; and
P = process weight rate in tons per hour

<u>TO/HRSG System, DDGS Dryers, and Distillation Process</u>
Pursuant to 326 IAC 6-3-2, particulate emissions from each of following operations shall not exceed the pound per hour limit listed in the table below:

Unit ID	Unit Description	Max. Throughput Rate (tons/hr)	Particulate Emission Limit (lbs/hr)
EU039	DDGS Dryer	25.0	35.43
EU040	DDGS Dryer	25.0	35.43
EU042	DDGS Dryer	25.0	35.43

Unit ID	Unit Description	Max. Throughput Rate (tons/hr)	Particulate Emission Limit (lbs/hr)
EU043	DDGS Dryer	25.0	35.43

Interpolation and extrapolation of the data for the process weight rate up to of sixty thousand (60,000) pounds per hour shall be accomplished by use of the equation:

$E = 4.10\ P^{0.67}$ where E = rate of emission in pounds per hour; and
P = process weight rate in tons per hour

Grain and DDGS Handling Process

(a) Pursuant to 326 IAC 6-3-2, particulate emissions from each of following operations shall not exceed the pound per hour limit listed in the table below:

Unit ID	Unit Description	Max. Throughput Rate (tons/hr)	Particulate Emission Limit (lbs/hr)
EU001	Corn Transfer System	770	74.26
EU002	Hammermill	42	42.97
EU003	Hammermill	42	42.97
EU004	Hammermill	42	42.97
EU005	Hammermill	42	42.97
EU035	DDGS Storage	120	53.13
EU036	DDGS Conveyor	120	53.13
EU037	DDGS Loadout	120	53.13

Interpolation and extrapolation of the data for the process weight rate in excess of sixty thousand (60,000) pounds per hour shall be accomplished by use of the equation:

$E = 55.0\ P^{0.11} - 40$ where E = rate of emission in pounds per hour; and
P = process weight rate in tons per hour

(b) Pursuant to 326 IAC 6-3-2(e)(3), when the process weight exceeds 200 tons per hour, the maximum allowable emission may exceed the emission limits shown in the table above, provided the concentration of particulate matter in the gas discharged to the atmosphere is less than 0.10 pounds per 1,000 pounds of gases.

326 IAC 8-5-6 (Fuel Grade Ethanol Production at Dry Mills)

Pursuant to 326 IAC 8-5-6, the Permittee shall comply with the following:

Fermentation Process (EU025 through EU032)

(a) The VOC emissions from the fermentation process shall be controlled by wet scrubber CE004.

(b) The overall VOC control efficiency for the wet scrubber CE004 (including the capture efficiency and absorption efficiency) shall be at least 98%, or the VOC outlet concentration shall not exceed 20 ppmv.

TO/HRSG System, DDGS Dryers, and Distillation Process

(a) The VOC emissions from the distillation process shall be controlled by the TO/HRSG system CE003 or CE006.

(b) The VOC emissions from the DDGS dryers (EU039 and EU040) shall be controlled by the TO/HRSG system CE003.

(c) The VOC emissions from the DDGS dryers (EU042 and EU043) shall be controlled by the TO/HRSG system CE006.

(d) The overall VOC control efficiency for each of the TO/HRSG systems CE003 and CE006 (including the capture efficiency and destruction efficiency) shall be at least 98%, or the VOC outlet concentration shall not exceed 10 ppmv.

Ethanol Loading Rack System (EU047)

(a) The VOC emissions from the ethanol loading rack system (EU047) shall be collected and controlled by enclosed flare CE009 when this unit is in operation.

(b) The overall efficiency for the enclosed flare CE009 (including the capture efficiency and destruction efficiency) shall be at least 98%.

326 IAC 8-9 (Volatile Organic Liquid Storage Vessels)

The source is not located in Clark, Floyd, Lake, or Porter County; therefore the requirements of 326 IAC 8-9 are not applicable.

Compliance Determination and Monitoring Requirements

Permits issued under 326 IAC 2-7 are required to ensure that sources can demonstrate compliance with all applicable state and federal rules on a continuous basis. All state and federal rules contain compliance provisions, however, these provisions do not always fulfill the requirement for a continuous demonstration. When this occurs, IDEM, OAQ, in conjunction with the source, must develop specific conditions to satisfy 326 IAC 2-7-5. As a result, Compliance Determination Requirements are included in the permit. The Compliance Determination Requirements in Section D of the permit are those conditions that are found directly within state and federal rules and the violation of which serves as grounds for enforcement action.

If the Compliance Determination Requirements are not sufficient to demonstrate continuous compliance, they will be supplemented with Compliance Monitoring Requirements, also in Section D of the permit. Unlike Compliance Determination Requirements, failure to meet Compliance Monitoring conditions would serve as a trigger for corrective actions and not grounds for enforcement action. However, a violation in relation to a compliance monitoring condition will arise through a source's failure to take the appropriate corrective actions within a specific time period.

The compliance determination requirements applicable to this source are as follows:

Particulate Control

(a) The multiclones C60 and C61 shall be in operation and control emissions from the DDGS Dryers (EU039 and EU040) at all times these units are in operation, and the multiclones C70 and C71 shall be in operation and control emissions from the DDGS Dryers (EU042 and EU043) at all times these units are in operation.

(b) The baghouses for particulate control shall be in operation and control emissions from the emission units at all times that the emission units are in operation as listed in the table below, when these units are in operation:

Unit ID	Unit Description	Baghouse ID
EU001	Corn Transfer System	CE001
EU002	Hammermill	CE002
EU003	Hammermill	CE002
EU004	Hammermill	CE002
EU005	Hammermill	CE002
EU035	DDGS Storage	CE005
EU036	DDGS Conveyor	CE005
EU037	DDGS Loadout	CE005
EU046	DDGS Cooling Drum	CE008

(c) In the event that bag failure is observed in a multi-compartment baghouse, if operations will continue for ten (10) days or more after the failure is observed before the failed units will be repaired or replaced, the Permittee shall promptly notify the IDEM, OAQ of the expected date the failed units will be repaired or replaced. The notification shall also include the status of the applicable compliance monitoring parameters with respect to normal, and the results of any response actions taken up to the time of notification.

VOC and HAPs Control

(a) Wet scrubber CE004 shall be in operation and control emissions from the fermentation process at all times that this process is in operation.

(b) The TO/HRSG systems (CE003 and CE006) shall be in operation and control emissions from the DDGS dryers (EU039, EU040, EU042, and EU043) and the mashing, cooking, and liquefication process and the distillation and dehydration process, at all times that these units are in operation.

(c) The Permittee shall use flare CE009 to control the emissions from the loading rack when this unit is in operation.

(d) The ethanol loading rack system (EU047) shall utilize the submerged loading method.

Continuous Emissions Monitoring

(a) Pursuant to 326 IAC 3-5 (Continuous Monitoring of Emissions) continuous emission monitoring systems for TO/HSRG systems CE003 and CE006 shall be calibrated, maintained, and operated for measuring NOx which meet all applicable performance specifications of 326 IAC 3-5-2.

(b) All continuous emissions monitoring systems are subject to monitor system certification requirements pursuant to 326 IAC 3-5-3.

(c) Nothing in this permit shall excuse the Permittee from complying with the requirements to operate a continuous emission monitoring system pursuant to 326 IAC 3-5 and 40 CFR 60

Testing

Control ID / Stack ID	Pollutant(s)	Timeframe for Testing	Frequency of Testing
CE001 / EP001 CE002 / EP002 CE005 / EP005	PM, PM10, PM2.5	Not later than five (5) years from the date of the last valid compliance demonstration	Once every five (5) years
CE004 / EP004	PM, PM10, PM2.5, VOC, Acetaldehyde		
CE003 & CE006 / EP003	PM, PM10, PM2.5, VOC, NOx, CO, Acetaldehyde		
CE008 / EP007	PM, PM10, PM2.5, VOC, Acetaldehyde		
CE009 / EP008	VOC, CO, HAPS, NOx		

Note: The last valid stack tests were performed in Nov 2010.

The monitoring requirements applicable to this source are as follows:

Control ID / Stack ID	Parameter	Range	Frequency	Excursions and Exceedances
CE001 / EP001	Visible Emissions	Normal - Abnormal	Daily	Response Steps
	Pressure Drop	0.5 - 6.0 inches H2O		
CE002 / EP002	Visible Emissions	Normal - Abnormal	Daily	
	Pressure Drop	0.5 - 6.0 inches H2O		
CE005 / EP005	Visible Emissions	Normal - Abnormal	Daily	
	Pressure Drop	0.5 - 6.0 inches H2O		
CE004 / EP004	Pressure Drop	1.0 - 20.82 inches H2O	Daily	
	Flow Rate	> 20 gal. / min		
CE003 / EP003	Temperature	3 hr avg. > 1510° F	Continuous	
	Duct Pressure / Fan Amperage	Range determined during latest compliant stack tests	Daily	
	Visible Emissions	Normal - Abnormal		
CE006 / EP003	Temperature	3 hr avg. > 1516° F	Continuous	
	Duct Pressure / Fan Amperage	Range determined during latest compliant stack tests	Daily	
	Visible Emissions	Normal - Abnormal		
CE008 / EP007	Visible Emissions	Normal - Abnormal	Daily	Response Steps
	Pressure Drop	0.3 - 6.0 inches H2O		
CE009 / EP008	Flame Presence	When EU047 is in operation		

These monitoring requirements are necessary because the baghouses must operate properly to ensure compliance with 326 IAC 6-3-2 (if applicable) and 326 IAC 2-7, and to render the requirements of 326 IAC 2-2 (PSD) not applicable.

Broken or Failed Bag Detection:

(a) For a single compartment baghouse controlling emissions from a process operated continuously, a failed unit and the associated process shall be shut down immediately until the failed unit has been repaired or replaced. Operations may continue only if the event qualifies as an emergency and the Permittee satisfies the requirements of the emergency provisions of this permit (Section B - Emergency Provisions).

(b) For a single compartment baghouse controlling emissions from a batch process, the feed to the process shall be shut down immediately until the failed unit has been repaired or replaced. The emissions unit shall be shut down no later than the completion of the processing of the material in the line. Operations may continue only if the event qualifies

as an emergency and the Permittee satisfies the requirements of the emergency provisions of this permit (Section B - Emergency Provisions).

Scrubber Detection
In the event that a scrubber malfunction has been observed:

Failed units and the associated process will be shut down immediately until the failed units have been repaired or replaced. Operations may continue only if the event qualifies as an emergency and the Permittee satisfies the requirements of the emergency provisions of this permit (Section B - Emergency Provisions). Section C – Response to Excursions or Exceedances contains the Permittee's obligation with regard to the reasonable response steps required by this condition. Failure to take response steps shall be considered a deviation from this permit.

Proposed Changes

The changes listed below have been made to FESOP (F107-29252-00061). These corrections, changes, and removals may include Title I changes (ex changes that add or modify synthetic minor emission limits). Deleted language appears as ~~strikethroughs~~ and new language appears in **bold**:

Changes Affecting Conditions Throughout the Permit

(a) *Multiple Conditions - Source Status*
Throughout the permit, language has been updated from the standard language for the FESOP to the current standard language for the Part 70 Permits.

(b) *Multiple Conditions - Rule References*
Rules have been changed to rules that are applicable to Part 70 Permits.

On October 1, 2010, revisions to Title 326 of the Indiana Administrative Code (IAC) were published in the Indiana Register. Some of the revisions affect the IAC references included in the permit. The permit has been revised to reflect the revisions that were made to Title 326 of the IAC.

On October 27, 2010, the Indiana Air Pollution Control Board issued revisions to 326 IAC 2. These revisions resulted in changes to the rule sites listed in the permit. These changes are not changes to the underlining provisions. The change is only to site of these rules in Section A - General Information, Section A - Emission Units and Pollution Control Equipment Summary, Section A - Specifically Regulated Insignificant Activities, Section B - Preventative Maintenance Plan, Section B - Emergency Provisions, Section B - Operational Flexibility, Section C - Risk Management Plan, the Facility Descriptions, and Section D - Preventative Maintenance Plan.

(c) *Multiple Conditions - Responsible Official References*
326 IAC 2-7 requires that "a responsible official" perform certain actions. 326 IAC 2-7-1(34) allows for multiple people to meet the definition of "responsible official." Therefore, IDEM, OAQ is revising all instances of "the responsible official" to read "a responsible official".

(d) *Multiple Conditions - Certification Requirement References*
IDEM, OAQ has decided to clarify what rule requirements a certification needs to meet.

(e) *Multiple Conditions - Timeframe References*
IDEM, OAQ has decided that the phrases "no later than" and "not later than" are clearer than "within" in relation to the end of a timeline. Therefore, all references to timelines

have been revised to "no later than" or "not later than" except for the timelines in subparagraphs (b)(4) and (b)(5) of Section B - Emergency Provisions and Section B - Annual Fee Payment, in which the underlying rules state "within".

(f) *Multiple Conditions - Typographical Errors, Language Clarification*
Throughout the permit, typographical and grammatical errors have been corrected. Additionally, changes to language for clarification or to align with the current preferred permit language conventions have been made.

Changes Specific to Section A of the Permit

(a) Section A.4 was renamed to contain only specifically regulated insignificant activities.

(b) Section A.5 has been added to describe other insignificant activities that are not specifically regulated. The emission units that fall under this definition have been added.

Section A of the permit has been revised as follows:

SECTION A SOURCE SUMMARY

A.1 General Information ~~[326 IAC 2-8-3(b)]~~ **[326 IAC 2-7-4(c)][326 IAC 2-7-5(14)][326 IAC 2-7-1(22)]**

The Permittee owns and operates a stationary ethanol production plant capable of producing dried distillers grains with solubles (DDGS) or wet distillers grains with solubles (WDGS).

Source Address:	203 West County Road 1100 North, Linden, IN 47955
General Source Phone Number:	(765) 522-3115
SIC Code:	2869
County Location:	Montgomery
Source Location Status:	Attainment for all criteria pollutants
Source Status:	**Part 70 Operating Permit Program** ~~Federally Enforceable State Operating Permit Program~~ **Greenhouse Gas (GHG) potential to emit (PTE) is equal to or more than one hundred thousand (100,000) tons of CO2 equivalent emissions (CO2e) per year** Minor Source, under PSD and Emission Offset Rules Minor Source, Section 112 of the Clean Air Act Not 1 of 28 Source Categories

A.2 Source Definition ~~[326 IAC 2-8-1]~~ [326 IAC 2-7-1(22)]

The following two (2) companies are located on ~~at the same location~~ **adjacent properties**:
***

A.3 Emission Units and Pollution Control Equipment Summary ~~[326 IAC 2-8-3(c)(3)]~~
[326 IAC 2-7-4(c)(3)][326 IAC 2-7-5(1~~5~~4)]

This stationary source consists of the following emission units and pollution control devices:

(a) One (1) corn **receiving** ~~transfer~~ system, identified as EU001, constructed in 2006, with a maximum throughput rate of 770 tons of corn per hour, with emissions controlled by baghouse CE001 and exhausting through stack EP001, and consisting of a series of:

(1) Bucket elevators.

(2) Conveyors.

(3) One (1) corn day bin (with a storage capacity of 81,900 bushels).

(4) One (1) surge bin.

(5) One (1) grind bin with scalpers.

(b) ***.

(c) ***

(d) One (1) fermentation process, constructed in 2006, with a maximum equivalent throughput rate of 15,310 gallons of 200-proof ethanol per hour, and consisting of the following:

(1) Seven (7) fermenters, identified as EU025 through EU031, with emissions controlled by wet scrubber CE004 and exhausting through stack EP004, **during cleaning in place process may vent to the atmosphere though a pressure relief device.**

(2) ***

(e) ***

(f) One (1) distillation and dehydration process, constructed in 2006, with a maximum equivalent throughput rate of 15,310 gallons of 200-proof ethanol per hour (134,115,600 gallons of 200-proof ethanol per year), with emissions routed to and controlled by the TO/HRSG systems (CE003 and CE006) and exhausting through stack EP003. This process consists of the following:

(1) ***

(2) ***

(3) ***

(4) One (1) 190 proof **ethanol** condenser, identified as EU020.

(5) ***

(6) One (1) 200 proof **ethanol** condenser, identified as EU022.

(7) ***

(8) ***

(9) ***

***

(g) ***

(h) ***

(i) ***

(k) One (1) ethanol loading rack system for both railcar and truck loading, identified as EU047, constructed in 2006, with a maximum throughput rate of 156,000 gallons per hour. Railcars ~~are dedicated to~~ carry~~ing~~ denatured ethanol product. Trucks may not be dedicated to carrying denatured ethanol. Emissions from both the railcar loading and truck loading processes are controlled by **a vapor combustion unit** ~~an enclosed flare~~ CE009, which has a maximum heat input capacity of 6.4 MMBtu/hr and exhausts through stack EP008.
***

A.4 ~~Insignificant Activities [326 IAC 2-7-1(21)][326 IAC 2-8-3(c)(3)(I)]~~ **Specifically Regulated Insignificant Activities [326 IAC 2-7-1(21)][326 IAC 2-7-4(c)][326 IAC 2-7-5(14)]**

This stationary source also includes the following insignificant activities:

(a) Storage tanks with capacity less than or equal to 1,000 gallons and annual throughputs less than 12,000 gallons.

(1) One (1) gasoline storage tank with a capacity of 1,000 gallons and an annual throughput less than 10,000 gallons.

Under 40 CFR 63, Subpart CCCCCC, this is an affected unit.

~~(b) Vessels storing lubricating oils, hydraulic oils, machining oils, and machining fluids.~~

~~(c) Solvent recycling systems with batch capacity less than or equal to 100 gallons.~~

~~(d) Forced and induced draft cooling tower system not regulated under a NESHAP, including a cooling tower which has a maximum flow rate of 55,000 gallons per minute.~~

~~(e) Replacement or repair of electrostatic precipitators, bags in baghouses and filters in other air filtration equipment.~~

~~(f) Heat exchanger cleaning and repair.~~

~~(g) Process vessel degassing and cleaning to prepare for internal repairs.~~

~~(h) Paved roads and parking lots with public access. [326 IAC 6-4]~~

~~(i) Blowdown for any of the following: sight glass; boiler; compressors; pumps; and cooling tower.~~

(~~j~~**b**) Stationary fire pumps, including one (1) diesel fire pump, identified as EU048, constructed in 2006, with a maximum power output rate of 300 horsepower, and exhausting to stack EP009.

Under 40 CFR Part 60, Subpart IIII, EU048 is an affected unit.
Under 40 CFR Part 63, Subpart ZZZZ, EU048 is an affected unit.

(~~k~~**c**) Other emission units, not regulated by a NESHAP, with PM10, NOx, and SO_2 emissions less than five (5) pounds per hour or twenty-five (25) pounds per day, CO emissions less than twenty-five (25) pounds per day, VOC emissions less than three (3) pounds per hour or fifteen (15) pounds per day, lead emissions less than six-tenths (0.6) tons per year or three and twenty-nine hundredths (3.29) pounds per day, and emitting greater than one (1) pound per day but less than five (5) pounds per day or one (1) ton per year of a single HAP, or emitting greater than one (1) pound per day but less than twelve and five tenths

(12.5) pounds per day or two and five tenths (2.5) tons per year of any combination of HAPs:

(1) ***

(2) ***

(3) ***

(4) ***

~~(5) One (1) corrosion inhibitor storage tank, identified as T006, constructed in 2006, with a maximum capacity of 2,300 gallons.~~

~~(6) One (1) methanator, identified as EU049, constructed in 2006, controlled by one of the thermal oxidizers CE003 and CE006, and exhausting to stack EP003, or controlled by the 6.4 MMBtu/hr biomethanator flare CE007, and exhausting to stack EP006, when the thermal oxidizers CE003 and CE006 are not in operation.~~

~~(7) One (1) cook water tank, constructed in 2006, with a maximum capacity of 374,000 gallons.~~

~~(8) One (1) methanator feed tank, constructed in 2006, with a maximum of 374,000 gallons.~~

~~(9) One (1) whole stillage tank, constructed in 2006, with a maximum capacity of 180,000 gallons.~~

~~(10) One (1) thin stillage tank, constructed in 2006, with a maximum capacity of 374,000 gallons.~~

~~(11) One (1) syrup tank, constructed in 2006, with a maximum capacity of 180,000 gallons.~~

A.5 Insignificant Activities [326 IAC 2-7-1(21)][326 IAC 2-7-4(c)][326 IAC 2-7-5(14)]

This stationary source also includes the following insignificant activities:

(a) Storage tanks with capacity less than or equal to 1,000 gallons and annual throughputs less than 12,000 gallons.

(1) One (1) diesel storage tank with a capacity of 1,000 gallons.

(b) Vessels storing lubricating oils, hydraulic oils, machining oils, and machining fluids.

(c) Solvent recycling systems with batch capacity less than or equal to 100 gallons.

(d) Forced and induced draft cooling tower system not regulated under a NESHAP, including a cooling tower which has a maximum flow rate of 55,000 gallons per minute.

(e) Replacement or repair of electrostatic precipitators, bags in baghouses and filters in other air filtration equipment.

(f) Heat exchanger cleaning and repair.

(g) Process vessel degassing and cleaning to prepare for internal repairs.

(h) Paved roads and parking lots with public access. [326 IAC 6-4]

(i) Blowdown for any of the following: sight glass; boiler; compressors; pumps; and cooling tower.

(j) Other emission units, not regulated by a NESHAP, with PM10, NOx, and SO_2 emissions less than five (5) pounds per hour or twenty-five (25) pounds per day, CO emissions less than twenty-five (25) pounds per day, VOC emissions less than three (3) pounds per hour or fifteen (15) pounds per day, lead emissions less than six-tenths (0.6) tons per year or three and twenty-nine hundredths (3.29) pounds per day, and emitting greater than one (1) pound per day but less than five (5) pounds per day or one (1) ton per year of a single HAP, or emitting greater than one (1) pound per day but less than twelve and five tenths (12.5) pounds per day or two and five tenths (2.5) tons per year of any combination of HAPs:

(1) One (1) corrosion inhibitor storage tank, identified as T006, constructed in 2006, with a maximum capacity of 2,300 gallons.

(2) One (1) methanator, identified as EU049, constructed in 2006, controlled by one of the thermal oxidizers CE003 and CE006, and exhausting to stack EP003, or controlled by the 6.4 MMBtu/hr biomethanator flare CE007, and exhausting to stack EP006, when the thermal oxidizers CE003 and CE006 are not in operation.

The biomthantor system has been removed for service and has been decommissioned from the source.

(3) One (1) cook water tank, constructed in 2006, with a maximum capacity of 374,000 gallons.

(4) One (1) methanator feed tank, constructed in 2006, with a maximum of 374,000 gallons.

(5) One (1) whole stillage tank, constructed in 2006, with a maximum capacity of 180,000 gallons.

(6) One (1) thin stillage tank, constructed in 2006, with a maximum capacity of 374,000 gallons.

(7) One (1) syrup tank, constructed in 2006, with a maximum capacity of 180,000 gallons.

(k) Active DDGS storage piles, identified as F002, located in the Flat Storage Building.

A.~~5~~**6** ~~FESOP Applicability [326 IAC 2-8-2]~~ **Part 70 Permit Applicability [326 IAC 2-7-2]**

This stationary source~~, otherwise~~ **is** required to have a Part 70 permit ~~as described in~~ **by** 326 IAC 2-7-2 **(Applicability) because:** ~~(a), has applied to the Indiana Department of Environmental Management (IDEM), Office of Air Quality (OAQ) to renew a Federally Enforceable State Operating Permit (FESOP).~~

(a) It is a major source, as defined in 326 IAC 2-7-1(22);

(b) It is a source in a source category designated by the United States Environmental Protection Agency (U.S. EPA) under 40 CFR 70.3 (Part 70 - Applicability).

Changes Specific to Section B and C of the Permit

(a) *Section B and C*
Language has been updated from the standard language for the FESOP to the current standard language for the Part 70 Permits.

(b) *Section B - Duty to Provide Information*
IDEM, OAQ has revised Section B - Duty to Provide Information by removing the statement that the submittal by the Permittee requires the certification by the "responsible official".

(c) *Section B - Certification*
IDEM, OAQ has decided to clarify Section B - Certification to be consistent with the rule and to clarify that Section B - Certification only states what a certification must be.

(d) *Section B - Preventive Maintenance Plan*
IDEM, OAQ has decided to clarify Section B - Preventive Maintenance Plan.

(e) *Section B - Emergency Provisions*
IDEM, OAQ is revising Section B - Emergency Provisions to delete paragraph (h). 326 IAC 2-7-5(3)(C)(ii) allows that deviations reported under an independent requirement do not have to be included in the Quarterly Deviation and Compliance Monitoring Report.

(f) *Section B- Permit Shield*
This section has been added as part of the status change.

(g) *Section B - Deviation from Permit Requirements and Section C - General Reporting Requirements*
IDEM, OAQ has decided that having a separate condition for the reporting of deviations is unnecessary. Therefore, Section B - Deviation from Permit Requirements and Conditions has been removed and the requirements of that condition have been added to Section C - General Reporting Requirements. Paragraph (d) of Section C - General Reporting Requirements has been removed because IDEM, OAQ already states the timeline and certification needs of each report in the condition requiring the report.

(h) *Section B - Permit Renewal*
IDEM, OAQ has decided to state which rule establishes the authority to set a deadline for the Permittee to submit additional information. Therefore, Section B - Permit Renewal has been revised.

(i) *Section B - Permit Revision Under Economic Incentives and Other Programs*
IDEM, OAQ has decided to state that no notice is required for approved changes in Section B - Permit Revision Under Economic Incentives and Other Programs.

(j) *Section B - Operational Flexibility*
This section has been changed as part of the status change

(k) *Section B - Source Modification Requirement*
IDEM, OAQ has decided to reference 326 IAC 2 in Section B - Source Modification Requirement rather than the specific construction rule.

(l) *Section C - Overall Source Limit*
This section has been removed as part of the status change.

(m) *Section C - Fugitive Particulate Matter Emission Limitations*
This section has been changed as part of the status change.

(n) *Section C*- Stack Height
This section has been changed as part of the status change.

(o) *Section C - Asbestos Abatement Projects*
IDEM, OAQ has revised paragraph (g) of Section C - Asbestos Abatement Projects to match the rule language in 326 IAC 14-10-1(a).

(p) *Section C - Performance Testing*
IDEM, OAQ has removed the first paragraph of Section C - Performance Testing due to the fact that specific testing conditions elsewhere in the permit will specify the timeline and procedures.

(q) *Section C - Compliance Monitoring*
IDEM, OAQ has revised Section C - Compliance Monitoring. The reference to recordkeeping has been removed due to the fact that other conditions already address recordkeeping. The voice of the condition has been changed to clearly indicate that it is the Permittee that must follow the requirements of the condition. IDEM, OAQ has decided to clarify the Permittee's responsibility under CAM

(r) *Section C - Monitoring Methods*
IDEM, OAQ has removed Section C - Monitoring Methods. The conditions that require the monitoring or testing, if required, state what methods shall be used.

(s) *Section C - Emergency Reduction Plans*
This section has been changed as part of the status change.

(t) *Section C - Emission Statement*
This section has been added as part of the status change.

(u) *Section C - General Record Keeping Requirements*
The voice of paragraph (b) of Section C - General Record Keeping Requirements has been changed to clearly indicate that it is the Permittee that must follow the requirements of the paragraph. IDEM, OAQ has clarified the Permittee's responsibility with regards to record keeping. IDEM, OAQ has clarified the interaction of the Quarterly Deviation and Compliance Monitoring Report and the Emergency Provisions. IDEM, OAQ has decided to clarify the Permittee's responsibility under CAM.

On October 27, 2010, the Indiana Air Pollution Control Board issued revisions to 326 IAC 2. These revisions included the incorporation of the U.S. EPA's definition of reasonable possibility. The permit previously sited to the EPA definition. Also, the revisions resulted in changes to other rule sites listed in the permit. Neither of these changes are changes to the underlining provisions. The change is only to site of these rules in Section C - General Reporting and Section C - General Recordkeeping.

(v) *Section C - General Reporting Requirements*
This section has been changed as part of the status change.

(w) *Section C - Compliance with 40 CFR 82 and 326 IAC 22-1*
IDEM, OAQ has decided to simplify the referencing in Section C - Compliance with 40 CFR 82 and 326 IAC 22-1.

Section B and C of the permit has been revised as follows:

SECTION B GENERAL CONDITIONS

B.1 Definitions ~~[326 IAC 2-8-1]~~ **[326 IAC 2-7-1]**

***

B.2 Permit Term ~~[326 IAC 2-8-4(2)]~~[326 IAC 2-1.1-9.5][IC 13-15-3-6(a)] **[326 IAC 2-7-5(2)][326 IAC 2-7-4(a)(1)(D)]**

(a) This permit, ~~T107-29252-00009~~ **T107-31939-00009**, is issued for a fixed term of ~~ten (10)~~five (5) years from the issuance date of this permit, as determined in accordance with IC 4-21.5-3-5(f) and IC 13-15-5-3. Subsequent revisions, modifications, or amendments of this permit do not affect the expiration date of this permit.

(b) If IDEM, OAQ, upon receiving a timely and complete renewal permit application, fails to issue or deny the permit renewal prior to the expiration date of this permit, this existing permit shall not expire and all terms and conditions shall continue in effect, **including any permit shield provided in 326 IAC 2-7-15,** until the renewal permit has been issued or denied.

