

West Virginia Department of Environmental Protection
Earl Ray Tomblin
Governor

Division of Air Quality

Randy C. Huffman
Cabinet Secretary

Permit to Modify



R13-2558C

This permit is issued in accordance with the West Virginia Air Pollution Control Act (West Virginia Code §§22-5-1 et seq.) and 45 C.S.R. 13 – Permits for Construction, Modification, Relocation and Operation of Stationary Sources of Air Pollutants, Notification Requirements, Temporary Permits, General Permits and Procedures for Evaluation. The permittee identified at the above-referenced facility is authorized to construct the stationary sources of air pollutants identified herein in accordance with all terms and conditions of this permit.

Issued to:

**C&C Marine Maintenance Company
Congo Plant/Newell
029-00033**

*John A. Benedict
Director*

Issued: DRAFT

This permit will supercede and replace Permit R13-2558B.

Facility Location: 2567 Congo Arroyo Road
Newell, Hancock County, West Virginia

Mailing Address: Foxpointe Centre, Building One
201 S. Johnson Road, Suite 303
Houston, PA 15324-1351

Facility Description: Marine (Barge) Maintenance Facility which include steam cleaning of barges.

NAICS Codes: 325199, 483211, 488310, 488330, and 488390

UTM Coordinates: 530.9 km Easting • 4,495.3 km Northing • Zone 17

Permit Type: Modification

Description of Change: This action is to address Consent Order CO-R13-E-2011-4 and for the installation of a second boiler.

Any person whose interest may be affected, including, but not necessarily limited to, the applicant and any person who participated in the public comment process, by a permit issued, modified or denied by the Secretary may appeal such action of the Secretary to the Air Quality Board pursuant to article one [§§22B-1-1 et seq.], Chapter 22B of the Code of West Virginia. West Virginia Code §§22-5-14.

This permit does not affect 45CSR30 applicability, the source is a nonmajor source subject to 45CSR30. The facility is not subject to the permitting requirements of 45CSR30 and is classified as a deferred source.

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1.0. Emission Units

Emission Unit ID	Emission Point ID	Emission Unit Description	Year Installed	Design Capacity	Control Device
B-1	V-1	Boiler #1 Powerflame Model HPGA06-D7.5V 450 Boiler horsepower (Bhp)	2004	17.4 MMBtu/hr	Scrubber TW-2
B-2	V-2	Boiler #2, Tempella Keeler Model WB-1-16 FGR (500 Bhp) natural gas fired	2011	20.4 MMBtu/hr	None
G-1	G-1	Fuel Oil Feed Tank	2004	19,400 gal	None
AG-2	AG-2	Treating Tank	2004	6,366 gal	None
BG-4	BG-4	Treating Tank	2004	6,366 gal	None
G-3	G-3	Caustic Scrubber Tank	2004	5,640 gal	None
EG-4	V-1	Vacuum Distillation Reactor (East)	2006	7,900 gal	TW-2
EG-5	V-1	Vacuum Distillation Reactor (West)	2006	9,100 gal	TW-2
CT-1	CT-1	Cooling Tower	2006	902 gal	None
CT-2	CT-2	Cooling Tower Re-circulation Tank	2006	1,784 gal	None
G-6	G-6	Product Storage Tank	2006	6,366 gal	None
W-1	W-1	Product Storage Tank	2006	24,540 gal	None
W-2	W-2	Product Storage Tank	2006	24,540 gal	None
W-3	W-3	Product Storage Tank	2006	20,292 gal	None
W-4	W-4	Product Storage Tank	2006	20,292 gal	None
W-5	W-5	Product Storage Tank	2006	20,292 gal	None
N-1	N-1	Product Storage Tank	2006	30,104 gal	None
N-2	N-2	Product Storage Tank	2006	30,104 gal	None
F-1	F-1	Product Storage Tank	2006	10,575 gal	None
F-2	F-2	Product Storage Tank	2006	6,658 gal	None
F-3	F-3	Product Storage Tank	2006	6,000 gal	None
F-4	F-4	Product Storage Tank	2006	3,500 gal	None
F-5	F-5	Product Storage Tank	2006	2,338 gal	None
OS-4	OS-4	Product Storage Tank	2006	34,884 gal	None
SSLD	SSLD	Product Storage Tank	2006	5,000 gal	None

