



COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF ENVIRONMENTAL PROTECTION
AIR QUALITY PROGRAM

TITLE V/STATE OPERATING PERMIT

Issue Date:

Effective Date:

Expiration Date:

In accordance with the provisions of the Air Pollution Control Act, the Act of January 8, 1960, P.L. 2119, as amended, and 25 Pa. Code Chapter 127, the Owner, [and Operator if noted] (hereinafter referred to as permittee) identified below is authorized by the Department of Environmental Protection (Department) to operate the air emission source(s) more fully described in this permit. This Facility is subject to all terms and conditions specified in this permit. Nothing in this permit relieves the permittee from its obligations to comply with all applicable Federal, State and Local laws and regulations.

The regulatory or statutory authority for each permit condition is set forth in brackets. All terms and conditions in this permit are federally enforceable applicable requirements unless otherwise designated as "State-Only" or "non-applicable" requirements.

TITLE V Permit No: 11-00332

Federal Tax Id - Plant Code: 20-0695338-1

Owner Information	
Name: NORTHERN STAR GENERATION LLC	
Mailing Address: 243 RUBISCH RD EBENSBURG, PA 15931-4500	
Plant Information	
Plant: CAMBRIA COGEN CO/EBENSBURG	
Location: 11 Cambria County	11923 Cambria Township
SIC Code: 4911 Trans. & Utilities - Electric Services	
Responsible Official	
Name: JOHN MALLOY	
Title: PLANT MANAGER	
Phone:	
Permit Contact Person	
Name: SHAWN T SIMMERS	
Title: EHS MGR	
Phone: (814) 472 - 1120	
[Signature] _____ MARK R. GOROG, P.E., ENVIRONMENTAL PROGRAM MANAGER, SOUTHWEST REGION	



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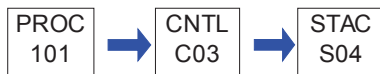
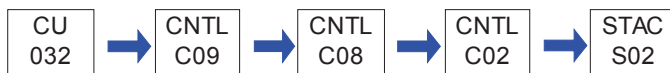
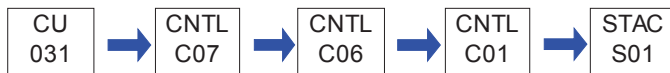
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Source ID	Source Name	Capacity/Throughput	Fuel/Material
031	PYROPOWER UNIT A (630 MMBTU/HR, WASTE COAL-FIRED)	630.000 MMBTU/HR	
032	PYROPOWER UNIT B (630 MMBTU/HR, WASTE COAL-FIRED)	630.000 MMBTU/HR	
033	NEBRASKA BOILER (98.38 MMBTU/HR, NG-FIRED)	98.380 MMBTU/HR	
101	FUEL PREPARATION		
102	ASH HANDLING/PILE		
104	LIMESTONE HANDLING SYSTEM		
107	FUEL CONVEYING		
108	EMERGENCY DIESEL FIREWATER PUMP (210-BHP)		
C01	BAGHOUSE (A)		
C02	BAGHOUSE (B)		
C03	FUEL PREPARATION		
C04	FUEL HANDLING DUST COLLECTORS		
C06	SNCR SYSTEM WITH AMMONIA (A)		
C07	LIMESTONE INJECTION (A)		
C08	SNCR SYSTEM WITH AMMONIA (B)		
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S01	UNIT A STACK		
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S03	NEBRASKA BOILER STACK		
S04	FUEL PREP STACK		
S08	EMERGENCY DIESEL FIREPUMP ENGINE (210-BHP) STACK		
Z02	ASH HDLG/PILE		
Z04	LIMESTONE HANDLING SYSTEM		

PERMIT MAPS



PERMIT MAPS

PROC 104 → STAC Z04

PROC 107 → CNTL C04

PROC 108 → STAC S08

**SECTION B. General Title V Requirements****#001 [25 Pa. Code § 121.1]****Definitions**

Words and terms that are not otherwise defined in this permit shall have the meanings set forth in Section 3 of the Air Pollution Control Act (35 P.S. § 4003) and 25 Pa. Code § 121.1.

#002 [25 Pa. Code § 127.512(c)(4)]**Property Rights**

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

#003 [25 Pa. Code § 127.446(a) and (c)]**Permit Expiration**

This operating permit is issued for a fixed term of five (5) years and shall expire on the date specified on Page 1 of this permit. The terms and conditions of the expired permit shall automatically continue pending issuance of a new Title V permit, provided the permittee has submitted a timely and complete application and paid applicable fees required under 25 Pa. Code Chapter 127, Subchapter I and the Department is unable, through no fault of the permittee, to issue or deny a new permit before the expiration of the previous permit. An application is complete if it contains sufficient information to begin processing the application, has the applicable sections completed and has been signed by a responsible official.

#004 [25 Pa. Code §§ 127.412, 127.413, 127.414, 127.446(e) & 127.503]**Permit Renewal**

(a) An application for the renewal of the Title V permit shall be submitted to the Department at least six (6) months, and not more than 18 months, before the expiration date of this permit. The renewal application is timely if a complete application is submitted to the Department's Regional Air Manager within the timeframe specified in this permit condition.

(b) The application for permit renewal shall include the current permit number, the appropriate permit renewal fee, a description of any permit revisions and off-permit changes that occurred during the permit term, and any applicable requirements that were promulgated and not incorporated into the permit during the permit term.

(c) The renewal application shall also include submission of proof that the local municipality and county, in which the facility is located, have been notified in accordance with 25 Pa. Code § 127.413. The application for renewal of the Title V permit shall also include submission of compliance review forms which have been used by the permittee to update information submitted in accordance with either 25 Pa. Code § 127.412(b) or § 127.412(j).

(d) The permittee, upon becoming aware that any relevant facts were omitted or incorrect information was submitted in the permit application, shall promptly submit such supplementary facts or corrected information during the permit renewal process. The permittee shall also promptly provide additional information as necessary to address any requirements that become applicable to the source after the date a complete renewal application was submitted but prior to release of a draft permit.

#005 [25 Pa. Code §§ 127.450(a)(4) & 127.464(a)]**Transfer of Ownership or Operational Control**

(a) In accordance with 25 Pa. Code § 127.450(a)(4), a change in ownership or operational control of the source shall be treated as an administrative amendment if:

- (1) The Department determines that no other change in the permit is necessary;
- (2) A written agreement has been submitted to the Department identifying the specific date of the transfer of permit responsibility, coverage and liability between the current and the new permittee; and,
- (3) A compliance review form has been submitted to the Department and the permit transfer has been approved by the Department.

**SECTION B. General Title V Requirements**

(b) In accordance with 25 Pa. Code § 127.464(a), this permit may not be transferred to another person except in cases of transfer-of-ownership which are documented and approved to the satisfaction of the Department.

#006 [25 Pa. Code § 127.513, 35 P.S. § 4008 and § 114 of the CAA]**Inspection and Entry**

(a) Upon presentation of credentials and other documents as may be required by law for inspection and entry purposes, the permittee shall allow the Department of Environmental Protection or authorized representatives of the Department to perform the following:

- (1) Enter at reasonable times upon the permittee's premises where a Title V source is located or emissions related activity is conducted, or where records are kept under the conditions of this permit;
- (2) Have access to and copy or remove, at reasonable times, records that are kept under the conditions of this permit;
- (3) Inspect at reasonable times, facilities, equipment including monitoring and air pollution control equipment, practices, or operations regulated or required under this permit;
- (4) Sample or monitor, at reasonable times, substances or parameters, for the purpose of assuring compliance with the permit or applicable requirements as authorized by the Clean Air Act, the Air Pollution Control Act, or the regulations promulgated under the Acts.

(b) Pursuant to 35 P.S. § 4008, no person shall hinder, obstruct, prevent or interfere with the Department or its personnel in the performance of any duty authorized under the Air Pollution Control Act.

(c) Nothing in this permit condition shall limit the ability of the EPA to inspect or enter the premises of the permittee in accordance with Section 114 or other applicable provisions of the Clean Air Act.

#007 [25 Pa. Code §§ 127.25, 127.444, & 127.512(c)(1)]**Compliance Requirements**

(a) The permittee shall comply with the conditions of this permit. Noncompliance with this permit constitutes a violation of the Clean Air Act and the Air Pollution Control Act and is grounds for one (1) or more of the following:

- (1) Enforcement action
- (2) Permit termination, revocation and reissuance or modification
- (3) Denial of a permit renewal application

(b) A person may not cause or permit the operation of a source, which is subject to 25 Pa. Code Article III, unless the source(s) and air cleaning devices identified in the application for the plan approval and operating permit and the plan approval issued to the source are operated and maintained in accordance with specifications in the applications and the conditions in the plan approval and operating permit issued by the Department. A person may not cause or permit the operation of an air contamination source subject to 25 Pa. Code Chapter 127 in a manner inconsistent with good operating practices.

(c) For purposes of Sub-condition (b) of this permit condition, the specifications in applications for plan approvals and operating permits are the physical configurations and engineering design details which the Department determines are essential for the permittee's compliance with the applicable requirements in this Title V permit.

#008 [25 Pa. Code § 127.512(c)(2)]**Need to Halt or Reduce Activity Not a Defense**

It shall not be a defense for a 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.

**SECTION B. General Title V Requirements****#009 [25 Pa. Code §§ 127.411(d) & 127.512(c)(5)]****Duty to Provide Information**

- (a) The permittee shall furnish to the Department, within a reasonable time, information that the Department may request in writing to determine whether cause exists for modifying, revoking and reissuing, or terminating the permit, or to determine compliance with the permit.
- (b) Upon request, the permittee shall also furnish to the Department copies of records that the permittee is required to keep by this permit, or for information claimed to be confidential, the permittee may furnish such records directly to the Administrator of EPA along with a claim of confidentiality.

#010 [25 Pa. Code §§ 127.463, 127.512(c)(3) & 127.542]**Reopening and Revising the Title V Permit for Cause**

- (a) This Title V permit may be modified, revoked, reopened and reissued or terminated for cause. The filing of a request by the permittee for a permit modification, revocation and reissuance, or termination, or of a notification of planned changes or anticipated noncompliance does not stay a permit condition.
- (b) This permit may be reopened, revised and reissued prior to expiration of the permit under one or more of the following circumstances:
- (1) Additional applicable requirements under the Clean Air Act or the Air Pollution Control Act become applicable to a Title V facility with a remaining permit term of three (3) or more years prior to the expiration date of this permit. The Department will revise the permit as expeditiously as practicable but not later than 18 months after promulgation of the applicable standards or regulations. No such revision is required if the effective date of the requirement is later than the expiration date of this permit, unless the original permit or its terms and conditions has been extended.
 - (2) Additional requirements, including excess emissions requirements, become applicable to an affected source under the acid rain program. Upon approval by the Administrator of EPA, excess emissions offset plans for an affected source shall be incorporated into the permit.
 - (3) The Department or the EPA determines that this permit contains a material mistake or inaccurate statements were made in establishing the emissions standards or other terms or conditions of this permit.
 - (4) The Department or the Administrator of EPA determines that the permit must be revised or revoked to assure compliance with the applicable requirements.
- (c) Proceedings to revise this permit shall follow the same procedures which apply to initial permit issuance and shall affect only those parts of this permit for which cause to revise exists. The revision shall be made as expeditiously as practicable.
- (d) Regardless of whether a revision is made in accordance with (b)(1) above, the permittee shall meet the applicable standards or regulations promulgated under the Clean Air Act within the time frame required by standards or regulations.

#011 [25 Pa. Code § 127.543]**Reopening a Title V Permit for Cause by EPA**

As required by the Clean Air Act and regulations adopted thereunder, this permit may be modified, reopened and reissued, revoked or terminated for cause by EPA in accordance with procedures specified in 25 Pa. Code § 127.543.

#012 [25 Pa. Code § 127.541]**Significant Operating Permit Modifications**

When permit modifications during the term of this permit do not qualify as minor permit modifications or administrative amendments, the permittee shall submit an application for significant Title V permit modifications in accordance with 25 Pa. Code § 127.541.

**SECTION B. General Title V Requirements****#013 [25 Pa. Code §§ 121.1 & 127.462]****Minor Operating Permit Modifications**

The permittee may make minor operating permit modifications (as defined in 25 Pa. Code §121.1), on an expedited basis, in accordance with 25 Pa. Code §127.462 (relating to minor operating permit modifications).

#014 [25 Pa. Code § 127.450]**Administrative Operating Permit Amendments**

(a) The permittee may request administrative operating permit amendments, as defined in 25 Pa. Code §127.450(a).

(b) Upon final action by the Department granting a request for an administrative operating permit amendment covered under §127.450(a)(5), the permit shield provisions in 25 Pa. Code § 127.516 (relating to permit shield) shall apply to administrative permit amendments incorporated in this Title V Permit in accordance with §127.450(c), unless precluded by the Clean Air Act or the regulations thereunder.

#015 [25 Pa. Code § 127.512(b)]**Severability Clause**

The provisions of this permit are severable, and if any provision of this permit is determined by the Environmental Hearing Board or a court of competent jurisdiction, or US EPA to be invalid or unenforceable, such a determination will not affect the remaining provisions of this permit.

#016 [25 Pa. Code §§ 127.704, 127.705 & 127.707]**Fee Payment**

(a) The permittee shall pay fees to the Department in accordance with the applicable fee schedules in 25 Pa. Code Chapter 127, Subchapter I (relating to plan approval and operating permit fees).

(b) Emission Fees. The permittee shall, on or before September 1st of each year, pay applicable annual Title V emission fees for emissions occurring in the previous calendar year as specified in 25 Pa. Code § 127.705. The permittee is not required to pay an emission fee for emissions of more than 4,000 tons of each regulated pollutant emitted from the facility.

(c) As used in this permit condition, the term "regulated pollutant" is defined as a VOC, each pollutant regulated under Sections 111 and 112 of the Clean Air Act and each pollutant for which a National Ambient Air Quality Standard has been promulgated, except that carbon monoxide is excluded.

(d) Late Payment. Late payment of emission fees will subject the permittee to the penalties prescribed in 25 Pa. Code § 127.707 and may result in the suspension or termination of the Title V permit. The permittee shall pay a penalty of fifty percent (50%) of the fee amount, plus interest on the fee amount computed in accordance with 26 U.S.C.A. § 6621(a)(2) from the date the emission fee should have been paid in accordance with the time frame specified in 25 Pa. Code § 127.705(c).

(e) The permittee shall pay an annual operating permit administration fee according to the fee schedule established in 25 Pa. Code § 127.704(c) if the facility, identified in Subparagraph (iv) of the definition of the term "Title V facility" in 25 Pa. Code § 121.1, is subject to Title V after the EPA Administrator completes a rulemaking requiring regulation of those sources under Title V of the Clean Air Act.

(f) This permit condition does not apply to a Title V facility which qualifies for exemption from emission fees under 35 P.S. § 4006.3(f).

#017 [25 Pa. Code §§ 127.14(b) & 127.449]**Authorization for De Minimis Emission Increases**

(a) This permit authorizes de minimis emission increases from a new or existing source in accordance with 25 Pa. Code §§ 127.14 and 127.449 without the need for a plan approval or prior issuance of a permit modification. The permittee shall provide the Department with seven (7) days prior written notice before commencing any de minimis emissions increase that would result from either: (1) a physical change of minor significance under § 127.14(c)(1); or

SECTION B. General Title V Requirements

(2) the construction, installation, modification or reactivation of an air contamination source. The written notice shall:

(1) Identify and describe the pollutants that will be emitted as a result of the de minimis emissions increase.

(2) Provide emission rates expressed in tons per year and in terms necessary to establish compliance consistent with any applicable requirement.

The Department may disapprove or condition de minimis emission increases at any time.

(b) Except as provided below in (c) and (d) of this permit condition, the permittee is authorized during the term of this permit to make de minimis emission increases (expressed in tons per year) up to the following amounts without the need for a plan approval or prior issuance of a permit modification:

(1) Four tons of carbon monoxide from a single source during the term of the permit and 20 tons of carbon monoxide at the facility during the term of the permit.

(2) One ton of NO_x from a single source during the term of the permit and 5 tons of NO_x at the facility during the term of the permit.

(3) One and six-tenths tons of the oxides of sulfur from a single source during the term of the permit and 8.0 tons of oxides of sulfur at the facility during the term of the permit.

(4) Six-tenths of a ton of PM₁₀ from a single source during the term of the permit and 3.0 tons of PM₁₀ at the facility during the term of the permit. This shall include emissions of a pollutant regulated under Section 112 of the Clean Air Act unless precluded by the Clean Air Act or 25 Pa. Code Article III.

(5) One ton of VOCs from a single source during the term of the permit and 5.0 tons of VOCs at the facility during the term of the permit. This shall include emissions of a pollutant regulated under Section 112 of the Clean Air Act unless precluded by the Clean Air Act or 25 Pa. Code Article III.

(c) In accordance with § 127.14, the permittee may install the following minor sources without the need for a plan approval:

(1) Air conditioning or ventilation systems not designed to remove pollutants generated or released from other sources.

(2) Combustion units rated at 2,500,000 or less Btu per hour of heat input.

(3) Combustion units with a rated capacity of less than 10,000,000 Btu per hour heat input fueled by natural gas supplied by a public utility, liquefied petroleum gas or by commercial fuel oils which are No. 2 or lighter, viscosity less than or equal to 5.82 c St, and which meet the sulfur content requirements of 25 Pa. Code § 123.22 (relating to combustion units). For purposes of this permit, commercial fuel oil shall be virgin oil which has no reprocessed, recycled or waste material added.

(4) Space heaters which heat by direct heat transfer.

(5) Laboratory equipment used exclusively for chemical or physical analysis.

(6) Other sources and classes of sources determined to be of minor significance by the Department.

(d) This permit does not authorize de minimis emission increases if the emissions increase would cause one or more of the following:

(1) Increase the emissions of a pollutant regulated under Section 112 of the Clean Air Act except as authorized in Subparagraphs (b)(4) and (5) of this permit condition.

(2) Subject the facility to the prevention of significant deterioration requirements in 25 Pa. Code Chapter 127, Subchapter D and/or the new source review requirements in Subchapter E.

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(3) Violate any applicable requirement of the Air Pollution Control Act, the Clean Air Act, or the regulations promulgated under either of the acts.

(4) Changes which are modifications under any provision of Title I of the Clean Air Act and emission increases which would exceed the allowable emissions level (expressed as a rate of emissions or in terms of total emissions) under the Title V permit.

(e) Unless precluded by the Clean Air Act or the regulations thereunder, the permit shield described in 25 Pa. Code § 127.516 (relating to permit shield) shall extend to the changes made under 25 Pa. Code § 127.449 (relating to de minimis emission increases).

(f) Emissions authorized under this permit condition shall be included in the monitoring, recordkeeping and reporting requirements of this permit.

(g) Except for de minimis emission increases allowed under this permit, 25 Pa. Code § 127.449, or sources and physical changes meeting the requirements of 25 Pa. Code § 127.14, the permittee is prohibited from making physical changes or engaging in activities that are not specifically authorized under this permit without first applying for a plan approval. In accordance with § 127.14(b), a plan approval is not required for the construction, modification, reactivation, or installation of the sources creating the de minimis emissions increase.

(h) The permittee may not meet de minimis emission threshold levels by offsetting emission increases or decreases at the same source.

#018 [25 Pa. Code §§ 127.11a & 127.215]**Reactivation of Sources**

(a) The permittee may reactivate a source at the facility that has been out of operation or production for at least one year, but less than or equal to five (5) years, if the source is reactivated in accordance with the requirements of 25 Pa. Code §§ 127.11a and 127.215. The reactivated source will not be considered a new source.

(b) A source which has been out of operation or production for more than five (5) years but less than 10 years may be reactivated and will not be considered a new source if the permittee satisfies the conditions specified in 25 Pa. Code § 127.11a(b).

#019 [25 Pa. Code §§ 121.9 & 127.216]**Circumvention**

(a) The owner of this Title V facility, or any other person, may not circumvent the new source review requirements of 25 Pa. Code Chapter 127, Subchapter E by causing or allowing a pattern of ownership or development, including the phasing, staging, delaying or engaging in incremental construction, over a geographic area of a facility which, except for the pattern of ownership or development, would otherwise require a permit or submission of a plan approval application.

(b) No person may permit the use of a device, stack height which exceeds good engineering practice stack height, dispersion technique or other technique which, without resulting in reduction of the total amount of air contaminants emitted, conceals or dilutes an emission of air contaminants which would otherwise be in violation of this permit, the Air Pollution Control Act or the regulations promulgated thereunder, except that with prior approval of the Department, the device or technique may be used for control of malodors.

#020 [25 Pa. Code §§ 127.402(d) & 127.513(1)]**Submissions**

(a) Reports, test data, monitoring data, notifications and requests for renewal of the permit shall be submitted to the:

Regional Air Program Manager
PA Department of Environmental Protection
(At the address given on the permit transmittal letter,
or otherwise notified)

SECTION B. General Title V Requirements

(b) Any report or notification for the EPA Administrator or EPA Region III should be addressed to:

Office of Air Enforcement and Compliance Assistance (3AP20)
United States Environmental Protection Agency
Region 3
1650 Arch Street
Philadelphia, PA 19103-2029

(c) An application, form, report or compliance certification submitted pursuant to this permit condition shall contain certification by a responsible official as to truth, accuracy, and completeness as required under 25 Pa. Code § 127.402(d). Unless otherwise required by the Clean Air Act or regulations adopted thereunder, this certification and any other certification required pursuant to this permit shall state that, based on information and belief formed after reasonable inquiry, the statements and information in the document are true, accurate and complete.

#021 [25 Pa. Code §§ 127.441(c) & 127.463(e); Chapter 139; & 114(a)(3), 504(b) of the CAA]**Sampling, Testing and Monitoring Procedures**

(a) The permittee shall perform the emissions monitoring and analysis procedures or test methods for applicable requirements of this Title V permit. In addition to the sampling, testing and monitoring procedures specified in this permit, the Permittee shall comply with any additional applicable requirements promulgated under the Clean Air Act after permit issuance regardless of whether the permit is revised.

(b) The sampling, testing and monitoring required under the applicable requirements of this permit, shall be conducted in accordance with the requirements of 25 Pa. Code Chapter 139 unless alternative methodology is required by the Clean Air Act (including §§ 114(a)(3) and 504(b)) and regulations adopted thereunder.

#022 [25 Pa. Code §§ 127.511 & Chapter 135]**Recordkeeping Requirements**

(a) The permittee shall maintain and make available, upon request by the Department, records of required monitoring information that include the following:

- (1) The date, place (as defined in the permit) and time of sampling or measurements.
- (2) The dates the analyses were performed.
- (3) The company or entity that performed the analyses.
- (4) The analytical techniques or methods used.
- (5) The results of the analyses.
- (6) The operating conditions as existing at the time of sampling or measurement.

(b) The permittee shall retain records of the required monitoring data and supporting information for at least five (5) years from the date of the monitoring sample, measurement, report or application. Supporting information includes the calibration data and maintenance records and original strip-chart recordings for continuous monitoring instrumentation, and copies of reports required by the permit.

(c) The permittee shall maintain and make available to the Department upon request, records including computerized records that may be necessary to comply with the reporting, recordkeeping and emission statement requirements in 25 Pa. Code Chapter 135 (relating to reporting of sources). In accordance with 25 Pa. Code Chapter 135, § 135.5, such records may include records of production, fuel usage, maintenance of production or pollution control equipment or other information determined by the Department to be necessary for identification and quantification of potential and actual air contaminant emissions. If direct recordkeeping is not possible or practical, sufficient records shall be kept to provide the needed information by indirect means.

SECTION B. General Title V Requirements**#023 [25 Pa. Code §§ 127.411(d), 127.442, 127.463(e) & 127.511(c)]****Reporting Requirements**

(a) The permittee shall comply with the reporting requirements for the applicable requirements specified in this Title V permit. In addition to the reporting requirements specified herein, the permittee shall comply with any additional applicable reporting requirements promulgated under the Clean Air Act after permit issuance regardless of whether the permit is revised.

(b) Pursuant to 25 Pa. Code § 127.511(c), the permittee shall submit reports of required monitoring at least every six (6) months unless otherwise specified in this permit. Instances of deviations (as defined in 25 Pa. Code § 121.1) from permit requirements shall be clearly identified in the reports. The reporting of deviations shall include the probable cause of the deviations and corrective actions or preventative measures taken, except that sources with continuous emission monitoring systems shall report according to the protocol established and approved by the Department for the source. The required reports shall be certified by a responsible official.

