



Tipane, Frederick <frederick.tipane@wv.gov>

**Re: Re: Re: Pre-Draft/Proposed Mount Storm Significant and Minor Modifications R30-02300003-2021 (SM02)**

1 message

**Tipane, Frederick** <frederick.tipane@wv.gov>  
To: "Bryan.T.Nichols@dominionenergy.com" <Bryan.T.Nichols@dominionenergy.com>

Wed, Feb 19, 2025 at 9:04 AM

Ok, thanks.

On Wed, Feb 19, 2025 at 9:04 AM [Bryan.T.Nichols@dominionenergy.com](mailto:Bryan.T.Nichols@dominionenergy.com) <Bryan.T.Nichols@dominionenergy.com> wrote:

Yes that is the correct information.

Thanks,

Bryan Nichols

**Bryan Nichols**  
Environmental Specialist  
Dominion Energy Environmental & Sustainability

Dominion Energy  
400 Otarre Parkway, Cayce, SC 29033  
Mailing Address: 220 Operation Way, MC OSC 1A, Cayce, SC 29033  
C: 803-605-5665



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**From:** Tipane, Frederick <frederick.tipane@wv.gov>  
**Sent:** Wednesday, February 19, 2025 8:58 AM  
**To:** Bryan T Nichols (Services - 6) <Bryan.T.Nichols@dominionenergy.com>  
**Subject:** [EXTERNAL] Re: Re: Pre-Draft/Proposed Mount Storm Significant and Minor Modifications R30-02300003-2021 (SM02)

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You're welcome.

Just to verify, is the correct contact information for Mr. Parsons?

David M. Parsons  
Director, PG Station III

436 Dominion Blvd.  
Mt Storm, WV 26739-8632  
david.parsons@dominionenergy.com

Thanks,  
Fred

On Wed, Feb 19, 2025 at 8:48 AM Bryan.T.Nichols@dominionenergy.com <Bryan.T.Nichols@dominionenergy.com> wrote:

I really appreciated the clarification. Otherwise, we did not have any other comments.

Thanks,

Bryan Nichols

**Bryan Nichols**  
Environmental Specialist  
Dominion Energy Environmental & Sustainability

Dominion Energy  
400 Otarre Parkway, Cayce, SC 29033  
Mailing Address: 220 Operation Way, MC OSC 1A, Cayce, SC 29033  
C: 803-605-5665



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**From:** Tipane, Frederick <frederick.tipane@wv.gov>  
**Sent:** Wednesday, February 19, 2025 8:45 AM  
**To:** Bryan T Nichols (Services - 6) <Bryan.T.Nichols@dominionenergy.com>  
**Cc:** Kristin D Edwards (Services - 6) <kristin.d.edwards@dominionenergy.com>; Todd M Alonzo (Services - 6) <Todd.M.Alonzo@dominionenergy.com>  
**Subject:** [EXTERNAL] Re: Pre-Draft/Proposed Mount Storm Significant and Minor Modifications R30-02300003-2021 (SM02)

<p style="text-align: center;"><b>CAUTION! This message was NOT SENT from DOMINION ENERGY</b></p> <p><b>Are you expecting this message to your DE email? Suspicious? Use PhishAlarm to report the message. Open a browser and type in the name of the trusted website instead of clicking on links. DO NOT click links or open attachments until you verify with the sender using a known-good phone number. Never provide your DE password.</b></p>
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Hi Bryan,

As we discussed on the phone regarding Dominion Energy's comments to the Pre-Draft/Proposed permit, the references throughout the permit to G60-D116 will not be revised to G60-D116A. Under section 1.2 of the permit, the current applicable version of the permit and its issuance date is listed in the table. The introductory language explains that the underlying authority for any R13, R14, an/or R19 permits contained in the Title V permit is cited using the original permit number (i.e., G60-D116) and that the current applicable version is listed in the table.

I hope I have satisfactorily addressed your comments. Feel free to contact me if you have any questions or concerns.

Fred Tipane



On Tue, Feb 18, 2025 at 4:06 PM [Bryan.T.Nichols@dominionenergy.com](mailto:Bryan.T.Nichols@dominionenergy.com) <[Bryan.T.Nichols@dominionenergy.com](mailto:Bryan.T.Nichols@dominionenergy.com)> wrote:

Hi Fred,

Please find attached Dominion Energy's response to the draft Title V permit received on February 6, 2025, for Mt. Storm Power Station. We have included a letter containing our response and a redline version of the permit.

Please let me know if you have any questions.

Thanks,

Bryan Nichols

**Bryan Nichols**  
Environmental Specialist  
Dominion Energy Environmental & Sustainability

Dominion Energy  
400 Otarre Parkway, Cayce, SC 29033  
Mailing Address: 220 Operation Way, MC OSC 1A, Cayce, SC 29033  
C: 803-605-5665



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**From:** Tipane, Frederick <[frederick.tipane@wv.gov](mailto:frederick.tipane@wv.gov)>  
**Sent:** Thursday, February 6, 2025 2:15 PM  
**To:** Kristin D Edwards (Services - 6) <[kristin.d.edwards@dominionenergy.com](mailto:kristin.d.edwards@dominionenergy.com)>; Bryan T Nichols (Services - 6) <[Bryan.T.Nichols@dominionenergy.com](mailto:Bryan.T.Nichols@dominionenergy.com)>  
**Subject:** [EXTERNAL] Pre-Draft/Proposed Mount Storm Significant and Minor Modifications R30-02300003-2021 (SM02)

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Please find attached for your review, the Pre-Draft/Proposed Title V permit and fact sheet for the significant modification (SM02) to permit R30-02300003-2021 (MM02). Please forward any comments or concerns to me as soon as possible but no later than Tuesday February 18, 2025.

Feel free to contact me if you have any questions or concerns or wish to discuss any issues.

Regards,  
Fred

--



Frederick Tipane

Division of Air Quality

601 57th Street, SE

Charleston, WV 25304

(304) 414-1910

[frederick.tipane@wv.gov](mailto:frederick.tipane@wv.gov)

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Tipane, Frederick &lt;frederick.tipane@wv.gov&gt;

**Re: Pre-Draft/Proposed Mount Storm Significant and Minor Modifications R30-02300003-2021 (SM02)**

1 message

**Tipane, Frederick** <frederick.tipane@wv.gov>

Wed, Feb 19, 2025 at 8:45 AM

To: "Bryan.T.Nichols@dominionenergy.com" &lt;Bryan.T.Nichols@dominionenergy.com&gt;

Cc: "Kristin. Edwards" &lt;kristin.d.edwards@dominionenergy.com&gt;, Todd.M.Alonzo@dominionenergy.com

Hi Bryan,

As we discussed on the phone regarding Dominion Energy's comments to the Pre-Draft/Proposed permit, the references throughout the permit to G60-D116 will not be revised to G60-D116A. Under section 1.2 of the permit, the current applicable version of the permit and its issuance date is listed in the table. The introductory language explains that the underlying authority for any R13, R14, an/or R19 permits contained in the Title V permit is cited using the original permit number (i.e., G60-D116) and that the current applicable version is listed in the table.

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Fred Tipane

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Hi Fred,

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Please let me know if you have any questions.

Thanks,

Bryan Nichols

**Bryan Nichols**

Environmental Specialist

Dominion Energy Environmental &amp; Sustainability

Dominion Energy

400 Otarre Parkway, Cayce, SC 29033

Mailing Address: 220 Operation Way, MC OSC 1A, Cayce, SC 29033

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**From:** Tipane, Frederick <[frederick.tipane@wv.gov](mailto:frederick.tipane@wv.gov)>**Sent:** Thursday, February 6, 2025 2:15 PM

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Feel free to contact me if you have any questions or concerns or wish to discuss any issues.

Regards,  
Fred

--



Frederick Tipane

Division of Air Quality

601 57th Street, SE

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(304) 414-1910

[frederick.tipane@wv.gov](mailto:frederick.tipane@wv.gov)

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**BY ELECTRONIC DELIVERY**

Frederick.Tipane@wv.gov

Feb 18, 2025

Fred Tipane  
Technical Analyst  
West Virginia Department of Environmental Protection  
601 57th Street  
Charleston, West Virginia 25304

**RE: Virginia Electric and Power Company (Dominion Energy)  
Mt. Storm Power Station (DAQ Air Facility ID No. 023-00003)  
Comments on Draft/Proposed Title V Permit Significant Modification**

Dear Mr. Tipane:

Thank you for providing the draft/proposed Title V Permit significant modification for the incorporation of Class II General Permit G60-D116A for Mt. Storm Power Station by email on February 6, 2025, for review. Attached is a redline version of the provided draft permit including Dominion Energy's complete comments and edits for your consideration. A summary of the requested edits is provided below:

1. We request references throughout the permit and statement of basis be changed from "G60-D116" to "G60-D116A" to reflect the amended underlying permit.

Thank you again for the opportunity to review. Dominion approves all other changes and comments as noted. If you require any additional information, please contact Bryan Nichols at (803) 605-5665 or via email at [bryan.t.nichols@dominionenergy.com](mailto:bryan.t.nichols@dominionenergy.com).

Sincerely,

A handwritten signature in black ink, appearing to read "Todd M. Alonzo".

Todd M. Alonzo  
Manager, Environmental - Corporate Air Programs

**West Virginia Department of Environmental Protection**

*Harold D. Ward*  
*Cabinet Secretary*

# Permit to Operate



Pursuant to  
**Title V**  
of the Clean Air Act

*Issued to:*  
**Virginia Electric and Power Company**  
**Mt. Storm Power Station / Mt. Storm, WV**  
**R30-02300003-2021**

---

**Laura M. Crowder**  
Director, Division of Air Quality

*Issued: December 2, 2021 • Effective: January 1, 2022*  
*Expiration: December 2, 2026 • Renewal Application Due: June 2, 2026*



**Permit Number: R30-02300003-2021**  
**Permittee: Virginia Electric and Power Company**  
**Facility Name: Mt. Storm Power Station**  
**Permittee Mailing Address: 120 Tredegar Street, Richmond, VA 23219**

---

*This permit is issued in accordance with the West Virginia Air Pollution Control Act (West Virginia Code §§ 22-5-1 et seq.) and 45CSR30 C Requirements for Operating Permits. The permittee identified at the above-referenced facility is authorized to operate the stationary sources of air pollutants identified herein in accordance with all terms and conditions of this permit.*

---

Facility Location:	Mt. Storm, Grant County, West Virginia
Facility Mailing Address:	436 Dominion Blvd., Mt. Storm, WV 26739-8632
Telephone Number:	(304) 259-5272
Type of Business Entity:	Corporation
Facility Description:	Electric Service
SIC Codes:	Primary 4911, Secondary N/A; Tertiary N/A
UTM Coordinates:	649.85 km Easting \$ 4340.00 km Northing \$ Zone 17

Permit Writer: Frederick Tipane

*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.*

---

*Issuance of this Title V Operating Permit does not supersede or invalidate any existing permits under 45CSR13, 14 or 19, although all applicable requirements from such permits governing the facility's operation and compliance have been incorporated into the Title V Operating Permit.*



## Table of Contents

<b>1.0</b>	<b>Emission Units and Active R13, R14, and R19 Permits.....</b>	<b>3</b>
<b>2.0</b>	<b>General Conditions.....</b>	<b>13</b>
<b>3.0</b>	<b>Facility-Wide Requirements.....</b>	<b>21</b>
<b>Source-specific Requirements</b>		
<b>4.0</b>	<b>Boilers.....</b>	<b>28</b>
<b>5.0</b>	<b>Fuel Handling Equipment.....</b>	<b>61</b>
<b>6.0</b>	<b>Limestone Handling Equipment.....</b>	<b>67</b>
<b>7.0</b>	<b>40 CFR Part 60, Subpart Da Requirements for Units 1 and 2 Boilers.....</b>	<b>73</b>
<b>8.0</b>	<b>Emergency Generators and Fire Pumps.....</b>	<b>76</b>
	<b>APPENDIX A - Cross-State Air Pollution Rule Requirements.....</b>	<b>85 88</b>
	<b>APPENDIX B - 45CSR2 &amp; 45CSR10 Monitoring Plan.....</b>	<b>96 99</b>
	<b>APPENDIX C - Acid Rain Permit.....</b>	<b>112 115</b>

## 1.0 Emission Units and Active R13, R14, and R19 Permits

### 1.1 Emission Units

Emission Unit ID	Emission Point ID	Emission Unit Description	Year Installed/Modified	Design Capacity <sup>1</sup>	Control Device <sup>2</sup>
<b>Boiler &amp; Associated Equipment</b>					
MTST-01-BLR-STG-1	MS1/2 (MS1/2e)	Unit 1 Boiler – (Combustion Engineering Model No. CCRDP 60)	1965/2009	6199 mmBtu/hr	ESP, FGDS, LNB, SCR
MTST-02-BLR-STG-1	MS1/2 (MS1/2e)	Unit 2 Boiler – (Combustion Engineering Model No. CCRDP 60)	1966/2009	6199 mmBtu/hr	ESP, FGDS, LNB, SCR
MTST-03-BLR-STG-1	MS3 (MS3e)	Unit 3 Boiler – (Combustion Engineering Model No. CCRD 66)	1973	5824 mmBtu/hr	ESP, FGDS, LNB, SCR
MTST-00-AB-STG-1	MS4 (MS4e)	Auxiliary Boiler – (Babcock & Wilcox Serial No. FM2943)	1984	150 mmBtu/hr	N
<b>Emergency Generators</b>					
MTST-C1-CTG-T-1	MS5	Combustion Turbine – (Pratt & Whitney Aircraft Division Model FT-4)	1967	215.3 mmBtu/hr 16080/21440 bhp Summer / bhp Winter	N
MTST-00-EG-DG-1A	MS6	Emergency Diesel Generator 1A	1963	4.38 mmBtu/hr; 536 bhp	N
MTST-00-EG-DG-1B	MS6	Emergency Diesel Generator 1B	1963	4.38 mmBtu/hr; 536 bhp	N
Communication Tower	MS79	Propane-fuel emergency generator at Communication Tower	2022	103bhp	N
<a href="#">LP-EG-1</a>	<a href="#">MS94</a>	<a href="#">Emergency Diesel Generator (Caterpillar Model D100 GC)</a>	<a href="#">2024</a>	<a href="#">161 hp</a>	<a href="#">N</a>
<a href="#">LV-EG-1</a>	<a href="#">MS95</a>	<a href="#">Emergency Diesel Generator (Kohler Model 400REOZJC)</a>	<a href="#">2025</a>	<a href="#">617 hp</a>	<a href="#">N</a>
<a href="#">SW-EG-1</a>	<a href="#">MS80</a>	<a href="#">Propane-fuel emergency generator (Generac Power System-MG150)</a>	<a href="#">2014</a>	<a href="#">224hp</a>	<a href="#">N</a>
<a href="#">SW-EG-2</a>	<a href="#">MS81</a>	<a href="#">Propane-fuel emergency generator –Generac Power System-MG150)</a>	<a href="#">2014</a>	<a href="#">224hp</a>	<a href="#">N</a>
<a href="#">SW-EG-3</a>	<a href="#">MS82</a>	<a href="#">Propane-fuel emergency generator (Generac Power System-MG150)</a>	<a href="#">2014</a>	<a href="#">224hp</a>	<a href="#">N</a>
SW-EG-4	MS83	Propane-fuel emergency generator (Kohler 150REZGC)	2014	227 hp	N

<sup>1</sup> Rated Design Capacity (The Size/Rated capacity is provided for informational purposes only, and is not an applicable requirement)

<sup>2</sup> Control Device/Control System abbreviations: ESP = Electrostatic Precipitators, FGDS = Flue Gas Desulfurization Scrubber Absorber, LNB = Low NOx Burners, SCR = Selective Catalytic Reduction, FE = Full enclosure, ME = Mist eliminators, P = Paved, PE = Partial Enclosure, PWT = Pressurized Water Truck, BH = Baghouse(s), DC = Dust Collector(s), MC = Moisture Content, UG = Under Ground, WB = Windbreaks, WS = Water Spray, N = None, ST = Stacking Tube

Emission Unit ID	Emission Point ID	Emission Unit Description	Year Installed/Modified	Design Capacity <sup>1</sup>	Control Device <sup>2</sup>
SW-EG-5	MS84	Propane-fuel emergency generator (Kohler 150REZGC)	2014	227 hp	N
SW-EG-6	MS87	Propane-fuel emergency generator (Kohler 150REZGC)	2015	227 hp	N
SW-EG-7	MS88	Propane-fuel emergency generator (Kohler 150REZGC)	2015	227 hp	N
<a href="#">SW-EG-8</a>	<a href="#">MS90</a>	<a href="#">Propane-fuel emergency generator (Kohler 4SRB Model # 400REZXD)</a>	<a href="#">2024</a>	<a href="#">472 hp</a>	<a href="#">N</a>
<a href="#">SW-EG-9</a>	<a href="#">MS91</a>	<a href="#">Propane-fuel emergency generator (Kohler 4SRB Model # 400REZXD)</a>	<a href="#">2024</a>	<a href="#">472 hp</a>	<a href="#">N</a>
<a href="#">SW-EG-10</a>	<a href="#">MS92</a>	<a href="#">Propane-fuel emergency generator (Kohler 4SRB Model # 400REZXD)</a>	<a href="#">2024</a>	<a href="#">472 hp</a>	<a href="#">N</a>
<a href="#">SW-EG-11</a>	<a href="#">MS93</a>	<a href="#">Propane-fuel emergency generator (Kohler 4SRB Model # 400REZXD)</a>	<a href="#">2024</a>	<a href="#">472 hp</a>	<a href="#">N</a>
<b>Fuel Handling Equipment</b>					
MTST-00-CS-CYS-1	MS7	Coal Silo # 1 (Transfer Point DP7 to feeders)	1972	10,000 Tons	FE
MTST-00-CS-CYS-2	MS7	Coal Silo # 2 (Transfer Point DP7 to feeders)	1972	10,000 Tons	FE
MTST-00-CS-FDR-VB1	MS7	Feeder From Silo #1 to Conveyor MTST-00-CS-CNV-P1 (Transfer Point DP8)	1996	400 TPH	FE
MTST-00-CS-FDR-N1	MS7	Feeder From Silo #1 to Conveyor MTST-00-CS-CNV-P1 (Transfer Point DP8)	1996	400 TPH	FE
MTST-00-CS-FDR-N2	MS7	Feeder From Silo #1 to Conveyor MTST-00-CS-CNV-P1 (Transfer Point DP8)	1996	400 TPH	FE
MTST-00-CS-FDR-VB2	MS7	Feeder From Silo #1 to Conveyor MTST-00-CS-CNV-P1 (Transfer Point DP8)	1996	400 TPH	FE
MTST-00-CS-FDR-N3	MS7	Feeder From Silo #1 to Conveyor MTST-00-CS-CNV-P1 (Transfer Point DP8)	1996	400 TPH	FE
MTST-00-CS-FDR-N4	MS7	Feeder From Silo #1 to Conveyor MTST-00-CS-CNV-P1 (Transfer Point DP8)	1996	400 TPH	FE
MTST-00-CS-FDR-VB3	MS7	Feeder From Silo #1 to Conveyor MTST-00-CS-CNV-P1 (Transfer Point DP8)	1996	400 TPH	FE
MTST-00-CS-FDR-VB4	MS7	Feeder From Silo #2 to Conveyor MTST-00-CS-CNV-P1 (Transfer Point DP8)	1996	400 TPH	FE
MTST-00-CS-FDR-N5	MS7	Feeder From Silo #2 to Conveyor MTST-00-CS-CNV-P1 (Transfer Point DP8)	1996	400 TPH	FE
MTST-00-CS-FDR-N6	MS7	Feeder From Silo #2 to Conveyor MTST-00-CS-CNV-P1 (Transfer Point DP8)	1996	400 TPH	FE
MTST-00-CS-FDR-VB5	MS7	Feeder From Silo #2 to Conveyor MTST-00-CS-CNV-P1 (Transfer Point DP8)	1996	400 TPH	FE
MTST-00-CS-FDR-N7	MS7	Feeder From Silo #2 to Conveyor MTST-00-CS-CNV-P1 (Transfer Point DP8)	1996	400 TPH	FE