2.0. General Conditions

2.1. Definitions

- 2.1.1. All references to the “West Virginia Air Pollution Control Act” or the “Air Pollution Control Act” mean those provisions contained in W.Va. Code §§ 22-5-1 to 22-5-18.
- 2.1.2. The “Clean Air Act” means those provisions contained in 42 U.S.C. §§ 7401 to 7671q, and regulations promulgated thereunder.
- 2.1.3. “Secretary” means the Secretary of the Department of Environmental Protection or such other person to whom the Secretary has delegated authority or duties pursuant to W.Va. Code §§ 22-1-6 or 22-1-8 (45CSR§30-2.12.). The Director of the Division of Air Quality is the Secretary’s designated representative for the purposes of this permit.

2.2. Acronyms

CAAA	Clean Air Act Amendments	NO_x	Nitrogen Oxides
CBI	Confidential Business Information	NSPS	New Source Performance Standards
CEM	Continuous Emission Monitor	PM	Particulate Matter
CES	Certified Emission Statement	PM_{2.5}	Particulate Matter less than 2.5 µm in diameter
C.F.R. or CFR	Code of Federal Regulations	PM₁₀	Particulate Matter less than 10µm in diameter
CO	Carbon Monoxide	Ppb	Pounds per Batch
C.S.R. or CSR	Codes of State Rules	Pph	Pounds per Hour
DAQ	Division of Air Quality	Ppm	Parts per Million
DEP	Department of Environmental Protection	Ppm_v or ppmv	Parts per Million by Volume
dscm	Dry Standard Cubic Meter	PSD	Prevention of Significant Deterioration
FOIA	Freedom of Information Act	Psi	Pounds per Square Inch
HAP	Hazardous Air Pollutant	SIC	Standard Industrial Classification
HON	Hazardous Organic NESHAP	SIP	State Implementation Plan
HP	Horsepower	SO₂	Sulfur Dioxide
lbs/hr	Pounds per Hour	TAP	Toxic Air Pollutant
LDAR	Leak Detection and Repair	TPY	Tons per Year
M	Thousand	TRS	Total Reduced Sulfur
MACT	Maximum Achievable Control Technology	TSP	Total Suspended Particulate
MDHI	Maximum Design Heat Input	USEPA	United States Environmental Protection Agency
MM	Million	UTM	Universal Transverse Mercator
MMBtu/hr or mmbtu/hr	Million British Thermal Units per Hour	VEE	Visual Emissions Evaluation
MMCF/hr or mmcf/hr	Million Cubic Feet per Hour	VOC	Volatile Organic Compounds
NA	Not Applicable	VOL	Volatile Organic Liquids
NAAQS	National Ambient Air Quality Standards		
NESHAPS	National Emissions Standards for Hazardous Air Pollutants		

2.3. Authority

This permit is issued in accordance with West Virginia air pollution control law W.Va. Code §§ 22-5-1. et seq. and the following Legislative Rules promulgated thereunder:

- 2.3.1. 45CSR13 – *Permits for Construction, Modification, Relocation and Operation of Stationary Sources of Air Pollutants, Notification Requirements, Temporary Permits, General Permits and Procedures for Evaluation;*

2.4. Term and Renewal

- 2.4.1. This permit supersedes and replaces previously issued Permit R13-2558B. This Permit shall remain valid, continuous and in effect unless it is revised, suspended, revoked or otherwise changed under an applicable provision of 45CSR13 or any other applicable legislative rule;

2.5. Duty to Comply

- 2.5.1. The permitted facility shall be constructed and operated in accordance with the plans and specifications filed in Permit Application R13-2558, R13-2558A, R13-2558B, R13-2558C, and any modifications, administrative updates, or amendments thereto. The Secretary may suspend or revoke a permit if the plans and specifications upon which the approval was based are not adhered to;
[45CSR§§13-5.11 and -10.3.]
- 2.5.2. The permittee must comply with all conditions of this permit. Any permit noncompliance constitutes a violation of the West Virginia Code and the Clean Air Act and is grounds for enforcement action by the Secretary or USEPA;
- 2.5.3. Violations of any of the conditions contained in this permit, or incorporated herein by reference, may subject the permittee to civil and/or criminal penalties for each violation and further action or remedies as provided by West Virginia Code 22-5-6 and 22-5-7;
- 2.5.4. Approval of this permit does not relieve the permittee herein of the responsibility to apply for and obtain all other permits, licenses, and/or approvals from other agencies; i.e., local, state, and federal, which may have jurisdiction over the construction and/or operation of the source(s) and/or facility herein permitted.