(c) Every report submitted to the Department under this permit condition shall comply with the submission procedures specified in Section B, Condition #020(c) of this permit.

(d) Any records, reports or information obtained by the Department or referred to in a public hearing shall be made available to the public by the Department except for such records, reports or information for which the permittee has shown cause that the documents should be considered confidential and protected from disclosure to the public under Section 4013.2 of the Air Pollution Control Act and consistent with Sections 112(d) and 114(c) of the Clean Air Act and 25 Pa. Code § 127.411(d). The permittee may not request a claim of confidentiality for any emissions data generated for the Title V facility.

#024 [25 Pa. Code § 127.513]**Compliance Certification**

(a) One year after the date of issuance of the Title V permit, and each year thereafter, unless specified elsewhere in the permit, the permittee shall submit to the Department and EPA Region III a certificate of compliance with the terms and conditions in this permit, for the previous year, including the emission limitations, standards or work practices. This certification shall include:

- (1) The identification of each term or condition of the permit that is the basis of the certification.
- (2) The compliance status.
- (3) The methods used for determining the compliance status of the source, currently and over the reporting period.
- (4) Whether compliance was continuous or intermittent.

(b) The compliance certification shall be postmarked or hand-delivered no later than thirty days after each anniversary of the date of issuance of this Title V Operating Permit, or on the submittal date specified elsewhere in the permit, to the Department and EPA in accordance with the submission requirements specified in condition #020 of this section.

#025 [25 Pa. Code § 127.3]**Operational Flexibility**

The permittee is authorized to make changes within the Title V facility in accordance with the following provisions in 25 Pa. Code Chapter 127 which implement the operational flexibility requirements of Section 502(b)(10) of the Clean Air Act and Section 6.1(i) of the Air Pollution Control Act:

- (1) Section 127.14 (relating to exemptions)
- (2) Section 127.447 (relating to alternative operating scenarios)
- (3) Section 127.448 (relating to emissions trading at facilities with federally enforceable emissions caps)
- (4) Section 127.449 (relating to de minimis emission increases)

SECTION B. General Title V Requirements

(5) Section 127.450 (relating to administrative operating permit amendments)

(6) Section 127.462 (relating to minor operating permit amendments)

(7) Subchapter H (relating to general plan approvals and operating permits)

#026 [25 Pa. Code §§ 127.441(d), 127.512(i) and 40 CFR Part 68]**Risk Management**

(a) If required by Section 112(r) of the Clean Air Act, the permittee shall develop and implement an accidental release program consistent with requirements of the Clean Air Act, 40 CFR Part 68 (relating to chemical accident prevention provisions) and the Federal Chemical Safety Information, Site Security and Fuels Regulatory Relief Act (P.L. 106-40).

(b) The permittee shall prepare and implement a Risk Management Plan (RMP) which meets the requirements of Section 112(r) of the Clean Air Act, 40 CFR Part 68 and the Federal Chemical Safety Information, Site Security and Fuels Regulatory Relief Act when a regulated substance listed in 40 CFR § 68.130 is present in a process in more than the listed threshold quantity at the Title V facility. The permittee shall submit the RMP to the federal Environmental Protection Agency according to the following schedule and requirements:

(1) The permittee shall submit the first RMP to a central point specified by EPA no later than the latest of the following:

(i) Three years after the date on which a regulated substance is first listed under § 68.130; or,

(ii) The date on which a regulated substance is first present above a threshold quantity in a process.

(2) The permittee shall submit any additional relevant information requested by the Department or EPA concerning the RMP and shall make subsequent submissions of RMPs in accordance with 40 CFR § 68.190.

(3) The permittee shall certify that the RMP is accurate and complete in accordance with the requirements of 40 CFR Part 68, including a checklist addressing the required elements of a complete RMP.

(c) As used in this permit condition, the term "process" shall be as defined in 40 CFR § 68.3. The term "process" means any activity involving a regulated substance including any use, storage, manufacturing, handling, or on-site movement of such substances or any combination of these activities. For purposes of this definition, any group of vessels that are interconnected, or separate vessels that are located such that a regulated substance could be involved in a potential release, shall be considered a single process.

(d) If the Title V facility is subject to 40 CFR Part 68, as part of the certification required under this permit, the permittee shall:

(1) Submit a compliance schedule for satisfying the requirements of 40 CFR Part 68 by the date specified in 40 CFR § 68.10(a); or,

(2) Certify that the Title V facility is in compliance with all requirements of 40 CFR Part 68 including the registration and submission of the RMP.

(e) If the Title V facility is subject to 40 CFR Part 68, the permittee shall maintain records supporting the implementation of an accidental release program for five (5) years in accordance with 40 CFR § 68.200.

(f) When the Title V facility is subject to the accidental release program requirements of Section 112(r) of the Clean Air Act and 40 CFR Part 68, appropriate enforcement action will be taken by the Department if:

(1) The permittee fails to register and submit the RMP or a revised plan pursuant to 40 CFR Part 68.

(2) The permittee fails to submit a compliance schedule or include a statement in the compliance certification required under Condition #24 of Section B of this Title V permit that the Title V facility is in compliance with the requirements of Section 112(r) of the Clean Air Act, 40 CFR Part 68, and 25 Pa. Code § 127.512(i).

**SECTION B. General Title V Requirements****#027 [25 Pa. Code § 127.512(e)]****Approved Economic Incentives and Emission Trading Programs**

No permit revision shall be required under approved economic incentives, marketable permits, emissions trading and other similar programs or processes for changes that are provided for in this Title V permit.

#028 [25 Pa. Code §§ 127.516, 127.450(d), 127.449(f) & 127.462(g)]**Permit Shield**

(a) The permittee's compliance with the conditions of this permit shall be deemed in compliance with applicable requirements (as defined in 25 Pa. Code § 121.1) as of the date of permit issuance if either of the following applies:

(1) The applicable requirements are included and are specifically identified in this permit.

(2) The Department specifically identifies in the permit other requirements that are not applicable to the permitted facility or source.

(b) Nothing in 25 Pa. Code § 127.516 or the Title V permit shall alter or affect the following:

(1) The provisions of Section 303 of the Clean Air Act, including the authority of the Administrator of the EPA provided thereunder.

(2) The liability of the permittee for a violation of an applicable requirement prior to the time of permit issuance.

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

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

(c) Unless precluded by the Clean Air Act or regulations thereunder, final action by the Department incorporating a significant permit modification in this Title V Permit shall be covered by the permit shield at the time that the permit containing the significant modification is issued.

**SECTION C. Site Level Requirements****I. RESTRICTIONS.****Emission Restriction(s).****# 001 [25 Pa. Code §121.7]****Prohibition of air pollution.**

No person may permit air pollution as that term is defined in the act.

002 [25 Pa. Code §123.1]**Prohibition of certain fugitive emissions**

(a) No person may permit the emission into the outdoor atmosphere of fugitive air contaminant from a source other than the following:

(1) Construction or demolition of buildings or structures.

(2) Grading, paving and maintenance of roads and streets.

(3) Use of roads and streets. Emissions from material in or on trucks, railroad cars and other vehicular equipment are not considered as emissions from use of roads and streets.

(4) Clearing of land.

(5) Stockpiling of materials.

(6) Open burning operations.

(7) N/A

(8) N/A

(9) Sources and classes of sources other than those identified in paragraphs (1)-(8), for which the operator has obtained a determination from the Department that fugitive emissions from the source, after appropriate control, meet the following requirements:

(i) the emissions are of minor significance with respect to causing air pollution; and

(ii) the emissions are not preventing or interfering with the attainment or maintenance of any ambient air quality standard.

(b) An application form for requesting a determination under either subsection (a)(9) or 129.15(c) is available from the Department. In reviewing these applications, the Department may require the applicant to supply information including, but not limited to, a description of proposed control measures, characteristics of emissions, quantity of emissions, and ambient air quality data and analysis showing the impact of the source on ambient air quality. The applicant shall be required to demonstrate that the requirements of subsections (a)(9) and (c) and 123.2 (relating to fugitive particulate matter) or of the requirements of 129.15(c) have been satisfied. Upon such demonstration, the Department will issue a determination, in writing, either as an operating permit condition, for those sources subject to permit requirements under the act, or as an order containing appropriate conditions and limitations.

(c) See Work Practice Standards

(d) N/A.

003 [25 Pa. Code §123.2]**Fugitive particulate matter**

A person may not permit fugitive particulate matter to be emitted into the outdoor atmosphere from a source specified in 123.1(a)(1) -- (7) (relating to prohibition of certain fugitive emissions) if such emissions are visible at the point the emissions pass outside the person's property.

**SECTION C. Site Level Requirements****# 004 [25 Pa. Code §123.31]****Limitations**

A person may not permit the emission into the outdoor atmosphere of any malodorous air contaminants from any source, in such a manner that the malodors are detectable outside the property of the person on whose land the source is being operated.

005 [25 Pa. Code §123.41]**Limitations**

A person may not permit the emission into the outdoor atmosphere of visible air contaminants in such a manner that the opacity of the emission is either of the following:

- (1) Equal to or greater than 20% for a period or periods aggregating more than three minutes in any 1 hour.
- (2) Equal to or greater than 60% at any time.

[If the opacity limitations given by § 123.41 conflict with any other opacity limitation in this permit, the more stringent limitation applies.]

006 [25 Pa. Code §129.14]**Open burning operations**

- (a) In air basins. – Not Applicable
- (b) Outside of air basins. No person may permit the open burning of material in an area outside of air basins in a manner that:
 - (1) The emissions are visible, at any time, at the point such emissions pass outside the property of the person on whose land the open burning is being conducted.
 - (2) Malodorous air contaminants from the open burning are detectable outside the property of the person on whose land the open burning is being conducted.
 - (3) The emissions interfere with the reasonable enjoyment of life or property.
 - (4) The emissions cause damage to vegetation or property.
 - (5) The emissions are or may be deleterious to human or animal health
- (c) Exceptions: The requirements of subsections (a) and (b) do not apply where the open burning operations result from:
 - (1) A fire set to prevent or abate a fire hazard, when approved by the Department and set by or under the supervision of a public officer.
 - (2) A fire set for the purpose of instructing personnel in fire fighting, when approved by the Department.
 - (3) A fire set for the prevention and control of disease or pests, when approved by the Department.
 - (4) Not applicable.
 - (5) Not applicable.
 - (6) A fire set solely for recreational or ceremonial purposes.
 - (7) A fire set solely for cooking food.
- (d) Clearing and grubbing wastes. The following is applicable to clearing and grubbing wastes:

SECTION C. Site Level Requirements

(1) As used in this subsection the following terms shall have the following meanings:

Air curtain destructor -- A mechanical device which forcefully projects a curtain of air across a pit in which open burning is being conducted so that combustion efficiency is increased and smoke and other particulate matter are contained.

Clearing and grubbing wastes -- Trees, shrubs, and other native vegetation which are cleared from land during or prior to the process of construction. The term does not include demolition wastes and dirt laden roots.

(2) Not applicable.

(3) Subsection (b) notwithstanding clearing and grubbing wastes may be burned outside of an air basin, subject to the following limitations:

(i) Upon receipt of a complaint or determination by the Department that an air pollution problem exists, the Department may order that the open burning cease or comply with subsection (b).

(ii) Authorization for open burning under this paragraph does not apply to clearing and grubbing wastes transported from an air basin for disposal outside of an air basin.

(4) During an air pollution episode, open burning is limited by Chapter 137 (relating to air pollution episodes) and shall cease as specified in such chapter.

[The Cambria Generation Facility is not located in an air basin.]

II. TESTING REQUIREMENTS.

007 [25 Pa. Code §127.441]

Operating permit terms and conditions.

If, at any time, the Department has cause to believe that air contaminant emissions from the facility covered by this operating permit are in excess of the limitations specified in, or established pursuant to, any applicable regulation, the Department shall require the permittee to conduct tests deemed necessary to demonstrate compliance. The permittee shall perform such testing in accordance with the applicable provisions of 25 Pa. Code Chapter 139 (relating to sampling and testing) and in accordance with any restrictions or limitations established by the Department at the time the permittee is notified in writing, of the testing requirement.

008 [25 Pa. Code §139.1]

Sampling facilities.

Upon the request of the Department, the person responsible for a source shall provide adequate sampling ports, safe sampling platforms and adequate utilities for the performance by the Department of tests on such source. The Department will set forth, in the request, the time period in which the facilities shall be provided as well as the specifications for such facilities.

III. MONITORING REQUIREMENTS.

009 [25 Pa. Code §127.441]

Operating permit terms and conditions.

(a) The permittee shall conduct a daily inspection during daylight hours of sources covered by this permit that are operating at the facility to determine:

- (1) the presence of visible stack emissions.
- (2) the presence of visible fugitive emissions.
- (3) the presence of malodors beyond the boundaries of the plant property.

(b) All detected visible stack emissions, visible fugitive emissions or malodors that have the potential to exceed applicable limits shall be reported to the manager of the facility.

SECTION C. Site Level Requirements

(c) This inspection may not require a Method 9 certified observer. However, if visible stack emissions persist beyond 24-hours (Or 48-hours on weekends or holidays.) and the condition is not abated, an observer certified in EPA Reference Method 9, found at 40 CFR Part 60, Appendix A, shall record Visible Emissions of the stack using the method for at least 1 hour during each 6-hour daylight period, until the opacity has been corrected.

[Additional authority for this permit condition is derived from 25 Pa. Code Section 127.511.]

IV. RECORDKEEPING REQUIREMENTS.**# 010 [25 Pa. Code §127.441]****Operating permit terms and conditions.**

The owner or operator shall keep sufficient records to demonstrate compliance with the limitations, restrictions, and requirements of the RACT permit as per 25 PA Code 129.95. These records shall provide sufficient data and calculations to clearly demonstrate compliance consistent with all averaging times and periods.

[Compliance with this condition ensures compliance with the applicable requirements of 25 Pa. Code, 129.95.]

011 [25 Pa. Code §127.441]**Operating permit terms and conditions.**

(a) The permittee shall keep records of the daily facility inspections. Records shall include the name of the person conducting the inspections, the date and time of the inspection, and the results of each inspection. If instances of unpermitted visible stack emissions, visible fugitive emissions are observed or malodorous air emissions detected, records shall be kept of the corrective action taken to abate same and/or to prevent future occurrences.

(b) These records shall be maintained in a logbook, or equivalent recordkeeping approach.

[Additional authority for this permit condition is derived from 25 Pa. Code Section 127.511.]

012 [25 Pa. Code §127.441]**Operating permit terms and conditions.**

At a minimum, all records and necessary calculations shall be retained for a minimum of at least five (5) years. These records and calculations shall be made available to the Department upon request.

013 [25 Pa. Code §127.511]**Monitoring and related recordkeeping and reporting requirements.**

The Owner/Operator shall maintain monthly records of operating hours and fuel consumption for each source at this facility. Records shall include coal refuse, coal, diesel fuel, fuel oil, ammonia, and limestone consumption. These records shall be used to calculate emissions for the sources at the facility and shall be used to determine compliance with emission limitations.

014 [25 Pa. Code §129.95]**Recordkeeping**

(a) The owner and operator of a major NOx emitting facility or a major VOCs emitting facility shall keep records to demonstrate compliance with 129.91 -- 129.94.

(b) The records shall provide sufficient data and calculations to clearly demonstrate that the requirements of 129.91 -- 129.94 are met.

(c) Data or information required to determine compliance shall be recorded and maintained in a time frame consistent with the averaging period of the requirement.

(d) The records shall be retained for at least 2 years and shall be made available to the Department on request.

(e) An owner or operator claiming that a facility is exempt from the RACT requirements of 129.91 -- 129.94, based on the facility's potential to emit, shall maintain records that clearly demonstrate to the Department that the facility or source is not

**SECTION C. Site Level Requirements**

subject to 129.91 -- 129.94.

015 [25 Pa. Code §135.5]**Recordkeeping**

Source owners or operators shall maintain and make available upon request by the Department records including computerized records that may be necessary to comply with 135.21 (relating to reporting; and emission statements). These may include records of production, fuel usage, maintenance of production or pollution control equipment or other information determined by the Department to be necessary for identification and quantification of potential and actual air contaminant emissions. If direct recordkeeping is not possible or practical, sufficient records shall be kept to provide the needed information by indirect means.

V. REPORTING REQUIREMENTS.**# 016 [25 Pa. Code §127.441]****Operating permit terms and conditions.**

(a) The owner or operator shall report each malfunction that occurs at this facility that poses an imminent and substantial danger to the public health and safety or the environment or which it should reasonably believe may result in citizen complaints to the Department. For purpose of this condition a malfunction is defined as any sudden, infrequent, and not reasonably preventable failure of air pollution control equipment or source to operate in a normal or usual manner that may result in an increase in the emission of air contaminants. Examples of malfunctions that may result in citizen complaints include but are not limited to: large dust plumes, heavy smoke, a spill or release that results in a malodor that is detectable outside the property of the person on whose land the source is being operated.

(b) When the malfunction poses an imminent and substantial danger to the public health and safety or the environment, the notification shall be submitted to the Department no later than one hour after the incident. All other malfunctions that must be reported under subsection (a) shall be reported to the Department no later than the next business day.

(c) The report shall describe the:

- (i) name and location of the facility;
- (ii) nature and cause of the malfunction;
- (iii) time when the malfunction was first observed;
- (iv) expected duration of excess emissions; and
- (v) estimated rate of emissions.

(d) The owner or operator shall notify the Department immediately when corrective measures have been accomplished.

(e) Subsequent to the malfunction, the owner/operator shall submit a full written report to the Department including the items identified in (c) and corrective measures taken on the malfunction within 15 days, if requested.

(f) Malfunctions shall be reported to the Department at the following address:

PADEP
Office of Air Quality
400 Waterfront Drive
Pittsburgh, PA 15222-4745
412-442-4000

017 [25 Pa. Code §127.511]**Monitoring and related recordkeeping and reporting requirements.**

The following is required with respect to applicable required reporting:

(1) Submittal of reports of required monitoring at least every 6 months. Instances of deviations from permit requirements shall be clearly identified in the reports. Required reports shall be certified by a responsible official.

SECTION C. Site Level Requirements

(2) Reporting of deviations from permit requirements within the time required by the terms and conditions of the permit including those attributable to malfunctions as defined in the permit, the probable cause of the deviations and corrective actions or preventive measures taken, except that sources with continuous emission monitoring systems shall report according to the protocol established and approved by the Department for the source.

018 [25 Pa. Code §127.511]**Monitoring and related recordkeeping and reporting requirements.**

Owner/operator shall submit the semi-annual monitoring reports for this facility by January 30 and July 30 of each year. The January 30 semi-annual monitoring report shall cover the period from July 1 through December 31. The July 30 semiannual monitoring report shall cover the period from January 1 through June 30. However, in accordance with Title 25 PA Code § 127.511(c), in no case shall the semi-annual monitoring report be submitted less often than every six (6) months. This may require that an interim semi-annual monitoring report (covering a period less than six (6) months) be submitted to bring the facility into compliance with this schedule.

019 [25 Pa. Code §127.513]**Compliance certification.**

Permittee shall submit a Compliance Certification sufficient to demonstrate compliance with terms and conditions contained in the permit. Each Compliance Certification shall include the following:

- (a) The identification of each term or condition of the permit that is the basis of the certification.
- (b) The compliance status.
- (c) The methods used for determining the compliance status of the source, currently and over the reporting period.
- (d) Whether compliance was continuous or intermittent.
- (e) Other facts the Department may require to determine the compliance status of the source.

Owner/operator shall submit a Title V Compliance Certification for this facility by January 30 of each year. The Title V Compliance Certification shall cover the previous calendar year, for the period January 1 through December 31. This Certification shall be submitted to both the Director, Air, Toxics, and Radiation of EPA, Region III and the Regional Air Quality Program Manager, PA DEP. The Title V Compliance Certification may be emailed to EPA Region III at R3_APD_Permits@epa.gov in lieu of mailing a hard copy. However, in accordance with Title 25 PA Code § 127.513(5)(i), in no case shall the Title V Compliance Certification be submitted less often than annually. This may require that an interim Title V Compliance Certification (covering a period less than one year) be submitted to bring the facility into compliance with this schedule.

020 [25 Pa. Code §135.3]**Reporting**

Addition authority for this condition is taken from § 135.21.

(a) The Owner/Operator shall submit by March 1 of each year a source report for the preceding calendar year. The report shall include information for all previously reported sources, new sources which were first operated during the preceding calendar year, and sources modified during the same period which were not previously reported.

(b) - (c) N/A.

[The source report in (a) shall include a statement; in a form as the Department may prescribe; for classes or categories of sources; showing the actual emissions of individual criteria and hazardous air pollutants and greenhouse gas emissions, as well as other air contaminants. (Per the Department's Emissions Inventory Reporting Instructions.) A description of the method used to calculate the emissions and the time period over which the calculation is based, shall be included. The statement shall also contain a certification by a company officer or the plant manager that the information contained in the statement is accurate.]

SECTION C. Site Level Requirements**# 021 [40 CFR Part 68 EPA Provisions for Chemical Accident Prevention §40 CFR 68.150]****Subpart G - Risk Management Plan****Submission.**

An updated Risk Management Plan shall be submitted to both EPA and the Department prior to the storage on site of any regulated toxic substances in excess of the threshold quantities listed in Table 1 to 40 CFR § 68.130 and in excess of the substances contained in the existing plan for the facility. The Risk Management Plan shall include all of the requirements of 40 CFR Part 68, Subpart G.

VI. WORK PRACTICE REQUIREMENTS.**# 022 [25 Pa. Code §123.1]****Prohibition of certain fugitive emissions**

(c) A person responsible for any source specified in subsections (a)(1) -- (7) or (9) shall take all reasonable actions to prevent particulate matter from becoming airborne. These actions shall include, but not be limited to, the following:

(1) Use, where possible, of water or chemicals for control of dust in the demolition of buildings or structures, construction operations, the grading of roads, or the clearing of land.

(2) Application of asphalt, oil, water or suitable chemicals on dirt roads, material stockpiles and other surfaces which may give rise to airborne dusts.

(3) Paving and maintenance of roadways.

(4) Prompt removal of earth or other material from paved streets onto which earth or other material has been transported by trucking or earth moving equipment, erosion by water, or other means.

023 [25 Pa. Code §127.441]**Operating permit terms and conditions.**

a. Pneumatic conveyors shall be fully enclosed. Ash silos shall discharge through an ash conditioner which shall moisten the ash before it is loaded into trucks for disposal.

b. All truck hauling roads inside the Cambria CoGen plant shall be paved and dedicated water equipment shall be used to wet the truck hauling roads, weather permitting, to minimize dust.

c. Vehicle speed shall be limited to 15 miles per hour within the plant. The speed Limit shall be posted on signs measuring no less than 1 foot by 2 feet, with letters no less than 3-inches high.

[From OP 11-306-002A, Condition 6.]

024 [25 Pa. Code §127.444]**Compliance requirements.**

The owner/operator shall maintain and operate all the sources at this facility in accordance with good air pollution control practices.

VII. ADDITIONAL REQUIREMENTS.**# 025 [25 Pa. Code §123.42]****Exceptions**

The limitations for opacity (relating to limitations) shall not apply to a visible emission in any of the following instances:

(1) When the presence of uncombined water is the only reason for failure of the emission to meet the limitations.

(2) When the emission results from the operation of equipment used solely to train and test persons in observing the opacity of visible emissions.

(3) When the emission results from sources specified in § 123.1 (a)(1)-(9) (relating to prohibition of certain fugitive emissions).

**SECTION C. Site Level Requirements**

(4) N/A.

026 [25 Pa. Code §123.43]**Measuring techniques**

Visible emissions may be measured using either of the following:

(1) A device approved by the Department and maintained to provide accurate opacity measurements.

(2) Observers, trained and qualified to measure plume opacity with the naked eye or with the aid of any devices approved by the Department.

027 [25 Pa. Code §127.441]**Operating permit terms and conditions.**

Mass emissions may be determined using engineering calculations based on fuel and raw material purchase records, manufacturers specifications, AP-42 emission factors, source test results, operating records, material balance methods, and/or other applicable methods with written Departmental approval.