Emission Unit ID	Emission Point ID	Emission Unit Description	Year Installed/Modified	Design Capacity <sup>1</sup>	Control Device <sup>2</sup>
MTST-00-CS-FDR-N8	MS7	Feeder From Silo #2 to Conveyor MTST-00-CS-CNV-P1 (Transfer Point DP8)	1996	400 TPH	FE
MTST-00-CS-FDR-VB6	MS7	Feeder From Silo #2 to Conveyor MTST-00-CS-CNV-P1 (Transfer Point DP8)	1996	400 TPH	FE
MTST-00-CS-CNV-S2	MS7	Coal Conveyor From MTST-00-CS-CNV-S2 To Silo's MTST-00-CS-CYS-1 and 2 (Transfer Point DP6)	1996	1200 TPH	FE
MTST-00-CS-CNV-P1	MS8	Coal Conveyor from Silo Feeders to Transfer House MTST-00-BLD-CYTH-1	1972	1600 TPH	FE
MTST-00-CS-CNV-Q	MS9	Coal Conveyor from Transfer House to Primary Crushers MTST-00-CS-CRH-4 or MTST-00-CS-CRH-5 or By Pass Chutes MTST-00-CS-CHT-C2BP and H2BP	1972	1200 TPH	FE
MTST-00-CS-CRH-4	MS10	Primary Crusher #4 to Conveyor MTST-00-CS-CNV-C2	1985	1200 TPH	FE
MTST-00-CS-CRH-5	MS10	Primary Crusher #5 to Conveyor MTST-00-CS-CNV-H2	1985	1200 TPH	FE
MTST-00-CS-CHT-C2BP	MS10	#4 Crusher By Pass Chute to MTST-00-CS-CNV-C2	1972	800 TPH	FE
MTST-00-CS-CHT-H2BP	MS10	#5 Crusher By Pass Chute to MTST-00-CS-CNV-H2	1972	800 TPH	FE
MTST-00-CS-CNV-C1	MS10	Reclaim Conveyor to Primary Crusher # 4	1985	1200 TPH	UG / FE
MTST-00-CS-CNV-H1	MS10	Reclaim Conveyor to Primary Crusher # 5	1985	1200 TPH	UG / FE /
MTST-00-CS-CNV-C2	MS11	Coal Conveyor from Primary Crusher #4 to Conveyor MTST-00-CS-CNV-D	1985	1200 TPH	FE
MTST-00-CS-CNV-H2	MS11	Coal Conveyor from Primary Crusher #5 to Conveyor MTST-00-CS-CNV-J	1985	1200 TPH	FE
MTST-00-CS-FDR-D	MS12	Tripper Reject Feeder to Conveyor MTST-00-CS-CNV-D	1985	1200 TPH	FE
MTST-00-CS-CNV-D	MS12	Coal Conveyor to Units 1, 2, and 3 Bunkers	1985	1200 TPH	FE
MTST-00-CS-FDR-J	MS12	Tripper Reject Feeder to Conveyor MTST-00-CS-CNV-J	1985	1200 TPH	FE
MTST-00-CS-CNV-J	MS12	Coal Conveyor to Units 1, 2, and 3 Bunkers	1985	1200 TPH	FE
MTST-00-CS-UNL-1	MS13	Rail Car Dump	1964	1400 TPH	PE / WS
MTST-00-CS-FDR-A1	MS13	Feeder From Rail Car Dump to Conveyor MTST-00-CS-CNV-B	1964	700 TPH	UG
MTST-00-CS-FDR-A2	MS13	Feeder From Rail Car Dump to Conveyor MTST-00-CS-CNV-B	1964	700 TPH	UG
MTST-00-CS-CNV-B	MS14	Coal Conveyor to Crusher MTST-00-CS-CRH-2 or Conveyor MTST-00-CS-CNV-E and Sample System MTST-00-CSS-SM-B	1972	1400 TPH	UG / FE
MTST-00-CS-FDR-M2	MS15	Feeder From Crusher #2 to Conveyor MTST-00-CS-CNV-C2	1985	700 TPH	FE

Emission Unit ID	Emission Point ID	Emission Unit Description	Year Installed/Modified	Design Capacity <sup>1</sup>	Control Device <sup>2</sup>
MTST-00-CSS-FDR-B	MS15	Sample Feeder to Sample Crusher MTST-00-CSS-CRH-B	1985	<500,000 lbs/hr	FE
MTST-00-CSS-CRH-B	MS15	Coal Sample Crusher to Sampler MTST-00-CSS-SM-B	1985	<500,000 lbs/hr	FE
MTST-00-CSS-SM-B	MS15	Automatic Sampler to Sample Cans or Conveyor MTST-00-CS-CNV-E	1985	<500,000 lbs/hr	FE
MTST-00-CS-CNV-G	MS15	Conveyor to Crusher MTST-00-CS-CRH-3 and Feeder MTST-00-CSS-FDR-G	1985	700 TPH	UG / FE
MTST-00-CS-FDR-M3	MS15	Feeder From Crusher #3 to Conveyors MTST-00-CS-CNV-E or MTST-00-CS-CNV-H2	1964	700 TPH	FE
MTST-00-CSS-FDR-G	MS15	Sample Feeder from MTST-00-CS-FDR-M3 to Sample Feeder MTST-00-CSS-FDR-G1	1985	<500,000 lbs/hr	FE
MTST-00-CSS-FDR-G1	MS15	Sample Feeder from MTST-00-CS-FDR-G to Sample Feeder MTST-00-CSS-FDR-G1	1985	<500,000 lbs/hr	FE
MTST-00-CSS-FDR-G1	MS15	Sample Feeder to Sample Crusher MTST-00-CSS-CRH-G	1985	<500,000 lbs/hr	FE
MTST-00-CSS-CRH-G	MS15	Sample Crusher to Automatic Sampler MTST-00-CSS-SM-G	1985	<500,000 lbs/hr	FE
MTST-00-CSS-SM-G	MS15	Automatic Sampler to Sample Cans or Conveyor MTST-00-CS-CNV-E	1985	<500,000 lbs/hr	FE
MTST-00-CS-CNV-E	MS16	Coal Conveyor to Stock Out Conveyor MTST-00-CS-CNV-F	1964	2100 TPH	UG / FE
MTST-00-CS-CNV-F	MS17	Stock Out Conveyor to Coal Storage Pile	1964	2100 TPH	PE / WS
MTST-00-BLD-CSD-2	MS18	Coal Truck Dump	1964	700 TPH	N
MTST-00-CS-FDR-VBG1	MS18	Feeder From Truck Dump Hoppers to Conveyor MTST-00-CS-CNV-G	1985	175 TPH	UG
MTST-00-CS-FDR-VBG2	MS18	Feeder From Truck Dump Hoppers to Conveyor MTST-00-CS-CNV-G	1985	175 TPH	UG
MTST-00-CS-FDR-VBG3	MS18	Feeder From Truck Dump Hoppers to Conveyor MTST-00-CS-CNV-G	1985	175 TPH	UG
MTST-00-CS-FDR-VBG4	MS18	Feeder From Truck Dump Hoppers to Conveyor MTST-00-CS-CNV-G	1985	175 TPH	UG
MTST-00-CS-FDR-VBC1	MS19	Reclaim Feeder From Coal Pile to Conveyor MTST-00-CS-CNV-C1	1985	400 TPH	UG
MTST-00-CS-FDR-VBC2	MS19	Reclaim Feeder From Coal Pile to Conveyor MTST-00-CS-CNV-C1	1985	400 TPH	UG
MTST-00-CS-FDR-VBC3	MS19	Reclaim Feeder From Coal Pile to Conveyor MTST-00-CS-CNV-C1	1985	400 TPH	UG
MTST-00-CS-FDR-VBC4	MS19	Reclaim Feeder From Coal Pile to Conveyor MTST-00-CS-CNV-C1	1985	400 TPH	UG
MTST-00-CS-FDR-VBH1	MS20	Reclaim Feeder From Coal Pile to Conveyor MTST-00-CS-CNV-H1	1985	400 TPH	UG



Emission Unit ID	Emission Point ID	Emission Unit Description	Year Installed/Modified	Design Capacity <sup>1</sup>	Control Device <sup>2</sup>
MTST-00-CS-FDR-VBH2	MS20	Reclaim Feeder From Coal Pile to Conveyor MTST-00-CS-CNV-H1	1985	400 TPH	UG
MTST-00-CS-FDR-VBH3	MS20	Reclaim Feeder From Coal Pile to Conveyor MTST-00-CS-CNV-H1	1985	400 TPH	UG
MTST-00-BLD-	MS21	Mettiki Coal Truck Dump Enclosure (Transfer Point DP1)	1996	3,000,000 tpy (1200 TPH)	WB
MTST-00-CS-FDR-S1	MS21	Feeder From Truck to Conveyor MTST-00-CS-CNV-S1a (Transfer Point DP2)	1996	300 TPH	UG / FE
MTST-00-CS-FDR-S2	MS21	Feeder From Truck to Conveyor MTST-00-CS-CNV-S1a (Transfer Point DP2)	1996	300 TPH	UG / FE
MTST-00-CS-FDR-S3	MS21	Feeder From Truck to Conveyor MTST-00-CS-CNV-S1a (Transfer Point DP2)	1996	300 TPH	UG / FE
MTST-00-CS-FDR-S4	MS21	Feeder From Truck to Conveyor MTST-00-CS-CNV-S1a (Transfer Point DP2)	1996	300 TPH	UG / FE
MTST-00-CS-CNV-S1a	MS22	Conveyor S1a to S1b (Transfer Point T1)	1996	1200 TPH	UG / FE
MTST-00-CS-CNV-S1a	MS22 (T1)	Existing Truck Dump to existing Silo Feed (S-1a) to existing Conveyor S-1b or New Transfer Conveyor S-3a	1996	1200 TPH	UG / FE
MTST-00-CS-CNV-S1b	MS23	Conveyor S1b to Conveyor S2 (Transfer Point DP5)	1996	1200 TPH	FE
MTST-00-CS-CNV-S3a	MS24 (T2)	Transfer Conveyor S-3a to Radial Stacker S-5 or Transfer Conveyor S-4	2006	1200 TPH	PE
MTST-00-CS-CNV-S4	MS25 (T3)	Transfer Conveyor S-4 to Radial Stacker S-6	2006	1200 TPH	PE
MTST-00-CS-CNV-S5	MS26 (T4)	Radial Slacker S-5 to Open Pile (OP-1)	2006	1200 TPH	PE
OP-1	MS27	Fuel Storage Pile 1 from Radial Stacker S-5	2006	2,500,000 top (total for OP-1 and OP-2)	N
MTST-00-CS-CNV-S6	MS28	Radial Stacker S-6 to Open Pile (OP-2)	2006	1200 TPH	PE
OP-2	MS29	Fuel Storage Pile 2 from Radial Stacker S-6	2006	2,500,000 top (total for OP-1 and OP-2)	N
BD-T7	MS30 (T7)	Bulldozer to New Reclaim Hoppers	2006	1200 TPH	UG
MTST-00-CS-FDR-1	MS31 (T8)	New Reclaim Hoppers to New Reclaim Coal Conveyor T	2006	1000 TPH	UG
MTST-00-CS-FDR-2	MS31 (T8)	New Reclaim Hoppers to New Reclaim Coal Conveyor T	2006	1000 TPH	UG
MTST-00-CS-CNV-T	MS32 (T9)	New Reclaim Conveyor T to Existing P-1 Conveyor	2006	1200 TPH	UG/PE
MTST-00-CS-CNV-P2	MS33 (T10)	New Transfer on P-1 Conveyor to P-2 Conveyor	2006	1600 TPH	FE

Emission Unit ID	Emission Point ID	Emission Unit Description	Year Installed/Modified	Design Capacity <sup>1</sup>	Control Device <sup>2</sup>
C-SF-1	MS34 (T11)	Conveyor SF-1	2005	1600 TPH	FE
C-SF-2	MS35 (T12)	Conveyor SF-2	2005	1000 TPH	PE
MSTST-00-CS-CNV-R	MS36 (T13)	Conveyor MSTST-00-CS-CNV-R	2005	1600 TPH	PE
MTST-00-RC-SILO-SB1	MS77 (SB1)	S-Sorb Receiving Silo	2011	190 ton (45,000 tpy)	Fabric Filter
MTST-00-RC-SILO-SB2	MS78 (SB2)	S-Sorb Active Silo	2011	150 ton (45,000 tpy)	Fabric Filter
MTST-00-RC-CNV-SB3	Fugitive (SB3)	S-Sorb Transfer Conveyor	2011	24 TPH (45,000 tpy)	FE
MTST-00-RC-CHT-SB4	Fugitive (SB4)	S-Sorb Transfer Chute	2011	24 TPH (45,000 tpy)	FE
<b>Limestone Handling Equipment</b>					
MTST-00-BLD-LSUB-1	MS37	Limestone Truck Unloading Enclosure to Limestone Hoppers MTST-00-SAR-HPR-1A & 1B (2sa)	1994	N/A	PE / DC#3 (BH2ca)
MTST-00-SAR-HPR-1A	MS37	Limestone Hopper to Feeder MTST-FDR-1A	1994	300 Tons	FE / DC#3 (BH2ca)
MTST-00-SAR-HPR-1B	MS37	Limestone Hopper to Feeder MTST-FDR-1B	1994	300 Tons	FE / DC#3 (BH2ca)
MTST-00-SAR-FDR-1A	MS37	Limestone Unloading Feeder to Conveyor MTST-00-SAR-CNV-A	1994	600 TPH	FE / DC#3 (BH2ca)
MTST-00-SAR-FDR-1B	MS37	Limestone Unloading Feeder to Conveyor MTST-00-SAR-CNV-A	1994	600 TPH	FE / DC#3 (BH2ca)
MTST-00-SAR-CNV-A	MS38	Limestone Conveyor (4sa) from Unloading Feeders to Storage Dome and Sample System	1994	600 TPH	FE / DC#6 BH3cb
MTST-00-SAR-SM-1	MS39	Limestone Sampler to Feeder MSTST-00-SAR-FDR-1	1994	7 TPH	FE / DC#6 BH3cb
MTST-00-SAR-FDR-1	MS39	Limestone Sample System Primary Feeder to Sample Crusher (3sg) MTST-00-SAR-CRH-2	1994	7 TPH	FE / DC#6 BH3cb
MTST-00-SAR-CRH-2	MS39	Limestone Sample Crusher (3sg)	1994	7 TPH	FE / DC#6 BH3cb
MTST-00-SAR-FDR-2	MS39	Limestone Sample System Secondary Feeder to Secondary Sampler 00-SAR-SM-2 and Conveyor MTST-00-SAR-CNV-D	1994	7 TPH	FE / DC#6 BH3cb
MTST-00-SAR-SM-2	MS39	Secondary Sampler to Sample Collector MTST-00-SAR-COL-1	1994	7 TPH	FE / DC#6 BH3cb
MTST-00-SAR-CNV-D	MS39	Bucket Conveyor (3se) Back to Conveyor MTST-00-SAR-CNV-A	1994	7 TPH	FE / DC#6 BH3cb
MTST-00-BLD-LS-D	MS40	Limestone Storage Dome (5sa)	1997	10,000 Tons	FE



Emission Unit ID	Emission Point ID	Emission Unit Description	Year Installed/Modified	Design Capacity <sup>1</sup>	Control Device <sup>2</sup>
MTST-00-SAR-FDR-2A	MS40	Limestone Reclaim Feeder to Conveyor MTST-00-SAR-CNV-B	1994	400 TPH	UG / DC#4 BH6cc
MTST-00-SAR-FDR-2B	MS40	Limestone Reclaim Feeder to Conveyor MTST-00-SAR-CNV-B	1994	400 TPH	UG / DC#4 BH6cc
MTST-00-SAR-FDR-2C	MS40	Limestone Reclaim Feeder to Conveyor MTST-00-SAR-CNV-B	1994	400 TPH	UG / DC#4 BH6cc
MTST-00-SAR-CNV-B	MS41	Limestone Conveyor (6sd) from Reclaim Feeders to Limestone Crusher MTST-00-SAR-CRH-1	1994	400 TPH	FE / DC#4 BH6cc
MTST-00-SAR-CRH-1	MS42	Limestone Crusher (7sb) to Conveyor MTST-00-SAR-CNV-C	1994	400 TPH	FE / DC#5 (BH7cc)
MTST-00-SAR-CNV-C	MS43	Limestone Conveyor from Crusher #1 to Shuttle Conveyor MTST-00-SAR-CNV-1	1994	400 TPH	FE / DC#5 (BH7cc)
MTST-00-SAR-CNV-1	MS44	Limestone Shuttle Conveyor (7sd) to Silo's MTST-03-SAR-TK-1A and 1B and MTST-00-SAR-TK-1A & 1B	2001	400 TPH	FE / DC#7 (BH8cc)
MTST-03-SAR-TK-1A	MS45	Limestone Storage Silo (8sa) to Weigh Feeder MTST-03-SAP-FDR-1A	1994	500 Tons	FE / DC#7 (BH8cc)
MTST-03-SAR-TK-1B	MS45	Limestone Storage Silo (8sb) to Weigh Feeder MTST-03-SAP-FDR-1B	1994	500 Tons	FE / DC#7 (BH8cc)
MTST-00-SAR-TK-1A	MS45	Limestone Storage Silo (8sc) to Weigh Feeder MTST-00-SAP-FDR-1A	2001	500 Tons	FE / DC#7 (BH8cc)
MTST-00-SAR-TK-1B	MS45	Limestone Storage Silo (8sd) to Weigh Feeder MTST-00-SAP-FDR-1B	2001	500 Tons	FE / DC#7 (BH8cc)
MTST-03-SAP-FDR-1A	MS45	Limestone Weigh Feeder to Ball Mill MTST-03-SAP-CRH-1A	1994	18 TPH	FE / DC#7 (BH8cc)
MTST-03-SAP-FDR-1B	MS45	Limestone Weigh Feeder to Ball Mill MTST-03-SAP-CRH-1B	1994	18 TPH	FE / DC#7 (BH8cc)
MTST-00-SAP-FDR-1A	MS45	Limestone Weigh Feeder to Ball Mill MTST-00-SAP-CRH-1A	2001	17 TPH	FE / DC#7 (BH8cc)
MTST-00-SAP-FDR-1B	MS45	Limestone Weigh Feeder to Ball Mill MTST-00-SAP-CRH-1B	2001	17 TPH	FE / DC#7 (BH8cc)
<b>Ash Handling Equipment</b>					
MTST-01-ID-STK-1	MS46	Unit 1 Fly Ash Storage Silo to Mixers MTST-01-ADF-MC-1A and 1B	1963	88,000 ft <sup>3</sup>	FE
MTST-01-ADF-MC-1A	MS47	Unit 1 Primary Fly Ash Mixer to Ash Haul Trucks	2003	400 TPH	PE / MC
MTST-01-ADF-MC-1B	MS48	Unit 1 Secondary Fly Ash Mixer to Ash Haul Trucks	1975	300 TPH	PE / MC
MTST-02-ID-STK-1	MS49	Unit 2 Fly Ash Storage Silo to Mixers MTST-02-ADF-MC-1A and 1B	1964	88,000 ft <sup>3</sup>	FE
MTST-02-ADF-MC-1A	MS50	Unit 2 Primary Fly Ash Mixer to Ash Haul Trucks	2003	400 TPH	PE / MC