2.6. Duty to Provide Information

The permittee shall furnish to the Secretary within a reasonable time any information the Secretary may request in writing to determine whether cause exists for administratively updating, modifying, revoking, or terminating the permit or to determine compliance with the permit. Upon request, the permittee shall also furnish to the Secretary copies of records to be kept by the permittee. For information claimed to be confidential, the permittee shall furnish such records to the Secretary along with a claim of confidentiality in accordance with 45CSR31. If confidential information is to be sent to USEPA, the permittee shall directly provide such information to USEPA along with a claim of confidentiality in accordance with 40 C.F.R. Part 2.

2.7. Duty to Supplement and Correct Information

Upon becoming aware of a failure to submit any relevant facts or a submittal of incorrect information in any permit application, the permittee shall promptly submit to the Secretary such supplemental facts or corrected information.

2.8. Administrative Update

The permittee may request an administrative update to this permit as defined in and according to the procedures specified in 45CSR13.

[45CSR§13-4.]

2.9. Permit Modification

The permittee may request a minor modification to this permit as defined in and according to the procedures specified in 45CSR13.

[45CSR§13-5.4.]

2.10 Major Permit Modification

The permittee may request a major modification as defined in and according to the procedures specified in 45CSR14 or 45CSR19, as appropriate.

[45CSR§13-5.1]

2.11. Inspection and Entry

The permittee shall allow any authorized representative of the Secretary, upon the presentation of credentials and other documents as may be required by law, to perform the following:

- a. At all reasonable times (including all times in which the facility is in operation) enter upon the permittee's premises where a source is located or emissions related activity is conducted, or where records must be kept under the conditions of this permit;
- b. Have access to and copy, at reasonable times, any records that must be kept under the conditions of this permit;
- c. Inspect at reasonable times (including all times in which the facility is in operation) any facilities, equipment (including monitoring and air pollution control equipment), practices, or operations regulated or required under the permit;
- d. Sample or monitor at reasonable times substances or parameters to determine compliance with the permit or applicable requirements or ascertain the amounts and types of air pollutants discharged.

2.12. Emergency

- 2.12.1. An "emergency" means any situation arising from sudden and reasonable unforeseeable events beyond the control of the source, including acts of God, which situation 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 noncompliance to the extent caused by

improperly designed equipment, lack of preventative maintenance, careless or improper operation, or operator error.

- 2.12.2. Effect of any emergency. An emergency constitutes an affirmative defense to an action brought for noncompliance with such technology-based emission limitations if the conditions of Section 2.12.3 are met.
- 2.12.3. The affirmative defense of emergency shall 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 permitted facility was at the time being properly operated;
 - c. During the period of the emergency the permittee took all reasonable steps to minimize levels of emissions that exceeded the emission standards, or other requirements in the permit; and
 - d. The permittee submitted notice of the emergency to the Secretary within one (1) working day of the time when emission limitations were exceeded due to the emergency and made a request for variance, and as applicable rules provide. This notice must contain a detailed description of the emergency, any steps taken to mitigate emissions, and corrective actions taken.
- 2.12.4. In any enforcement proceeding, the permittee seeking to establish the occurrence of an emergency has the burden of proof.
- 2.12.5 The provisions of this section are in addition to any emergency or upset provision contained in any applicable requirement.

2.13. Need to Halt or Reduce Activity Not a Defense

It shall not be a defense for a permittee in an enforcement action that it should have been necessary to halt or reduce the permitted activity in order to maintain compliance with the conditions of this permit. However, nothing in this paragraph shall be construed as precluding consideration of a need to halt or reduce activity as a mitigating factor in determining penalties for noncompliance if the health, safety, or environmental impacts of halting or reducing operations would be more serious than the impacts of continued operations.

2.14. Suspension of Activities

In the event the permittee should deem it necessary to suspend, for a period in excess of sixty (60) consecutive calendar days, the operations authorized by this permit, the permittee shall notify the Secretary, in writing, within two (2) calendar weeks of the passing of the sixtieth (60) day of the suspension period.

2.15. Property Rights

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

2.16. Severability

The provisions of this permit are severable and should any provision(s) be declared by a court of competent jurisdiction to be invalid or unenforceable, all other provisions shall remain in full force and effect.