028 [25 Pa. Code §127.441]**Operating permit terms and conditions.**

Sources at the facility are subject to the applicable requirements of the following regulations and shall comply with all applicable notification and reporting requirements contained in 40 CFR, Part 60,

Subpart Da (Standards of Performance for Electric Utility Steam Generating Units);

Subpart Dc (Standards of Performance for Small Industrial-Commercial-Institutional Steam Generating Units);

Subpart Y (Standards of Performance for Coal Preparation and Processing Plants); and;

Subpart OOO (Standards of Performance for Nonmetallic Mineral Processing Plants);

and contained in 40 CFR, Part 63,

Subpart ZZZZ (National Emission Standards for Hazardous Pollutants for Stationary Reciprocating Internal Combustion Engines.);

Subpart DDDDD (National Emission Standards for Hazardous Pollutants for Major Sources: Industrial, Commercial, and Institutional Boilers and Process Heaters.); and;

Subpart UUUUU (National Emission Standards for Hazardous Pollutants for Coal- and Oil-fired Electric Steam Utility Steam Generating Units.).

In accordance with 40 CFR § 60.4 and 40 CFR § 63.13, copies of all requests, reports, applications, submittals and other communications shall be forwarded to both the Environmental Protection Agency and the Pennsylvania Department of Environmental Protection at the addresses shown below, unless otherwise noted:

Director, Air Protection Division
Environmental Protection Agency
Region III
Mail Code 3AP00
1650 Arch Street
Philadelphia, PA 19103-2029

PA Department of Environmental Protection
Regional Air Quality Program Manager
400 Waterfront Drive
Pittsburgh, PA 15222-4745

This permit contains language from the Code of Federal Regulations (CFR). Should the wording of the federal citations of the conditions in this permit be changed in the CFR, the new wording shall supersede the language of this permit.



SECTION C. Site Level Requirements

VIII. COMPLIANCE CERTIFICATION.

No additional compliance certifications exist except as provided in other sections of this permit including Section B (relating to Title V General Requirements).

IX. COMPLIANCE SCHEDULE.

No compliance milestones exist.

***** Permit Shield In Effect *****

**SECTION D. Source Level Requirements**

Source ID: 031

Source Name: PYROPOWER UNIT A (630 MMBTU/HR, WASTE COAL-FIRED)

Source Capacity/Throughput: 630.000 MMBTU/HR

Conditions for this source occur in the following groups: G01

**I. RESTRICTIONS.**

No additional requirements exist except as provided in other sections of this permit including Section B (Title V General Requirements) and/or Section E (Source Group Restrictions).

II. TESTING REQUIREMENTS.

No additional testing requirements exist except as provided in other sections of this permit including Section B (Title V General Requirements) and/or Section E (Source Group Restrictions).

III. MONITORING REQUIREMENTS.

No additional monitoring requirements exist except as provided in other sections of this permit including Section B (Title V General Requirements) and/or Section E (Source Group Restrictions).

IV. RECORDKEEPING REQUIREMENTS.

No additional record keeping requirements exist except as provided in other sections of this permit including Section B (Title V General Requirements) and/or Section E (Source Group Restrictions).

V. REPORTING REQUIREMENTS.

No additional reporting requirements exist except as provided in other sections of this permit including Section B (Title V General Requirements) and/or Section E (Source Group Restrictions).

VI. WORK PRACTICE REQUIREMENTS.

No additional work practice requirements exist except as provided in other sections of this permit including Section B (Title V General Requirements) and/or Section E (Source Group Restrictions).

VII. ADDITIONAL REQUIREMENTS.**# 001 [25 Pa. Code §127.441]****Operating permit terms and conditions.**

Transport Rule (TR) Trading Program Title V Requirements

Description of TR Monitoring Provisions

The TR subject unit(s), and the unit-specific monitoring provisions at this source, are identified in the following table(s). These unit(s) are subject to the requirements for the TR NO_x Annual Trading Program, TR NO_x Ozone Season Trading Program, and TR SO₂ Group 1 Trading Program.

Table A - Unit ID: Pyropower Unit A (Waste coal and coal-fired, CFB Boiler, Source ID 031)

**SECTION D. Source Level Requirements**

1. Does the continuous emission monitoring system (CEMS) meet its requirements pursuant to 40 CFR Part 75, Subpart B (for SO₂ monitoring) and 40 CFR Part 75, Subpart H (for NO_x monitoring)?

Parameter

SO ₂	Yes
NO _x	Yes
Heat Input	Yes

2. Does the CEMS have EPA-approved alternative monitoring system requirements pursuant to 40 CFR Part 75, Subpart E?

Parameter

SO ₂	No
NO _x	No
Heat Input	No

1. The above description of the monitoring used by a unit does not change, create an exemption from, or otherwise affect the monitoring, recordkeeping, and reporting requirements applicable to the unit under 40 CFR 97.430 through 97.435 (TR NO_x Annual Trading Program), 97.530 through 97.535 (TR NO_x Ozone Season Trading Program), 97.630 through 97.635 (TR SO₂ Group 1 Trading Program). The monitoring, recordkeeping and reporting requirements applicable to each unit are included below in the standard conditions for the applicable TR trading programs.

2. Owners and operators must submit to the Administrator a monitoring plan for each unit in accordance with 40 CFR 75.53, 75.62 and 75.73, as applicable. The monitoring plan for each unit is available at the EPA's website at <http://www.epa.gov/airmarkets/emissions/monitoringplans.html>.

3. Owners and operators that want to use an alternative monitoring system must submit to the Administrator a petition requesting approval of the alternative monitoring system in accordance with 40 CFR Part 75, Subpart E and 40 CFR 75.66 and 97.435 (TR NO_x Annual Trading Program), 97.535 (TR NO_x Ozone Season Trading Program), 97.635 (TR SO₂ Group 1 Trading Program). The Administrator's response approving or disapproving any petition for an alternative monitoring system is available on the EPA's website at <http://www.epa.gov/airmarkets/emissions/petitions.html>.

4. Owners and operators that want to use an alternative to any monitoring, recordkeeping, or reporting requirement under 40 CFR 97.430 through 97.434 (TR NO_x Annual Trading Program), 97.530 through 97.534 (TR NO_x Ozone Season Trading Program), 97.630 through 97.634 (TR SO₂ Group 1 Trading Program) must submit to the Administrator a petition requesting approval of the alternative in accordance with 40 CFR 75.66 and 97.435 (TR NO_x Annual Trading Program), 97.535 (TR NO_x Ozone Season Trading Program), 97.635 (TR SO₂ Group 1 Trading Program). The Administrator's response approving or disapproving any petition for an alternative to a monitoring, recordkeeping, or reporting requirement is available on EPA's website at <http://www.epa.gov/airmarkets/emissions/petitions.html>.

5. The descriptions of monitoring applicable to the unit included above meet the requirement of 40 CFR 97.430 through 97.434 (TR NO_x Annual Trading Program), 97.530 through 97.534 (TR NO_x Ozone Season Trading Program), 97.630 through 97.634 (TR SO₂ Group 1 Trading Program), and therefore minor permit modification procedures, in accordance with 40 CFR 70.7(e)(2)(i)(B) or 71.7(e)(1)(i)(B), may be used to add to or change this unit's monitoring system description.

[This restriction is attributable to 40 CFR Part 97, Subpart AAAAA—TR NO_x Annual Trading Program, Subpart BBBB—TR NO_x Ozone Season Trading Program, and Subpart CCCCC—TR SO₂ Group 1 Trading Program.]

002 [40 CFR Part 97 NO_x Budget Trading Program and CAIR NO_x and SO₂ Trading Programs §40 CFR 97.404] Subpart AAAAA - TR NO_x Annual Trading Program Applicability.

**SECTION D. Source Level Requirements**

(a) Pyropower Unit A (Source ID 031) is subject to the applicable requirements of 40 CFR Part 97, Subpart AAAAA - TR NOx Annual Trading Program. As determined by 97.410 and adjusted on an annual basis by EPA, Pyropower Unit A (Source ID 031) is allocated the following TR NOx Annual allowances for the years 2015 through 2020:

Year	NOx Annual Allocation (tons)
2015	462
2016	462
2017	458
2018	458
2019	458
2020	458

(b) In accordance with 40 CFR § 97.421, EPA will announce in a notice of data availability and record in the Pyropower Unit A's Annual NOx Compliance Account, the allowance allocations for control periods beyond the year 2020.

(c) The allowances in subsection (a) of this condition are subject to change. Any changes will be promulgated by US EPA in a notice of data availability. Upon promulgation, the new allowances replace the amounts in subsection (a) by rule.

003 [40 CFR Part 97 NOx Budget Trading Program and CAIR NOx and SO2 Trading Programs §40 CFR 97.504] Subpart BBBBB - TR NOx Ozone Season Trading Program Applicability.

(a) Pyropower Unit A (Source ID 031) is subject to the applicable requirements of 40 CFR Part 97, Subpart BBBBB - TR NOx Ozone Season Trading Program. As determined by 97.510 and adjusted on an annual basis by EPA, Pyropower Unit A (Source ID 031) is allocated the following TR NOx Ozone Season (May 1 through September 30) allowances for the years 2015 through 2020:

Year	NOx Ozone Season Annual Allocation (tons)
2015	154
2016	154
2017	154
2018	154
2019	154
2020	154

(b) In accordance with 40 CFR § 97.521, EPA will announce in a notice of data availability and record in the Pyropower Unit A's Annual NOx Ozone Season Compliance Account, the allowance allocations for control periods beyond the year 2020.

(c) The allowances in subsection (a) of this condition are subject to change. Any changes will be promulgated by US EPA in a notice of data availability. Upon promulgation, the new allowances replace the amounts in subsection (a) by rule.

004 [40 CFR Part 97 NOx Budget Trading Program and CAIR NOx and SO2 Trading Programs §40 CFR 97.604] Subpart CCCCC - TR SO2 Group 1 Trading Program Applicability.

(a) Pyropower Unit A (Source ID 031) is subject to the applicable requirements of 40 CFR Part 97 Subpart CCCCC - TR SO2 Group 1 Trading Program. As determined by 97.610 and adjusted on an annual basis by EPA, Pyropower Unit A (Source ID 031) is allocated the following TR SO2 Group 1 allowances for the years 2015 through 2020:

Year	SO2 Group 1 Annual Allocation (tons)
2015	1,247
2016	1,247
2017	435
2018	435

**SECTION D. Source Level Requirements**

2019	435
2020	435

(b) In accordance with 40 CFR § 97.621, EPA will announce in a notice of data availability and record in the Pyropower Unit A's Annual SO₂ Group 1 Compliance Account, the allowance allocations for control periods beyond the year 2020.

(c) The allowances in subsection (a) of this condition are subject to change. Any changes will be promulgated by US EPA in a notice of data availability. Upon promulgation, the new allowances replace the amounts in subsection (a) by rule.

***** Permit Shield in Effect. *****

**SECTION D. Source Level Requirements**

Source ID: 032

Source Name: PYROPOWER UNIT B (630 MMBTU/HR, WASTE COAL-FIRED)

Source Capacity/Throughput: 630.000 MMBTU/HR

Conditions for this source occur in the following groups: G01

**I. RESTRICTIONS.**

No additional requirements exist except as provided in other sections of this permit including Section B (Title V General Requirements) and/or Section E (Source Group Restrictions).

II. TESTING REQUIREMENTS.

No additional testing requirements exist except as provided in other sections of this permit including Section B (Title V General Requirements) and/or Section E (Source Group Restrictions).

III. MONITORING REQUIREMENTS.

No additional monitoring requirements exist except as provided in other sections of this permit including Section B (Title V General Requirements) and/or Section E (Source Group Restrictions).

IV. RECORDKEEPING REQUIREMENTS.

No additional record keeping requirements exist except as provided in other sections of this permit including Section B (Title V General Requirements) and/or Section E (Source Group Restrictions).

V. REPORTING REQUIREMENTS.

No additional reporting requirements exist except as provided in other sections of this permit including Section B (Title V General Requirements) and/or Section E (Source Group Restrictions).

VI. WORK PRACTICE REQUIREMENTS.

No additional work practice requirements exist except as provided in other sections of this permit including Section B (Title V General Requirements) and/or Section E (Source Group Restrictions).

VII. ADDITIONAL REQUIREMENTS.**# 001 [25 Pa. Code §127.441]****Operating permit terms and conditions.**

Transport Rule (TR) Trading Program Title V Requirements

Description of TR Monitoring Provisions

The TR subject unit, and the unit-specific monitoring provisions at this source, are identified in the following table. This unit is subject to the requirements for the TR NOx Annual Trading Program, TR NOx Ozone Season Trading Program, and TR SO2 Group 1 Trading Program.

Table B - Unit ID: Pyropower Unit B (Waste coal and coal-fired, CFB Boiler, Source ID 032)

**SECTION D. Source Level Requirements**

1. Does the continuous emission monitoring system (CEMS) meet its requirements pursuant to 40 CFR Part 75, Subpart B (for SO₂ monitoring) and 40 CFR Part 75, Subpart H (for NO_x monitoring)?

Parameter

SO ₂	Yes
NO _x	Yes
Heat Input	Yes

2. Does the CEMS have EPA-approved alternative monitoring system requirements pursuant to 40 CFR Part 75, Subpart E?

Parameter

SO ₂	No
NO _x	No
Heat Input	No

1. The above description of the monitoring used by a unit does not change, create an exemption from, or otherwise affect the monitoring, recordkeeping, and reporting requirements applicable to the unit under 40 CFR 97.430 through 97.435 (TR NO_x Annual Trading Program), 97.530 through 97.535 (TR NO_x Ozone Season Trading Program), 97.630 through 97.635 (TR SO₂ Group 1 Trading Program). The monitoring, recordkeeping and reporting requirements applicable to each unit are included below in the standard conditions for the applicable TR trading programs.

2. Owners and operators must submit to the Administrator a monitoring plan for each unit in accordance with 40 CFR 75.53, 75.62 and 75.73, as applicable. The monitoring plan for each unit is available at the EPA's website at <http://www.epa.gov/airmarkets/emissions/monitoringplans.html>.

3. Owners and operators that want to use an alternative monitoring system must submit to the Administrator a petition requesting approval of the alternative monitoring system in accordance with 40 CFR Part 75, Subpart E and 40 CFR 75.66 and 97.435 (TR NO_x Annual Trading Program), 97.535 (TR NO_x Ozone Season Trading Program), 97.635 (TR SO₂ Group 1 Trading Program). The Administrator's response approving or disapproving any petition for an alternative monitoring system is available on the EPA's website at <http://www.epa.gov/airmarkets/emissions/petitions.html>.

4. Owners and operators that want to use an alternative to any monitoring, recordkeeping, or reporting requirement under 40 CFR 97.430 through 97.434 (TR NO_x Annual Trading Program), 97.530 through 97.534 (TR NO_x Ozone Season Trading Program), 97.630 through 97.634 (TR SO₂ Group 1 Trading Program) must submit to the Administrator a petition requesting approval of the alternative in accordance with 40 CFR 75.66 and 97.435 (TR NO_x Annual Trading Program), 97.535 (TR NO_x Ozone Season Trading Program), 97.635 (TR SO₂ Group 1 Trading Program). The Administrator's response approving or disapproving any petition for an alternative to a monitoring, recordkeeping, or reporting requirement is available on EPA's website at <http://www.epa.gov/airmarkets/emissions/petitions.html>.

5. The descriptions of monitoring applicable to the unit included above meet the requirement of 40 CFR 97.430 through 97.434 (TR NO_x Annual Trading Program), 97.530 through 97.534 (TR NO_x Ozone Season Trading Program), 97.630 through 97.634 (TR SO₂ Group 1 Trading Program), and therefore minor permit modification procedures, in accordance with 40 CFR 70.7(e)(2)(i)(B) or 71.7(e)(1)(i)(B), may be used to add to or change this unit's monitoring system description.

[This restriction is attributable to 40 CFR Part 97, Subpart AAAAA—TR NO_x Annual Trading Program, Subpart BBBB—TR NO_x Ozone Season Trading Program, and Subpart CCCCC—TR SO₂ Group 1 Trading Program.]

002 [40 CFR Part 97 NO_x Budget Trading Program and CAIR NO_x and SO₂ Trading Programs §40 CFR 97.404] Subpart AAAAA - TR NO_x Annual Trading Program Applicability.

**SECTION D. Source Level Requirements**

(a) Pyropower Unit B (Source ID 032) is subject to the applicable requirements of 40 CFR Part 97, Subpart AAAAA - TR NOx Annual Trading Program. As determined by 97.410 and adjusted on an annual basis by EPA, Pyropower Unit B (Source ID 032) is allocated the following TR NOx Annual allowances for the years 2015 through 2020:

Year	NOx Annual Allocation (tons)
2015	471
2016	471
2017	467
2018	467
2019	467
2020	467

(b) In accordance with 40 CFR § 97.421, EPA will announce in a notice of data availability and record in the Pyropower Unit B's Annual NOx Compliance Account, the allowance allocations for control periods beyond the year 2020.

(c) The allowances in subsection (a) of this condition are subject to change. Any changes will be promulgated by US EPA in a notice of data availability. Upon promulgation, the new allowances replace the amounts in subsection (a) by rule.

003 [40 CFR Part 97 NOx Budget Trading Program and CAIR NOx and SO2 Trading Programs §40 CFR 97.504] Subpart BBBBB - TR NOx Ozone Season Trading Program Applicability.

(a) Pyropower Unit B (Source ID 032) is subject to the applicable requirements of 40 CFR Part 97, Subpart BBBBB - TR NOx Ozone Season Trading Program. As determined by 97.510 and adjusted on an annual basis by EPA, Pyropower Unit B (Source ID 032) is allocated the following TR NOx Ozone Season (May 1 through September 30) allowances for the years 2015 through 2020:

Year	NOx Ozone Season Annual Allocation (tons)
2015	169
2016	169
2017	169
2018	169
2019	169
2020	169

(b) In accordance with 40 CFR § 97.521, EPA will announce in a notice of data availability and record in the Pyropower Unit B's Annual NOx Ozone Season Compliance Account, the allowance allocations for control periods beyond the year 2020.

(c) The allowances in subsection (a) of this condition are subject to change. Any changes will be promulgated by US EPA in a notice of data availability. Upon promulgation, the new allowances replace the amounts in subsection (a) by rule.

004 [40 CFR Part 97 NOx Budget Trading Program and CAIR NOx and SO2 Trading Programs §40 CFR 97.604] Subpart CCCCC - TR SO2 Group 1 Trading Program Applicability.

(a) Pyropower Unit B (Source ID 032) is subject to the applicable requirements of 40 CFR Part 97 Subpart CCCCC - TR SO2 Group 1 Trading Program. As determined by 97.610 and adjusted on an annual basis by EPA, Pyropower Unit B (Source ID 032) is allocated the following TR SO2 Group 1 allowances for the years 2015 through 2020:

Year	SO2 Group 1 Annual Allocation (tons)
2015	1,271
2016	1,271
2017	444
2018	444

**SECTION D. Source Level Requirements**

2019	444
2020	444

(b) In accordance with 40 CFR § 97.621, EPA will announce in a notice of data availability and record in the Pyropower Unit B's Annual SO₂ Compliance Account, the allowance allocations for control periods beyond the year 2020.

(c) The allowances in subsection (a) of this condition are subject to change. Any changes will be promulgated by US EPA in a notice of data availability. Upon promulgation, the new allowances replace the amounts in subsection (a) by rule.

***** Permit Shield in Effect. *****

**SECTION D. Source Level Requirements**

Source ID: 033

Source Name: NEBRASKA BOILER (98.38 MMBTU/HR, NG-FIRED)

Source Capacity/Throughput: 98.380 MMBTU/HR

**I. RESTRICTIONS.****Emission Restriction(s).****# 001 [25 Pa. Code §123.11]****Combustion units**

(a) A person may not permit the emission into the outdoor atmosphere of particulate matter from a combustion unit in excess of the following:

(1) N/A.

(2) The rate determined by the following formula:

$$A = 3.6 * E^{(-0.56)}$$

where:

A = Allowable emissions in pounds per million Btus of heat input, and
 E = Heat input to the combustion unit in millions of Btus per hour,
 when E is equal to or greater than 50 but less than 600.

(3) N/A.

(b) Allowable emissions under subsection (a) are graphically indicated in Appendix A.

[The rated heat input to the Nebraska Boiler is 98.38 MMBtu/hr and maximum allowable particulate emissions are: 0.276 lb/MMBtu.]

002 [25 Pa. Code §123.22]**Combustion units**

(a) Nonair basin areas. Combustion units in nonair basin areas must conform with the following:

(1) General provision. A person may not permit the emission into the outdoor atmosphere of sulfur oxides, expressed as SO₂, from a combustion unit in excess of the rate of 4 pounds per million Btu of heat input over a 1-hour period, except as provided in paragraph (4).

(2) - (4) N/A.

(b) - (h) N/A.

Throughput Restriction(s).**# 003 [25 Pa. Code §127.441]****Operating permit terms and conditions.**

Natural gas consumption in the auxiliary boiler shall not exceed 43,090 MMBTU (<5% capacity factor) during each consecutive 12-month period, updated monthly. The boiler shall be maintained and operated per manufacturer's specifications or good engineering practices.

**SECTION D. Source Level Requirements**

[From RACT Operating Permit #11-307-073, Condition 7.]

II. TESTING REQUIREMENTS.

No additional testing requirements exist except as provided in other sections of this permit including Section B (Title V General Requirements).

III. MONITORING REQUIREMENTS.

No additional monitoring requirements exist except as provided in other sections of this permit including Section B (Title V General Requirements).

IV. RECORDKEEPING REQUIREMENTS.

No additional record keeping requirements exist except as provided in other sections of this permit including Section B (Title V General Requirements).

V. REPORTING REQUIREMENTS.

No additional reporting requirements exist except as provided in other sections of this permit including Section B (Title V General Requirements).

VI. WORK PRACTICE REQUIREMENTS.

No additional work practice requirements exist except as provided in other sections of this permit including Section B (Title V General Requirements).

VII. ADDITIONAL REQUIREMENTS.

**# 004 [40 CFR Part 60 Standards of Performance for New Stationary Sources §40 CFR 60.40c]
Subpart Dc - Standards of Performance for Small Industrial- Commercial-Institutional Steam Generating Units
Applicability and delegation of authority.**

(a) Except as provided in paragraphs (d), (e), (f), and (g) of this section, the affected facility to which this subpart applies is each steam generating unit for which construction, modification, or reconstruction is commenced after June 9, 1989 and that has a maximum design heat input capacity of 29 megawatts (MW) (100 million British thermal units per hour (MMBtu/h)) or less, but greater than or equal to 2.9 MW (10 MMBtu/h).

(b) - (i) Temporary boilers are not subject to this subpart.

[The Nebraska Boiler (Source ID 033 is subject to the applicable requirements of 40 CFR, Part 60, Subpart Dc.]

**# 005 [40 CFR Part 60 Standards of Performance for New Stationary Sources §40 CFR 60.48c]
Subpart Dc - Standards of Performance for Small Industrial- Commercial-Institutional Steam Generating Units
Reporting and recordkeeping requirements.**

(a) - (f) N/A.

(g)(1) Except as provided under paragraphs (g)(2) and (g)(3) of this section, the owner or operator of each affected facility shall record and maintain records of the amount of each fuel combusted during each operating day.

**SECTION D. Source Level Requirements**

(2) As an alternative to meeting the requirements of paragraph (g)(1) of this section, the owner or operator of an affected facility that combusts only natural gas, wood, fuels using fuel certification in §60.48c(f) to demonstrate compliance with the SO₂ standard, fuels not subject to an emissions standard (excluding opacity), or a mixture of these fuels may elect to record and maintain records of the amount of each fuel combusted during each calendar month.

(3) N/A.

(h) The owner or operator of each affected facility subject to a federally enforceable requirement limiting the annual capacity factor for any fuel or mixture of fuels under §60.42c or §60.43c shall calculate the annual capacity factor individually for each fuel combusted. The annual capacity factor is determined on a 12-month rolling average basis with a new annual capacity factor calculated at the end of the calendar month.

(i) All records required under this section shall be maintained by the owner or operator of the affected facility for a period of two years following the date of such record.

(j) The reporting period for the reports required under this subpart is each six-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.

006 [40 CFR Part 63 NESHAPS for Source Categories §40 CFR 63.7485]

Subpart DDDDD - National Emission Standards for Hazardous Air Pollutants for Industrial, Commercial and Institutional Boilers and Process Heaters.

Am I subject to this subpart?

You are subject to this subpart if you own or operate an industrial, commercial, or institutional boiler or process heater as defined in §63.7575 that is located at, or is part of, a major source of HAP, except as specified in §63.7491. For purposes of this subpart, a major source of HAP is as defined in §63.2, except that for oil and natural gas production facilities, a major source of HAP is as defined in §63.7575.