Emission Unit ID	Emission Point ID	Emission Unit Description	Year Installed/Modified	Design Capacity <sup>1</sup>	Control Device <sup>2</sup>
MTST-02-ADF-MC-1B	MS51	Unit 2 Secondary Fly Ash Mixer to Ash Haul Trucks	1975	400 TPH	PE / MC
MTST-03-ID-STK-1	MS52	Unit 3 Fly Ash Storage Silo to Mixers MTST-03-ADF-MC-1A and 1B	1972	125,000 ft <sup>3</sup>	FE
MTST-03-ADF-MC-1A	MS53	Unit 3 Primary Fly Ash Mixer to Ash Haul Trucks	2003	400 TPH	PE / MC
MTST-03-ADF-MC-1B	MS54	Unit 3 Secondary Fly Ash Mixer to Ash Haul Trucks	1972	400 TPH	PE / MC
MTST-00-ADB-TK-3	MS55	Pyrite Storage Tank to Mixer MTST-00-ADB-MC-1	1982	1200 tons	FE
MTST-00-ADB-MC-1	MS56	Pyrite Mixer to Ash Haul Trucks	1994	200 TPH	PE / MC
<b>Scrubber By Product (FGD Gypsum)</b>					
MTST-00-SWD-M-FL-1A	MS57	Vacuum Filter to De-watering Building MTST-00-BLD-DW-1	2001	27 TPH	FE / MC
MTST-00-SWD-M-FL-1B	MS57	Vacuum Filter to De-watering Building MTST-00-BLD-DW-1	2001	27 TPH	FE / MC
MTST-03-SWD-M-FL-1A	MS58	Vacuum Filter to De-watering Building MTST-00-BLD-DW-1	1994	27 TPH	FE / MC
MTST-03-SWD-M-FL-1B	MS58	Vacuum Filter to De-watering Building MTST-00-BLD-DW-1	1994	27 TPH	FE / MC
<b>Miscellaneous Other</b>					
MTST-00-FP-ENG-1	MS59	Diesel Fire Pump Clarke/John Deere JU6H-UFADX8	2024 2014	305 bhp	N
MTST-00-FP-ENG-3	MS60	Diesel Fire Pump Clarke/John Deere JX6HUFADKO-S	2018	526 bhp	N
MTST-00-LO-TK-3	MS61	Clean Oil Tank (Turbine Lube Oil)	1964	16,000 Gal.	FE
MTST-00-LO-TK-4	MS62	Dirty Oil Tank (Turbine Lube Oil)	1964	16,000 Gal.	FE
MTST-00-FO-TK-4	MS63	Jet Fuel Oil Tank for Combustion Turbine	1992	105,000 Gal.	N
MTST-00-FO-TK-6G	MS65	Gasoline Tank-Unleaded	1995	5000 Gal.	FE
MTST-00-IO-TK-1A	MS66	Fuel Oil Tank 1A (#2 fuel oil)	1964	504,501 Gal.	N
MTST-00-IO-TK-1B	MS67	Fuel Oil Tank 1B (#2 fuel oil)	1973	1,541,526 Gal.	N
1-CC-E-1A, 1-CC-E-1B, 1-CC-E-1C	MS68	Cooling Tower (3 stacks)	1964	NA	ME
2-CC-E-1A, 2-CC-E-1B, 2-CC-E-1C	MS69	Cooling Tower (3 stacks)	1964	NA	ME

Emission Unit ID	Emission Point ID	Emission Unit Description	Year Installed/ Modified	Design Capacity <sup>1</sup>	Control Device <sup>2</sup>
3-CC-E-1A, 3-CC-E-1B	MS70	Cooling Tower (2 stacks)	1973	NA	ME
MTST-00- RW-CTS	MS86	Helper Cooling Tower (2 stacks)	2011	NA	ME
MTST-03-OAS-TK-1C	MS71	Acid Tank – Organic for Scrubber	1993	43,183 Gal.	N
MTST-00-BLD-LTB-1	MS72	Lime Silo for Water Treatment Settling Pond	1973	4000 cu. ft.	BH
MTST-00-AMS-TK-1	MS73	Anhydrous Ammonia Tank	2001	45,000 Gal.	Deluge systems are used to suppress inadvertent NH3 releases.
MTST-00-AMS-TK-2	MS74	Anhydrous Ammonia Tank	2001	45,000 Gal	
MTST-00-AMS-TK-3	MS75	Anhydrous Ammonia Tank	2001	45,000 Gal	
PTK-1	MS76	Ash Maintenance Diesel Fuel Tank	2013	10,000 Gal	FE
FO-TK-02	MS85	ULSD Tank for Fire Pump	2014	515 Gal	FE
FO-TK-03	MS89	ULSD Tank for Fire Pump 3	2018	600 Gal	FE
<b>Roads</b>					
RD-1	Fugitive	Asphalt Plant Entrance Road	1964	2216 Feet	P, PWT
RD-2	Fugitive	Concrete Coal Entrance Road	1964	1470 Feet	P, PWT
RD-3	Fugitive	Asphalt Limestone Haul Road	1994	6277 Feet	P, PWT
RD-4	Fugitive	Asphalt Mettiki Coal Entrance Road	1996	4932 Feet	P, PWT
RD-5	Fugitive	Asphalt Ash Haul Road	1994	6864 Feet	P, PWT
RD-6	Fugitive	Asphalt Plant Roads	1964 to 2004	10224 Feet	P, PWT
RD-7	Fugitive	Gravel Plant Roads	1964 / 1972	3518 Feet	PWT
RD-8	Fugitive	Gravel Ash Haul Road To Phase A	1994	3168 Feet	PWT
RD-9	Fugitive	Gravel Ash Haul Road To Phase B Entrance	1986	4224 Feet	PWT
RD-10	Fugitive	Bottom Ash Internal Phase B Haul Road	1995 to 2009	2112 Feet	PWT
RD-11	Fugitive	Gravel Old Ash Haul Road	1979	3325 Feet	PWT
AD-1	Fugitive	Unloading of Ash Haul Trucks	1989	60 tons/truck	MC
FGD-1	Fugitive	Unloading of FGD Byproduct Haul Trucks	1994	35 tons/truck	MC



**1.2. Active R13, R14, and R19 Permits**

The underlying authority for any conditions from R13, R14, and/or R19 permits contained in this operating permit is cited using the original permit number (e.g. R13-1234). The current applicable version of such permit(s) is listed below.

<b>Permit Number</b>	<b>Date of Issuance</b>
R13-0656A	December 14, 2015
R13-1660D	May 13, 2003
R13-1661/R14-10	August 12, 1994
R13-2034F	September 7, 2023
R13-2735	December 13, 2007
G60-D056C	January 31, 2020
G60-D110	December 20, 2021
<a href="#">G60-D116A</a>	<a href="#">January 17, 2025</a>

## 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 other person to whom the Secretary has delegated authority or duties pursuant to W.Va. Code §§ 22-1-6 or 22-1-8 (45CSR§30-2.39). The Director of the Division of Air Quality is the Secretary's designated representative for the purposes of this permit.
- 2.1.4. Unless otherwise specified in a permit condition or underlying rule or regulation, all references to a "rolling yearly total" shall mean the sum of the monthly data, values or parameters being measured, monitored, or recorded, at any given time for the previous twelve (12) consecutive calendar months.

### 2.2. Acronyms

<b>CAAA</b>	Clean Air Act Amendments	<b>NSPS</b>	New Source Performance Standards
<b>CBI</b>	Confidential Business Information	<b>PM</b>	Particulate Matter
<b>CEM</b>	Continuous Emission Monitor	<b>PM<sub>10</sub></b>	Particulate Matter less than 10µm in diameter
<b>CES</b>	Certified Emission Statement	<b>pph</b>	Pounds per Hour
<b>C.F.R. or CFR</b>	Code of Federal Regulations	<b>ppm</b>	Parts per Million
<b>CO</b>	Carbon Monoxide	<b>PSD</b>	Prevention of Significant Deterioration
<b>C.S.R. or CSR</b>	Codes of State Rules	<b>psl</b>	Pounds per Square Inch
<b>DAQ</b>	Division of Air Quality	<b>SIC</b>	Standard Industrial Classification
<b>DEP</b>	Department of Environmental Protection	<b>SIP</b>	State Implementation Plan
<b>FOIA</b>	Freedom of Information Act	<b>SO<sub>2</sub></b>	Sulfur Dioxide
<b>HAP</b>	Hazardous Air Pollutant	<b>TAP</b>	Toxic Air Pollutant
<b>HON</b>	Hazardous Organic NESHAP	<b>TPY</b>	Tons per Year
<b>HP</b>	Horsepower	<b>TRS</b>	Total Reduced Sulfur
<b>lbs/hr or lb/hr</b>	Pounds per Hour	<b>TSP</b>	Total Suspended Particulate
<b>LDAR</b>	Leak Detection and Repair	<b>USEPA</b>	United States Environmental Protection Agency
<b>m</b>	Thousand	<b>UTM</b>	Universal Transverse Mercator
<b>MACT</b>	Maximum Achievable Control Technology	<b>VEE</b>	Visual Emissions Evaluation
<b>mm</b>	Million	<b>VOC</b>	Volatile Organic Compounds
<b>mmBtu/hr</b>	Million British Thermal Units per Hour		
<b>mmft<sup>3</sup>/hr or mmcf/hr</b>	Million Cubic Feet Burned per Hour		
<b>NA or N/A</b>	Not Applicable		
<b>NAAQS</b>	National Ambient Air Quality Standards		
<b>NESHAPS</b>	National Emissions Standards for Hazardous Air Pollutants		
<b>NO<sub>x</sub></b>	Nitrogen Oxides		

### **2.3. Permit Expiration and Renewal**

- 2.3.1. Permit duration. This permit is issued for a fixed term of five (5) years and shall expire on the date specified on the cover of this permit, except as provided in 45CSR§30-6.3.b. and 45CSR§30-6.3.c.  
[45CSR§30-5.1.b.]
- 2.3.2. A permit renewal application is timely if it is submitted at least six (6) months prior to the date of permit expiration.  
[45CSR§30-4.1.a.3.]
- 2.3.3. Permit expiration terminates the source's right to operate unless a timely and complete renewal application has been submitted consistent with 45CSR§30-6.2. and 45CSR§30-4.1.a.3.  
[45CSR§30-6.3.b.]
- 2.3.4. If the Secretary fails to take final action to deny or approve a timely and complete permit application before the end of the term of the previous permit, the permit shall not expire until the renewal permit has been issued or denied, and any permit shield granted for the permit shall continue in effect during that time.  
[45CSR§30-6.3.c.]

### **2.4. Permit Actions**

- 2.4.1. 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.  
[45CSR§30-5.1.f.3.]

### **2.5. Reopening for Cause**

- 2.5.1. This permit shall be reopened and revised under any of the following circumstances:
- a. Additional applicable requirements under the Clean Air Act or the Secretary's legislative rules become applicable to a major source with a remaining permit term of three (3) or more years. Such a reopening shall be completed not later than eighteen (18) months after promulgation of the applicable requirement. No such reopening is 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 has been extended pursuant to 45CSR§§30-6.6.a.1.A. or B.
  - b. Additional requirements (including excess emissions requirements) become applicable to an affected source under Title IV of the Clean Air Act (Acid Deposition Control) or other legislative rules of the Secretary. Upon approval by U.S. EPA, excess emissions offset plans shall be incorporated into the permit.
  - c. The Secretary or U.S. EPA determines that the permit contains a material mistake or that inaccurate statements were made in establishing the emissions standards or other terms or conditions of the permit.
  - d. The Secretary or U.S. EPA determines that the permit must be revised or revoked and reissued to assure compliance with the applicable requirements.

[45CSR§30-6.6.a.]



## **2.6. Administrative Permit Amendments**

- 2.6.1. The permittee may request an administrative permit amendment as defined in and according to the procedures specified in 45CSR§30-6.4.  
[45CSR§30-6.4.]

## **2.7. Minor Permit Modifications**

- 2.7.1. The permittee may request a minor permit modification as defined in and according to the procedures specified in 45CSR§30-6.5.a.  
[45CSR§30-6.5.a.]

## **2.8. Significant Permit Modification**

- 2.8.1. The permittee may request a significant permit modification, in accordance with 45CSR§30-6.5.b., for permit modifications that do not qualify for minor permit modifications or as administrative amendments.  
[45CSR§30-6.5.b.]

## **2.9. Emissions Trading**

- 2.9.1. 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 the permit and that are in accordance with all applicable requirements.  
[45CSR§30-5.1.h.]

## **2.10. Off-Permit Changes**

- 2.10.1. Except as provided below, a facility may make any change in its operations or emissions that is not addressed nor prohibited in its permit and which is not considered to be construction nor modification under any rule promulgated by the Secretary without obtaining an amendment or modification of its permit. Such changes shall be subject to the following requirements and restrictions:
- a. The change must meet all applicable requirements and may not violate any existing permit term or condition.
  - b. The permittee must provide a written notice of the change to the Secretary and to U.S. EPA within two (2) business days following the date of the change. Such written notice shall describe each such change, including the date, any change in emissions, pollutants emitted, and any applicable requirement that would apply as a result of the change.
  - c. The change shall not qualify for the permit shield.
  - d. The permittee shall keep records describing all changes made at the source that result in emissions of regulated air pollutants, but not otherwise regulated under the permit, and the emissions resulting from those changes.
  - e. No permittee may make any change subject to any requirement under Title IV of the Clean Air Act (Acid Deposition Control) pursuant to the provisions of 45CSR§30-5.9.



- f. No permittee may make any changes which would require preconstruction review under any provision of Title I of the Clean Air Act (including 45CSR14 and 45CSR19) pursuant to the provisions of 45CSR§30-5.9.

[45CSR§30-5.9.]

## 2.11. Operational Flexibility

- 2.11.1. The permittee may make changes within the facility as provided by § 502(b)(10) of the Clean Air Act. Such operational flexibility shall be provided in the permit in conformance with the permit application and applicable requirements. No such changes shall be a modification under any rule or any provision of Title I of the Clean Air Act (including 45CSR14 and 45CSR19) promulgated by the Secretary in accordance with Title I of the Clean Air Act and the change shall not result in a level of emissions exceeding the emissions allowable under the permit.

[45CSR§30-5.8]

- 2.11.2. Before making a change under 45CSR§30-5.8., the permittee shall provide advance written notice to the Secretary and to U.S. EPA, describing the change to be made, the date on which the change will occur, any changes in emissions, and any permit terms and conditions that are affected. The permittee shall thereafter maintain a copy of the notice with the permit, and the Secretary shall place a copy with the permit in the public file. The written notice shall be provided to the Secretary and U.S. EPA at least seven (7) days prior to the date that the change is to be made, except that this period may be shortened or eliminated as necessary for a change that must be implemented more quickly to address unanticipated conditions posing a significant health, safety, or environmental hazard. If less than seven (7) days notice is provided because of a need to respond more quickly to such unanticipated conditions, the permittee shall provide notice to the Secretary and U.S. EPA as soon as possible after learning of the need to make the change.

[45CSR§30-5.8.a.]

- 2.11.3. The permit shield shall not apply to changes made under 45CSR§30-5.8., except those provided for in 45CSR§30-5.8.d. However, the protection of the permit shield will continue to apply to operations and emissions that are not affected by the change, provided that the permittee complies with the terms and conditions of the permit applicable to such operations and emissions. The permit shield may be reinstated for emissions and operations affected by the change:

- a. If subsequent changes cause the facility's operations and emissions to revert to those authorized in the permit and the permittee resumes compliance with the terms and conditions of the permit, or
- b. If the permittee obtains final approval of a significant modification to the permit to incorporate the change in the permit.

[45CSR§30-5.8.c.]

- 2.11.4. "Section 502(b)(10) changes" are changes that contravene an express permit term. Such changes do not include changes that would violate applicable requirements or contravene enforceable permit terms and conditions that are monitoring (including test methods), recordkeeping, reporting, or compliance certification requirements.

[45CSR§30-2.40]

## **2.12. Reasonably Anticipated Operating Scenarios**

2.12.1. The following are terms and conditions for reasonably anticipated operating scenarios identified in this permit.

- a. Contemporaneously with making a change from one operating scenario to another, the permittee shall record in a log at the permitted facility a record of the scenario under which it is operating and to document the change in reports submitted pursuant to the terms of this permit and 45CSR30.
- b. The permit shield shall extend to all terms and conditions under each such operating scenario; and
- c. The terms and conditions of each such alternative scenario shall meet all applicable requirements and the requirements of 45CSR30.

[45CSR§30-5.1.i.]

## **2.13. Duty to Comply**

2.13.1. 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; for permit termination, revocation and reissuance, or modification; or for denial of a permit renewal application.

[45CSR§30-5.1.f.1.]

## **2.14. Inspection and Entry**

2.14.1. 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.

[45CSR§30-5.3.b.]



## 2.15. Schedule of Compliance

- 2.15.1. For sources subject to a compliance schedule, certified progress reports shall be submitted consistent with the applicable schedule of compliance set forth in this permit and 45CSR§30-4.3.h., but at least every six (6) months, and no greater than once a month, and shall include the following:
- Dates for achieving the activities, milestones, or compliance required in the schedule of compliance, and dates when such activities, milestones or compliance were achieved; and
  - An explanation of why any dates in the schedule of compliance were not or will not be met, and any preventative or corrective measure adopted.

[45CSR§30-5.3.d.]

## 2.16. Need to Halt or Reduce Activity not a Defense

- 2.16.1. It shall not be a defense for a permittee in an enforcement action that it would have been necessary to halt or reduce the permitted activity in order to maintain compliance with the conditions of this permit. 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.

[45CSR§30-5.1.f.2.]

## 2.17. Reserved

## 2.18. Federally-Enforceable Requirements

- 2.18.1. All terms and conditions in this permit, including any provisions designed to limit a source's potential to emit and excepting those provisions that are specifically designated in the permit as "State-enforceable only", are enforceable by the Secretary, USEPA, and citizens under the Clean Air Act.

[45CSR§30-5.2.a.]

- 2.18.2. Those provisions specifically designated in the permit as "State-enforceable only" shall become "Federally-enforceable" requirements upon SIP approval by the USEPA.

## 2.19. Duty to Provide Information

- 2.19.1. 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 modifying, revoking and reissuing, or terminating the permit or to determine compliance with the permit. Upon request, the permittee shall also furnish to the Secretary copies of records required 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 CFR Part 2.

[45CSR§30-5.1.f.5.]

## 2.20. Duty to Supplement and Correct Information

2.20.1. 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.

[45CSR§30-4.2.]

## 2.21. Permit Shield

2.21.1. Compliance with the conditions of this permit shall be deemed compliance with any applicable requirements as of the date of permit issuance provided that such applicable requirements are included and are specifically identified in this permit or the Secretary has determined that other requirements specifically identified are not applicable to the source and this permit includes such a determination or a concise summary thereof.

[45CSR§30-5.6.a.]

2.21.2. Nothing in this permit shall alter or affect the following:

- a. 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; or
- b. The applicable requirements of the Code of West Virginia and Title IV of the Clean Air Act (Acid Deposition Control), consistent with § 408 (a) of the Clean Air Act.
- c. The authority of the Administrator of U.S. EPA to require information under § 114 of the Clean Air Act or to issue emergency orders under § 303 of the Clean Air Act.