2.17. Transferability

This permit is transferable in accordance with the requirements outlined in Section 10.1 of 45CSR13. [45CSR§13-10.1.]

2.18. Notification Requirements

The permittee shall notify the Secretary, in writing, no later than thirty (30) calendar days after the actual startup of the operations authorized under this permit.

2.19. Credible Evidence

Nothing in this permit shall alter or affect the ability of any person to establish compliance with, or a violation of, any applicable requirement through the use of credible evidence to the extent authorized by law. Nothing in this permit shall be construed to waive any defense otherwise available to the permittee including, but not limited to, any challenge to the credible evidence rule in the context of any future proceeding.

3.0. Facility-Wide Requirements

3.1. Limitations and Standards

- 3.1.1. **Open burning.** The open burning of refuse by any person, firm, corporation, association or public agency is prohibited except as noted in 45CSR§6-3.1.
[45CSR§6-3.1.]
- 3.1.2. **Open burning exemptions.** The exemptions listed in 45CSR§6-3.1 are subject to the following stipulation: Upon notification by the Secretary, no person shall cause, suffer, allow or permit any form of open burning during existing or predicted periods of atmospheric stagnation. Notification shall be made by such means as the Secretary may deem necessary and feasible.
[45CSR§6-3.2.]
- 3.1.3. **Asbestos.** The permittee is responsible for thoroughly inspecting the facility, or part of the facility, prior to commencement of demolition or renovation for the presence of asbestos and complying with 40 C.F.R. § 61.145, 40 C.F.R. § 61.148, and 40 C.F.R. § 61.150. The permittee, owner, or operator must notify the Secretary at least ten (10) working days prior to the commencement of any asbestos removal on the forms prescribed by the Secretary if the permittee is subject to the notification requirements of 40 C.F.R. § 61.145(b)(3)(i). The USEPA, the Division of Waste Management, and the Bureau for Public Health - Environmental Health require a copy of this notice to be sent to them.
[40CFR§61.145(b) and 45CSR§34]
- 3.1.4. **Odor.** No person shall cause, suffer, allow or permit the discharge of air pollutants which cause or contribute to an objectionable odor at any location occupied by the public.
[45CSR§4-3.1] *[State Enforceable Only]*
- 3.1.5. **Permanent shutdown.** A source which has not operated at least 500 hours in one 12-month period within the previous five (5) year time period may be considered permanently shutdown, unless such source can provide to the Secretary, with reasonable specificity, information to the contrary. All permits may be modified or revoked and/or reapplication or application for new permits may be required for any source determined to be permanently shutdown.
[45CSR§13-10.5.]
- 3.1.6. **Standby plan for reducing emissions.** When requested by the Secretary, the permittee shall prepare standby plans for reducing the emissions of air pollutants in accordance with the objectives set forth in Tables I, II, and III of 45CSR11.
[45CSR§11-5.2.]

3.2. Monitoring Requirements

[Reserved]

3.3. Testing Requirements

- 3.3.1. **Stack testing.** As per provisions set forth in this permit or as otherwise required by the Secretary, in accordance with the West Virginia Code, underlying regulations, permits and orders, the permittee shall conduct test(s) to determine compliance with the emission limitations set forth in this permit and/or established or set forth in underlying documents. The Secretary, or his duly authorized representative, may at his option witness or conduct such test(s). Should the Secretary

exercise his option to conduct such test(s), the operator shall provide all necessary sampling connections and sampling ports to be located in such manner as the Secretary may require, power for test equipment and the required safety equipment, such as scaffolding, railings and ladders, to comply with generally accepted good safety practices. Such tests shall be conducted in accordance with the methods and procedures set forth in this permit or as otherwise approved or specified by the Secretary in accordance with the following:

- a. The Secretary may on a source-specific basis approve or specify additional testing or alternative testing to the test methods specified in the permit for demonstrating compliance with 40 C.F.R. Parts 60, 61, and 63 in accordance with the Secretary's delegated authority and any established equivalency determination methods which are applicable. If a testing method is specified or approved which effectively replaces a test method specified in the permit, the permit may be revised in accordance with 45CSR§13-4. or 45CSR§13-5.4 as applicable.
- b. The Secretary may on a source-specific basis approve or specify additional testing or alternative testing to the test methods specified in the permit for demonstrating compliance with applicable requirements which do not involve federal delegation. In specifying or approving such alternative testing to the test methods, the Secretary, to the extent possible, shall utilize the same equivalency criteria as would be used in approving such changes under Section 3.3.1.a. of this permit. If a testing method is specified or approved which effectively replaces a test method specified in the permit, the permit may be revised in accordance with 45CSR§13-4. or 45CSR§13-5.4 as applicable.
- c. All periodic tests to determine mass emission limits from or air pollutant concentrations in discharge stacks and such other tests as specified in this permit shall be conducted in accordance with an approved test protocol. Unless previously approved, such protocols shall be submitted to the Secretary in writing at least thirty (30) days prior to any testing and shall contain the information set forth by the Secretary. In addition, the permittee shall notify the Secretary at least fifteen (15) days prior to any testing so the Secretary may have the opportunity to observe such tests. This notification shall include the actual date and time during which the test will be conducted and, if appropriate, verification that the tests will fully conform to a referenced protocol previously approved by the Secretary.
- d. The permittee shall submit a report of the results of the stack test within sixty (60) days of completion of the test. The test report shall provide the information necessary to document the objectives of the test and to determine whether proper procedures were used to accomplish these objectives. The report shall include the following: the certification described in paragraph 3.5.1.; a statement of compliance status, also signed by a responsible official; and, a summary of conditions which form the basis for the compliance status evaluation. The summary of conditions shall include the following:
 1. The permit or rule evaluated, with the citation number and language;
 2. The result of the test for each permit or rule condition; and,
 3. A statement of compliance or noncompliance with each permit or rule condition.

[WV Code § 22-5-4(a)(14-15) and 45CSR13]

3.4. Recordkeeping Requirements

- 3.4.1. **Retention of records.** The permittee shall maintain records of all information (including monitoring data, support information, reports, and notifications) required by this permit recorded

in a form suitable and readily available for expeditious inspection and review. Support information includes all calibration and maintenance records and all original strip-chart recordings for continuous monitoring instrumentation. The files shall be maintained for at least five (5) years following the date of each occurrence, measurement, maintenance, corrective action, report, or record. At a minimum, the most recent two (2) years of data shall be maintained on site. The remaining three (3) years of data may be maintained off site, but must remain accessible within a reasonable time. Where appropriate, the permittee may maintain records electronically (on a computer, on computer floppy disks, CDs, DVDs, or magnetic tape disks), on microfilm, or on microfiche.

- 3.4.2. **Odors.** For the purposes of 45CSR4, the permittee shall maintain a record of all odor complaints received, any investigation performed in response to such a complaint, and any responsive action(s) taken.
[45CSR§4. State Enforceable Only.]

3.5. Reporting Requirements

- 3.5.1. **Responsible official.** Any application form, report, or compliance certification required by this permit to be submitted to the DAQ and/or USEPA shall contain a certification by the responsible official that states that, based on information and belief formed after reasonable inquiry, the statements and information in the document are true, accurate, and complete.
- 3.5.2. **Confidential information.** A permittee may request confidential treatment for the submission of reporting required by this permit pursuant to the limitations and procedures of W.Va. Code § 22-5-10 and 45CSR31.
- 3.5.3. **Correspondence.** All notices, requests, demands, submissions and other communications required or permitted to be made to the Secretary of DEP and/or USEPA shall be made in writing and shall be deemed to have been duly given when delivered by hand, or mailed first class with postage prepaid to the address(es) set forth below or to such other person or address as the Secretary of the Department of Environmental Protection may designate:

If to the DAQ:
Director
WVDEP
Division of Air Quality
601 57th Street
Charleston, WV 25304-2345

If to the US EPA:
Associate Director
Office of Enforcement and Permits Review
(3AP12)
U.S. Environmental Protection Agency
Region III
1650 Arch Street
Philadelphia, PA 19103-2029

3.5.4. Operating Fee

- 3.5.4.1. In accordance with 45CSR30 – Operating Permit Program, the permittee shall submit a certified emissions statement and pay fees on an annual basis in accordance with the submittal requirements of the Division of Air Quality. A receipt for the appropriate fee shall be maintained on the premises for which the receipt has been issued, and shall be made immediately available for inspection by the Secretary or his/her duly authorized representative.