B.4 Enforceability [326 IAC 2-~~8-6~~**-7-7**] [IC 13-17-12]

***

B.5 Severability [326 IAC 2~~-8-4(4)~~**-7-5(5)**]

****

B.6 Property Rights or Exclusive Privilege [326 IAC 2~~-8-4(5)~~**-7-5(6)**(D)]

***

B.7 Duty to Provide Information [326 IAC 2~~-8-4(5)~~**-7-5(6)**(E)]

***

B.8 Certification ~~[326 IAC 2-8-3(d)][326 IAC 2-8-4(3)(C)(i)][326 IAC 2-8-5(1)]~~ **[326 IAC 2-7-4(f)][326 IAC 2-7-6(1)][326 IAC 2-7-5(3)(C)]**

(a) A certification required by this permit meets the requirements of 326 IAC ~~2-8-5(a)(1)~~**2-7-6(1)** if:

(1) it contains a certification by a~~n~~ "**responsible** ~~authorized individual~~**official**", as defined by 326 IAC ~~2-1.1-1(1)~~ **2-7-1(34)**, and

(2) ***

(b) ***

(c) a~~n~~ "**responsible** ~~authorized individual~~**official"** is defined at 326 IAC ~~2-1.1-1(1)~~ **2-7-1(34).**

B.9 Annual Compliance Certification ~~[326 IAC 2-8-5(a)(1)]~~ **[326 IAC 2-7-6(5)]**

(a) The Permittee shall annually submit a compliance certification report which addresses the status of the source's compliance with the terms and conditions contained in this permit, including emission limitations, standards, or work practices. **The initial** ~~All~~ certifications shall cover the time period ~~from~~ **the date of final permit issuance through** ~~January 1 to~~ December 31 of the ~~previous~~ **same** year. **All Subsequent certifications**

shall cover the time period from January 1 to December 31 of the previous year, and shall be submitted no later than July 1 of each year to:

Indiana Department of Environmental Management
Compliance and Enforcement Branch, Office of Air Quality
100 North Senate Avenue
MC 61-53 IGCN 1003
Indianapolis, Indiana 46204-2251

and

United States Environmental Protection Agency, Region V
Air and Radiation Division, Air Enforcement Branch - Indiana (AE-17J)
77 West Jackson Boulevard
Chicago, Illinois 60604-3590

(b) ***

(c) The annual compliance certification report shall include the following:

(1) ***

(2) ***

(3) ***

(4) The methods used for determining the compliance status of the source, currently and over the reporting period consistent with 326 IAC 2~~-8-4~~**-7-5**(3); and

(5) ***

The submittal by the Permittee does require a certification that meets the requirements of 326 IAC 2~~-8-5(a)~~**-7-6**(1) by a~~n~~ "**responsible** ~~authorized individual~~**official"** as defined by 326 IAC 2~~-1.1-1(1).~~**-7-1(34).**

~~B.10 Compliance Order Issuance [326 IAC 2-8-5(b)]~~

~~IDEM, OAQ may issue a compliance order to this Permittee upon discovery that this permit is in nonconformance with an applicable requirement. The order may require immediate compliance or contain a schedule for expeditious compliance with the applicable requirement.~~

B.~~11~~**10** Preventive Maintenance Plan [326 IAC 1-6-3]~~[326 IAC 2-8-4(9)][326 IAC 2-8-5(a)(1)]~~**[326 IAC 2-7-5(12)]**

~~(a) A Preventive Maintenance Plan meets the requirements of 326 IAC 1-6-3 if it includes, at a minimum:~~

~~(1) Identification of the individual(s) responsible for inspecting, maintaining, and repairing emission control devices;~~

~~(2) A description of the items or conditions that will be inspected and the inspection schedule for said items or conditions; and~~

~~(3) Identification and quantification of the replacement parts that will be maintained in inventory for quick replacement.~~

~~The Permittee shall implement the PMPs.~~

(~~b~~**a**) If required by specific condition(s) in Section D of this permit ~~where no PMP was previously required~~, the Permittee shall prepare and maintain Preventive Maintenance Plans (PMPs) no later than ninety (90) days after issuance of this permit or ninety (90) days after initial start-up, whichever is later, including the following information on each facility:

(1) ***

(2) ***

(3) ***

If, due to circumstances beyond the Permittee's control, the PMPs cannot be prepared and maintained within the above time frame, the Permittee may extend the date an additional ninety (90) days provided the Permittee notifies:

Indiana Department of Environmental Management
Compliance and Enforcement Branch, Office of Air Quality
100 North Senate Avenue
MC 61-53 IGCN 1003
Indianapolis, Indiana 46204-2251

The PMP extension notification does not require a certification that meets the requirements of ~~326 IAC 2-8-5(a)(1)~~ **326 IAC 2-7-6(1)** by a~~n~~ "**responsible** ~~authorized individual~~**official"** as defined by ~~326 IAC 2-1.1-1(1).~~ **326 IAC 2-7-1(34)**

The Permittee shall implement the PMPs.

(~~c~~**b**) A copy of the PMPs shall be submitted to IDEM, OAQ upon request and within a reasonable time, and shall be subject to review and approval by IDEM, OAQ. IDEM, OAQ may require the Permittee to revise its PMPs whenever lack of proper maintenance causes or is the primary contributor to an exceedance of any limitation on emissions. The PMPs and their submittal do not require a certification that meets the requirements of ~~326 IAC 2-8-5(a)(1)~~ **326 IAC 2-7-6(1)** by a~~n~~ "**responsible** ~~authorized individual~~**official"** as defined by ~~326 IAC 2-1.1-1(1).~~ **326 IAC 2-7-1(34)**

(~~d~~**c**) To the extent the Permittee is required by 40 CFR Part 60/63 to have an Operation Maintenance, and Monitoring (OMM) Plan for a unit, such Plan is deemed to satisfy the PMP requirements of 326 IAC 1-6-3 for that unit.

B.~~12~~**11** Emergency Provisions [326 IAC ~~2-8-12~~]**2-7-16]**

(a) An emergency, as defined in 326 IAC 2-7-1(12), is not an affirmative defense for an action brought for noncompliance with a federal or state health-based emission limitation ~~except as provided in 326 IAC 2-8-12~~.

(b) An emergency, as defined in 326 IAC 2-7-1(12), constitutes an affirmative defense to an action brought for noncompliance with a ~~health-based or~~ technology-based emission limitation if the affirmative defense of an emergency is demonstrated through properly signed, contemporaneous operating logs or other relevant evidence that describe the following:

(1) ***

(2) ***

(3) ***

(4) ***

(5) For each emergency lasting one (1) hour or more, the Permittee submitted the attached Emergency Occurrence Report Form or its equivalent, either by mail or facsimile to:

Indiana Department of Environmental Management
Compliance and Enforcement Branch, Office of Air Quality
100 North Senate Avenue
MC 61-53 IGCN 1003
Indianapolis, Indiana 46204-2251

within two (2) working days of the time when emission limitations were exceeded due to the emergency.

The notice fulfills the requirement of ~~326 IAC 2-8-4(3)(C)(ii)~~**326 IAC 2-7-5(3)(C)(ii)** and must contain the following:

(A) ***

(B) ***

(C) ***

The notification which shall be submitted by the Permittee does not require a certification that meets the requirements of ~~326 IAC 2-8-5(a)(1)~~ **326 IAC 2-7-6(1)** by a~~n~~ "**responsible** ~~authorized individual~~**official"** as defined by ~~326 IAC 2-1.1-1(1).~~ **326 IAC 2-7-1(34)**.

(6) ***

(c) ***

(d) ***

(e) The Permittee seeking to establish the occurrence of an emergency shall make records available upon request to ensure that failure to implement a PMP did not cause or contribute to an exceedance of any limitations on emissions. However, IDEM, OAQ may require that the Preventive Maintenance Plans required under ~~326 IAC 2-8-3(c)(6)~~ **326 IAC 2-7-4(c)(8)** be revised in response to an emergency.

(f) Failure to notify IDEM, OAQ by telephone or facsimile of an emergency lasting more than one (1) hour in accordance with (b)(4) and (5) of this condition shall constitute a violation of 326 IAC 2-~~8~~**7** and any other applicable rules.

~~(g) Operations may continue during an emergency only if the following conditions are met:~~

~~(1) If the emergency situation causes a deviation from a technology-based limit, the Permittee may continue to operate the affected emitting facilities during the emergency provided the Permittee immediately takes all reasonable steps to correct the emergency and minimize emissions.~~

~~(2) If an emergency situation causes a deviation from a health-based limit, the Permittee may not continue to operate the affected emissions facilities unless:~~

~~(A) The Permittee immediately takes all reasonable steps to correct the emergency situation and to minimize emissions; and~~

~~(B) Continued operation of the facilities is necessary to prevent imminent injury to persons, severe damage to equipment, substantial loss of capital investment, or loss of product or raw material of substantial economic value.~~

~~Any operations shall continue no longer than the minimum time required to prevent the situations identified in (g)(2)(B) of this condition.~~

(g) If the emergency situation causes a deviation from a technology-based limit, the Permittee may continue to operate the affected emitting facilities during the emergency provided the Permittee immediately takes all reasonable steps to correct the emergency and minimize emissions.

B.12 Permit Shield [326 IAC 2-7-15][326 IAC 2-7-20][326 IAC 2-7-12]

(a) Pursuant to 326 IAC 2-7-15, the Permittee has been granted a permit shield. The permit shield provides that compliance with the conditions of this permit shall be deemed compliance with any applicable requirements as of the date of permit issuance, provided that either the applicable requirements are included and specifically identified in this permit or the permit contains an explicit determination or concise summary of a determination that other specifically identified requirements are not applicable. The Indiana statutes from IC 13 and rules from 326 IAC, referenced in conditions in this permit, are those applicable at the time the permit was issued. The issuance or possession of this permit shall not alone constitute a defense against an alleged violation of any law, regulation or standard, except for the requirement to obtain a Part 70 permit under 326 IAC 2-7 or for applicable requirements for which a permit shield has been granted.

This permit shield does not extend to applicable requirements which are promulgated after the date of issuance of this permit unless this permit has been modified to reflect such new requirements.

(b) If, after issuance of this permit, it is determined that the permit is in nonconformance with an applicable requirement that applied to the source on the date of permit issuance, IDEM, OAQ, shall immediately take steps to reopen and revise this permit and issue a compliance order to the Permittee to ensure expeditious compliance with the applicable requirement until the permit is reissued. The permit shield shall continue in effect so long as the Permittee is in compliance with the compliance order.

(c) No permit shield shall apply to any permit term or condition that is determined after issuance of this permit to have been based on erroneous information supplied in the permit application. Erroneous information means information that the Permittee knew to be false, or in the exercise of reasonable care should have been known to be false, at the time the information was submitted.

(d) Nothing in 326 IAC 2-7-15 or in this permit shall alter or affect the following:

(1) The provisions of Section 303 of the Clean Air Act (emergency orders), including the authority of the U.S. EPA under Section 303 of the Clean Air Act;

(2) The liability of the Permittee for any violation of applicable requirements prior to or at the time of this permit's issuance;

(3) The applicable requirements of the acid rain program, consistent with Section 408(a) of the Clean Air Act; and

(4) The ability of U.S. EPA to obtain information from the Permittee under Section 114 of the Clean Air Act.

(e) This permit shield is not applicable to any change made under 326 IAC 2-7-20(b)(2) (Sections 502(b)(10) of the Clean Air Act changes) and 326 IAC 2-7-20(c)(2) (trading based on State Implementation Plan (SIP) provisions).

(f) This permit shield is not applicable to modifications eligible for group processing until after IDEM, OAQ, has issued the modifications. [326 IAC 2-7-12(c)(7)]

(g) This permit shield is not applicable to minor Part 70 permit modifications until after IDEM, OAQ, has issued the modification. [326 IAC 2-7-12(b)(8)]

B.13 Prior Permits Superseded [326 IAC 2-1.1-9.5]**[326 IAC 2-7-10.5]**

(a) All terms and conditions of permits established prior to ~~F~~**T**107~~-29252-~~**-31939-**00009 and issued pursuant to permitting programs approved into the state implementation plan have been either:

(1) ***

(2) revised, **under 326 IAC 2-7-10.5** or

(3) Deleted **under 326 IAC 2-7-10.5.**

(b) **Provided that all terms and conditions are accurately reflected in this permit,** all previous registrations and permits are superseded by this ~~permit~~ **Part 70 operating permit.**

B.14 Termination of Right to Operate ~~[326 IAC 2-8-9][326 IAC 2-8-3(h)]~~
[326 IAC 2-7-10][326 IAC 2-7-4(a)]

The Permittee's right to operate this source terminates with the expiration of this permit unless a timely and complete renewal application is submitted at least nine (9) months prior to the date of expiration of the source's existing permit, consistent with ~~326 IAC 2-8-3(h) and 326 IAC 2-8-9~~**326 IAC 2-7-3 and 326 IAC 2-7-4(a).**

B.15 Permit Modification, Reopening, Revocation and Reissuance, or Termination
~~[326 IAC 2-8-4(5)(C)][326 IAC 2-8-7(a)][326 IAC 2-8-8]~~
[326 IAC 2-7-5(6)(C)][326 IAC 2-7-8(a)][326 IAC 2-7-9]

(a) This permit may be modified, reopened, revoked and reissued, or terminated for cause. The filing of a request by the Permittee for a ~~Federally Enforceable State Operating~~ **Part 70 Operating** Permit modification, revocation and reissuance, or termination, or of a notification of planned changes or anticipated noncompliance does not stay any condition of this permit. ~~[326 IAC 2-8-4(5)(C)]~~ **[326 IAC 2-7-5(6)(C)]** The notification by the Permittee does require a certification that meets the requirements of ~~326 IAC 2-8-5(a)(1)~~ **326 IAC 2-7-6(1)** by a~~n~~ "**responsible** ~~authorized individual~~**official"** as defined by ~~326 IAC 2-1.1-1(1).~~ **326 IAC 2-7-1(34)**..

(b) This permit shall be reopened and revised under any of the circumstances listed in IC 13-15-7-2 or if IDEM, OAQ determines any of the following:

(1) ***

(2) ***

(3) That this permit must be revised or revoked to assure compliance with an applicable requirement. ~~[326 IAC 2-8-8(a)]~~ **[326 IAC 2-7-9(a)(3)]**

(c) Proceedings by IDEM, OAQ to reopen and revise this permit shall follow the same procedures as apply to initial permit issuance and shall affect only those parts of this permit for which cause to reopen exists. Such reopening and revision shall be made as expeditiously as practicable. ~~[326 IAC 2-8-8(b)]~~ **[326 IAC 2-7-9(b)]**

(d) The reopening and revision of this permit, under ~~326 IAC 2-8-8(a),~~ **326 IAC 2-7-9(a),** shall not be initiated before notice of such intent is provided to the Permittee by IDEM, OAQ at least thirty (30) days in advance of the date this permit is to be reopened, except that IDEM, OAQ may provide a shorter time period in the case of an emergency. ~~[326 IAC 2-8-8(c)]~~ **[326 IAC 2-7-9(c)]**

B.16 Permit Renewal ~~[326 IAC 2-8-3(h)]~~ **[326 IAC 2-7-3][326 IAC 2-7-4][326 IAC 2-7-8(e)]**

(a) The application for renewal shall be submitted using the application form or forms prescribed by IDEM, OAQ and shall include the information specified in ~~326 IAC 2-8-3~~ **326 IAC 2-7-4**. Such information shall be included in the application for each emission unit at this source, except those emission units included on the trivial or insignificant activities list contained in 326 IAC 2-7-1(21) and 326 IAC 2-7-1(40). The renewal application does require a certification that meets the requirements of ~~326 IAC 2-8-5(a)(1)~~ **326 IAC 2-7-6(1)** by a~~n~~ "**responsible** ~~authorized individual~~**official"** as defined by ~~326 IAC 2-1.1-1(1).~~ **326 IAC 2-7-1(34)**.

Request for renewal shall be submitted to:

Indiana Department of Environmental Management
Permit Administration and Support Section, Office of Air Quality
100 North Senate Avenue
MC 61-53 IGCN 1003
Indianapolis, Indiana 46204-2251

(b) ***

(c) If the Permittee submits a timely and complete application for renewal of this permit, the source's failure to have a permit is not a violation of ~~326 IAC 2-8~~ **326 IAC 2-7** until IDEM, OAQ takes final action on the renewal application, except that this protection shall cease to apply if, subsequent to the completeness determination, the Permittee fails to submit by the deadline specified, pursuant to ~~326 IAC 2-8-3(g)~~, **326 IAC 2-7-4(a)(2)(D),** in writing by IDEM, OAQ any additional information identified as being needed to process the application.

B.17 Permit Amendment or ~~Revision~~ **Modification** ~~[326 IAC 2-8-10][326 IAC 2-8-11.1]~~ **[326 IAC 2-7-11][326 IAC 2-7-12]**

(a) Permit amendments and ~~revisions~~ **Modification** are governed by the requirements of ~~326 IAC 2-8-10 or 326 IAC 2-8-11.1~~ **326 IAC 2-7-11 or 326 IAC 2-7-12** whenever the Permittee seeks to amend or modify this permit.

(b) Any application requesting an amendment or modification of this permit shall be submitted to:

Indiana Department of Environmental Management
Permit Administration and Support Section, Office of Air Quality
100 North Senate Avenue
MC 61-53 IGCN 1003
Indianapolis, Indiana 46204-2251

Any such application does require a certification that meets the requirements of ~~326 IAC 2-8-5(a)(1)~~ **326 IAC 2-7-6(1)** by a~~n~~ "**responsible** ~~authorized individual~~**official"** as defined by ~~326 IAC 2-1.1-1(1).~~ **326 IAC 2-7-1(34)**.

(c) The Permittee may implement administrative amendment changes addressed in the request for an administrative amendment immediately upon submittal of the request. ~~[326 IAC 2-8-10(b)(3)]~~ **[326 IAC 2-7-11(c)(3)]**

B.18 Permit Revision Under Economic Incentives and Other Programs [326 IAC 2-7-5(8)][326 IAC 2-7-12(b)(2)]

(a) No Part 70 permit revision or notice shall be required under any approved economic incentives, marketable Part 70 permits, emissions trading, and other similar programs or processes for changes that are provided for in a Part 70 permit.

(b) Notwithstanding 326 IAC 2-7-12(b)(1) and 326 IAC 2-7-12(c)(1), minor Part 70 permit modification procedures may be used for Part 70 modifications involving the use of economic incentives, marketable Part 70 permits, emissions trading, and other similar approaches to the extent that such minor Part 70 permit modification procedures are explicitly provided for in the applicable State Implementation Plan (SIP) or in applicable requirements promulgated or approved by the U.S. EPA.

B.~~18~~**19** Operational Flexibility ~~[326 IAC 2-8-15][326 IAC 2-8-11.1]~~ **[326 IAC 2-7-20][326 IAC 2-7-10.5]**

(a) The Permittee may make any change or changes at the source that are described in ~~326 IAC 2-8-15(b) through (d)~~ **326 IAC 2-7-20(b) or (c)** without a prior permit revision, if each of the following conditions is met:

(1) ***

(2) Any **preconstruction** approval required by 326 IAC ~~2-8-11.1~~ **2-7-10.5** has been obtained;

(3) ***

(4) ***

(5) The Permittee maintains records on-site, on a rolling five (5) year basis, which document all such changes and emission trades that are subject to **326 IAC 2-7-20(b)(1) and (c)(1).** ~~326 IAC 2-8-15(b) through (d)~~. The Permittee shall make such records available, upon reasonable request, for public review.

Such records shall consist of all information required to be submitted to IDEM, OAQ in the notices specified in **326 IAC 2-7-20(b)(1) and (c)(1).**

(b) The Permittee may make Section 502(b)(10) of the Clean Air Act changes (this term is defined at 326 IAC 2-7-1(36)) without a permit revision, subject to the constraint

of 326 IAC 2-7-20(a). For each such Section 502(b)(10) of the Clean Air Act change, the required written notification shall include the following:

(1) A brief description of the change within the source;

(2) The date on which the change will occur;

(3) Any change in emissions; and

(4) Any permit term or condition that is no longer applicable as a result of the change.

The notification which shall be submitted is not considered an application form, report or compliance certification. Therefore, the notification by the Permittee does not require a certification that meets the requirements of 326 IAC 2-7-6(1) by a "responsible official" as defined by 326 IAC 2-7-1(34).

(~~b~~**c**) Emission Trades ~~[326 IAC 2-8-15(c)]~~ **[326 IAC 2-7-20(c)]**
The Permittee may trade emissions increases and decreases at the source, where the applicable SIP provides for such emission trades without requiring a permit revision, subject to the constraints of Section (a) of this condition and those in ~~326 IAC 2-8-15(c).~~ **326 IAC 2-7-20(c).**

(~~c~~**d**) Alternative Operating Scenarios ~~[326 IAC 2-8-15(d)]~~ **[326 IAC 2-7-20(d)]**
The Permittee may make changes at the source within the range of alternative operating scenarios that are described in the terms and conditions of this permit in accordance with ~~326 IAC 2-8-4(7).~~ **326 IAC 2-7-5(9).** No prior notification of IDEM, OAQ, or U.S. EPA is required.

(~~d~~**e**) Backup fuel switches specifically addressed in, and limited under, Section D of this permit shall not be considered alternative operating scenarios. Therefore, the notification requirements of part (a) of this condition do not apply.

B.~~19~~**20** Source Modification Requirement ~~[326 IAC 2-8-11.1]~~ **[326 IAC 2-7-10.5]**

***

B.~~20~~**21** Inspection and Entry ~~[326 IAC 2-8-5(a)(2)]~~[IC 13-14-2-2][IC 13-17-3-2][IC 13-30-3-1] **[326 IAC 2-7-6]**

Upon presentation of proper identification cards, credentials, and other documents as may be required by law, and subject to the Permittee's right under all applicable laws and regulations to assert that the information collected by the agency is confidential and entitled to be treated as such, the Permittee shall allow IDEM, OAQ, U.S. EPA, or an authorized representative to perform the following:

(a) Enter upon the Permittee's premises where a ~~FESOP~~ **Part 70** source is located, or emissions related activity is conducted, or where records must be kept under the conditions of this permit;

(b) As authorized by the Clean Air Act, IC 13-14-2-2, IC 13-17-3-2, and IC 13-30-3-1, have access to and copy, ~~at reasonable times~~, any records that must be kept under the conditions of this permit;

(c) As authorized by the Clean Air Act, IC 13-14-2-2, IC 13-17-3-2, and IC 13-30-3-1, inspect~~, at reasonable times,~~ any facilities, equipment (including monitoring and air

pollution control equipment), practices, or operations regulated or required under this permit;

(d) As authorized by the Clean Air Act, IC 13-14-2-2, IC 13-17-3-2, and IC 13-30-3-1, sample or monitor~~, at reasonable times,~~ substances or parameters for the purpose of assuring compliance with this permit or applicable requirements; and

(e) ***

B.~~21~~**22** Transfer of Ownership or Operational Control ~~[326 IAC 2-8-10]~~ **[326 IAC 2-7-11]**

(a) The Permittee must comply with the requirements of ~~326 IAC 2-8-10~~**326 IAC 2-7-11** whenever the Permittee seeks to change the ownership or operational control of the source and no other change in the permit is necessary.

(b) Any application requesting a change in the ownership or operational control of the source shall contain a written agreement containing a specific date for transfer of permit responsibility, coverage and liability between the current and new Permittee. The application shall be submitted to:

Indiana Department of Environmental Management
Permit Administration and Support Section, Office of Air Quality
100 North Senate Avenue
MC 61-53 IGCN 1003
Indianapolis, Indiana 46204-2251

Any such application does require a certification that meets the requirements of ~~326 IAC 2-8-5(a)(1)~~ **326 IAC 2-7-6(1)** by a~~n~~ "**responsible** ~~authorized individual~~**official"** as defined by ~~326 IAC 2-1.1-1(1).~~ **326 IAC 2-7-1(34)**.

(c) The Permittee may implement administrative amendment changes addressed in the request for an administrative amendment immediately upon submittal of the request. ~~[326 IAC 2-8-10(b)(3)]~~ **[326 IAC 2-7-11(c)(3)]**

B.~~22~~**23** Annual Fee Payment [326 IAC 2-7-19] ~~[326 IAC 2-8-4(6)] [326 IAC 2-8-16]~~ [326 IAC 2-1.1-7] **[326 IAC 2-7-5(7)]**

(a) The Permittee shall pay annual fees to IDEM, OAQ ~~no later than~~ **within** thirty (30) calendar days of receipt of a billing. Pursuant to 326 IAC 2-7-19(b), if the Permittee does not receive a bill from IDEM, OAQ the applicable fee is due April 1 of each year.

(b) **Except as provided in 326 IAC 2-7-19(e),** failure to pay may result in administrative enforcement action or revocation of this permit.

(c) ***

B.~~23~~**24** Credible Evidence ~~[326 IAC 2-8-4(3)][326 IAC 2-8-5]~~ [62 FR 8314] [326 IAC 1-1-6] **[326 IAC 2-7-5(3)][326 IAC 2-7-6]**

***

SECTION C SOURCE OPERATION CONDITIONS

Entire Source

Emission Limitations and Standards ~~[326 IAC 2-8-4(1)]~~ [326 IAC 2-7-5(1)]

~~C.2 Overall Source Limit [326 IAC 2-8]~~

~~The purpose of this permit is to limit this source's potential to emit to less than major source levels for the purpose of Section 502(a) of the Clean Air Act.~~

~~(a) Pursuant to 326 IAC 2-8:~~

~~(1) The potential to emit any regulated pollutant, except particulate matter (PM), from the entire source shall be limited to less than one hundred (100) tons per twelve (12) consecutive month period.~~

~~(2) The potential to emit any individual hazardous air pollutant (HAP) from the entire source shall be limited to less than ten (10) tons per twelve (12) consecutive month period; and~~

~~(3) The potential to emit any combination of HAPs from the entire source shall be limited to less than twenty-five (25) tons per twelve (12) consecutive month period.~~

~~(b) Pursuant to 326 IAC 2-2 (PSD), potential to emit particulate matter (PM) from the entire source shall be limited to less than two hundred fifty (250) tons per twelve (12) consecutive month period.~~

~~(c) This condition shall include all emission points at this source including those that are insignificant as defined in 326 IAC 2-7-1(21). The source shall be allowed to add insignificant activities not already listed in this permit, provided that the source's potential to emit does not exceed the above specified limits.~~

~~(d) Section D of this permit contains independently enforceable provisions to satisfy this requirement.~~

C.~~3~~**2** Opacity [326 IAC 5-1]

***

C.~~4~~**3** Open Burning [326 IAC 4-1] [IC 13-17-9]

***

C.~~5~~**4** Incineration [326 IAC 4-2] [326 IAC 9-1-2]

***

C.~~6~~**5** Fugitive Dust Emissions [326 IAC 6-4]

***

C.~~7~~**6** Fugitive Particulate Matter Emission Limitations [326 IAC 6-5]

Pursuant to 326 IAC 6-5 (Fugitive Particulate Matter Emission Limitations), fugitive particulate matter emissions shall be controlled according to the attached plan as in Attachment A. **The provisions of 326 IAC 6-5 are not federally enforceable.**

C.~~8~~**7** Stack Height [326 IAC 1-7]

The Permittee shall comply with the applicable provisions of 326 IAC 1-7 (Stack Height Provisions), for all exhaust stacks through which a potential (before controls) of twenty-five (25) tons per year or more of particulate matter or sulfur dioxide is emitted. **The provisions of 326 IAC 1-7-1(3), 326 IAC 1-7-2, 326 IAC 1-7-3(c) and (d), 326 IAC 1-7-4, and 326 IAC 1-7-5(a), (b), and (d) are not federally enforceable.**

C.~~9~~**8** Asbestos Abatement Projects [326 IAC 14-10] [326 IAC 18] [40 CFR 61, Subpart M]

(a) ***

(b) ***

(c) ***

(d) The notice to be submitted shall include the information enumerated in 326 IAC 14-10-3(3).

All required notifications shall be submitted to:

Indiana Department of Environmental Management
Compliance and Enforcement Branch, Office of Air Quality
100 North Senate Avenue
MC 61-53 IGCN 1003
Indianapolis, Indiana 46204-2251

The notice shall include a signed certification from the owner or operator that the information provided in this notification is correct and that only Indiana licensed workers and project supervisors will be used to implement the asbestos removal project. The notifications do not require a certification that meets the requirements of ~~326 IAC 2-8-5(a)(1)~~ **326 IAC 2-7-6(1)** by a~~n~~ "**responsible** ~~authorized individual~~**official"** as defined by ~~326 IAC 2-1.1-1(1).~~ **326 IAC 2-7-1(34)**.