[The Nebraska Boiler (Source ID 033) is subject to the applicable requirements of 40 CFR Part 63, Subpart DDDDD]

007 [40 CFR Part 63 NESHAPS for Source Categories §40 CFR 63.7490]

Subpart DDDDD - National Emission Standards for Hazardous Air Pollutants for Industrial, Commercial and Institutional Boilers and Process Heaters.

What is the affected source of this subpart?

(a) This subpart applies to new, reconstructed, and existing affected sources as described in paragraphs (a)(1) and (2) of this section.

(1) The affected source of this subpart is the collection at a major source of all existing industrial, commercial, and institutional boilers and process heaters within a subcategory as defined in §63.7575.

(2) The affected source of this subpart is each new or reconstructed industrial, commercial, or institutional boiler or process heater, as defined in §63.7575, located at a major source.

(b) A boiler or process heater is new if you commence construction of the boiler or process heater after June 4, 2010, and you meet the applicability criteria at the time you commence construction.

(c) A boiler or process heater is reconstructed if you meet the reconstruction criteria as defined in §63.2, you commence reconstruction after June 4, 2010, and you meet the applicability criteria at the time you commence reconstruction.

(d) A boiler or process heater is existing if it is not new or reconstructed.

(e) N/A.

[The Nebraska Boiler (Source ID 033) is an existing boiler.]

**SECTION D. Source Level Requirements****# 008 [40 CFR Part 63 NESHAPS for Source Categories §40 CFR 63.7495]****Subpart DDDDD - National Emission Standards for Hazardous Air Pollutants for Industrial, Commercial and Institutional Boilers and Process Heaters.****When do I have to comply with this subpart?**

(a) N/A.

(b) If you have an existing boiler or process heater, you must comply with this subpart no later than January 31, 2016, except as provided in §63.6(i).

(c) N/A.

(d) You must meet the notification requirements in §63.7545 according to the schedule in §63.7545 and in subpart A of this part. Some of the notifications must be submitted before you are required to comply with the emission limits and work practice standards in this subpart.

(e) - (g) N/A.

009 [40 CFR Part 63 NESHAPS for Source Categories §40 CFR 63.7499]**Subpart DDDDD - National Emission Standards for Hazardous Air Pollutants for Industrial, Commercial and Institutional Boilers and Process Heaters.****What are the subcategories of boilers and process heaters?**

The subcategories of boilers and process heaters, as defined in §63.7575 are:

(a) - (n) N/A.

(o) Limited-use boilers and process heaters.

(p) - (u) N/A.

[The Nebraska Boiler is a limited-use boiler and compliance with the utilization requirements for limited-use boilers is assured by Condition #003.]

010 [40 CFR Part 63 NESHAPS for Source Categories §40 CFR 63.7500]**Subpart DDDDD - National Emission Standards for Hazardous Air Pollutants for Industrial, Commercial and Institutional Boilers and Process Heaters.****What emission limits, work practice standards, and operating limits must I meet?**

(a) You must meet the requirements in paragraphs (a)(1) through (3) of this section, except as provided in paragraphs (b), through (e) of this section. You must meet these requirements at all times the affected unit is operating, except as provided in paragraph (f) of this section.

(1) You must meet each emission limit and work practice standard in Tables 1 through 3, and 11 through 13 to this subpart that applies to your boiler or process heater, for each boiler or process heater at your source

(i) - (iii) N/A.

(2) N/A.

(3) At all times, you must operate and maintain any affected source (as defined in §63.7490), including associated air pollution control equipment and monitoring equipment, in a manner consistent with safety and good air pollution control practices for minimizing emissions.

(b) N/A.

**SECTION D. Source Level Requirements**

(c) Limited-use boilers and process heaters must complete a tune-up every 5 years as specified in §63.7540. They are not subject to the emission limits in Tables 1 and 2 or 11 through 13 to this subpart, the annual tune-up, or the energy assessment requirements in Table 3 to this subpart, or the operating limits in Table 4 to this subpart.

(d) - (e) N/A.

(f) These standards apply at all times the affected unit is operating, except during periods of startup and shutdown during which time you must comply only with Table 3 to this subpart.

011 [40 CFR Part 63 NESHAPS for Source Categories §40 CFR 63.7505]

Subpart DDDDD - National Emission Standards for Hazardous Air Pollutants for Industrial, Commercial and Institutional Boilers and Process Heaters.

What are my general requirements for complying with this subpart?

(a) You must be in compliance with the emission limits, work practice standards, and operating limits in this subpart. These limits apply to you at all times the affected unit is operating except for the periods noted in §63.7500(f).

(b) - (d) N/A.

012 [40 CFR Part 63 NESHAPS for Source Categories §40 CFR 63.7510]

Subpart DDDDD - National Emission Standards for Hazardous Air Pollutants for Industrial, Commercial and Institutional Boilers and Process Heaters.

What are my initial compliance requirements and by what date must I conduct them?

(a) - (d) N/A.

(e) You must complete an initial tune-up by following the procedures described in §63.7540(a)(10)(i) through (vi) no later than the compliance date specified in §63.7495, except as specified in paragraph (j) of this section.

(f) - (i) N/A.

(j) You must complete an initial tune-up by following the procedures described in §63.7540(a)(10)(i) through (vi) no later than 30 days after the re-start of the affected source

013 [40 CFR Part 63 NESHAPS for Source Categories §40 CFR 63.7515]

Subpart DDDDD - National Emission Standards for Hazardous Air Pollutants for Industrial, Commercial and Institutional Boilers and Process Heaters.

When must I conduct subsequent performance tests or fuel analyses?

(a) - (c) N/A.

(d) If you are required to meet an applicable tune-up work practice standard, you must conduct an annual, biennial, or 5-year performance tune-up according to §63.7540(a)(10), (11), or (12), respectively. Each 5-year tune-up specified in §63.7540(a)(12) must be conducted no more than 61 months after the previous tune-up. For a new or reconstructed affected source (as defined in §63.7490), the first annual, biennial, or 5-year tune-up must be no later than 13 months, 25 months, or 61 months, respectively, after the initial startup of the new or reconstructed affected source.

(e) - (i) N/A.

014 [40 CFR Part 63 NESHAPS for Source Categories §40 CFR 63.7540]

Subpart DDDDD - National Emission Standards for Hazardous Air Pollutants for Industrial, Commercial and Institutional Boilers and Process Heaters.

How do I demonstrate continuous compliance with the emission limits and work practice standards?

(a) You must demonstrate continuous compliance with ... the work practice standards in Table 3 to this subpart, ... that applies to you according to the methods specified in Table 8 to this subpart and paragraphs (a)(1) through (19) of this section.

(1) - (9) N/A.

**SECTION D. Source Level Requirements**

(10)

(i) As applicable, inspect the burner, and clean or replace any components of the burner as necessary (you may delay the burner inspection until the next scheduled unit shutdown). Units that produce electricity for sale may delay the burner inspection until the first outage, not to exceed 36 months from the previous inspection. At units where entry into a piece of process equipment or into a storage vessel is required to complete the tune-up inspections, inspections are required only during planned entries into the storage vessel or process equipment;

(ii) Inspect the flame pattern, as applicable, and adjust the burner as necessary to optimize the flame pattern. The adjustment should be consistent with the manufacturer's specifications, if available;

(iii) Inspect the system controlling the air-to-fuel ratio, as applicable, and ensure that it is correctly calibrated and functioning properly (you may delay the inspection until the next scheduled unit shutdown). Units that produce electricity for sale may delay the inspection until the first outage, not to exceed 36 months from the previous inspection;

(iv) Optimize total emissions of CO. This optimization should be consistent with the manufacturer's specifications, if available, and with any NOX requirement to which the unit is subject;

(v) Measure the concentrations in the effluent stream of CO in parts per million, by volume, and oxygen in volume percent, before and after the adjustments are made (measurements may be either on a dry or wet basis, as long as it is the same basis before and after the adjustments are made). Measurements may be taken using a portable CO analyzer; and

(vi) Maintain on-site and submit, if requested by the Administrator, an annual report containing the information in paragraphs (a)(10)(vi)(A) through (C) of this section,

(A) The concentrations of CO in the effluent stream in parts per million by volume, and oxygen in volume percent, measured at high fire or typical operating load, before and after the tune-up of the boiler or process heater;

(B) A description of any corrective actions taken as a part of the tune-up; and

(C) The type and amount of fuel used over the 12 months prior to the tune-up, but only if the unit was physically and legally capable of using more than one type of fuel during that period. Units sharing a fuel meter may estimate the fuel used by each unit.

(11) N/A.

(12) If your boiler ... meets the definition of limited-use boiler or process heater in §63.7575, you must conduct a tune-up of the boiler or process heater every 5 years as specified in paragraphs (a)(10)(i) through (vi) of this section to demonstrate continuous compliance. You may delay the burner inspection specified in paragraph (a)(10)(i) of this section until the next scheduled or unscheduled unit shutdown, but you must inspect each burner at least once every 72 months.

(13) If the unit is not operating on the required date for a tune-up, the tune-up must be conducted within 30 calendar days of startup.

(14) - (19) N/A.

(b) - (c) N/A.

015 [40 CFR Part 63 NESHAPS for Source Categories §40 CFR 63.7545]

Subpart DDDDD - National Emission Standards for Hazardous Air Pollutants for Industrial, Commercial and Institutional Boilers and Process Heaters.

What notifications must I submit and when?

(a) You must submit to the Administrator all of the notifications in §§63.7(b) and (c), 63.8(e), (f)(4) and (6), and 63.9(b) through (h) that apply to you by the dates specified.

(b) As specified in §63.9(b)(2), if you startup your affected source before January 31, 2013, you must submit an Initial

**SECTION D. Source Level Requirements**

Notification not later than 120 days after January 31, 2013.

(c) - (d) N/A.

(e) If you are not required to conduct an initial compliance demonstration as specified in §63.7530(a), the Notification of Compliance Status must only contain the information specified in paragraphs (e)(1) and (8).

(1) A description of the affected unit(s) including identification of which subcategories the unit is in, the design heat input capacity of the unit, a description of the add-on controls used on the unit to comply with this subpart, description of the fuel(s) burned, including whether the fuel(s) were a secondary material determined by you or the EPA through a petition process to be a non-waste under §241.3 of this chapter, whether the fuel(s) were a secondary material processed from discarded non-hazardous secondary materials within the meaning of §241.3 of this chapter, and justification for the selection of fuel(s) burned during the compliance demonstration.

(2) - (7) N/A.

(8) In addition to the information required in §63.9(h)(2), your notification of compliance status must include the following certification(s) of compliance, as applicable, and signed by a responsible official:

(i) "This facility complies with the required initial tune-up according to the procedures in §63.7540(a)(10)(i) through (vi)."

(ii) -(iii) N/A.

(f) - (h) N/A.

016 [40 CFR Part 63 NESHAPS for Source Categories §40 CFR 63.7550]

Subpart DDDDD - National Emission Standards for Hazardous Air Pollutants for Industrial, Commercial and Institutional Boilers and Process Heaters.

What reports must I submit and when?

(a) You must submit each report in Table 9 to this subpart that applies to you.

(b) Unless the EPA Administrator has approved a different schedule for submission of reports under §63.10(a), you must submit each report, according to paragraph (h) of this section, by the date in Table 9 to this subpart and according to the requirements in paragraphs (b)(1) through (4) of this section. For units that are subject only to a requirement to conduct a ... 5-year tune-up according to §63.7540(a)(10), (11), or (12), respectively, ... you may submit only a ... 5-year compliance report, as applicable, as specified in paragraphs (b)(1) through (4) of this section....

(1) The first compliance report must cover the period beginning on the compliance date that is specified for each boiler or process heater in §63.7495 and ending on July 31 or January 31, whichever date is the first date that occurs at least 180 days (... 5 years, as applicable, if submitting a ... 5-year compliance report) after the compliance date (January 31, 2016) that is specified for your source in §63.7495.

(2) ... The first ... 5-year compliance report must be postmarked or submitted no later than January 31.

(3) ... 5-year compliance reports must cover the applicable ... 5-year periods from January 1 to December 31.

(4) ... 5-year compliance reports must be postmarked or submitted no later than January 31.

(c) A compliance report must contain the following information depending on how the facility chooses to comply with the limits set in this rule.

(1) If the facility is subject to a the requirements of a tune up they must submit a compliance report with the information in paragraphs (c)(5)(i) through (iv) and (xiv) of this section.

(2) - (4) N/A.

**SECTION D. Source Level Requirements**

(5)(i) Company and Facility name and address.

(ii) Process unit information, emissions limitations, and operating parameter limitations.

(iii) Date of report and beginning and ending dates of the reporting period.

(iv) The total operating time during the reporting period.

(v) - (xii) N/A.

(xiv) Include the date of the most recent tune-up for each unit subject to only the requirement to conduct an annual, biennial, or 5-year tune-up according to §63.7540(a)(10), (11), or (12) respectively. Include the date of the most recent burner inspection if it was not done annually, biennially, or on a 5-year period and was delayed until the next scheduled or unscheduled unit shutdown.

(xv) - (xvi) N/A.

(xvii) Statement by a responsible official with that official's name, title, and signature, certifying the truth, accuracy, and completeness of the content of the report.

(d) - (g) N/A.

(h) You must submit the reports according to the procedures specified in paragraphs (h)(1) through (3) of this section.

(1) - (2) N/A.

(3) You must submit all reports required by Table 9 of this subpart electronically using CEDRI that is accessed through the EPA's Central Data Exchange (CDX) (www.epa.gov/cdx). However, if the reporting form specific to this subpart is not available in CEDRI at the time that the report is due the report you must submit the report to the Administrator at the appropriate address listed in §63.13. At the discretion of the Administrator, you must also submit these reports, to the Administrator in the format specified by the Administrator.

[Table 9 states; You must submit a 1. Compliance report. The report must contain:

a. Information required in §63.7550(c)(1) through (5); and

b. If there are no deviations ... from the requirements for work practice standards in Table 3 to this subpart that apply to you, a statement that there were no deviations from ... work practice standards during the reporting period. ...

c. If you have a deviation ... from a work practice standard during the reporting period, the report must contain the information in §63.7550(d); and

d. N/A.

You must submit the report ... every 5 years according to the requirements in §63.7550(b).]

017 [40 CFR Part 63 NESHAPS for Source Categories §40 CFR 63.7555]

Subpart DDDDD - National Emission Standards for Hazardous Air Pollutants for Industrial, Commercial and Institutional Boilers and Process Heaters.

What records must I keep?

(a) You must keep records according to paragraphs (a)(1) and (2) 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 or semiannual compliance report that you submitted, according to the requirements in §63.10(b)(2)(xiv).

**SECTION D. Source Level Requirements**

(2) Records of performance tests, fuel analyses, or other compliance demonstrations and performance evaluations as required in §63.10(b)(2)(viii).

(b) - (h) N/A.

(i) You must maintain records of the calendar date, time, occurrence and duration of each startup and shutdown.

(j) You must maintain records of the type(s) and amount(s) of fuels used during each startup and shutdown.

018 [40 CFR Part 63 NESHAPS for Source Categories §40 CFR 63.7560]

Subpart DDDDD - National Emission Standards for Hazardous Air Pollutants for Industrial, Commercial and Institutional Boilers and Process Heaters.

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 on site, or they must be accessible from on site (for example, through a computer network), for at least 2 years after the date of each occurrence, measurement, maintenance, corrective action, report, or record, according to §63.10(b)(1). You can keep the records off site for the remaining 3 years.

019 [40 CFR Part 63 NESHAPS for Source Categories §40 CFR 63.7575]

Subpart DDDDD - National Emission Standards for Hazardous Air Pollutants for Industrial, Commercial and Institutional Boilers and Process Heaters.

What definitions apply to this subpart?

Terms used in this subpart are defined in the Clean Air Act, in §63.2 (the General Provisions), and in this section as follows:

Annual capacity factor means the ratio between the actual heat input to a boiler or process heater from the fuels burned during a calendar year and the potential heat input to the boiler or process heater had it been operated for 8,760 hours during a year at the maximum steady state design heat input capacity.

Limited-use boiler or process heater means any boiler or process heater that burns any amount of solid, liquid, or gaseous fuels and has a federally enforceable average annual capacity factor of no more than 10 percent.

Work practice standard means any design, equipment, work practice, or operational standard, or combination thereof, that is promulgated pursuant to section 112(h) of the Clean Air Act.

***** Permit Shield in Effect. *****

**SECTION D. Source Level Requirements**

Source ID: 101

Source Name: FUEL PREPARATION

Source Capacity/Throughput:

**I. RESTRICTIONS.****Emission Restriction(s).**

001 [25 Pa. Code §123.13]

Processes

No person may permit the emission into the outdoor atmosphere of particulate matter, at any time, in excess of the rate in such a manner that the concentration of particulate matter in the effluent gas exceeds .04 grains per dry standard cubic foot.

002 [25 Pa. Code §127.441]

Operating permit terms and conditions.

The visible emissions from this source shall not exceed 5 percent opacity at any time.

[From TVOP-11-00332, issued August 2, 2001.]

II. TESTING REQUIREMENTS.

No additional testing requirements exist except as provided in other sections of this permit including Section B (Title V General Requirements).

III. MONITORING REQUIREMENTS.

No additional monitoring requirements exist except as provided in other sections of this permit including Section B (Title V General Requirements).

IV. RECORDKEEPING REQUIREMENTS.

No additional record keeping requirements exist except as provided in other sections of this permit including Section B (Title V General Requirements).

V. REPORTING REQUIREMENTS.

No additional reporting requirements exist except as provided in other sections of this permit including Section B (Title V General Requirements).

VI. WORK PRACTICE REQUIREMENTS.

No additional work practice requirements exist except as provided in other sections of this permit including Section B (Title V General Requirements).

VII. ADDITIONAL REQUIREMENTS.

003 [40 CFR Part 60 Standards of Performance for New Stationary Sources §40 CFR 60.250]

Subpart Y - Standards of Performance for Coal Preparation Plants**Applicability and designation of affected facility.**

Fuel Preparation (Source ID 101) is subject to the applicable requirements of 40 CFR Part 60, Subpart Y - Standards of Performance for Coal Preparation and Processing Plants.

**SECTION D. Source Level Requirements**

[Compliance with applicable opacity restrictions of Subpart Y is assured by compliance with 25 Pa. Code § 123.1 and demonstrated by the daily facility inspection.]

004 [40 CFR Part 60 Standards of Performance for New Stationary Sources §40 CFR 60.252]**Subpart Y - Standards of Performance for Coal Preparation Plants****Standards for particulate matter.**

(a) On and after the date on which the performance test is conducted or required to be completed under §60.8, whichever date comes first, an owner or operator of a thermal dryer constructed, reconstructed, or modified on or before April 28, 2008, subject to the provisions of this subpart must meet the requirements in paragraphs (a)(1) and (a)(2) of this section.

(1) The owner or operator shall not cause to be discharged into the atmosphere from the thermal dryer any gases which contain PM in excess of 0.070 g/dscm (0.031 grains per dry standard cubic feet (gr/dscf)); and

(2) The owner or operator shall not cause to be discharged into the atmosphere from the thermal dryer any gases which exhibit 20 percent opacity or greater.

(b) - (c) N/A.

005 [40 CFR Part 60 Standards of Performance for New Stationary Sources §40 CFR 60.256]**Subpart Y - Standards of Performance for Coal Preparation Plants****Continuous monitoring requirements.**

(a) The owner or operator of each affected facility constructed, reconstructed, or modified on or before April 28, 2008, must meet the monitoring requirements specified in paragraphs (a)(1) and (2) of this section, as applicable to the affected facility.

(1) The owner or operator of any thermal dryer shall install, calibrate, maintain, and continuously operate monitoring devices as follows:

(i) A monitoring device for the measurement of the temperature of the gas stream at the exit of the thermal dryer on a continuous basis. The monitoring device is to be certified by the manufacturer to be accurate within ± 1.7 °C (± 3 °F).

(ii) N/A.

(b) -(c) N/A.

***** Permit Shield in Effect. *****

**SECTION D. Source Level Requirements**

Source ID: 102

Source Name: ASH HANDLING/PILE

Source Capacity/Throughput:

**I. RESTRICTIONS.**

No additional requirements exist except as provided in other sections of this permit including Section B (Title V General Requirements).

II. TESTING REQUIREMENTS.

No additional testing requirements exist except as provided in other sections of this permit including Section B (Title V General Requirements).

III. MONITORING REQUIREMENTS.

No additional monitoring requirements exist except as provided in other sections of this permit including Section B (Title V General Requirements).

IV. RECORDKEEPING REQUIREMENTS.

No additional record keeping requirements exist except as provided in other sections of this permit including Section B (Title V General Requirements).

V. REPORTING REQUIREMENTS.

No additional reporting requirements exist except as provided in other sections of this permit including Section B (Title V General Requirements).

VI. WORK PRACTICE REQUIREMENTS.

No additional work practice requirements exist except as provided in other sections of this permit including Section B (Title V General Requirements).

VII. ADDITIONAL REQUIREMENTS.

No additional requirements exist except as provided in other sections of this permit including Section B (Title V General Requirements).

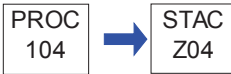
***** Permit Shield in Effect. *****

**SECTION D. Source Level Requirements**

Source ID: 104

Source Name: LIMESTONE HANDLING SYSTEM

Source Capacity/Throughput:

**I. RESTRICTIONS.****Emission Restriction(s).**

001 [25 Pa. Code §123.13]

Processes

No person may permit the emission into the outdoor atmosphere of particulate matter, at any time, in excess of the rate in such a manner that the concentration of particulate matter in the effluent gas exceeds .04 grains per dry standard cubic foot.

II. TESTING REQUIREMENTS.

No additional testing requirements exist except as provided in other sections of this permit including Section B (Title V General Requirements).

III. MONITORING REQUIREMENTS.

No additional monitoring requirements exist except as provided in other sections of this permit including Section B (Title V General Requirements).

IV. RECORDKEEPING REQUIREMENTS.

No additional record keeping requirements exist except as provided in other sections of this permit including Section B (Title V General Requirements).

V. REPORTING REQUIREMENTS.

No additional reporting requirements exist except as provided in other sections of this permit including Section B (Title V General Requirements).

VI. WORK PRACTICE REQUIREMENTS.

No additional work practice requirements exist except as provided in other sections of this permit including Section B (Title V General Requirements).

VII. ADDITIONAL REQUIREMENTS.

002 [40 CFR Part 60 Standards of Performance for New Stationary Sources §40 CFR 60.670]

Subpart 000 - Standards of Performance for Nonmetallic Mineral Processing Plants**Applicability and designation of affected facility.**

(a)(1) Except as provided in paragraphs (a)(2), (b), (c), and (d) of this section, the provisions of this subpart are applicable to the following affected facilities in fixed or portable nonmetallic mineral processing plants: each crusher, grinding mill, screening operation, bucket elevator, belt conveyor, bagging operation, storage bin, enclosed truck or railcar loading station. Also, crushers and grinding mills at hot mix asphalt facilities that reduce the size of nonmetallic minerals embedded in recycled asphalt pavement and subsequent affected facilities up to, but not including, the first storage silo or bin are subject to the provisions of this subpart.

(2) The provisions of this subpart do not apply to the following operations: All facilities located in underground mines; plants without crushers or grinding mills above ground; and wet material processing operations (as defined in § 60.671).

**SECTION D. Source Level Requirements**

(b) - (f) N/A.

[Portions of the Limestone Handling System (Source ID 104) where the limestone processes is not wet are subject to applicable requirements of 40 CFR Part 60, Subpart OOO.]

003 [40 CFR Part 60 Standards of Performance for New Stationary Sources §40 CFR 60.671]

Subpart OOO - Standards of Performance for Nonmetallic Mineral Processing Plants

Definitions.

Definitions:

Nonmetallic mineral means any of the following minerals or any mixture of which the majority is any of the following minerals:

(1) Crushed and Broken Stone, including Limestone, Dolomite, Granite, Traprock, Sandstone, Quartz, Quartzite, Marl, Marble, Slate, Shale, Oil Shale, and Shell.

(2) - (18) N/A.

Nonmetallic mineral processing plant means any combination of equipment that is used to crush or grind any nonmetallic mineral wherever located, including lime plants, power plants, steel mills, asphalt concrete plants, portland cement plants, or any other facility processing nonmetallic minerals except as provided in § 60.670 (b) and (c).