[45CSR§30-5.6.c.]

## 2.22. Credible Evidence

2.22.1. 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 defenses otherwise available to the permittee including but not limited to any challenge to the credible evidence rule in the context of any future proceeding.

[45CSR§30-5.3.e.3.B.]

## 2.23. Severability

2.23.1. The provisions of this permit are severable. If any provision of this permit, or the application of any provision of this permit to any circumstance is held invalid by a court of competent jurisdiction, the remaining permit terms and conditions or their application to other circumstances shall remain in full force and effect.

[45CSR§30-5.1.e.]

## 2.24. Property Rights

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

[45CSR§30-5.1.f.4]

## 2.25. Acid Deposition Control

2.25.1. Emissions shall not exceed any allowances that the source lawfully holds under Title IV of the Clean Air Act (Acid Deposition Control) or rules of the Secretary promulgated thereunder.

- a. No permit revision shall be required for increases in emissions that are authorized by allowances acquired pursuant to the acid deposition control program, provided that such increases do not require a permit revision under any other applicable requirement.
- b. No limit shall be placed on the number of allowances held by the source. The source may not, however, use allowances as a defense to noncompliance with any other applicable requirement.
- c. Any such allowance shall be accounted for according to the procedures established in rules promulgated under Title IV of the Clean Air Act.

[45CSR§30-5.1.d.]

2.25.2. Where applicable requirements of the Clean Air Act are more stringent than any applicable requirement of regulations promulgated under Title IV of the Clean Air Act (Acid Deposition Control), both provisions shall be incorporated into the permit and shall be enforceable by the Secretary and U. S. EPA.

[45CSR§30-5.1.a.2.]



### 3.0 Facility-Wide Requirements

#### 3.1. Limitations and Standards

- 3.1.1. **Open burning.** The open burning of refuse by any person 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 or allow 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 CFR §61.145, 40 CFR §61.148, and 40 CFR §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 CFR §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. [40 CFR §61.145(b) and 45CSR34]
- 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. **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]
- 3.1.6. **Emission inventory.** The permittee is responsible for submitting, on an annual basis, an emission inventory in accordance with the submittal requirements of the Division of Air Quality. [W.Va. Code § 22-5-4(a)(14 15)]
- 3.1.7. **Ozone-depleting substances.** For those facilities performing maintenance, service, repair or disposal of appliances, the permittee shall comply with the standards for recycling and emissions reduction pursuant to 40 CFR Part 82, Subpart F, except as provided for Motor Vehicle Air Conditioners (MVACs) in Subpart B:
- a. Persons opening appliances for maintenance, service, repair, or disposal must comply with the prohibitions and required practices pursuant to 40 CFR §§ 82.154 and 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 40 CFR § 82.158.
  - c. Persons performing maintenance, service, repair, or disposal of appliances must be certified by an approved technician certification program pursuant to 40 CFR § 82.161.

[40 CFR 82, Subpart F]

- 3.1.8. **Risk Management Plan.** This stationary source, as defined in 40 CFR §68.3, is subject to Part 68. This stationary source shall submit a risk management plan (RMP) by the date specified in 40 CFR Part 68.10. This stationary source shall certify compliance with the requirements of Part 68 as part of the annual compliance certification as required by 40 CFR Part 70 or 71.  
[40 CFR 68]
- 3.1.9. **CSAPR NO<sub>x</sub> Annual Trading Program.** The permittee shall comply with the standard requirements set forth in the attached Cross-State Air Pollution Rule (CSAPR) Trading Program Title V Requirements (see APPENDIX A).  
[40 CFR §97.406; 45CSR43]
- 3.1.10. **CSAPR NO<sub>x</sub> Ozone Season Group 3 Trading Program.** The permittee shall comply with the standard requirements set forth in the attached Cross-State Air Pollution Rule (CSAPR) Trading Program Title V Requirements (see APPENDIX A).  
[40 CFR §97.1006]
- 3.1.11. **CSAPR SO<sub>2</sub> Group 1 Trading Program.** The permittee shall comply with the standard requirements set forth in the attached Cross-State Air Pollution Rule (CSAPR) Trading Program Title V Requirements (see APPENDIX A).  
[40 CFR §97.606; 45CSR43]
- 3.1.12. **Fugitive Particulate Matter Control.** No person shall cause, suffer, allow, or permit any source of fugitive particulate matter to operate that is not equipped with a fugitive particulate matter control system. This system shall be operated and maintained in such a manner as to minimize the emission of fugitive particulate matter. Sources of fugitive particulate matter associated with fuel burning units shall include, but not be limited to, the following:
- a. Stockpiling of ash or fuel either in the open or in enclosures such as silos;
  - b. Transport of ash in vehicles or on conveying systems, to include spillage, tracking, or blowing of particulate matter from or by such vehicles or equipment; and
  - c. Ash or fuel handling systems and ash disposal areas.
- [45CSR§2-5., 45CSR13, R13-2593 §4.1.6.]

### 3.2. Monitoring Requirements

- 3.2.1. *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 CFR Parts 60, 61, and 63, if applicable, in accordance with the Secretary's delegated authority and any established equivalency determination methods which are 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 shall be revised in accordance with 45CSR§30-6.4 or 45CSR§30-6.5 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 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.
  3. A statement of compliance or non-compliance with each permit or rule condition.

[WV Code §§ 22-5-4(a)(14-15-16), 45CSR2, 45CSR10, 45CSR13 and 45CSR14]

### 3.4. Recordkeeping Requirements

- 3.4.1. **Monitoring Information.** 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.

[45CSR§30-5.1.c.2.A., 45CSR13 - Permit No. R13-2735 §4.4.1., Permit No. R13-2034 §4.4.1.; Permit No. R13-0656 §4.4.1.; G60-D056 and G60-D110 General permit Registrations G60-D, condition 4.2.1.]

- 3.4.2. **Retention of records.** The permittee shall retain records of all required monitoring data and support information for a period of at least five (5) years from the date of monitoring sample, measurement, report, application, or record creation date. Support information includes all calibration and maintenance records and all original strip-chart recordings for continuous monitoring instrumentation, and copies of all reports required by the permit. Where appropriate, records may be maintained in computerized form in lieu of the above records.

[45CSR§30-5.1.c.2.B.]

- 3.4.3. **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§30-5.1.c. State-Enforceable only.]

- 3.4.4. The permittee shall maintain records indicating the use of any dust suppressants or any other suitable dust control measures applied at the facility. The permittee shall also inspect all fugitive dust control systems at least once a month to ensure that they are operated and maintained in conformance with their designs. The permittee shall maintain records of all scheduled and non-scheduled maintenance and shall state any maintenance or corrective actions taken as a result of the monthly inspections, the times the fugitive dust control system(s) were inoperable and any corrective actions taken.

[45CSR§30-5.1.c.]

### 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.

[45CSR§§30-4.4. and 5.1.c.3.D.]

- 3.5.2. A permittee may request confidential treatment for the submission of reporting required under 45CSR§30-5.1.c.3. pursuant to the limitations and procedures of W.Va. Code § 22-5-10 and 45CSR31.

[45CSR§30-5.1.c.3.E.]

- 3.5.3. Except for the electronic submittal of the annual compliance certification and semi-annual monitoring reports to the DAQ and USEPA as required in 3.5.5 and 3.5.6 below, 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 or by private carrier with postage prepaid to the address(es), or submitted in electronic format by e-mail as



set forth below or to such other person or address as the Secretary of the Department of Environmental Protection may designate:

**DAQ:**

Director  
WVDEP  
Division of Air Quality  
601 57<sup>th</sup> Street SE  
Charleston, WV 25304

**US EPA:**

Section Chief  
U. S. Environmental Protection Agency, Region III  
Enforcement and Compliance Assurance Division  
Air, RCRA and Toxics Branch (3ED21)  
Four Penn Center  
1600 John F. Kennedy Boulevard  
Philadelphia, PA 19103-2852

**DAQ Compliance and Enforcement<sup>1</sup>:**

DEPAirQualityReports@wv.gov

<sup>1</sup>For all self-monitoring reports (MACT, GACT, NSPS, etc.), stack tests and protocols, Notice of Compliance Status reports, Initial Notifications, etc.

3.5.4. **Fees .** The permittee shall pay fees on an annual basis in accordance with 45CSR§30-8.  
[45CSR§30-8.]

3.5.5. **Compliance certification.** The permittee shall certify compliance with the conditions of this permit on the forms provided by the DAQ. In addition to the annual compliance certification, the permittee may be required to submit certifications more frequently under an applicable requirement of this permit. The annual certification shall be submitted to the DAQ and USEPA on or before March 15 of each year, and shall certify compliance for the period ending December 31. The permittee shall maintain a copy of the certification on site for five (5) years from submittal of the certification. The annual certification shall be submitted in electronic format by e-mail to the following addresses:

**DAQ:**  
DEPAirQualityReports@wv.gov

**US EPA:**  
R3\_APD\_Permits@epa.gov

[45CSR§30-5.3.e.]

3.5.6. **Semi-annual monitoring reports.** The permittee shall submit reports of any required monitoring on or before September 15 for the reporting period January 1 to June 30 and on or before March 15 for the reporting period July 1 to December 31. All instances of deviation from permit requirements must be clearly identified in such reports. All required reports must be certified by a responsible official consistent with 45CSR§30-4.4. The semi-annual monitoring reports shall be submitted in electronic format by e-mail to the following address:

**DAQ:**  
DEPAirQualityReports@wv.gov

[45CSR§30-5.1.c.3.A.]

3.5.7. **Reserved**



### 3.5.8. Deviations.

- a. In addition to monitoring reports required by this permit, the permittee shall promptly submit supplemental reports and notices in accordance with the following:
  1. Reserved.
  2. Any deviation that poses an imminent and substantial danger to public health, safety, or the environment shall be reported to the Secretary immediately by telephone or email. A written report of such deviation, which shall include the probable cause of such deviation, and any corrective actions or preventative measures taken, shall be submitted by the responsible official within ten (10) days of the deviation.
  3. Deviations for which more frequent reporting is required under this permit shall be reported on the more frequent basis.
  4. All reports of deviations shall identify the probable cause of the deviation and any corrective actions or preventative measures taken.

[45CSR§30-5.1.c.3.C.]

- b. The permittee shall, in the reporting of deviations from permit requirements, including those attributable to upset conditions as defined in this permit, report the probable cause of such deviations and any corrective actions or preventive measures taken in accordance with any rules of the Secretary.

[45CSR§30-5.1.c.3.B.]

- 3.5.9. **New applicable requirements.** If any applicable requirement is promulgated during the term of this permit, the permittee will meet such requirements on a timely basis, or in accordance with a more detailed schedule if required by the applicable requirement.

[45CSR§30-4.3.h.1.B.]

## 3.6. Compliance Plan

- 3.6.1. *Reserved.*

## 3.7. Permit Shield

- 3.7.1. The permittee is hereby granted a permit shield in accordance with 45CSR§30-5.6. The permit shield applies provided the permittee operates in accordance with the information contained within this permit.
- 3.7.2. The following requirements specifically identified are not applicable to the source based on the determinations set forth below. The permit shield shall apply to the following requirements provided the conditions of the determinations are met.

40 CFR 60 Subpart D

The Steam Generators potentially subject to this rule commenced construction prior to August 17, 1971.

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40 CFR 60 Subpart Db	The Steam Generator potentially subject to this rule commenced construction prior to June 19, 1984.
40 CFR 60 Subpart Dc	This facility does not have Steam Generators less than 100 mmBtu/hr heat input but greater than 10 mmBtu/hr heat input.
40 CFR 60 Subpart K	The facility does not include storage vessels that are used to store petroleum liquids (as defined in 40 CFR §60.111(b)) which construction, reconstruction, or modification commenced after June 11, 1973 and prior to May 19, 1978.
40 CFR 60 Subpart Ka	The facility does not include storage vessels that are used to store petroleum liquids (as defined in 40 CFR §60.111a(b)) which construction, reconstruction, or modification commenced after May 18, 1978 and prior to July 23, 1984.
40 CFR 60 Subpart Kb	Storage vessels potentially affected by this subpart have a storage capacity of less than 75 cubic meters and therefore are not subject to this subpart.
40 CFR 60 Subpart GG	The Combustion Turbine potentially subject to this rule commenced construction prior to October 3, 1977 and combusts fuel oil.
40 CFR 60 Subpart KKKK	The Combustion Turbine potentially subject to this rule commenced construction prior to February 18, 2005.
40 CFR 64	Units 1, 2 and 3 are subject to the PM emission limits of 40 CFR 63 Subpart UUUUU and therefore, pursuant to 40 CFR §64.2(b)(1)(i), the units are exempt from the CAM Rule for PM. The three units are subject to the Acid Rain Program and therefore, pursuant to 40 CFR §64.2(b)(1)(iii) are exempt from the CAM rule for SO <sub>2</sub> and NO <sub>x</sub> .
40 CFR 82 Subpart B	The facility does not conduct motor vehicle maintenance involving CFCs on site.

#### 4.0 Boilers [emission point ID(s): *MS1/2e, MS3e, MS4e*]

##### 4.0.1 Thermal Decomposition Of Boiler Cleaning Solutions

The thermal decomposition of boiler cleaning solutions is permitted in accordance with the WVDAQ letter signed by Jesse D. Adkins and subject to DAQ notification requirements as outlined in the document titled "Dominion Generation Mt. Storm Power Station Boiler Chemical Cleaning Process Evaporation Notification Procedure." Dominion is required to store the spent cleaning solution in temporary (frac) tanks, test samples of the spent solution to verify the solution is non-hazardous, and notify the DAQ at least one (1) day prior to commencement of the thermal decomposition. Records pertaining to the thermal decomposition of boiler cleaning solutions shall be kept on site for a period of no less than five (5) years and shall be made available, in a suitable form for inspection, to the Secretary upon request.

[WVDAQ Letter signed by Jesse D. Adkins - State-Enforceable only]

##### 4.1. Limitations and Standards

4.1.1. Any fuel burning unit(s) including associated air pollution control equipment, shall at all times, including periods of start-up, shutdowns, and malfunctions, to the extent practicable, be maintained and operated in a manner consistent with good air pollution control practice for minimizing emissions.

[45CSR§2-9.2.]

4.1.2. The addition of sulfur oxides to a combustion unit exit gas stream for the purpose of improving emissions control equipment is prohibited unless written approval for such addition is provided by the Secretary.

[45CSR§2-4.4.]

##### Unit 1, Unit 2 and Unit 3 Boilers (*MTST-01-BLR-STG-1, MTST-02-BLR-STG-1, MTST-03-BLR-STG-1*)

###### *Visible Emissions and Particulate Matter*

4.1.3. Visible Emissions from each Unit 1 & 2 stack (*MS1/2e*) and Unit 3 stack (*MS3e*) shall not exceed ten (10) percent opacity based on a six minute block average.

[45CSR§2-3.1.]

4.1.4. The visible emission standards shall apply at all times except in periods of start-ups, shutdowns and malfunctions.

[45CSR§2-9.1.]

4.1.5. The combined total particulate matter emissions from Unit 1 & 2 stack (*MS1/2e*) and Unit 3 stack (*MS3e*) shall not exceed 866.85 lb/hr. The averaging time shall be six (6) hours.

[45CSR§2-4.1.a., 45CSR2-Appendix §§ 4.1.b. & 4.1.c.]

4.1.6. The emission rate of filterable PM<sub>10</sub> from Unit 1 and Unit 2, as emitted from Emission Point *MS1/2e*, shall not exceed 0.03 lb/mmBtu on a 6-hour average.

[45CSR13 - Permit No. R13-2735 §4.1.1.]

4.1.7. The aggregate emission rate of filterable PM<sub>10</sub> from Unit 3, as emitted from Emission Point *MS3e*, shall not exceed 0.03 lb/mmBtu on a 6-hour average.

[45CSR13 - Permit No. R13-2735 §4.1.2.]



- 4.1.8. Unit 1, Unit 2 and Unit 3 shall utilize, at all reasonable times, dry electrostatic precipitation (ESP), and wet Flue-Gas Desulfurization (FGD) to achieve a minimum PM<sub>10</sub> control of 99.50% (on a 6-hour average).  
[45CSR13 - Permit No. R13-2735 §4.1.3.]
- 4.1.9. **Operation and Maintenance of Air Pollution Control Equipment.** The permittee shall, to the extent practicable, maintain and operate all pollution control equipment listed in Section 1.0 of R3-2735 (i.e., Units 1, 2, and 3 ESPs and FGDs) 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.  
[45CSR13 - Permit No. R13-2735 §4.1.4.; 45CSR§13-5.11]

***Sulfur Dioxide (SO<sub>2</sub>)***

- 4.1.10. The combined total sulfur dioxide emissions from Unit 1 & 2 stack (MS1/2e) and Unit 3 stack (MS3e) shall not exceed 46,931.4 lb/hr.  
[45CSR§§10-3.1. & 3.1.d.]
- 4.1.11. Compliance with the allowable sulfur dioxide emission limitations from Unit 1 & 2 and Unit 3 boilers shall be based on a continuous twenty-four (24) hour averaging time. Emissions shall not be allowed to exceed the weight emissions standards for sulfur dioxide as set forth in 45CSR10 (*permit condition 4.1.10. above*), except during one (1) continuous twenty-four (24) hour period in each calendar month. During this one (1) continuous twenty-four hour period, emissions shall not be allowed to exceed such weight emission standards by more than ten percent (10%) without causing a violation of 45CSR10. A continuous twenty-four (24) hour period is defined as one (1) calendar day.  
[45CSR§10-3.8.]
- 4.1.12. The carbon monoxide emission rates from Units 1 & 2 stack (MS1/2e) shall not exceed 1733.7 lb/hr or 0.15 lb/mmBtu (based on a one hour average).  
[45CSR13/14 - Permit No. R13-1661/R14-10-§(A)]
- 4.1.13. The carbon monoxide emission rates from Units 3 stack (MS3e) shall not exceed 873.6 lb/hr or 0.15 lb/mmBtu (based on a one hour average).  
[45CSR13/14 - Permit No. R13-1661/R14-10-§(A)]

**Auxiliary Boiler (MTST-00-AB-STG-1)**

***Visible Emissions and Particulate Matter***

- 4.1.14. Visible Emissions from the auxiliary boiler stack (MS4e) shall not exceed ten (10) percent opacity based on a six minute block average.  
[45CSR§2-3.1.; 45CSR13 - Permit No. R13-0656 §4.1.1.c.]
- 4.1.15. The visible emission standards shall apply at all times except in periods of start-ups, shutdowns and malfunctions.  
[45CSR§2-9.1.]

- 4.1.16. Particulate matter emissions from the auxiliary boiler stack (*MS4e*) shall not exceed 13.5 lb/hr. The averaging time shall be six (6) hours.  
[45CSR§2-4.1.b., 45CSR2-Appendix §§ 4.1.b. & 4.1.c.; 45CSR13 - Permit No. R13-0656 §4.1.1.b.]

