Iowa Department of Natural Resources
Title V Operating Permit

Name of Permitted Facility: BFC Electric Company, LLC
Facility Location: 4120 Booth Street SW, Cedar Rapids, IA 50403
Air Quality Operating Permit Number: 01-TV-023R1
Expiration Date: September 30, 2015

Permit Renewal Application Deadline: March 29, 2015

EIQ Number: 92-6882
Facility File Number: 57-01-125

Responsible Official
Name: Andrew Hart
Title: Plant Manager
Mailing Address: 4120 Booth Street SW, Cedar Rapids, IA 50403
Phone #: (319) 366-5801

Permit Contact Person for the Facility
Name: Andrew Hart
Title: Plant Manager
Mailing Address: 4120 Booth Street SW, Cedar Rapids, IA 50403
Phone #: (319) 366-5801

This permit is issued in accordance with 567 Iowa Administrative Code Chapter 22, and is issued subject to the terms and conditions contained in this permit.

For the Director of the Department of Natural Resources

_____

Douglas A. Campbell, Supervisor of Air Operating Permits Section Date

Table of Contents

Abbreviations

acfm.....actual cubic feet per minute
ATI.....authorization to install
CFR.....Code of Federal Regulation
^{o}F.....degrees Fahrenheit
EIQ.....emissions inventory questionnaire
gr./dscf .....grains per dry standard cubic foot
gr./100 cf.....grains per one hundred cubic feet
IAC.....Iowa Administrative Code
IDNR.....Iowa Department of Natural Resources
LCPH .....Linn County Public Health
LCO.....Linn County Ordinance
MVAC.....motor vehicle air conditioner
NSPS.....new source performance standard
ppmv .....parts per million by volume
PTO.....permit to operate
lb./hr.....pounds per hour
lb./MMBtu .....pounds per million British thermal units
scfm.....standard cubic feet per minute
TPY .....Tons per year
USEPA.....United States Environmental Protection Agency

Pollutants
PM.....particulate matter
PM_{10} .....particulate matter ten microns or less in diameter
SO_2 .....sulfur dioxide
NO_x .....nitrogen oxides
VOC .....volatile organic compound
CO.....carbon monoxide
HAP.....hazardous air pollutant

I. Facility Description and Equipment List

Facility Name: **BFC Electric Company, LLC**
Permit Number: 01-TV-23R1
Facility Description: **Biofuel Electric Generation Plant**

Equipment List

Emission Point Number	Associated Emission Unit(s) Number (s)	Associated Emission Unit Description
BP01	**01**	**Gasification By-Pass Stack**
EP01	**01**	**Boiler (Natural Gas)**
EP01	**01**	**Gasification/Boiler Stack**
EP02	**02**	**Fuel Storage Silos**
EP03	**03**	**Fuel Receiver Cyclone**
EP04	**04**	**Ash Silo**
FUG1	**20**	**Fuel Handling Area**
FUG2	**21**	**Fuel Conveying**

Insignificant Equipment List

Insignificant Emission Unit Number	Insignificant Emission Unit Description
EU10	**Diesel Tank**
EU11	**Space Heater 1**
EU12	**Space Heater 2**
EU13	**Space Heater 3**
EU14	**Space Heater 4**
EU15	**Maintenance Welding**
EU16	**Preheat Burner**
EU17	**Oil Storage Cabinet**
EU22	**Ash Loadout**

II. Plant-Wide Conditions

Facility Name: **BFC Electric Company, LLC**
Permit Number: 01-TV-023R1

Permit conditions are established in accord with 567 Iowa Administrative Code rule 22.108

Permit Duration

The term of this permit is: 5 years.
Commencing on: September 30, 2010
Ending on: September 29, 2015

Amendments, modifications and reopenings of the permit shall be obtained in accordance with 567 Iowa Administrative Code rules 22.110 - 22.114. Permits may be suspended, terminated, or revoked as specified in 567 Iowa Administrative Code Rules 22.115.

Emission Limits
Unless specified otherwise in the Source Specific Conditions, the following limitations and supporting regulations apply to all emission points at this plant:

Opacity (visible emissions): 20% opacity
Authority for Requirement: LCO 10.7

Sulfur Dioxide (SO_2): 500 parts per million by volume
Authority for Requirement: 567 IAC 23.3(3)"e"
LCO 10.12(2)

Particulate Matter: No person shall cause or allow the emission of particulate matter from any source in excess of the emission standards specified in this chapter, except as provided in 567 – Chapter 24. For sources constructed, modified or reconstructed after July 21, 1999, the emission of particulate matter from any process shall not exceed an emission standard of 0.1 grain per dry standard cubic foot of exhaust gas, except as provided in 567 – 21.2(455B), 23.1(455B), 23.4(455B) and 567 – Chapter 24.

For sources constructed, modified or reconstructed prior to July 21, 1999, the emission of particulate matter from any process shall not exceed the amount determined from Table I, or amount specified in a permit if based on an emission standard of 0.1 grain per standard cubic foot of exhaust gas or established from standards provided in 23.1(455B) and 23.4(455B).
Authority for Requirement: 567 IAC 23.3(2)"a"

Fugitive Dust: Attainment and Unclassified Areas - No person shall allow, cause or permit any materials to be handled, transported or stored; or a building, its appurtenances or a construction haul road to be used, constructed, altered repaired or demolished, with the exception of farming operations or dust generated by ordinary travel on unpaved public roads, without taking

reasonable precautions to prevent particulate matter in quantities sufficient to create a nuisance, as defined in Iowa Code section 657.1, from becoming airborne. All persons, with the above exceptions, shall take reasonable precautions to prevent the discharge of visible emissions of fugitive dusts beyond the lot line of the property on which the emissions originate. The highway authority shall be responsible for taking corrective action in those cases where said authority has received complaints of or has actual knowledge of dust conditions which require abatement pursuant to this subrule. Reasonable precautions may include, but not limited to, the following procedures.

1. Use, where practical, of water or chemicals for control of dusts in the demolition of existing buildings or structures, construction operations, the grading of roads or the clearing of land.
2. Application of suitable materials, such as but not limited to asphalt, oil, water or chemicals on unpaved roads, material stockpiles, race tracks and other surfaces which can give rise to airborne dusts.
3. Installation and use of containment or control equipment, to enclose or otherwise limit the emissions resulting from the handling and transfer of dusty materials, such as but not limited to grain, fertilizers or limestone.
4. Covering at all times when in motion, open-bodied vehicles transporting materials likely to give rise to airborne dusts.
5. Prompt removal of earth or other material from paved streets or to which earth or other material has been transported by trucking or earth-moving equipment, erosion by water or other means.
6. Reducing the speed of vehicles traveling over on-property surfaces as necessary to minimize the generation of airborne dusts.

Authority for Requirement: 567 IAC 23.3(2)"c"
LCO 10.13

Compliance Plan

The owner/operator shall comply with the applicable requirements listed below. The compliance status is based on information provided by the applicant.

Unless otherwise noted in Section III of this permit, BFC Electric Company, LLC, is in compliance with all applicable requirements and shall continue to comply with all such requirements. For those applicable requirements which become effective during the permit term, BFC Electric Company, LLC, shall comply with such requirements in a timely manner.
Authority for Requirement: 567 IAC 22.108(15)

Section 112(j) of the Clean Air Act (MACT Hammer) Compliance Plan

These emissions units are of the source type regulated by the National Emission Standard for Hazardous Air Pollutants (NESHAP) for Industrial, Commercial, and Institutional Boilers and Process Heaters (567 IAC 23.1(4)"dd", 40 CFR Part 63, Subpart DDDDD). On July 30, 2007, the DC Circuit Court vacated this entire standard. Since the standard has been vacated, the units may be subject to the requirements of section 112(j) of the Clean Air Act. Section 112(j)

requires the facility to submit an application addressing the control of HAP emissions from these units and also requires that the MACT (Maximum Achievable Control Technology) be incorporated into the facility's Title V operating permit. The DNR is not requiring affected facilities to submit 112(j) applications at this time. However, the DNR recommends that affected facilities submit the minimum information to satisfy 112(j) application requirements. The DNR is suggesting submittal of this information by January 31, 2009, because this date is 18 months from the date the D.C. Court issued its mandate. (Refer to the Air Quality Bureau letter dated December 31, 2008 for additional detail.)

Authority for Requirement: 40 CFR 63.52; 567 IAC 23.1(4)"b"(2)

III. Emission Point-Specific Conditions

Facility Name: **BFC Electric Company**
PermitNumber: 01-TV-023R1

Emission Point ID Number: BP01

Associated Equipment

Associated Emission Unit ID Numbers: 01

Applicable Requirements

Emission Unit vented through this Emission Point: 01
Emission Unit Description: Gasification By-Pass Stack
Raw Material/Fuel: Natural Gas, Alternative Waste
Rated Capacity: 0.1 MMCF/hr, 10 ton/hr

Emission Limits (lb./hr, gr./dscf, lb./MMBtu, % opacity, etc.)
The emissions from this emission point shall not exceed the levels specified below.

Pollutant: Opacity
Emission Limit(s): 20%
Authority for Requirement: LCPH ATI 4213 / PTO 4238
LCO 10.7

Operational Limits & Requirements
The owner/operator of this equipment shall comply with the operational limits & requirements listed below.

Control Device:
A gas flare shall be used to control emissions associated with gasifier trip events. The flare shall be maintained at the ready at all times. All appropriate probes and gauges needed to measure the parameters outlined in Compliance Monitoring shall be installed and maintained in a good operating condition.
Authority for Requirement: LCPH ATI 4213 / PTO 4238

Compliance Monitoring:
The following information shall be monitored:

- Flare temperature when in operation

All monitors shall be easily accessible to air pollution personnel.
Authority for Requirement: LCPH ATI 4213 / PTO 4238

Record keeping Requirements:
A logbook of operations shall be maintained for this source. The following information shall be recorded and kept on site for a period of no less than five years, unless noted otherwise.

- Records of all gasifier bypass emission episodes including date, time, duration and reason.
- Records of all maintenance and repair completed on the control device.