Saturated material means, for purposes of this subpart, mineral material with sufficient surface moisture such that particulate matter emissions are not generated from processing of the material through screening operations, bucket elevators and belt conveyors. Material that is wetted solely by wet suppression systems is not considered to be "saturated" for purposes of this definition.

Wet material processing operation(s) means any of the following:

(1) Wet screening operations (as defined in this section) and subsequent screening operations, bucket elevators and belt conveyors in the production line that process saturated materials (as defined in this section) up to the first crusher, grinding mill or storage bin in the production line; or

(2) Screening operations, bucket elevators and belt conveyors in the production line downstream of wet mining operations (as defined in this section) that process saturated materials (as defined in this section) up to the first crusher, grinding mill or storage bin in the production line.

Wet mining operation means a mining or dredging operation designed and operated to extract any nonmetallic mineral regulated under this subpart from deposits existing at or below the water table, where the nonmetallic mineral is saturated with water.

Wet screening operation means a screening operation at a nonmetallic mineral processing plant which removes unwanted material or which separates marketable fines from the product by a washing process which is designed and operated at all times such that the product is saturated with water.

004 [40 CFR Part 60 Standards of Performance for New Stationary Sources §40 CFR 60.672]

Subpart OOO - Standards of Performance for Nonmetallic Mineral Processing Plants

Standard for particulate matter.

(a) Affected facilities must meet the stack emission limits and compliance requirements in Table 2 of this subpart 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 startup as required under § 60.8. The requirements in Table 2 of this subpart apply for affected facilities with capture systems used to capture and transport particulate matter to a control device.

(b) Affected facilities must meet the fugitive emission limits and compliance requirements in Table 3 of this subpart within 60 days after achieving the maximum production rate at which the affected facility will be operated, but not later than 180

SECTION D. Source Level Requirements

days after initial startup as required under § 60.11. The requirements in Table 3 of this subpart apply for fugitive emissions from affected facilities without capture systems and for fugitive emissions escaping capture systems.

(c) N/A,

(d) Truck dumping of nonmetallic minerals into any screening operation, feed hopper, or crusher is exempt from the requirements of this section.

(e) If any transfer point on a conveyor belt or any other affected facility is enclosed in a building, then each enclosed affected facility must comply with the emission limits in paragraphs (a) and (b) of this section, or the building enclosing the affected facility or facilities must comply with the following emission limits:

(1) Fugitive emissions from the building openings (except for vents as defined in § 60.671) must not exceed 7 percent opacity; and

(2) Vents (as defined in § 60.671) in the building must meet the applicable stack emission limits and compliance requirements in Table 2 of this subpart.

(f) Any baghouse that controls emissions from only an individual, enclosed storage bin is exempt from the applicable stack PM concentration limit (and associated performance testing) in Table 2 of this subpart but must meet the applicable stack opacity limit and compliance requirements in Table 2 of this subpart. This exemption from the stack PM concentration limit does not apply for multiple storage bins with combined stack emissions.

[Table 2 - Stack Emission Limits for Affected Facilities With Capture Systems states:

For affected facilities (as defined in §§ 60.670 and 60.671) that commenced construction, modification, or reconstruction after August 31, 1983 but before April 22, 2008, the owner or operator must meet a PM limit of 0.05 g/dscm (0.022 gr/dscf) and the owner or operator must meet an opacity limit of 7 percent for dry control devices. The owner or operator must demonstrate compliance with these limits by conducting an initial performance test according to § 60.8 of this part and § 60.675 of this subpart.

Table 3 - Fugitive Emission Limits states:

For affected facilities (as defined in §§ 60.670 and 60.671) that commenced construction, modification, or reconstruction after August 31, 1983 but before April 22, 2008, The owner or operator must meet the following fugitive emissions limit for grinding mills, screening operations, bucket elevators, transfer points on belt conveyors, bagging operations, storage bins, enclosed truck or railcar loading stations or from any other affected facility (as defined in §§ 60.670 and 60.671) 10 percent opacity. The owner or operator must meet the following fugitive emissions limit for crushers at which a capture system is not used 15 percent opacity. The owner or operator must demonstrate compliance with these limits by conducting an initial performance test according to § 60.11 of this part and § 60.675 of this subpart.]

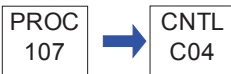
***** Permit Shield in Effect. *****

**SECTION D. Source Level Requirements**

Source ID: 107

Source Name: FUEL CONVEYING

Source Capacity/Throughput:

**I. RESTRICTIONS.****Emission Restriction(s).**

001 [25 Pa. Code §123.13]

Processes

No person may permit the emission into the outdoor atmosphere of particulate matter, at any time, in excess of the rate in such a manner that the concentration of particulate matter in the effluent gas exceeds .04 grains per dry standard cubic foot.

II. TESTING REQUIREMENTS.

No additional testing requirements exist except as provided in other sections of this permit including Section B (Title V General Requirements).

III. MONITORING REQUIREMENTS.

No additional monitoring requirements exist except as provided in other sections of this permit including Section B (Title V General Requirements).

IV. RECORDKEEPING REQUIREMENTS.

No additional record keeping requirements exist except as provided in other sections of this permit including Section B (Title V General Requirements).

V. REPORTING REQUIREMENTS.

No additional reporting requirements exist except as provided in other sections of this permit including Section B (Title V General Requirements).

VI. WORK PRACTICE REQUIREMENTS.

No additional work practice requirements exist except as provided in other sections of this permit including Section B (Title V General Requirements).

VII. ADDITIONAL REQUIREMENTS.

002 [40 CFR Part 60 Standards of Performance for New Stationary Sources §40 CFR 60.250]

Subpart Y - Standards of Performance for Coal Preparation Plants**Applicability and designation of affected facility.**

Fuel Conveying (Source ID 107) is subject to the applicable requirements of 40 CFR Part 60, Subpart Y.

[Compliance with applicable opacity restrictions of Subpart Y is assured by compliance with 25 Pa. Code § 123.1 and demonstrated by the daily inspection of the facility.]

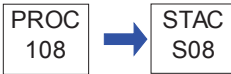
***** Permit Shield in Effect. *****

**SECTION D. Source Level Requirements**

Source ID: 108

Source Name: EMERGENCY DIESEL FIREWATER PUMP (210-BHP)

Source Capacity/Throughput:

**I. RESTRICTIONS.****Emission Restriction(s).****# 001 [25 Pa. Code §123.13]****Processes**

Particulate matter emissions into the outdoor atmosphere from any process shall not exceed 0.04 gr/dscf as specified in 25 Pa. Code § 123.13(c)(1)(i).

002 [25 Pa. Code §123.21]**General**

No person may permit the emission into the outdoor atmosphere of sulfur oxides from a source in a manner that the concentration of the sulfur oxides, expressed as SO₂, in the effluent gas exceeds 500 parts per million, by volume, dry basis.

II. TESTING REQUIREMENTS.

No additional testing requirements exist except as provided in other sections of this permit including Section B (Title V General Requirements).

III. MONITORING REQUIREMENTS.

No additional monitoring requirements exist except as provided in other sections of this permit including Section B (Title V General Requirements).

IV. RECORDKEEPING REQUIREMENTS.

No additional record keeping requirements exist except as provided in other sections of this permit including Section B (Title V General Requirements).

V. REPORTING REQUIREMENTS.

No additional reporting requirements exist except as provided in other sections of this permit including Section B (Title V General Requirements).

VI. WORK PRACTICE REQUIREMENTS.

No additional work practice requirements exist except as provided in other sections of this permit including Section B (Title V General Requirements).

VII. ADDITIONAL REQUIREMENTS.**# 003 [40 CFR Part 63 NESHAPS for Source Categories §40 CFR 63.6590]****Subpart ZZZZ - National Emissions Standards for Hazardous Air Pollutants for Stationary Reciprocating Internal Combustion Engines****What parts of my plant does this subpart cover?**

This subpart applies to each affected source.

**SECTION D. Source Level Requirements**

(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) - (ii) N/A.

(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) - (3) N/A.

(b) - (c) N/A.

[Source ID 108 was constructed before June 12, 2006 and is an existing stationary RICE]

004 [40 CFR Part 63 NESHAPS for Source Categories §40 CFR 63.6595]

Subpart ZZZZ - National Emissions Standards for Hazardous Air Pollutants for Stationary Reciprocating Internal Combustion Engines

When do I have to comply with this subpart?

(a) Affected sources. (1) 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, operating limitations, and other requirements no later than May 3, 2013.

(2) - (7) N/A.

(b) N/A.

(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.

005 [40 CFR Part 63 NESHAPS for Source Categories §40 CFR 63.6602]

Subpart ZZZZ - National Emissions Standards for Hazardous Air Pollutants for Stationary Reciprocating Internal Combustion Engines

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 and other requirements 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.

[Table 2c states:

For each 1. Emergency stationary CI RICE and black start stationary CI RICE, you must meet the following requirement, except during periods of startup; you must meet the following requirement, except during periods of startup; a. Change oil and filter every 500 hours of operation or annually, whichever comes first, b. Inspect air cleaner every 1,000 hours of operation or annually, whichever comes first, and replace as necessary, and c. Inspect all hoses and belts every 500 hours of operation or annually, whichever comes first, and replace as necessary.

SECTION D. Source Level Requirements

Sources have the option to utilize an oil analysis program as described in §63.6625(i) or (j) in order to extend the specified oil change requirement in Table 2c of this subpart.

During periods of startup you must 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.]

006 [40 CFR Part 63 NESHAPS for Source Categories §40 CFR 63.6605]**Subpart ZZZZ - National Emissions Standards for Hazardous Air Pollutants for Stationary Reciprocating Internal Combustion Engines****What are my general requirements for complying with this subpart?**

(a) You must be in compliance with the emission limitations, operating limitations, and other requirements 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.

007 [40 CFR Part 63 NESHAPS for Source Categories §40 CFR 63.6625]**Subpart ZZZZ - National Emissions Standards for Hazardous Air Pollutants for Stationary Reciprocating Internal Combustion Engines****What are my monitoring, installation, operation, and maintenance requirements?**

(a) - (d) N/A.

(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) N/A.

(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) - (10) N/A.

(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) N/A.

(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) - (j) N/A.

008 [40 CFR Part 63 NESHAPS for Source Categories §40 CFR 63.6630]**Subpart ZZZZ - National Emissions Standards for Hazardous Air Pollutants for Stationary Reciprocating Internal Combustion Engines**

**SECTION D. Source Level Requirements****How do I demonstrate initial compliance with the emission limitations and operating limitations?**

(a) - (b) N/A.

(c) You must submit the Notification of Compliance Status containing the results of the initial compliance demonstration according to the requirements in §63.6645.

(d) - (e) N/A.

009 [40 CFR Part 63 NESHAPS for Source Categories §40 CFR 63.6640]**Subpart ZZZZ - National Emissions Standards for Hazardous Air Pollutants for Stationary Reciprocating Internal Combustion Engines****How do I demonstrate continuous compliance with the emission limitations and operating limitations?**

(a) You must demonstrate continuous compliance with each emission limitation, operating limitation, and other requirements 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) - (f) N/A.

[Table 6 states:

For each: 9. Existing emergency and black start stationary RICE LTE 500 HP located at an major source of HAP complying with the requirement to: a. Work or Management practices; You must demonstrate continuous compliance by; 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.]

010 [40 CFR Part 63 NESHAPS for Source Categories §40 CFR 63.6655]**Subpart ZZZZ - National Emissions Standards for Hazardous Air Pollutants for Stationary Reciprocating Internal Combustion Engines****What records must I keep?**

(a) - (d) N/A.

(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) N/A.

(2) An existing stationary emergency RICE

(3) N/A.

(f) N/A.

011 [40 CFR Part 63 NESHAPS for Source Categories §40 CFR 63.6660]**Subpart ZZZZ - National Emissions Standards for Hazardous Air Pollutants for Stationary Reciprocating Internal Combustion Engines****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

SECTION D. Source Level Requirements

occurrence, measurement, maintenance, corrective action, report, or record, according to §63.10(b)(1).

012 [40 CFR Part 63 NESHAPS for Source Categories §40 CFR 63.6675]**Subpart ZZZZ - National Emissions Standards for Hazardous Air Pollutants for Stationary Reciprocating Internal Combustion Engines****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:

Emergency stationary RICE means any stationary reciprocating internal combustion engine that meets all of the criteria in paragraphs (1) through (3) of this definition. 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.

(1) The stationary RICE is operated to provide electrical power or mechanical work during an emergency situation. 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.

(2) The stationary RICE is operated under limited circumstances for situations not included in paragraph (1) of this definition, as specified in §63.6640(f).

(3) N/A.

[Source ID 108 is an emergency RICE.]

***** Permit Shield in Effect. *****

**SECTION E. Source Group Restrictions.**

Group Name: G01

Group Description: Pyropower CFB Boilers

Sources included in this group

ID	Name
031	PYROPOWER UNIT A (630 MMBTU/HR, WASTE COAL-FIRED)
032	PYROPOWER UNIT B (630 MMBTU/HR, WASTE COAL-FIRED)

I. RESTRICTIONS.**Emission Restriction(s).****# 001 [25 Pa. Code §123.11]****Combustion units**

The owner/operator may not permit the emission of particulate matter into the outdoor atmosphere from each CFB boiler (Source ID 031 or Source ID 032) in excess of the rate of 0.1 pounds per million Btu heat input.

[Compliance with requirement is assured by compliance with 40 CFR 60.42a.]

002 [25 Pa. Code §123.22]**Combustion units**

(a) Nonair basin areas. Combustion units in nonair basin areas must conform with the following:

(1) - (3) N/A

(4) Solid fossil fuel fired combustion units. Solid fossil fuel fired combustion units shall conform with the following:

(i) This paragraph applies to solid fossil fuel fired combustion units with a rated capacity greater than or equal to 250 million Btus of heat input per hour and to a solid fossil fuel fired combustion unit upon petition to and acceptance by the Department.

(ii) N/A

(iii) No person may permit the emission into the outdoor atmosphere of sulfur oxides, expressed as SO₂, from a combustion unit, at any time, in excess of the rates set forth in the following table:

Thirty-day running average not to be exceeded at any time:

3.7 Pounds SO₂ per 10⁶ Btu Heat Input.

Daily average not to be exceeded more than 2 days in any running 30-day period:

4.0 Pounds SO₂ per 10⁶ Btu Heat Input.

Daily average maximum not to be exceeded at any time:

4.8 Pounds SO₂ per 10⁶ Btu Heat Input.

(iv) N/A

(b) - (h) N/A

[Compliance with the thirty-day running average limit for SO₂ emissions in (a)(4)(iii) is assured by Condition #027.]

003 [25 Pa. Code §127.441]**Operating permit terms and conditions.**

The maximum stack exhaust ammonia concentration (ammonia slip) from each CFB boiler (Source ID 031 or 032) shall not

**SECTION E. Source Group Restrictions.**

exceed 5ppmv.

004 [25 Pa. Code §127.441]**Operating permit terms and conditions.**

Emissions of oxides of sulfur, expressed as SO₂, from each CFB boiler (Source ID 031 or Source ID 032) shall not exceed 792.4 lbs/hr for any 3-hour rolling average period, updated hourly.

[From Plan Approval 11-306-002, Condition 2c.]

005 [25 Pa. Code §127.441]**Operating permit terms and conditions.**

Emissions of oxides of sulfur, expressed as SO₂, from each CFB boiler (Source ID 031 or Source ID 032) shall not exceed 556.0 lbs/hr for any 24-hour rolling average period, updated hourly.

[From Plan Approval 11-306-002, Condition 2b.]

006 [25 Pa. Code §127.441]**Operating permit terms and conditions.**

Emissions of oxides of sulfur, expressed as SO₂, from each CFB boiler (Source ID 031 or Source ID 032) shall be reduced by at least 92% for any 30-day rolling average period, updated daily.

[From Operating Permit OP-11-306-002A, Condition 4b.]

007 [25 Pa. Code §127.441]**Operating permit terms and conditions.**

Emissions of oxides of nitrogen, expressed as NO₂, from each CFB boiler (Source ID 031 or Source ID 032) shall not exceed 335.5 lbs/hr, for any 24-hour rolling average period, updated hourly.

[From Plan Approval 11-306-002, Condition 2d.]

008 [25 Pa. Code §127.441]**Operating permit terms and conditions.**

Emissions of oxides of nitrogen, expressed as NO₂, from both CFB boilers combined (Source ID 031 and Source ID 032) shall not exceed 0.30 lbs/MMBtu, for any 30-day rolling average period, updated daily.

[From Plan Approval 11-306-002, Condition 2e and RACT Operating Permit 11-307-073, Condition 5.]

009 [25 Pa. Code §127.441]**Operating permit terms and conditions.**

Total emissions of oxides of nitrogen, expressed as NO₂, from the sum of both CFB boilers (Source IDs 031 and 032) shall not exceed 1,472 tons in any consecutive 12-month period, updated monthly.

[From Plan Approval 11-306-002, Condition 2f and RACT Operating Permit 11-307-073, Condition 6.]

010 [25 Pa. Code §127.441]**Operating permit terms and conditions.**

Emission of particulate matter from each CFB boiler (Source ID 031 or Source ID 032) shall not exceed 16.8 pounds per hour, for any 24-hour rolling average period, updated hourly.

**SECTION E. Source Group Restrictions.**

[From Plan Approval 11-306-002, Condition 2a.]

011 [25 Pa. Code §127.441]**Operating permit terms and conditions.**

Emission of carbon monoxide from each CFB boiler (Source ID 031 or Source ID 032) shall not exceed 83.9 pounds per hour, for any 24-hour rolling average period, updated hourly.

[From Plan Approval 11-306-002, Condition 2g.]

II. TESTING REQUIREMENTS.**# 012 [25 Pa. Code §127.441]****Operating permit terms and conditions.**

1. The permittee shall conduct source testing for particulate (Filterable only.) and PM-10 (Both filterable and condensable.) from the stack flues of CFB Boiler #1 and CFB Boiler #2, within four (4) calendar quarters of the issuance of this Operating Permit and subsequent source tests shall be conducted no less often than once every two (2) years. Stack testing conducted within the two (2) year period prior to the issuance of this TVOP may be used to meet the requirements of this condition. However, should either boiler qualify as a Low Emitting EGU (LEE) for filterable particulate under 40 CFR 63.10005(h), subsequent testing for particulate, PM10, and PM2.5 shall take place within every three (3) year period, for as long as the unit continues to qualify as a LEE for filterable particulate under 40 CFR Part 63, Subpart UUUUU. Should the unit cease to qualify as a LEE for filterable particulate under this subpart, a two (2) year testing cycle shall be reestablished.

2. All testing shall be performed while Source IDs 031 and 032 are operating at no less than 90% of the maximum rated heat input, or under such other conditions, within the capacity of the equipment, as may be requested by the Department. Soot blowing and ash removal in the boiler must be conducted at normal intervals and testing may not be scheduled to avoid such periods as they are considered to be normal operations.

3. All testing shall be conducted in accordance with any applicable federal regulations and the most current version of the Source Testing Manual of the Department. The following federal reference methods, or other test methods approved by the Department prior to testing, shall be used.

a. 40 CFR 60, Appendix A, Reference Methods 1-4 shall be used to determine the volumetric flow rate.

b. 40 CFR 60, Appendix A, Reference Methods 5, 201A, and 202 shall be used to determine filterable particulate matter (PM-FIL), filterable PM10 (PM10-FIL), and condensable particulate matter (PM-COND) emission concentrations (grains/dscf) and emission rates (lbs/hour and lbs/MMBTU).

c. 40 CFR 60, Appendix A, Reference Method 19 shall be used to determine the emission rates in lbs/MMBTU.

4. At least sixty (60) calendar days prior to commencing an emission testing program required by this condition, a test protocol shall be submitted to the PA DEP, Division of Source Testing and Monitoring, 400 Market Street, 12th Floor Rachael Carson State Office Building, Harrisburg, PA 17105-8468 and the appropriate Regional Office for review and approval. The test protocol shall meet all applicable requirements specified in the Revision 3.3, or successor volume, of the Source Testing Manual of the Department.

5. At least fifteen (15) calendar days prior to commencing an emission testing program required by this permit, written notification of the date and time of testing shall be provided to the appropriate Regional Office and to the Department of Environmental Protection, Bureau of Air Quality, Division of Source Testing and Monitoring. The notification and the testing shall not be made without prior receipt of a protocol acceptance letter from the Department. The Department is under no obligation to accept the results of any testing performed without adequate advance written notice to the Department of such testing.

6. The following process parameters shall be recorded at a minimum of 15-minute intervals during each test run (if

**SECTION E. Source Group Restrictions.**

possible). This data (including the units) and a summary thereof, averaged over each test run, must be included in the test report. Any exceptions to this recordkeeping requirement shall receive prior approval from the Department.

- a. Heat input rates of waste coal and coal [MMBTU/hour]
- b. Waste coal and coal feed rates to the boiler [tons/hour]
- c. Limestone feed rate to the boiler [tons/hour]
- d. Steam flow [lbs/hour]
- e. Steam temperature [°F]
- f. Steam pressure [psig]
- g. Soot blowing and/or ash removal (Yes/No)
- h. Oxygen level at the economizer [%]
- i. Current draw of draft fans [amps]
- j. Baghouse pressure drop
- k. Speed of the draft fans
- l. Output of powered electrical generator [mw]

7. Within fifteen (15) calendar days after completion of the on-site testing portion of an emission test program, an electronic mail notification shall be sent to the PA DEP, Bureau of Air Quality, Division of Source Testing and Monitoring at RA-epstacktesting@state.pa.us and the appropriate Regional Office indicating the completion date of the on-site testing.

8. A complete test report shall be submitted to the Department no later than sixty (60) calendar days after completion of the on-site testing portion of an emission test program.

9. A complete test report shall include a summary of the emission results on the first page of the report indicating if each pollutant measured is within permitted limits and a statement of compliance or non-compliance with all applicable permit conditions. The summary results will include, at a minimum, the following information:

- a. A statement that the owner or operator has reviewed the report from the emissions testing body and agrees with the findings;
- b. Permit number(s) and condition(s) which are the basis for the evaluation;
- c. Summary of results with respect to each applicable permit condition; and
- d. Statement of compliance or non-compliance with each applicable requirement.

10. All submittals shall meet all applicable requirements specified in Revision 3.3, or successor volume, of the Source Testing Manual of the Department.

11. All submittals, besides notifications, shall be accomplished through PSIMS*Online available through <https://www.depgreenport.state.pa.us/ecommm/Login.jsp> when it becomes available. If internet submittal cannot be accomplished, one copy of the submittal shall be sent to the Pennsylvania Department of Environmental Protection, Bureau of Air Quality, Division of Source Testing and Monitoring, with deadlines verified through document postmarks. In a like manner, one copy of the submittal shall be sent to the appropriate Regional Office.

12. The owner or operator shall ensure all federal reporting requirements contained in the applicable federal requirements are followed, including timelines more stringent than those contained herein. In the event of an inconsistency or any conflicting requirements between state and the federal, the most stringent provision, term, condition, method, or rule shall be used by default.

13. Alternative methodology may also be used, subject to Department approval.

013 [25 Pa. Code §127.511]**Monitoring and related recordkeeping and reporting requirements.**

The ammonia emission rate from each of the CFB boilers (Source IDs 031 and 032) shall be determined by USEPA Conditional Test Method (CTM-027), Procedure for Collection and Analysis of Ammonia in Stationary Sources or other procedure approved by the Department. This testing shall be conducted no less often than once every five (5) years.

**SECTION E. Source Group Restrictions.****III. MONITORING REQUIREMENTS.****# 014 [25 Pa. Code §123.46]****Monitoring requirements**

(a) The owner or operator shall install, operate, and maintain continuous opacity monitoring devices in compliance with Chapter 139, Subchapter C (relating to requirements for continuous in-stack monitoring for stationary sources). Results of opacity monitoring shall be submitted to the Department on a regular basis in compliance with the requirements of Chapter 139, Subchapter C.

(b) The Department may use the data from the monitoring devices or from the alternative monitoring systems required by this section to enforce the visible emission limitations defined in this article.

015 [25 Pa. Code §127.441]**Operating permit terms and conditions.**

A monitoring system for as fired coal analysis for each boiler shall be maintained and operated in accordance with the requirements of Chapter 139 of the Rules and Regulations of the Pennsylvania Department Environmental Protection. A daily sulfur analysis shall be determined and used to calculate each boiler's control system SO₂ control efficiency.