(e) ***

(f) ***

(g) Indiana Licensed Asbestos Inspector
The Permittee shall comply with 326 IAC 14-10-1(a) that requires the owner or operator, prior to a renovation/demolition, to use an Indiana Licensed Asbestos Inspector to thoroughly inspect the affected portion of the facility for the presence of asbestos. **The requirement to use an Indiana Licensed Asbestos inspector is not federally enforceable**

Testing Requirements ~~[326 IAC 2-8-4(3)]~~ [326 IAC 2-7-6(1)]

C.~~10~~**9** Performance Testing [326 IAC 3-6]

(a) For performance testing required by this permit, a test protocol, except as provided elsewhere in this permit, shall be submitted to:

Indiana Department of Environmental Management
Compliance and Enforcement Branch, Office of Air Quality
100 North Senate Avenue
MC 61-53 IGCN 1003
Indianapolis, Indiana 46204-2251

no later than thirty-five (35) days prior to the intended test date. The protocol submitted by the Permittee does not require a certification that meets the requirements of ~~326 IAC 2-8-5(a)(1)~~ **326 IAC 2-7-6(1)** by a~~n~~ "**responsible** ~~authorized individual~~**official"**as defined by ~~326 IAC 2-1.1-1(1).~~ **326 IAC 2-7-1(34)**.

(b) The Permittee shall notify IDEM, OAQ of the actual test date at least fourteen (14) days prior to the actual test date. The notification submitted by the Permittee does not require a certification that meets the requirements of ~~326 IAC 2-8-5(a)(1)~~ **326 IAC 2-7-6(1)** by a~~n~~ "**responsible** ~~authorized individual~~**official"** as defined by ~~326 IAC 2-1.1-1(1).~~ **326 IAC 2-7-1(34)**.

(c) ***

Compliance Requirements [326 IAC 2-1.1-11]

C.1~~1~~**0** Compliance Requirements [326 IAC 2-1.1-11]

***

Compliance Monitoring Requirements ~~[326 IAC 2-8-4][326 IAC 2-8-5(a)(1)]~~ [326 IAC 2-7-5(1)][326 IAC 2-7-6(1)]

C.1~~2~~**1** Compliance Monitoring ~~[326 IAC 2-8-4(3)][326 IAC 2-8-5(a)(1)]~~ **[326 IAC 2-7-5(3)][326 IAC 2-7-6(1)]**

Unless otherwise specified in this permit, for all monitoring requirements not already legally required, the Permittee shall be allowed up to ninety (90) days from the date of permit issuance or of initial start-up, whichever is later, to begin such monitoring. If due to circumstances beyond the Permittee's control, any monitoring equipment required by this permit cannot be installed and operated no later than ninety (90) days after permit issuance or the date of initial startup, whichever is later, the Permittee may extend the compliance schedule related to the equipment for an additional ninety (90) days provided the Permittee notifies:

Indiana Department of Environmental Management
Compliance and Enforcement Branch, Office of Air Quality
100 North Senate Avenue
MC 61-53 IGCN 1003
Indianapolis, Indiana 46204-2251

in writing, prior to the end of the initial ninety (90) day compliance schedule, with full justification of the reasons for the inability to meet this date.

The notification which shall be submitted by the Permittee does require a certification that meets the requirements of ~~326 IAC 2-8-5(a)(1)~~ **326 IAC 2-7-6(1)** by a~~n~~ "**responsible** ~~authorized individual~~**official"** as defined by ~~326 IAC 2-1.1-1(1).~~ **326 IAC 2-7-1(34)**.

Unless otherwise specified in the approval for the new emission unit(s), compliance monitoring for new emission units or emission units added through a **source modification** ~~permit revision~~ shall be implemented when operation begins.

C.1~~3~~**2** Instrument Specifications [326 IAC 2-1.1-11] ~~[326 IAC 2-8-4(3)][326 IAC 2-8-5(1)]~~ **[326 IAC 2-7-5(3)] [326 IAC 2-7-6(1)]**

***

Corrective Actions and Response Steps ~~[326 IAC 2-8-4][326 IAC 2-8-5(a)(1)]~~ [326 IAC 2-7-5][326 IAC 2-7-6]

C.1~~4~~**3** Emergency Reduction Plans [326 IAC 1-5-2] [326 IAC 1-5-3]

Pursuant to 326 IAC 1-5-2 (Emergency Reduction Plans; Submission):

(a) The Permittee shall prepare written emergency reduction plans (ERPs) consistent with safe operating procedures.

(b) These ERPs shall be submitted for approval to:

Indiana Department of Environmental Management
Compliance and Enforcement Branch, Office of Air Quality
100 North Senate Avenue
MC 61-53 IGCN 1003
Indianapolis, Indiana 46204-2251

no later than ninety (90) days after the date of issuance of this permit.

The ERP does require a certification that meets the requirements of 326 IAC 2-7-6(1) by a "responsible official" as defined by 326 IAC 2-7-1(34).

(c) If the ERP is disapproved by IDEM, OAQ, the Permittee shall have an additional thirty (30) days to resolve the differences and submit an approvable ERP.

(d) These ERPs shall state those actions that will be taken, when each episode level is declared, to reduce or eliminate emissions of the appropriate air pollutants.

(e) Said ERPs shall also identify the sources of air pollutants, the approximate amount of reduction of the pollutants, and a brief description of the manner in which the reduction will be achieved.

~~(a) The Permittee shall maintain the most recently submitted written emergency reduction plans (ERPs) consistent with safe operating procedures.~~

(b) ***

C.1~~5~~**4** Risk Management Plan ~~[326 IAC 2-8-4]~~ [40 CFR 68] **[326 IAC 2-7-5(12)]**

***

C.1~~6~~**5** Response to Excursions or Exceedances ~~[326 IAC 2-8-4] [326 IAC 2-8-5]~~ **[326 IAC 2-7-5] [326 IAC 2-7-6]**

***

C.1~~7~~**6** Actions Related to Noncompliance Demonstrated by a Stack Test ~~[326 IAC 2-8-4][326 IAC 2-8-5]~~ **[326 IAC 2-7-5][326 IAC 2-7-6]**

(a) ***

(b) ***

(c) ***

The response action documents submitted pursuant to this condition do require a certification that meets the requirements of ~~326 IAC 2-8-5(a)(1)~~ **326 IAC 2-7-6(1)** by a~~n~~ "**responsible** ~~authorized individual~~**official"** as defined by ~~326 IAC 2-1.1-1(1).~~ **326 IAC 2-7-1(34)**.

Record Keeping and Reporting Requirements ~~[326 IAC 2-8-4(3)]~~ [326 IAC 2-7-5(3)] [326 IAC 2-7-19]

C.17 Emission Statement
[326 IAC 2-7-5(3)(C)(iii)][326 IAC 2-7-5(7)][326 IAC 2-7-19(c)][326 IAC 2-6]

Pursuant to 326 IAC 2-6-3(b)(2), starting in 2005 and every three (3) years thereafter, the Permittee shall submit by July 1 an emission statement covering the previous calendar year. The emission statement shall contain, at a minimum, the information specified in 326 IAC 2-6-4(c) and shall meet the following requirements:

(1) Indicate estimated actual emissions of all pollutants listed in 326 IAC 2-6-4(a);

(2) Indicate estimated actual emissions of regulated pollutants as defined by 326 IAC 2-7-1(32) ("Regulated pollutant, which is used only for purposes of Section 19 of this rule") from the source, for purpose of fee assessment.

The statement must be submitted to:

Indiana Department of Environmental Management
Technical Support and Modeling Section, Office of Air Quality
100 North Senate Avenue
MC 61-50 IGCN 1003
Indianapolis, Indiana 46204-2251

The emission statement does require a certification that meets the requirements of 326 IAC 2-7-6(1) by a "responsible official" as defined by 326 IAC 2-7-1(34).

C.18 General Record Keeping Requirements ~~[326 IAC 2-8-4(3)] [326 IAC 2-8-5]~~ **[326 IAC 2-7-5(3)] [326 IAC 2-7-6]**

(a) Records of all required monitoring data, reports and support information required by this permit shall be retained for a period of at least five (5) years from the date of monitoring sample, measurement, report, or application. **Support information includes the following:**

(AA) All calibration and maintenance records.
(BB) All original strip chart recordings for continuous monitoring instrumentation.
(CC) Copies of all reports required by the Part 70 permit.

Records of required monitoring information include the following:

(AA) The date, place, as defined in this permit, and time of sampling or measurements.
(BB) The dates analyses were performed.
(CC) The company or entity that performed the analyses.
(DD) The analytical techniques or methods used.
(EE) The results of such analyses.
(FF) The operating conditions as existing at the time of sampling or measurement.

These records shall be physically present or electronically accessible at the source location for a minimum of three (3) years. The records may be stored elsewhere for the

remaining two (2) years as long as they are available upon request. If the Commissioner makes a request for records to the Permittee, the Permittee shall furnish the records to the Commissioner within a reasonable time.

(b) ***

C.19 General Reporting Requirements ~~[326 IAC 2-8-4(3)(C)]~~ [326 IAC 2-1.1-11] **[326 IAC 2-7-5(3)(C)]**

(a) The Permittee shall submit the attached Quarterly Deviation and Compliance Monitoring Report or its equivalent. **Proper notice submittal under Section B –Emergency Provisions satisfies the reporting requirements of this paragraph.** Any deviation from permit requirements, the date(s) of each deviation, the cause of the deviation, and the response steps taken must be reported except that a deviation required to be reported pursuant to an applicable requirement that exists independent of this permit, shall be reported according to the schedule stated in the applicable requirement and does not need to be included in this report. This report shall be submitted not later than thirty (30) days after the end of the reporting period. The Quarterly Deviation and Compliance Monitoring Report shall include a certification that meets the requirements of ~~326 IAC 2-8-5(a)(1)~~ **326 IAC 2-7-6(1)** by a~~n~~ "**responsible** ~~authorized individual~~**official"** as defined by ~~326 IAC 2-1.1-1(1).~~ **326 IAC 2-7-1(34)**. A deviation is an exceedance of a permit limitation or a failure to comply with a requirement of the permit.

(b) The address for report submittal is:

Indiana Department of Environmental Management
Compliance and Enforcement Branch, Office of Air Quality
100 North Senate Avenue
MC 61-53 IGCN 1003
Indianapolis, Indiana 46204-2251

(c) Unless otherwise specified in this permit, any notice, report, or other submission required by this permit shall be considered timely if the date postmarked on the envelope or certified mail receipt, or affixed by the shipper on the private shipping receipt, is on or before the date it is due. If the document is submitted by any other means, it shall be considered timely if received by IDEM, OAQ on or before the date it is due.

(d) **The first report shall cover the period commencing on the date of issuance of this permit or the date of initial start-up, whichever is later, and ending on the last day of the reporting period.** Reporting periods are based on calendar years, unless otherwise specified in this permit. For the purpose of this permit “calendar year” means the twelve (12) month period from January 1 to December 31 inclusive.

Stratospheric Ozone Protection

C.20 Compliance with 40 CFR 82 and 326 IAC 22-1

Pursuant to 40 CFR 82 (Protection of Stratospheric Ozone), Subpart F, except as provided for motor vehicle air conditioners in Subpart B, the Permittee shall comply with applicable standards for recycling and emissions reduction.

Changes Specific to Section D and E of the Permit

(a) Section D.1, D.2, D.3, D.4, D.5, and D.6 have been updated to reflect the new Part 70 language.

(b) The FESOP limits have been removed from Section D.1, D.2, D.3, D.4, D.5, and D.6.

(c) The existing PSD and HAP minor limits in Section D.1, D.2, D.3, D.4, D.5, and D.6 have

been revised .

(d) Mention of E-85 blending has been removed from Section D.5.

(e) Section E.6 has been added to reflect the federal rule applicability.

Section D and E of the permit has been revised as follows:

SECTION D.1EMISSIONS UNIT OPERATION CONDITIONS - Grain and DDGS Handling

Emissions Unit Description:

(a) One (1) corn ~~transfer~~ **receiving** system, identified as EU001, constructed in 2006, with a maximum throughput rate of 770 tons of corn per hour, with emissions controlled by baghouse CE001 and exhausting through stack EP001, and consisting of a series of:

(1) **
(2) **
(3) ***
(4) ***
(5) ***

(b) ***

(j) ***

Emission Limitations and Standards ~~[326 IAC 2-8-4(1)]~~[326 IAC 2-7-5(1)]

D.1.1 ~~FESOP and~~ PSD **Minor** Limits ~~[326 IAC 2-8-4]~~ [326 IAC 2-2]

(a) In order to render the requirements of 326 IAC 2-2 (PSD) not applicable, PM emissions from the following units shall not exceed the emission limits listed in the table below:

Unit	Stack ID	Unit Description	Control ID	PM Emission Limit (lbs/hr)
~~EU001~~	~~EP001~~	~~Corn Transfer System~~	~~CE001~~	~~1.29~~
~~EU002 - EU005~~	~~EP002~~	~~Corn Grinding System~~	~~CE002~~	~~1.20~~
~~EU035 - EU037~~	~~EP005~~	~~DDGS Handling and Loadout~~	~~CE005~~	~~0.39~~
EU001	**EP001**	**Grain Receiving System**	**CE001**	**0.32**
EU002 - EU005	**EP002**	**Corn Grinding System**	**CE002**	**1.03**
EU035 - EU037	**EP005**	**DDGS Handling and Loadout**	**CE005**	**1.13**

Note: Emission limits are combined lb/hr limits for all emission units exhausting out of each stack.

(b) ~~Pursuant to 326 IAC 2-8-4 (FESOP), and~~ in order to render the requirements of 326 IAC 2-2 (PSD) not applicable, PM10 and PM2.5 emissions from the following units shall not exceed the emission limits listed in the table below:

Unit ID	Stack ID	Unit Description	Control ID	PM10 Emission Limit (lbs/hr)	PM2.5 Emission Limit (lbs/hr)
~~EU001~~	~~EP001~~	~~Corn Transfer System~~	~~CE001~~	~~1.29~~	~~1.29~~
~~EU002 - EU005~~	~~EP002~~	~~Corn Grinding System~~	~~CE002~~	~~1.20~~	~~1.20~~
~~EU035 - EU037~~	~~EP005~~	~~DDGS Handling and Loadout~~	~~CE005~~	~~0.39~~	~~0.39~~
EU001	**EP001**	**Grain Receiving System**	**CE001**	**0.32**	**0.32**
EU002 - EU005	**EP002**	**Corn Grinding System**	**CE002**	**1.03**	**1.03**
EU035 - EU037	**EP005**	**DDGS Handling and Loadout**	**CE005**	**0.52**	**0.52**

Note: Emission limits are combined lb/hr limits for all emission units exhausting out of each stack.

Compliance with these limits in conjunction with the PM**, PM10, PM2.5 limits on Conditions D.2.1, D.3.1, D.4.1, and D.5.1 and the limits in Cargill AgHorizons - Linden Grain Elevator and the** PTE from all other emission units at this source (Plant ID #107-00061) and ~~PM emissions~~ from Cargill AgHorizons – Linden Grain Elevator (Plant ID #107-00009), shall limit the PM**, PM10, PM2.5** emissions from the entire source to less than 250 tons per ~~year~~ **twelve (12) consecutive month period** and therefore, render the requirements of 326 IAC 2-2 (PSD) not applicable.

~~Compliance with these PM10 and PM2.5 limits in conjunction with the PM10 and PM2.5 PTE from all other emissions units at this source (Plant ID #107-00061) and PM10 and PM2.5 emissions from Cargill AgHorizons – Linden Grain Elevator (Plant ID #107-00009), shall limit the PM10 and PM2.5 emissions from the entire source to less than 100 tons per year. Therefore, the requirements of 326 IAC 2-7 (Part 70 Program) and 326 IAC 2-2 (PSD) are not applicable.~~

D.1.2 Particulate Emission Limitations [326 IAC 6-3-2]

(a) Pursuant to 326 IAC 6-3-2, particulate emissions from each of following operations shall not exceed the pound per hour limit listed in the table below:

Unit ID	Unit Description	Max. Throughput Rate (tons/hr)	Particulate Emission Limit (lbs/hr)
EU001	Corn ~~Transfer~~ **Receiving** System	770	74.26
EU002	Hammermill	42	42.97
EU003	Hammermill	42	42.97
EU004	Hammermill	42	42.97
EU005	Hammermill	42	42.97
EU035	DDGS Storage	120	53.13
EU036	DDGS Conveyor	120	53.13
EU037	DDGS Loadout	120	53.13

The pounds per hour limitations were calculated using the following equation:

Interpolation and extrapolation of the data for the process weight rate in excess of sixty thousand (60,000) pounds per hour shall be accomplished by use of the equation:

$E = 55.0\ P^{0.11} - 40$ where E = rate of emission in pounds per hour; and
P = process weight rate in tons per hour

(b) ***

D.1.3 Preventive Maintenance Plan ~~[326 IAC 2-8-4(9)]~~**[326 IAC 2-7-5(12)]**

A Preventive Maintenance Plan is required for these facilities and ~~their~~ **its** control devices. Section B - Preventive Maintenance Plan contains the Permittee's obligation with regard to the preventive maintenance plan required by this condition.

D.1.4 Particulate Control

(a) In order to comply with Conditions D.1.1(a) and (b), and D.1.2, the baghouses for particulate control shall be in operation and control emissions from the emission units at all times that the emission units are in operation as listed in the table below, when these units are in operation:

Unit ID	Unit Description	Baghouse ID
EU001	Corn **Receiving** ~~Transfer~~ System	CE001
EU002	Hammermill	CE002
EU003	Hammermill	CE002
EU004	Hammermill	CE002
EU005	Hammermill	CE002
EU035	DDGS Storage	CE005
EU036	DDGS Conveyor	CE005
EU037	DDGS Loadout	CE005

(b) ***

Compliance Determination Requirements

D.1.5 Testing Requirements [326 IAC 2-1.1-11]

In order to demonstrate compliance with Conditions D.1.1 and D.1.2, the Permittee shall perform PM**, PM10, and PM2.5** testing for baghouses CE001, CE002, and CE005 **utilizing methods as approved by the Commissioner at least** ~~not later than~~ **once every** five (5) years **from** ~~after~~ the date of the most recent valid compliance demonstration**.**~~, utilizing methods as approved by the Commissioner.~~ **Testing shall be conducted in accordance with the provisions of 326 IAC 3-6 (Source Sampling Procedures).** ~~These tests shall be repeated at least once every five (5) years from the date of the most recent valid compliance demonstration.~~ **Section C – Performance Testing contains the Permittee's obligation with regard to the performance testing required by this condition. PM10 and PM2.5 includes filterable and condensible PM.**

~~In order to demonstrate compliance with Condition D.1.1(b), the Permittee shall perform PM10 and PM2.5 testing for baghouses CE001, CE002, and CE005~~ ~~**utilizing methods as approved by the Commissioner at least**~~ ~~not later than~~ ~~**once every**~~ ~~five (5) years~~ ~~**from**~~ ~~after the date of the most recent valid compliance demonstration, or within one hundred eighty (180) days of publication of the new or revised condensible PM test method(s) referenced in the U.S. EPA's Final Rule for Implementation of the New Source Review (NSR) Program for Particulate Matter Less Than 2.5 Micrometers (PM2.5), signed on May 8th, 2008, whichever is later, utilizing methods as approved by the Commissioner. These tests shall be repeated at least once every five (5) years from the date of the most recent valid compliance demonstration. PM-10 and PM-2.5 includes filterable and condensible PM-10 and PM-2.5.~~ ~~**Testing shall be conducted in accordance with the provisions of 326 IAC 3-6 (Source Sampling Procedures).**~~

~~Testing shall be conducted in accordance with the provisions of 326 IAC 3-6 (Source Sampling Procedures). Section C – Performance Testing contains the Permittee's obligation with regard to the performance testing required by this condition.~~

Compliance Monitoring Requirements ~~[326 IAC 2-8-4][326 IAC 2-8-5(a)(1)]~~ [326 IAC 2-7-5(1)][326 IAC 2-7-6(1)]

D.1.6 Visible Emissions Notations

(a) ***

(b) ***

(c) ***

(d) ***

(e) If abnormal emissions are observed, the Permittee shall take **a** reasonable response ~~steps.~~ Section C – Response to Excursions or Exceedances contains the Permittee's obligation with regard to the reasonable response steps required by this condition. Failure to take response steps shall be considered a deviation from this permit.

D.1.7 Parametric Monitoring

(a) The Permittee shall record the pressure drop across the baghouses used in conjunction with the corn ~~transfer~~ **receiving** system (EU001), the hammermills (EU002 through EU005), and the DDGS handling and loadout operations (EU035 through EU037), at least once per day when ~~these~~ **the associated emission** units are in operation. When**,** for any one reading, the pressure drop across the baghouse is outside the normal range**, the permittee shall take a reasonable response. The normal range for this unit is a pressure drop between** ~~of 1.0~~ **0.5** to 6.0 inches of water **unless a different upper-bound or lower-bound value for this** ~~or a~~ range **is determined** ~~established~~ during the latest stack test~~, the Permittee shall take reasonable response steps.~~ Section C – Response to Excursions or Exceedances contains the Permittee's obligation with regard to the reasonable response steps required by this condition. A pressure reading that is outside the above mentioned range is not a deviation from this permit. Failure to take response steps shall be considered a deviation from this permit.

(b) ***

Record Keeping and Reporting Requirements ~~[326 IAC 2-8-4(3)] [326 IAC 2-8-16]~~ [326 IAC 2-7-5(3)] [326 IAC 2-7-19]

D.1.9 Record Keeping Requirements

(a) ***

(b) To document the compliance status with Condition D.1.7, the Permittee shall maintain a daily record of the pressure drop across the baghouse controlling the process. The Permittee shall include in its daily record when a pressure drop reading is not taken and the reason for the lack of a pressure drop reading (i.e., the process did not operate that day).

(c) Section C - General Record Keeping Requirements **of this permit** contains the Permittee's obligation with regard to the **records required by this condition.** ~~recordkeeping requirements of this requirement.~~

SECTION D.2 EMISSIONS UNIT OPERATION CONDITIONS - Fermentation Process

~~Facility Description [326 IAC 2-8-4(10)]:~~ Emissions Unit Description:

***

Emission Limitations and Standards ~~[326 IAC 2-8-4(1)]~~ [326 IAC 2-7-5(1)]

D.2.1 PSD **and HAP** Minor Limits [326 IAC 2-2] **[326 IAC 2-4.1]**

In order to render the requirements of 326 IAC 2-2 (PSD) **and 326 IAC 2-4.1 (Major Source of HAPs)** not applicable, the Permittee shall comply with the following emission limit for the wet scrubber CE004, which is used to control the emissions from the fermentation process:

(a) ***

(b) PM10 emissions shall not exceed 0.57 lbs/hr.

(c) PM2.5 emissions shall not exceed 0.57 lbs/hr.

(d) VOC emissions shall not exceed 10.23 lbs/hr.

(e) Acetaldehyde emissions shall not exceed 1.18 lbs/hr.

(f) Total HAP emissions shall not exceed 1.58 lbs/hr.

Compliance with **these** ~~this PM~~ limit**s** in conjunction with the PM, **PM10, PM2.5, and VOC limits on Conditions D.1.1, D.3.1, D.4.1 and D.5.1 and the limits in Cargill AgHorizons - Linden Grain Elevator and the** PTE from all other emission units at this source (Plant ID #107-00061) and ~~PM emissions~~ from Cargill AgHorizons – Linden Grain Elevator (Plant ID #107-00009), shall limit the PM, **PM10, PM2.5, and VOC** emissions from the entire source to less than 250 tons per ~~year~~ **twelve (12) consecutive month period** and therefore, render the requirements of 326 IAC 2-2 (PSD) not applicable.

Compliance with these limits in conjunction with the single HAP and total HAP limits in Conditions D.3.1 and D.4.1. and the PTE from all other emission units at this source (Plant ID # 107-000610 and from Cargill AgHorizons - Linden Grain Elevator (Plant ID # 107-00009), shall limit the single HAP and Total HAP emissions from the entire source to less than ten (10) tons per twelve (12) consecutive month period and less than twenty-five (25) tons per twelve (12) consecutive month period, respectively, and render the requirements of 326 IAC 2-4.1 not applicable.

~~D.2.2 FESOP Limits [326 IAC 2-8-4] [326 IAC 2-2] [326 IAC 2-4.1]~~

~~Pursuant to 326 IAC 2-8-4 (FESOP), emissions from wet scrubber CE004, which is used to control the emissions from the fermentation process, shall comply with the following:~~

~~(a) PM10 emissions shall not exceed 0.57 lbs/hr.~~

~~(b) PM2.5 emissions shall not exceed 0.57 lbs/hr.~~

~~(c) VOC emissions shall not exceed 10.23 lbs/hr.~~

~~(d) Acetaldehyde emissions shall not exceed 1.18 lbs/hr.~~

~~(e) Total HAP emissions shall not exceed 1.58 lbs/hr.~~

~~Compliance with these PM10, PM2.5, VOC, and HAP limits in conjunction with the PM10, PM2.5, VOC, and HAP PTE from all other emissions units at this source (Plant ID #107-00061) and PM10, PM2.5, VOC, and HAP emissions from Cargill AgHorizons - Linden Grain Elevator (Plant ID #107-00009), shall limit the PM10, PM2.5, and VOC emissions from the entire source to less than 100 tons per year, and the HAP emissions from the entire source to less than 10 tons/yr for a single HAP and less than 25 tons/yr for combined HAPs. Therefore, the requirements of 326 IAC 2-7 (Part 70 Program), 326 IAC 2-2 (PSD), and 326 IAC 2-4.1 (MACT) are not applicable.~~

D.2.~~3~~**2** VOC Emissions [326 IAC 8-5-6]

***

D.2.~~4~~**3** Preventive Maintenance Plan ~~[326 IAC 2-8-4(9)]~~ **[326 IAC 2-7-5(12)]**

A Preventive Maintenance Plan is required for these facilities and ~~their~~ **its** control devices. Section B - Preventive Maintenance Plan contains the Permittee's obligation with regard to the preventive maintenance plan required by this condition.

Compliance Determination Requirements

D.2.~~5~~**4** VOC and HAP Control

In order to comply with Conditions D.2.1 and D.2.2, wet scrubber CE004 shall be in operation and control emissions from the fermentation process at all times that this process is in operation.

D.2.~~6~~**5** Testing Requirements [326 IAC 2-1.1-11][~~326 IAC 8-5-6~~]**[326 IAC 2-7-6(1),(6)]**

In order to demonstrate compliance with Condition D.2.1~~(a) D.2.2(c) and D.2.2(d),~~ the Permittee shall perform VOC (including emission rate, adsorption efficiency, and capture efficiency) , acetaldehyde, and PM**, PM10, and PM2.5** testing for scrubber CE004 ~~not later than five (5) years after the date of the most recent valid compliance demonstration,~~ utilizing methods as approved by the Commissioner **at least once every five (5) years from the date of the most recent valid compliance demonstration. Testing shall be conducted in accordance with the provisions of 326 IAC 3-6 (source Sampling Procedures). Section C - Performance Testing contains the Permittee's obligation with regard to the performance testing required by this condition.** ~~These tests shall be repeated at least once every five (5) years from the date of the most recent valid compliance demonstration.~~ **PM10 and PM2.5 includes filterable and condensable PM.**

~~(b) In order to demonstrate compliance with Conditions **D.2.1(b) and D.2.1(c)**D.2.2(a) and D.2.2(b), the Permittee shall perform PM10 and PM2.5 testing for scrubber CE004 not later than five (5) years after the date of the most recent valid compliance demonstration, or within one hundred eighty (180) days of publication of the new or revised condensible PM test method(s) referenced in the U.S. EPA's Final Rule for Implementation of the New Source Review (NSR) Program for Particulate Matter Less Than 2.5 Micrometers (PM2.5), signed on May 8th, 2008, whichever is later, utilizing methods as approved by the Commissioner **at least once every five (5) years from the date of the most recent valid compliance demonstration. Testing shall be conducted in accordance with the provisions of 326 IAC 3-6 (source Sampling Procedures). Section C - Performance Testing contains the Permittee's obligation with regard to the performance testing required by this condition**. These tests shall be repeated at least once every five (5) years from the date of the most recent valid compliance demonstration. PM-10 and PM-2.5 includes filterable and condensible PM-10 and PM-2.5.~~

~~Testing shall be conducted in accordance with the provisions of 326 IAC 3-6 (Source Sampling Procedures). Section C – Performance Testing contains the Permittee's obligation with regard to the performance testing required by this condition.~~

Compliance Monitoring Requirements ~~[326 IAC 2-8-4] [326 IAC 2-8-5(a)(1)]~~ [326 IAC 2-7-5(1)][326 IAC 2-7-6(1)]

D.2.~~7~~**6** Parametric Monitoring [326 IAC 8-5-6]

(a) The Permittee shall monitor and record the **water and HAPs control additive** ~~pressure drop and~~ flow rate of scrubber CE004, at least once per day when the fermentation process is in operation. ~~When for any one reading, the pressure drop across CE004 is outside the normal range of 1.0 and 6.0 inches of water, or a range established during the latest stack test, the Permittee shall take reasonable response steps. When for any one reading, the flow rate of CE004 is less than the minimum of 20 gallons per minute, or a minimum established during the latest stack test, the Permittee shall take reasonable response steps.~~

(1) The Permittee shall determine the minimum water and HAPs control additive flow rate from the latest valid stack test that demonstrates compliance with limits in Condition D.2.1.

(2) On and after the date the stack test results are available, the Permittee shall maintain a water and HAPs control additive flow rate at or above the minimum rate as observed during the latest compliant stack test. If the flow rate falls below the level observed during the latest compliant stack test, the Permittee shall take a reasonable response.