These records shall be available on site for viewing by air pollution control personnel.
Authority for Requirement: LCPH ATI 4213 / PTO 4238

Reporting:

- Submit an oral report within 8 hours, or at the start of the first working day following an event where the flare has operated in order to control a bypass emission event.
- Submit a written report within 7 days as a follow-up to the above oral report requirement detailing the event which lead to the bypass emission and flare operation.
- Submit excess emission reports as required in Linn County Ordinance, Chapter 10, Section 14.

Authority for Requirement: LCPH ATI 4213 / PTO 4238

Monitoring Requirements
The owner/operator of this equipment shall comply with the monitoring requirements listed below.

Opacity Monitoring:
The facility shall check the opacity weekly during a period when the emission unit on this emission point is at or near full capacity and record the reading. Maintain a written record of the observation and any action resulting from the observation for a minimum of five years. Opacity shall be observed to ensure that no visible emissions occur during the material handling operation of the unit. If visible emissions are observed corrective action will be taken as soon as possible, but no later than eight hours from the observation of visible emissions. If corrective action does not return the observation to no visible emissions, then a Method 9 observation will be required.

If an opacity (>20 %) is observed, this would be a violation and corrective action will be taken as soon as possible, but no later than eight hours from the observation of visible emissions. If weather conditions prevent the observer from conducting an opacity observation, the observer shall note such conditions on the data observation sheet. At least three attempts shall be made to retake opacity readings at approximately 2-hour intervals throughout the day. If all observation attempts for a week have been unsuccessful due to weather, an observation shall be made the next operating day where weather permits.
Authority for Requirement: 567 IAC 22.108(13)

Agency Approved Operation & Maintenance Plan Required? **Yes** ☐ **No** ☒

Facility Maintained Operation & Maintenance Plan Required? **Yes** ☐ **No** ☒

Compliance Assurance Monitoring (CAM) Plan Required? **Yes** ☒ **No** ☐

Authority for Requirement: 567 IAC 22.108(3)

Emission Point ID Number: EP 01

Associated Equipment

Associated Emission Unit ID Numbers: 01
Emissions Control Equipment ID Number: CE-01, CE-02
Emissions Control Equipment Description: Electrostatic Precipitator, Baghouse
Continuous Emissions Monitors ID Numbers: ME-01

Applicable Requirements

Emission Unit vented through this Emission Point: 01
Emission Unit Description: Boiler
Raw Material/Fuel: Natural Gas, Alternative Waste
Rated Capacity: 0.10 MMCF/hr, 10 ton/hr

Emission Limits (lb./hr, gr./dscf, lb./MMBtu, % opacity, etc.)
The emissions from this emission point shall not exceed the levels specified below.

Pound/hour standards expressed as the average of 3 runs.
Ton per year standards are a 12-month rolling total.

Pollutant: Opacity
Emission Limit(s): 20%
Authority for Requirement: LCPH ATI 4741 / PTO 4990
LCO 10.7

Pollutant: PM-10
Emission Limit(s): 35.2 lb/hr, 154.18 tpy
Authority for Requirement: LCPH ATI 4741 / PTO 4990

Pollutant: Particulate Matter
Emission Limit(s): 0.352 lb/MMBtu, 35.2 lb/hr, 154.18 tpy
Authority for Requirement: LCPH ATI 4741 / PTO 4990
LCO 10.8(2)

Pollutant: Sulfur Dioxide (SO_2)
Emission Limit(s): 30.00 lb/hr, 131.40 tpy
Authority for Requirement: LCPH ATI 4741 / PTO 4990

Pollutant: Nitrogen Oxide (NO_x)
Emission Limit(s): 56.85 lb/hr, 249.00 tpy
Authority for Requirement: LCPH ATI 4741 / PTO 4990

Pollutant: Volatile Organic Compounds (VOC)
Emission Limit(s): 56.85 lb/hr, 249.00 tpy
Authority for Requirement: LCPH ATI 4741 / PTO 4990

Pollutant: Carbon Monoxide (CO)
Emission Limit(s): 56.85 lb/hr, 249.00 tpy
Authority for Requirement: LCPH ATI 4741 / PTO 4990

Operational Limits & Requirements

The owner/operator of this equipment shall comply with the operational limits and requirements listed below.

Control Device:

An electrostatic precipitator followed by an inline baghouse shall be used to control particulate matter emissions. The control equipment shall be maintained properly and operated at all times the air pollution source is in operation. Proper use of fuels combustion practices will be utilized to control SO2, NOx and CO emissions below PSD levels as outlined in Section 11 "Emission Limits" of this permit. Limestone addition shall be utilized for solids make-up to the fluidized bed boiler unit. The appropriate make-up rate of limestone addition was determined during HCl testing and must be continued on an ongoing basis. All appropriate probes, monitors and gauges needed to measure the parameters outlined in "Operating Condition Monitoring and Recordkeeping" shall be installed, maintained and operating during the operation of the emission unit and control device at all times.
Authority for Requirement: LCPH ATI 4741 / PTO 4990

NSPS and NESHAP Applicability:

- This emission unit may be subject to the NSPS on Commercial / Industrial Solid Waste Incineration (CISWI) Units.
- This emission unit may also be subject to the National Emission Standards for Hazardous Air Pollutants (NESHAP) Subpart A, General Provisions and Subpart DDDDD, Standards for Industrial, Commercial, and Institutional Boilers and Process Heaters. Whether a given facilty is regulated as a boiler or a waste combustor depends on a final decision on the nonhazardous waste definition. EPA was directed by court order to propose rules for these categories by April 29, 2010 and take final action on this matter by December 16, 2010.

Authority for Requirement: LCPH ATI 4741 / PTO 4990

Operating Limits:

1. This facility shall comply with the requirements of NESHAP Subpart DDDDD
2. Energy Input: 100 MMBtu/hr
3. Production Output: 5.3 MW/hr (maximum while gasifying solid fuels)
4. The maximum production output shall be limited to an average of 5.3 megawatts/hour, not to exceed 5.565 based on a 24-hour average while burning natural gas for the duration of this operating permit.

5. Preheater shall be used only for cold startup-up and emergency purposes.

Authority for Requirement: LCPH ATI 4741 / PTO 4990

Biomass & Alternative Fuel Limitations:

The following fuels have been approved for use in this source. All other proposed fuels must be given specific approval by permit modification before use is allowed.

This source shall be limited to the following biomass and/or alternative fuel types for gasification:

- Natural gas, seed corn, seed corn bags, old corrugated cardboard reject (OCCR) from Cedar River Paper Company, wood pallets, poly coated paper, mixed paper product, feminine napkin waste product, soybeans, sunflower seeds, used and unused oil filter paper, oat hulls, railroad tie chips.

Any additional biomass and/or alternative fuel streams being considered for gasification shall comply with the following limitations:

- Biomass fuel material is defined as any organic substance other than oil, natural gas or coal. Fuel does not exclude processed products of oil, natural gas, or coal. Examples include wood pallets; clean wood, industrial process or manufacturing wastes, grain, crop residue, etc.
- Fuel shall not include household waste, such as material, including yard waste, discarded by single and multiple residential dwellings, hotels, motels or temporary housing facilities.
- Fuel shall not include commercial/retail waste such as material discarded by stores, offices, restaurants, warehouses, non-manufacturing activities at industrial facilities and other similar establishments.
- Fuel shall not include institutional waste such as material discarded by schools, non-medical waste discarded by hospitals, material discarded by non-manufacturing activities at prisons, government facilities and other similar establishments.
- Fuel shall not include refuse-derived fuel which is defined as a type of municipal solid waste produced by processing municipal solid waste through shredding and size classification. This includes all classes of refuse-derived fuel including low-density fluff refuse-derived fuel through densified refuse-derived fuel and pelletized refuse derived fuel.

Authority for Requirement: LCPH ATI 4741 / PTO 4990

Biomass & other Alternative Fuel Approval Process:

Each new biomass &/or alternative fuel stream shall receive written approval from this department prior to utilization. For each new fuel stream the following shall be submitted to this department at least fifteen (15) days prior to anticipated fuel usage.

1. Written summary of fuel description, fuel origination, approximate quantity to be received, and fuel consistency assurance.
2. A proximate and ultimate analysis from a representative fuel sample. Test results shall include moisture, ash, carbon, hydrogen, sulfur, nitrogen, oxygen, chlorine, arsenic, beryllium, cadmium, chromium, copper, lead, mercury, and nickel.
3. Fuel analysis shall be performed in order to compare to the tested baseline fuel mixture and determine if the new fuel will adversely affect the emission rate.
4. Submittal shall include a copy of BFC Gas & Electric's acceptance evaluation of the fuel.
5. Stack testing may be required before final approval is granted, if in the opinion of the Air Pollution Control Officer, emissions can not be accurately determined by other means.

After initial approval of a fuel stream, no further approvals are required as long as the fuel stream does not change significantly from what was originally submitted. The fuel composition, moisture content and ratios of the fuel mixture combusted shall remain consistent with the levels that demonstrated compliance during the stack testing. This department reserves the right to require testing of fuels, ceasing use of fuel streams, or any other actions necessary to ensure continued compliance.
Authority for Requirement: LCPH ATI 4741 / PTO 4990

Operating Condition Monitoring and Recordkeeping:
All records as required by this permit shall be kept on-site for a minimum of five (5) years and shall be available for inspection by the Linn County Air Quality Division and other federal or state air pollution regulatory agencies and their authorized representatives.

1) Monitor and record on a daily basis the hourly average megawatt output.
2) Monitor and record on a daily basis the inspection of the ESP rapper operation.
3) Monitor and record on a daily basis the inspection of the ESP T-R set operation
4) Monitor and record on a daily basis the inspection of the ESP ash removal system operation.
5) Monitor and record on a daily basis limestone addition rates to the fluidized bed of the gasifier.
6) Monitor and record on a Bi-monthly basis the inspection of T-R set control system.
7) Monitor and record on a Bi-monthly basis the inspection of rapper control system.
8) Monitor and record on a monthly basis the hours the preheater was operated and corresponding reason for its use.
9) Monitor and record on a daily basis the type and quantity of biomass & alternative fuel combusted.
10) Maintain a record of all maintenance completed on all control equipment.
11) Maintain records of all gasifier malfunctions episodes (i.e. “trip”) including date, time and reason.
12) An initial notification report for NESHAP Subpart DDDDD shall be done according to 40 CFR 63.7545.
13) Recordkeeping for NESHAP Subpart DDDDD shall be done according to 40 CFR 63.7555.