- 3.5.5. **Emission inventory.** At such time(s) as the Secretary may designate, the permittee herein shall prepare and submit an emission inventory for the previous year, addressing the emissions from the facility and/or process(es) authorized herein, in accordance with the emission inventory submittal requirements of the Division of Air Quality. After the initial submittal, the Secretary may, based upon the type and quantity of the pollutants emitted, establish a frequency other than on an annual basis.

4.0. Source-Specific Requirements

4.1. Limitations and Standards

4.1.1. The installation, operation, and maintenance of the Boilers #1 and #2, identified as emission points V-1 and V-2 respectively, shall be conducted in accordance with the following limitations:

a. Hourly and annual emission limitation from Boiler #1 shall not exceed the following:

Table #4.1.1.a. – Emission Limits for Boiler #1		
Pollutant	Fuel Oil Fired	
	Hourly Rate lb/hr	Annual Rate (TPY)
PM/PM ₁₀ /PM _{2.5} Includes Filterable & Condensable Fractions	0.52	2.30
SO ₂	1.5	6.59
NO _x	1.24	5.41
CO	0.31	1.35
VOCs	0.01	0.05

b. Hourly and annual emission limitation from Boiler #2 shall not exceed the following:

Table #4.1.1.b. – Emissions Limits for Boiler #2		
Pollutant	Natural Gas Firing	
	Hourly Rate (lb/hr)	Annual Rate (TPY)
PM/PM ₁₀ /PM _{2.5} Filterable	0.16	0.68
NO _x	2.04	8.94
CO	1.71	7.51
VOCs	0.11	0.49

- c. Exhaust from Boiler #1 shall be vented through control device TW-2 prior to being discharged to the atmosphere at Emission Point V-1.
- d. The Vent Scrubber TW-2 shall be operated and maintained with a scrubber solution having a ph level of 8 or greater at all times when Boiler #1 is operating.
- e. Boiler #1 shall be fueled with either #2 fuel oil, #4 fuel oil, used oil meeting the specifications of 40 CFR 279.11, or mixture of such fuels. The sulfur content of such fuels shall not exceed 0.5 percent by weight as combusted.

- f. The maximum amount of any fuel combusted in Boiler #1 shall not exceed 61.8 gallons per hour and 541,267 gallons of fuel per year. These limits restrict the heat input for Boiler #1 to less than 8 MMBtu/hr.
 - g. The permittee shall conduct biennial performance tune-ups of Boiler #1. The initial tune-up must be completed by no later than March 21, 2012. Then, each tune-up thereafter must be conducted no later than 25 months after the previous tune-up. Such tune-up must be conducted in accordance with i. through vi. of this condition.
 - i. As applicable, inspect the burner, and clean or replace any components of the burner as necessary (the permittee may delay the burner inspection until the next scheduled unit shutdown, but you must inspect each burner at least once every 36 months).
 - ii. Inspect the flame pattern, as applicable, and adjust the burner as necessary to optimize the flame pattern. The adjustment should be consistent with the manufacturer's specifications, if available.
 - iii. Inspect the system controlling the air-to-fuel ratio, as applicable, and ensure that it is correctly calibrated and functioning properly
 - iv. Optimize total emissions of carbon monoxide. This optimization should be consistent with the manufacturer's specifications, if available.
 - v. Measure the concentrations in the effluent stream of carbon monoxide in parts per million, by volume, and oxygen in volume percent, before and after the adjustments are made (measurements may be either on a dry or wet basis, as long as it is the same basis before and after the adjustments are made).
 - vi. If the unit is not operating on the required date for a tune-up, the tune-up must be conducted within one week of startup.
[40CFR§§63.11223(b)]
 - h. Boiler #2 shall only be fired with pipeline quality natural gas.
 - i. Visible emissions from Emission Points V-1 and V-2 shall not exceed 10% opacity.
[45CSR§2-3.1]
- 4.1.2. The permittee is permitted to employ a glycol recovery process at the facility. The glycol recovery process shall be operated and maintained in accordance with the following limitations:
- a. The permittee is permitted to operate two vacuum distillation units. The East Reactor shall have a maximum physical volume of 7,900 gallons and the West Reactor shall have a maximum physical volume of 9,100 gallons.
 - b. Combined VOC emissions from the vacuum pump vents and cooling tower shall not exceed 15.80 tons per year.
 - c. Combined Ethylene glycol emissions from the vacuum pump vents and cooling tower shall not exceed 9.22 tons per year.
 - d. Maximum peak hourly VOC emission from the cooling tower shall not exceed 37.67 pounds per hour. Compliance with this limit by maintaining the temperature cooling water below 95^oF and the content of VOCs entrained in the cooling water shall not exceed 50% volume.