(b) The Permittee shall monitor and record the pressure drop of scrubber CE004, at least once per day when the fermentation process is in operation. When for any one reading, the pressure drop across a scrubber is outside the normal range, the Permittee shall take a reasonable response. The normal range for this unit is a pressure drop between 1.0 and 20.82 inches of water unless a different upper-bound or lower-bound value for this range is determined during the latest stack test. A pressure reading that is outside the above mentioned range is not a deviation from this permit.

(c) The instruments used for determining the pressure drop shall comply with Section C – Instrument Specifications, of this permit, shall be subject to approval by IDEM, OAQ, and shall be calibrated or replaced at least once every six (6) months.

(d) Section C – Response to Excursions or Exceedances contains the Permittee's obligation with regard to the reasonable response steps required by this condition. ~~A flow rate that is below the above mentioned minimum, or a pressure drop that is outside of the above mentioned range, is not a deviation from this permit.~~ Failure to take response steps shall be considered a deviation from this permit.

~~The instruments used for determining the pressure drop and flow rate shall comply with Section C - Instrument Specifications, of this permit, shall be subject to approval by IDEM, OAQ, and shall be calibrated or replaced at least once every six (6) months.~~

D.2.~~8~~**7** Scrubber Detection

In the event that a scrubber malfunction has been observed:

Failed units and the associated process will be shut down immediately until the failed units have been repaired or replaced. Operations may continue only if the event qualifies as an emergency

and the Permittee satisfies the requirements of the emergency provisions of this permit (Section B - Emergency Provisions). ~~Section C – Response to Excursions or Exceedances contains the Permittee's obligation with regard to the reasonable response steps required by this condition. Failure to take response steps shall be considered a deviation from this permit.~~

Record Keeping and Reporting Requirement ~~[326 IAC 2-8-4(3)] [326 IAC 2-8-16]~~ [326 IAC 2-7-5(3)] [326 IAC 2-7-19]

D.2.~~9~~**8** Record Keeping Requirements ~~[326 IAC 8-5-6]~~

(a) To document the compliance status with Condition D.2.6, the Permittee shall maintain daily records of pressure drop and **water and HAPs control additive** flow rate for scrubber CE004 during normal operation. The Permittee shall include in its daily record when a pressure drop or flow rate reading is not taken and the reason for the lack of a pressure drop or flow rate reading (e.g. the process did not operate that day).

(b) Section C - General Record Keeping Requirements **of this permit** contains the Permittee's obligation with regard to the ~~recordkeeping requirements of this requirement.~~ **records required by this condition.**

SECTION D.3 EMISSIONS UNIT OPERATION CONDITIONS – TO/HRSG System & DDGS Drying

~~Facility Description [326 IAC 2-8-4(10)]:~~ Emissions Unit Description:

(c) ***

(e) ***

(f) One (1) distillation and dehydration process, constructed in 2006, with a maximum equivalent throughput rate of 15,310 gallons of 200-proof ethanol per hour, with emissions routed to and controlled by the TO/HRSG systems (CE003 and CE006) and exhausting through stack EP003. This process consists of the following:

(1) ***

(2) ***

(3) ***

(4) One (1) 190 proof **ethanol** condenser, identified as EU020.

(5) ***

(6) One (1) 200 proof **ethanol** condenser, identified as EU022.

(7) ***

(8) ***

(9) ***

Under NSPS, Subpart VV, the pumps, compressors, pressure relief devices in gas/vapor service, sampling connection systems, open-ended valves or lines, and valves of this process are considered to be affected facilities.

(g) ***

(h) ***

(i) One (1) DDGS cooling drum, identified as EU046, constructed in 2006, with a maximum throughput rate of 50.50 tons/hr of DDGS, with emissions controlled by a baghouse, identified as CE008, and those emissions routed to the TO/HRSG systems CE003 and CE006 to provide combustion air.

Note: A portion of the emission stream is continuously exhausted to stack EP007.

(The information describing the process contained in this facility description box is descriptive information and does not constitute enforceable conditions.)

Emission Limitations and Standards ~~[326 IAC 2-8-4(1)]~~ [326 IAC 2-7-5(1)]

D.3.1 PSD **and HAP** Minor Limits [326 IAC 2-2] **[326 IAC 2-4.1]**

In order to render the requirements of 326 IAC 2-2 (PSD) not applicable, the Permittee shall comply with the following emission limit for the TO/HRSG Systems CE003 and CE006, which are used to control the DDGS dryers (EU039, EU040, EU042, and EU043) and the mashing, cooking, and liquefication process and distillation and dehydration process:

(a) PM emissions shall not exceed ~~8.89~~ **10.10** lbs/hr.

(b) PM10 emissions shall not exceed 10.10 lbs/hr.

(c) PM2.5 emissions shall not exceed 10.10 lbs/hr.

(d) CO emissions shall not exceed 21.13 lbs/hr.

(e) NOx emissions shall not exceed 21.45 lbs/hr.

(f) SO2 emissions shall not exceed 15.58 lbs/hr.

(g) VOC emissions shall not exceed 9.21 lbs/hr.

(h) Acetaldehyde emissions shall not exceed 0.86 lbs/hr.

(i) Total HAPs emissions shall not exceed 2.53 lbs/hr.

In order to render the requirements of 326 IAC 2-2 (PSD) not applicable, the Permittee shall comply with the following emission limits for the baghouse CE008 which controls a portion of the exhaust from the DDGS cooling drum (EU046) and exhausts through Stack EP007:

(j) PM emissions shall not exceed 1.07 lbs/hr.

(k) PM10 emissions shall not exceed 1.07 lbs/hr.

(l) PM2.5 emissions shall not exceed 1.07 lbs/hr.

(m) The total DDGS produced shall not exceed 441,615 tons per twelve (12) consecutive month period with compliance determined at the end of each month and VOC emissions shall not exceed 1.13 lbs/hr.

(n) Acetaldehyde emissions shall not exceed 0.08 lbs/hr.

(o) Total HAPs emissions shall not exceed 0.15 lbs/hr.

Compliance with **these** ~~this PM~~ limit**s** in conjunction with the PM, **PM10, PM2.5, VOC, CO, NOx, and SO2 on Conditions D.1.1, D.2.1, D.4.1 and D.5.1 and the limits in Cargill AgHorizons - Linden Grain Elevator and the** PTE from all other emission units at this source (Plant ID #107-00061) and ~~PM emissions~~ from Cargill AgHorizons – Linden Grain Elevator (Plant ID #107-00009), shall limit the PM, **PM10, PM2.5, VOC, CO, NOx, SO2 and HAP** emissions from the entire source to less than 250 tons per ~~year~~ **twelve (12) consecutive month period** and therefore, render the requirements of 326 IAC 2-2 (PSD) not applicable.

Compliance with these limits in conjunction with the single HAP and total HAP limits in Conditions D.2.1 and D.4.1. and the PTE from all other emission units at this source (Plant ID # 107-000610 and from Cargill AgHorizons - Linden Grain Elevator (Plant ID # 107-00009), shall limit the single HAP and Total HAP emissions from the entire source to less than ten (10) tons per twelve (12) consecutive month period and less than twenty-five (25) tons per twelve (12) consecutive month period, respectively, and render the requirements of 326 IAC 2-4.1 not applicable.

~~D.3.2 FESOP Limits [326 IAC 2-8-4] [326 IAC 2-2] [326 IAC 2-4.1]~~

~~Pursuant to 326 IAC 2-8-4 (FESOP) and in order to make the requirements of 326 IAC 2-2 (PSD) not applicable, emissions from Systems CE003 and CE006, which are used to control the DDGS dryers (EU039, EU040, EU042, and EU043) and the mashing, cooking, and liquefication process and distillation and dehydration process shall not exceed the following:~~

~~(a) PM10 emissions shall not exceed 8.89 lbs/hr.~~

~~(b) PM2.5 emissions shall not exceed 8.89 lbs/hr.~~

~~(c) VOC emissions shall not exceed 9.20 lbs/hr.~~

~~(d) CO emissions shall not exceed 21.10 lbs/hr.~~

~~(e) SO_2 emissions shall not exceed not exceed 21.24 lbs/hr.~~

~~(f) NOx emissions shall not exceed 21.45 lbs/hr.~~

~~(g) Acetaldehyde emissions shall not exceed 0.99 lbs/hr.~~

~~(h) Total HAP emissions shall not exceed 2.59 lbs/hr.~~

~~Compliance with these PM10, PM2.5, VOC, SO_2, CO, NOx, and HAP limits in conjunction with the PM10, PM2.5, VOC, SO_2, CO, NOx, and HAP PTE from all other emissions units at this source (Plant ID #107-00061) and PM10, PM2.5, VOC, SO_2, CO, NOx, and HAP emissions from Cargill AgHorizons - Linden Grain Elevator (Plant ID #107-00009), shall limit the PM10, PM2.5, VOC, SO_2, CO, and NOx emissions from the entire source to less than 100 tons per year, and the HAP emissions from the entire source to less than 10 tons/yr for a single HAP and less than 25 tons/yr for combined HAPs. Therefore, the requirements of 326 IAC 2-7 (Part 70 Program), 326 IAC 2-2 (PSD), and 326 IAC 2-4.1 (MACT) are not applicable.~~

D.3.~~3~~**2** VOC Emissions [326 IAC 8-5-6]

***

D.3.~~4~~**3** Particulate Emissions [326 IAC 6-2-4]

***

D.3.~~5~~**4** Particulate Emission Limitations [326 IAC 6-3-2]

(a) ***

(b) Pursuant to 326 IAC 6-3-2, particulate emissions from the DDGS Cooling Drum (EU046) shall not exceed 44.67 pounds per hour when operating at the maximum process throughput rate of 50.50 tons per hour.

The pounds per hour limitation was calculated using the following equation:

Interpolation and extrapolation of the data for the process weight rate up to excess of sixty thousand (60,000) pounds per hour shall be accomplished by use of the equation:

$E = 55.0\ P^{0.11} - 40$ where E = rate of emission in pounds per hour; and
P = process weight rate in tons per hour

D.3.~~6~~**5** Preventive Maintenance Plan ~~[326 IAC 2-8-4(9)]~~ **[326 IAC 2-7-5(12)]**

A Preventive Maintenance Plan is required for these facilities and ~~their~~ **its** control devices. Section B - Preventive Maintenance Plan contains the Permittee's obligation with regard to the preventive maintenance plan required by this condition.

Compliance Determination Requirements

D.3.~~7~~**6** VOC and HAP Control

In order to comply with Conditions **D.3.1** ~~D.3.2(c), D.3.2(g), D.3.2(h), and D.3.3~~, the TO/HRSG systems (CE003 and CE006) shall be in operation and control emissions from the DDGS dryers (EU039, EU040, EU042, and EU043) and the mashing, cooking, and liquefication process and the distillation and dehydration process, at all times that these units are in operation.

D.3.~~8~~**7** Particulate Control

(a) In order to comply with Conditions **D.3.1(a), (b) and (c)** ~~D.3.1(a), D.3.2(a), D.3.1(b) and D.3.3(b)~~, the multiclones C60 and C61 shall be in operation and control emissions from the DDGS Dryers (EU039 and EU040) at all times these units are in operation and the multiclones C70 and C71 shall be in operation and control emissions from the DDGS Dryers (EU042 and EU043) at all times these units are in operation.

(b) In order to comply with Conditions D.3.1(j), (k), and (l), baghouse CE008 shall be in operation and control emissions from the DDGS Cooling Drum (EU046) at all times that this unit is in operation.

(c) In the event that bag failure is observed in a multi-compartment baghouse, if operations will continue for ten (10) days or more after the failure is observed before the failed units will be repaired or replaced, the Permittee shall promptly notify the IDEM, OAQ of the expected date the failed units will be repaired or replaced. The notification shall also include the status of the applicable compliance monitoring parameters with respect to normal, and the results of any response actions taken up to the time of notification.

D.3.~~9~~**8** Testing Requirements [326 IAC 2-1.1-11] ~~[326 IAC 8-5-6]~~

(a) In order to demonstrate compliance with Conditions **Conditions D.3.1(a), (b), (c), (d), (e), (f), (g), (h), (i), D.3.2 and D.3.3** ~~D.3.1, D.3.2(c),(d),(e),(f),(g), and (h), D.3.3, D.3.4,~~

~~and D.3.5~~, the Permittee shall perform PM, **PM10, PM2.5 and** VOC (including emission rate, destruction efficiency, and capture efficiency), SO_2, CO, ~~NOx,~~ and Acetaldehyde testing for TO/HSRG systems CE003 and CE006 ~~not later than five (5) years after the date of the most recent valid compliance demonstration,~~ utilizing methods as approved by the Commissioner **at least once every five (5) years from the date of the most recent valid compliance demonstration. Testing shall be conducted in accordance with the provisions of 326 IAC 3-6 (source Sampling Procedures). Section C - Performance Testing contains the Permittee's obligation with regard to the performance testing required by this condition.** ~~These tests shall be repeated at least once every five (5) years from the date of the most recent valid compliance demonstration.~~ **PM10 and PM2.5 includes filterable and condensable PM.**

(a) In order to demonstrate compliance with Conditions D.3.1,(j), (k), (l), (m), and (n), the Permittee shall perform PM, PM10, PM2.5, VOC and Acetaldehyde testing for the DDGS cooling drum EU046 stack (EP007) utilizing methods as approved by the Commissioner at least once every five (5) years from the date of the most recent valid compliance demonstration. Testing shall be conducted in accordance with the provisions of 326 IAC 3-6 (source Sampling Procedures). Section C - Performance Testing contains the Permittee's obligation with regard to the performance testing required by this condition. PM10 and PM2.5 includes filterable and condensible PM.

~~(b) In order to demonstrate compliance with Conditions D.3.2~~**1**~~(a~~**b**~~) and (b~~**c**~~), the Permittee shall perform PM10 and PM2.5 testing for TO/HSRG systems CE003 and CE006 not later than five (5) years after the date of the most recent valid compliance demonstration, or within one hundred eighty (180) days of publication of the new or revised condensible PM test method(s) referenced in the U.S. EPA's Final Rule for Implementation of the New Source Review (NSR) Program for Particulate Matter Less Than 2.5 Micrometers (PM2.5), signed on May 8th, 2008, whichever is later, utilizing methods as approved by the Commissioner~~ ~~**at least once every five (5) years from the date of the most recent valid compliance demonstration. Testing shall be conducted in accordance with the provisions of 326 IAC 3-6 (source Sampling Procedures). Section C - Performance Testing contains the Permittee's obligation with regard to the performance testing required by this condition.**~~ ~~These tests shall be repeated at least once every five (5) years from the date of the most recent valid compliance demonstration. PM-10 and PM-2.5 includes filterable and condensible PM-10 and PM-2.5.~~

~~Testing shall be conducted in accordance with the provisions of 326 IAC 3-6 (Source Sampling Procedures). Section C – Performance Testing contains the Permittee's obligation with regard to the performance testing required by this condition.~~

D.3.9 Continuous Emissions Monitoring [326 IAC 3-5] [326 IAC 2-7-6(1),(6)][326 IAC 12]

(a) Pursuant to 326 IAC 3-5 (Continuous Monitoring of Emissions) continuous emission monitoring systems for TO/HSRG systems CE003 and CE006 shall be calibrated, maintained, and operated for measuring NOx which meet all applicable performance specifications of 326 IAC 3-5-2.

(b) The NOx continuous emissions monitoring systems are subject to monitor system certification requirements pursuant to 326 IAC 3-5-3.

(c) Nothing in this permit shall excuse the Permittee from complying with the requirements to operate a NOx continuous emission monitoring system pursuant to 326 IAC 3-5 and 40 CFR 60

Compliance Monitoring Requirements ~~[326 IAC 2-8-4] [326 IAC 2-8-5(a)(1)]~~ [326 IAC 2-7-5(1)][326 IAC 2-7-6(1)]

D.3.10 Visible Emissions Notations

(a) Visible emission notations of the stack exhaust from EP003 **and EP007** shall be performed once per day during normal daylight operations. A trained employee shall record whether emissions are normal or abnormal.

(b) ***

(c) ***

(d) ***

(e) If abnormal emissions are observed, the Permittee shall take **a** reasonable response ~~steps~~. Section C- Response to Excursions or Exceedances contains the Permittee's obligation with regard to the reasonable response steps required by this condition. Failure to take response steps shall be considered a deviation from this permit.

D.3.11 Thermal Oxidizer Temperature [326 IAC 8-5-6]

(a) **A** continuous monitoring systems shall be calibrated, maintained, and operated on the TO/HRSG systems (CE003 and CE006) for measuring operating temperatures. For the purpose of this condition, continuous means no less than once every fifteen (15) minutes. The output of these systems shall be recorded as 3-hour averages.

~~**(b) From the date of startup until the stack test results are available,** the Permittee shall operate CE003 at or above the 3-hour average temperature of 1,510°F or the temperature established during the most recent valid stack test. The Permittee shall operate CE006 at or above the 3-hour average temperature of 1,516°F or the temperature established during the most recent valid stack test. **If the temperature falls below the three hour average listed above or a three hour average established during the latest stack test, Permittee shall take a reasonable response**. When a temperature is outside the normal ranges listed above or ranges established during the latest stack test, the Permittee shall take reasonable response steps. Section C – Response to Excursions or Exceedances contains the Permittee's obligation with regard to the reasonable response steps required by this condition. A temperature that is outside the above mentioned ranges is not a deviation from this permit. Failure to take response steps shall be considered a deviation from this permit.~~

(b) The Permittee shall determine the 3-hour average temperatures from the ~~most recent~~ **latest** valid stack test~~s~~ that demonstrate compliance with limits in Conditions **D.3.1 and** D.3.2 ~~and D.3.3~~.

(c) On and after the date the stack test results are available, the Permittee shall operate the thermal oxidizers at or above the 3-hour average temperatures as observed during the latest compliant stack tests. **If the 3-hour average temperature falls below the level observed during the latest compliant stack test, the Permittee shall take a reasonable response.**

(d) Section C - Response to Excursions or Exceedances contains the Permittee's obligation with regard to the response steps required by this condition. Failure to take response steps shall be considered a deviation from this permit.

D.3.12 Parametric Monitoring [326 IAC 8-5-6]

(a) The Permittee shall determine the appropriate duct pressures or fan amperages from the ~~most recent~~ **latest** valid stack tests that demonstrate**s** compliance with limits in Conditions ~~D.3.2 and D.3.3~~ **D.3.1 and D.3.2**.

(b) The duct pressures or fan amperages shall be observed at least once per day when the RTO/HRSGs C003 and C006 are **required to be in** operation. On and after the date the stack test results are available, the duct pressures or fan amperages shall be maintained within the normal range as established in **latest** ~~most recent~~ compliant stack tests.

(c) When, for any one reading, the duct pressure or fan amperage is outside the appropriate range, the Permittee shall take a reasonable response. Section C - Response to Excursions and Exceedances contains the Permittee's obligation with regard to the reasonable response steps required by this condition. A reading that is outside the above mentioned range is not a deviation from this permit. Failure to take response steps shall be considered a deviation from this permit.

D.3.13 Parametric Monitoring

(a) The Permittee shall record the pressure drop across the baghouse used in conjunction with the DDGS cooling drum (EU046) at least once per day when the associated emissions unit is in operation. When, for any one reading, the pressure drop across a baghouse is outside the normal range, the Permittee shall take a reasonable response. The normal range for this unit is a pressure drop between 0.3 to 6.0 inches of water unless a different upper-bound or lower-bound value for this range is determined during the latest stack test. Section C – Response to Excursions or Exceedances contains the Permittee's obligation with regard to the reasonable response steps required by this condition. A pressure reading that is outside the above mentioned range is not a deviation from this permit. Failure to take response steps shall be considered a deviation from this permit.

(b) The instruments used for determining the pressure drop shall comply with Section C – Instrument Specifications, of this permit, shall be subject to approval by IDEM, OAQ, and shall be calibrated or replaced at least once every six (6) months.

D.3.14 Broken or Failed Bag Detection

(a) For a single compartment baghouse controlling emissions from a process operated continuously, a failed unit and the associated process shall be shut down immediately until the failed unit has been repaired or replaced. Operations may continue only if the event qualifies as an emergency and the Permittee satisfies the requirements of the emergency provisions of this permit (Section B - Emergency Provisions).

(b) For a single compartment baghouse controlling emissions from a batch process, the feed to the process shall be shut down immediately until the failed unit has been repaired or replaced. The emissions unit shall be shut down no later than the completion of the processing of the material in the line. Operations may continue only if the event qualifies as an emergency and the Permittee satisfies the requirements of the emergency provisions of this permit (Section B - Emergency Provisions).

D.3.14**5** Record Keeping Requirements

(a) To document the compliance status with Condition D.3.1(m) the Permittee shall maintain monthly records of the amount of DDGS produced.

(b) To document the compliance status with Condition D.3.1(f), the Permittee shall record the output of the NOx continuous monitoring system and shall perform the required record keeping pursuant to 326 IAC 3-5-6 and 326 IAC 3-5-7.

(c) In the event that a breakdown of the NOx continuous emission monitoring systems (CEMS) occurs, the Permittee shall maintain records of all CEMS malfunctions, out of control periods, calibration and adjustment activities, and repair or maintenance activities.

(d) To document the compliance status with Condition D.3.10, the Permittee shall maintain records of daily visible emission notations of ~~the~~ stack**s** EP003 **and EP007**. The Permittee shall include in its daily record when a visible emission notation is not taken and the reason for the lack of visible emission notation (e.g. the process did not operate that day).

(e) To document the compliance status with Condition ~~D.3.10~~ **D.3.11**, the Permittee shall maintain continuous temperature records for the thermal oxidizer and the 3-hour average temperature used to demonstrate compliance during the most recent compliant stack test.

(f) To document the compliance status with Condition D.3.~~11~~**12**, the Permittee shall maintain daily records of the duct pressures or fan amperages for the TO/HRSG systems CE003 and CE006. The Permittee shall include in its daily record when a duct pressure or fan amperage reading is not taken and the reason for the lack of a duct pressure or fan amperage reading (e.g. the process did not operate that day).

(g) To document the compliance status with Condition D.3.13, the Permittee shall maintain daily records of the pressure drop for the baghouse used in conjunction with the DDGS cooling drum (EU046). The Permittee shall include in its daily record when the pressure drop reading is not taken and the reason for the lack of a pressure drop reading (e.g. the process did not operate that day).

(~~g~~**h**) ***

D.3.16 Reporting Requirements

(a) A quarterly summary of the information to document the compliance status with Condition D.3.1(m) for total DDGS produced shall be submitted not later than thirty (30) days after the end of the quarter being reported. Section C - General Reporting contains the Permittee's obligation with regard to the reporting required by this condition.

(b) For the NOx continuous emissions monitoring system, the Permittee shall prepare and submit to IDEM, OAQ a written report of the results of the calibration gas audits and relative accuracy test audits for each calendar quarter within thirty (30) calendar days after the end of each quarter. The report must contain the information required by 326 IAC 3-5-5(e)(2).

(c) Pursuant to 326 IAC 3-5-7(5), reporting of NOx continuous monitoring system instrument downtime, except for zero (0) and span checks, which shall be reported separately, shall include the following:

(1) date of downtime;

(2) time of commencement;

(3) duration of each downtime;

(4) reasons for each downtime; and

(5) nature of system repairs and adjustments.

(d) The report submitted by the Permittee does require a certification that meets the requirements of 326 IAC 2-7-6(1) by a "responsible official," as defined by 326 IAC 2-7-1(34).

~~**SECTION D.4 EMISSIONS UNIT OPERATION CONDITIONS – DDGS Cooling Drum**~~

~~Facility Description [326 IAC 2-8-4(10)]: Emissions Unit Description:~~

~~Ethanol Production Plant:~~

~~(i) One (1) DDGS cooling drum, identified as EU046, constructed in 2006, with a maximum throughput rate of 50.50 tons/hr of DDGS, with emissions controlled by a baghouse, identified as CE008, and those emissions routed to the TO/HRSG systems CE003 and CE006 to provide combustion air.~~

~~Note: A portion of the emission stream is continuously exhausted to stack EP007.~~

~~(The information describing the process contained in this facility description box is descriptive information and does not constitute enforceable conditions.)~~

~~Emission Limitations and Standards [326 IAC 2-8-4(1)]~~

~~D.4.1 PSD Minor Limits [326 IAC 2-2]~~

~~In order to render the requirements of 326 IAC 2-2 (PSD) not applicable, the Permittee shall comply with the following emission limits for the baghouse CE008 which controls a portion of the exhaust from the DDGS cooling drum (EU046) and exhausts through Stack EP007:~~

~~(1a) PM emissions shall not exceed 1.07 lbs/hr.~~

~~Compliance with this PM limit in conjunction with the PM PTE from all other emission units at this source (Plant ID #107-00061) and PM emissions from Cargill AgHorizons – Linden Grain Elevator (Plant ID #107-00009), shall limit the PM emissions from the entire source to less than 250 tons per year and therefore, render the requirements of 326 IAC 2-2 (PSD) not applicable.~~

~~D.4.2 FESOP Limits [326 IAC 2-8-4] [326 IAC 2-2] [326 IAC 2-4.1]~~

~~Pursuant to 326 IAC 2-8-4 (FESOP) and in order to make the requirements of 326 IAC 2-2 (PSD) not applicable, t he Permittee shall comply with the following emission limits for the baghouse CE008 which controls the exhaust from the DDGS cooling drum (EU046) and exhausts through Stack EP007 when only one TO/HRSG system is operational:~~

~~(a) PM10 emissions shall not exceed 1.07 lbs/hr.~~

~~(b) PM2.5 emissions shall not exceed 1.07 lbs/hr.~~

~~(c) The total DDGS produced shall not exceed 441,615 tons per twelve (12) consecutive month period with compliance determined at the end of each month and VOC emissions from DDGS cooling drum (EU046) shall not exceed 0.0225 pounds per ton of DDGS produced.~~

~~(d) Acetaldehyde emissions shall not exceed 0.10 lbs/hr.~~

~~Compliance with these PM10, PM2.5, VOC, and Acetaldehyde limits in conjunction with the PM10, PM2.5, VOC, and Acetaldehyde PTE from all other emissions units at this source (Plant ID #107-00061) and PM10, PM2.5, VOC, and Acetaldehyde emissions from Cargill AgHorizons - Linden Grain Elevator (Plant ID #107-00009), shall limit the PM10, PM2.5, and VOC emissions from the entire source to less than 100 tons per year, and the HAP emissions from the entire source to less than 10 tons/yr for a single HAP and less than 25 tons/yr for combined HAPs. Therefore, the requirements of 326 IAC 2-7 (Part 70 Program), 326 IAC 2-2 (PSD), and 326 IAC 2-4.1 (MACT) are not applicable.~~

~~D.4.32 Particulate Emission Limitations [326 IAC 6-3-2]~~

~~Pursuant to 326 IAC 6-3-2, particulate emissions from the DDGS Cooling Drum (EU046) shall not exceed 44.67 pounds per hour when operating at the maximum process throughput rate of 50.50 tons per hour.~~

~~The pounds per hour limitation was calculated using the following equation:~~

~~Interpolation and extrapolation of the data for the process weight rate in excess of sixty thousand (60,000) pounds per hour shall be accomplished by use of the equation:~~

~~$E = 55.0 P^{0.11} - 40$ where E = rate of emission in pounds per hour; and~~
~~P = process weight rate in tons per hour~~

~~D.4.43 Preventive Maintenance Plan [326 IAC 2-8-4(9)]~~

~~A Preventive Maintenance Plan is required for these facilities and their control devices. Section B - Preventive Maintenance Plan contains the Permittee's obligation with regard to the preventive maintenance plan required by this condition.~~

~~Compliance Determination Requirements~~

~~D.4.54 Particulate Control~~

~~(a) In order to comply with Conditions D.4.1, D.4.2(a), and D.4.2(b), baghouse CE008 shall be in operation and control emissions from the DDGS Cooling Drum (EU046) at all times that this unit is in operation.~~

~~(b) In the event that bag failure is observed in a multi-compartment baghouse, if operations will continue for ten (10) days or more after the failure is observed before the failed units will be repaired or replaced, the Permittee shall promptly notify the IDEM, OAQ of the expected date the failed units will be repaired or replaced. The notification shall also include the status of the applicable compliance monitoring parameters with respect to normal, and the results of any response actions taken up to the time of notification.~~

~~D.4.65 Testing Requirements [326 IAC 2-1.1-11]~~

~~(a) In order to demonstrate compliance with Conditions D.4.1, D.4.2(c) and D.4.2(d) the Permittee shall perform PM and VOC testing for the DDGS cooling drum EU046 stack (EP007) not later than five (5) years after the date of the most recent valid compliance demonstration, utilizing methods as approved by the These tests shall be repeated at least once every five (5) years from the date of the most recent valid compliance demonstration.~~

~~(b) In order to demonstrate compliance with ConditionsD.4.1(b) and (c)D.4.2(a) and (b), the Permittee shall perform PM10 and PM2.5 testing for the DDGS cooling drum EU046 stack (EP007) not later than five (5) years after the date of the most recent valid~~

~~compliance demonstration, or within one hundred eighty (180) days of publication of the new or revised condensible PM test method(s) referenced in the U.S. EPA's Final Rule for Implementation of the New Source Review (NSR) Program for Particulate Matter Less Than 2.5 Micrometers (PM2.5), signed on May 8th, 2008, whichever is later, utilizing methods as approved by the Commissioner These tests shall be repeated at least once every five (5) years from the date of the most recent valid compliance demonstration. PM-10 and PM-2.5 includes filterable and condensible PM-10 and PM-2.5.~~