Authority for Requirement: LCPH ATI 4741 / PTO 4990

Continuous Emission Monitoring

A continuous opacity monitor (COM) was required to be installed on, or before April 7, 2001. The COM hardware was installed on April 9, 2001, and the monitor was certified on April 12, 2001. This monitor shall operate on a continuous basis and follow the operational, monitoring, testing, recordkeeping and reporting requirements as specified under 40 CFR Part 75 for Continuous Emissions Monitoring.

BFC Electric, LLC shall notify the Linn County Air Quality Division not less than 30 days prior to performance evaluation of the continuous emission monitors. Results shall be submitted in a written report within 30 days after completion of testing.

All applicable monitoring, recording and reporting requirements of 40 CFR 75 must be completed. This includes, but is not limited to the following:

Recording Requirement	**Frequency**	**Reference**
Operating parameter record provisions	Hourly	40 CFR 75.57(b)(1-7)
Opacity Records	Continuous	40 CFR 75.57(f)(1-5)
Missing Data Records	Each occurrence	40 CFR 75.57(h)
All appropriate QA/QC procedures on COM		40 CFR 60, Appendix B Performance Specification 1

Reporting Requirement	**Frequency**	**Reference**
Initial certification & recertification test notifications	45 days prior to test	40 CFR 75.61(1)
Excess Emission Reports	Each reportable occurrence	40 CFR 75.57(f) Linn County Ordinance 10.14
Quarterly Opacity Reports	30 days following the end of each quarter	40 CFR 75.64(a)

Authority for Requirement: LCPH ATI 4741 / PTO 4990

Quarterly Report Requirements

The following information shall be submitted to this department by the 30th of each month for the previous quarter (January 30, April 30, July 30 and October 30).

1) Opacity Monitor Report as outlined in 40 CFR 75

Authority for Requirement: LCPH ATI 4741 / PTO 4990

NESHAP Requirements:

See Plantwide section for reference to 40 CFR Subpart DDDDD

Emission Point Characteristics

This emission point shall conform to the specifications listed below.

Stack Height (ft, from ground): 70
Discharge Style: Vertical, unobstructed
Stack Opening (inches, diameter): 51
Exhaust Temperature (°F): 450
Exhaust Flowrate (acfm): 103,019
Authority for Requirement: LCPH ATI 4741 / PTO 4990

The temperature and flow rates are intended to be representative and characteristic of the design of the permitted emission point. The Department recognizes that the temperature and flow rate may vary with changes in the process and ambient conditions. If it is determined that any of the emission point design characteristics are different than the values stated above, the owner/operator must notify the Department and obtain a permit amendment, if required.

Monitoring Requirements

The owner/operator of this equipment shall comply with the monitoring requirements listed below.

Stack Testing:

Pollutant – Particulate Matter
1st Stack Test to be Completed by – within sixty (60) days after achieving maximum production rate and no later than August 1, 2011.
Test Method – Iowa Compliance Sampling Manual
Authority for Requirement - LCPH ATI 4741 / PTO 04990

Pollutant – PM-10
1st Stack Test to be Completed by - within sixty (60) days after achieving maximum production rate and no later than August 1, 2011.
Test Method – Method 201A with 202 (40 CFR 51)
Authority for Requirement – LCPH ATI 4741 / PTO 4990

Pollutant – Nitrogen Oxides (NO_x)
1st Stack Test to be Completed by - within sixty (60) days after achieving maximum production rate and no later than February 1, 2011.
Test Method – Method 7E (40 CFR 60)
Authority for Requirement – LCPH ATI 4741 / PTO 4990

Pollutant – Carbon Monoxide (CO)
1st Stack Test to be Completed by - within sixty (60) days after achieving maximum production rate and February 1, 2011.
Test Method – Method 10 (40 CFR 60)
Authority for Requirement – LCPH ATI 4741 / PTO 4990

Continuous Emissions Monitoring:

Pollutant – Opacity
Operational Specifications – 40 CFR Part 75
Date of Initial System Calibration and Quality Assurance – April 12, 2001
Ongoing System Calibration/Quality Assurance – 40 CFR Part 75
Reporting & Record keeping – 40 CFR Part 75
Authority for Requirement – LCPH ATI 4741 / PTO 4990

The owner of this equipment or the owner's authorized agent shall provide written notice to the Director, not less than 30 days before a required stack test or performance evaluation of a

continuous emission monitor. Results of the test shall be submitted in writing to the Director in the form of a comprehensive report within 6 weeks of the completion of the testing. 567 IAC 25.1(7)

Agency Approved Operation & Maintenance Plan Required? **Yes** ☐ **No** ☒

Facility Maintained Operation & Maintenance Plan Required? **Yes** ☐ **No** ☒

Compliance Assurance Monitoring (CAM) Plan Required? **Yes** ☒ **No** ☐

Electrostatic Precipitator Compliance Assurance Monitoring Plan

Monitoring Guidelines

The facility makes a commitment to take timely corrective action during periods of excursion where the indicators are out of range. A corrective action may include an investigation of the reason for the excursion, evaluation of the situation and necessary follow-up action to return operation within the indicator range. An excursion is determined by the averaged discrete data point over a period of time. An excursion does not necessarily indicate a violation of an applicable requirement. If the corrective action measures fail to return the indicators to the appropriate range, the facility will report the exceedance to the department and conduct source testing within 90 days of the exceedance to demonstrate compliance with applicable requirements. If the test demonstrates compliance with emission limits then new indicator ranges must be set for monitoring and the new ranges must be incorporated in the operating permit. If the test demonstrates noncompliance with emission limits, then the facility, within 60 days, proposes a schedule to implement corrective action to bring the source into compliance and demonstrate compliance.

Monitoring Methods & Corrective Actions

General

- Periodic monitoring is not required when the source is not operated for time periods greater than one day.

Continuous Monitoring Methods & Corrective Actions

- **Precipitator Malfunction Alarm**

The precipitator malfunction alarm will continuously monitor the following parameters:

1. TR Voltage
   a. TR Voltage for zone 1 shall be maintained between 20kV and 55 kV.
   b. TR Voltage for zone 2 shall be maintained between 27 kV and 55 kV.
2. TR Amperage
   a. TR Amperage for zone 1 will be maintained between 20 mA and 300 mA.
   b. TR Amperage for zone 2 will be maintained between 30 mA and 300 mA.

Corrective action measures will be implemented on the discovery of a precipitator malfunction alarm. The appropriate measures and/or action plan for remediation will be implemented within eight (8) hours, and if necessary, within an additional period of time until alternate generating capacity is available to meet consumer demand.

- **Opacity Monitoring**

Opacity is continuously monitored and recorded via readouts in the control room. Additionally, ESP performance is also continuously monitored via TR amperage and voltage readouts in the precipitator control room for each section of the ESPs.

The Continuous Opacity Monitoring System (COMS) will continuously monitor the stack gas for opacity. Corrective action measures will be implemented when the opacity exceeds twenty (20) percent for more than one non-exempted six-minute average. If exceeded during normal operations, and not during periods of startup, shutdown, or malfunction, or due to opacity equipment failure, this would be a permit violation. The appropriate measures for remediation will be implemented within eight (8) hours plus the period of time until generating capacity is available to meet consumer demand.

Daily Inspection of ESP Parameters

- Inspection of rapper operation
- Inspection of T-R set operation
- Inspection of ash removal system operation

Corrective action measures will be implemented on the occurrence of an abnormal condition. Abnormal conditions will include the following:

1. Rapper systems failure
2. T-R set failure
3. Ash transport system failure
4. High ash hopper

The appropriate measures and/or action plan for remediation will be implemented within eight (8) hours, and if necessary, within an additional period of time until alternate generating capacity is available to meet consumer demand.

Each Major Unit Overhaul

- Inspect plate and electrode alignment and adjust if necessary.
- Check plates and electrodes for excess fouling and signs of corrosion.
- Check the T-R set mechanical condition.
- Inspect the insulator housings for mechanical condition.
- Inspect internal structural components for signs of corrosion, air leakage, and mechanical failure.

Corrective action measures will be devised and implemented on the occurrence of an abnormal condition. The appropriate measures for remediation will be implemented in a timely manner.

Record keeping and Reporting

- Maintain a written/electronic record of all failures requiring corrective actions that were performed on the equipment for five years.

- Records of all planned unit outage inspections and any action resulting from these inspections will be kept for five (5) years.
- Opacity reports and supporting data will be kept in accordance with 567 IAC 25.

The following records will be maintained for a five year period to demonstrate ongoing compliance. The records will be available upon request by the regulating authority.

- Inspections of rapper operation
- Inspections of T-R set operation
- Inspections of ash removal system operation
- Inspections of rapper control system
- Inspections of T-R control system
- Records of any corrective maintenance performed on the ESP

Quality Control

- The continuous opacity monitor will be automatically calibrated for zero and span adjustments daily.
- All instruments and control equipment will be calibrated, maintained, and operated according to the manufacturer's specifications.
- An inventory of spare parts will be maintained. Parts will be re-ordered as they are used.

Authority for Requirement: 567 IAC 22.108(3)

Baghouse Compliance Assurance Monitoring Plan

Monitoring Approach

The key elements of the monitoring approach are presented in Table A. The selected performance indicators are baghouse module differential pressure and visible emissions.

Table A – Monitoring Approach

	Indicator #1	Indicator #2
I. Indicator	Differential pressure across baghouse	Visible Emissions
Measurement Approach	Differential pressure measured across baghouse by manometer.	Visible emissions from baghouse exhaust while EU 01 is operating.
II. Indicator Range	An excursion is defined as a differential pressure reading across the baghouse outside the acceptable range. The acceptable range is 2 to 8.0 inches water. Excursions trigger an inspection, corrective action and a recordkeeping requirement. The inspection that is triggered is a 6 minute visible emissions observation (similar to Method 22).	An excursion is defined as any visible emission occurring. Excursions trigger an inspection, corrective action, and a recordkeeping requirement. The inspection that is triggered is a 6 minute visible emissions observation (similar to Method 22).