- e. Used oil separated from the incoming glycol solutions stream and transferred to the used oil storage tank shall not exceed a maximum annual throughput of 50,000 gallons per year.

- 4.1.3. **Operation and Maintenance of Air Pollution Control Equipment.** The permittee shall, to the extent practicable, install, maintain, and operate all pollution control equipment listed in Section 1.0 and associated monitoring equipment in a manner consistent with safety and good air pollution control practices for minimizing emissions, or comply with any more stringent limits set forth in this permit or as set forth by any State rule, Federal regulation, or alternative control plan approved by the Secretary.
[45CSR§13-5.11.]

4.2. Monitoring Requirements

- 4.2.1. The permittee shall monitor and record the amount of fuel consumed, by fuel type, for Boiler #1 on a monthly basis. In addition, the permittee shall keep a 12-month rolling total of fuel consumed by the boiler. Such records shall be maintained in accordance with Condition 3.4.1.
[45 CSR §2-7.1.a.6.]
- 4.2.2. The permittee shall monitor and record the natural gas usage for Boiler #2 on a monthly basis. Such records shall be maintained in accordance with Condition 3.4.1.
[45 CSR §2-7.1.a.6., 40 CFR §60.48c(g)(2)]
- 4.2.3. Prior to combustion of used oil or a fuel oil mixture containing used oil, the permittee shall sample the fuel stored in the used oil storage tank and analyze the following:

Total sulfur (percent by weight)

Higher Heating Value (HHV), in terms of Btu/gallon

Such analysis will be conducted using appropriate reference methods. Such records shall include the date and location sample(s) taken, chain of custody documents, and analytic report of the analysis. These records shall be maintained in accordance with Condition 3.4.1. of this permit.
- 4.2.4. Within 60 days after completing the boiler tune-up for Boiler #1, the permittee shall conduct a visible emission observation of the exhaust from Boiler #1. Such observation shall be conducted in accordance with U.S. EPA Method 9. Records of such observations shall be maintained in accordance with Condition 3.4.1.
- 4.2.5. For the purpose of verifying compliance with the emission limits of 4.1.2.b.,c, and d., the permittee shall monitor the temperature of the cooling water of the cooling water or the temperature of the cooling water at the inlet for the condenser during June through September. Once per operating day, the permittee shall measure and record the temperature of the cooling water while in operation. Records of such monitoring shall be maintained in accordance with Condition 3.4.1.
- 4.2.6. The permittee shall sample and analysis the cooling water on operating days that the measured temperature of the cooling water exceed 85⁰F. Such sampling shall be conducted within 24 hours of taken the temperature measurement and the analysis shall determine the total organics of the cooling water. If samples are handled by Records of such monitoring shall be maintained in accordance with Condition 3.4.1.

4.3. Testing Requirements

[Reserved]

4.4. Recordkeeping Requirements

- 4.4.1. **Record of Monitoring.** The permittee shall keep records of monitoring information that include the following:
- a. The date, place as defined in this permit, and time of sampling or measurements;
 - b. The date(s) analyses were performed;
 - c. The company or entity that performed the analyses;
 - d. The analytical techniques or methods used;
 - e. The results of the analyses; and
 - f. The operating conditions existing at the time of sampling or measurement.
- 4.4.2. **Record of Maintenance of Air Pollution Control Equipment.** For all pollution control equipment listed in Section 1.0, the permittee shall maintain accurate records of all required pollution control equipment inspection and/or preventative maintenance procedures.
- 4.4.3. **Record of Malfunctions of Air Pollution Control Equipment.** For all air pollution control equipment listed in Section 1.0, the permittee shall maintain records of the occurrence and duration of any malfunction or operational shutdown of the air pollution control equipment during which excess emissions occur. For each such case, the following information shall be recorded:
- a. The equipment involved.
 - b. Steps taken to minimize emissions during the event.
 - c. The duration of the event.
 - d. The estimated increase in emissions during the event.
- For each such case associated with an equipment malfunction, the additional information shall also be recorded:
- e. The cause of the malfunction.
 - f. Steps taken to correct the malfunction.
 - g. Any changes or modifications to equipment or procedures that would help prevent future recurrences of the malfunction.
- 4.4.4. The permittee shall record for each boiler the date and time of each start-up and shut down of the unit. Such records shall be maintained in accordance with Condition 3.4.1.
- 4.4.5. The permittee shall obtain a sulfur analysis or sulfur content of every delivery of fuel oil and record the amount of fuel oil received. Such records shall be maintained in accordance with Condition 3.4.1.