***Sulfur Dioxide (SO<sub>2</sub>)***

- 4.1.17. Sulfur dioxide emissions from the auxiliary boiler stack (*MS4e*) shall not exceed 405 lb/hr.  
[45CSR§§10-3.1. & 3.1.e.]
- 4.1.18. Compliance with the allowable sulfur dioxide emission limitations from the auxiliary boiler shall be based on a continuous twenty-four (24) hour averaging time. Emissions shall not be allowed to exceed the weight emissions standards for sulfur dioxide as set forth in 45CSR10 (*permit condition 4.1.17. above*), except during one (1) continuous twenty-four (24) hour period in each calendar month. During this one (1) continuous twenty-four hour period, emissions shall not be allowed to exceed such weight emission standards by more than ten percent (10%) without causing a violation of 45CSR10. A continuous twenty-four (24) hour period is defined as one (1) calendar day.  
[45CSR§10-3.8.]
- 4.1.19. The permittee shall limit the annual capacity of the boiler to no more than 10 percent by limiting the annual average heat input of the boiler to 131,400 MMBtu per year. Compliance with this limit shall be satisfied through compliance with the annual fuel usage limit in condition 4.1.20. By limiting the use of the emission unit to satisfy this condition does not satisfy the definition of a permanently shut down unit in Condition 3.1.5 of Permit No. R13-0656 or 45CSR§13-10.5.  
[45CSR13 - Permit No. R13-0656 §4.1.1.a.; 45CSR34; 40 CFR §63.7575]
- 4.1.20. The auxiliary boiler shall not consume distillate oil #2 with a sulfur content of no greater than 0.3 % by weight and no more than 974,112 gallons per year.  
[45CSR13 - Permit No. R13-0656 §4.1.1.d.]
- 4.1.21. **Electric Utility Steam Generating Utilities NSPS.** Except where this permit is more restrictive than the applicable requirement, the permittee shall comply with the applicable requirements of 40 CFR Part 60, Subpart Da for Units 1 and 2. See Section 7.0.  
[40 CFR §60.40Da(a)(2) and 45CSR16]
- 4.1.22. **Industrial, Commercial, and Institutional Boilers and Process Heaters MACT**
- a. The permittee shall conduct a tune-up of the auxiliary boiler [*MTST-00-AB-STG-1*] once every 5 years as specified in paragraphs (a)(10)(i) through (vi) of 40 CFR §63.7540 (paragraphs (i) through (vi) of this condition). Subsequent tune-ups shall be conducted no later than 61 months from previous tune-up. If the unit is not operating on the required date for a tune-up, then the tune-up must be conducted within 30 calendar days of re-startup. These tune-ups shall consist of the following:
- (i). As applicable, inspect the burner, and clean or replace any components of the burner as necessary (permittee may delay the burner inspection until the next scheduled unit shutdown). At units where entry into a piece of process equipment or into a storage vessel is required to complete the tune-up inspections, inspections are required only during planned entries into the storage vessel or process equipment, but each burner must be inspected at least once every 72 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 (you may delay the inspection until the next scheduled unit shutdown);
- (iv). Optimize total emissions of CO. This optimization should be consistent with the manufacturer's specifications, which includes verifying or ensuring the manufacturer's NO<sub>x</sub> concentration specifications are maintained;
- (v). Measure the concentrations in the effluent stream of CO in parts per million, by volume, and oxygen in volume percent, before and after the adjustments are made (measurements may be either on a dry or wet basis, as long as it is the same basis before and after the adjustments are made).
- (vi). Maintain on-site and submit, if requested by the Administrator, a report containing the information in paragraphs (vi)(A) and (B) of this condition.
  - (A) The concentrations of CO in the effluent stream in parts per million by volume, and oxygen in volume percent, measured at high fire or typical operating load, before and after the tune-up of the boiler or process heater;
  - (B) A description of any corrective actions taken as a part of the tune-up.

**[45CSR13, R13-0656, 4.1.1.e.; 45CSR34; 40 CFR §§63.7500(a)(1) & (c); 63.7505(a); 63.7515(d); 63.7540(a)(10); 63.7540(a)(12); 63.7540(a)(13); and Table 3 to Subpart DDDDD of Part 63]**

- b. At all times, you must operate and maintain the auxiliary boiler [*MTST-00-AB-STG-1*], including associated air pollution control equipment and monitoring equipment, in a manner consistent with safety and good air pollution control practices for minimizing emissions. Determination of whether such operation and maintenance procedures are being used will be based on information available to the Administrator that may include, but is not limited to, monitoring results, review of operation and maintenance procedures, review of operation and maintenance records, and inspection of the source.  
**[45CSR34; 40 CFR §63.7500(a)(3)]**

### **VEPCO Consent Decree**

This section of the permit contains the applicable requirements of the Consent Decree entered by the United States District Court for the Eastern District of Virginia, Civil Action Nos. 03-CV-517-A and 03-CV-603-A on October 10, 2003 between Virginia Electric and Power Company (VEPCO) and the United States of America, et al (henceforth referred to as "*Consent Decree*" and or "*this Decree*"). The applicable requirements in this section shall remain in this permit in perpetuity, regardless of whether the Consent Decree is terminated, except that such requirements may be removed if the permit contains other requirements that are more stringent. The following definitions in this section apply only to the conditions in this VEPCO Consent Decree section of the permit (conditions 4.1.23. through 4.1.42., inclusive). The permittee's obligation under this permit shall be to comply with the terms and conditions of the Consent Decree that relate to the operation of Mt. Storm Power Station exclusively.  
**[45CSR§30-12.7]**



- 4.1.23. "30-Day Rolling Average Emission Rate" for a Unit means and is calculated by (A) summing the total pounds of the pollutant in question emitted from the Unit during an Operating Day and the previous twenty-nine (29) Operating Days; (B) summing the total heat input to the Unit in mmBTU during the Operating Day and during the previous twenty-nine (29) Operating Days; and (C) dividing the total number of pounds of pollutants emitted during the thirty (30) Operating Days by the total heat input during the thirty (30) Operating Days, and converting the resulting value to lbs/mmBTU. A new 30-Day Rolling Average Emission Rate shall be calculated for each new Operating Day.

In calculating all 30-Day Rolling Average Emission Rates VEPCO:

- a. shall include all emissions and BTUs commencing from the time the Unit is synchronized with a utility electric distribution system through the time that the Unit ceases to combust fossil fuel and the fire is out in the boiler, except as provided by condition b., c., or d below;
- b. shall use the methodologies and procedures set forth in 40 CFR Part 75;
- c. may exclude emissions of NO<sub>x</sub> and BTUs occurring during the fifth and subsequent Cold Start Up Period(s) that occur in any 30-Day period if inclusion of such emissions would result in a violation of any applicable 30-Day Rolling Average Emissions Rate, and if VEPCO has installed, operated and maintained the SCR [*a pollution control device that employs selective catalytic reduction*] in question in accordance with manufacturers specifications and good engineering practices. A "Cold Start Up Period" occurs whenever there has been no fire in the boiler of a Unit (no combustion of any fossil fuel) for a period of six hours or more. The emissions to be excluded during the fifth and subsequent Cold Start Up Period(s) shall be the less of (1) those NO<sub>x</sub> emissions emitted during the eight hour period commencing when the Unit is synchronized with a utility electric distribution system and concluding eight hours later or (2) those emitted prior to the time that the flue gas has achieved the SCR operational temperature as specified by the catalyst manufacturer; and
- d. may exclude NO<sub>x</sub> emissions and BTUs occurring during any period of malfunction (as defined at 40 CFR 60.2) of the SCR.

[45CSR§30-12.7; VEPCO Consent Decree Effective Date October 10, 2003, Paragraph 5]

- 4.1.24. "Operating Day" for a coal-fired Unit means any calendar day on which such a Unit burns fossil fuel.  
[45CSR§30-12.7; VEPCO Consent Decree Effective Date October 10, 2003, Paragraph 30]
- 4.1.25. "Unit" means a generator, the steam turbine that drives the generator, the boiler that produces the steam for the steam turbine, the equipment necessary to operate the generator, turbine and boiler, and all ancillary equipment, including pollution control equipment or systems necessary for the production of electricity.  
[45CSR§30-12.7; VEPCO Consent Decree Effective Date October 10, 2003, Paragraph 55]
- 4.1.26. "VEPCO System" means all the Units listed here and described further in Appendix A: Bremo Power Station Units 3 and 4 (in Fluvanna County, Virginia); Chesapeake Energy Center Units I, 2, 3, and 4 (near Chesapeake, Virginia); Chesterfield Power Station Units 3, 4, 5, and 6 (in Chesterfield County, Virginia); Clover Power Station Units I and 2 (in Halifax County, Virginia); Mount Storm Power Station Units I, 2, and 3 (in northeastern West Virginia); North Branch Power Station Units 1A and 1B (in northeastern West Virginia); Possum Point Power Station Units 3 and 4 (in Northern Virginia, about twenty-five miles south of Washington, D.C.); and Yorktown Power Station Units I and 2 (in Yorktown, Virginia). (NOTE: *The four Units at the Chesapeake Energy Center have been decommissioned and the two Units at the North Branch Power Station have been sold.*)

**[45CSR§30-12.7; VEPCO Consent Decree Effective Date October 10, 2003, Paragraph 51]**

- 4.1.27. "System-Wide Annual Emission Rate" for a pollutant shall mean the total pounds of the pollutant emitted by the VEPCO System during a calendar year, divided by the total heat input (in mmBTU) to the VEPCO System during the same calendar year. VEPCO shall calculate and analyze the System-Wide Annual Emission Rates from hourly CEM data collected in compliance with 40 CFR Part 75.  
**[45CSR§30-12.7; VEPCO Consent Decree Effective Date October 10, 2003, Paragraph 49]**
- 4.1.28. "CEMS" or "Continuous Emission Monitoring System," for obligations involving NO<sub>x</sub> and SO<sub>2</sub> under this Decree, shall mean "CEMS" as defined in 40 CFR Section 72.2 and installed and maintained as required by 40 CFR Part 75.  
**[45CSR§30-12.7; VEPCO Consent Decree Effective Date October 10, 2003, Paragraph 10]**
- 4.1.29. "Emission Rate" means the number of pounds of pollutant emitted per million BTU of heat input ("lb/mmBTU"), measured as required by this Consent Decree.  
**[45CSR§30-12.7; VEPCO Consent Decree Effective Date October 10, 2003, Paragraph 16]**
- 4.1.30. "30-Day Rolling Average Removal Efficiency" means the percent reduction in the SO<sub>2</sub> Emissions Rate achieved by a Unit's FGD over a 30 Operating Day period, as further described by the terms of this Decree.  
**[45CSR§30-12.7; VEPCO Consent Decree Effective Date October 10, 2003, Paragraph 6]**
- 4.1.31. "SO<sub>2</sub> Allowance" means the same as the definition of "allowance" found at 42 U.S.C. Section 7651a(3): "an authorization, allocated to an affected unit, by the Administrator [of EPA] under [Subchapter IV of the Act] to emit, during or after a specified calendar year, one ton of sulfur dioxide."  
**[45CSR§30-12.7; VEPCO Consent Decree Effective Date October 10, 2003, Paragraph 47]**
- 4.1.32. Units 1, 2, and 3 shall operate each SCR on a year-round basis and meet a 30-Day Rolling Average Emission Rate for NO<sub>x</sub> of 0.110 lb/mmBtu for each Unit. Whenever VEPCO operates the units, VEPCO shall use best efforts to operate each SCR in accordance with manufacturer's specifications, good engineering practices, and VEPCO's operational and maintenance needs.  
**[45CSR§30-12.7; VEPCO Consent Decree Effective Date October 10, 2003, Paragraphs 56, 57 and 58]**
- 4.1.33. Mount Storm Units 1, 2, and 3 shall continuously meet or exceed a 95% removal efficiency for SO<sub>2</sub> on a 30-Day Rolling Average basis calculated in accordance with condition 4.1.35.  
**[45CSR§30-12.7; VEPCO Consent Decree Effective Date October 10, 2003, Paragraphs 64]**
- 4.1.34. The FGD systems shall be operated at all times the Unit the FGD serves is in operation, provided that such FGD system can be operated consistent with manufacturers' specifications, good engineering practices and VEPCO's operational and maintenance needs.  
**[45CSR§30-12.7; VEPCO Consent Decree Effective Date October 10, 2003, Paragraph 69]**
- 4.1.35. Calculating 30-Day Rolling Average Removal Efficiency of a VEPCO System FGD: The SO<sub>2</sub> 30-Day Rolling Average Removal Efficiency for a VEPCO System FGD shall be obtained and calculated using SO<sub>2</sub> CEMS data in compliance with 40 CFR Part 75 (from both the inlet and outlet of the control device) by subtracting the outlet 30-Day Rolling Average Emission Rate from the inlet 30-Day Rolling Average Emission Rate on each day the boiler operates, dividing that difference by the inlet 30-Day Rolling Average Emission Rate, and then multiplying by 100. A new 30-Day Rolling Average Removal Efficiency shall be calculated for each new Operating Day (as defined in condition 4.1.24). In the case of FGDs serving Mount



Storm Units 1, 2, or 3, if any flue gas emissions containing SO<sub>2</sub> did not pass through the inlet of the Unit's scrubber on a day when the Unit operated, VEPCO must account for, report on, and include any such emissions in calculating the FGD Removal Efficiency for that day and for every 30-Day Rolling Average of which that day is a part.

[45CSR§30-12.7; VEPCO Consent Decree Effective Date October 10, 2003, Paragraph 68]

- 4.1.36. Each Unit in the VEPCO System shall be limited in perpetuity to a specified portion of the NO<sub>x</sub> annual emissions cap of 30,250 tons, as follows: Mt. Storm Unit 1: 2,268 tons; Mt. Storm Unit 2: 2,408 tons; Mt. Storm Unit 3: 2,287 tons. Mt. Storm Units 1, 2, and 3 shall not exceed their allocation except that VEPCO can trade NO<sub>x</sub> emission tons between Units within the VEPCO System in order to comply with any given Unit-specific allocation. Compliance with the NO<sub>x</sub> Annual System-Wide Annual Average Emissions cap, under this Permit, shall be determined each year by whether Mt. Storm Units 1, 2, and 3 hold a sufficient number of NO<sub>x</sub> emission tons acquired by these units through trades with other Units in the VEPCO System, to cover their actual, annual NO<sub>x</sub> emissions.

[45CSR§30-12.7; VEPCO Consent Decree Effective Date October 10, 2003, Paragraph 106]

- 4.1.37. The VEPCO System is subject to a System-Wide Annual Average NO<sub>x</sub> Emissions Rate of 0.150 lbs/mmBtu. For each calendar year, VEPCO shall prepare an annual VEPCO System-Wide NO<sub>x</sub> emissions BTU-weighted averaging plan for all the Units in the VEPCO System. A copy of such averaging plan shall be kept onsite and will be made available upon request. In preparing such averaging plan, VEPCO shall use the following methods and procedures:

- a. Each unit included in the averaging plan shall have an alternative contemporaneous annual emission limitation (lb/mmBtu).
- b. Each unit included in the averaging plan shall have a minimum allowable annual heat input value (mmBtu), if it has an alternative contemporaneous annual emission limitation more stringent than 0.150 lb/mmBtu, and a maximum allowable annual heat input value, if it has an alternative contemporaneous annual emission limitation less stringent than 0.150 lb/mmBtu.
- c. The Btu-weighted annual average emission rate for the units in an averaging plan shall be less than or equal to the Btu-weighted annual average emission rate for the same units had they each been operated, during the same period of time, in compliance with an emission rate limitation of 0.150 lb/mmBtu.
- d. In order to demonstrate that the proposed plan is consistent with paragraph c above, the alternative contemporaneous annual emission limitations and annual heat input values assigned to the units in the averaging plan shall meet the following requirement:

$$\frac{\sum_{i=1}^n (R_{Li} \times HI_i)}{\sum_{i=1}^n HI_i} \leq \frac{\sum_{i=1}^n (R_{li} \times HI_i)}{\sum_{i=1}^n HI_i} \quad (\text{Equation 1})$$

Where:

R<sub>Li</sub> = Alternative contemporaneous annual emission limitation for unit i, lb/mmBtu, as specified in the averaging plan;

R<sub>li</sub> = 0.150 lb/mmBtu

H<sub>ii</sub> = Annual heat input for unit i, mmBtu, as specified in the averaging plan; and



n = Number of units in the averaging plan.

Each calendar year, each of Mt. Storm Units 1, 2, and 3 shall meet the following conditions:

- (i) The actual annual average emissions rate for the Unit does not exceed its alternative contemporaneous annual emission limitation as set forth in the averaging plan; and
  - (a) For each unit with an alternative contemporaneous emission limitation more than 0.150 lb/mmBtu, the actual annual heat input for the calendar year does not exceed the annual heat input limit in the averaging plan;
  - (b) For each unit with an alternative contemporaneous annual emission limitation less than 0.150 lb/mmBtu, the actual annual heat input for the calendar year is not less than the annual heat input limit in the averaging plan; or
- (ii) If any such Unit(s) does not meet the requirements of subparagraph (i) above, such Unit(s) shall be in compliance if VEPCO shows that all of the Units in the averaging plan, in aggregate, do not exceed the Btu-weighted NO<sub>x</sub> System-Wide Emissions Rate of 0.150 lbs/mmBtu.

**[45CSR§30-12.7; VEPCO Consent Decree Effective Date October 10, 2003, Paragraph 106]**

- 4.1.38. Annual Surrender. On or before March 31 of every year beginning in 2013 and continuing thereafter, VEPCO shall surrender applicable SO<sub>2</sub> Allowances to EPA. The 45,000 tons of SO<sub>2</sub> Allowances were surrendered in perpetuity to EPA on February 14, 2013 along with the required annual tons for the next 30 years and thereafter.

**[45CSR§30-12.7; VEPCO Consent Decree Effective Date October 10, 2003, Paragraph 106]**

- 4.1.39. For all SO<sub>2</sub> Allowances allocated to Mt. Storm Units 1 and 2, VEPCO may use such SO<sub>2</sub> Allowances only to (A) meet the SO<sub>2</sub> Allowance surrender requirements established for the VEPCO System under this Decree, (B) meet the limits imposed on VEPCO under Title IV of the Act; or (C) meet any federal or state future emission reduction programs that use or rely on Title IV SO<sub>2</sub> Allowances for compliance, in whole or in part. However, if VEPCO operates a FGD serving Mt. Storm Units 1 and 2, at a 30-Day Rolling Average Removal Efficiency greater than that required under condition 4.1.33, then VEPCO may use for any lawful purpose SO<sub>2</sub> Allowances equal to the number of tons of SO<sub>2</sub> that VEPCO removed from the emission of those Units in excess of the SO<sub>2</sub> tonnage reductions. VEPCO may not use the same SO<sub>2</sub> Allowance more than once. VEPCO may not use the SO<sub>2</sub> Allowances surrendered under Section VI of this decree for any other purpose, including, but not limited to, any sale or trade of such Allowances for use by any person other than VEPCO or by any Unit not part of the VEPCO System, except as provided by Paragraph 73 ("Alternate Method of Surrender"). Other than the limits stated on the use of SO<sub>2</sub> Allowances or limits imposed by law, this Decree imposes no other limits on how VEPCO may use SO<sub>2</sub> Allowances.

**[45CSR§30-12.7; VEPCO Consent Decree Effective Date October 10, 2003, Paragraphs 75 and 76]**

- 4.1.40. VEPCO shall not use or sell any resulting NO<sub>x</sub> emission allowances or credits in any emission trading or marketing program of any kind; provided, however that: (A) NO<sub>x</sub> emission allowances or credits allocated to the VEPCO System by the Administrator of EPA under the Act, or by any State under its SIP in response to the EPA NO<sub>x</sub> SIP Call, or the EPA Section 126 Rulemaking, or any other similar emissions trading or marketing program of any kind, may be used by VEPCO and its parent company (Dominion Resources) or its subsidiaries or affiliates to meet their own federal and/or state Clean Air Act regulatory requirements for

any air emissions source owned or operated, in whole or in part, by VEPCO or Dominion Resources, Inc. or its subsidiaries or affiliates and; (B) VEPCO may trade in any federal or state program any NO<sub>x</sub> emissions allowances which are generated from VEPCO's operating its SCRs, or equivalent control technology, at Mt. Storm Units 1, 2, and 3 as follows: 50% of NO<sub>x</sub> allowances generated by achieving a 30-Day Rolling Average Emission Rate more stringent than 0.110 lbs NO<sub>x</sub> /mmBtu. The remaining 50% of the NO<sub>x</sub> allowances generated may be used in accordance with section A of this condition or be retired.