III. Performance Criteria		
A. Data Representativeness	The differential pressure is measured across the baghouse.	Visible emissions observations are made at the emission point and on the external baghouse unit, system ductwork and associated components.
B. Verification of Operational Status	Manometers are considered a primary calibration source, so no calibration is necessary. However, these manometers are outdoors. Occasionally it will not be possible to collect this data due to weather conditions. If it is impossible to inspect the manometers due to weather conditions, a six minute NVE observation will be performed on the baghouse exhaust.	Not applicable.
C. QA/QC Practices and Criteria	Manometers will be maintained according to manufacturer's specifications.	The observer will be trained by BFC Electric to detect visible emissions.
D. Monitoring Frequency	The differential pressure across the baghouse will be inspected a minimum of once per day when the baghouse is operating.	No visible emissions (NVE) observations are made at the emission point and on the external baghouse unit, system ductwork and associated components on a weekly basis.
E. Data Collection Procedures	Results of baghouse differential pressure checks will be recorded on the Baghouse Data Sheet. These forms will be kept a minimum of 5 years.	Results of "no visible emissions" observations are recorded on the visible emissions log and the Baghouse Data Sheet. These forms will be kept a minimum of 5 years.

Authority for Requirement: 567 IAC 22.108(3)

Emission Point ID Number: 02

Associated Equipment

Associated Emission Unit ID Numbers: 02
Emissions Control Equipment ID Number: CE02
Emissions Control Equipment Description: Fuel Storage Baghouse

Applicable Requirements

Emission Unit vented through this Emission Point: 02
Emission Unit Description: Fuel Storage Silos
Raw Material/Fuel: Alternative Waste
Rated Capacity: 7.5 ton/hr

Emission Limits (lb./hr, gr./dscf, lb./MMBtu, % opacity, etc.)
The emissions from this emission point shall not exceed the levels specified below.

Pollutant: Opacity
Emission Limit(s): 20%
Authority for Requirement: LCPH ATI 4449 / PTO 4485
LCO 10.7

Pollutant: PM-10
Emission Limit(s): 0.02 gr/dscf, 1.13 lb/hr, 4.96 tpy
Authority for Requirement: LCPH ATI 4449 / PTO 4485

Pollutant: Particulate Matter
Emission Limit(s): 0.02 gr/dscf, 1.13 lb/hr, 4.96 tpy
Authority for Requirement: LCPH ATI 4449 / PTO 4485

Operational Limits & Requirements
The owner/operator of this equipment shall comply with the operational limits and requirements listed below.

Control Device
A cyclone and baghouse shall be used to control particulate matter emissions. The control equipment shall be maintained properly and operated at all times the air pollution source is in operation. All appropriate probes, monitors and gauges needed to measure the parameters outlined in condition 16 shall be installed, maintained and operating during the operation of the emission unit and control device at all times.
Authority for Requirement: LCPH ATI 4449 / PTO 4485

NSPS and NESHAP Applicability

- This emission unit is not subject to the New Source Performance Standards (NSPS).
- This emission unit is not subject to the National Emission Standards for Hazardous Air Pollutants (NESHAP).

Authority for Requirement: LCPH ATI 4449 / PTO 4485

Operating Limits

Any increase in the capacity of this unit or addition of any emission units shall require a new Authorization to Install permit to be applied for.
Authority for Requirement: LCPH ATI 4449 / PTO 4485

Operating Condition Monitoring and Recordkeeping

All records as required by this permit shall be kept on-site for a minimum of five (5) years and shall be available for inspection by the Linn County Air Quality Division and other federal or state air pollution regulatory agencies and their authorized representatives.

- Daily pressure drop readings
- Daily opacity observations while in operation (non CFR Reference Method 9)*

* If visible emissions are observed, corrective actions shall take place within 8 hours of the observation or by the start of the next working day.
Authority for Requirement: LCPH ATI 4449 / PTO 4485

Emission Point Characteristics

Stack Height (ft, from ground): 55
Discharge Style: Horizontal
Stack Opening (inches, diameter): 12 x 14
Exhaust Temperature (°F): Ambient
Exhaust Flowrate (acfm): 6600
Authority for Requirement: LCPH ATI 4449 / PTO 4485

The temperature and flow rate are intended to be representative and characteristic of the design of the permitted emission point. The Department recognizes that the temperature and flow rate may vary with changes in the process and ambient conditions. If it is determined that any of the emission point design characteristics are different than the values stated above, the owner/operator must notify the Department and obtain a permit amendment, if required.

Monitoring Requirements

The owner/operator of this equipment shall comply with the monitoring requirements listed below.

Opacity Monitoring:

The facility shall check the opacity weekly during a period when the emission unit on this emission point is at or near full capacity and record the reading. Maintain a written record of the

observation and any action resulting from the observation for a minimum of five years. Opacity shall be observed to ensure that no visible emissions occur during the material handling operation of the unit. If visible emissions are observed corrective action will be taken as soon as possible, but no later than eight hours from the observation of visible emissions. If corrective action does not return the observation to no visible emissions, then a Method 9 observation will be required.

If an opacity (>20 %) is observed, this would be a violation and corrective action will be taken as soon as possible, but no later than eight hours from the observation of visible emissions. If weather conditions prevent the observer from conducting an opacity observation, the observer shall note such conditions on the data observation sheet. At least three attempts shall be made to retake opacity readings at approximately 2-hour intervals throughout the day. If all observation attempts for a week have been unsuccessful due to weather, an observation shall be made the next operating day where weather permits.

Authority for Requirement: 567 IAC 22.108(14)

Agency Approved Operation & Maintenance Plan Required? **Yes** ☐ **No** ☒

Facility Maintained Operation & Maintenance Plan Required? **Yes** ☒ **No** ☐

Compliance Assurance Monitoring (CAM) Plan Required? **Yes** ☐ **No** ☒

Facility operation and maintenance plans must be sufficient to yield reliable data from the relevant time period that are representative of the source's compliance with the applicable requirements.

The data pertaining to the plan shall be maintained on site for at least 5 years. The plan and associated recordkeeping provides documentation of this facility's implementation of its obligation to operate according to good air pollution control practice.

Good air pollution control practice is achieved by adoption of quality control standards in the operation and maintenance procedures for air pollution control that are comparable to industry quality control standards for the production processes associated with this emission point.

Authority for Requirement: 567 IAC 22.108(3)

Emission Point ID Number: 03

Associated Equipment

Associated Emission Unit ID Numbers: 03
Emissions Control Equipment ID Number: CE03
Emissions Control Equipment Description: Fuel Receiving Baghouse

Applicable Requirements

Emission Unit vented through this Emission Point: 03
Emission Unit Description: Fuel Receiver Cyclone
Raw Material/Fuel: Alternative Fuel
Rated Capacity: 7.2 ton/hr

Emission Limits (lb./hr, gr./dscf, lb./MMBtu, % opacity, etc.)
The emissions from this emission point shall not exceed the levels specified below.

Pollutant: Opacity
Emission Limit(s): 20%
Authority for Requirement: LCPH ATI 3628 / PTO 3757
LCO 10.7

Pollutant: Particulate Matter
Emission Limit(s): 0.1 gr/scf
Authority for Requirement: 567 IAC 23.3(2)"a"(2)
LCO 10.9(1)"a"

Operational Limits & Requirements
The owner/operator of this equipment shall comply with the operational limits and requirements listed below.

Control Device:
A baghouse shall be used to control particulate emissions. The control equipment shall be maintained on this source in a good operating condition at all times. All appropriate probes and gauges needed to measure the parameters outlined under "Compliance Monitoring" shall be installed and maintained in a good operating condition.
Authority for Requirement: LCPH ATI 3628 / PTO 3757

Operating Limits:
Airflow to the baghouse shall be limited to 2604 scfm. Any increase in airflow would be considered a major modification and would necessitate a new authorization to install permit.

Authority for Requirement: LCPH ATI 3628 / PTO 3757

Compliance Monitoring:
The following information shall be monitored:
- Daily pressure drop readings and visual check of stack discharge

All monitors shall be easily accessible to air pollution personnel.
Authority for Requirement: LCPH ATI 3628 / PTO 3757

Record keeping Requirements:
A logbook of operations shall be maintained for this source. The following information shall be recorded and kept on site for a period of no less than five years, unless noted otherwise.
- Daily pressure drop readings and visual check of stack discharge
- Records of all maintenance and repair completed on the control device

These records shall be available on site for viewing by air pollution control personnel.
Authority for Requirement: LCPH ATI 3628 / PTO 3757

Reporting:
Reports shall be submitted to the Linn County Public Health Department. Submit excess emission reports as required in Linn County Ordinance, Chapter 10, Section 14.
Authority for Requirement: LCPH ATI 3628 / PTO 3757
LCO 10.14

Monitoring Requirements
The owner/operator of this equipment shall comply with the monitoring requirements listed below.

Opacity Monitoring:
The facility shall check the opacity weekly during a period when the emission unit on this emission point is at or near full capacity and record the reading. Maintain a written record of the observation and any action resulting from the observation for a minimum of five years. Opacity shall be observed to ensure that no visible emissions occur during the material handling operation of the unit. If visible emissions are observed corrective action will be taken as soon as possible, but no later than eight hours from the observation of visible emissions. If corrective action does not return the observation to no visible emissions, then a Method 9 observation will be required.

If an opacity (>20 %) is observed, this would be a violation and corrective action will be taken as soon as possible, but no later than eight hours from the observation of visible emissions. If weather conditions prevent the observer from conducting an opacity observation, the observer shall note such conditions on the data observation sheet. At least three attempts shall be made to retake opacity readings at approximately 2-hour intervals throughout the day. If all observation attempts for a week have been unsuccessful due to weather, an observation shall be made the next operating day where weather permits.

Authority for Requirement: 567 IAC 22.108(14)

Agency Approved Operation & Maintenance Plan Required? **Yes** ☐ **No** ☒

Facility Maintained Operation & Maintenance Plan Required? **Yes** ☒ **No** ☐

Compliance Assurance Monitoring (CAM) Plan Required? **Yes** ☐ **No** ☒

Facility operation and maintenance plans must be sufficient to yield reliable data from the relevant time period that are representative of the source's compliance with the applicable requirements.