[From PA 11-306-002, Condition 4b.]

016 [25 Pa. Code §135.4]**Report format**

In accordance with the Department's "Continuous Source Testing Manual," the owner or operator shall submit to the Department calendar quarterly reports of Continuous Emission Monitoring Systems (CEMs) containing the following:

- 1) Information on the source and emissions in accordance with the appropriate reporting format approved by the Department.
- 2) The results of all performance test, audits and recalibrations conducted during the quarter. The report signed by the responsible official shall be submitted in duplicate to the Division of Source Testing and Monitoring, Continuous Testing Section at the following address, within thirty (30) days following the end of each quarter:

Department of Environmental Protection
Division of Source Testing and Monitoring, Continuous Testing Section
Rachael Carson State Office Building
P.O. Box 8468
Harrisburg, PA 17105-8468

- 3) Subsequent data report changes must be submitted in duplicate to the Air Program Manager, Southwestern Regional Office. Data resubmittals must be submitted to the Regional Office within sixty (60) days following the end of the quarter.

[Additional authority for this permit condition is derived from 25 Pa. Code Sections 127.531 and 127.511]

017 [25 Pa. Code §139.1]**Sampling facilities.**

Owner/operator shall install, certify, maintain and operate continuous emission monitoring systems in accordance with 25 Pa. Code Chapter 139, the Department's Continuous Source Monitoring Manual, 40 CFR Part 75, and applicable requirements of 40 CFR 60, Subpart Da. At a minimum the systems shall measure and record the following from each of the CFB Boilers:

Nitrogen Oxide emissions (as NO₂)
Sulfur Dioxide emissions
% Oxygen or Carbon Dioxide

018 [25 Pa. Code §139.101]**General requirements.**

In accordance with the Department's "Continuous Source Monitoring Manual" the owner or operator shall observe the following requirements when performing any maintenance/calibration on the CEM system(s):

**SECTION E. Source Group Restrictions.****(A) MAINTENANCE:**

1. Zero and upscale calibration error checks should be conducted immediately prior to maintenance, if possible.
2. Zero and upscale calibration error checks must be conducted immediately following any maintenance.
3. If the post maintenance zero or calibration error checks show calibration error in excess of twice the applicable performance specification, recalibration must be conducted in accordance with quarterly linearity check procedures in Paragraph (B)(2). Monitors may be calibrated in-situ.

(B) PERIODIC CALIBRATION:

1. Calibration must be conducted at least daily for determination of measurement device zero and upscale calibration error on all measurement device ranges. The calibration must be performed as per the Department's "Continuous Source Monitoring Manual."
2. The monitoring system must be adjusted whenever the zero or upscale calibration error performance specification are exceeded.
3. The zero calibration error check must be conducted at a measurement level at or between 0% and 30% of measurement device range. The value selected must be lower than the lowest value that would be expected to occur under normal source operating conditions.
4. The calibration error check must be conducted at a measurement level at or between 40% and 100% of measurement device range unless an alternative level can be demonstrated to better represent normal source operating levels.

019 [25 Pa. Code §139.101]**General requirements.**

In accordance with the Department's "Continuous Source Monitoring Manual", the permittee shall maintain the Continuous Emission Records as follows:

- 1) All data shall be reduced to one-hour averages on a clock basis. The reduction methods must be in accordance with the data validation and reduction criteria of the Department's Quality Assurance requirements.
- 2) A chronological file shall be maintained which includes the following:
 - a) All measurements from the systems;
 - b) All valid averages as specified above;
 - c) The cause, time periods, and magnitudes of all exceedances;
 - d) Data and results for all performance tests, audits, and recalibrations;
 - e) Records of any repairs, adjustments, or maintenance;
 - f) Conversion methods;
 - g) The cause and time periods for any invalid data;
 - h) Records of all corrective actions taken in response to exceedances;

Copies of the Phase I application, Phase II testing protocol, Phase III performance specification testing report, and all correspondence related to the CEMs.

020 [25 Pa. Code §139.101]**General requirements.**

- (a) At least once in every four calendar quarters in which the source operates for 168 hours or more, or within 720 source

SECTION E. Source Group Restrictions.

operating hours after the close of such four quarters, the permittee shall conduct a System Performance Audit for the NO_x and SO₂ CEMS in accordance with the relative accuracy test audit procedures listed in the Department's Continuous Source Monitoring Manual.

(b) When eight consecutive calendar quarters elapse after the last System Performance Audit, a System Performance Audit must be conducted within 720 source-operating hours.

(c) Departmental approval must be obtained prior to the testing.

(d) Notification of System Performance Audit testing must be provided to the Department's Source Testing and Monitoring, Continuous Emission Monitoring Section at least 21 days prior to testing.

(e) A periodic self-audit conducted for purposes of meeting the requirements of the Department's Continuous Source Monitoring Manual may not be conducted within 6 months of the previous successful periodic self-audit on the same existing, previously approved monitoring system to which no changes have been made.

021 [40 CFR Part 64 Compliance Assurance Monitoring for Major Stationary Sources §40 CFR 64.2]

Sections of PART 64

Applicability

Compliance Assurance Monitoring Plan developed in accordance with 40 CFR 64:

1. Permittee shall continue to maintain and operate continuous opacity monitors (COMS) in the baghouse exhaust stacks from both CFB units whenever the units are operating. The COMS shall comply with the monitoring requirements of 40 CFR 60 subpart Da.

2. Permittee shall use the visible emissions information obtained from the COMS to indicate compliance with the allowable particulate limit for the CFB units. If baghouse visible emissions, as monitored by the COMS in the boiler stacks, exceed 3.80% on a 24 hour rolling average while the boiler is operating, this is considered an excursion for purposes of CAM. Upon determining an excursion from this requirement, the permittee shall investigate the excursion and take corrective action to minimize emissions and prevent recurrence, as expeditiously as practicable.

3. The permittee shall comply with the compliance assurance monitoring operation and maintenance requirements of 40 CFR Part 64.7.

4. The permittee shall comply with the record keeping and reporting requirements of 40 CFR Part 64.9.

5. If DEP or EPA determines that a Quality Improvement Plan is required under 40 CFR Part 64.7(d)(2), the permittee shall develop and implement the Quality Improvement Plan in accordance with 40-CFR 64.8.

[Per 40 CFR § 64.2(b)(i), the requirements of Part 63, Subpart UUUUU for particulate testing as a surrogate for monitoring non-mercury HAP metals can be utilized to meet the monitoring requirements for monitoring emissions of filterable particulate from the CFB Boilers. At the time the owners/operators of the Cambria Generation Facility comply with all requirements of 40 CFR Part 63, Subpart UUUUU relating to non-mercury metallic HAPs, this requirement for CAM shall no longer be applicable for the facility.]

IV. RECORDKEEPING REQUIREMENTS.

No additional record keeping requirements exist except as provided in other sections of this permit including Section B (Title V General Requirements).

V. REPORTING REQUIREMENTS.

No additional reporting requirements exist except as provided in other sections of this permit including Section B (Title V General Requirements).

**SECTION E. Source Group Restrictions.****VI. WORK PRACTICE REQUIREMENTS.**

No additional work practice requirements exist except as provided in other sections of this permit including Section B (Title V General Requirements).

VII. ADDITIONAL REQUIREMENTS.**# 022 [25 Pa. Code §139.102]****References.**

The following are references of this subchapter (Pa. Code, Title 25, Chapter 139, Sampling and Testing, Subchapter C, Requirements for Source Monitoring for Stationary Sources):

- (1) "Standards of Performance for New Stationary Sources," 40 CFR Chapter I, Subchapter C, Part 60, Superintendent of Documents, U.S. Government Printing Office, Washington, D.C. 20402-9328.
- (2) "Minimum Emission Monitoring Requirements," 40 CFR Subchapter C, Part 51, Appendix P, Superintendent of Documents, U. S. Government Printing Office, Washington, D.C. 20402-9328.
- (3) "Continuous Source Monitoring Manual," Commonwealth of Pennsylvania, Department of Environmental Resources, Bureau of Air Quality Control, Post Office Box 8468, Harrisburg, Pennsylvania 17105-8468.

**# 023 [40 CFR Part 60 Standards of Performance for New Stationary Sources §40 CFR 60.40Da]
Subpart Da - Standards of Performance for Electric Utility Steam Generating Units for Which Construction Is Commenced After September 18, 1978
Applicability and designation of affected facility.**

(a) Except as specified in paragraph (e) of this section, the affected facility to which this subpart applies is each electric utility steam generating unit:

- (1) That is capable of combusting more than 73 megawatts (MW) (250 million British thermal units per hour (MMBtu/hr)) heat input of fossil fuel (either alone or in combination with any other fuel); and
- (2) For which construction, modification, or reconstruction is commenced after September 18, 1978.

(b) - (e) N/A.

[Pyropower Units A and B (Source IDs 031 and 032) have applicable requirements under 40 CFR Part 60, Subpart Da.]

**# 024 [40 CFR Part 60 Standards of Performance for New Stationary Sources §40 CFR 60.41Da]
Subpart Da - Standards of Performance for Electric Utility Steam Generating Units for Which Construction Is Commenced After September 18, 1978
Definitions.**

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

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) and coal refuse. Synthetic fuels derived from coal for the purpose of creating useful heat, including but not limited to solvent-refined coal, gasified coal, coal-oil mixtures, and coal-water mixtures are included in this definition for the purposes of this subpart.

Coal refuse means waste products of coal mining, physical coal cleaning, and coal preparation operations (e.g. culm, gob, etc.) containing coal, matrix material, clay, and other organic and inorganic material.

**# 025 [40 CFR Part 60 Standards of Performance for New Stationary Sources §40 CFR 60.42a]
Subpart Da - Standards of Performance for Electric Utility Steam Generating Units for Which Construction Is Commenced After September 18, 1978
Standard for particulate matter.**

(a) Except as provided in paragraph (f) of this section, on and after the date on which the initial performance test is completed or required to be completed under §60.8, whichever date comes first, an owner or operator of an affected facility shall not cause to be discharged into the atmosphere from any affected facility for which construction, reconstruction, or

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modification commenced before March 1, 2005, any gases that contain PM in excess of 13 ng/J (0.03 lb/MMBtu) heat input.

(b) Except as provided in paragraphs (b)(1) and (b)(2) of this section, on and after the date the initial PM performance test is completed or required to be completed under §60.8, whichever date comes first, an owner or operator of an affected facility shall not cause to be discharged into the atmosphere any gases which exhibit greater than 20 percent opacity (6-minute average), except for one 6-minute period per hour of not more than 27 percent opacity.

(1) - (2) N/A.

(c) - (f) N/A.

[Compliance with the opacity restriction of (b) is assured by Condition #005 of Section C.]

026 [40 CFR Part 60 Standards of Performance for New Stationary Sources §40 CFR 60.43a]**Subpart Da - Standards of Performance for Electric Utility Steam Generating Units for Which Construction Is Commenced After September 18, 1978****Standard for sulfur dioxide.**

(a) On and after the date on which the initial performance test is completed or required to be completed under §60.8, whichever date comes first, no owner or operator subject to the provisions of this subpart shall cause to be discharged into the atmosphere from any affected facility which combusts solid fuel or solid-derived fuel and for which construction, reconstruction, or modification commenced before or on February 28, 2005, except as provided under paragraphs (c), (d), (f) or (h) of this section, any gases that contain SO₂ in excess of:

(1) 520 ng/J (1.20 lb/MMBtu) heat input and 10 percent of the potential combustion concentration (90 percent reduction);

(2) 30 percent of the potential combustion concentration (70 percent reduction), when emissions are less than 260 ng/J (0.60 lb/MMBtu) heat input;

(3) 180 ng/J (1.4 lb/MWh) gross energy output; or

(4) 65 ng/J (0.15 lb/MMBtu) heat input.

(b) - (m) N/A.

[Compliance with the % reduction requirements for SO₂ in (a)(1) and (a)(2) is assured by Condition #006, which requires a minimum SO₂ reduction of 92%.]

027 [40 CFR Part 60 Standards of Performance for New Stationary Sources §40 CFR 60.48Da]**Subpart Da - Standards of Performance for Electric Utility Steam Generating Units for Which Construction Is Commenced After September 18, 1978****Compliance provisions.**

(a) For affected facilities for which construction, modification, or reconstruction commenced before May 4, 2011, the applicable PM emissions limit and opacity standard under §60.42Da, SO₂ emissions limit under §60.43Da ... apply at all times except during periods of startup, shutdown, or malfunction. The applicable PM emissions limit and opacity standard under §60.42Da apply at all times except during periods of startup and shutdown.

(b) After the initial performance test required under §60.8, compliance with the applicable SO₂ emissions limit and percentage reduction requirements under §60.43Da ... is based on the average emission rate for 30 successive boiler operating days. A separate performance test is completed at the end of each boiler operating day after the initial performance test, and a new 30-boiler operating day rolling average emission rate for both SO₂, ... as applicable, and a new percent reduction for SO₂ are calculated to demonstrate compliance with the standards.

(c) N/A.

(d) For affected facilities for which construction, modification, or reconstruction commenced before May 4, 2011, compliance with applicable 30-boiler operating day rolling average SO₂ ... limits is determined by calculating the arithmetic

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average of all hourly emission rates for SO₂ ... for the 30 successive boiler operating days, except for data obtained during startup, shutdown, or malfunction.

(e) For affected facilities for which construction, modification, or reconstruction commenced before May 4, 2011, compliance with applicable SO₂ percentage reduction requirements is determined based on the average inlet and outlet SO₂ emission rates for the 30 successive boiler operating days.

(f) - (p) N/A.

(q) Compliance provisions for sources subject to §60.42Da(b). An owner or operator of an affected facility subject to the opacity standard in §60.42Da(b) shall monitor the opacity of emissions discharged from the affected facility to the atmosphere according to the requirements in §60.49Da(a), as applicable to the affected facility.

(r) - (s) N/A.

(1) N/A.

(2) Notification. The owner or operator of the affected source experiencing an exceedance of its emission limit(s) during a malfunction shall notify the Administrator by telephone or facsimile (FAX) transmission as soon as possible, but no later than two business days after the initial occurrence of the malfunction or, if it is not possible to determine within two business days whether the malfunction caused or contributed to an exceedance, no later than two business days after the owner or operator knew or should have known that the malfunction caused or contributed to an exceedance, but, in no event later than two business days after the end of the averaging period, if it wishes to avail itself of an affirmative defense to civil penalties for that malfunction. The owner or operator seeking to assert an affirmative defense shall also submit a written report to the Administrator within 45 days of the initial occurrence of the exceedance of the standard in §63.9991 to demonstrate, with all necessary supporting documentation, that it has met the requirements set forth in paragraph (s)(1) of this section. The owner or operator may seek an extension of this deadline for up to 30 additional days by submitting a written request to the Administrator before the expiration of the 45 day period. Until a request for an extension has been approved by the Administrator, the owner or operator is subject to the requirement to submit such report within 45 days of the initial occurrence of the exceedance.

**# 028 [40 CFR Part 60 Standards of Performance for New Stationary Sources §40 CFR 60.49Da]
Subpart Da - Standards of Performance for Electric Utility Steam Generating Units for Which Construction Is
Commenced After September 18, 1978
Emission monitoring.**

(a) An owner or operator of an affected facility subject to the opacity standard in §60.42Da must monitor the opacity of emissions discharged from the affected facility to the atmosphere according to the applicable requirements in paragraphs (a)(1) through (4) of this section.

(1) Except as provided for in paragraphs (a)(2) and (4) of this section, the owner or operator of an affected facility subject to an opacity standard, shall install, calibrate, maintain, and operate a COMS, and record the output of the system, for measuring the opacity of emissions discharged to the atmosphere.

(2) - (4) N/A.

(b) The owner or operator of an affected facility must install, calibrate, maintain, and operate a CEMS, and record the output of the system, for measuring SO₂ emissions, except where only gaseous and/or liquid fuels (excluding residual oil) where the potential SO₂ emissions rate of each fuel is 26 ng/J (0.060 lb/MMBtu) or less are combusted, as follows:

(1) Sulfur dioxide emissions are monitored at both the inlet and outlet of the SO₂ control device.

(2) For a facility that qualifies under the numerical limit provisions of §60.43Da, SO₂ emissions are only monitored as discharged to the atmosphere.

(3) An "as fired" fuel monitoring system (upstream of coal pulverizers) meeting the requirements of Method 19 of appendix A of this part may be used to determine potential SO₂ emissions in place of a continuous SO₂ emission monitor at the inlet to the SO₂ control device as required under paragraph (b)(1) of this section.

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(4) If the owner or operator has installed and certified a SO₂ CEMS 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, that CEMS may be used to meet the requirements of this section, provided that:

(i) A CO₂ or O₂ continuous monitoring system is installed, calibrated, maintained and operated at the same location, according to paragraph (d) of this section; and

(ii) For sources subject to an SO₂ emission limit in lb/MMBtu under §60.43Da:

(A) When relative accuracy testing is conducted, SO₂ concentration data and CO₂ (or O₂) data are collected simultaneously; and

(B) In addition to meeting the applicable SO₂ and CO₂ (or O₂) 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

(iii) The reporting requirements of §60.51Da are met. The SO₂ and, if required, CO₂ (or O₂) data reported to meet the requirements of §60.51Da shall not include substitute data values derived from the missing data procedures in subpart D of part 75 of this chapter, nor shall the SO₂ data have been bias adjusted according to the procedures of part 75 of this chapter.

(c)(1) - (2) N/A.

(d) The owner or operator of an affected facility not complying with an output based limit shall install, calibrate, maintain, and operate a CEMS, and record the output of the system, for measuring the O₂ or carbon dioxide (CO₂) content of the flue gases at each location where SO₂ or NO_x emissions are monitored. For affected facilities subject to a lb/MMBtu SO₂ emission limit under §60.43Da, if the owner or operator has installed and certified a CO₂ or O₂ monitoring system according to §75.20(c) of this chapter and appendix A to part 75 of this chapter and the monitoring system continues to meet the applicable quality-assurance provisions of §75.21 of this chapter and appendix B to part 75 of this chapter, that CEMS may be used together with the part 75 SO₂ concentration monitoring system described in paragraph (b) of this section, to determine the SO₂ emission rate in lb/MMBtu. SO₂ data used to meet the requirements of §60.51Da shall not include substitute data values derived from 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.

(e) The CEMS under paragraphs (b), (c), and (d) of this section are operated and data recorded during all periods of operation of the affected facility including periods of startup, shutdown, and malfunction, except for CEMS breakdowns, repairs, calibration checks, and zero and span adjustments.

(f)(1) For units that began construction, reconstruction, or modification on or before February 28, 2005, the owner or operator shall obtain emission data for at least 18 hours in at least 22 out of 30 successive boiler operating days. If this minimum data requirement cannot be met with CEMS, the owner or operator shall supplement emission data with other monitoring systems approved by the Administrator or the reference methods and procedures as described in paragraph (h) of this section.

(2) N/A.

(g) The 1-hour averages required under paragraph §60.13(h) are expressed in ng/J (lb/MMBtu) heat input and used to calculate the average emission rates under §60.48Da. The 1-hour averages are calculated using the data points required under §60.13(h)(2).

(h) - (v) N/A.

(w) The owner or operator using a SO₂, NO_x, CO₂, and O₂ CEMS to meet the requirements of this subpart shall install, certify, operate, and maintain the CEMS as specified in paragraphs (w)(1) through (w)(5) of this section.

(1) Except as provided for under paragraphs (w)(2), (w)(3), and (w)(4) of this section, each SO₂, NO_x, CO₂, and O₂ CEMS

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required under paragraphs (b) through (d) of this section shall be installed, certified, and operated in accordance with the applicable procedures in Performance Specification 2 or 3 in appendix B to this part or according to the procedures in appendices A and B to part 75 of this chapter. Daily calibration drift assessments and quarterly accuracy determinations shall be done in accordance with Procedure 1 in appendix F to this part, and a data assessment report (DAR), prepared according to section 7 of Procedure 1 in appendix F to this part, shall be submitted with each compliance report required under §60.51Da.

(2) - (5) N/A.

**# 029 [40 CFR Part 60 Standards of Performance for New Stationary Sources §40 CFR 60.50Da]
Subpart Da - Standards of Performance for Electric Utility Steam Generating Units for Which Construction Is Commenced After September 18, 1978**

Compliance determination procedures and methods.

(a) In conducting the performance tests required in §60.8, the owner or operator shall use as reference methods and procedures the methods in appendix A 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 for SO₂ and NO_x. Acceptable alternative methods are given in paragraph (e) of this section.

(b) In conducting the performance tests to determine compliance with the PM emissions limits in §60.42Da, the owner or operator shall meet the requirements specified in paragraphs (b)(1) through (3) of this section.

(1) The owner or operator shall measure filterable PM to determine compliance with the applicable PM emissions limit in §60.42Da as specified in paragraphs (b)(1)(i) through (ii) of this section.

(i) The dry basis F factor (O₂) procedures in Method 19 of appendix A of this part shall be used to compute the emission rate of PM.

(ii) For the PM concentration, Method 5 of appendix A of this part shall be used for an affected facility that does not use a wet FGD. For an affected facility that uses a wet FGD, Method 5B of appendix A of this part shall be used downstream of the wet FGD.

(A) The sampling time and sample volume for each run shall be at least 120 minutes and 1.70 dscm (60 dscf). The probe and filter holder heating system in the sampling train may be set to provide an average gas temperature of no greater than 160 ± 14 °C (320 ± 25 °F).

(B) For each particulate run, the emission rate correction factor, integrated or grab sampling and analysis procedures of Method 3B of appendix A of this part shall be used to determine the O₂ concentration. The O₂ sample shall be obtained simultaneously with, and at the same traverse points as, the particulate run. If the particulate run has more than 12 traverse points, the O₂ traverse points may be reduced to 12 provided that Method 1 of appendix A of this part is used to locate the 12 O₂ traverse points. If the grab sampling procedure is used, the O₂ concentration for the run shall be the arithmetic mean of the sample O₂ concentrations at all traverse points.

(2) In conjunction with a performance test performed according to the requirements in paragraph (b)(1) of this section, the owner or operator of an affected facility for which construction, reconstruction, or modification commenced after May 3, 2011, shall measure condensable PM using Method 202 of appendix M of part 51.

(3) Method 9 of appendix A of this part and the procedures in §60.11 shall be used to determine opacity.

(c) The owner or operator shall determine compliance with the SO₂ standards in §60.43Da as follows:

(1) The percent of potential SO₂ emissions (%Ps) to the atmosphere shall be computed using the following equation:

$$\%Ps = ((100 - \%Rf) * (100 - \%Rg))/100$$

Where:

%Ps = Percent of potential SO₂ emissions, percent;

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%Rf = Percent reduction from fuel pretreatment, percent; and
%Rg = Percent reduction by SO₂ control system, percent.

(2) The procedures in Method 19 of appendix A of this part may be used to determine percent reduction (%Rf) of sulfur by such processes as fuel pretreatment (physical coal cleaning, hydrodesulfurization of fuel oil, etc.), coal pulverizers, and bottom and fly ash interactions. This determination is optional.

(3) The procedures in Method 19 of appendix A of this part shall be used to determine the percent SO₂ reduction (%Rg) of any SO₂ control system. Alternatively, a combination of an "as fired" fuel monitor and emission rates measured after the control system, following the procedures in Method 19 of appendix A of this part, may be used if the percent reduction is calculated using the average emission rate from the SO₂ control device and the average SO₂ input rate from the "as fired" fuel analysis for 30 successive boiler operating days.

(4) The appropriate procedures in Method 19 of appendix A of this part shall be used to determine the emission rate.

(5) The CEMS in §60.49Da(b) and (d) shall be used to determine the concentrations of SO₂ and CO₂ or O₂.

(d) - (f) N/A.

**# 030 [40 CFR Part 60 Standards of Performance for New Stationary Sources §40 CFR 60.51Da]
Subpart Da - Standards of Performance for Electric Utility Steam Generating Units for Which Construction Is
Commenced After September 18, 1978
Reporting requirements.**

(a) For SO₂... (and) PM... emissions, the performance test data from the initial and subsequent performance test and from the performance evaluation of the continuous monitors (including the transmissometer) must be reported to the Administrator.

(b) For SO₂ ... the following information is reported to the Administrator for each 24-hour period.

(1) Calendar date.

(2) The average SO₂ ... emission rates (ng/J, lb/MMBtu, or lb/MWh) for each 30 successive boiler operating days, ending with the last 30-day period in the quarter; reasons for non-compliance with the emission standards; and, description of corrective actions taken.