[45CSR§30-12.7; VEPCO Consent Decree Effective Date October 10, 2003, Paragraph 135]

- 4.1.41. VEPCO shall operate each ESP serving Mount Storm Units 1, 2, and 3 to maximize PM emission reductions through the procedures established in this Paragraph. VEPCO shall (A) commence operation no later than two hours after commencement of combustion of any amount of coal in the Unit, provided that "combustion of any amount of coal" shall not include combustion of coal that is the result of clearing out a Unit's coal mills as the Unit is returned to service; (B) fully energize each available portion of each ESP, except those ESP fields that have been out of service since at least January 1, 2000, consistent with manufacturers' specifications, the operational design of the Unit, and good engineering practices, and repair such fields that go out of service consistent with the requirements of this Paragraph; (C) maintain power levels delivered to the ESPs, consistent with manufacturers' specifications, the operational design of the Unit, and good engineering practices; and (D) continuously operate each ESP in compliance with manufacturers' specifications, the operational design of the Unit, and good engineering practices. Whenever any element of any ESP that has been in service at any time since January 1, 2000 fails, does not perform in accordance with manufacturers' specifications and good engineering practices, or does not operate in accordance with the standards set forth in this Paragraph, VEPCO shall use best efforts to repair the element no later than the next available Unit outage appropriate to the repair task

[45CSR§30-12.7; VEPCO Consent Decree Effective Date October 10, 2003, Paragraph 78]

- 4.1.42. The permittee shall certify compliance with the requirements that are listed in this section through the Title V Semi-Annual Monitoring Reports and the Annual Compliance Certifications that are contained in Conditions 3.5.5 and 3.5.6 of this permit.

[45CSR§30-12.7]

**40 CFR Part 63 Subpart UUUUU Requirements (MTST-01-BLR-STG-1, MTST-02-BLR-STG-1, MTST-03-BLR-STG-1)**

- 4.1.43. **Filterable Particulate Matter (PM) Emission Limitation for 40 CFR 63 Subpart UUUUU.** If your existing EGU is in the coal-fired unit not low rank virgin coal subcategory, for filterable particulate matter (PM), you must meet the emission limit in Table 2 of Subpart UUUUU of 0.030 lb/MMBtu or 0.30 lb/MWh, by collecting a minimum of 1 dscm per run according to applicable test methods in Table 5 to Subpart UUUUU or

- a. Install, certify, operate, and maintain a PM CEMS using Performance Specification 11 at Appendix B to 40 CFR Part 60 and Procedure 2 at Appendix F to 40 CFR Part 60.
- b. Install, certify, operate, and maintain the diluent gas, flow rate, and/or moisture monitoring systems using 40 CFR Part 75 and 40 CFR §63.10010(a), (b), (c), and (d).
- c. Convert hourly emissions concentrations to 30 boiler operating day rolling average lb/MMBtu or lb/MWh emissions rates using Method 19 F-factor methodology at Appendix A-7 to 40 CFR Part 60 or calculate using mass emissions rate and gross output data (see 40 CFR §63.10007(e)).



Your EGU may pursue the low emitting EGU (LEE) compliance option if it meets the requirements of 40 CFR §63.10005(h). For LEE emissions testing for total PM, the required minimum sampling volume must be increased nominally by a factor of two.

[40 CFR §63.9991(a)(1), Table 2, Item #1.a.; Table 5, Item #1.; 40 CFR §63.10000(a); 45CSR34]

- 4.1.44. **Sulfur Dioxide (SO<sub>2</sub>) Emission Limitation for 40 CFR 63 Subpart UUUUU.** If your existing EGU is in the coal-fired unit not low rank virgin coal subcategory complying with the sulfur dioxide (SO<sub>2</sub>) limit in lieu of the hydrogen chloride (HCL) limit, you must meet the emission limit 0.20 lb/MMBtu or 1.5 lb/MWh, using SO<sub>2</sub> CEMS according to applicable methods in Table 5 and procedures in Table 7 to 40 CFR 63 Subpart UUUUU.

You may use the alternate SO<sub>2</sub> limit in Table 2 to 40 CFR 63 Subpart UUUUU only if your EGU:

- (1) Has a system using wet or dry flue gas desulfurization technology and an SO<sub>2</sub> continuous emissions monitoring system (CEMS) installed on the EGU; and
- (2) At all times, you operate the wet or dry flue gas desulfurization technology and the SO<sub>2</sub> CEMS installed on the EGU consistent with 40 CFR §63.10000(b).

[40 CFR §63.9991(a)(1), Table 2, Item #1.b.; 40 CFR §63.10000(a); 40 CFR §§63.9991(c)(1) and (2); 45CSR34]

- 4.1.45. **Mercury (Hg) Emission Limitation for 40 CFR 63 Subpart UUUUU.** If your existing EGU is in the coal-fired unit not low rank virgin coal subcategory, for mercury (Hg), you must meet the emission limit in Table 2 to Subpart UUUUU of 1.2 lb/TBtu, or 0.013 lb/GWh using the following as appropriate:

- a. LEE Testing for 30 days with a sampling period consistent with that given in section 5.2.1 of appendix A to 40 CFR 63 Subpart UUUUU per Method 30B at Appendix A-8 to 40 CFR part 60 using applicable methods in Table 5 to Subpart UUUUU, or
- b. Hg CEMS or
- c. Sorbent trap monitoring system only, using applicable methods in Table 5 and procedures in Table 7 to Subpart UUUUU.

Your EGU may pursue the low emitting EGU (LEE) compliance option if it meets the requirements of 40 CFR §63.10005(h).

[40 CFR §63.9991(a)(1), Table 2, Item #1.c.; 40 CFR §63.10000(a); 45CSR34]

- 4.1.46. **Tune-up Work Practice Standard for 40 CFR 63 Subpart UUUUU.** If your EGU is an existing EGU, you must conduct a tune-up of the EGU burner and combustion controls at least each 36 calendar months, as specified in 40 CFR §63.10021(e).

Conduct periodic performance tune-ups of your EGU(s), as specified in paragraphs (1) through (9) of this condition. For your first tune-up you may delay the burner inspection until the next scheduled EGU outage provided you meet the requirements of §63.10005. Subsequently, you must perform an inspection of the burner at least once every 36 calendar months unless your EGU employs neural network combustion optimization during normal operations in which case you must perform an inspection of the burner and



combustion controls at least once every 48 calendar months. If your EGU is offline when a deadline to perform the tune-up passes, you shall perform the tune-up work practice requirements within 30 days after the re-start of the affected unit.

- (1) As applicable, inspect the burner and combustion controls, and clean or replace any components of the burner or combustion controls as necessary upon initiation of the work practice program and at least once every required inspection period. Repair of a burner or combustion control component requiring special order parts may be scheduled as follows:
  - (i) Burner or combustion control component parts needing replacement that affect the ability to optimize NO<sub>x</sub> and CO must be installed within 3 calendar months after the burner inspection,
  - (ii) Burner or combustion control component parts that do not affect the ability to optimize NO<sub>x</sub> and CO may be installed on a schedule determined by the operator;
- (2) As applicable, inspect the flame pattern and make any adjustments to the burner or combustion controls necessary to optimize the flame pattern. The adjustment should be consistent with the manufacturer's specifications, if available, or in accordance with best combustion engineering practice for that burner type;
- (3) As applicable, observe the damper operations as a function of mill and/or cyclone loadings, cyclone and pulverizer coal feeder loadings, or other pulverizer and coal mill performance parameters, making adjustments and effecting repair to dampers, controls, mills, pulverizers, cyclones, and sensors;
- (4) As applicable, evaluate windbox pressures and air proportions, making adjustments and effecting repair to dampers, actuators, controls, and sensors;
- (5) Inspect the system controlling the air-to-fuel ratio and ensure that it is correctly calibrated and functioning properly. Such inspection may include calibrating excess O<sub>2</sub> probes and/or sensors, adjusting overfire air systems, changing software parameters, and calibrating associated actuators and dampers to ensure that the systems are operated as designed. Any component out of calibration, in or near failure, or in a state that is likely to negate combustion optimization efforts prior to the next tune-up, should be corrected or repaired as necessary;
- (6) Optimize combustion to minimize generation of CO and NO<sub>x</sub>. This optimization should be consistent with the manufacturer's specifications, if available, or best combustion engineering practice for the applicable burner type. NO<sub>x</sub> optimization includes burners, overfire air controls, concentric firing system improvements, neural network or combustion efficiency software, control systems calibrations, adjusting combustion zone temperature profiles, and add-on controls such as SCR and SNCR; CO optimization includes burners, overfire air controls, concentric firing system improvements, neural network or combustion efficiency software, control systems calibrations, and adjusting combustion zone temperature profiles;
- (7) While operating at full load or the predominantly operated load, measure the concentration in the effluent stream of CO and NO<sub>x</sub> in ppm, by volume, and oxygen in volume percent, before and after the tune-up 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). You may use portable CO, NO<sub>x</sub> and O<sub>2</sub> monitors for this measurement. EGU's employing neural network optimization systems need only provide a single pre-

and post-tune-up value rather than continual values before and after each optimization adjustment made by the system.

- (8) Maintain on-site and submit, if requested by the Administrator, an annual report containing the information in paragraphs (1) through (9) of 40 CFR §§63.10021(e) including:
  - (i) The concentrations of CO and NO<sub>x</sub> in the effluent stream in ppm by volume, and oxygen in volume percent, measured before and after an adjustment of the EGU combustion systems;
  - (ii) A description of any corrective actions taken as a part of the combustion adjustment; and
  - (iii) The type(s) and amount(s) of fuel used over the 12 calendar months prior to an adjustment, but only if the unit was physically and legally capable of using more than one type of fuel during that period; and.
- (9) Prior to January 1, 2024, report the tune-up date electronically, in a PDF file, in your semiannual compliance report, as specified in 40 CFR 63.10031(f)(4) and (6) and, if requested by the Administrator, in hard copy, as specified in 40 CFR 63.10031(f)(5). On and after January 1, 2024, report the tune-up date electronically in your quarterly compliance report, in accordance with 40 CFR 63.10031(g) and section 10.2 of appendix E to 40 CFR 63 Subpart UUUUU. The tune-up report date is the date when tune-up requirements in paragraphs (6) and (7) of this section are completed.

[40 CFR §63.9991(a)(1), Table 3, Item #1; 40 CFR §§63.10021(e)(1) through (9); 40 CFR §63.10021(a), Table 7, Item #5; 40 CFR §63.10000(e); 40 CFR §63.10006(i)(1); 45CSR34]

**4.1.47. Startup Work Practice Standard for 40 CFR 63 Subpart UUUUU.** During EGU startup you must comply with the following applicable work practice standards in Table 3 to Subpart UUUUU

- a. If you choose to comply using paragraph (1) of the definition of “startup” in §63.10042, you must operate all CMS during startup. Startup means either the first-ever firing of fuel in a boiler for the purpose of producing electricity, or the firing of fuel in a boiler after a shutdown event for any purpose. Startup ends when any of the steam from the boiler is used to generate electricity for sale over the grid or for any other purpose (including on site use). For startup of a unit, you must use clean fuels as defined in §63.10042 for ignition. Once you convert to firing coal, residual oil, or solid oil-derived fuel, you must engage all of the applicable control technologies except dry scrubber and SCR. You must start your dry scrubber and SCR systems, if present, appropriately to comply with relevant standards applicable during normal operation. You must comply with all applicable emissions limits at all times except for periods that meet the applicable definitions of startup and shutdown in this subpart. You must keep records during startup periods. You must provide reports concerning activities and startup periods, as specified in §63.10021(h).
- b. If you choose to use just one set of sorbent traps to demonstrate compliance with the applicable Hg emission limit, you must comply with the limit at all times; otherwise, you must comply with the applicable emission limit at all times except for startup and shutdown periods.



- c. You must collect monitoring data during startup periods, as specified in §63.10020(a). You must provide reports concerning activities and startup periods, as specified in §63.10031.

[40 CFR §63.9991(a)(1), Table 3, Items 3a.(1), 3c. & 3d.; 40 CFR §63.10021(a), Table 7, Item #6; 40 CFR §63.10000(a); 45CSR34]

- 4.1.48. **Shutdown Work Practice Standard for 40 CFR 63 Subpart UUUUU.** You must operate all CMS during shutdown. You must also collect appropriate data, and you must calculate the pollutant emission rate for each hour of shutdown for those pollutants for which a CMS is used.

While firing coal, residual oil, or solid oil-derived fuel during shutdown, you must vent emissions to the main stack(s) and operate all applicable control devices and continue to operate those control devices after the cessation of coal, residual oil, or solid oil-derived fuel being fed into the EGU and for as long as possible thereafter considering operational and safety concerns. In any case, you must operate your controls when necessary to comply with other standards made applicable to the EGU by a permit limit or a rule other than this Subpart and that require operation of the control devices.

If, in addition to the fuel used prior to initiation of shutdown, another fuel must be used to support the shutdown process, that additional fuel must be one or a combination of the clean fuels defined in §63.10042 and must be used to the maximum extent possible, taking into account considerations such as not compromising boiler or control device integrity.

You must comply with all applicable emission limits at all times except during startup periods and shutdown periods at which time you must meet this work practice. You must collect monitoring data during shutdown periods, as specified in §63.10020(a). You must keep records during shutdown periods, as provided in §§63.10032 and 63.10021(h). Any fraction of an hour in which shutdown occurs constitutes a full hour of shutdown. You must provide reports concerning activities and shutdown periods, as specified in §63.10031.

[40 CFR §63.9991(a)(1), Table 3, Item #4; 40 CFR §63.10021(a), Table 7, Item #7; 40 CFR §63.10000(a); 45CSR34]

- 4.1.49. At all times you must operate and maintain any affected source, including associated air pollution control equipment and monitoring equipment, in a manner consistent with safety and good air pollution control practices for minimizing emissions. Determination of whether such operation and maintenance procedures are being used will be based on information available to the EPA Administrator which may include, but is not limited to, monitoring results, review of operation and maintenance procedures, review of operation and maintenance records, and inspection of the source.

[40 CFR §63.10000(b); 45CSR34]

- 4.1.50. **Fuel Requirements for startup and shutdown.**

- (1) You must determine the fuel whose combustion produces the least uncontrolled emissions, i.e., the cleanest fuel, either natural gas or distillate oil, that is available on site or accessible nearby for use during periods of startup or shutdown.
- (2) Your cleanest fuel, either natural gas or distillate oil, for use during periods of startup or shutdown determination may take safety considerations into account.

[40 CFR §63.10011(f); 45CSR34]



4.1.51. You must follow the startup or shutdown requirements as given in Table 3 to 40 CFR 63 Subpart UUUUU for each coal-fired, liquid oil-fired, or solid oil-derived fuel-fired EGU.

(1) You may use the diluent cap and default gross output values, as described in §63.10007(f), during startup periods or shutdown periods.

(2) You must operate all CMS, collect data, calculate pollutant emission rates, and record data during startup periods or shutdown periods.

[40 CFR §63.10021(h); 45CSR34]

## 4.2. Monitoring Requirements

4.2.1. Compliance with the visible emission requirements for stacks *MS1/2e* and *MS3e* shall be determined as outlined in section I.A.2. of the DAQ approved “45CSR2 Monitoring Plan” attached in Appendix B of this permit.

[45CSR§§2-3.2., 8.1.a & 8.2., 45CSR§2A-6]

4.2.2. The owner or operator shall install, calibrate, certify, operate, and maintain continuous monitoring systems that measure all SO<sub>2</sub>, and NO<sub>x</sub>, emissions from emission points *MS1/2e* and *MS3e* as specified in 40 CFR Part 75. CO<sub>2</sub> emissions from emission points *MS1/2e* and *MS3e* shall be measured as specified in 40 CFR Part 75.

[45CSR33, 40 CFR § 75.10,]

4.2.3. Compliance with the operating and fuel usage requirements for Units 1, 2 and 3 shall be demonstrated as outlined in section I.A.3. and II.A.3. of the DAQ approved “45CSR2 Monitoring Plan” attached in Appendix B of this permit.

[45CSR§§2-8.3.c., 8.4.a. & 8.4.a.1.]

4.2.4. Compliance with the visible emission requirements for *MS4e* shall be determined as outlined in section I.C.2. of the DAQ approved “45CSR2 Monitoring Plan” attached in Appendix B of this permit.

[45CSR§§2-3.2. & 8.2., 45CSR§2A-6]

4.2.5. Compliance with the auxiliary boiler’s (*MS4e*) particulate matter mass emission requirements and the operating and fuel usage requirements for the auxiliary boilers, shall be demonstrated as outlined in section I.C.3. of the DAQ approved “45CSR2 Monitoring Plan” attached in Appendix B of this permit.

[45CSR§§2-8.3.c., 8.4.a. & 8.4.a.1.]

4.2.6. The permittee shall calculate the potential particulate matter emissions from Unit 1, Unit 2, and Unit 3 on a daily basis using the monitoring procedures and calculation methodology outlined in the 45CSR2 monitoring plan. The permittee shall record any instance of calculated emissions in excess of the limits given under condition 4.1 of this permit and any corrective actions therefore taken.

[45CSR13 - Permit No. R13-2735 §4.2.1.]

4.2.7. The permittee shall maintain and operate, at all reasonable times, appropriate equipment on the ESP and FGD to continuously monitor the performance of each control device.

[45CSR13 - Permit No. R13-2735 §4.2.2.]