The data pertaining to the plan shall be maintained on site for at least 5 years. The plan and associated recordkeeping provides documentation of this facility's implementation of its obligation to operate according to good air pollution control practice.

Good air pollution control practice is achieved by adoption of quality control standards in the operation and maintenance procedures for air pollution control that are comparable to industry quality control standards for the production processes associated with this emission point.

Authority for Requirement: 567 IAC 22.108(3)

Emission Point ID Number: 04

Associated Equipment

Associated Emission Unit ID Numbers: 04
Emissions Control Equipment ID Number: CE04
Emissions Control Equipment Description: Ash Silo Baghouse

Applicable Requirements

Emission Unit vented through this Emission Point: 04
Emission Unit Description: Ash Silo
Raw Material/Fuel: Ash
Rated Capacity: 0.15 ton/hr

Emission Limits (lb./hr, gr./dscf, lb./MMBtu, % opacity, etc.)
The emissions from this emission point shall not exceed the levels specified below.

Pollutant: Opacity
Emission Limit(s): 20%
Authority for Requirement: LCPH ATI 3629 / PTO 3758
LCO 10.7

Pollutant: PM-10
Emission Limit(s): 1.14 lb/hr
Authority for Requirement: LCPH ATI 3629 / PTO 3758

Pollutant: Particulate Matter
Emission Limit(s): 0.1 gr/dscf
Authority for Requirement: 567 IAC 23.3(2)"a"(2)
LCO 10.9(1)"a"

Operational Limits & Requirements
The owner/operator of this equipment shall comply with the operational limits and requirements listed below.

Control Device:
A baghouse shall be used to control particulate emissions. The control equipment shall be maintained on this source in a good operating condition at all times. All appropriate probes and gauges needed to measure the parameters outlined under "Compliance Monitoring" shall be installed and maintained in a good operating condition.
Authority for Requirement: LCPH ATI 3629 / PTO 3758

Operating Limits:
Airflow to the baghouse shall be limited to 1625 scfm. Any increase in airflow would be considered a major modification and would necessitate a new authorization to install permit.
Authority for Requirement: LCPH ATI 3629 / PTO 3758

Compliance Monitoring:
The following information shall be monitored:
- Daily pressure drop readings and visual check of stack discharge

All monitors shall be easily accessible to air pollution personnel.
Authority for Requirement: LCPH ATI 3629 / PTO 3758

Record keeping Requirements:
A logbook of operations shall be maintained for this source. The following information shall be recorded and kept on site for a period of no less than five years, unless noted otherwise.
- Daily pressure drop readings and visual check of stack discharge
- Records of all maintenance and repair completed on the control device

These records shall be available on site for viewing by air pollution control personnel.
Authority for Requirement: LCPH ATI 3629 / PTO 3758

Reporting:
Reports shall be submitted to the Linn County Public Health Department. Submit excess emission reports as required in Linn County Ordinance, Chapter 10, Section 14.
Authority for Requirement: LCPH ATI 3629 / PTO 3758
LCO 10.14

Monitoring Requirements
The owner/operator of this equipment shall comply with the monitoring requirements listed below.

Opacity Monitoring:

The facility shall check the opacity weekly during a period when the emission unit on this emission point is at or near full capacity and record the reading. Maintain a written record of the observation and any action resulting from the observation for a minimum of five years. Opacity shall be observed to ensure that no visible emissions occur during the material handling operation of the unit. If visible emissions are observed corrective action will be taken as soon as possible, but no later than eight hours from the observation of visible emissions. If corrective action does not return the observation to no visible emissions, then a Method 9 observation will be required.

If an opacity (>20 %) is observed, this would be a violation and corrective action will be taken as soon as possible, but no later than eight hours from the observation of visible emissions. If weather conditions prevent the observer from conducting an opacity observation, the observer shall note such conditions on the data observation sheet. At least three attempts shall be made to retake opacity readings at approximately 2-hour intervals throughout the day. If all observation

attempts for a week have been unsuccessful due to weather, an observation shall be made the next operating day where weather permits.

Authority for Requirement: 567 IAC 22.108(14)

Agency Approved Operation & Maintenance Plan Required? **Yes** ☐ **No** ☒

Facility Maintained Operation & Maintenance Plan Required? **Yes** ☐ **No** ☒

Compliance Assurance Monitoring (CAM) Plan Required? **Yes** ☐ **No** ☒

Authority for Requirement: 567 IAC 22.108(3)

Emission Point ID Number: FUG1

Associated Equipment

Associated Emission Unit ID Numbers: EU20

Applicable Requirements

Emission Unit vented through this Emission Point: EU20
Emission Unit Description: Fuel Handling Area
Raw Material/Fuel: Alternative Waste
Rated Capacity: 10 ton/hr

Emission Limits (lb./hr, gr./dscf, lb./MMBtu, % opacity, etc.)
The emissions from this emission point shall not exceed the levels specified below.

Pollutant: Fugitive Dust
No person shall allow, cause or permit any materials to be handled, transported or stored; or a building, its appurtenances or a construction haul road to be used, constructed, altered, repaired, or demolished, without taking reasonable precautions to prevent particulate matter in quantities sufficient to create a nuisance. All persons, with the above exceptions, shall take reasonable precautions to prevent the discharge of visible emission of fugitive dusts beyond the lot line of the property on which the emissions originate.
Authority for Requirement: 567 IAC 23.3(2)"c"
LCO 10.13

Monitoring Requirements
The owner/operator of this equipment shall comply with the monitoring requirements listed below.

Agency Approved Operation & Maintenance Plan Required? Yes ☐ No ☒

Facility Maintained Operation & Maintenance Plan Required? Yes ☐ No ☒

Compliance Assurance Monitoring (CAM) Plan Required? Yes ☐ No ☒

Authority for Requirement: 567 IAC 22.108(3)

Emission Point ID Number: FUG2

Associated Equipment

Associated Emission Unit ID Numbers: EU21

Applicable Requirements

Emission Unit vented through this Emission Point: EU21
Emission Unit Description: Fuel Conveying
Raw Material/Fuel: Alternative Waste
Rated Capacity: 10 ton/hr

Emission Limits (lb./hr, gr./dscf, lb./MMBtu, % opacity, etc.)
The emissions from this emission point shall not exceed the levels specified below.

Pollutant: Fugitive Dust
No person shall allow, cause or permit any materials to be handled, transported or stored; or a building, its appurtenances or a construction haul road to be used, constructed, altered, repaired, or demolished, without taking reasonable precautions to prevent particulate matter in quantities sufficient to create a nuisance. All persons, with the above exceptions, shall take reasonable precautions to prevent the discharge of visible emissions of fugitive dusts beyond the lot line of the property on which the emissions originate.
Authority for Requirement: 567 IAC 23.3(2)"c"
LCO 10.13

Monitoring Requirements
The owner/operator of this equipment shall comply with the monitoring requirements listed below.

Agency Approved Operation & Maintenance Plan Required? Yes ☐ No ☒

Facility Maintained Operation & Maintenance Plan Required? Yes ☐ No ☒

Compliance Assurance Monitoring (CAM) Plan Required? Yes ☐ No ☒

Authority for Requirement: 567 IAC 22.108(3)

IV. General Conditions

This permit is issued under the authority of the Iowa Code subsection 455B.133(8) and in accordance with 567 Iowa Administrative Code chapter 22.

G1. Duty to Comply

1. The permittee must comply with all conditions of the Title V permit. Any permit noncompliance constitutes a violation of the Act and is grounds for enforcement action; for a permit termination, revocation and reissuance, or modification; or for denial of a permit renewal application. *567 IAC 22.108(9)"a"*
2. Any compliance schedule shall be supplemental to, and shall not sanction noncompliance with, the applicable requirements on which it is based. *567 IAC 22.105 (2)"h"(3)*
3. Where an applicable requirement of the Act is more stringent than an applicable requirement of regulations promulgated under Title IV of the Act, both provisions shall be enforceable by the administrator and are incorporated into this permit. *567 IAC 22.108 (1)"b"*
4. Unless specified as either "state enforceable only" or "local program enforceable only", all terms and conditions in the permit, including provisions to limit a source's potential to emit, are enforceable by the administrator and citizens under the Act. *567 IAC 22.108 (14)*
5. 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 the permit. *567 IAC 22.108 (9)"b"*

G2. Permit Expiration

1. Except as provided in 567 IAC 22.104, the expiration of this permit terminates the permittee's right to operate unless a timely and complete application has been submitted for renewal. Any testing required for renewal shall be completed before the application is submitted. *567 IAC 22.116(2)*
2. To be considered timely, the owner, operator, or designated representative (where applicable) of each source required to obtain a Title V permit shall present or mail the Air Quality Bureau, Iowa Department of Natural Resources, Air Quality Bureau, 7900 Hickman Rd, Suite #1, Windsor Heights, Iowa 50324, two copies (three if your facility is located in Linn or Polk county) of a complete permit application, at least 6 months but not more than 18 months prior to the date of permit expiration. An additional copy must also be sent to EPA Region VII, Attention: Chief of Air Permits, 901 N. 5th St., Kansas City, KS 66101. The application must include all emission points, emission units, air pollution control equipment, and monitoring devices at the facility. All emissions generating activities, including fugitive emissions, must be included. The definition of a complete application is as indicated in 567 IAC 22.105(2). *567 IAC 22.105*

G3. Certification Requirement for Title V Related Documents

Any application, report, compliance certification or other document submitted pursuant to this permit shall contain certification by a responsible official of truth, accuracy, and completeness. All certifications shall state that, based on information and belief formed after reasonable inquiry, the statements and information in the document are true, accurate, and complete. *567 IAC 22.107 (4)*

G4. Annual Compliance Certification

By March 31 of each year, the permittee shall submit compliance certifications for the previous calendar year. The certifications shall include descriptions of means to monitor the compliance status of all emissions sources including emissions limitations, standards, and work practices in accordance with applicable requirements. The certification for a source shall include the

identification of each term or condition of the permit that is the basis of the certification; the compliance status; whether compliance was continuous or intermittent; the method(s) used for determining the compliance status of the source, currently and over the reporting period consistent with all applicable department rules. For sources determined not to be in compliance at the time of compliance certification, a compliance schedule shall be submitted which provides for periodic progress reports, dates for achieving activities, milestones, and an explanation of why any dates were missed and preventive or corrective measures. The compliance certification shall be submitted to the administrator, director, and the appropriate DNR Field office. *567 IAC 22.108 (15)"e"*