~~Compliance Monitoring Requirements [326 IAC 2-8-4] [326 IAC 2-8-5(a)(1)] [326 IAC 2-7-5(1)][326 IAC 2-7-6(1)]~~

~~D.4.76 Visible Emissions Notations~~

~~(a) Visible emission notations of the DDGS cooling drum baghouse stack exhaust (EP007) shall be performed once per day during normal daylight operations when the cooling drum is not exhausting to the TO/HSRG systems. A trained employee or a trained contractor shall record whether emissions are normal or abnormal.~~

~~(b) For processes operated continuously, "normal" means those conditions prevailing, or expected to prevail, eighty percent (80%) of the time the process is in operation, not counting startup or shut down time.~~

~~(c) In the case of batch or discontinuous operations, readings shall be taken during that part of the operation that would normally be expected to cause the greatest emissions.~~

~~(d) A trained employee or contractor is a person who has worked or trained at the plant at least one (1) month and has been trained in the appearance and characteristics of normal visible emissions for that specific process.~~

~~(e) If abnormal emissions are observed, the Permittee shall take reasonable response steps. Section C – Response to Excursions or Exceedances contains the Permittee's obligation with regard to the reasonable response steps required by this condition. Failure to take response steps shall be considered a deviation from this permit.~~

~~D.4.87 Parametric Monitoring~~

~~(a) The Permittee shall record the pressure drop across the baghouse used in conjunction with the DDGS cooling drum (EU046) at least once per day when this unit is in operation. When, for any one reading, the pressure drop across a baghouse is outside the normal range, of 1.0 to 6.0 inches of water or a range established during the latest stack test, the Permittee shall take reasonable response steps. Section C – Response to Excursions or Exceedances contains the Permittee's obligation with regard to the reasonable response steps required by this condition. A pressure reading that is outside the above mentioned range is not a deviation from this permit. Failure to take response steps shall be considered a deviation from this permit.~~

~~(b) The instrument used for determining the pressure shall comply with Section C - Instrument Specifications, of this permit, shall be subject to approval by IDEM, OAQ and shall be calibrated or replaced at least once every six (6) months.~~

~~D.4.98 Broken or Failed Bag Detection~~

~~(a) For a single compartment baghouse controlling emissions from a process operated continuously, a failed unit and the associated process shall be shut down immediately until the failed unit has been repaired or replaced. Operations may continue only if the event qualifies as an emergency and the Permittee satisfies the requirements of the emergency provisions of this permit (Section B - Emergency Provisions).~~

~~(b) For a single compartment baghouse controlling emissions from a batch process, the feed to the process shall be shut down immediately until the failed unit has been repaired or replaced. The emissions unit shall be shut down no later than the completion of the processing of the material in the line. Operations may continue only if the event qualifies as an emergency and the Permittee satisfies the requirements of the emergency provisions of this permit (Section B - Emergency Provisions).~~

~~Record Keeping and Reporting Requirement [326 IAC 2-8-4(3)] [326 IAC 2-8-16]~~

~~D.4.109 Record Keeping Requirements~~

~~(a) To document the compliance status with Condition D.4.1(d) D.4.2(c), the Permittee shall maintain monthly records of the amount of DDGS produced.~~

~~(b) To document the compliance status with Condition D.4.76, the Permittee shall maintain a daily record of visible emission notations of the DDGS cooling drum baghouse stack exhaust (EP007). The Permittee shall include in its daily record when a visible emission notation is not taken and the reason for the lack of visible emission notation (e.g., the process did not operate that day).~~

~~(c) To document the compliance status with Condition D.4.87, the Permittee shall maintain a daily record of the pressure drops across the baghouses controlling the process. The Permittee shall include in its daily record when a pressure drop reading is not taken and the reason for the lack of a pressure drop reading (e.g., the process did not operate that day).~~

~~(d) Section C - General Record Keeping Requirements of this permit contains the Permittee's obligation with regard to the records required by this condition recordkeeping requirements of this requirement.~~

~~D.4.110 Reporting Requirements~~

~~A quarterly summary of the information to document the compliance status with Condition D.4.1(d)D.4.2(c) shall be submitted not later than thirty (30) days after the end of the quarter being reported. Section C - General Reporting contains the Permittee's obligation with regard to the reporting required by this condition. The report submitted by the Permittee does require a certification that meets the requirements of 326 IAC 2-7-6(1) by a "responsible official," as defined by 326 IAC 2-7-1(34). 326 IAC 2-8-5(a)(1) by an "authorized individual" as defined by 326 IAC 2-1.1-1(1).~~

SECTION D.~~54~~ EMISSIONS UNIT OPERATION CONDITIONS – Ethanol Loading Racks

~~**Facility Description [326 IAC 2-8-4(10)]:**~~
Emissions Unit Description:

(k) One (1) ethanol loading rack system for both railcar and truck loading, identified as EU047, constructed in 2006, with a maximum throughput rate of 156,000 gallons per hour. Railcars ~~are dedicated to~~ carry~~ing~~ denatured ethanol product. Trucks may not be dedicated to carrying denatured ethanol. Emissions from both the railcar loading and truck loading processes are controlled by **a vapor combustion unit** ~~an enclosed flare~~ CE009, which has a maximum heat input capacity of 6.4 MMBtu/hr and exhausts through stack EP008.

Under NSPS, Subpart VV, the pumps, compressors, pressure relief devices in gas/vapor service, sampling connection systems, open-ended valves or lines, and valves of this process are considered to be affected facilities.

(The information describing the process contained in this facility description box is descriptive information and does not constitute enforceable conditions.)

Emission Limitations and Standards ~~[326 IAC 2-8-4(1)]~~ [326 IAC 2-7-5(1)]

D.~~5~~**4**.1 ~~FESOP Limits [326 IAC 2-2][326 IAC 2-8-4][326 IAC 2-4.1]~~ **PSD and HAP Minor Limits [326 IAC 2-2] [326 IAC 2-4.1]**

~~Pursuant to 326 IAC 2-8-4 (FESOP), the Permittee shall comply with the following:~~ **In order to render the requirements of 326 IAC 2-2 (PSD) not applicable, the Permittee shall comply with the following emission limits**

(a) The ~~combined~~ denatured ethanol load-out ~~and E-85 ethanol~~ loadout from loading rack system EU047 shall not exceed ~~154,233,000~~ **137,468,490** gallons per twelve (12) consecutive month period with compliance determined at the end of each month.

(b) VOC emissions from flare CE009 shall not exceed ~~0.0661~~ **0.061** lbs/kgal of denatured ethanol loaded.

(c) ***

(d) ***

(e) ***

Compliance with **these** ~~VOC, NOx, CO, and HAP~~ limit**s** in conjunction with VOC, NOx, CO, and HAP **limits on Conditions D.2.1, D.3.1 and D.5.1 and the limits in Cargill AgHorizons - Linden Grain Elevator and the** PTE from all other emission units at this source (Plant ID #107-00061) and ~~PM emissions~~ from Cargill AgHorizons – Linden Grain Elevator (Plant ID #107-00009), shall limit the VOC, NOx, CO, and HAP emissions from the entire source to less than 250 tons per ~~year~~ **twelve (12) consecutive month period** and therefore, render the requirements of ~~326 IAC 2-7 (Part 70 Program),~~ 326 IAC 2-2 (PSD), ~~and 326 IAC 2-4.1 (MACT) are~~ not applicable.

Compliance with these limits in conjunction with the single HAP and total HAP limits in Conditions D.2.1 and D.3.1. and the PTE from all other emission units at this source (Plant ID # 107-000610 and from Cargill AgHorizons - Linden Grain Elevator (Plant ID # 107-00009), shall limit the single HAP and Total HAP emissions from the entire source to less than ten (10) tons per twelve (12) consecutive month period and less than twenty-five (25) tons per twelve (12) consecutive month period, respectively, and render the requirements of 326 IAC 2-4.1 not applicable.

D.~~5~~**4**.3 Preventive Maintenance Plan ~~[326 IAC 2-8-4(9)]~~ **[326 IAC 2-7-5(12)]**

A Preventive Maintenance Plan is required for these facilities and ~~their~~ **its** control devices. Section B - Preventive Maintenance Plan contains the Permittee's obligation with regard to the preventive maintenance plan required by this condition.

Compliance Determination Requirements

D.4.4 VOC and HAPs Control

In order to comply with Conditions D.~~5~~**4**.1 and D.~~5~~**4**.2:

(a) ***

(b) **

D.~~5~~**4**.5 Testing Requirements [326 IAC 2-1.1-11]~~[326 IAC 8-5-6]~~

In order to demonstrate compliance with Conditions **D.4.1 and D.4.2** ~~D.5.1 and D.5.2~~, the Permittee shall perform VOC (including emission rate, capture efficiency, and destruction efficiency), CO, **HAPs,** and NOx testing for enclosed flare CE009~~ not later than five (5) years after the date of the most recent valid compliance demonstration,~~ utilizing methods as approved by the Commissioner **at least once every five (5) years from the date of the most recent valid compliance demonstration. Testing shall be conducted in accordance with the provisions of 326 IAC 3-6 (source Sampling Procedures).** ~~These tests shall be repeated at least once every five (5) years from the date of the most recent valid compliance demonstration. Testing shall be conducted in accordance with the provisions of 326 IAC 3-6 (Source Sampling Procedures).~~ Section C – Performance Testing contains the Permittee's obligation with regard to the performance testing required by this condition.

Compliance Monitoring Requirements ~~[326 IAC 2-8-4] [326 IAC 2-8-5(a)(1)]~~ [326 IAC 2-7-5(1)][326 IAC 2-7-6(1)]

Record Keeping and Reporting Requirement ~~[326 IAC 2-8-4(3)] [326 IAC 2-8-16]~~ [326 IAC 2-7-5(3)] [326 IAC 2-7-19]

D.~~5~~**4**.7 Record Keeping Requirements ~~[326 IAC 8-5-6]~~

(a) To document the compliance status with Condition D.~~5~~**4**.1(a), the Permittee shall maintain monthly records of the total amount of denatured ethanol ~~and E-85 ethanol~~ loaded out from loading rack system EU047.

(b) To document the compliance status with Condition D.~~5~~**4**.6, the Permittee shall maintain records of temperature or other parameters sufficient to demonstrate the presence of a pilot flame when loading rack system EU047 is in operation.

(c) Section C - General Record Keeping Requirements contains the Permittee's obligation with regard to the **records required by this condition.** ~~recordkeeping requirements of this requirement~~.

D.~~5~~**4**.8 Reporting Requirements

A quarterly summary of the information to document **the** compliance status with Condition D.~~5~~**4**.1(a) shall be submitted not later than thirty (30) days after the end of the quarter being reported. Section C - General Reporting contains the Permittee's obligation with regard to the reporting required by this condition. The report submitted by the Permittee does require a certification that meets the requirements of **326 IAC 2-7-6(1) by a "responsible official," as defined by 326 IAC 2-7-1(34).** ~~326 IAC 2-8-5(a)(1) by an "authorized individual" as defined by 326 IAC 2-1.1-1(1).~~

SECTION D.~~6~~5 EMISSIONS UNIT OPERATION CONDITIONS – ~~Emergency Fire Pump and~~ Biomethanator

~~**Facility Description [326 IAC 2-8-4(10)]: Insignificant Activities**~~
Emissions Unit Description:

~~(j) Stationary fire pumps, including one (1) diesel fire pump, identified as EU048, constructed in 2006, with a maximum power output rate of 300 horsepower, and exhausting to stack EP009.~~

~~Under 40 CFR Part 60, Subpart IIII, EU048 is an affected unit.~~
~~Under 40 CFR Part 63, Subpart ZZZZ, EU048 is an affected unit.~~

(~~k~~**j**) Other emission units, not regulated by a NESHAP, with PM10, NOx, and SO_2 emissions less than five (5) pounds per hour or twenty-five (25) pounds per day, CO emissions less than twenty-

five (25) pounds per day, VOC emissions less than three (3) pounds per hour or fifteen (15) pounds per day, lead emissions less than six-tenths (0.6) tons per year or three and twenty-nine hundredths (3.29) pounds per day, and emitting greater than one (1) pound per day but less than five (5) pounds per day or one (1) ton per year of a single HAP, or emitting greater than one (1) pound per day but less than twelve and five tenths (12.5) pounds per day or two and five tenths (2.5) tons per year of any combination of HAPs:

(6) ***

(The information describing the process contained in this facility description box is descriptive information and does not constitute enforceable conditions.)

Emission Limitations and Standards ~~[326 IAC 2-8-4(1)]~~ [326 IAC 2-7-5(1)]

D.~~6~~**5**.1 ~~FESOP Limits [326 IAC 2-8-4][326 IAC 2-2][326 IAC 2-4.1]~~ **PSD Minor Limits [326 IAC 2-2]**

~~Pursuant to 326 IAC 2-8-4 (FESOP), the Permittee shall comply with the following:~~ **In order to render the requirements of 326 IAC 2-2 (PSD) not applicable, the Permittee shall comply with the following emission limits**

~~(a) The operating hours for the emergency diesel fire pump (EU048) shall not exceed 250 hours per twelve (12) consecutive month period with compliance determined at the end of each month.~~

(~~b~~**a**) NOx emissions from EU048 shall not exceed **0.068 lbs/MMBTU** ~~0.30 lbs/hr.~~

(~~c~~**b**) CO emissions from EU048 shall not exceed **0.370 lbs/MMBTU** ~~0.11 lbs/hr.~~

(~~d~~**c**) The operating hours for the biomethanator flare (CE007) shall not exceed 876 hours per twelve (12) consecutive month period with compliance determined at the end of each month. The biomethanator gas shall be combusted in either the TO/HRSG systems or the biomethanator flare during all times of biomethanator operation.

Compliance with these ~~CO and NOx~~ limits in conjunction with CO and NOx **limits on Conditions D.3.1 and D.4.1 and the limits in Cargill AgHorizons - Linden Grain Elevator and the** PTE from all other emission units at this source (Plant ID #107-00061) and ~~CO and NOx~~ from Cargill AgHorizons – Linden Grain Elevator (Plant ID #107-00009), shall limit the CO and NOx emissions from the entire source to less than 250 tons per ~~year~~ **twelve (12) consecutive month period** and therefore, render the requirements of ~~326 IAC 2-7 (Part 70 Program), and~~ 326 IAC 2-2 (PSD) ~~are~~ not applicable.

Record Keeping and Reporting Requirement ~~[326 IAC 2-8-4(3)] [326 IAC 2-8-16]~~ [326 IAC 2-7-5(1)][326 IAC 2-7-6(1)]

D.~~6~~**5**.2 Record Keeping Requirements

~~(a) To document the compliance status with Condition D.6.1(a), the Permittee shall maintain monthly records of the operating hours for the emergency diesel fire pump (EU048).~~

(~~b~~**a**) To document the compliance status with Condition D.~~6~~**5**.1(~~b~~**a**), the Permittee shall maintain monthly records of the operating hours for the biomethanator flare (CE007).

(~~c~~**b**) Section C - General Record Keeping Requirements **of this permit** contains the Permittee's obligation with regard to the **records required by this condition** ~~recordkeeping requirements of this requirement~~.

D.~~6~~**5**.3 Reporting Requirements

~~(a) A quarterly summary of the information to document compliance with Condition D.6.1(a) shall be submitted not later than thirty (30) days after the end of the quarter being reported. Section C - General Reporting contains the Permittee's obligation with regard to the reporting required by this condition. The report submitted by the Permittee does require a certification that meets the requirements of 326 IAC 2-8-5(a)(1) by an "authorized individual" as defined by 326 IAC 2-1.1-1(1).~~

~~(b)~~ A quarterly summary of the information to document **the** compliance **status** with Condition D.~~6~~**5**.1(~~b~~**a**) shall be submitted not later than thirty (30) days after the end of the quarter being reported. Section C - General Reporting contains the Permittee's obligation with regard to the reporting required by this condition. The report submitted by the Permittee does require a certification that meets the requirements ~~of 326 IAC 2-8-5(a)(1) by an "authorized individual" as defined by 326 IAC 2-1.1-1(1).~~ **of 326 IAC 2-7-6(1) by a "responsible official," as defined by 326 IAC 2-7-1(34).**

SECTION E.3 FACILITY OPERATION CONDITIONS - 40 CFR 60, Subpart VV, Standards of Performance for Equipment Leaks of VOC in the Synthetic Organic Chemicals Manufacturing Industry for which Construction, Reconstruction, or Modification Commenced After January 5, 1981, and on or Before November 7, 2006

Facility Description:

(c) ***

(d) ***

(f) One (1) distillation and dehydration process, constructed in 2006, with a maximum equivalent throughput rate of 15,310 gallons of 200-proof ethanol per hour, with emissions routed to and controlled by the TO/HRSG systems (CE003 and CE006) and exhausting through stack EP003. This process consists of the following:

(1) ***
(2) ***
(3) ***
(4) One (1) 190 proof **ethanol** condenser, identified as EU020.

(5) ***
(6) One (1) 200 proof **ethanol** condenser, identified as EU022.
(7) ***
(8) ***
(9) ***
***

(k) One (1) ethanol loading rack system for both railcar and truck loading, identified as EU047, constructed in 2006, with a maximum throughput rate of 156,000 gallons per hour. Railcars ~~are dedicated to~~ carry~~ing~~ denatured ethanol product. Trucks may not be dedicated to carrying denatured ethanol. Emissions from both the railcar loading and truck loading processes are controlled by **a vapor combustion unit** ~~an enclosed flare~~ CE009, which has a maximum heat input capacity of 6.4 MMBtu/hr and exhausts through stack EP008.
***

(The information describing the process contained in this facility description box is descriptive information and does not constitute enforceable conditions.)

SECTION E.5 FACILITY OPERATION CONDITIONS - 40 CFR 63, Subpart ZZZZ - National Emissions Standards for Hazardous Air Pollutants for Stationary Reciprocating Internal Combustion Engines (RICE)

Facility Description:

Insignificant Activities:

(j) Stationary fire pumps, including one (1) diesel fire pump, identified as EU048, constructed in 2006, with a maximum power output rate of 300 horsepower, and exhausting to stack EP009.

Under 40 CFR Part 60, Subpart IIII, EU048 is an affected unit.
Under 40 CFR Part 63, Subpart ZZZZ, EU048 is an affected unit.

(The information describing the process contained in this facility description box is descriptive information and does not constitute enforceable conditions.)

National Emissions Standards for Hazardous Air Pollutants (NESHAP) Requirements: Stationary Reciprocating Internal Combustion Engines

E.5.1 General Provisions Relating to National Emissions Standards for Hazardous Air Pollutants under 40 CFR Part 63 [326 IAC 20-1] [40 CFR Part 63, Subpart A]

(a) Pursuant to 40 CFR 63.~~340(b)~~**6580**, the Permittee shall comply with the provisions of 40 CFR Part 63, Subpart A – General Provisions, which are incorporated by reference as 326 IAC 20-82, for the reciprocating internal combustion engines as specified in Table 8 of 40 CFR Part 63, Subpart ZZZZ in accordance with the schedule in 40 CFR 63, Subpart ZZZZ.

(b) Pursuant to 40 CFR 63.10, the Permittee shall submit all required notifications and reports to:

Indiana Department of Environmental Management
Compliance and Enforcement Branch, Office of Air Quality
100 North Senate Avenue
MC 61-53 IGCN 1003
Indianapolis, Indiana 46204-2251

E.5.2 National Emissions Standards for Hazardous Air Pollutants for Stationary Reciprocating Internal Combustion Engines [40 CFR Part 63, Subpart ZZZZ] **[326 IAC 20-82]**

The Permittee shall comply with the following provisions of 40 CFR Part 63, Subpart ZZZZ (included as Attachment F) which are incorporated by reference as 326 IAC 20-82 for the reciprocating internal combustion engine:

(1) 40 CFR 63.6580
(2) 40 CFR 63.6585(a),(c),(d)
(3) 40 CFR 63.6590(a)(2)(iii),(c)(1)
(4) 40 CFR 63.6595(a)(7)
(5) 40 CFR 63.6605
(6) 40 CFR 63.6645(a)(5)
(7) 40 CFR 63.6670
(8) 40 CFR 63.6675

SECTION E.6 FACILITY OPERATION CONDITIONS - 40 CFR 63, Subpart CCCCCC - National Emission Standards for Hazardous Air Pollutants for Source Category Gasoline Dispensing Facilities

Facility Description ~~[326 IAC 2-8-4(10)]:~~

Insignificant Activities:

(a) Storage tanks with capacity less than or equal to 1,000 gallons and annual throughputs less than 12,000 gallons.

(1) One (1) gasoline storage tank with a capacity of 1,000 gallons and an annual throughput less than 10,000 gallons.

Under 40 CFR 63, Subpart CCCCCC, this is an affected unit.

(The information describing the process contained in this facility description box is descriptive information and does not constitute enforceable conditions.)

National Emissions Standards for Hazardous Air Pollutants (NESHAP) Requirements: Stationary Reciprocating Internal Combustion Engines
National Emissions Standards for Hazardous Air Pollutants (NESHAP) Requirements: Source Category Gasoline Dispensing Facilities

E.6.1 General Provisions Relating to National Emissions Standards for Hazardous Air Pollutants under 40 CFR Part 63 [326 IAC 20-1] [40 CFR Part 63, Subpart A]

(a) Pursuant to 40 CFR 63.111130, the Permittee shall comply with the provisions of 40 CFR Part 63, Subpart A – General Provisions, which are incorporated by reference as 326 IAC 12, for gasoline dispensing facilities as specified in Table 3 of 40 CFR 40 CFR 63, Subpart CCCCCC in accordance with the schedule in 40 CFR 63, Subpart CCCCCC.

(b) Pursuant to 40 CFR 63.10, the Permittee shall submit all required notifications and reports to:

Indiana Department of Environmental Management
Compliance and Enforcement Branch, Office of Air Quality
100 North Senate Avenue
MC 61-53 IGCN 1003
Indianapolis, Indiana 46204-2251

E.6.2 National Emissions Standards for Hazardous Air Pollutants for Source Category Gasoline Dispensing Facilities Combustion Engines [40 CFR Part 63, Subpart CCCCCC]

The Permittee shall comply with the following provisions of 40 CFR 63, Subpart CCCCCC (included as Attachment G) for the gasoline tank:

(1) 40 CFR 63.11110
(2) 40 CFR 63.11111(a), (b), (e), (f), (h), (i), (j), (k)
(3) 40 CFR 63.11112(a), (b)
(4) 40 CFR 63.11113(a)(2)
(5) 40 CFR 63.11115
(6) 40 CFR 63.11116
(7) 40 CFR 63.11125(d)
(8) 40 CFR 63.11130
(9) 40 CFR 63.11131

(10) 40 CFR 63.11132
(11) Table 3

Recommendation

The staff recommends to the Commissioner that the Part 70 Operating Permit be approved. This recommendation is based on the following facts and conditions:

Unless otherwise stated, information used in this review was derived from the application and additional information submitted by the applicant.

An application for the purposes of this review was received on May 16, 2012. Additional information was received on August 14, 2012 and August 15, 2012.

Conclusion

The operation of this a stationary Fuel Ethanol Production; Fuel Grade ethanol shall be subject to the conditions of the attached Part 70 Operating Permit No. T107-31939-00061.

IDEM Contact

(a) Questions regarding this proposed permit can be directed to Julie Alexander at the Indiana Department Environmental Management, Office of Air Quality, Permits Branch, 100 North Senate Avenue, MC 61-53 IGCN 1003, Indianapolis, Indiana 46204-2251 or by telephone at (317) 233-1782 or toll free at 1-800-451-6027 extension 3-1782.

(b) A copy of the findings is available on the Internet at: http://www.in.gov/ai/appfiles/idem-caats/

(c) For additional information about air permits and how the public and interested parties can participate, refer to the IDEM's Guide for Citizen Participation and Permit Guide on the Internet at: www.idem.in.gov

Appendix A: Emissions Calculations
Source-Wide Emission Summary
Potential to Emit Before Control (tpy)
Company Name(s): Valero Renewable Fuels Company, LLC - Valero Linden Plant
Address(es): 203 West County Road 1100 North, Linden, IN 47955
Reviewer: Julie Alexander
Date: July 30, 2012

Process Description	EU ID	EP ID	Type of Emission	PM	PM_{10}	$PM_{2.5}$	SO_2	NO_x	VOC	CO	GHGs	Total HAPs	Individual HAP[1]
Grain Transfer System	EU001	EP001	Process	137.97	137.97	23.45	-	-	-	-	-	-	-
Corn Grinding System	EU002-EU005	EP002	Process	450.51	450.51	76.59	-	-	-	-	-	-	-
DDGS Handling & Loading	EU035 - EU037	EP005	Process	19.75	9.09	1.70	-	-	-	-	-	-	-
Thermal Oxidizer & Dryer Systems	EU006 - EU022, EU039, EU040, EU042, EU043 EU046	EP003 / EP006	Combustion	15.27	15.21	15.21	1.20	380.20	11.01	168.09	238,812	3.78	-
			Process, DDGS	442.38	442.38	442.38	67.06	-	2017.03	1150.19	-	243.97	126.08
			Process, MDGS[2]	-	-	-	-	-	16.93	-	-	0.54	0.06
Cooling Drum [TO Combustion Air Stack]	EU046	EP007	Process	469.29	469.29	469.29	-	-	4.98	-	-	0.66	0.35
Fermentation Process - CO2 Scrubber [5]	EU025 - EU032	EP004	Process	2.48	2.48	2.48	-	-	2241.67	-	422,473	13.89	10.37
Emergency Diesel Fire Pump	EU048	EP009	Combustion	1.66E-04	1.66E-04	1.66E-04	0.17	1.66E-04	0.01	6.14E-05	31	2.03E-03	4.03E-04
Ethanol Loading Rack System & Flare	EU047	EP008	Combustion	negl	negl	negl	negl	9.43	2082.69	26.78	6,611	121.15	-
Tank Farm - Storage Tanks [4]			Process	-	-	-	-	-	3.20	-	-	0.12	-
Process Storage Tanks			Process	-	-	-	-	-	1.16	-	-	-	-
Fugitive Emissions													
DDGS Handling, Loading & Storage	F002		Process, Flat Storage Pile Moving Process, Pile	0.18	0.05	0.05	-	-	-	-	-	-	-
Paved Roads	F003		Process	8.24	1.65	0.40	-	-	-	-	-	-	-
Valves, Pumps, Flanges, OEL, Connectors & Compressors (Fugitive Leaks) [4]	F004		Process	-	-	-	-	-	6.71	-	-	0.70	0.56
Cooling Tower	F005		Process	10.86	10.86	10.86	-	-	-	-	-	-	-
Modified DGS Production & Storage			Process, Pile	0.07	0.46	0.46	-	-	-	-	-	-	-
Other Activities [3] [4]				-	-	-	-	-	1.00	-	-	1.00	-
Total Fugitive				19.35	13.02	11.77	-	-	7.71	-	-	1.70	0.56
Total (non-Fugitive)				1537.65	1526.93	1031.10	68.42	389.63	6378.68	1345.06	667926.63	383.98	136.87
Valero Linden Plant (107-00061) Total				**1537.65**	**1526.93**	**1031.10**	**68.42**	**389.63**	**6378.68**	**1345.06**	**667926.63**	**383.98**	**136.87**
Total (non-Fugitive)				287.90	104.83	92.01	-	-	-	-	-	-	-
Total Fugitive				1,503.72	1,202.83	1,118.95	0.28	88.12	2.55	38.96	55,990	0.88	0.83
Cargill AgHorizons Elevator (107-00009) Total				**1,791.62**	**1,307.66**	**1,210.96**	**0.28**	**88.12**	**2.55**	**38.96**	**55,990**	**0.88**	**0.83**
Total Contingent Source				**3,329.28**	**2834.59**	**2242.06**	**68.70**	**477.75**	**6381.23**	**1384.02**	**723,917**	**384.86**	**136.87**

Appendix A: Emissions Calculations
Source-Wide Emission Summary
Potential to Emit After Control (tpy)
Company Name(s): Valero Renewable Fuels Company, LLC - Valero Linden Plant
Address(es): 203 West County Road 1100 North, Linden, IN 47955
Reviewer: Julie Alexander
Date: July 30, 2012