(3) For owners or operators of affected facilities complying with the percent reduction requirement, percent reduction of the potential combustion concentration of SO₂ for each 30 successive boiler operating days, ending with the last 30-day period in the quarter; reasons for non-compliance with the standard; and, description of corrective actions taken.

(4) Identification of the boiler operating days for which pollutant or diluent data have not been obtained by an approved method for at least 75 percent of the hours of operation of the facility; justification for not obtaining sufficient data; and description of corrective actions taken.

(5) Identification of the times when emissions data have been excluded from the calculation of average emission rates because of startup, shutdown, or malfunction.

(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 CEMS which could affect the ability of the CEMS to comply with Performance Specifications 2 or 3.

(c) N/A.

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(d) In addition to the applicable requirements in §60.7, the owner or operator of an affected facility subject to the opacity limits in §60.43c(c) and conducting performance tests using Method 9 of appendix A-4 of this part shall submit excess emission reports for any excess emissions from the affected facility that occur during the reporting period and maintain records according to the requirements specified in paragraph (d)(1) of this section.

(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 (d)(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) [Reserved]

(e) - (g) N/A

(h) The owner or operator of the affected facility shall submit a signed statement indicating whether:

(1) The required CEMS calibration, span, and drift checks or other periodic audits have or have not been performed as specified.

(2) The data used to show compliance was or was not obtained in accordance with approved methods and procedures of this part and is representative of plant performance.

(3) The minimum data requirements have or have not been met; or, the minimum data requirements have not been met for errors that were unavoidable.

(4) Compliance with the standards has or has not been achieved during the reporting period.

(i) For the purposes of the reports required under §60.7, periods of excess emissions are defined as all 6-minute periods during which the average opacity exceeds the applicable opacity standards under §60.42Da(b). Opacity levels in excess of the applicable opacity standard and the date of such excesses are to be submitted to the Administrator each calendar quarter.

(j) The owner or operator of an affected facility shall submit the written reports required under this section and subpart A to the Administrator semiannually for each six-month period. All semiannual reports shall be postmarked by the 30th day following the end of each six-month period.

(k) The owner or operator of an affected facility may submit electronic quarterly reports for SO₂ and ... opacity in lieu of submitting the written reports required under paragraphs (b) and (i) 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.

**# 031 [40 CFR Part 60 Standards of Performance for New Stationary Sources §40 CFR 60.52Da]
Subpart Da - Standards of Performance for Electric Utility Steam Generating Units for Which Construction Is Commenced After September 18, 1978
Recordkeeping requirements.**

(a) [Reserved]

(b) The owner or operator of an affected facility subject to the opacity limits in §60.42Da(b) that elects to monitor emissions according to the requirements in §60.49Da(a)(3) shall maintain records according to the requirements specified in paragraphs (b)(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

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records including the information specified in paragraphs (b)(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) - (3) N/A.

032 [40 CFR Part 72 Regulations on Permits §40 CFR 72.1]

Subpart A--Acid Rain Program General Provisions

Purpose and scope.

Pyropower Units A and B (Source IDs 031 and 032) are subject to the Title IV Acid Rain Program of the 1990 Clean Air Act Amendments, and the trading provisions of the Transport Rule (Cross States Air Pollution Rule (CSAPR))and shall comply with all applicable provisions, including the following:

- 40 CFR Part 72 Permits Regulations
- 40 CFR Part 73 Sulfur Dioxide Allowance System
- 40 CFR Part 75 Continuous Emissions Monitoring
- 40 CFR Part 77 Excess Emissions

[The entire Title IV permit application is attached to this Title V permit.]

033 [40 CFR Part 97 NOx Budget Trading Program and CAIR NOx and SO2 Trading Programs §40 CFR 97.406]

Subpart AAAAA - TR NOX Annual Trading Program

Standard requirements.

(a) Designated representative requirements.

The owners and operators shall comply with the requirement to have a designated representative, and may have an alternate designated representative, in accordance with 40 CFR 97.413 through 97.418.

(b) Emissions monitoring, reporting, and recordkeeping requirements.

(1) The owners and operators, and the designated representative, of each TR NOX Annual source and each TR NOX Annual unit at the source shall comply with the monitoring, reporting, and recordkeeping requirements of 40 CFR 97.430 (general requirements, including installation, certification, and data accounting, compliance deadlines, reporting data, prohibitions, and long-term cold storage), 97.431 (initial monitoring system certification and recertification procedures), 97.432 (monitoring system out-of-control periods), 97.433 (notifications concerning monitoring), 97.434 (recordkeeping and reporting, including monitoring plans, certification applications, quarterly reports, and compliance certification), and 97.435 (petitions for alternatives to monitoring, recordkeeping, or reporting requirements).

(2) The emissions data determined in accordance with 40 CFR 97.430 through 97.435 shall be used to calculate allocations of TR NOX Annual allowances under 40 CFR 97.411(a)(2) and (b) and 97.412 and to determine compliance with the TR NOX Annual emissions limitation and assurance provisions under paragraph (c) below, provided that, for each monitoring location from which mass emissions are reported, the mass emissions amount used in calculating such allocations and determining such compliance shall be the mass emissions amount for the monitoring location determined in accordance with 40 CFR 97.430 through 97.435 and rounded to the nearest ton, with any fraction of a ton less than 0.50 being deemed to be zero.

(c) NOX emissions requirements.

(1) TR NOX Annual emissions limitation.

(i) As of the allowance transfer deadline for a control period in a given year, the owners and operators of each TR NOX Annual source and each TR NOX Annual unit at the source shall hold, in the source's compliance account, TR NOX Annual

**SECTION E. Source Group Restrictions.**

allowances available for deduction for such control period under 40 CFR 97.424(a) in an amount not less than the tons of total NOX emissions for such control period from all TR NOX Annual units at the source.

(ii) If total NOX emissions during a control period in a given year from the TR NOX Annual units at a TR NOX Annual source are in excess of the TR NOX Annual emissions limitation set forth in paragraph (c)(1)(i) above, then:

(A) The owners and operators of the source and each TR NOX Annual unit at the source shall hold the TR NOX Annual allowances required for deduction under 40 CFR 97.424(d); and

(B) The owners and operators of the source and each TR NOX Annual unit at the source shall pay any fine, penalty, or assessment or comply with any other remedy imposed, for the same violations, under the Clean Air Act, and each ton of such excess emissions and each day of such control period shall constitute a separate violation of 40 CFR part 97, subpart AAAAA and the Clean Air Act.

(2) TR NOX Annual assurance provisions.

(i) If total NOX emissions during a control period in a given year from all TR NOX Annual units at TR NOX Annual sources in the state exceed the state assurance level, then the owners and operators of such sources and units in each group of one or more sources and units having a common designated representative for such control period, where the common designated representative's share of such NOX emissions during such control period exceeds the common designated representative's assurance level for the state and such control period, shall hold (in the assurance account established for the owners and operators of such group) TR NOX Annual allowances available for deduction for such control period under 40 CFR 97.425(a) in an amount equal to two times the product (rounded to the nearest whole number), as determined by the Administrator in accordance with 40 CFR 97.425(b), of multiplying-

(A) The quotient of the amount by which the common designated representative's share of such NOX emissions exceeds the common designated representative's assurance level divided by the sum of the amounts, determined for all common designated representatives for such sources and units in the state for such control period, by which each common designated representative's share of such NOX emissions exceeds the respective common designated representative's assurance level; and

(B) The amount by which total NOX emissions from all TR NOX Annual units at TR NOX Annual sources in the state for such control period exceed the state assurance level.

(ii) The owners and operators shall hold the TR NOX Annual allowances required under paragraph (c)(2)(i) above, as of midnight of November 1 (if it is a business day), or midnight of the first business day thereafter (if November 1 is not a business day), immediately after such control period.

(iii) Total NOX emissions from all TR NOX Annual units at TR NOX Annual sources in the State during a control period in a given year exceed the state assurance level if such total NOX emissions exceed the sum, for such control period, of the state NOX Annual trading budget under 40 CFR 97.410(a) and the state's variability limit under 40 CFR 97.410(b).

(iv) It shall not be a violation of 40 CFR part 97, subpart AAAAA or of the Clean Air Act if total NOX emissions from all TR NOX Annual units at TR NOX Annual sources in the State during a control period exceed the state assurance level or if a common designated representative's share of total NOX emissions from the TR NOX Annual units at TR NOX Annual sources in the state during a control period exceeds the common designated representative's assurance level.

(v) To the extent the owners and operators fail to hold TR NOX Annual allowances for a control period in a given year in accordance with paragraphs (c)(2)(i) through (iii) above,

(A) The owners and operators shall pay any fine, penalty, or assessment or comply with any other remedy imposed under the Clean Air Act; and

(B) Each TR NOX Annual allowance that the owners and operators fail to hold for such control period in accordance with paragraphs (c)(2)(i) through (iii) above and each day of such control period shall constitute a separate violation of 40 CFR part 97, subpart AAAAA and the Clean Air Act.

**SECTION E. Source Group Restrictions.****(3) Compliance periods.**

(i) A TR NOX Annual unit shall be subject to the requirements under paragraph (c)(1) above for the control period starting on the later of January 1, 2015, or the deadline for meeting the unit's monitor certification requirements under 40 CFR 97.430(b) and for each control period thereafter.

(ii) A TR NOX Annual unit shall be subject to the requirements under paragraph (c)(2) above for the control period starting on the later of January 1, 2017 or the deadline for meeting the unit's monitor certification requirements under 40 CFR 97.430(b) and for each control period thereafter.

(4) Vintage of allowances held for compliance.

(i) A TR NOX Annual allowance held for compliance with the requirements under paragraph (c)(1)(i) above for a control period in a given year must be a TR NOX Annual allowance that was allocated for such control period or a control period in a prior year.

(ii) A TR NOX Annual allowance held for compliance with the requirements under paragraphs (c)(1)(ii)(A) and (2)(i) through (iii) above for a control period in a given year must be a TR NOX Annual allowance that was allocated for a control period in a prior year or the control period in the given year or in the immediately following year.

(5) Allowance Management System requirements. Each TR NOX Annual allowance shall be held in, deducted from, or transferred into, out of, or between Allowance Management System accounts in accordance with 40 CFR part 97, subpart AAAAA.

(6) Limited authorization. A TR NOX Annual allowance is a limited authorization to emit one ton of NOX during the control period in one year. Such authorization is limited in its use and duration as follows:

(i) Such authorization shall only be used in accordance with the TR NOX Annual Trading Program; and

(ii) Notwithstanding any other provision of 40 CFR part 97, the Administrator has the authority to terminate or limit the use and duration of such authorization to the extent the Administrator determines is necessary or appropriate to implement any provision of the Clean Air Act.

(7) Property right. A TR NOX Annual allowance does not constitute a property right.

(d) Title V permit revision requirements.

(1) No title V permit revision shall be required for any allocation, holding, deduction, or transfer of TR NOX Annual allowances in accordance with 40 CFR part 97, subpart AAAAA.

(2) This permit incorporates the TR emissions monitoring, recordkeeping and reporting requirements pursuant to 40 CFR 97.430 through 97.435, and the requirements for a continuous emission monitoring system (pursuant to 40 CFR part 75, subparts B and H), an excepted monitoring system (pursuant to 40 CFR part 75, appendices D and E), a low mass emissions excepted monitoring methodology (pursuant to 40 CFR 75.19), and an alternative monitoring system (pursuant to 40 CFR part 75, subpart E). Therefore, the Description of TR Monitoring Provisions table for units identified in this permit may be added to, or changed, in this title V permit using minor permit modification procedures in accordance with 40 CFR 97.406(d)(2) and 70.7(e)(2)(i)(B) or 71.7(e)(1)(i)(B).

(e) Additional recordkeeping and reporting requirements.

(1) Unless otherwise provided, the owners and operators of each TR NOX Annual source and each TR NOX Annual unit at the source shall keep on site at the source each of the following documents (in hardcopy or electronic format) for a period of 5 years from the date the document is created. This period may be extended for cause, at any time before the end of 5 years, in writing by the Administrator.

(i) The certificate of representation under 40 CFR 97.416 for the designated representative for the source and each TR NOX Annual unit at the source and all documents that demonstrate the truth of the statements in the certificate of

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representation; provided that the certificate and documents shall be retained on site at the source beyond such 5-year period until such certificate of representation and documents are superseded because of the submission of a new certificate of representation under 40 CFR 97.416 changing the designated representative.

(ii) All emissions monitoring information, in accordance with 40 CFR part 97, subpart AAAAA.

(iii) Copies of all reports, compliance certifications, and other submissions and all records made or required under, or to demonstrate compliance with the requirements of, the TR NOX Annual Trading Program.

(2) The designated representative of a TR NOX Annual source and each TR NOX Annual unit at the source shall make all submissions required under the TR NOX Annual Trading Program, except as provided in 40 CFR 97.418. This requirement does not change, create an exemption from, or otherwise affect the responsible official submission requirements under a title V operating permit program in 40 CFR parts 70 and 71.

(f) Liability.

(1) Any provision of the TR NOX Annual Trading Program that applies to a TR NOX Annual source or the designated representative of a TR NOX Annual source shall also apply to the owners and operators of such source and of the TR NOX Annual units at the source.

(2) Any provision of the TR NOX Annual Trading Program that applies to a TR NOX Annual unit or the designated representative of a TR NOX Annual unit shall also apply to the owners and operators of such unit.

(g) Effect on other authorities.

No provision of the TR NOX Annual Trading Program or exemption under 40 CFR 97.405 shall be construed as exempting or excluding the owners and operators, and the designated representative, of a TR NOX Annual source or TR NOX Annual unit from compliance with any other provision of the applicable, approved state implementation plan, a federally enforceable permit, or the Clean Air Act.

**# 034 [40 CFR Part 97 NOx Budget Trading Program and CAIR NOx and SO2 Trading Programs §40 CFR 97.506]
Subpart BBBBBB - TR NOX Ozone Season Trading Program
Standard requirements.**

(a) Designated representative requirements.

The owners and operators shall comply with the requirement to have a designated representative, and may have an alternate designated representative, in accordance with 40 CFR 97.513 through 97.518.

(b) Emissions monitoring, reporting, and recordkeeping requirements.

(1) The owners and operators, and the designated representative, of each TR NOX Ozone Season source and each TR NOX Ozone Season unit at the source shall comply with the monitoring, reporting, and recordkeeping requirements of 40 CFR 97.530 (general requirements, including installation, certification, and data accounting, compliance deadlines, reporting data, prohibitions, and long-term cold storage), 97.531 (initial monitoring system certification and recertification procedures), 97.532 (monitoring system out-of-control periods), 97.533 (notifications concerning monitoring), 97.534 (recordkeeping and reporting, including monitoring plans, certification applications, quarterly reports, and compliance certification), and 97.535 (petitions for alternatives to monitoring, recordkeeping, or reporting requirements).

(2) The emissions data determined in accordance with 40 CFR 97.530 through 97.535 shall be used to calculate allocations of TR NOX Ozone Season allowances under 40 CFR 97.511(a)(2) and (b) and 97.512 and to determine compliance with the TR NOX Ozone Season emissions limitation and assurance provisions under paragraph (c) below, provided that, for each monitoring location from which mass emissions are reported, the mass emissions amount used in calculating such allocations and determining such compliance shall be the mass emissions amount for the monitoring location determined in accordance with 40 CFR 97.530 through 97.535 and rounded to the nearest ton, with any fraction of a ton less than 0.50 being deemed to be zero.

(c) NOX emissions requirements.

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(1) TR NOX Ozone Season emissions limitation.

(i) As of the allowance transfer deadline for a control period in a given year, the owners and operators of each TR NOX Ozone Season source and each TR NOX Ozone Season unit at the source shall hold, in the source's compliance account, TR NOX Ozone Season allowances available for deduction for such control period under 40 CFR 97.524(a) in an amount not less than the tons of total NOX emissions for such control period from all TR NOX Ozone Season units at the source.

(ii) If total NOX emissions during a control period in a given year from the TR NOX Ozone Season units at a TR NOX Ozone Season source are in excess of the TR NOX Ozone Season emissions limitation set forth in paragraph (c)(1)(i) above, then:

(A) The owners and operators of the source and each TR NOX Ozone Season unit at the source shall hold the TR NOX Ozone Season allowances required for deduction under 40 CFR 97.524(d); and

(B) The owners and operators of the source and each TR NOX Ozone Season unit at the source shall pay any fine, penalty, or assessment or comply with any other remedy imposed, for the same violations, under the Clean Air Act, and each ton of such excess emissions and each day of such control period shall constitute a separate violation of 40 CFR part 97, subpart BBBBB and the Clean Air Act.

(2) TR NOX Ozone Season assurance provisions.

(i) If total NOX emissions during a control period in a given year from all TR NOX Ozone Season units at TR NOX Ozone Season sources in the state exceed the state assurance level, then the owners and operators of such sources and units in each group of one or more sources and units having a common designated representative for such control period, where the common designated representative's share of such NOX emissions during such control period exceeds the common designated representative's assurance level for the state and such control period, shall hold (in the assurance account established for the owners and operators of such group) TR NOX Ozone Season allowances available for deduction for such control period under 40 CFR 97.525(a) in an amount equal to two times the product (rounded to the nearest whole number), as determined by the Administrator in accordance with 40 CFR 97.525(b), of multiplying-

(A) The quotient of the amount by which the common designated representative's share of such NOX emissions exceeds the common designated representative's assurance level divided by the sum of the amounts, determined for all common designated representatives for such sources and units in the state for such control period, by which each common designated representative's share of such NOX emissions exceeds the respective common designated representative's assurance level; and

(B) The amount by which total NOX emissions from all TR NOX Ozone Season units at TR NOX Ozone Season sources in the state for such control period exceed the state assurance level.

(ii) The owners and operators shall hold the TR NOX Ozone Season allowances required under paragraph (c)(2)(i) above, as of midnight of November 1 (if it is a business day), or midnight of the first business day thereafter (if November 1 is not a business day), immediately after such control period.

(iii) Total NOX emissions from all TR NOX Ozone Season units at TR NOX Ozone Season sources in the state during a control period in a given year exceed the state assurance level if such total NOX emissions exceed the sum, for such control period, of the State NOX Ozone Season trading budget under 40 CFR 97.510(a) and the state's variability limit under 40 CFR 97.510(b).

(iv) It shall not be a violation of 40 CFR part 97, subpart BBBBB or of the Clean Air Act if total NOX emissions from all TR NOX Ozone Season units at TR NOX Ozone Season sources in the state during a control period exceed the state assurance level or if a common designated representative's share of total NOX emissions from the TR NOX Ozone Season units at TR NOX Ozone Season sources in the state during a control period exceeds the common designated representative's assurance level.

(v) To the extent the owners and operators fail to hold TR NOX Ozone Season allowances for a control period in a given year in accordance with paragraphs (c)(2)(i) through (iii) above,

**SECTION E. Source Group Restrictions.**

(A) The owners and operators shall pay any fine, penalty, or assessment or comply with any other remedy imposed under the Clean Air Act; and

(B) Each TR NOX Ozone Season allowance that the owners and operators fail to hold for such control period in accordance with paragraphs (c)(2)(i) through (iii) above and each day of such control period shall constitute a separate violation of 40 CFR part 97, subpart BBBBB and the Clean Air Act.

(3) Compliance periods.

(i) A TR NOX Ozone Season unit shall be subject to the requirements under paragraph (c)(1) above for the control period starting on the later of May 1, 2015 or the deadline for meeting the unit's monitor certification requirements under 40 CFR 97.530(b) and for each control period thereafter.

(ii) A TR NOX Ozone Season unit shall be subject to the requirements under paragraph (c)(2) above for the control period starting on the later of May 1, 2017 or the deadline for meeting the unit's monitor certification requirements under 40 CFR 97.530(b) and for each control period thereafter.

(4) Vintage of allowances held for compliance.

(i) A TR NOX Ozone Season allowance held for compliance with the requirements under paragraph (c)(1)(i) above for a control period in a given year must be a TR NOX Ozone Season allowance that was allocated for such control period or a control period in a prior year.

(ii) A TR NOX Ozone Season allowance held for compliance with the requirements under paragraphs (c)(1)(ii)(A) and (2)(i) through (iii) above for a control period in a given year must be a TR NOX Ozone Season allowance that was allocated for a control period in a prior year or the control period in the given year or in the immediately following year.

(5) Allowance Management System requirements. Each TR NOX Ozone Season allowance shall be held in, deducted from, or transferred into, out of, or between Allowance Management System accounts in accordance with 40 CFR part 97, subpart BBBBB.

(6) Limited authorization. A TR NOX Ozone Season allowance is a limited authorization to emit one ton of NOX during the control period in one year. Such authorization is limited in its use and duration as follows:

(i) Such authorization shall only be used in accordance with the TR NOX Ozone Season Trading Program; and

(ii) Notwithstanding any other provision of 40 CFR part 97, subpart BBBBB, the Administrator has the authority to terminate or limit the use and duration of such authorization to the extent the Administrator determines is necessary or appropriate to implement any provision of the Clean Air Act.

(7) Property right. A TR NOX Ozone Season allowance does not constitute a property right.

(d) Title V permit revision requirements.

(1) No title V permit revision shall be required for any allocation, holding, deduction, or transfer of TR NOX Ozone Season allowances in accordance with 40 CFR part 97, subpart BBBBB.

(2) This permit incorporates the TR emissions monitoring, recordkeeping and reporting requirements pursuant to 40 CFR 97.530 through 97.535, and the requirements for a continuous emission monitoring system (pursuant to 40 CFR part 75, subparts B and H), an excepted monitoring system (pursuant to 40 CFR part 75, appendices D and E), a low mass emissions excepted monitoring methodology (pursuant to 40 CFR 75.19), and an alternative monitoring system (pursuant to 40 CFR part 75, subpart E). Therefore, the Description of TR Monitoring Provisions table for units identified in this permit may be added to, or changed, in this title V permit using minor permit modification procedures in accordance with 40 CFR 97.506(d)(2) and 70.7(e)(2)(i)(B) or 71.7(e)(1)(i)(B).

(e) Additional recordkeeping and reporting requirements.

**SECTION E. Source Group Restrictions.**

(1) Unless otherwise provided, the owners and operators of each TR NOX Ozone Season source and each TR NOX Ozone Season unit at the source shall keep on site at the source each of the following documents (in hardcopy or electronic format) for a period of 5 years from the date the document is created. This period may be extended for cause, at any time before the end of 5 years, in writing by the Administrator.

(i) The certificate of representation under 40 CFR 97.516 for the designated representative for the source and each TR NOX Ozone Season unit at the source and all documents that demonstrate the truth of the statements in the certificate of representation; provided that the certificate and documents shall be retained on site at the source beyond such 5-year period until such certificate of representation and documents are superseded because of the submission of a new certificate of representation under 40 CFR 97.516 changing the designated representative.

(ii) All emissions monitoring information, in accordance with 40 CFR part 97, subpart BBBBB.

(iii) Copies of all reports, compliance certifications, and other submissions and all records made or required under, or to demonstrate compliance with the requirements of, the TR NOX Ozone Season Trading Program.

(2) The designated representative of a TR NOX Ozone Season source and each TR NOX Ozone Season unit at the source shall make all submissions required under the TR NOX Ozone Season Trading Program, except as provided in 40 CFR 97.518. This requirement does not change, create an exemption from, or otherwise affect the responsible official submission requirements under a title V operating permit program in 40 CFR parts 70 and 71.

(f) Liability.

(1) Any provision of the TR NOX Ozone Season Trading Program that applies to a TR NOX Ozone Season source or the designated representative of a TR NOX Ozone Season source shall also apply to the owners and operators of such source and of the TR NOX Ozone Season units at the source.

(2) Any provision of the TR NOX Ozone Season Trading Program that applies to a TR NOX Ozone Season unit or the designated representative of a TR NOX Ozone Season unit shall also apply to the owners and operators of such unit.

(g) Effect on other authorities.

No provision of the TR NOX Ozone Season Trading Program or exemption under 40 CFR 97.505 shall be construed as exempting or excluding the owners and operators, and the designated representative, of a TR NOX Ozone Season source or TR NOX Ozone Season unit from compliance with any other provision of the applicable, approved state implementation plan, a federally enforceable permit, or the Clean Air Act.