G5. Semi-Annual Monitoring Report

By March 31 and September 30 of each year, the permittee shall submit a report of any monitoring required under this permit for the 6 month periods of July 1 to December 31 and January 1 to June 30, respectively. All instances of deviations from permit requirements must be clearly identified in these reports, and the report must be signed by a responsible official, consistent with 567 IAC 22.107(4). The semi-annual monitoring report shall be submitted to the director and the appropriate DNR Field office. *567 IAC 22.108 (5)*

G6. Annual Fee

1. The permittee is required under subrule 567 IAC 22.106 to pay an annual fee based on the total tons of actual emissions of each regulated air pollutant. Beginning July 1, 1996, Title V operating permit fees will be paid on July 1 of each year. The fee shall be based on emissions for the previous calendar year.
2. The fee amount shall be calculated based on the first 4,000 tons of each regulated air pollutant emitted each year. The fee to be charged per ton of pollutant will be available from the department by June 1 of each year. The Responsible Official will be advised of any change in the annual fee per ton of pollutant.
3. The following forms shall be submitted annually by March 31 documenting actual emissions for the previous calendar year.
    a. Form 1.0 "Facility Identification";
    b. Form 4.0 "Emissions unit-actual operations and emissions" for each emission unit;
    c. Form 5.0 "Title V annual emissions summary/fee"; and
    d. Part 3 "Application certification."
4. The fee shall be submitted annually by July 1. The fee shall be submitted with the following forms:
    a. Form 1.0 "Facility Identification";
    b. Form 5.0 "Title V annual emissions summary/fee";
    c. Part 3 "Application certification."
5. If there are any changes to the emission calculation form, the department shall make revised forms available to the public by January 1. If revised forms are not available by January 1, forms from the previous year may be used and the year of emissions documented changed. The department shall calculate the total statewide Title V emissions for the prior calendar year and make this information available to the public no later than April 30 of each year.
6. Phase I acid rain affected units under section 404 of the Act shall not be required to pay a fee for emissions which occur during the years 1993 through 1999 inclusive.
7. The fee for a portable emissions unit or stationary source which operates both in Iowa and out of state shall be calculated only for emissions from the source while operating in Iowa.

8. Failure to pay the appropriate Title V fee represents cause for revocation of the Title V permit as indicated in 567 IAC 22.115(1)"d".

G7. Inspection of Premises, Records, Equipment, Methods and Discharges

Upon presentation of proper credentials and any other documents as may be required by law, the permittee shall allow the director or the director's authorized representative to:

1. Enter upon the permittee's premises where a Title V source is located or emissions-related activity is conducted, or where records must be kept under the conditions of the permit;
2. Have access to and copy, at reasonable times, any records that must be kept under the conditions of the permit;
3. Inspect, at reasonable times, any facilities, equipment (including monitoring and air pollution control equipment), practices, or operations regulated or required under the permit; and
4. Sample or monitor, at reasonable times, substances or parameters for the purpose of ensuring compliance with the permit or other applicable requirements. *567 IAC 22.108 (15)"b"*

G8. Duty to Provide Information

The permittee shall furnish to the director, within a reasonable time, any information that the director 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. Upon request, the permittee also shall furnish to the director copies of records required to be kept by the permit, or for information claimed to be confidential, the permittee shall furnish such records directly to the administrator of EPA along with a claim of confidentiality. *567 IAC 22.108 (9)"e"*

G9. General Maintenance and Repair Duties

The owner or operator of any air emission source or control equipment shall:

1. Maintain and operate the equipment or control equipment at all times in a manner consistent with good practice for minimizing emissions.
2. Remedy any cause of excess emissions in an expeditious manner.
3. Minimize the amount and duration of any excess emission to the maximum extent possible during periods of such emissions. These measures may include but not be limited to the use of clean fuels, production cutbacks, or the use of alternate process units or, in the case of utilities, purchase of electrical power until repairs are completed.
4. Schedule, at a minimum, routine maintenance of equipment or control equipment during periods of process shutdowns to the maximum extent possible. *567 IAC 24.2(1)*

G10. Recordkeeping Requirements for Compliance Monitoring

1. In addition to any source specific recordkeeping requirements contained in this permit, the permittee shall maintain the following compliance monitoring records, where applicable:
    a. The date, place and time of sampling or measurements
    b. The date the analyses were performed.
    c. The company or entity that performed the analyses.
    d. The analytical techniques or methods used.
    e. The results of such analyses; and
    f. The operating conditions as existing at the time of sampling or measurement.
    g. The records of quality assurance for continuous compliance monitoring systems (including but not limited to quality control activities, audits and calibration drifts.)
2. The permittee shall retain records of all required compliance monitoring data and support information for a period of at least 5 years from the date of compliance monitoring sample, measurement report or application. Support information includes all calibration and maintenance records and all original strip chart recordings for continuous compliance monitoring, and copies of all reports required by the permit.

3. For any source which in its application identified reasonably anticipated alternative operating scenarios, the permittee shall:

a. Comply with all terms and conditions of this permit specific to each alternative scenario.

b. Maintain a log at the permitted facility of the scenario under which it is operating.

c. Consider the permit shield, if provided in this permit, to extend to all terms and conditions under each operating scenario. *567 IAC 22.108(4), 567 IAC 22.108(12)*

G11. Evidence used in establishing that a violation has or is occurring.

Notwithstanding any other provisions of these rules, any credible evidence may be used for the purpose of establishing whether a person has violated or is in violation of any provisions herein.

1. Information from the use of the following methods is presumptively credible evidence of whether a violation has occurred at a source:

a. A monitoring method approved for the source and incorporated in an operating permit pursuant to 567 Chapter 22;

b. Compliance test methods specified in 567 Chapter 25; or

c. Testing or monitoring methods approved for the source in a construction permit issued pursuant to 567 Chapter 22.

2. The following testing, monitoring or information gathering methods are presumptively credible testing, monitoring, or information gathering methods:

a. Any monitoring or testing methods provided in these rules; or

b. Other testing, monitoring, or information gathering methods that produce information comparable to that produced by any method in subrule 21.5(1) or this subrule. *567 IAC 21.5(1)-567 IAC 21.5(2)*

G12. Prevention of Accidental Release: Risk Management Plan Notification and Compliance Certification

If the permittee is required to develop and register a risk management plan pursuant to section 112(r) of the Act, the permittee shall notify the department of this requirement. The plan shall be filed with all appropriate authorities by the deadline specified by EPA. A certification that this risk management plan is being properly implemented shall be included in the annual compliance certification of this permit. *567 IAC 22.108(6)*

G13. Hazardous Release

The permittee must report any situation involving the actual, imminent, or probable release of a hazardous substance into the atmosphere which, because of the quantity, strength and toxicity of the substance, creates an immediate or potential danger to the public health, safety or to the environment. A verbal report shall be made to the department at (515) 281-8694 and to the local police department or the office of the sheriff of the affected county as soon as possible but not later than six hours after the discovery or onset of the condition. This verbal report must be followed up with a written report as indicated in 567 IAC 131.2(2). *567 IAC Chapter 131-State Only*

G14. Excess Emissions and Excess Emissions Reporting Requirements

1. Excess Emissions. Excess emission during a period of startup, shutdown, or cleaning of control equipment is not a violation of the emission standard if the startup, shutdown or cleaning is accomplished expeditiously and in a manner consistent with good practice for minimizing emissions. Cleaning of control equipment which does not require the shutdown of the process equipment shall be limited to one six-minute period per one-hour period. An incident of excess emission (other than an incident during startup, shutdown or cleaning of control equipment) is a

violation. If the owner or operator of a source maintains that the incident of excess emission was due to a malfunction, the owner or operator must show that the conditions which caused the incident of excess emission were not preventable by reasonable maintenance and control measures. Determination of any subsequent enforcement action will be made following review of this report. If excess emissions are occurring, either the control equipment causing the excess emission shall be repaired in an expeditious manner or the process generating the emissions shall be shutdown within a reasonable period of time. An expeditious manner is the time necessary to determine the cause of the excess emissions and to correct it within a reasonable period of time. A reasonable period of time is eight hours plus the period of time required to shut down the process without damaging the process equipment or control equipment. In the case of an electric utility, a reasonable period of time is eight hours plus the period of time until comparable generating capacity is available to meet consumer demand with the affected unit out of service, unless, the director shall, upon investigation, reasonably determine that continued operation constitutes an unjustifiable environmental hazard and issue an order that such operation is not in the public interest and require a process shutdown to commence immediately.

2. Excess Emissions Reporting

a. Oral Reporting of Excess Emissions. An incident of excess emission (other than an incident of excess emission during a period of startup, shutdown, or cleaning) shall be reported to the appropriate field office of the department within eight hours of, or at the start of the first working day following the onset of the incident. The reporting exemption for an incident of excess emission during startup, shutdown or cleaning does not relieve the owner or operator of a source with continuous monitoring equipment of the obligation of submitting reports required in 567-subrule 25.1(6). An oral report of excess emission is not required for a source with operational continuous monitoring equipment (as specified in 567-subrule 25.1(1)) if the incident of excess emission continues for less than 30 minutes and does not exceed the applicable emission standard by more than 10 percent or the applicable visible emission standard by more than 10 percent opacity. The oral report may be made in person or by telephone and shall include as a minimum the following:

i. The identity of the equipment or source operation from which the excess emission originated and the associated stack or emission point.

ii. The estimated quantity of the excess emission.

iii. The time and expected duration of the excess emission.

iv. The cause of the excess emission.

v. The steps being taken to remedy the excess emission.

vi. The steps being taken to limit the excess emission in the interim period.

b. Written Reporting of Excess Emissions. A written report of an incident of excess emission shall be submitted as a follow-up to all required oral reports to the department within seven days of the onset of the upset condition, and shall include as a minimum the following:

i. The identity of the equipment or source operation point from which the excess emission originated and the associated stack or emission point.

ii. The estimated quantity of the excess emission.

iii. The time and duration of the excess emission.

iv. The cause of the excess emission.