Process Description	EU ID	EP ID	Type of Emission	PM	PM_{10}	$PM_{2.5}$	SO_2	NO_x	VOC	CO	GHGs	Total HAPs	Individual HAP[1]
Grain Transfer System	EU001	EP001	Process	1.38	1.38	0.23	-	-	-	-	-	-	-
Corn Grinding System	EU002-EU005	EP002	Process	4.51	4.51	0.77							
DDGS Handling & Loading	EU035 - EU037	EP005	Process	0.20	0.09	0.02	-	-	-	-	-	-	-
Thermal Oxidizer & Dryer Systems	EU006 - EU022, EU039, EU040, EU042, EU043 EU046	EP003 / EP006	Combustion	15.27	15.21	15.21	1.20	380.20	11.01	168.09	238,812	3.78	-
			Process, DDGS	44.24	44.24	44.24	67.06	8.22	40.34	51.76	-	7.32	3.78
			Process, MDGS[2]	-	-	-	-	-	16.93	-	-	0.54	0.06
Cooling Drum [TO Combustion Air Stack]	EU046	EP007	Process	4.69	4.69	4.69	-	-	4.98	-	-	0.66	0.35
Fermentation Process - CO2 Scrubber [5]	EU025 - EU032	EP004	Process	2.48	2.48	2.48	-	-	45.49	-	422,473	6.98	5.21
Emergency Diesel Fire Pump	EU048	EP009	Combustion	1.66E-04	1.66E-04	1.66E-04	1.65E-01	1.66E-04	8.36E-03	6.14E-05	31.23	2.03E-03	4.03E-04
Ethanol Loading Rack System & Flare	EU047	EP008	Combustion	negl	negl	negl	negl	9.43	41.65	26.78	6,611	2.42	-
Tank Farm - Storage Tanks [4]			Process	-	-	-	-	-	3.20	-	-	0.12	-
Process Storage Tanks			Process	-	-	-	-	-	1.16	-	-	-	-
Fugitive Emissions													
DDGS Handling, Loading & Storage	F002		Process, Flat Storage Pile Moving Process, Pile	0.18	0.05	0.05	-	-	-	-	-	-	-
Paved Roads	F003		Process	8.24	1.65	0.40	-	-	-	-	-	-	-
Valves, Pumps, Flanges, OEL, Connectors & Compressors (Fugitive Leaks) [4]	F004		Process	-	-	-	-	-	6.71	-	-	0.70	0.56
Cooling Tower	F005		Process	10.86	10.86	10.86	-	-	-	-	-	-	-
Modified DGS Production & Storage			Process, Pile	0.07	0.46	0.46	-	-	-	-	-	-	-
Other Activities [3] [4]				-	-	-	-	-	1.00	-	-	1.00	-
Total Fugitive				19.35	13.02	11.77	-	-	7.71	-	-	1.70	0.56
Total (non-Fugitive)				72.76	72.60	67.64	68.42	397.85	147.84	246.63	667,927	21.70	9.41
Valero Linden Plant (107-00061) Total				**72.76**	**72.60**	**67.64**	**68.42**	**397.85**	**147.84**	**246.63**	**667,927**	**23.39**	**9.97**
Total (non-Fugitive)				**96.59**	**38.84**	**43.71**	**-**	**-**	**-**	**-**	**-**	**-**	**-**
Total Fugitive				**416.57**	**115.68**	**31.80**	**0.28**	**88.12**	**2.55**	**38.96**	**55,990**	**0.88**	**0.83**
Cargill AgHorizons Elevator (107-00009) Total				**513.16**	**154.52**	**75.51**	**0.28**	**88.12**	**2.55**	**38.96**	**55,990**	**0.88**	**0.83**
Total Contingent Source				**585.92**	**227.12**	**143.15**	**68.70**	**485.97**	**150.39**	**285.59**	**723,917**	**24.27**	**9.97**

Appendix A: Emissions Calculations

Source-Wide Emission Summary

Potential to Emit After Issuance of Permit (Limited PTE) (tpy)

Company Name(s): Valero Renewable Fuels Company, LLC - Valero Linden Plant

Address(es): 203 West County Road 1100 North, Linden, IN 47955

Reviewer: Julie Alexander

Date: July 30, 2012

Process Description	EU ID	EP ID	Type of Emission	PM	PM_{10}	$PM_{2.5}$	SO_2	NO_x	VOC	CO	GHGs	Total HAPs	Individual HAP[1]
Grain Transfer System	EU001	EP001	Process	1.38	1.38	1.38	-	-	-	-	-	-	-
Corn Grinding System	EU002-EU005	EP002	Process	4.51	4.51	4.51	-	-	-	-	-	-	-
DDGS Handling & Loading	EU035 - EU037	EP005	Process	4.93	2.29	2.29	-	-	-	-	-	-	-
Thermal Oxidizer & Dryer Systems	EU006 - EU022, EU039, EU040, EU042, EU043 EU046	EP003 / EP006	Combustion Process, DDGS Process, MDGS[2]	44.24	44.24	44.24	68.26	93.95	40.34	92.55	238,812	11.10	3.78
Cooling Drum [TO Combustion Air Stack]	EU046	EP007	Process	4.69	4.69	4.69	-	-	4.97	-	-	0.66	0.35
Fermentation Process - CO2 Scrubber [5]	EU025 - EU032	EP004	Process	2.48	2.48	2.48	-	-	45.49	-	422,473	6.98	5.21
Emergency Diesel Fire Pump	EU048	EP009	Combustion	9.45E-06	9.45E-06	9.45E-06	0.165	1.66E-04	8.36E-03	-	31	2.03E-03	4.03E-04
Ethanol Loading Rack System & Flare	EU047	EP008	Combustion	negl	negl	negl	negl	0.95	4.19	2.69	6,611	0.24	-
Tank Farm - Storage Tanks[3] [4]			Process	-	-	-	-	-	3.20	-	-	0.12	-
Process Storage Tanks			Process	-	-	-	-	-	1.16	-	-	-	-
Fugitive Emissions													
Valves, Pumps, Flanges, OEL, Connectors & Compressors (Fugitive Leaks) [4]	F004		Process	-	-	-	-	-	-	-	-	0.70	0.56
Other Activities [3] [4]				-	-	-	-	-	-	-	-	1.00	-
Total Fugitive				n/a	n/a	n/a	-	-	n/a	-	-	1.70	0.56
Total (non-Fugitive)				62.22	59.58	59.58	68.42	94.90	99.36	95.24	667927	19.10	9.34
Valero Linden Plant (107-00061) Total				**62.22**	**59.58**	**59.58**	**68.42**	**94.90**	**99.36**	**95.24**	**667,927**	**20.80**	**9.90**
Total (non-Fugitive)				**86.63**	**38.45**	**6.55**	**-**	**-**	**-**	**-**	**-**	**-**	**-**
Total Fugitive				**61.90**	**24.07**	**11.86**	**0.03**	**5.00**	**0.28**	**4.20**	**6,037**	**0.09**	**0.09**
Cargill AgHorizons Elevator (107-00009) Total				**148.52**	**62.52**	**18.41**	**0.03**	**5.00**	**0.28**	**4.20**	**6,037**	**0.09**	**0.09**
Total Contingent Source				**210.75**	**122.10**	**77.99**	**68.45**	**99.90**	**99.64**	**99.44**	**673,963**	**20.89**	**9.90**

[1] Worst-case HAP for Cargill AgHorizons Elevator is Hexane. Hexane is not included in total since Acetaldehyde, the worst-case HAP for Valero Renewable Fuels Company, LLC, is emited at higher rate. Worst-case HAP for contingent source is Acetaldehyde.

[2] Modified (Wet) DGS can be produced in place of Dry DGS (DDGS). DDGS is worst-case and is shown in table. The HAPs for MDGS is included in the soucre total along with the fugitive emissions.

[3] A conservative estimation of less than 1 ton of VOCs/TotalHAPs per year was used for storing tanks, solvent recycling, and methanator feed tank.

[4] Fugitive PM, PM10, PM2.5, and VOC emissions are not counted toward the determination of PSD and Emission Offset applicability for the Valero Renewable Fuels Company, LLC - Valero Linden Plant, since this source is not one of the twenty-eight (28) listed source categories under 326 IAC 2-2, 326 IAC 2-3, or 326 IAC 2-7, and there are no applicable New Source Performance Standard sthat were in effect on August 7, 1980. The fugitive HAPs emissions are included.

[5] 421,794 tons of GHGs/yr are emitted from Valero's fermentation process; greenhouse gas emissions from biogenic processes are currently exempt from GHG regulations

Appendix A: Emissions Calculations
Grain Receiving, Handling & Grinding [A]
Company Name(s): Valero Renewable Fuels Company, LLC - Valero Linden Plant
Address(es): 203 West County Road 1100 North, Linden, IN 47955
Reviewer: Julie Alexander
Date: July 30, 2012

Process Description	EU IDs	EP IDs	Unit Description	Control Device	Baghouse ID	Outlet Grain Loading	Maximum Air Flow Rate	Uncontrolled PTE				Control Efficiency	Controlled PTE			
								PM/PM_{10}		$PM_{2.5}$ [B]			PM/PM_{10}		$PM_{2.5}$ [B]	
						grains/dscf	dscfm	lbs/hr	TPY	lbs/hr	TPY	%	lbs/hr	TPY	lbs/hr	TPY
Receiving corn from Cargill	EU001	EP001	Corn Receiving System consisting of: Bucket Elevators, Conveyors, Corn day bin, Surge bin, and Grind bin with scalpers	Baghouse	CE001	0.005	7,350	31.50	137.97	5.36	23.45	99.0%	0.32	1.38	0.05	0.23
Conveying & grinding corn as a feedstock	EU002 EU003 EU004 EU005	EP002	Four (4) Hammermills and conveyors	Baghouse	CE002	0.005	24,000	102.86	450.51	17.49	76.59	99.0%	1.03	4.51	0.17	0.77
	Totals							**134.36**	**588.48**	**22.84**	**100.04**		**1.34**	**5.88**	**0.23**	**1.00**

[A] All emissions from each transfer and drop point are controlled by the appropriate baghouses. No fugitive emissions assciated with these operations.
[B] Assume PM10/PM2.5 are equal to PM emission. (AP-42 Table 9.9.1-1 Reference 40)

Methodology:

Conversion Factors: 7000 grains/pound; 60 minutes/hour; 8,760 hours/year; 2,000 pounds/ton

PTE of PM/PM_{10} after Control (lbs/hr) = Grain Loading (gr/dscf) x Max. Air Flow Rate (scfm) x 60 mins/hr x 1/7000 lb/gr

PTE of PM/PM_{10} after Control (tons/yr) = Grain Loading (gr/dscf) x Max. Air Flow Rate (scfm) x 60 mins/hr x 1/7000 lb/gr x 8760 hr/yr x 1 ton/2000 lbs

PTE of PM/PM_{10} before Control (tons/yr) = PTE of PM/PM_{10} after Control (tons/yr) / (1-Control Efficiency)

Appendix A: Emissions Calculations

Fermentation Process - CO2 Scrubber [A]

Company Name(s): Valero Renewable Fuels Company, LLC - Valero Linden Plant

Address(es): 203 West County Road 1100 North, Linden, IN 47955

Reviewer: Julie Alexander

Date: July 30, 2012

	VOC	HAPs
Scrubber Removal Efficiency [C]	98.0%	50.0%
200-Proof Annual Production	gallons/year	134,115,600
Maximum CO_2 Recovered From Fermentation Operations [C]	$lbsCO_2$/hr	85,274

Emissions From Processing	**Pollutant**	**PM [B]**		**PM_{10} [B]**		**$PM_{2.5}$ [B]**		**VOC [C]**	
	Controlled Emission Factor	**37.00 lbs/MMgal**		**37.00 lbs/MMgal**		**37.00 lbs/MMgal**		**668.3788 lbs/MMgal**	
	Units	**lbs/hr**	**tpy**	**lbs/hr**	**tpy**	**lbs/hr**	**tpy**	**lbs/hr**	**tpy**
Uncontrolled PTE (based on 8,760 hours)		0.57	2.48	0.57	2.48	0.57	2.48	511.64	2241.00
Controlled PTE (based on scrubber efficiency; 8,760 hrs; annual 200-proof production)		**0.57**	**2.48**	**0.57**	**2.48**	**0.57**	**2.48**	**10.23**	**44.82**

Emissions From Processing	**Pollutant**	**Acetaldehyde [D]**		**Acrolein [D]**		**Formaldehyde [D]**		**Methanol [D]**		**Total Process HAPs**	
	Controlled Emission Factor	**77.0 lbs/MMgal**		**5.88 lbs/MMgal**		**0.22 lbs/MMgal**		**19.85 lbs/MMgal**			
	Units	**lbs/hr**	**tpy**	**lbs/hr**	**tpy**	**lbs/hr**	**tpy**	**lbs/hr**	**tpy**	**lbs/hr**	**tpy**
Uncontrolled PTE (based on 8,760 hours)		2.36	10.33	0.18	0.79	0.01	0.03	0.61	2.66	3.15	13.81
Controlled PTE (based on scrubber efficiency; 8,760 hrs; annual 200-proof production)		**1.18**	**5.16**	**0.09**	**0.39**	**0.003**	**0.015**	**0.30**	**1.33**	**1.58**	**6.90**

[A] Fermentation Process & CO_2 Scrubber (CE004). Emissions from seven (7) fermenters [EU025-EU032] and one (1) beerwell [EU032] are controlled by CO_2 Scrubber.

[B] Assume PM/PM_{10}/$PM_{2.5}$ emissions are equivalent. Under the Part 70 Permit program, particulate matter with an aerodynamic diameter less than or equal to a nominal 10 micrometers (PM_{10}), not particulate matter (PM), is considered a "regulated pollutant". Controlled emission factors provided by desgin manufacturer and equipment manufacturer.

[C] Controlled emission factor provided by design manufacturer and equipment manufacturer. VOC concentration in recovered CO_2.

[D] Controlled emission factors provided by design manufacturer and based on testing data for a similar facility scaled linearly to a site-specific production. Overall equivalent HAP emissions are routed to TO/HRSG for mashing, cooking and liquefaction operations.

Methodology:

Controlled, Limited PTE (lbs/hr) = Controlled Emission Factor (lbs/MMgal) x 200-Proof Annual Production (gallons) / 1,000,000 / 8,760 (hours/year)
Controlled, Limited PTE (tons/yr) = Emission Rate after Control (lbs/hr) x 8,760 (hours/year) ÷ 2000 (lbs/ton)
Uncontrolled (lb/hr) = Controlled (lb/hr) / (100% - Control Efficiency)
Uncontrolled (ton/yr) = Controlled (ton/yr) / (100% - Control Efficiency)

Appendix A: Emissions Calculations
Combustion Emissions From Thermal Oxidizer & Dryer Systems [A]

Company Name(s): Valero Renewable Fuels Company, LLC - Valero Linden Plant

Address(es): 203 West County Road 1100 North, Linden, IN 47955

Reviewer: Julie Alexander

Date: July 30, 2012

Total Heat Input Capacity	mmbtu/hr	466.0
Operating Hours	hr/yr	8,760
Heat Content of Natural Gas	btu/scf	1,020

Combustion Emissions	Pollutant	PM		$PM_{10}/PM_{2.5}$		NOx		SO_2		CO		VOC		
	Uncontolled Emission Factor	0.007 lbs/mmbtu [B]		0.007 lbs/mmbtu [B]		0.186 lbs/mmbtu [B]		0.001 lbs/mmbtu [B]		0.082 lbs/mmbtu [B]		0.005 lbs/mmbtu [B]		
	Units	lbs/hr	tpy	lbs/hr	tpy	lbs/hr	tpy	lbs/hr	tpy	lbs/hr	tpy	lbs/hr	tpy	
Uncontrolled PTE From Combustion		**3.49**	**15.27**	**3.47**	**15.21**	**86.80**	**380.20**	**0.27**	**1.20**	**38.38**	**168.09**	**2.51**	**11.01**	**Combustion HAPs [E]**
Combustion Emissions	Limited Emission Factor					0.042 lbs/mmbtu [C]								
	Units					lbs/hr	tpy							
Limited PTE From Combustion						**19.57**	**85.73**							See Summary Sheet

[A] Thermal Oxidizer #1 [CE003 (143MMbtu/hr)] with Dryer A [EU039 (45MMbtu/hr)] and Dryer B [EU045 (50MMbtu/hr)]; Thermal Oxidizer #2 [CE006 (143MMbtu/hr)] with Dryer C [EU045 (50MMbtu/hr)] and Dryer D [EU043 (45MMbtu/hr)] using natural gas as the fuel source.

[B] Emission factors from AP-42 Chapter 1.4, Nox Table 1.4-1 (07/98). - Post NSPS construction; PM/PM10/PM2.5/SO2/VOC Table 1.4-2 (07/98) Emission factors for combustion are calculated here for illistrating a total PTE. The Limited PTE for PM/PM10/PM2.5, SO2, CO2 and VOC emissions from combustion and processing DDGS are accounted for in Process emission factors for purposes of Limited Total PTE. The NOx emission factor for combustion is combined with the process NOx emission factor to determine total PTE and Limited Total PTE.

[C] NOx emission factors provided by burner design manufacturer -- lower than the AP-42 factor.

[E] All combustion HAPs emissions are included in HAPs combustion calculation summary sheet.

Supplemental Note: Each TO System also controls emissions from the distillation process [EU006-EU022] and DDGS cooling drum [EU046]. In addition, the supplemental gas from the biomethanator system is routed and used to supplement TO #1 gas input.

Methodology:

Limited PTE (lbs/hr) = Max. Heat Input (MMBtu/hr) x Emission Factor (lbs/MMBtu)
Limited PTE (tons/yr) = Controlled PTE (lbs/hr) x 8,760 (hrs/yr)÷ 2000 (lbs/ton)
Uncontrolled PTE (lbs/hr) = Max. Heat Input (MMBtu/hr) x Emission Factor (lbs/MMBtu)
Uncontrolled PTE (tons/yr) = Uncontrolled PTE (lbs/hr) x 8,760 (hrs/yr)÷ 2000 (lbs/ton)

Appendix A: Emissions Calculations

Process Generated Emissions From the Thermal Oxidizer & Dryer Systems Producing DDGS [A]

Company Name(s): Valero Renewable Fuels Company, LLC - Valero Linden Plant

Address(es): 203 West County Road 1100 North, Linden, IN 47955

Reviewer: Julie Alexander

Date: July 30, 2012

TO Control Efficiency For Criteria Emissions (% Removal) [B]	SO_2	0%
	VOC	98%
	CO	96%
	$PM/PM_{10}/PM_{2.5}$	90%
	HAPs	97%

Operating Hours		8,760
200-Proof Annual Production	gallons	134,115,600

Annual DDGS Production	tons	
		442,380

Emissions From Processing	Pollutant	Process NOx [C]		CO [D]		SO_2 [D][E]		Drying VOC [D]		Distillation VOC [D][F]		PM [D]		PM_{10} [D]		$PM_{2.5}$ [D]	
	Uncontrolled Emission Factor	0.0140 lbs/hr (per MMgal) (200-proof)		5.2 lbs/ton DDGS		0.001 lbs/gal (200-proof)		7.3 lbs/ton DDGS		0.006 lbs/gal (200-proof)		2.0 lbs/ton DDGS		2.0 lbs/ton DDGS		2.0 lbs/ton DDGS	
	Units	lbs/hr	tpy	lbs/hr	tpy	lbs/hr	tpy	lbs/hr	tpy	lbs/hr	tpy	lbs/hr	tpy	lbs/hr	tpy	lbs/hr	tpy
Uncontrolled PTE				262.60	1150.19	15.31	67.06	368.65	1614.69	91.86	402.35	101.00	442.38	101.00	442.38	101.00	442.38
Controlled PTE		**1.88**	**8.22**	**11.82**	**51.76**	**15.31**	**67.06**	**7.37**	**32.29**	**1.84**	**8.05**	**10.10**	**44.24**	**10.10**	**44.24**	**10.10**	**44.24**

HAP Emissions From Processing	Pollutant	Acetaldehyde [G]		Formaldehyde [G]		Acrolein [G]		Methanol [G]		Total Process HAPs	
	Uncontrolled Emission Factor	0.570 lbs/ton DDGS		0.260 lbs/ton DDGS		0.033 lbs/ton DDGS		0.240 lbs/ton DDGS			
	Units	lbs/hr	tpy	lbs/hr	tpy	lbs/hr	tpy	lbs/hr	tpy	lbs/hr	tpy
Uncontrolled PTE		28.79	126.08	13.13	57.51	1.67	7.30	12.12	53.09	55.70	243.97
Controlled PTE		**0.86**	**3.78**	**0.39**	**1.73**	**0.05**	**0.22**	**0.36**	**1.59**	**1.67**	**7.32**

[A] Thermal Oxidizer #1 [CE003 (143MMbtu/hr)] with Dryer A [EU039 (45MMbtu/hr)] and Dryer B [EU045 (50MMbtu/hr)]; Thermal Oxidizer #2 [CE006 (143MMbtu/hr)] with Dryer C [EU045 (50MMbtu/hr)] and Dryer D [EU043 (45MMbtu/hr)]. System also controls emissions from the distillation process [EU006-EU022] and DDGS cooling drum [EU046]. In addition, the supplemental gas from the biomethanator system is routed and used to supplement TO #1 gas input.

[B] Emission factors and TO control efficiencies were provided by design manufacturer and were derived from test data for similar sources. Assume PM/PM_{10} emissions are equivalent. Under the Part 70 Permit program, particulate matter with an aerodynamic diameter less than or equal to a nominal 10 micrometers (PM_{10}), not particulate matter (PM), is considered a "regulated pollutant".

[C] NOx emission rate after controls based on January 2008 stack test.

[D] Process uncontrolled emission factors provided by design manufacturer and based on testing data for a similar facility scaled linearly to a site-specific production.

[E] Potential sulfur emissions from the use of sulfuric acid to contol pH in the ethanol manufacturing process. Use of sulfuric acid to control pH in the process is the main source of sulfur to the TO during DDGS production.

[F] Distillation VOCs are VOCs created from the distillation process and routed to the TOs for control. Distillation process consists of: slurry mixer [EU006]; two slurry tanks [EU007 and EU008]; 200-proof flash tank [EU009]; two cook tubes [EU010]; two liquefaction tanks [EU011 and EU012]; two yeast tanks [EU015 and EU016]; beer column [EU017]; side stripper [EU018]; rectifier column [EU019]; 190-proof condenser [EU020]; six molecular sieves [EU021]; 200-proof condenser [EU022].

[G] Process uncontrolled emission factors provided by design manufacturer and based testing data for a similar facility scaled linearly to a site-specific production.

Methodology:

Uncontrolled PTE (tons/yr) = Uncontrolled Emission Factor (lbs/ton DDGS) x Annual DDGS Production Limit (tons/yr) ÷ 2000 (lbs/ton).
Uncontrolled PTE (tons/yr) = Uncontrolled Emission Factor (lbs/gallon 200-proof) x Annual 200-Proof Production (gallons/yr) ÷ 2000 (lbs/ton).
Uncontrolled PTE (lbs/hr) =Uncontrolled Emission Rate (tons/yr) x 2000 (lbs/ton) ÷ 8,760 (hrs/yr).
Controlled PTE (tons/yr) = Uncontrolled Emission Rate (tons/yr) x (1-Control Efficiency)
Controlled PTE (lb/hr) = Uncontrolled Emission Rate (lbs/hr) x (1-Control Efficiency)

Appendix A: Emissions Calculations
Combustion Emissions From Thermal Oxidizer & Dryer Systems Producting MDGS [A]
Company Name(s): Valero Renewable Fuels Company, LLC - Valero Linden Plant
Address(es): 203 West County Road 1100 North, Linden, IN 47955
Reviewer: Julie Alexander
Date: July 30, 2012

Total Heat Input Capacity	mmbtu/hr	376.0
Operating Hours		8,760
Heat Content of Natural Gas	btu/scf	1,020
200-Proof Annual Production	gallons	134,115,600
Annual WDGS Production	tons	1,148,199
TO Control Efficiency For Criteria Emissions (% Removal) [B]	VOC	98%

Combustion Emissions	Pollutant	NOx [B]		Process NOx [C]		CO [B]		SO_2 [B]		Distillation VOC [D][E]		VOC [B]		PM [B]		$PM_{10}/PM_{2.5}$ [B]		Combustion HAPs [F]
	Emission Factor	0.042 lbs/mmbtu		0.0140 lbs/hr (per MMgal) (200-proof)		0.020 lbs/mmbtu		0.60 lbs/MMscf		0.006 lbs/gal (200-proof)		5.5 lbs/MMscf		1.9 lbs/MMscf		7.6 lbs/MMscf		
	Units	lbs/hr	tpy	lbs/hr	tpy	lbs/hr	tpy	lbs/hr	tpy	lbs/hr	tpy	lbs/hr	tpy	lbs/hr	tpy	lbs/hr	tpy	
Uncontrolled PTE From Combustion		**15.79**	**69.17**	**1.88**	**8.22**	**7.52**	**32.94**	**0.22**	**0.97**	**91.86**	**402.35**	**101.37**	**444.01**	**0.70**	**3.07**	**0.70**	**12.27**	See Summary Sheet
Controlled PTE From Combustion										**90.96**	**8.05**	**2.03**	**8.88**					

[A] Thermal Oxidizer #1 [CE003 (143MMbtu/hr)] with Dryer A [EU039 (50MMbtu/hr)] or Dryer B [EU040 (50MMbtu/hr)]; Thermal Oxidizer #2 [CE006 (143MMbtu/hr)] with Dryer C [EU042 (50MMbtu/hr)] or Dryer D [EU043 (50MMbtu/hr)]. System also controls emissions from the distillation process [EU006-EU022]. In addition, the supplemental gas from the biomethanator system is routed and used to supplement TO #1 gas input.

[B] Emission factors from AP-42 Chapter 1.4, Tables 1.4-2 (07/98). NOx & CO emission factors provided by design manufacturer and are lower than the AP-42 factor.

[C] Process NOx controlled emission factors provided by design manufacturer and based on testing data for a similar facility scaled linearly to a site-specific production. Process NOx is NOx generated between the DDGS dryer burner itself and possibly in the TO as dust containing proteins or other nitrogen containing materials combusted.

[D] Process uncontrolled emission factors provided by design manufacturer and based testing data for a similar facility scaled linearly to a site-specific production.

[E] Distillation VOCs are VOCs created from the distillation process and routed to the TOs for control. Distillation process consists of: slurry mixer [EU006]; two slurry tanks [EU007 and EU008]; 200-proof flash tank [EU009]; two cook tubes [EU010]; two liquefaction tanks [EU011 and EU012]; two yeast tanks [EU015 and EU016]; beer column [EU017]; side stripper [EU018]; rectifier column [EU019]; 190-proof condenser [EU020]; six molecular sieves [EU021]; 200-proof condenser [EU022].

[F] All combustion HAPs emissions are included in HAPs combustion calculation summary sheet.

Methodology:

Controlled PTE (lbs/hr) = Controlled Emission Factor (lbs/MMbtu) x Heat Capacity Input (MMbtu/hr).
Controlled PTE (lbs/hr) = Controlled Emission Factor (lbs/hr/MMgal 200-proof) x 200-Proof Annual Production (gallons/yr) ÷ 1,000,000.
Uncontrolled PTE (lbs/hr) = Uncontrolled Emission Factor (lbs/gal 200-proof) x 200-Proof Annual Production (gallons/yr) ÷ 8,760 (hours/yr).
Uncontrolled PTE (tons/yr) = Uncontrolled Emission Rate (lbs/hr) x 8,760 (hours/yr) ÷ 2,000 (lbs/ton).
Controlled PTE (lb/hr) = Uncontrolled Emission Rate (lbs/hr) x (1-Control Efficiency)
Controlled PTE (tons/yr) = Controlled Emission Rate (lbs/hr) x 8,760 (hours/yr) ÷ 2,000 (lbs/ton).

Appendix A: Emissions Calculations
Process Emissions From Modified DGS Production & Storage [A][B]
Company Name(s): Valero Renewable Fuels Company, LLC - Valero Linden Plant
Address(es): 203 West County Road 1100 North, Linden, IN 47955
Reviewer: Julie Alexander
Date: July 30, 2012

Total MDGS Production	tons/year	1,148,199
	tons/hour	131.1
Operating Hours		8,760

Fugitive Emissions From Storage Piles	Pollutant	VOC [C]		Acetaldehyde [C]		Acrolein [C]		Formaldehyde [C]		Methanol [C]	
	Controlled Emission Factor	1.20E-02 lbs/ton		1.11E-04 lbs/ton		1.67E-05 lbs/ton		6.66E-04 lbs/ton		1.39E-04 lbs/ton	
	Units	lbs/hr	tpy	lbs/hr	tpy	lbs/hr	tpy	lbs/hr	tpy	lbs/hr	tpy
Controlled PTE (based on annual production limit)		**1.57**	**6.89**	**0.01**	**0.06**	**0.002**	**0.01**	**0.09**	**0.38**	**0.02**	**0.08**

Total HAPs	lbs/hr	**0.12**
	tpy	**0.54**

Fugitive Emissions	Unit IDs	Annual Throughput Limit	Uncontrolled Emission Factors [D]		Fugitive PTE					
			PM	$PM_{10}/PM_{2.5}$	PM		PM_{10}		$PM_{2.5}$	
		tons/year	lbs/ton	lbs/ton	lbs/hr	TPY	lbs/hr	TPY	lbs/hr	TPY
MDGS Storage Piles	F002	**1,148,199**	0.0001	0.0008	**0.02**	**0.07**	**0.10**	**0.46**	**0.10**	**0.46**

[A] Fugitive emission source.

[B] Modified (Wet) DGS can be produced in place of Dry DGS (DDGS).

[C] Emission factors provided by design manufacturer and based testing data for a similar scaled linearly to a site-specific production.

[D] Emission factors are taken from AP-42, Chapter 13.2.4, Equation 1 for active storage piles.

Methodology:
Controlled PTE (tons/yr) = Controlled Emission Factor (lbs/ton WDGS) x Annual WDGS Production (tons/yr) ÷ 2000 (lbs/ton).
Uncontrolled PTE -For Piles (lbs/hr) = Uncontrolled Emission Factor (lbs/ton) x Annual Production (tons/yr) ÷ 8,760 (hours/yr).
Uncontrolled PTE -For Piles (tons/yr) = Uncontrolled Emission Rate (lbs/hr) x 8,760 (hours/yr) ÷ 2,000 (lbs/ton).
Controlled PTE (tons/yr) = Controlled Emission Rate (lbs/hr) x 8,760 (hours/yr) ÷ 2,000 (lbs/ton).