**# 035 [40 CFR Part 97 NOx Budget Trading Program and CAIR NOx and SO2 Trading Programs §40 CFR 97.606]
Subpart CCCCC - TR SO2 Group 1 Trading Program
Standard requirements.**

(a) Designated representative requirements.

The owners and operators shall comply with the requirement to have a designated representative, and may have an alternate designated representative, in accordance with 40 CFR 97.613 through 97.618.

(b) Emissions monitoring, reporting, and recordkeeping requirements.

(1) The owners and operators, and the designated representative, of each TR SO2 Group 1 source and each TR SO2 Group 1 unit at the source shall comply with the monitoring, reporting, and recordkeeping requirements of 40 CFR 97.630 (general requirements, including installation, certification, and data accounting, compliance deadlines, reporting data, prohibitions, and long-term cold storage), 97.631 (initial monitoring system certification and recertification procedures), 97.632 (monitoring system out-of-control periods), 97.633 (notifications concerning monitoring), 97.634 (recordkeeping and reporting, including monitoring plans, certification applications, quarterly reports, and compliance certification), and 97.635 (petitions for alternatives to monitoring, recordkeeping, or reporting requirements).

(2) The emissions data determined in accordance with 40 CFR 97.630 through 97.635 shall be used to calculate allocations of TR SO2 Group 1 allowances under 40 CFR 97.611(a)(2) and (b) and 97.612 and to determine compliance

SECTION E. Source Group Restrictions.

with the TR SO₂ Group 1 emissions limitation and assurance provisions under paragraph (c) below, provided that, for each monitoring location from which mass emissions are reported, the mass emissions amount used in calculating such allocations and determining such compliance shall be the mass emissions amount for the monitoring location determined in accordance with 40 CFR 97.630 through 97.635 and rounded to the nearest ton, with any fraction of a ton less than 0.50 being deemed to be zero.

(c) SO₂ emissions requirements.

(1) TR SO₂ Group 1 emissions limitation.

(i) As of the allowance transfer deadline for a control period in a given year, the owners and operators of each TR SO₂ Group 1 source and each TR SO₂ Group 1 unit at the source shall hold, in the source's compliance account, TR SO₂ Group 1 allowances available for deduction for such control period under 40 CFR 97.624(a) in an amount not less than the tons of total SO₂ emissions for such control period from all TR SO₂ Group 1 units at the source.

(ii) If total SO₂ emissions during a control period in a given year from the TR SO₂ Group 1 units at a TR SO₂ Group 1 source are in excess of the TR SO₂ Group 1 emissions limitation set forth in paragraph (c)(1)(i) above, then:

(A) The owners and operators of the source and each TR SO₂ Group 1 unit at the source shall hold the TR SO₂ Group 1 allowances required for deduction under 40 CFR 97.624(d); and

(B) The owners and operators of the source and each TR SO₂ Group 1 unit at the source shall pay any fine, penalty, or assessment or comply with any other remedy imposed, for the same violations, under the Clean Air Act, and each ton of such excess emissions and each day of such control period shall constitute a separate violation 40 CFR part 97, subpart CCCCC and the Clean Air Act.

(2) TR SO₂ Group 1 assurance provisions.

(i) If total SO₂ emissions during a control period in a given year from all TR SO₂ Group 1 units at TR SO₂ Group 1 sources in the state exceed the state assurance level, then the owners and operators of such sources and units in each group of one or more sources and units having a common designated representative for such control period, where the common designated representative's share of such SO₂ emissions during such control period exceeds the common designated representative's assurance level for the state and such control period, shall hold (in the assurance account established for the owners and operators of such group) TR SO₂ Group 1 allowances available for deduction for such control period under 40 CFR 97.625(a) in an amount equal to two times the product (rounded to the nearest whole number), as determined by the Administrator in accordance with 40 CFR 97.625(b), of multiplying-

(A) The quotient of the amount by which the common designated representative's share of such SO₂ emissions exceeds the common designated representative's assurance level divided by the sum of the amounts, determined for all common designated representatives for such sources and units in the state for such control period, by which each common designated representative's share of such SO₂ emissions exceeds the respective common designated representative's assurance level; and

(B) The amount by which total SO₂ emissions from all TR SO₂ Group 1 units at TR SO₂ Group 1 sources in the state for such control period exceed the state assurance level.

(ii) The owners and operators shall hold the TR SO₂ Group 1 allowances required under paragraph (c)(2)(i) above, as of midnight of November 1 (if it is a business day), or midnight of the first business day thereafter (if November 1 is not a business day), immediately after such control period.

(iii) Total SO₂ emissions from all TR SO₂ Group 1 units at TR SO₂ Group 1 sources in the state during a control period in a given year exceed the state assurance level if such total SO₂ emissions exceed the sum, for such control period, of the state SO₂ Group 1 trading budget under 40 CFR 97.610(a) and the state's variability limit under 40 CFR 97.610(b).

(iv) It shall not be a violation of 40 CFR part 97, subpart CCCCC or of the Clean Air Act if total SO₂ emissions from all TR SO₂ Group 1 units at TR SO₂ Group 1 sources in the state during a control period exceed the state assurance level or if a common designated representative's share of total SO₂ emissions from the TR SO₂ Group 1 units at TR SO₂ Group 1

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sources in the state during a control period exceeds the common designated representative's assurance level.

(v) To the extent the owners and operators fail to hold TR SO₂ Group 1 allowances for a control period in a given year in accordance with paragraphs (c)(2)(i) through (iii) above,

(A) The owners and operators shall pay any fine, penalty, or assessment or comply with any other remedy imposed under the Clean Air Act; and

(B) Each TR SO₂ Group 1 allowance that the owners and operators fail to hold for such control period in accordance with paragraphs (c)(2)(i) through (iii) above and each day of such control period shall constitute a separate violation of 40 CFR part 97, subpart CCCCC and the Clean Air Act.

(3) Compliance periods.

(i) A TR SO₂ Group 1 unit shall be subject to the requirements under paragraph (c)(1) above for the control period starting on the later of January 1, 2015 or the deadline for meeting the unit's monitor certification requirements under 40 CFR 97.630(b) and for each control period thereafter.

(ii) A TR SO₂ Group 1 unit shall be subject to the requirements under paragraph (c)(2) above for the control period starting on the later of January 1, 2017 or the deadline for meeting the unit's monitor certification requirements under 40 CFR 97.630(b) and for each control period thereafter.

(4) Vintage of allowances held for compliance.

(i) A TR SO₂ Group 1 allowance held for compliance with the requirements under paragraph (c)(1)(i) above for a control period in a given year must be a TR SO₂ Group 1 allowance that was allocated for such control period or a control period in a prior year.

(ii) A TR SO₂ Group 1 allowance held for compliance with the requirements under paragraphs (c)(1)(ii)(A) and (2)(i) through (iii) above for a control period in a given year must be a TR SO₂ Group 1 allowance that was allocated for a control period in a prior year or the control period in the given year or in the immediately following year.

(5) Allowance Management System requirements. Each TR SO₂ Group 1 allowance shall be held in, deducted from, or transferred into, out of, or between Allowance Management System accounts in accordance with 40 CFR part 97, subpart CCCCC.

(6) Limited authorization. A TR SO₂ Group 1 allowance is a limited authorization to emit one ton of SO₂ during the control period in one year. Such authorization is limited in its use and duration as follows:

(i) Such authorization shall only be used in accordance with the TR SO₂ Group 1 Trading Program; and

(ii) Notwithstanding any other provision of 40 CFR part 97, subpart CCCCC, the Administrator has the authority to terminate or limit the use and duration of such authorization to the extent the Administrator determines is necessary or appropriate to implement any provision of the Clean Air Act.

(7) Property right. A TR SO₂ Group 1 allowance does not constitute a property right.

(d) Title V permit revision requirements.

(1) No title V permit revision shall be required for any allocation, holding, deduction, or transfer of TR SO₂ Group 1 allowances in accordance with 40 CFR part 97, subpart CCCCC.

(2) This permit incorporates the TR emissions monitoring, recordkeeping and reporting requirements pursuant to 40 CFR 97.630 through 97.635, and the requirements for a continuous emission monitoring system (pursuant to 40 CFR part 75, subparts B and H), an excepted monitoring system (pursuant to 40 CFR part 75, appendices D and E), a low mass emissions excepted monitoring methodology (pursuant to 40 CFR part 75.19), and an alternative monitoring system (pursuant to 40 CFR part 75, subpart E). Therefore, the Description of TR Monitoring Provisions table for units identified in

SECTION E. Source Group Restrictions.

this permit may be added to, or changed, in this title V permit using minor permit modification procedures in accordance with 40 CFR 97.606(d)(2) and 70.7(e)(2)(i)(B) or 71.7(e)(1)(i)(B).

(e) Additional recordkeeping and reporting requirements.

(1) Unless otherwise provided, the owners and operators of each TR SO₂ Group 1 source and each TR SO₂ Group 1 unit at the source shall keep on site at the source each of the following documents (in hardcopy or electronic format) for a period of 5 years from the date the document is created. This period may be extended for cause, at any time before the end of 5 years, in writing by the Administrator.

(i) The certificate of representation under 40 CFR 97.616 for the designated representative for the source and each TR SO₂ Group 1 unit at the source and all documents that demonstrate the truth of the statements in the certificate of representation; provided that the certificate and documents shall be retained on site at the source beyond such 5-year period until such certificate of representation and documents are superseded because of the submission of a new certificate of representation under 40 CFR 97.616 changing the designated representative.

(ii) All emissions monitoring information, in accordance with 40 CFR part 97, subpart CCCCC.

(iii) Copies of all reports, compliance certifications, and other submissions and all records made or required under, or to demonstrate compliance with the requirements of, the TR SO₂ Group 1 Trading Program.

(2) The designated representative of a TR SO₂ Group 1 source and each TR SO₂ Group 1 unit at the source shall make all submissions required under the TR SO₂ Group 1 Trading Program, except as provided in 40 CFR 97.618. This requirement does not change, create an exemption from, or otherwise affect the responsible official submission requirements under a title V operating permit program in 40 CFR parts 70 and 71.

(f) Liability.

(1) Any provision of the TR SO₂ Group 1 Trading Program that applies to a TR SO₂ Group 1 source or the designated representative of a TR SO₂ Group 1 source shall also apply to the owners and operators of such source and of the TR SO₂ Group 1 units at the source.

(2) Any provision of the TR SO₂ Group 1 Trading Program that applies to a TR SO₂ Group 1 unit or the designated representative of a TR SO₂ Group 1 unit shall also apply to the owners and operators of such unit.

(g) Effect on other authorities.

No provision of the TR SO₂ Group 1 Trading Program or exemption under 40 CFR 97.605 shall be construed as exempting or excluding the owners and operators, and the designated representative, of a TR SO₂ Group 1 source or TR SO₂ Group 1 unit from compliance with any other provision of the applicable, approved state implementation plan, a federally enforceable permit, or the Clean Air Act.

**# 036 [40 CFR Part 63 NESHAPS for Source Categories §40 CFR Supart 63.9981]
SUBPART UUUUU - National Emission Standards for Hazardous Air Pollutants: Coal- and Oil-Fired Electric Utility Steam Generating Units**

Am I subject to this subpart?

The two CFB Boilers (Source IDs 031 and 032) are affected facilities for purposes of 40 CFR Part 63, Subpart UUUUU, National Emission Standards for Hazardous Air Pollutants: Coal- and Oil-Fired Electric Utility Steam Generating Units (EGUs) (as defined in § 63.10042). This rule is popularly known at the Mercury and Air Toxics (MATS) Rule. Owner/operator shall comply with all applicable requirements of 40 CFR §§ 63.9980 through 63.10042, including Tables and Appendices by April 16, 2016, as approved by the Department in its letter dated April 25, 2014, except those related to HAP acid gases. Owner/operator shall comply with all applicable requirements related to HAP acid gases by April 16, 2019, as approved by the Department in its letter dated December 3, 2014. These compliance dates were extended under Section 112 of the Clean Air Act and 40 CFR Section 63.6(i)(4)(i)(A).

[The owner/operator of the Cambria Generation Facility shall comply with the emission control limits on total, non-mercury,

**SECTION E. Source Group Restrictions.**

metallic HAPs by compliance with surrogate particulate emission limits. In addition to assuring compliance with the applicable requirements of this subpart, this stack testing for particulate, conducted at the time intervals currently required in Subpart UUUUU, may also be utilized to assure compliance with Conditions #001, #010, and #020.]

***** Permit Shield in Effect. *****



SECTION F. Alternative Operation Requirements.

No Alternative Operations exist for this Title V facility.



SECTION G. Emission Restriction Summary.

No emission restrictions listed in this section of the permit.

**SECTION H. Miscellaneous.**

1. The capacities/throughputs listed in Section A, D, and E, excluding those in permit restrictions, are for informational purposes only and are not enforceable limits.

2. The following description of the emission processes at Cambria is for information purposes only:

This Operating Permit authorizes the Operation of an Electrical Generation Power Plant known as the Cambria Generation Facility, located in Cambria Township, Cambria County. The main sources at this facility are two (2) circulating fluidized bed (CFB) waste coal-fired boilers (Source IDs 031 and 032), with maximum fuel heat inputs of 630 MMBtu/hour, each, which power a single electrical generator. Net electrical output from the twin boiler system is 87-MW. Emissions from the CFB boilers are controlled by limestone fed into the fluidized bed to control SO₂ emissions, selective non-catalytic reduction systems (SNCR) and low combustion temperatures to control NO_x emissions, flash dryer absorber (FDA), coarse particulate cyclone separation with reinjection into the bed, followed by shake and deflate cleaned fabric filters to control PM emissions and further control SO₂ emissions. Collection of SO₂ and acid gases, including hydrochloric acid and hydrofluoric acid by calcium in the limestone takes place in the boiler. FDA, cyclone, and fabric filter. Low grade virgin coal is also burned in the boilers as necessary, and natural gas is combusted during startup and emergencies. Collection of SO₂ and acid gases takes place in the boiler FDA, cyclone, and fabric filter.

Supporting equipment at this site includes one 98.38 MMBtu/hr NG-fired boiler, fuel preparation equipment, ash handling pile, a limestone handling system, fuel conveying equipment, and one 210-bhp, diesel firewater pump.

3. The Acid Rain Permit application is attached to this TVOP as Attachment 1, as instructed by EPA, Region 3.

4. Emissions from fuel conveying equipment includes dust from trucks

5. Insignificant Sources at the facility are:

- 1-550 gallon diesel tank (FML03)
- 1-550 gallon kerosene tank (FML04)
- 1-240 gallon gasoline tank (FML05)
- 1-350 gallon diesel tank (FML06)
- Air conditioning and ventilation systems
- Routine office equipment
- Road paving activities - maintenance
- Building interior and exterior painting - maintenance
- Portable kerosene space heaters
- Power washers and water pumps - maintenance
- Small gasoline powered electric generators - maintenance
- Diesel- and gasoline-powered welders - maintenance
- Maintenance shop equipment
- Surface impoundment (no VOC detected in water samples)
- Cooling towers (very low TDS detected in water samples)
- Baghouse purge fan - maintenance
- CEM calibration gas venting
- Natural gas relief valves
- Firefighting system
- Propane cooking grill
- Pneumatic system vacuum blowers
- Water treatment decarbonator
- Lube oil consoles and storage
- Hydraulic oil consoles and storage

6. PADEP methodology for duration of observation and reduction of visual opacity data observed in accordance with EPA Reference Method 9: The observer shall record observations in accordance with EPA Reference Method 9 for minimum of 60

**SECTION H. Miscellaneous.**

minutes. The data reduction methodology differs from EPA Reference Method 9 in that it does not require a single continuous time interval and does not average datum of individual observations. Visual observations in accordance with Method 9 take place every 15 seconds and are recorded for this time interval. Since the observations of 20%, or greater, can be during multiple intervals, the number of high opacity observation readings are merely counted. For an emission limitation of opacity not to exceed 20% for a period aggregating more than three minutes in any 1 hour, a total of 13 observations greater than 20% would exceed this standard.

7. On June 29, 2015, the Supreme Court of the United States remanded the case of an appeal regarding Subpart UUUUU, MICHIGAN ET AL. v. ENVIRONMENTAL PROTECTION AGENCY ET AL. to The United States Court of Appeals for the District of Columbia Circuit for reexamination. The subpart was not vacated by this decision and remains an applicable requirement at the time of issuance of this permit. Should the language of Subpart UUUUU be modified, the current requirements of the subpart shall supersede the requirements of the subpart at the time of issue of this permit.



***** End of Report *****

Facility (Source) Cambria Cogen Company

Permit Requirements

STEP 3

Read the standard requirements.

(1) The designated representative of each affected source and each affected unit at the source shall:

(i) Submit a complete Acid Rain permit application (including a compliance plan) under 40 CFR part 72 in accordance with the deadlines specified in 40 CFR 72.30; and

(ii) Submit in a timely manner any supplemental information that the permitting authority determines is necessary in order to review an Acid Rain permit application and issue or deny an Acid Rain permit;

(2) The owners and operators of each affected source and each affected unit at the source shall:

(i) Operate the unit in compliance with a complete Acid Rain permit application or a superseding Acid Rain permit issued by the permitting authority; and

(ii) Have an Acid Rain Permit.

Monitoring Requirements

(1) The owners and operators and, to the extent applicable, designated representative of each affected source and each affected unit at the source shall comply with the monitoring requirements as provided in 40 CFR part 75.

(2) The emissions measurements recorded and reported in accordance with 40 CFR part 75 shall be used to determine compliance by the source or unit, as appropriate, with the Acid Rain emissions limitations and emissions reduction requirements for sulfur dioxide and nitrogen oxides under the Acid Rain Program.

(3) The requirements of 40 CFR part 75 shall not affect the responsibility of the owners and operators to monitor emissions of other pollutants or other emissions characteristics at the unit under other applicable requirements of the Act and other provisions of the operating permit for the source.

Sulfur Dioxide Requirements

(1) The owners and operators of each source and each affected unit at the source shall:

(i) Hold allowances, as of the allowance transfer deadline, in the source's compliance account (after deductions under 40 CFR 73.34(c)), not less than the total annual emissions of sulfur dioxide for the previous calendar year from the affected units at the source; and

(ii) Comply with the applicable Acid Rain emissions limitations for sulfur dioxide.

(2) Each ton of sulfur dioxide emitted in excess of the Acid Rain emissions limitations for sulfur dioxide shall constitute a separate violation of the Act.

(3) An affected unit shall be subject to the requirements under paragraph (1) of the sulfur dioxide requirements as follows:

(i) Starting January 1, 2000, an affected unit under 40 CFR 72.6(a)(2); or

(ii) Starting on the later of January 1, 2000 or the deadline for monitor certification under 40 CFR part 75, an affected unit under 40 CFR 72.6(a)(3).

Facility (Source) Cambria Cogen Company

Sulfur Dioxide Requirements, Cont'd.

STEP 3, Cont'd.

(4) Allowances shall be held in, deducted from, or transferred among Allowance Tracking System accounts in accordance with the Acid Rain Program.

(5) An allowance shall not be deducted in order to comply with the requirements under paragraph (1) of the sulfur dioxide requirements prior to the calendar year for which the allowance was allocated.

(6) An allowance allocated by the Administrator under the Acid Rain Program is a limited authorization to emit sulfur dioxide in accordance with the Acid Rain Program. No provision of the Acid Rain Program, the Acid Rain permit application, the Acid Rain permit, or an exemption under 40 CFR 72.7 or 72.8 and no provision of law shall be construed to limit the authority of the United States to terminate or limit such authorization.

(7) An allowance allocated by the Administrator under the Acid Rain Program does not constitute a property right.

Nitrogen Oxides Requirements

The owners and operators of the source and each affected unit at the source shall comply with the applicable Acid Rain emissions limitation for nitrogen oxides.

Excess Emissions Requirements

(1) The designated representative of an affected source that has excess emissions in any calendar year shall submit a proposed offset plan, as required under 40 CFR part 77.

(2) The owners and operators of an affected source that has excess emissions in any calendar year shall:

(i) Pay without demand the penalty required, and pay upon demand the interest on that penalty, as required by 40 CFR part 77; and

(ii) Comply with the terms of an approved offset plan, as required by 40 CFR part 77.

Recordkeeping and Reporting Requirements

(1) Unless otherwise provided, the owners and operators of the source and each affected unit at the source shall keep on site at the source each of the following documents for a period of 5 years from the date the document is created. This period may be extended for cause, at any time prior to the end of 5 years, in writing by the Administrator or permitting authority:

(i) The certificate of representation for the designated representative for the source and each affected unit at the source and all documents that demonstrate the truth of the statements in the certificate of representation, in accordance with 40 CFR 72.24; provided that the certificate and documents shall be retained on site at the source beyond such 5-year period until such documents are superseded because of the submission of a new certificate of representation changing the designated representative;

Facility (Source) Cambria Cogen Company

Recordkeeping and Reporting Requirements, Cont'd.

STEP 3, Cont'd.

- (ii) All emissions monitoring information, in accordance with 40 CFR part 75, provided that to the extent that 40 CFR part 75 provides for a 3-year period for recordkeeping, the 3-year period shall apply.
 - (iii) Copies of all reports, compliance certifications, and other submissions and all records made or required under the Acid Rain Program; and,
 - (iv) Copies of all documents used to complete an Acid Rain permit application and any other submission under the Acid Rain Program or to demonstrate compliance with the requirements of the Acid Rain Program.
- (2) The designated representative of an affected source and each affected unit at the source shall submit the reports and compliance certifications required under the Acid Rain Program, including those under 40 CFR part 72 subpart I and 40 CFR part 75.

Liability

- (1) Any person who knowingly violates any requirement or prohibition of the Acid Rain Program, a complete Acid Rain permit application, an Acid Rain permit, or an exemption under 40 CFR 72.7 or 72.8, including any requirement for the payment of any penalty owed to the United States, shall be subject to enforcement pursuant to section 113(c) of the Act.
- (2) Any person who knowingly makes a false, material statement in any record, submission, or report under the Acid Rain Program shall be subject to criminal enforcement pursuant to section 113(c) of the Act and 18 U.S.C. 1001.
- (3) No permit revision shall excuse any violation of the requirements of the Acid Rain Program that occurs prior to the date that the revision takes effect.
- (4) Each affected source and each affected unit shall meet the requirements of the Acid Rain Program.
- (5) Any provision of the Acid Rain Program that applies to an affected source (including a provision applicable to the designated representative of an affected source) shall also apply to the owners and operators of such source and of the affected units at the source.
- (6) Any provision of the Acid Rain Program that applies to an affected unit (including a provision applicable to the designated representative of an affected unit) shall also apply to the owners and operators of such unit.
- (7) Each violation of a provision of 40 CFR parts 72, 73, 74, 75, 76, 77, and 78 by an affected source or affected unit, or by an owner or operator or designated representative of such source or unit, shall be a separate violation of the Act.

Effect on Other Authorities

No provision of the Acid Rain Program, an Acid Rain permit application, an Acid Rain permit, or an exemption under 40 CFR 72.7 or 72.8 shall be construed as:

- (1) Except as expressly provided in title IV of the Act, exempting or excluding the owners and operators and, to the extent applicable, the designated representative of an affected source or affected unit from compliance with any other provision of the Act, including the provisions of title I of the Act relating

Facility (Source) Cambria Cogen Company

Effect on Other Authorities, Cont'd.

STEP 3, Cont'd.

to applicable National Ambient Air Quality Standards or State Implementation Plans;
 (2) Limiting the number of allowances a source can hold; *provided*, that the number of allowances held by the source shall not affect the source's obligation to comply with any other provisions of the Act;
 (3) Requiring a change of any kind in any State law regulating electric utility rates and charges, affecting any State law regarding such State regulation, or limiting such State regulation, including any prudence review requirements under such State law;
 (4) Modifying the Federal Power Act or affecting the authority of the Federal Energy Regulatory Commission under the Federal Power Act; or,
 (5) Interfering with or impairing any program for competitive bidding for power supply in a State in which such program is established.

Certification

STEP 4
 Read the certification statement, sign, and date.

I am authorized to make this submission on behalf of the owners and operators of the affected source or affected units for which the submission is made. I certify under penalty of law that I have personally examined, and am familiar with, the statements and information submitted in this document and all its attachments. Based on my inquiry of those individuals with primary responsibility for obtaining the information, I certify that the statements and information are to the best of my knowledge and belief true, accurate, and complete. I am aware that there are significant penalties for submitting false statements and information or omitting required statements and information, including the possibility of fine or imprisonment.

Name Robert N. Simmerman	
Signature 	Date 1-23-12