v. The steps that were taken to remedy and to prevent the recurrence of the

incident of excess emission.

vi. The steps that were taken to limit the excess emission.

vii. If the owner claims that the excess emission was due to malfunction, documentation to support this claim. *567 IAC 24.1(1)-567 IAC 24.1(4)*

3. Emergency Defense for Excess Emissions. For the purposes of this permit, an "emergency" means any situation arising from sudden and reasonably unforeseeable events beyond the control of the source, including acts of God, which requires immediate corrective action to restore normal operation, and that causes the source to exceed a technology-based emission limitation under the permit due to unavoidable increases in emissions attributable to the emergency. An emergency shall not include non-compliance, to the extent caused by improperly designed equipment, lack of preventive maintenance, careless or improper operation or operator error. An emergency constitutes an affirmative defense to an action brought for non-compliance with technology based limitations if it can be demonstrated through properly signed contemporaneous operating logs or other relevant evidence that:

a. An emergency occurred and that the permittee can identify the cause(s) of the emergency;

b. The facility at the time was being properly operated;

c. During the period of the emergency, the permittee took all reasonable steps to minimize levels of emissions that exceeded the emissions standards or other requirements of the permit; and

d. The permittee submitted notice of the emergency to the director by certified mail within two working days of the time when the emissions limitations were exceeded due to the emergency. This notice must contain a description of the emergency, any steps taken to mitigate emissions, and corrective actions taken. *567 IAC 22.108(16)*

G15. Permit Deviation Reporting Requirements

A deviation is any failure to meet a term, condition or applicable requirement in the permit. Reporting requirements for deviations that result in a hazardous release or excess emissions have been indicated above (see G13 and G14). Unless more frequent deviation reporting is specified in the permit, any other deviation shall be documented in the semi-annual monitoring report and the annual compliance certification (see G4 and G5). *567 IAC 22.108(5)"b"*

G16. Notification Requirements for Sources That Become Subject to NSPS and NESHAP Regulations

During the term of this permit, the permittee must notify the department of any source that becomes subject to a standard or other requirement under 567-subrule 23.1(2) (standards of performance of new stationary sources) or section 111 of the Act; or 567-subrule 23.1(3) (emissions standards for hazardous air pollutants), 567-subrule 23.1(4) (emission standards for hazardous air pollutants for source categories) or section 112 of the Act. This notification shall be submitted in writing to the department pursuant to the notification requirements in 40 CFR Section 60.7, 40 CFR Section 61.07, and/or 40 CFR Section 63.9. *567 IAC 23.1(2), 567 IAC 23.1(3), 567 IAC 23.1(4)*

G17. Requirements for Making Changes to Emission Sources That Do Not Require Title V Permit Modification

1. Off Permit Changes to a Source. Pursuant to section 502(b)(10) of the CAAA, the permittee may make changes to this installation/facility without revising this permit if:

a. The changes are not major modifications under any provision of any program required by section 110 of the Act, modifications under section 111 of the act, modifications under

section 112 of the act, or major modifications as defined in 567 IAC Chapter 22.
b. The changes do not exceed the emissions allowable under the permit (whether expressed therein as a rate of emissions or in terms of total emissions);
c. The changes are not modifications under any provisions of Title I of the Act and the changes do not exceed the emissions allowable under the permit (whether expressed therein as a rate of emissions or as total emissions);
d. The changes are not subject to any requirement under Title IV of the Act.
e. The changes comply with all applicable requirements.
f. For such a change, the permitted source provides to the department and the administrator by certified mail, at least 30 days in advance of the proposed change, a written notification, including the following, which must be attached to the permit by the source, the department and the administrator:

i. A brief description of the change within the permitted facility,
ii. The date on which the change will occur,
iii. Any change in emission as a result of that change,
iv. The pollutants emitted subject to the emissions trade
v. If the emissions trading provisions of the state implementation plan are invoked, then Title V permit requirements with which the source shall comply; a description of how the emissions increases and decreases will comply with the terms and conditions of the Title V permit.
vi. A description of the trading of emissions increases and decreases for the purpose of complying with a federally enforceable emissions cap as specified in and in compliance with the Title V permit; and
vii. Any permit term or condition no longer applicable as a result of the change. *567 IAC 22.110(1)*

2. Such changes do not include changes that would violate applicable requirements or contravene federally enforceable permit terms and conditions that are monitoring (including test methods), record keeping, reporting, or compliance certification requirements. *567 IAC 22.110(2)*
3. Notwithstanding any other part of this rule, the director may, upon review of a notice, require a stationary source to apply for a Title V permit if the change does not meet the requirements of subrule 22.110(1). *567 IAC 22.110(3)*
4. The permit shield provided in subrule 22.108(18) shall not apply to any change made pursuant to this rule. Compliance with the permit requirements that the source will meet using the emissions trade shall be determined according to requirements of the state implementation plan authorizing the emissions trade. *567 IAC 22.110(4)*
5. No permit revision shall be required, under any approved economic incentives, marketable permits, emissions trading and other similar programs or processes, for changes that are provided for in this permit. *567 IAC 22.108(11)*

G18. Duty to Modify a Title V Permit

1. Administrative Amendment.

a. An administrative permit amendment is a permit revision that is required to do any of the following:

i. Correct typographical errors
ii. Identify a change in the name, address, or telephone number of any person identified in the permit, or provides a similar minor administrative change at the

source;

iii. Require more frequent monitoring or reporting by the permittee; or

iv. Allow for a change in ownership or operational control of a source where the director determines that no other change in the permit is necessary, provided that a written agreement containing a specific date for transfer of permit responsibility, coverage and liability between the current and new permittee has been submitted to the director.

b. The permittee may implement the changes addressed in the request for an administrative amendment immediately upon submittal of the request. The request shall be submitted to the director.

c. Administrative amendments to portions of permits containing provisions pursuant to Title IV of the Act shall be governed by regulations promulgated by the administrator under Title IV of the Act.

2. Minor Permit Modification.

a. Minor permit modification procedures may be used only for those permit modifications that do any of the following:

i. Do not violate any applicable requirements

ii. Do not involve significant changes to existing monitoring, reporting or recordkeeping requirements in the Title V permit.

iii. Do not require or change a case by case determination of an emission limitation or other standard, or increment analysis.

iv. Do not seek to establish or change a permit term or condition for which there is no corresponding underlying applicable requirement and that the source has assumed in order to avoid an applicable requirement to which the source would otherwise be subject. Such terms and conditions include any federally enforceable emissions caps which the source would assume to avoid classification as a modification under any provision under Title I of the Act; and an alternative emissions limit approved pursuant to regulations promulgated under section 112(i)(5) of the Act.;

v. Are not modifications under any provision of Title I of the Act; and

vi. Are not required to be processed as significant modification.

b. An application for minor permit revision shall be on the minor Title V modification application form and shall include at least the following:

i. A description of the change, the emissions resulting from the change, and any new applicable requirements that will apply if the change occurs.

ii. The permittee's suggested draft permit

iii. Certification by a responsible official, pursuant to 567 IAC 22.107(4), that the proposed modification meets the criteria for use of a minor permit modification procedures and a request that such procedures be used; and

iv. Completed forms to enable the department to notify the administrator and the affected states as required by 567 IAC 22.107(7).

c. The permittee may make the change proposed in its minor permit modification application immediately after it files the application. After the permittee makes this change and until the director takes any of the actions specified in 567 IAC 22.112(4) "a" to "c", the permittee must comply with both the applicable requirements governing the change and the proposed permit terms and conditions. During this time, the permittee

need not comply with the existing permit terms and conditions it seeks to modify. However, if the permittee fails to comply with its proposed permit terms and conditions during this time period, existing permit term terms and conditions it seeks to modify may subject the facility to enforcement action.

3. Significant Permit Modification. Significant Title V modification procedures shall be used for applications requesting Title V permit modifications that do not qualify as minor Title V modifications or as administrative amendments. These include but are not limited to all significant changes in monitoring permit terms, every relaxation of reporting or recordkeeping permit terms, and any change in the method of measuring compliance with existing requirements. Significant Title V modifications shall meet all requirements of 567 IAC Chapter 22, including those for applications, public participation, review by affected states, and review by the administrator, and those requirements that apply to Title V issuance and renewal. *567 IAC 22.111-567 IAC 22.113* The permittee shall submit an application for a significant permit modification not later than three months after commencing operation of the changed source unless the existing Title V permit would prohibit such construction or change in operation, in which event the operation of the changed source may not commence until the department revises the permit. *567 IAC 22.105(1)"a"(4)*

G19. Duty to Obtain Construction Permits

Unless exempted under 567 IAC 22.1(2), the permittee must not construct, install, reconstruct, or alter any equipment, control equipment or anaerobic lagoon without first obtaining a construction permit, conditional permit, or permit pursuant to 567 IAC 22.8, or permits required pursuant to 567 IAC 22.4 and 567 IAC 22.5. Such permits shall be obtained prior to the initiation of construction, installation or alteration of any portion of the stationary source. *567 IAC 22.1(1)*

G20. Asbestos

The permittee shall comply with 567 IAC 23.1(3)"a", and 567 IAC 23.2(3)"g" when activities involve asbestos mills, surfacing of roadways, manufacturing operations, fabricating, insulating, waste disposal, spraying applications, demolition and renovation operations, training fires and controlled burning of a demolished building. *567 IAC 23.1(3)"a", and 567 IAC 23.2*

G21. Open Burning

The permittee is prohibited from conducting open burning, except as may be allowed by 567 IAC 23.2. *567 IAC 23.2 <u>except</u> 23.2(3)"h"; 567 IAC 23.2(3)"h" - State Only*

G22. Acid Rain (Title IV) Emissions Allowances

The permittee shall not exceed any allowances that it holds under Title IV of the Act or the regulations promulgated there under. Annual emissions of sulfur dioxide in excess of the number of allowances to emit sulfur dioxide held by the owners and operators of the unit or the designated representative of the owners and operators is prohibited. Exceedences of applicable emission rates are prohibited. "Held" in this context refers to both those allowances assigned to the owners and operators by USEPA, and those allowances supplementally acquired by the owners and operators. The use of any allowance prior to the year for which it was allocated is prohibited. Contravention of any other provision of the permit is prohibited. *567 IAC 22.108(7)*

G23. Stratospheric Ozone and Climate Protection (Title VI) Requirements

1. The permittee shall comply with the standards for labeling of products using ozone-depleting substances pursuant to 40 CFR Part 82, Subpart E:

a. All containers in which a class I or class II substance is stored or transported, all products containing a class I substance, and all products directly manufactured with a

class I substance must bear the required warning statement if it is being introduced into interstate commerce pursuant to § 82.106.

b. The placement of the required warning statement must comply with the requirements pursuant to § 82.108.

c. The form of the label bearing the required warning statement must comply with the requirements pursuant to § 82.110.

d. No person may modify, remove, or interfere with the required warning statement except as described in § 82.112.