Appendix A: Emissions Calculations
Cooling Drum [TO Combustion Air Stack] [A]
Company Name(s): Valero Renewable Fuels Company, LLC - Valero Linden Plant
Address(es): 203 West County Road 1100 North, Linden, IN 47955
Reviewer: Julie Alexander
Date: July 30, 2012

Annual DDGS Production	**442,380**	tons
Annual DDGS Production Limit	**441,615**	tons
Operating Hours		8,760

Emissions From Processing	**Pollutant**	**VOC [B]**	
	Controlled Emission Factor	**0.02 lbs/ton DDGS**	
	Units	**lbs/hr**	**tpy**
Unlimited PTE		**1.14**	**4.98**
		lbs/ton DDGS	**0.023**
Limited PTE		**1.13**	**4.97**
		lbs/ton DDGS	**0.023**

Emissions From Processing	**Acetaldehyde [B]**		**Acrolein [B]**		**Formaldehyde [B]**		**Methanol [B]**	
	8.00E-02 lbs/hr		**3.00E-02 lbs/hr**		**2.00E-02 lbs/hr**		**2.00E-02 lbs/hr**	
Limited PTE	**0.08**	**0.35**	**0.03**	**0.13**	**0.02**	**0.09**	**0.02**	**0.09**
	Total HAPs		lbs/hr	**0.15**		tpy	**0.66**	

Control Device (Baghouse CE008)	Outlet Grain Loading	
	0.005	gr/dscf
	Emitted Airflow	
	25,000	dscfm
	Control Eff (%)	
	99.0%	

Emissions From Processing	**Pollutant**	**PM/PM_{10} [C]**		**$PM_{2.5}$ [C]**	
	Controlled Emission Factor	**0.005 grains/dscf**		**0.005 grains/dscf**	
	Units	**lbs/hr**	**tpy**	**lbs/hr**	**tpy**
Uncontrolled PTE		107.14	469.29	107.14	469.29
Controlled PTE		**1.07**	**4.69**	**1.07**	**4.69**

[A] DDGS Cooling Drum [EU046]. The cooling drum cools the DDGS product from the dryers before transferring it to storage. Under normal full rate production, approximately 95% of the air/emissions from the cooling drum are routed to the TOs for use as TO combustion air. The remaing 5% continuously exit the TO combustion air stack (aka Cooling Drum Stack).

[B] Emission factors provided by design manufacturer and based testing data for a similar scaled linearly (2.54 scale factor) to a site-specific production.

[C] Assume $PM/PM_{10}/PM_{2.5}$ emissions are equivalent. Under the Part 70 Permit program, particulate matter with an aerodynamic diameter less than or equal to a nominal 10 micrometers (PM_{10}), not particulate matter (PM), is considered a "regulated pollutant". (AP-42 Table 9.9.1-1 Reference 40)

Methodology:

Limited, Controlled PTE (tons/yr) = Controlled Emission Factor (lbs/ton DDGS) x DDGS Production Rate (%-rate)(tons/yr) ÷ 2000 (lbs/ton).
Limited, Controlled PTE (lbs/hr) = Controlled Emission Rate (tons/yr) x 2000 (lbs/ton)÷ 8,760 (hours/yr).
Conversion Factors: 7000 grains/pound; 60 minutes/hour; 8,760 hours/year; 2,000 pounds/ton
PTE of PM/PM_{10} before Control (tons/yr) = PTE of PM/PM_{10} after Control (tons/yr) / (1-Control Efficiency)
PTE of PM/PM_{10} after Control (lbs/hr) = Grain Loading (gr/dscf) x Max. Air Flow Rate (scfm) x 60 mins/hr x 1/7000 lb/gr
PTE of PM/PM_{10} after Control (tons/yr) = Grain Loading (gr/dscf) x Max. Air Flow Rate (scfm) x 60 mins/hr x 1/7000 lb/gr x 8760 hr/yr x 1 ton/2000 lbs

Appendix A: Emissions Calculations
DDGS Handling & Loading [A]
Company Name(s): Valero Renewable Fuels Company, LLC - Valero Linden Plan
Address(es): 203 West County Road 1100 North, Linden, IN 4795!
Reviewer: Julie Alexander
Date: July 30, 2012

Process Description	Unit IDs	Unit Description	Annual DDGS Production	Uncontrolled Emission Factors [D]			Uncontrolled PTE						Control Device	Baghouse ID	Capture Efficiency	Control Efficiency	Controlled PTE					
				PM	PM_{10}	$PM_{2.5}$	PM [B]		PM_{10} [B]		$PM_{2.5}$ [B]						PM [B]		PM_{10} [B]		$PM_{2.5}$ [B]	
			tons/year	lbs/ton	lbs/ton	lbs/ton	lbs/hr	TPY	lbs/hr	TPY	lbs/hr	TPY			%	%	lbs/hr	TPY	lbs/hr	TPY	lbs/hr	TPY
Handling/Loading DDGS	EU035	DDGS Storage	442,380	0.0250	0.0063	0.0011	1.26	5.53	0.32	1.39	0.06	0.24	Baghouse	CE005	100.0%	99.0%	0.01	0.06	3.18E-03	0.01	5.56E-04	2.43E-03
	EU036	DDGS Conveying		0.0610	0.0340	0.0058	3.08	13.49	1.72	7.52	0.29	1.28			100.0%	99.0%	0.03	0.13	0.02	0.08	2.93E-03	0.01
	EU037	DDGS Loadout		0.0033	0.0008	0.0008	0.17	0.73	0.04	0.18	0.04	0.18			80.0%	99.0%	1.33E-03	5.84E-03	3.23E-04	1.42E-03	3.23E-04	1.42E-03
	Totals						4.51	19.75	2.08	9.09	0.39	1.70					**0.04**	**0.20**	**0.02**	**0.09**	**0.004**	**0.02**

Fugitive Emissions	Unit IDs	Unit Description	Annual DDGS Production	Uncontrolled Emission Factors [E]		Fugitive PTE			
				PM	$PM_{10}/PM_{2.5}$	PM		$PM_{10}/PM_{2.5}$	
			tons/year	lbs/ton	lbs/ton	lbs/hr	TPY	lbs/hr	TPY
Handling DDGS in flat storage building	F002	DDGS Loading Into Truck or Conveyor	**442,380**	0.00017	0.00004	0.01	0.04	2.02E-03	0.01
DDGS Storage Piles	F002	Storage Piles In Flat Storage	**442,380**	0.00066	0.00020	0.03	0.15	0.01	0.04
	Totals					0.04	0.18	0.01	0.05

Outlet Grain Loading	Maximum Airflow	PM [B]		PM_{10} [B]		$PM_{2.5}$ [B]	
grains/dscf	dscfm	lbs/hr	TPY	lbs/hr	TPY	lbs/hr	TPY
0.005	9,100	0.39	1.71	0.39	1.71	0.39	1.71

[A] All emissions from each transfer and drop point are controlled by the appropriate baghouses with the exception of the Flat Storage Building.
[B] Assume PM/PM_{10} emissions are equivalent. Under the Part 70 Permit program, particulate matter with an aerodynamic diameter less than or equal to a nominal 10 micrometers (PM_{10}), not particulate matter (PM), is considered a "regulated pollutant". US EPA has directed the states to regulate PM_{10} emissions as a surrogate for $PM_{2.5}$ emissions.
[C] Any fugitive emissions from the loading of DDGS into trucks/railcars through the loading chute system are captured in the fugitive emissions calculations of the flat storage building.
[D] Emission factors are taken from AP-42, Chapter 9.9.1, Grain Elevators and Processes, Table 9.9.1-2 For Feed Shipping (SCC 3-02-008-03), April 2003.
[E] Emission factors are taken from AP-42, Chapter 13.2.4, Equation 1 for active storage piles.

Methodology:
PTE of PM/PM_{10} after Control (lbs/hr) = Grain Loading (gr/dscf) x Max. Air Flow Rate (scfm) x 60 mins/hr x 1/7000 lb/gr
PTE of PM/PM_{10} after Control (tons/yr) = Grain Loading (gr/dscf) x Max. Air Flow Rate (scfm) x 60 mins/hr x 1/7000 lb/gr x 8760 hr/yr x 1 ton/2000 lbs
PTE of PM/PM_{10} before Control (tons/yr) = PTE of PM/PM_{10} after Control (tons/yr) / (1-Control Efficiency)

Appendix A: Emissions Calculations
Emergency Diesel Fire Pump [A]
Company Name(s): Valero Renewable Fuels Company, LLC - Valero Linden Plant
Address(es): 203 West County Road 1100 North, Linden, IN 47955
Reviewer: Julie Alexander
Date: July 30, 2012

Power Output	
HP	300.0

Operating Hours	
hours	**500**

Combustion Emissions	Pollutant	NOx [C]		CO [C]		PM [B][C]		$PM_{10}/PM_{2.5}$ [B][C]		SO_2		VOC [C][D]		Combustion HAPs [E]	
	Emission Factor	1.00E-03 lbs/HP-hr		3.71E-04 lbs/HP-hr		5.71E-05 lbs/HP-hr		5.71E-05 lbs/HP-hr		2.20E-03 lbs/HP-hr		1.11E-04 lbs/HP-hr			
	Units	lbs/hr	tpy	lbs/hr	tpy	lbs/hr	tpy	lbs/hr	tpy	lbs/hr	tpy	lbs/hr	tpy	lbs/hr	tpy
Uncontrolled PTE (based on 500 hours of operation)		**6.63E-04**	**1.66E-04**	**2.46E-04**	**6.14E-05**	**3.78E-05**	**9.45E-06**	**3.78E-05**	**9.45E-06**	**0.66**	**0.17**	**0.03**	**0.01**	See Summary Sheet	

[A] Insignificant Source - Emergency Diesel Fire Pump (EU048) [Internal Combustion Engine Using Diesel Fuel]

[B] Assume PM/PM_{10} emissions are equivalent. Under the Part 70 Permit program, particulate matter with an aerodynamic diameter less than or equal to a nominal 10 micrometers (PM_{10}), not particulate matter (PM), is considered a "regulated pollutant".

[C] Emission factors for diesel industrial engines (up to 600 hp or 447 kW) are from diesel engine manufacturer guarantee to meet EPA Subpart IIII criteria(except for SO2).

[D] Assume all VOC emissions are equivalent to TOC (total organic compounds).

[E] All combustion HAPs emissions are included in HAPs combustion calculation.

Methodology:
Uncontrolled (lbs/hr) = Power Output (HP) x Emission Factor (lb/HP-hr).
Uncontrolled (tons/yr) = Power Output (HP) x Emission Factor (lb/HP-hr) x 8,760 (hours/yr) ÷ 2,000 (lbs/ton).

Appendix A: Emissions Calculations
Cooling Tower [A]
Company Name(s): Valero Renewable Fuels Company, LLC - Valero Linden Plant
Address(es): 203 West County Road 1100 North, Linden, IN 47955
Reviewer: Julie Alexander
Date: July 30, 2012

Circulation Flow Rate	
gal/min	55,000

Total Drift	
% of circ. flow	0.005%

Total Dissolved Solids	
ppm	1,800

Density	
lbs/gal	8.345

Emissions From Processing	Pollutant	PM [B]		PM_{10} [B]		$PM_{2.5}$ [B]	
		lbs/hr	tpy	lbs/hr	tpy	lbs/hr	tpy
Unliminted PTE (based on 8,760 hours of operation)		**2.48**	**10.86**	**2.48**	**10.86**	**2.48**	**10.86**

[A] Insignificant Source - Cooling Tower
[B] Assume PM/PM_{10} emissions are equivalent. Under the Part 70 Permit program, particulate matter with an aerodynamic diameter less than or equal to a nominal 10 micrometers

Methodology:
PTE of $PM/PM_{10}/PM_{2.5}$ (lbs/hr) = 55,000 (gal/min) x 60 (min/hr) x 0.005 (%) x 8.345 (lbs/gal) x 1,800 (ppm) ÷ 1,000,000
PTE of $PM/PM_{10}/PM_{2.5}$ (tons/yr) = 2.48 (lbs/hr) x 8760 (hr/yr) ÷ 2000 (lbs/ton)

Appendix A: Emissions Calculations
Ethanol Loading Rack System & Flare [A]
Company Name(s): Valero Renewable Fuels Company, LLC - Valero Linden Plant
Address(es): 203 West County Road 1100 North, Linden, IN 47955
Reviewer: Julie Alexander
Date: July 30, 2012

Flare Heat Input Capacity		Maximum Loading Rate		Operations		Annual Shipping Limit	
mmbtu/hr	6.4	gals/hr	156,000	hours	8,760	gallons (denatured)	**137,468,490**

Combustion Emissions	**Pollutant**	**NOx [B]**		**CO [B]**		**PM [C]**	**PM_{10} /$PM_{2.5}$ [C]**	**SO_2 [C]**
	Controlled Emission Factor	**1.38E-02 lbs/kgal loaded**		**3.92E-02 lbs/kgal loaded**		**Negligable**	**Negligable**	Negligable
	Units	**lbs/hr**	**tpy**	**lbs/hr**	**tpy**			
Unlimited, Controlled PTE (based on loading rate)		**2.15**	**9.43**	**6.12**	**26.78**			
Limited, Controlled PTE (based on annual production limit)		**2.15**	**0.95**	**6.12**	**2.69**			

[A] Ethanol Loading Rack System (EU047) With A Control Flare (CE009). Calculations based on shipping all denatured ethanol (98/2 blend).

[B] NO_x & CO emission factors provided by flare manufacturer as a design specification (John Zink Co.).

[C] As per manufacturer, PM/PM_{10} /$PM_{2.5}$ emissions are negligable due to smokeless design. SO_2 emissions are negligable due to negligable sulfur in natural gas stream.

[D] All pilot light combustion HAPs emissions are included in HAPs combustion calculation. Process HAPs emissions are included in HAPs process emissions calculations.

Methodology:

Unlimited PTE of NOx and CO (tons/yr) = Max. Load-out Rate (gal/hr) ÷ 1,000 (gals) x Emission Factor (lbs/kgal) x 8,760 (hr/yr) ÷ 2000 (lbs/ton)

Limited PTE of NOx and CO (tons/yr) = Annual Denatured Production Limit (gal/yr) ÷ 1,000 (gals) x Emission Factor (lbs/kgal) ÷ 2,000 (lbs/ton)

Appendix A: Emissions Calculations
Ethanol Loading Rack System & Flare
Company Name(s): Valero Renewable Fuels Company, LLC - Valero Linden Plant
Address(es): 203 West County Road 1100 North, Linden, IN 47955
Reviewer: Julie Alexander
Date: July 30, 2012

Maximum Loading Rate	Truck Skid (gals/hr)	Railcar Skid 1 (gals/hr)	Railcar Skid 2 (gals/hr)	Total (gals/hr)
	36,000	60,000	60,000	156,000

Annual Production gallons (denatured)	
	Limited
	137,468,490

Operations	
hours	8,760

Flare Control Efficiency	
%	98.0%

1. Emission Factors: AP-42

Denatured ethanol will be shipped by either truck railcar loaded via the Ethanol Loading Rack System. Railcars will be dedicated fleets, but the trucks may have been used to carry gasoline prior to filling wlth ethanol. Both railcars and trucks will be filled by a submerged loading process. The Ethanol Loading Rack System will be controlled by flare CE009. This flare has a control efficiency of ≥98%.

According to AP-42, Chapter 5.2 - Transportation and Marketing of Petroleum Liquids (06/08), the VOC emission factors for the truck and rail loading racks can be estimated from the following equation:

$$LL = 12.46 \times (S \times P \times M) / T$$

Where:

LL = Loading loss for liquid loaded, lbs/kgal
S = Saturation factor from Table 5.2-1:
P = True vapor pressure of liquid loaded (psia):
M = Molecular weight of vapors:
T = Temperature of bulk liquid loaded (ºR):

Note : True vapor pressure, molecular weight of vapors, bulk liquid temperature, and vapor mass fraction taken from TANKS 4.09d software.

Source	S	P	M	T	LL	Comments
		(psia)	(lbs/mole lb)	(°R)	(lbs/kgal)	
Gasoline (normal, vapor balance)	1.0	5.69	65.00	512	9.00	Assumed to be an average RVP11 gasoline. RVP9 for ozone months; RVP13 all others.
Gasoline (normal)	0.6	5.69	65.00	512	5.40	
Gasoline (50%normal;50%VB)	0.8	5.69	65.00	512	7.20	
Gasoline (clean cargo)	0.5	5.69	65.00	512	4.50	
Denatured Ethanol (normal)	0.6	0.59	48.83	512	0.42	Assumed to be 97.5% EtOH & 2.5% gasoline
Denatured Ethanol (clean cargo)	0.5	0.59	48.83	512	0.35	

2. VOC Calculations & PTE (All Loading Options):

		PTE (VOCs)					
Truck Loading Capacity Rate	156,000 gals/hr	Uncontrolled		Controlled		Limited, Uncontrolled	Limited, Controlled
Hours Of Operation	8,760 hrs						
Unlimited Gallons Loaded	1,366,560,000 gallons/year						
Limited Gallons Loaded	**137,468,490 gallons/year**	lbs/hr	tpy	lbs/hr	tpy	tpy	tpy
LL for Dentaured Ethanol (normal): Loading denatured ethanol into a trucks which previously contained denatured ethanol: (dedicated denatured ethanol trucks)	0.42 lbs/kgal	65.12	285.24	1.30	5.70	28.69	0.57
LL for Dentaured Ethanol: Loading denatured ethanol into a trucks which previously contained gasoline (normal): (non-dedicated trucks)	1.25 lbs/kgal	194.68	852.70	3.89	17.05	85.78	1.72
LL for Dentaured Ethanol: Loading denatured ethanol into a trucks which previously contained gasoline (50%vapor/50%normal): (non-dedicated trucks)	3.05 lbs/kgal	475.50	2082.69	9.51	41.65	209.51	4.19

[A] Since the source cab load product at the maximum pumping rate, the lbs/hr emission rate will not change for limited annual loading capacity.

Appendix A: Emissions Calculations
Ethanol Loading Rack System & Flare [A]
Company Name(s): Valero Renewable Fuels Company, LLC - Valero Linden Plant
Address(es): 203 West County Road 1100 North, Linden, IN 47955
Reviewer: Julie Alexander
Date: July 30, 2012

		PTE (VOCs)					
Railcar Loading Capacity	156,000 gals/hr						
Hours Of Operation	8,760 hrs	Uncontrolled		Controlled		Limited, Uncontrolled	Limited, Controlled
Unlimited Gallons Loaded	1,366,560,000 gallons/year						
Limited Gallons Loaded	**137,468,490 gallons/year**	lbs/hr	tpy	lbs/hr	tpy	tpy	tpy
LL for Dentaured Ethanol (normal): Loading denatured ethanol into a railcars which previously contained denatured ethanol: (dedicated denatured ethanol railcars)	0.42 lbs/kgal	65.12	285.24	1.30	5.70	28.69	0.57

[A] Since the source cab load product at the maximum pumping rate, the lbs/hr emission rate will not change for limited annual loading capacity.
[B] Railcars used by Valero will be dedicated. Railcars will not have previously contained gasoline only.

3. HAPs Calculations & PTE (Worst-Case Loading Operations):

			Worst-Case HAPs Emissions					
	Truck Loading PTE (VOCs)		Benzene		Ethylbenzene		Hexane (-n)	
	Uncontrolled		2.50E-03 *		5.00E-05 *		5.00E-02 *	
	lbs/hr	tpy	lbs/hr	tpy	lbs/hr	tpy	lbs/hr	tpy
LL for Dentaured Ethanol: Loading denatured ethanol into a trucks which previously contained gasoline (50%vapor/50%normal): (non-dedicated trucks)	475.50	2082.69	1.19E+00	5.21E+00	2.38E-02	1.04E-01	2.38E+01	1.04E+02
			Toluene		Xylene (-m)		Carbon Disulfide	
			5.00E-03 *		5.00E-04 *		2.00E-05 *	
			lbs/hr	tpy	lbs/hr	tpy	lbs/hr	tpy
			2.38E+00	1.04E+01	2.38E-01	1.04E+00	9.51E-03	4.17E-02
			Cumene					
			1.00E-04 *					
			lbs/hr	tpy				
			4.75E-02	2.08E-01				
			Total HAPs Emissions			lbs/hr	27.660	
						tpy	121.150	

			Worst-Case HAPs Emissions					
	Truck Loading PTE (VOCs)		Benzene		Ethylbenzene		Hexane (-n)	
	Controlled		2.50E-03 *		5.00E-05 *		5.00E-02 *	
	lbs/hr	tpy	lbs/hr	tpy	lbs/hr	tpy	lbs/hr	tpy
LL for Dentaured Ethanol: Loading denatured ethanol into a trucks which previously contained gasoline (50%vapor/50%normal): (non-dedicated trucks)	9.51	41.65	2.38E-02	1.04E-01	4.75E-04	2.08E-03	4.75E-01	2.08E+00
			Toluene		Xylene (-m)		Carbon Disulfide	
			5.00E-03 *		5.00E-04 *		2.00E-05 *	
			lbs/hr	tpy	lbs/hr	tpy	lbs/hr	tpy
			4.75E-02	2.08E-01	4.75E-03	2.08E-02	1.90E-04	8.33E-04
			Cumene					
			1.00E-04 *					
			lbs/hr	tpy				
			9.51E-04	4.17E-03				
			Total HAPs Emissions			lbs/hr	0.634	
						tpy	2.423	

			Worst-Case HAPs Emissions					
	Truck Loading PTE (VOCs)		Benzene		Ethylbenzene		Hexane (-n)	
	Controlled Limited		2.50E-03 *		5.00E-05 *		5.00E-02 *	
	tpy		lbs/hr	tpy	lbs/hr	tpy	lbs/hr	tpy
LL for Dentaured Ethanol: Loading denatured ethanol into a trucks which previously contained gasoline (50%vapor/50%normal): (non-dedicated trucks)	4.19		2.39E-03	1.05E-02	4.78E-05	2.10E-04	4.78E-02	2.10E-01
			Toluene		Xylene (-m)		Carbon Disulfide	
			5.00E-03 *		5.00E-04 *		2.00E-05 *	
			lbs/hr	tpy	lbs/hr	tpy	lbs/hr	tpy
			4.78E-03	2.10E-02	4.78E-04	2.10E-03	1.91E-05	8.38E-05
			Cumene					
			1.00E-04 *					
			lbs/hr	tpy				
			9.57E-05	4.19E-04				
			Total HAPs Emissions			lbs/hr	0.064	
						tpy	0.244	

[C] All pilot light combustion HAPs emissions are included in HAPs combustion calculation. Process HAPs emissions are included in HAPs process emissions calculations.
* This is the HAP fraction for gasoline vapors.

Methodology
Limited PTE of HAP after Control (tons/yr) = Limited PTE of VOC (tons/yr) x HAP %

Appendix A: Emissions Calculations
Tank Farm Storage Tanks [A]
Company Name(s): Valero Renewable Fuels Company, LLC - Valero Linden Plant
Address(es): 203 West County Road 1100 North, Linden, IN 47955
Reviewer: Julie Alexander
Date: July 30, 2012

200-Proof Production	gallons/year	134,115,600
Denaturant (%vol of 200 production)		2.5%
Denatured EtOH Production Limit	gallons/year	137,468,490

ID	Tank Capacity	% Thruput	Total Thruput		Turnovers	VOC [B]		
						Total (lbs/yr)	From Ethanol (lbs/yr)	From Denaturant (lbs/yr)
T001; Denatured EtOH	1,500,000	50.0%	68,734,245	gal/yr	46	626.31	558.56	67.75
T002; Denatured EtOH	1,500,000	50.0%	68,734,245	gal/yr	46	626.31	558.56	67.75
T003; 200-Proof EtOH	200,000	100.0%	134,115,600	gal/yr	671	1,068.14	1,068.14	-
T004; Denaturant	200,000	100.0%	3,352,890	gal/yr	17	2,491.88	-	2,491.88
T005; 190-Proof EtOH	200,000	100.0%	134,115,600	gal/yr	671	1,060.13	1,011.68	-
T006; Corrosion Inhibitor	2,300	100.0%	8,350	gal/yr	4	533.08	-	-
				Total VOCs		6,405.85	lbs/yr	
						3.20	tpy	

ID	Benzene lbs/yr	Ethylbenzene lbs/yr	Hexane (-n) lbs/yr	Methanol lbs/yr	Toluene lbs/yr	Xylene (-m) lbs/yr
T001; Denatured EtOH	1.10	0.07	4.91	-	0.30	0.33
T002; Denatured EtOH	1.10	0.07	4.91	-	0.30	0.33
T003; 200-Proof EtOH	-	-	-	-	-	-
T004; Denaturant	33.80	0.79	165.85	-	6.06	3.44
T005; 190-Proof EtOH	-	-	-	-	-	-
T006; Corrosion Inhibitor	-	0.05	-	13.38	-	0.27
			Total HAPs		237.06	lbs/yr
					0.12	tpy

[A] All product as Denatured Ethanol (98/2 blend). Working & breathing losses combined.
[B] Emissions were calculated using Tanks 4.0.9d software and submitted by the source.
[C] Only HAPs listed on EPA Hazardous Air Pollutant List are included.

Appendix A: Emissions Calculations
Process Storage Tanks [A]
Company Name(s): Valero Renewable Fuels Company, LLC - Valero Linden Plant
Address(es): 203 West County Road 1100 North, Linden, IN 47955
Reviewer: Julie Alexander
Date: July 30, 2012

ID	VOC Concentation	Molecular Weight	Flow Rate	Conversion Constant	Midwest Scaling Factor	VOC Emissions [B]	
	ppm		cfm			lbs/hr	tpy
Cook Water Tank Vent	31.0	59.2	13.4	1.55E-07	2.2	0.008	0.04
Whole Stillage Tank Vent	7.0	59.2	100.0	1.55E-07	2.2	0.014	0.06
Thin Stillage Tank Vent	44.0	59.2	8.0	1.55E-07	2.2	0.007	0.03
Syrup Tank Vent	62.2	59.2	5.4	1.55E-07	2.2	0.007	0.03
				Total VOCs		0.04	0.16

[A] Above vents at <1.0 tpy; may be classified as Insignificant
[B] As a point of reference, LDAR defines an equipment leak as >10,000 ppm.

Methodology:
Uncontrolled PTE (lbs/hr) = VOC Concentration (ppm) x Molecular Weight x Flow Rate (cfm) x Conversion Constant (lbs/ppm-cfm-hr) x Midwest Scaling Factor.
Uncontrolled PTE (tons/yr) = Uncontrolled PTE (lbs/hr) x 8,760 (hours/yr) ÷ 2,000 (lbs/ton).