- 4.4.6. The permittee shall maintain the following in accordance with Condition 3.4.1. of the biennial tune-ups for Boiler #1 as required in Condition 4.1.1.g.:
- a. The concentrations of CO in the effluent stream in parts per million, by volume, and oxygen in volume percent, measured before and after the tune-up of the boiler.
 - b. A description of any corrective actions taken as a part of the tune-up of the boiler.
 - c. The type and amount of fuel used over the 12 months prior to the biennial tune-up of the boiler;
 - d. Date(s) when the tune-up took place.
[40 CFR §§63.11223(b)(6)(i thought iii)]
- 4.4.7. The permittee shall determine the total amount of VOCs released from the glycol recovery process once a year for the purpose of demonstrating compliance with the emission limit in Condition 4.1.2.b. Such demonstration shall be completed no later than the 1st of March for the previous calendar year. Records shall include all calculations, data, and any other information used to determine the annual emissions. Such records shall be maintained in accordance with Condition 3.4.1.
- 4.4.8. The permittee shall record the following information of each batch of spent glycol processed at the facility:
- a. The total volume of the spent glycol being processed.
 - b. Concentration of glycol in the spent glycol.
 - c. Desired grade or finish product.
 - d. Start and end date/time of the batch.

4.5. Reporting Requirements

- 4.5.1. The permittee shall submit to the Director and Administrator a Notification of Compliance for Boiler #1 with the work practices (boiler tune-up) of 40 CFR 63, Subpart JJJJJJ by no later than July 19, 2012 or the 60th day after completing the initial tune-up as required in Condition 4.1.1.g., whichever comes first. The notification must be signed by a responsible official who shall certify its accuracy. Attesting to whether the source has complied with the following certification:

“This facility complies with the requirements in §63.11214 (Condition 4.1.1.g.) to conduct an initial tune-up of the boiler.”

The permittee may use the “Initial Notification of Compliance Status for Boiler Subject to Tune-ups- AREA SOURECS” form posted at <http://www.epa.gov/ttn/atw/boiler/boilerpg.html#DOC> .

This notification shall include the following information:

- a. The concentrations of CO in the effluent stream in parts per million, by volume, and oxygen in volume percent, measured before and after the tune-up of the boiler.
- b. A description of any corrective actions taken as a part of the tune-up of the boiler.
- c. The type and amount of fuel used over the 12 months prior to the biennial tune-up of the boiler.
[40CFR§§63.9(h)(2) and 63.11225(a)(4)]

CERTIFICATION OF DATA ACCURACY

I, the undersigned, hereby certify that, based on information and belief formed after reasonable inquiry, all information contained in the attached _____, representing the period beginning _____ and ending _____, and any supporting documents appended hereto, is true, accurate, and complete.

Signature¹ _____
(please use blue ink) Responsible Official or Authorized Representative Date

Name & Title _____
(please print or type) Name Title

Telephone No. _____ Fax No. _____

¹ This form shall be signed by a "Responsible Official." "Responsible Official" means one of the following:

- a. For a corporation: The president, secretary, treasurer, or vice-president of the corporation in charge of a principal business function, or any other person who performs similar policy or decision-making functions for the corporation, or a duly authorized representative of such person if the representative is responsible for the overall operation of one or more manufacturing, production, or operating facilities applying for or subject to a permit and either:
 - (i) the facilities employ more than 250 persons or have a gross annual sales or expenditures exceeding \$25 million (in second quarter 1980 dollars), or
 - (ii) the delegation of authority to such representative is approved in advance by the Director;
- b. For a partnership or sole proprietorship: a general partner or the proprietor, respectively;
- c. For a municipality, State, Federal, or other public entity: either a principal executive officer or ranking elected official. For the purposes of this part, a principal executive officer of a Federal agency includes the chief executive officer having responsibility for the overall operations of a principal geographic unit of the agency (e.g., a Regional Administrator of U.S. EPA); or
- d. The designated representative delegated with such authority and approved in advance by the Director.