- 4.2.8. In order to determine compliance with condition 4.1.20., the permittee shall monitor and record the amount of distillate oil combusted by Auxiliary Boiler on a monthly basis. Compliance with fuel usage limitations in condition 4.1.20. will constitute compliance with the heat input limitations of condition 4.1.19. Such records shall be maintained in accordance with condition 4.4.5.  
[45CSR13, R13-0656, 4.2.1.]
- 4.2.9. The permittee shall obtain records indicating the fuel oil received at the facility for the Auxiliary Boiler meets the sulfur specification in condition 4.1.20. from the fuel supplier. Such records shall be maintained in accordance with condition 4.4.5.  
[45CSR13, R13-0656, 4.2.2.]
- 4.2.10. The permittee shall conduct visible emission observations of Emission Point MS4 (Auxiliary Boiler Stack) once per month provided that the unit has operated at normal, stable load conditions for 24 consecutive hours. The permittee may delay conducting observations if weather/lighting conditions are not conducive to taking proper Method 9 readings. Such observations shall be conducted using Method 9 of Appendix A-4 of Part 60. The certified observer shall conduct four (4) successive six-minute observations using Method 9. Records of Method 9 observations shall contain the following:
- Dates and time intervals of all opacity observation periods;
  - Name, and affiliation of the observer participating in the observation;
  - Copies of all visible emission observer opacity field data sheets; and
  - Records of observations shall be maintained in accordance with condition 4.4.5.
- [45CSR13, R13-0656, 4.2.3.]
- 4.2.11. If you elect to (or are required to) use CEMS to continuously monitor Hg, HCl, HF, SO<sub>2</sub>, or PM emissions (or, if applicable, sorbent trap monitoring systems to continuously collect Hg emissions data), the default values in §63.10007(f) are available for use in the emission rate calculations during startup periods or shutdown periods (as defined in §63.10042). For the purposes of 40 CFR 63 Subpart UUUUU, these default values are not considered to be substitute data.  
[40 CFR §63.10007(f); 45CSR34]
- 4.2.12. *Unit utilizing common stack with other affected unit(s)* (Unit 1 and Unit 2). When an affected unit utilizes a common stack with one or more other affected units, but no non-affected units, you shall either:
- Install the required CEMS, PM CPMS, and sorbent trap monitoring systems in the duct leading to the common stack from each unit; or
  - Install the required CEMS, PM CPMS, and sorbent trap monitoring systems in the common stack.
- [40 CFR §63.10010(a)(2); 45CSR34]
- 4.2.13. *Single unit-single stack configurations* (Unit 3). For an affected unit that exhausts to the atmosphere through a single, dedicated stack, you shall either install the required CEMS, PM CPMS, and sorbent trap monitoring systems in the stack or at a location in the ductwork downstream of all emissions control devices, where the pollutant and diluents concentrations are representative of the emissions that exit to the atmosphere.  
[40 CFR §63.10010(a)(1); 45CSR34]



- 4.2.14. If you use an oxygen (O<sub>2</sub>) or carbon dioxide (CO<sub>2</sub>) CEMS to convert measured pollutant concentrations to the units of the applicable emissions limit, the O<sub>2</sub> or CO<sub>2</sub> concentrations shall be monitored at a location that represents emissions to the atmosphere, i.e., at the outlet of the EGU, downstream of all emission control devices. You must install, certify, maintain, and operate the CEMS according to 40 CFR Part 75. Use only quality-assured O<sub>2</sub> or CO<sub>2</sub> data in the emissions calculations; do not use part 75 substitute data values.  
[40 CFR §63.10010(b); 45CSR34]
- 4.2.15. If you are required to use a stack gas flow rate monitor, either for routine operation of a sorbent trap monitoring system or to convert pollutant concentrations to units of an electrical output-based emission standard in Table 1 or 2 to 40 CFR 63 Subpart UUUUU, you must install, certify, operate, and maintain the monitoring system and conduct on-going quality-assurance testing of the system according to 40 CFR Part 75. Use only unadjusted, quality-assured flow rate data in the emissions calculations. Do not apply bias adjustment factors to the flow rate data and do not use substitute flow rate data in the calculations.  
[40 CFR §63.10010(c); 45CSR34]
- 4.2.16. *SO<sub>2</sub> CEMS Requirements for 40 CFR 63 Subpart UUUUU.*
- (1) If you use an SO<sub>2</sub> CEMS, you must install the monitor at the outlet of the EGU, downstream of all emission control devices, and you must certify, operate, and maintain the CEMS according to 40 CFR Part 75.
  - (2) For on-going QA, the SO<sub>2</sub> CEMS must meet the applicable daily, quarterly, and semiannual or annual requirements in sections 2.1 through 2.3 of appendix B to 40 CFR Part 75, with the following addition: You must perform the linearity checks required in section 2.2 of appendix B to 40 CFR Part 75 if the SO<sub>2</sub> CEMS has a span value of 30 ppm or less.
  - (3) Calculate and record a 30-boiler operating day rolling average SO<sub>2</sub> emission rate in the units of the standard, updated after each new boiler operating day. Each 30-boiler operating day rolling average emission rate is the average of all of the valid hourly SO<sub>2</sub> emission rates in the 30 boiler operating day period.
  - (4) Use only unadjusted, quality-assured SO<sub>2</sub> concentration values in the emissions calculations; do not apply bias adjustment factors to the part 75 SO<sub>2</sub> data and do not use part 75 substitute data values. For startup or shutdown hours (as defined in §63.10042) the default gross output and the diluent cap are available for use in the hourly SO<sub>2</sub> emission rate calculations, as described in §63.10007(f). Use a flag to identify each startup or shutdown hour and report a special code if the diluent cap or default gross output is used to calculate the SO<sub>2</sub> emission rate for any of these hours.
- [40 CFR §63.10010(f); 40 CFR §63.10021(a), Table 7, Item #1; 45CSR34]
- 4.2.17. If you use a Hg CEMS or a sorbent trap monitoring system, you must install, certify, operate, maintain and quality-assure the data from the monitoring system in accordance with Appendix A to 40 CFR 63 Subpart UUUUU. You must calculate and record a 30- (or, if alternate emissions averaging is used, 90-) boiler operating day rolling average Hg emission rate, in units of the standard, updated after each new boiler operating day. Each 30- (or, if alternate emissions averaging is used, 90-) boiler operating day rolling average emission rate, calculated according to section 6.2 of Appendix A to 40 CFR 63 Subpart UUUUU, is the average of all of the valid hourly Hg emission rates in the preceding 30- (or, if alternate emissions averaging is used, a 90-) boiler operating days. Section 7.1.4.3 of Appendix A to 40 CFR 63 Subpart UUUUU explains how to reduce sorbent trap monitoring system data to an hourly basis.  
[40 CFR §63.10010(g); 40 CFR §63.10021(a), Table 7, Item #1; 45CSR34]



- 4.2.18. If you choose to comply with the PM filterable emissions limit in lieu of metal HAP limits, you may choose to install, certify, operate, and maintain a PM CEMS and record the output of the PM CEMS as specified in paragraphs (1) through (8) of this condition. Compliance with the applicable PM emissions limit in Table 2 to 40 CFR 63 Subpart UUUUU is determined on a 30-boiler operating day rolling average basis.
- (1) You must install and certify your PM CEMS according to section 4 of appendix C to 40 CFR 63 Subpart UUUUU.
  - (2) You must operate, maintain, and quality-assure the data from your PM CEMS according to section 5 of appendix C to 40 CFR 63 Subpart UUUUU.
  - (3) You must reduce the data from your PM CEMS to hourly averages in accordance with section 6.1 of appendix C to 40 CFR 63 Subpart UUUUU.
  - (4) You must collect data using the PM CEMS at all times the process unit is operating and at the intervals specified in 40 CFR §63.10010(a), except for required monitoring system quality assurance or quality control activities and any scheduled maintenance as defined in your site-specific monitoring plan.
  - (5) You must use all the data collected during all boiler operating hours in assessing the compliance with your operating limit except:
    - (i). Any data recorded during periods of monitoring system malfunctions and repairs associated with monitoring system malfunctions. You must report any monitoring system malfunctions as deviations in your compliance reports under 40 CFR 63.10031(c) or (g) (as applicable);
    - (ii). Any data recorded during periods when the monitoring system is out-of-control (as specified in appendix C to 40 CFR 63 Subpart UUUUU), repairs associated with periods when the monitoring system is out of control, or required monitoring system quality assurance or quality control activities conducted during out-of-control periods. You must report any such periods as deviations in your compliance reports under 40 CFR §63.10031(c) or (g) (as applicable);
    - (iii). Any data recorded during required monitoring system quality assurance, quality control, or maintenance activities that temporarily interrupt the measurement of emissions (e.g., calibrations, certain audits, routine probe maintenance); and
    - (iv). Any data recorded during periods of startup or shutdown.
  - (6) You must keep records and report data from your PM CEMS in accordance with section 7 of appendix C to 40 CFR 63 Subpart UUUUU.
  - (7) You must record and make available upon request the dates and duration of periods when the PM CEMS is out-of-control to completion of the corrective actions necessary to return the PM CEMS to operation consistent with your site-specific monitoring plan.
  - (8) You must calculate each 30-boiler operating day rolling average PM emission rate in units of the applicable emissions limit in Table 2 to this subpart, in accordance with section 6.2.4 of appendix C to 40 CFR 63 Subpart UUUUU.

*(Compliance with this streamlined requirement for the use of PM CEMS will ensure compliance with paragraphs 81 and 95 of the VEPCO Consent Decree Effective Date October 10, 2003)*

**[40 CFR §63.10010(i); 40 CFR §63.10021(a), Table 7, Item #1; 45CSR34]**

- 4.2.19. You must operate the monitoring system and collect data at all required intervals at all times that the affected EGU is operating, except for required monitoring system quality assurance or quality control activities, including, as applicable, calibration checks and required zero and span adjustments, and any scheduled maintenance as defined in your site-specific monitoring plan. You are required to affect monitoring system repairs in response to monitoring system malfunctions and to return the monitoring system to operation as expeditiously as practicable.  
[40 CFR §§63.10020(a) and (b); 45CSR34]
- 4.2.20. You may not use data recorded during EGU startup or shutdown in calculations used to report emissions, except as otherwise provided in §§63.10000(c)(1)(vi)(B) and 63.10005(a)(2)(iii). In addition, data recorded during monitoring system malfunctions or monitoring system out-of-control periods, repairs associated with monitoring system malfunctions or monitoring system out-of-control periods, or required monitoring system quality assurance or control activities may not be used in calculations used to report emissions or operating levels. You must use all of the quality-assured data collected during all other periods in assessing the operation of the control device and associated control system.  
[40 CFR §§63.10020(a) and (c); 45CSR34]
- 4.2.21. Periods of monitoring system malfunctions or monitoring system out-of-control periods, repairs associated with monitoring system malfunctions or monitoring system out-of-control periods, and required monitoring system quality assurance or quality control activities excluding zero and span checks must be reported as time the monitor was inoperative (downtime) under 63.10(c). Failure to collect required quality-assured data during monitoring system malfunctions, monitoring system out-of-control periods, or repairs associated with monitoring system malfunctions or monitoring system out-of-control periods is a deviation from the monitoring requirements.  
[40 CFR §§63.10020(a) and (d); 45CSR34]
- 4.2.22. Except as otherwise provided in §63.10020(c), if you use a CEMS to measure SO<sub>2</sub>, PM, HCl, HF, or Hg emissions, or using a sorbent trap monitoring system to measure Hg emissions, you must demonstrate continuous compliance by using all quality-assured hourly data recorded by the CEMS (or sorbent trap monitoring system) and the other required monitoring systems (e.g., flow rate, CO<sub>2</sub>, O<sub>2</sub>, or moisture systems) to calculate the arithmetic average emissions rate in units of the standard on a continuous 30-boiler operating day (or, if alternate emissions averaging is used for Hg, 90-boiler operating day) rolling average basis, updated at the end of each new boiler operating day. Use Equation 8 in 40 CFR §63.10021(b) to determine the 30- (or, if applicable, 90-) boiler operating day rolling average.  
[40 CFR §63.10021(b); 45CSR34]

### 4.3. Testing Requirements

- 4.3.1. The owner or operator shall conduct a test at least once every five (5) years +/- 12 months to determine the compliance of Unit 1, Unit 2 and Unit 3 Boilers with the carbon monoxide (CO) limits of conditions 4.1.12. and 4.1.13. Such tests shall be conducted in accordance with 40 CFR 60 Appendix A - Method 10. An emission factor shall be determined from the test results and updated from the results of each subsequent test. The emission factor shall be used for compliance demonstration for periods between tests.  
[45CSR§30-5.1.c.]
- 4.3.2. Commencing in 2004, the permittee shall conduct a stack test for PM on each boiler stack. The stack test shall be conducted at least once per every four successive "QA Operating Quarters" (as defined in 40 CFR 72.2). The reference methods for determining PM Emission Rates shall be those specified in 40 CFR Part 60, Appendix A, Method 5 or Method 17, using annual stack tests. VEPCO shall calculate PM Emission



rates from the annual stack tests in accordance with 40 CFR 60.8(f) and 40 CFR 60.48a(b). The annual stack-testing requirement of this Paragraph shall be conducted as described in Paragraph 95 of the Consent Decree and may be satisfied by: (A) any annual stack tests VEPCO may conduct pursuant to its permits or applicable regulations from the State of West Virginia if such tests employ reference test methods allowed under the Decree, or (B) installation and operation of PM CEMs required under the Decree.

[45CSR§30-12.7; VEPCO Consent Decree Effective Date October 10, 2003, Paragraphs 81 and 95]

4.3.3. Tests shall be conducted as follows:

- a. The owner or operator shall conduct, or shall have conducted, tests to determine the compliance of Unit 1, Unit 2, and Unit 3 boilers particulate matter mass emission limitations under 4.1.5. Such tests shall be conducted in accordance with the appropriate method set forth in 45CSR2 Appendix - Compliance Test Procedures for 45CSR2 or other equivalent EPA approved method approved by the Secretary. Such tests shall be conducted in accordance with the schedule set forth in the following table. The most recent tests were completed on June 9, 2020 for Unit 1 and 2 and June 12, 2020 for Unit 3. The test results were  $\leq 50\%$  of the weight emission standard, resulting in a testing frequency of "Once /3 years." Subsequent testing shall be based on the schedule in 4.3.3.c. below.
- b. The permittee shall conduct, or shall have conducted, tests to determine the compliance of Unit 1, Unit 2, and Unit 3 boiler's emission limits and control efficiency under 4.1.6., 4.1.7. and 4.1.8. on a per-stack basis. Control efficiency shall be calculated using material balance based emissions for the inlet and results of the stack test for the outlet emissions. Such tests shall be conducted in accordance with approved test methods proposed in the test protocol submitted under 3.3. Such tests shall be conducted in accordance with the schedule set forth in the following table. The most recent tests were completed on June 9, 2020 for Unit 1 and 2 and June 12, 2020 for Unit 3. The test results were  $\leq 50\%$  of the weight emission standard, resulting in a testing frequency of "Once /3 years." Subsequent testing shall be based on the schedule in 4.3.3.c. below.
- c. Testing schedule for Conditions 4.3.3.a & b. above:

Test	Test Results	Testing Frequency
Annual	After three successive tests indicate mass emission rates $\leq 50\%$ of weight emission standard	Once/3 years
Annual	After two successive tests indicate mass emission rates between 50% and 80 % of weight emission standard	Once/2 years
Annual	Any tests indicates a mass emission rate $\geq 80\%$ of weight emission standard	Annual
Once/2 years	After two successive tests indicate mass emission rates $\leq 50\%$ of weight emission standard	Once/3 years
Once/2 years	Any tests indicates a mass emission rate between 50% and 80 % of weight emission standard	Once/2 years
Once/2 years	Any tests indicates a mass emission rate $\geq 80\%$ of weight emission standard	Annual
Once/3 years	Any tests indicates a mass emission rate $\leq 50\%$ of weight emission standard	Once/3 years
Once/3 years	Any test indicates mass emission rates between 50% and 80 % of weight emission standard	Once/2 years



Test	Test Results	Testing Frequency
Once/3 years	Any test indicates a mass emission rate $\geq$ 80% of weight emission standard	Annual

[45CSR§2-8.1., 45CSR§2A-5.2., 45CSR13 - Permit No. R13-2735 §4.3.1.]

4.3.4. *Time between performance tests. (40 CFR 63 Subpart UUUUU)*

- (1) Notwithstanding the provisions of 40 CFR §63.10021(d)(1), the requirements listed in paragraphs (g) and (h) of 40 CFR §63.10006, and the requirements of paragraph (f)(3) of 40 CFR §63.10006, you must complete performance tests for your EGU as follows:
  - (i) At least 45 calendar days, measured from the test's end date, must separate performance tests conducted every quarter;
  - (ii) For annual testing:
    - (A) At least 320 calendar days, measured from the test's end date, must separate performance tests;
    - (B) At least 320 calendar days, measured from the test's end date, must separate annual sorbent trap mercury testing for 30-boiler operating day LEE tests;
    - (C) At least 230 calendar days, measured from the test's end date, must separate annual sorbent trap mercury testing for 90-boiler operating day LEE tests; and
  - (iii) At least 1,050 calendar days, measured from the test's end date, must separate performance tests conducted every 3 years.
- (2) For units demonstrating compliance through quarterly emission testing, you must conduct a performance test in the 4th quarter of a calendar year if your EGU has skipped performance tests in the first 3 quarters of the calendar year.
- (3) If your EGU misses a performance test deadline due to being inoperative and if 168 or more boiler operating hours occur in the next test period, you must complete an additional performance test in that period as follows:
  - (i) At least 15 calendar days must separate two performance tests conducted in the same quarter.
  - (ii) At least 107 calendar days must separate two performance tests conducted in the same calendar year.
  - (iii) At least 350 calendar days must separate two performance tests conducted in the same 3 year period.

[40 CFR §63.10006(f); 45CSR34]

- 4.3.5. Except as otherwise provided in 40 CFR §63.10007, you must conduct all required performance tests according to 40 CFR §§63.7(d), (e), (f), and (h). You must also develop a site-specific test plan according to the requirements in 40 CFR §63.7(c).

[40 CFR §63.10007(a); 45CSR34]

- 4.3.6. If you use SO<sub>2</sub> CEMS or other CEMS (to determine compliance with a 30- (or, if applicable, 90-) boiler operating day rolling average emission limit, you must collect quality-assured CEMS data for all unit operating conditions, including startup and shutdown (see §63.10011(g) and Table 3 to this subpart), except as otherwise provided in §63.10020(b). Emission rates determined during startup periods and shutdown periods (as defined in §63.10042) are not to be included in the compliance determinations, except as otherwise provided in §§63.10000(c)(1)(vi)(B) and 63.10005(a)(2)(iii).  
[40 CFR §63.10007(a)(1); 45CSR34]
- 4.3.7. If you conduct performance testing with test methods in lieu of continuous monitoring, operate the unit at maximum normal operating load conditions during each periodic (e.g., quarterly) performance test. Maximum normal operating load will be generally between 90 and 110 percent of design capacity but should be representative of site specific normal operations during each test run.  
[40 CFR §63.10007(a)(2); 45CSR34]
- 4.3.8. You must conduct each performance test (including traditional 3-run stack tests, 30-boiler operating day tests based on CEMS data (or sorbent trap monitoring system data), and 30-boiler operating day Hg emission tests for LEE qualification) according to the requirements in Table 5 to 40 CFR 63 Subpart UUUUU.  
[40 CFR §63.10007(b); 45CSR34]
- 4.3.9. Except for a 30-boiler operating day performance test based on CEMS (or sorbent trap monitoring system) data, where the concept of test runs does not apply, you must conduct a minimum of three separate test runs for each performance test, as specified in §63.7(e)(3). Each test run must comply with the minimum applicable sampling time or volume specified in Table 2 to this subpart. Sections 63.10005(d) and (h), respectively, provide special instructions for conducting performance tests based on CEMS or sorbent trap monitoring systems, and for conducting emission tests for LEE qualification.  
[40 CFR §63.10007(d); 45CSR34]
- 4.3.10. To use the results of performance testing to determine compliance with the applicable emission limits in Table 2 to 40 CFR 63 Subpart UUUUU, proceed as in 40 CFR §§63.10007(e)(1) through (3) . If you use quarterly performance testing for coal-fired EGUs to measure compliance with PM emissions limit in Table 2 to Subpart UUUUU, you demonstrate continuous compliance by calculating the results of the testing in units of the applicable emissions standard.  
[40 CFR §63.10007(e); 40 CFR §63.10021(a), Table 7, Item #4; 45CSR34]
- 4.3.11. Upon request, you shall make available to the EPA Administrator such records as may be necessary to determine whether the performance tests have been done according to the requirements of 40 CFR §63.10007.  
[40 CFR §63.10007(g); 45CSR34]
- 4.3.12. If your coal-fired EGU does not qualify as a LEE for total filterable particulate matter (PM), you must demonstrate compliance through an initial performance test and you must monitor continuous performance through either use of a particulate matter continuous parametric monitoring system (PM CPMS), a PM CEMS, or, for an existing EGU, compliance performance testing repeated quarterly.  
[40 CFR §63.10000(c)(1)(iv); 45CSR34]
- 4.3.13. If you use quarterly performance testing to demonstrate compliance with one or more applicable emissions limits in Table 2 to 40 CFR 63 Subpart UUUUU, you



- (1) May skip performance testing in those quarters during which less than 168 boiler operating hours occur, except that a performance test must be conducted at least once every calendar year; and
- (2) Must conduct the performance test as defined in Table 5 to 40 CFR 63 Subpart UUUUU and calculate the results of the testing in units of the applicable emissions standard.