2. The permittee shall comply with the standards for recycling and emissions reduction pursuant to 40 CFR Part 82, Subpart F, except as provided for MVACs in Subpart B:

a. Persons opening appliances for maintenance, service, repair, or disposal must comply with the required practices pursuant to § 82.156.

b. Equipment used during the maintenance, service, repair, or disposal of appliances must comply with the standards for recycling and recovery equipment pursuant to § 82.158.

c. Persons performing maintenance, service, repair, or disposal of appliances must be certified by an approved technician certification program pursuant to § 82.161.

d. Persons disposing of small appliances, MVACs, and MVAC-like appliances must comply with reporting and recordkeeping requirements pursuant to § 82.166. ("MVAC-like appliance" as defined at § 82.152)

e. Persons owning commercial or industrial process refrigeration equipment must comply with the leak repair requirements pursuant to § 82.156.

f. Owners/operators of appliances normally containing 50 or more pounds of refrigerant must keep records of refrigerant purchased and added to such appliances pursuant to § 82.166.

3. If the permittee manufactures, transforms, imports, or exports a class I or class II substance, the permittee is subject to all the requirements as specified in 40 CFR part 82, Subpart A, Production and Consumption Controls.

4. If the permittee performs a service on motor (fleet) vehicles when this service involves ozone-depleting substance refrigerant (or regulated substitute substance) in the motor vehicle air conditioner (MVAC), the permittee is subject to all the applicable requirements as specified in 40 CFR part 82, Subpart B, Servicing of Motor Vehicle Air Conditioners. The term "motor vehicle" as used in Subpart B does not include a vehicle in which final assembly of the vehicle has not been completed. The term "MVAC" as used in Subpart B does not include the air-tight sealed refrigeration system used as refrigerated cargo, or system used on passenger buses using HCFC-22 refrigerant,

5. The permittee shall be allowed to switch from any ozone-depleting substance to any alternative that is listed in the Significant New Alternatives Program (SNAP) promulgated pursuant to 40 CFR part 82, Subpart G, Significant New Alternatives Policy Program. *40 CFR part 82*

G24. Permit Reopenings

1. This 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 any permit condition. *567 IAC 22.108(9)"c"*

2. Additional applicable requirements under the Act become applicable to a major part 70 source with a remaining permit term of 3 or more years. Revisions shall be made as expeditiously as

practicable, but not later than 18 months after the promulgation of such standards and regulations.

a. Reopening and revision on this ground is not required if the permit has a remaining term of less than three years;

b. Reopening and revision on this ground is not required if the effective date of the requirement is later than the date on which the permit is due to expire, unless the original permit or any of its terms and conditions have been extended pursuant to 40 CFR 70.4(b)(10)(i) or (ii) as amended to June 25, 1993.

c. Reopening and revision on this ground is not required if the additional applicable requirements are implemented in a general permit that is applicable to the source and the source receives approval for coverage under that general permit. *567 IAC 22.108(17)"a", 567 IAC 22.108(17)"b"*

3. A permit shall be reopened and revised under any of the following circumstances:

a. The department receives notice that the administrator has granted a petition for disapproval of a permit pursuant to 40 CFR 70.8(d) as amended to June 25, 1993, provided that the reopening may be stayed pending judicial review of that determination;

b. The department or the administrator determines that the Title V permit contains a material mistake or that inaccurate statements were made in establishing the emissions standards or other terms or conditions of the Title V permit;

c. Additional applicable requirements under the Act become applicable to a Title V source, provided that the reopening on this ground is not required if the permit has a remaining term of less than three years, the effective date of the requirement is later than the date on which the permit is due to expire, or the additional applicable requirements are implemented in a general permit that is applicable to the source and the source receives approval for coverage under that general permit. Such a reopening shall be complete not later than 18 months after promulgation of the applicable requirement.

d. Additional requirements, including excess emissions requirements, become applicable to a Title IV affected source under the acid rain program. Upon approval by the administrator, excess emissions offset plans shall be deemed to be incorporated into the permit.

e. The department or the administrator determines that the permit must be revised or revoked to ensure compliance by the source with the applicable requirements. *567 IAC 22.114(1)*

4. Proceedings to reopen and reissue a Title V permit shall follow the procedures applicable to initial permit issuance and shall effect only those parts of the permit for which cause to reopen exists. *567 IAC 22.114(2)*

G25. Permit Shield

1. The director may expressly include in a Title V permit a provision stating that compliance with the conditions of the permit shall be deemed compliance with any applicable requirements as of the date of permit issuance, provided that:

a. Such applicable requirements are included and are specifically identified in the permit; or

b. The director, in acting on the permit application or revision, determines in writing that other requirements specifically identified are not applicable to the source, and the permit includes the determination or a concise summary thereof.

2. A Title V permit that does not expressly state that a permit shield exists shall be presumed not to provide such a shield.
3. A permit shield shall not alter or affect the following:
    a. The provisions of Section 303 of the Act (emergency orders), including the authority of the administrator under that section;
    b. The liability of an owner or operator of a source for any violation of applicable requirements prior to or at the time of permit issuance;
    c. The applicable requirements of the acid rain program, consistent with Section 408(a) of the Act;
    d. The ability of the department or the administrator to obtain information from the facility pursuant to Section 114 of the Act. *567 IAC 22.108 (18)*

G26. Severability

The provisions of this permit are severable and if any provision or application of any provision is found to be invalid by this department or a court of law, the application of such provision to other circumstances, and the remainder of this permit, shall not be affected by such finding. *567 IAC 22.108 (8)*

G27. Property Rights

The permit does not convey any property rights of any sort, or any exclusive privilege. *567 IAC 22.108 (9)"d"*

G28. Transferability

This permit is not transferable from one source to another. If title to the facility or any part of it is transferred, an administrative amendment to the permit must be sought to determine transferability of the permit. *567 IAC 22.111 (1)"d"*

G29. Disclaimer

No review has been undertaken on the engineering aspects of the equipment or control equipment other than the potential of that equipment for reducing air contaminant emissions. *567 IAC 22.3(3)"c"*

G30. Notification and Reporting Requirements for Stack Tests or Monitor Certification

The permittee shall notify the department's stack test contact in writing not less than 30 days before a required test or performance evaluation of a continuous emission monitor is performed to determine compliance with an applicable requirement. For the department to consider test results a valid demonstration of compliance with applicable rules or a permit condition, such notice shall be given. Such notice shall include the time, the place, the name of the person who will conduct the test and other information as required by the department. Unless specifically waived by the department's stack test contact, a pretest meeting shall be held not later than 15 days prior to conducting the compliance demonstration. The department may accept a testing protocol in lieu of a pretest meeting. A representative of the department shall be permitted to witness the tests. Results of the tests shall be submitted in writing to the department's stack test contact in the form of a comprehensive report within six weeks of the completion of the testing. Compliance tests conducted pursuant to this permit shall be conducted with the source operating in a normal manner at its maximum continuous output as rated by the equipment manufacturer, or the rate specified by the owner as the maximum production rate at which the source shall be operated. In cases where compliance is to be demonstrated at less than the maximum continuous output as rated by the equipment manufacturer, and it is the owner's intent to limit the capacity to that rating, the owner may submit evidence to the department that the source has been physically altered so that capacity cannot be exceeded, or the department may require additional testing,

continuous monitoring, reports of operating levels, or any other information deemed necessary by the department to determine whether such source is in compliance.
Stack test notifications, reports and correspondence shall be sent to:

Stack Test Review Coordinator
Iowa DNR, Air Quality Bureau
7900 Hickman Road, Suite #1
Windsor Heights, IA 50324
(515) 242-6001

Within Polk and Linn Counties, stack test notifications, reports and correspondence shall also be directed to the supervisor of the respective county air pollution program.
567 IAC 25.1(7)"a", 567 IAC 25.1(9)

G31. Prevention of Air Pollution Emergency Episodes

The permittee shall comply with the provisions of 567 IAC Chapter 26 in the prevention of excessive build-up of air contaminants during air pollution episodes, thereby preventing the occurrence of an emergency due to the effects of these contaminants on the health of persons. *567 IAC 26.1(1)*

G32. Contacts List

The current address and phone number for reports and notifications to the EPA administrator is:

Chief of Air Permits
EPA Region 7
Air Permits and Compliance Branch
901 N. 5th Street
Kansas City, KS 66101
(913) 551-7020

The current address and phone number for reports and notifications to the department or the Director is:

Chief, Air Quality Bureau
Iowa Department of Natural Resources
7900 Hickman Road, Suite #1
Windsor Heights, IA 50324
(515) 242-5100

Reports or notifications to the DNR Field Offices or local programs shall be directed to the supervisor at the appropriate field office or local program. Current addresses and phone numbers are:

Field Office 1
909 West Main – Suite 4
Manchester, IA 52057
(563) 927-2640

Field Office 2
2300-15th St., SW
Mason City, IA 50401
(641) 424-4073

Field Office 3
1900 N. Grand Ave.
Spencer, IA 51301
(712) 262-4177

Field Office 4
1401 Sunnyside Lane
Atlantic, IA 50022
(712) 243-1934

Field Office 5
401 SW 7th Street, Suite I
Des Moines, IA 50309
(515) 725-0268

Field Office 6
1023 West Madison Street
Washington, IA 52353-1623
(319) 653-2135

Polk County Public Works Dept.
Air Quality Division
5885 NE 14th St.
Des Moines, IA 50313
(515) 286-3351

Linn County Public Health Dept.
Air Pollution Control Division
501 13th St., NW
Cedar Rapids, IA 52405
(319) 892-6000