Appendix A: Emissions Calculations
Valves, Pumps, Flanges, OEL, Connectors & Compressors Fugitive Emissions
Company Name(s): Valero Renewable Fuels Company, LLC - Valero Linden Plant
Address(es): 203 West County Road 1100 North, Linden, IN 47955
Reviewer: Julie Alexander
Date: July 30, 2012

Operations	
hours	8,760

Component Type [A]	Service	Emission Factors [B]	Subpart VV Control Effectiveness [B]	Fermentation [C]			Fugitive HAPs		
		lbs/hr/source		Component Count	Wgt. Ave. VOC %	tpy	Component	% Conc.	tpy
Valves	Gas/Vapor	0.013134	87.0%				Acetaldehyde	11.5%	0.02
Valves (including liquid PSVs)	Light Liquid	0.008866	84.0%				Acrolein	0.5%	0.001
Valves	Heavy Liquid	0.000506	87.0%	115	14.0%	0.00	Formaldehyde	0.5%	0.001
Seal-less Valves	Light Liquid	0.000001	100.0%				Methanol	1.5%	0.002
Seal-less Valves	Heavy Liquid	0.000000	100.0%						
Pump Seals	Light Liquid	0.043780	69.0%						
Pump Seals	Heavy Liquid	0.018964	69.0%	12	14.0%	0.04			
Pump Seals, Dual Mech. [D]	Light Liquid	0.000017	100.0%						
Pump Seals, Dual Mech. [D]	Heavy Liquid	0.000000	100.0%						
Agitator Seals [B]	Light Liquid	0.043780	69.0%						
Agitator Seals [B]	Heavy Liquid	0.018964	69.0%	8	14.0%	0.03			
Compressor Seals	Gas/Vapor	0.501600	0.0%						
Pressure Relief Devices	Gas/Vapor	0.228800	87.0%						
Connectors (Flanged, Screw)	All	0.004026	87.0%	200	14.0%	0.06			
Flanges	All	0.004026	87.0%	21	14.0%	0.01			
Other (Instruments, meters, seal pots, mixers)	All	0.004026	87.0%	26	14.0%	0.01			
Open-Ended Lines - LDAR Service [E]	All	0.003740	100.0%	28	14.0%	0.00			
Open-Ended Lines [Non-Sample Connections]	All	0.003740	0.0%						
Sampling Connections	All	0.033000	0.0%						
Sampling Connections, Closed-Loop [F]	All	0.033000	100.0%	8	14.0%	0.00			
TOC Emissions Total				418		0.16			0.02

Fugitive HAPs				
Component	tpy	tpy	tpy	Total
Acetaldehyde	0.02	0.54		0.56
Acrolein	0.001	0.02		0.02
Formaldehyde	0.001	0.02		0.02
Methanol	0.002	0.07		0.07
Benzene			0.002	0.00
Ethylbenzene			0.000	0.00
Hexane (-n)			0.007	0.01
Toluene			0.001	0.00
Xylene (-m)			0.002	0.00

Component Type [A]	Service	Emission Factors [B]	Subpart VV Control Effectiveness [B]	Distillation [C]			Fugitive HAPs		
		lbs/hr/source		Component Count	Wgt. Ave. VOC %	tpy	Component	% Conc.	tpy
Valves	Gas/Vapor	0.013134	87.0%	82	96.0%	0.59	Acetaldehyde	11.5%	0.54
Valves (including liquid PSVs)	Light Liquid	0.008866	84.0%	151	96.0%	0.90	Acrolein	0.5%	0.024
Valves	Heavy Liquid	0.000506	87.0%	9	14.0%	0.00	Formaldehyde	0.5%	0.024
Seal-less Valves	Light Liquid	0.000001	100.0%				Methanol	1.5%	0.07
Seal-less Valves	Heavy Liquid	0.000000	100.0%						
Pump Seals	Light Liquid	0.043780	69.0%	9	96.0%	0.51			
Pump Seals	Heavy Liquid	0.018964	69.0%	1	14.0%	0.00			
Pump Seals, Dual Mech. [D]	Light Liquid	0.000017	100.0%						
Pump Seals, Dual Mech. [D]	Heavy Liquid	0.000000	100.0%						
Agitator Seals [B]	Light Liquid	0.043780	69.0%						
Agitator Seals [B]	Heavy Liquid	0.018964	69.0%						
Compressor Seals	Gas/Vapor	0.501600	0.0%						
Pressure Relief Devices	Gas/Vapor	0.228800	87.0%	13	96.0%	1.63			
Connectors (Flanged, Screw)	All	0.004026	87.0%	400	96.0%	0.88			
Flanges	All	0.004026	87.0%	77	96.0%	0.17			
Other (Instruments, meters, seal pots, mixers)	All	0.004026	87.0%	14	96.0%	0.03			
Open-Ended Lines - LDAR Service [E]	All	0.003740	100.0%	67	96.0%	0.00			
Open-Ended Lines [Non-Sample Connections]	All	0.003740	0.0%						
Sampling Connections	All	0.033000	0.0%						
Sampling Connections, Closed-Loop [F]	All	0.033000	100.0%						
TOC Emissions Total				823		4.71			0.66

Component Type [A]	Service	Emission Factors [B]	Subpart VV Control Effectiveness [B]	Tank Farm & Loading [C]			Fugitive HAPs		
		lbs/hr/source		Component Count	Wgt. Ave. VOC %	tpy	Component	Mass Fraction	tpy
Valves	Gas/Vapor	0.013134	87.0%	13	100.0%	0.10	Benzene	0.13%	0.002
Valves (including liquid PSVs)	Light Liquid	0.008866	84.0%	121	100.0%	0.75	Ethylbenzene	0.03%	0.0005
Valves	Heavy Liquid	0.000506	87.0%				Hexane (-n)	0.38%	0.007
Seal-less Valves	Light Liquid	0.000001	100.0%				Toluene	0.08%	0.001
Seal-less Valves	Heavy Liquid	0.000000	100.0%				Xylene (-m)	0.13%	0.002
Pump Seals	Light Liquid	0.043780	69.0%	7	100.0%	0.42			
Pump Seals	Heavy Liquid	0.018964	69.0%						
Pump Seals, Dual Mech. [D]	Light Liquid	0.000017	100.0%						
Pump Seals, Dual Mech. [D]	Heavy Liquid	0.000000	100.0%						
Agitator Seals [B]	Light Liquid	0.043780	69.0%						
Agitator Seals [B]	Heavy Liquid	0.018964	69.0%						
Compressor Seals	Gas/Vapor	0.501600	0.0%						
Pressure Relief Devices	Gas/Vapor	0.228800	87.0%						
Connectors (Flanged, Screw)	All	0.004026	87.0%	200	100.0%	0.46			
Flanges	All	0.004026	87.0%	40	100.0%	0.09			
Other (Instruments, meters, seal pots, mixers)	All	0.004026	87.0%	9	100.0%	0.02			
Open-Ended Lines - LDAR Service [E]	All	0.003740	100.0%	17	100.0%	0.00			
Open-Ended Lines [Non-Sample Connections]	All	0.003740	0.0%						
Sampling Connections	All	0.033000	0.0%						
Sampling Connections, Closed-Loop [F]	All	0.033000	100.0%	2	100.0%	0.00			
TOC Emissions Total				409		1.84			0.01

TOC Emissions Total (All Sources)	1,650		6.71			0.70

[A] The average emission factors are not intended to provide an accurate estimate of the emission rate from a single piece of equipment. Rather, the average factors are more appropriately applied to the estimation of emissions from populations of equipment.

[B] Table 2-1, SOCMI Average Emission Factors; or Table 2-11, Default-Zero Values: SOCMI Process Units; or Tables 5-1/5-2, Summary of Equipment Modifications; Protocol for Equipment Leak Emission Estimates, EPA-453/R-95-017, November 1995. Note that limited data has been collected on the leak rate of agitators, and, until additional data are collected for emissions from agitator seals, the average factor for light liquid pump seals can be used to estimate emissions from agitators.

[C] For components in liquid service, approximately 75% are associated with liquids containing less than 5% VOC, 20% are associated with liquids containing less than 95% VOC, and 5% are associated with liquids containing greater than 95% VOC. The resulting weighted average VOC content is approximately 30%. For components in light liquid service, approximately 80% are associated with liquids containing less than 95% VOC, and 20% are associated with liquids containing greater than 95% VOC. The resulting weighted average VOC content is approximately 96%.

[D] Dual mechanical seal with barrier fluid maintained at a higher pressure than the pumped fluid.

[E] All open-ended lines in LDAR service are equipped with either a blind, cap, plug or second valve.

[F] Use of closed-loop Texas Samplers

Methodology:

PTE (tons/yr) = (Component Count x Emission Factor (lbs/hr/source) x (1-Control Effectiveness)) x Wt Avg VOC % x 8,760 (hours/yr) 2,000 (lbs/ton)

PTE HAPS (tons/yr) = Sub-Area Source VOC Emission Rate (tons/yr) x HAP Mass Fraction (%).

Appendix A: Emissions Calculations
Haul Roads
Company Name(s): Valero Renewable Fuels Company, LLC - Valero Linden Plant
Address(es): 203 West County Road 1100 North, Linden, IN 47955
Reviewer: Julie Alexander
Date: July 30, 2012

Paved roads {AP-42 Chapter 13.2.1.3 (1/11)}

Equation (2) [A] :

$$Lbs\ /VMT = \left[k\,(sL)^{0.91}\,(W)^{1.02}\right]\left(1-\frac{P}{4N}\right)$$

S: mean vehicle speed on road (10 mph - posted)

Factor	*Description*	Source	PM	PM_{10}	$PM_{2.5}$
E =	*Emission factor (lb/VMT, vehicle miles traveled)*	*Calculation, above*	0.23	0.05	0.01
k =	*PM Particle size multiplier (lb/VMT)*	*AP-42, Section 13.2.1.1*	0.011	0.0022	0.00054
sL =	*Road surface silt loading (g/m2)*	*Average based on on-site testing*	0.91	0.91	0.91
P =	*Number of "wet" days in an averaging period*	AP-42, Figure 13.2.1-2	120	120	120
N =	*Number of days in the averaging period*		365	365	365
W =	*Average vehicle weight (ton)*		See Below		

Haul Road / Traffic Parameters

Activity / Road Description	Roundtrip Distance (feet) empty	Roundtrip Distance (feet) full	Truck Weight (tons) empty	Truck Weight (tons) full	Truck Weight (tons) Ave.[1]	Maximum Throughput (units/yr)	Ave. Truck Capacity (units/truck)		Annual VMT
Denaturant Delivery	2,440	2,440	17	44	30.5	3,352,890	8,000	gal	387
Denatured Ethanol Loadout	2,440	2,440	17	44	30.5	137,468,490	8,000	gal	15,882
100% DDGS Loadout	1,840	3,040	17	42	32.6	441,615	25	tons	16,326
Other Chemical Deliveries	3,440	900	17	44	22.6	7,000	25	tons	230
Other Feedstock Deliveries	3,440	900	17	42	22.2	1,000	25	tons	33
Other Vendors/Deliveries	1,660	1,660	11	12	11.5	NA	200	trucks/yr	126
Employee Vehicles (To/From Parking Lot)	1,440	1,440	1.5	1.5	1.5	NA	60	cars/day	11,945
100% MDGS Loadout [2]	2,440	2,440	17	42	29.5	1,148,199	25	tons	42,449

[1] Weighted average = {(distance*weight empty)+(distance*weight full)}/(Roundtrip distance) Plant Ave. 23.5 Total VMT: 44,930

[2] 100% MDGS Loadout not included in Plant Ave. for truck weights or Total VMT.

Appendix A: Emissions Calculations
Haul Roads
Company Name(s): Valero Renewable Fuels Company, LLC - Valero Linden Plant
Address(es): 203 West County Road 1100 North, Linden, IN 47955
Reviewer: Julie Alexander
Date: July 30, 2012

	Emission Factors (lb/VMT)			Potential Emissions (tons/yr)		
	PM EF	**PM_{10} EF**	**$PM_{2.5}$ EF**	**PM**	**PM_{10}**	**$PM_{2.5}$**
Denaturant Delivery	0.23	0.05	0.01	0.04	0.01	2.20E-03
Denatured Ethanol Loadout				1.84	0.37	0.09
100% DDGS Loadout				1.89	0.38	0.09
Other Chemical Deliveries				0.03	0.01	1.31E-03
Other Feedstock Deliveries				3.81E-03	7.62E-04	1.87E-04
Other Vendors/Deliveries				0.01	2.92E-03	7.16E-04
Employee Vehicles (To/From Parking Lot)				1.38	0.28	0.07
100% MDGS Loadout				*4.92*	*0.98*	*0.24*
Total Annual Emissions [B]:				**8.24**	**1.65**	**0.40**
Total Annual Emissions (w/50% control reduction for road sweeping):				**4.12**	**0.82**	**0.20**

[A] Equation 2 is not intended to be used to calculate a separate emission factor for each vehicle weight class. Instead, only one emission factor should be calculated to represent the "fleet" average weight of all vehicles traveling the road.

[B] Total annual emissions exclude emissions associated with DDGS since worst case scenario is that all DGS is produced and trucked out as MDGS.

Appendix A: Emissions Calculations
Facility-Wide HAPs
Company Name(s): Valero Renewable Fuels Company, LLC - Valero Linden Plant
Address(es): 203 West County Road 1100 North, Linden, IN 47955
Reviewer: Julie Alexander
Date: July 30, 2012

Heat Content of Natural Gas	
btu/scf	1,020

Emergency Diesel Fire Pump Operating Hours	hours	500

Operations	
hours	8,760

	Potential To Emit (PTE)																	
		Thermal Oxidizers (2)		DDGS Dryers (4)		Emergency Diesel Fire Pump			TOs (2) & Dryers (4)		Cooling Drum		Fermentation [D]		Ethanol Loading Rack/Flare		Tank Farm Storage Tanks	Total
	Fuel Source	Natural Gas [B]		Natural Gas [B]			Diesel Fuel [C]		Processing		Processing		Processing		Processing		Processing	
	Emission Factor	Heat Input Capacity		Heat Input Capacity		Emission Factor [E]	Horsepower											
		286.0		180.0			300.0											
		mmbtu/hr		mmbtu/hr			HP											
	lbs/MMcf	lbs/hr	tpy	lbs/hr	tpy	lbs/hp-hr	lbs/hr	tpy	lbs/hr	tpy	lbs/hr	tpy	lbs/hr	tpy	lbs/hr	tpy	tpy	tpy
Organic HAPs																		
1,3-Butadiene						<2.74E-07	8.21E-05	2.05E-05										2.05E-05
Acetaldehyde						5.37E-06	1.61E-03	4.03E-04	8.64E-01	3.78E+00	8.00E-02	3.50E-01	1.18E+00	5.16E+00				9.30E+00
Acrolein						<6.48E-07	1.94E-04	4.86E-05	5.00E-02	2.19E-01	3.00E-02	1.31E-01	9.00E-02	3.94E-01				7.45E-01
Benzene	2.10E-03	5.89E-04	2.58E-03	3.71E-04	1.62E-03	6.53E-06	1.96E-03	4.90E-04							1.19E+00	5.21E+00	1.80E-02	5.23E+00
Dichlorobenzene	1.20E-03	3.36E-04	1.47E-03	2.12E-04	9.28E-04													2.40E-03
Ethylbenzene															2.38E-02	1.04E-01	4.90E-04	1.05E-01
Formaldehyde	7.50E-02	2.10E-02	9.21E-02	1.32E-02	5.80E-02	8.26E-06	2.48E-03	6.20E-04	3.94E-01	1.73E+00	2.00E-02	8.76E-02	3.37E-03	1.48E-02				1.98E+00
Hexane	1.80E+00	5.05E-01	2.21E+00	3.18E-01	1.39E+00										2.38E+01	1.04E+02	8.78E-02	1.08E+02
Methanol									3.64E-01	1.59E+00	2.00E-02	8.76E-02	3.04E-01	1.33E+00			6.69E-03	3.02E+00
Toluene	3.40E-03	9.53E-04	4.18E-03	6.00E-04	2.63E-03	2.86E-06	8.59E-04	2.15E-04							2.38E+00	1.04E+01	3.33E-03	1.04E+01
Xylene						2.00E-06	5.99E-04	1.50E-04							2.38E-01	1.04E+00	2.19E-03	1.04E+00
Organic HAPs [as Polycyclic Aromatic Hydrocarbons (PAHs)] [A]																		
2-Methylnaphthalene	2.40E-05	6.73E-06	2.95E-05	4.24E-06	1.86E-05													4.80E-05
3-Methylchloranthrene	<1.80E-06	5.05E-07	2.21E-06	3.18E-07	1.39E-06													3.60E-06
7,12-Dimethylbenz(a)anthracene	<1.60E-05	4.49E-06	1.96E-05	2.82E-06	1.24E-05													3.20E-05
Acenaphthene	<1.80E-06	5.05E-07	2.21E-06	3.18E-07	1.39E-06	<9.94E-09	2.98E-06	7.46E-07										4.35E-06
Acenaphthylene	<1.80E-06	5.05E-07	2.21E-06	3.18E-07	1.39E-06	<3.54E-08	1.06E-05	2.66E-06										6.26E-06
Anthracene	<2.40E-06	6.73E-07	2.95E-06	4.24E-07	1.86E-06	1.31E-08	3.93E-06	9.82E-07										5.78E-06
Benz(a)anthracene	<1.80E-06	5.05E-07	2.21E-06	3.18E-07	1.39E-06	1.18E-08	3.53E-06	8.82E-07										4.48E-06
Benzo(a)pyrene	<1.20E-06	3.36E-07	1.47E-06	2.12E-07	9.28E-07	1.32E-09	3.95E-07	9.87E-08										2.50E-06
Benzo(b)fluoranthene	<1.80E-06	5.05E-07	2.21E-06	3.18E-07	1.39E-06	<6.94E-10	2.08E-07	5.20E-08										3.65E-06
Benzo(g,h,I)perylene	<1.20E-06	3.36E-07	1.47E-06	2.12E-07	9.28E-07	<3.42E-09	1.03E-06	2.57E-07										2.66E-06
Benzo(k)fluoranthene	<1.80E-06	5.05E-07	2.21E-06	3.18E-07	1.39E-06	<1.09E-09	3.26E-07	8.14E-08										3.68E-06
Dibenzo(a,h)anthracene	<1.20E-06	3.36E-07	1.47E-06	2.12E-07	9.28E-07	<4.08E-09	1.22E-06	3.06E-07										2.71E-06
Chrysene	<1.80E-06	5.05E-07	2.21E-06	3.18E-07	1.39E-06	2.47E-09	7.41E-07	1.85E-07										3.79E-06
Fluoranthene	3.00E-06	8.41E-07	3.68E-06	5.29E-07	2.32E-06	5.33E-08	1.60E-05	4.00E-06										1.00E-05
Fluorene	2.80E-06	7.85E-07	3.44E-06	4.94E-07	2.16E-06	2.04E-07	6.13E-05	1.53E-05										2.09E-05
Indeno(1,2,3-cd)pyrene	<1.80E-06	5.05E-07	2.21E-06	3.18E-07	1.39E-06	<2.63E-09	7.88E-07	1.97E-07										3.80E-06
Naphthalene	6.10E-04	1.71E-04	7.49E-04	1.08E-04	4.71E-04	5.94E-07	1.78E-04	4.45E-05										1.27E-03
Phenanathrene	1.70E-05	4.77E-06	2.09E-05	3.00E-06	1.31E-05	2.06E-07	6.17E-05	1.54E-05										4.95E-05
Pyrene	5.00E-06	1.40E-06	6.14E-06	8.82E-07	3.86E-06	<3.35E-08	1.00E-05	2.51E-06										1.25E-05
Total PAHs [A]		1.96E-04	8.57E-04	1.23E-04	5.40E-04		3.53E-04	8.82E-05										1.49E-03
Total Organic HAPs		0.53	2.31	0.33	1.45		0.008	0.002	1.67E+00	7.32	1.50E-01	0.66	1.58E+00	6.90	2.76E+01	120.90	1.19E-01	139.67
Metal HAPs																		
Arsenic	2.00E-04	5.61E-05	2.46E-04	3.53E-05	1.55E-04													4.00E-04
Beryllium	<1.20E-05	3.36E-06	1.47E-05	2.12E-06	9.28E-06													2.40E-05
Cadmium	1.10E-03	3.08E-04	1.35E-03	1.94E-04	8.50E-04													2.20E-03
Chromium	1.40E-03	3.93E-04	1.72E-03	2.47E-04	1.08E-03													2.80E-03
Cobalt	8.40E-05	2.36E-05	1.03E-04	1.48E-05	6.49E-05													1.68E-04
Manganese	3.80E-04	1.07E-04	4.67E-04	6.71E-05	2.94E-04													7.60E-04
Mercury	2.60E-04	7.29E-05	3.19E-04	4.59E-05	2.01E-04													5.20E-04
Nickel	2.10E-03	5.89E-04	2.58E-03	3.71E-04	1.62E-03													4.20E-03
Selenium	<2.40E-05	6.73E-06	2.95E-05	4.24E-06	1.86E-05													4.80E-05
Total Metal HAPs		0.002	0.007	0.001	0.004													0.011
Total Organic & Metal HAPs		0.53	2.32	0.33	1.46		0.008	0.002	1.67E+00	7.32	1.50E-01	0.66	1.58E+00	6.90	2.76E+01	120.90	1.19E-01	139.68

[A] Polycyclic aromatic hydrocarbons (PAHs) are a subset of Polycyclic Organic Matter (POM). POMs are listed a one of the 189 Hazardous Air Pollutants (HAPs).

[B] Emission factors for Natural Gas Combustion are from AP-42, Chapter 1.4, Tables 1.4-1, 1.4-2, 1.4-3 & 1.4-4 (Supplement D 7/98). The hexane emission factor received a very low rating of "E". The formaldehde emission factor received a rating of "B". Therefore, formaldehyde is used as the largest single HAP due to its rating confidence factor. The emission rate has been multiplied by two (2) to account for both flares.

[C] Emission factors for diesel industrial engines (up to 600 hp or 447 kW) are from Tables 3.3-2 of AP-42. (AP-42 Supplement B, 10/96).

[D] Equivalent HAP emissions for mashing, cooking and liquefaction.

[E] Emission factor in lb/hp-hr were calculated using emission factors in lb/MMBtu and a brake specific fuel consumption of 7,000 Btu/hp-hr from the footnote in AP-42 Table 3.3-1.

Methodology:

PTE (lbs/hr) = Max. Heat Input (MMBtu/hr) x Emission Factor (lbs/MMscf)÷ Conversion Factor 1,020 (btu/scf).

PTE (tons/yr) = Max. Heat Input (MMBtu/hr) x Emission Factor (lbs/MMscf)÷ Conversion Factor 1,020 (btu/scf) x 8,760 hours/yr)÷ 2,000 (lbs/ton).

Appendix A: Emissions Calculations
Greenhouse Gas Combustion [A]
Company Name(s): Valero Renewable Fuels Company, LLC - Valero Linden Plant
Address(es): 203 West County Road 1100 North, Linden, IN 47955
Reviewer: Julie Alexander
Date: July 30, 2012

Emission Factors for Natural Gas Combustion		CO2	CH4	N2O	CO2e
	kg/MMBtu	53.02	1.00E-03	1.00E-04	
	MMBtu/hr	tons/yr			
4 Dryers (EU039,EU040,EU042 & EU043)	180	92,154	1.7	0.17	92,245
2 TO/HRSG (CE003 & CE006)	286	146,423	2.8	0.28	146,567
Ethanol Loadout Flare (CE009)	13	6,604	0.1	0.01	6,611
Potential Emissions (tons/year)		**245,182**	**4.6**	**0.46**	**245,422**

Emission Factors for Diesel Combustion			CO2	CH4	N2O	CO2e
		kg/MMBtu	73.96	3.00E-03	6.00E-04	
	MMBtu/hr	HP	tons/yr			
Diesel Fire Pump	0.7635	300	**31.1**	**1.26E-03**	**2.52E-04**	**31.2**

	CO2	CH4	N2O	CO2e
Summed Potential Emissions (tons/year)	**245,213**	**4.6**	**0.46**	**245,454**

CO2e Total (tons/year)	**245,454**

[A] Emission Factors for Natural Gas and Diesel Combustion are from 40 CFR 98 Table C-1 for CO2 and Table C-2 for CH4 and N2O.
Greenhouse Warming Potentials (GWP) from Table A-1 of 40 CFR Part 98 Subpart A.
Only HAPs listed on EPA Hazardous Air Pollutant List are included.

Methodology:
MMBtu = 1,000,000 Btu
1 HP hour = 2,545 Btu
Flare throughput includes 0.1 MMBtu/hr for the pilot flame.
Emission (tons/yr) = Throughput (MMBtu/hr) x EF (Kg/MMBtu)x 8,760 hr/yr x (2.2046 lb/1kg) x (1 ton/2,000 lb)
x N2O GWP (310)

Appendix A: Emissions Calculations
Greenhouse Gas From Fermentation (Biogenic)
Company Name(s): Valero Renewable Fuels Company, LLC - Valero Linden Plant
Address(es): 203 West County Road 1100 North, Linden, IN 47955
Reviewer: Julie Alexander
Date: July 30, 2012

200-Proof Annual Production	gallons	134,115,600
Emission Factor [A]	lbsCO_2/gallon EtOH	6.29

CO2e Total (tons/year)	**421,794**

[A] Source: Equation 4-2 of draft document titled "Greenhouse Gas Emissions Estimation Methodologies for Biogenic Emissions from Selected Source Categories: Solid Waste Disposal; Wastewater Treatment; Ethanol Fermentation" dated December 14, 2010. Prepared by RTI International under contract EP-D-06-118 for EPA.

Methodology:

Emission (tons/yr) = Production (gallons) x EF (lbsCO2/gallon EtOH) x (1 ton/2,000 lb)

Appendix A: Emissions Calculations
CIP Venting from Fermentation
Company Name(s): Valero Renewable Fuels Company, LLC - Valero Linden Plant
Address(es): 203 West County Road 1100 North, Linden, IN 47955
Reviewer: Julie Alexander
Date: July 30, 2012

Fermenter fill time	8	hr
Operating days	365	days

Maximum Total No. of Ferm CIP Events (per day)	3
Maximum Total No. of Ferm CIP Events (annual)	1095
Ferm CIP Event Time (hrs)	0.25
Maximum Total Annual CIP Events (hrs)	1095

Emissions Per CIP Event	Mass (lbs)
Carbon Dioxide	1241
Water	26.06
Ethanol	1.08
Acetaldehyde	0.08
Methanol	2.54E-03
Acrolein	0.01
Formaldehyde	0.05

Emissions	lbs/hr/CIP event	lbs/day*	TPY**
Ethanol	1.08	3.25	0.59
Total VOC	1.23	3.69	0.67
Acetaldehyde	0.08	0.25	0.05
Total HAP	0.14	0.43	0.08
CO2	1241	3723	679

Notes:
[1] A CIP process for each ferm lasts approximately one hour.
* This calculation assumes that 3 15-min CIP events occur in one day.
** This calculation assumes the maximum number of CIP events (3) occur each day and the plant runs a total of 365 days/year.
*** This calculation assumes the total emission (tpy) are averaged over the entire year (8760 hours)
[2] EPA, Risk Management Program Guidance for Offsite Consequence Analysis, EPA 550-B-99-009 April 1999, Eqn D-7 and rewriting density using Ideal Gas Law.
[3] Size varies with type of release. Worst case release is lift of the PSV from overpressure which results in area of 4.7 sq in
[4] Pressure of 28 in H2O assumed (set point of relief valve). Will be over conservative for leaks
[5] Airflow of 13,714 scfm October 2009 stack testing, assume air density ( ) of 0.079 lb/ft^3.
[6] Data taken from performance testing conducted in Oct 2009. Total CO2 scrubber emissions of 5.63 lb/hr.
[7] 98% acetadehyde control assumed, lb/hr outlet rate from October 2009 stack testing.
[8] Based on Valero Co-Fort Dodge Data

INDIANA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

We Protect Hoosiers and Our Environment.

Michael R. Pence
Governor

Thomas W. Easterly
Commissioner

100 North Senate Avenue
Indianapolis, Indiana 46204
(317) 232-8603
Toll Free (800) 451-6027
www.idem.IN.gov

SENT VIA U.S. MAIL: CONFIRMED DELIVERY AND SIGNATURE REQUESTED

TO: Brian Graf
Valero Renewable Fuels Company, LLC
203 W 1100 N
Linden, IN 47955

DATE: February 6, 2013

FROM: Matt Stuckey, Branch Chief
Permits Branch
Office of Air Quality

SUBJECT: Final Decision
Title V
107-31939-00061

Enclosed is the final decision and supporting materials for the air permit application referenced above. Please note that this packet contains the original, signed, permit documents.

The final decision is being sent to you because our records indicate that you are the contact person for this application. However, if you are not the appropriate person within your company to receive this document, please forward it to the correct person.

A copy of the final decision and supporting materials has also been sent via standard mail to:
Robert Malnight (Plant Manager)
Viraf Palsetia
OAQ Permits Branch Interested Parties List

If you have technical questions regarding the enclosed documents, please contact the Office of Air Quality, Permits Branch at (317) 233-0178, or toll-free at 1-800-451-6027 (ext. 3-0178), and ask to speak to the permit reviewer who prepared the permit. If you think you have received this document in error, please contact Joanne Smiddie-Brush of my staff at 1-800-451-6027 (ext 3-0185), or via e-mail at jbrush@idem.IN.gov.

Final Applicant Cover letter.dot 11/30/07

INDIANA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

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February 6, 2013

TO: Linden Public Library

From: Matthew Stuckey, Branch Chief
Permits Branch
Office of Air Quality

Subject: **Important Information for Display Regarding a Final Determination**

Applicant Name: Valero Renewable Fuels Company, LLC
Permit Number: 107-31939-00061

You previously received information to make available to the public during the public comment period of a draft permit. Enclosed is a copy of the final decision and supporting materials for the same project. Please place the enclosed information along with the information you previously received. To ensure that your patrons have ample opportunity to review the enclosed permit, **we ask that you retain this document for at least 60 days.**

The applicant is responsible for placing a copy of the application in your library. If the permit application is not on file, or if you have any questions concerning this public review process, please contact Joanne Smiddie-Brush, OAQ Permits Administration Section at 1-800-451-6027, extension 3-0185.

Enclosures
Final Library.dot 11/30/07

Mail Code 61-53

IDEM Staff	MIDENNEY 2/6/2013 Valero Renewable Fuels Company, LLC 107-31939-00061 (final)			AFFIX STAMP HERE IF USED AS CERTIFICATE OF MAILING
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2		Robert Malnight Plant Mgr Valero Renewable Fuels Company, LLC (dba Valero Li 203 W 1100 N Linden IN 47955 *(RO CAATS)*									
3		Montgomery County Health Department 110 W. South Blvd Suite 100 Crawfordsville IN 47933-3351 *(Health Department)*									
4		Mr. Robert Ford RR 1, Box 233 New Ross IN 47968 *(Affected Party)*									
5		Ms. Magie Read P.O. Box 248 Battle Ground IN 47920 *(Affected Party)*									
6		Linden Carnegie Public 102 South Main St, P.O. Box 10 Linden IN 47955-0010 *(Library)*									
7		Montgomery County Commissioner 110 West South Boulvard Crawfordsville IN 47933 *(Local Official)*									
8		Linden Town Council P.O. Box 352, 302 East Water Linden IN 47955 *(Local Official)*									
9		Mr. Colin OBrien Natural Resources Defense Council 1152 15th St NW, Suite 300 Washington DC 20005 *(Affected Party)*									
10		Viraf Palsetia 16252 Westwoods Business Park Drive Ellisvile MO 63021 *(Consultant)*									
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