[40 CFR §§63.10021(d), (d)(1), and (d)(2); 45CSR34]

- 4.3.14. *Notification of performance test.* When you are required to conduct a performance test, you must submit a Notification of Intent to conduct a performance test at least 30 days before the performance test is scheduled to begin. *Compliance with this requirement ensures compliance with 40 CFR §63.9(e).*

[40 CFR §63.10030(d) and (a); 40 CFR §63.9(e); 45CSR34]

#### 4.4. Recordkeeping Requirements

- 4.4.1. Records of monitored data established in the monitoring plan (see Appendix B) shall be maintained on site and shall be made available to the Secretary or his duly authorized representative upon request.

[45CSR§2-8.3.a.]

- 4.4.2. Records of the operating schedule and the quantity and quality of fuel consumed in each fuel burning unit, shall be maintained on-site in a manner to be established by the Secretary and made available to the Secretary or his duly authorized representative upon request.

[45CSR§2-8.3.c.]

- 4.4.3. **Record of Maintenance of Air Pollution Control Equipment.** For all pollution control equipment listed in Section 1.0 of R3-2735 (i.e., Units 1, 2, and 3 ESPs and FGDs), the permittee shall maintain accurate records of all required pollution control equipment inspection and/or preventative maintenance procedures.

[45CSR13 - Permit No. R13-2735 §4.4.2.]

- 4.4.4. **Record of Malfunctions of Air Pollution Control Equipment.** For all air pollution control equipment listed in Section 1.0 of R3-2735 (i.e., Units 1, 2, and 3 ESPs and FGDs), 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.

[45CSR13 - Permit No. R13-2735 §4.4.3.]

- 4.4.5. **Retention of records related to the requirements Permit R13-2735.** 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.

[45CSR13 - Permit No. R13-2735 §3.4.1.; Permit No. R13-0656 §3.4.1.]

- 4.4.6. For the auxiliary boiler [MTST-00-AB-STG-1], the permittee shall keep the following records in accordance with 40CFR§63.7555. This includes but is not limited to the following information during the tune up as required in Condition 4.1.22.a. and 40 CFR §63.7540:

- a. The concentrations of CO in the effluent stream in parts per million by volume, and oxygen in volume percent, measured at high fire or typical operating load, before and after the tune-up of the boiler or process heater. If concentrations of NO<sub>x</sub> were taken during the tune-up of the unit, record of such measurements shall be included; and
- b. A description of any corrective actions taken as a part of the tune-up.

[45CSR13, R13-0656, 4.4.4.; 45CSR34; 40 CFR §§63.7555, and 63.7540(a)(10)(vi)]

- 4.4.7. For auxiliary boiler [MTST-00-AB-STG-1], you must keep records according to paragraphs a. and b. of this condition.

- a. A copy of each notification and report that you submitted to comply with 40 CFR 63 Subpart DDDDD, including all documentation supporting any Initial Notification or Notification of Compliance Status or semiannual\* compliance report that you submitted, according to the requirements in §63.10(b)(2)(xiv).  
\* Note – Compliance reports are required only once every 5 years for the limited use auxiliary boiler pursuant to 40 CFR §63.7550(b).
- b. Records of performance tests, fuel analyses, or other compliance demonstrations and performance evaluations as required in §63.10(b)(2)(viii).

[45CSR34; 40 CFR §63.7555(a)]

- 4.4.8. All records required to comply with 40 CFR 63 Subpart DDDDD shall be kept in the following form:

- a. Your records must be in a form suitable and readily available for expeditious review, according to §63.10(b)(1).



- b. As specified in §63.10(b)(1), you must keep each record for 5 years following the date of each occurrence, measurement, maintenance, corrective action, report, or record.
- c. You must keep each record on site, or they must be accessible from on site (for example, through a computer network), for at least 2 years after the date of each occurrence, measurement, maintenance, corrective action, report, or record, according to §63.10(b)(1). You can keep the records off site for the remaining 3 years.

[45CSR34; 40 CFR §63.7560]

- 4.4.9. For each unit [MTST-00-AB-STG-1], that meets the definition of limited-use boiler or process heater, you must keep fuel use records for the days the boiler or process heater was operating.

[45CSR34; 40 CFR §63.7525(k)]

- 4.4.10. All records required to comply with 40 CFR 63 Subpart UUUUU shall be kept in the following form:

- a. Your records must be in a form suitable and readily available for expeditious review, according to §63.10(b)(1).
- b. As specified in §63.10(b)(1), you must keep each record for 5 years following the date of each occurrence, measurement, maintenance, corrective action, report, or record.
- c. You must keep each record on site for at least 2 years after the date of each occurrence, measurement, maintenance, corrective action, report, or record, according to §63.10(b)(1). You can keep the records off site for the remaining 3 years.

[40 CFR §63.10033; 45CSR34]

- 4.4.11. You must keep records according to paragraphs (1) and (2) of this condition. If you are required to (or elect to) continuously monitor Hg and/or HCl and/or HF and/or PM emissions, or if you elect to use a PM CPMS, you must keep the records required under appendix A and/or appendix B and/or appendix C and/or appendix D to 40 CFR 63 Subpart UUUUU. If you elect to conduct periodic (e.g., quarterly or annual) performance stack tests, then, for each test completed on or after January 1, 2024, you must keep records of the applicable data elements under 40 CFR §63.7(g). You must also keep records of all data elements and other information in appendix E to 40 CFR 63 Subpart UUUUU that apply to your compliance strategy.

- (1) In accordance with 40 CFR §63.10(b)(2)(xiv), a copy of each notification or report that you submit to comply with 40 CFR 63 Subpart UUUUU. You must also keep records of all supporting documentation for the initial Notifications of Compliance Status, semiannual compliance reports, or quarterly compliance reports that you submit.

- (2) Records of performance stack tests, fuel analyses, or other compliance demonstrations and performance evaluations, as required in 40 CFR §63.10(b)(2)(viii).

[40 CFR §63.10032(a); 45CSR34]

- 4.4.12. For each CEMS, you must keep records according to paragraphs (1) through (4) of this condition.

- (1) Records described in 40 CFR §63.10(b)(2)(vi) through (xi).
- (2) Previous (i.e., superseded) versions of the performance evaluation plan as required in 40 CFR §63.8(d)(3).
- (3) Request for alternatives to relative accuracy test for CEMS as required in 40 CFR §63.8(f)(6)(i).
- (4) Records of the date and time that each deviation started and stopped, and whether the deviation occurred during a period of startup, shutdown, or malfunction or during another period.

[40 CFR §63.10032(b); 45CSR34]

4.4.13. You must keep the records required in Table 7 to 40 CFR 63 Subpart UUUUU to show continuous compliance with each emission limit and operating limit that applies to you.  
[40 CFR §63.10032(c), Table 7, Items #1, #4, #5, #6, #7; 45CSR34]

4.4.14. For each EGU subject to an emission limit, you must also keep the records in paragraphs (1) through (3) of this condition.

- (1) You must keep records of monthly fuel use by each EGU, including the type(s) of fuel and amount(s) used.
- (2) If you combust non-hazardous secondary materials that have been determined not to be solid waste pursuant to 40 CFR 241.3(b)(1), you must keep a record which documents how the secondary material meets each of the legitimacy criteria. If you combust a fuel that has been processed from a discarded non-hazardous secondary material pursuant to 40 CFR 241.3(b)(2), you must keep records as to how the operations that produced the fuel satisfies the definition of processing in 40 CFR 241.2. If the fuel received a non-waste determination pursuant to the petition process submitted under 40 CFR 241.3(c), you must keep a record which documents how the fuel satisfies the requirements of the petition process.
- (3) For an EGU that qualifies as an LEE under §63.10005(h), you must keep annual records that document that your emissions in the previous stack test(s) continue to qualify the unit for LEE status for an applicable pollutant, and document that there was no change in source operations including fuel composition and operation of air pollution control equipment that would cause emissions of the pollutant to increase within the past year.

[40 CFR §§63.10032(d); 45CSR34]

4.4.15. Regarding startup periods or shutdown periods:

- (1) Should you choose to rely on paragraph (1) of the definition of “startup” in 40 CFR §63.10042 for your EGU, you must keep records of the occurrence and duration of each startup or shutdown.
- (2) Should you choose to rely on paragraph (2) of the definition of “startup” in §63.10042 for your EGU, you must keep records of:
  - (i) The determination of the maximum possible clean fuel capacity for each EGU;



- (ii) The determination of the maximum possible hourly clean fuel heat input and of the hourly clean fuel heat input for each EGU; and
- (iii) The information required in §63.10020(e).

[40 CFR §§63.10032(f); 45CSR34]

- 4.4.16. You must keep records of the occurrence and duration of each malfunction of an operation (i.e., process equipment) or the air pollution control and monitoring equipment.  
[40 CFR §63.10032(g); 45CSR34]
- 4.4.17. You must keep records of actions taken during periods of malfunction to minimize emissions in accordance with 40 CFR §63.10000(b), including corrective actions to restore malfunctioning process and air pollution control and monitoring equipment to its normal or usual manner of operation.  
[40 CFR §63.10032(h); 45CSR34]
- 4.4.18. You must keep records of the type(s) and amount(s) of fuel used during each startup or shutdown.  
[40 CFR §63.10032(i); 45CSR34]

#### 4.5. Reporting Requirements

- 4.5.1. The designated representative shall electronically report SO<sub>2</sub>, NO<sub>x</sub>, and CO<sub>2</sub> emissions data and information as specified in 40 CFR § 75.64 to the Administrator of USEPA, quarterly. Each electronic report must be submitted within thirty (30) days following the end of each calendar quarter.  
[45CSR33, 40 CFR § 75.64]
- 4.5.2. A periodic exception report shall be submitted to the Secretary, in a manner and at a frequency to be established by the Secretary. Compliance with this periodic exception reporting requirement shall be demonstrated as outlined in sections I.A.5., I.C.4., II.A.4. and II.B.2. of the DAQ approved "45CSR2 Monitoring Plan" attached in Appendix B of this permit.  
[45CSR§2-8.3.b.]
- 4.5.3. Excess opacity periods resulting from any malfunction of Unit 1, Unit 2, Unit 3 or Auxiliary boiler or their air pollution control equipment, meeting the following conditions, may be reported on a quarterly basis unless otherwise required by the Secretary:
  - a. The excess opacity period does not exceed thirty (30) minutes within any twenty-four (24) hour period; and
  - b. Excess opacity does not exceed forty percent (40%).  
[45CSR§2-9.3.a.]
- 4.5.4. Except as provided in permit condition 4.5.3. above, the owner or operator shall report to the Secretary by telephone, telefax, or e-mail any malfunction of Unit 1, Unit 2, Unit 3 or Auxiliary boiler or their associated air pollution control equipment, which results in any excess particulate matter or excess opacity, by the end of the next business day after becoming aware of such condition. The owner or operator shall file a certified

written report concerning the malfunction with the Secretary within thirty (30) days providing the following information:

- a. A detailed explanation of the factors involved or causes of the malfunction;
- b. The date, and time of duration (with starting and ending times) of the period of excess emissions;
- c. An estimate of the mass of excess emissions discharged during the malfunction period;
- d. The maximum opacity measured or observed during the malfunction;
- e. Immediate remedial actions taken at the time of the malfunction to correct or mitigate the effects of the malfunction; and
- f. A detailed explanation of the corrective measures or program that will be implemented to prevent a recurrence of the malfunction and a schedule for such implementation.

[45CSR§2-9.3.b.]

- 4.5.5. The permittee shall maintain on-site records of monitoring required under 4.2.6. and 4.2.7. for a period of five years and make these records available to the Secretary upon request. The permittee shall submit deviation reports on or before September 15 for the reporting period January 1 to June 30 and on or before March 15 for the reporting period July 1 to December 31. All required reports must be certified by a responsible official.

[45CSR13 - Permit No. R13-2735 §4.5.1.]

#### **Acid Rain Program**

- 4.5.6. Unit 1, Unit 2 and Unit 3 are Phase II Acid Rain affected units under 45CSR33, as defined by 40 C.F.R § 72.6, and as such are required to meet the requirements of 40 CFR Parts 72, 73, 74, 75, 76, 77 and 78. These requirements include, but are not limited to:
- a. Hold an Acid Rain permit (Acid Rain Permit is included in Appendix C);
  - b. Hold allowances, as of the allowance transfer deadline, in the unit's compliance sub-account of not less than the total annual emissions of sulfur dioxide for the previous calendar year from the unit;
  - c. Comply with the applicable Acid Rain emissions for sulfur dioxide;
  - d. Comply with the applicable Acid Rain emissions for nitrogen oxides;
  - e. Comply with the monitoring requirements of 40 CFR Part 75 and section 407 of the Clean Air Act of 1990 and regulations implementing section 407 of the Act;
  - f. Submit the reports and compliance certifications required under the Acid Rain Program, including those under 40 CFR Part 72, Subpart I and 40 CFR Part 75.

[45CSR33, 40 CFR Parts 72, 73, 74, 75, 76, 77, 78.]



4.5.7. For the auxiliary boiler [MTST-00-AB-STG-1], you must report each instance in which you did not meet each work practice standard in Table 3 to 40 CFR 63 Subpart DDDDD that apply to you. These instances are deviations from the work practice standards, in this subpart. These deviations must be reported according to the requirements in §63.7550.

[45CSR34; 40 CFR §63.7540(b)]

4.5.8. The permittee shall submit "5- year Compliance Reports" to the Director for the Auxiliary Boiler with the first report being submitted no later than January 31, 2021, and subsequent reports are due every 5 years thereafter. The first compliance report must cover the period beginning on the compliance date that is specified for each boiler or process heater in 40 CFR §63.7495 and ending on July 31 or January 31, whichever date is the first date that occurs at least 5 years after the compliance date that is specified for your source in 40 CFR §63.7495. Each subsequent 5-year compliance report must cover the 5-year periods from January 1 to December 31. Each subsequent 5-year compliance report must be postmarked or submitted no later than January 31. Such reports shall contain the information specified in 40 CFR §§63.7550(c)(5) (i)through (iv), (xiv) and (xvii) which are:

- a. Permittee and facility name, and address;
- b. Process unit information, emission limitations, and operating limitations;
- c. Date of report and beginning and ending dates of the reporting period;
- d. The total operating time during the reporting period of each affected unit;
- e. Include the date of the most recent tune-up for the boiler; and
- f. Include the date of the most recent burner inspection if it was not done within the specified time schedule and was delayed until the next scheduled or unscheduled unit shutdown.
- g. Statement by a responsible official with that official's name, title, and signature, certifying the truth, accuracy, and completeness of the content of the report.

You must submit all reports required by Table 9 of 40 CFR 63 Subpart DDDDD electronically to the EPA via the CEDRI. (CEDRI can be accessed through the EPA's CDX.) You must use the appropriate electronic report in CEDRI for 40 CFR 63 Subpart DDDDD. Instead of using the electronic report in CEDRI for 40 CFR 63 Subpart DDDDD, you may submit an alternate electronic file consistent with the XML schema listed on the CEDRI Web site (<http://www.epa.gov/ttn/chief/cedri/index.html>), once the XML schema is available. If the reporting form specific to this subpart is not available in CEDRI at the time that the report is due, you must submit the report to the Administrator at the appropriate address listed in §63.13 (i.e., Director, Air Protection Division, 1650 Arch Street, Philadelphia, PA 19103). You must begin submitting reports via CEDRI no later than 90 days after the form becomes available in CEDRI.

[45CSR13, R13-0656, 4.5.2.; 45CSR34; 40 CFR §63.7550(a), Table 9, Item #1.a., 40 CFR §§63.7550(b), (c)(1), (c)(5)(i) though (iv), (c)(xiv), (c)(xvii) and 63.7550(h)(3)]

4.5.9. If there are no deviations from the requirements for work practice standards in Table 3 to 40 CFR 63 Subpart DDDDD that apply to you, a statement that there were no deviations from the work practice standards during the reporting period.

[45CSR34; 40 CFR §63.7550(a), Table 9, Item #1.b.]

- 4.5.10. The permittee shall submit quarterly visible emission reports to the Director. Such reports shall be post marked 30 days of the end of the quarter. This report shall identify any instance that a visible emission observation indicated an exceedance of the standard in Condition 4.1.14. A description of the excursion or cause of the exceedance, any corrective action taken, and the beginning and ending times for the exceedance shall be included in the report.

To the extent that an exceedance is due to a malfunction, the reporting requirement of 45 CSR §2-9.3. shall be followed.

In the event that no exceedance of the standard occurred or no observations were taken, the permittee shall state that in the report. Such reports shall be submitted in accordance with Condition 3.5.1.

[45CSR13, R13-0656, 4.5.3.]

- 4.5.11. You must submit the applicable reports and notifications required under 40 CFR 63.10031(a) through (k) to the Administrator electronically, using EPA's Emissions Collection and Monitoring Plan System (ECMPS) Client Tool. If the final date of any time period (or any deadline) for any of these submissions falls on a weekend or a Federal holiday, the time period shall be extended to the next business day. Moreover, if the EPA Host System supporting the ECMPS Client Tool is offline and unavailable for submission of reports for any part of a day when a report would otherwise be due, the deadline for reporting is automatically extended until the first business day on which the system becomes available following the outage. Use of the ECMPS Client Tool to submit a report or notification required under this subpart satisfies any requirement under subpart A of this part to submit that same report or notification (or the information contained in it) to the appropriate EPA Regional office or state agency whose delegation request has been approved.

40 CFR §63.10021(f); 45CSR34]

- 4.5.12. You must report each instance in which you did not meet an applicable emissions limit or operating limit in Tables 2 and 3 to 40 CFR 63 Subpart UUUUU or failed to conduct a required tune-up. These instances are deviations from the requirements of 40 CFR Subpart UUUUU. These deviations must be reported according to 40 CFR §63.10031.

[40 CFR §63.10021(g); 45CSR34]

- 4.5.13. You must submit all of the notifications in 40 CFR §63.7(c), and §63.8(e), by the dates specified.

[40 CFR §63.10030(a); 45CSR34]

- 4.5.14. You must submit a semiannual compliance report for 40 CFR 63 Subpart UUUUU containing:

a. Information required in 40 CFR §§63.10031(c)(1) through (4) and (7) through (10):

- (1) The information required by the summary report located in 40 CFR §63.10(e)(3)(vi).
- (2) The total fuel use by each affected source subject to an emission limit, for each calendar month within the semiannual reporting period, including, but not limited to, a description of the fuel, whether the fuel has received a non-waste determination by EPA or your basis for concluding that the fuel is not a waste, and the total fuel usage amount with units of measure.
- (3) Indicate whether you burned new types of fuel during the reporting period. If you did burn new types of fuel you must include the date of the performance test where that fuel was in use.



- (4) Include the date of the most recent tune-up for each EGU. The date of the tune-up is the date the tune-up provisions specified in §§63.10021(e)(6) and (7) were completed.
  - (7) A summary of the results of the annual performance tests and documentation of any operating limits that were reestablished during the test, if applicable. If you are conducting stack tests once every 3 years to maintain LEE status, consistent with §63.10006(b), the date of each stack test conducted during the previous 3 years, a comparison of emission level you achieved in each stack test conducted during the previous 3 years to the 50 percent emission limit threshold required in §63.10005(h)(1)(i), and a statement as to whether there have been any operational changes since the last stack test that could increase emissions.
  - (8) A certification.
  - (9) If you have a deviation from any emission limit, work practice standard, or operating limit, you must also submit a brief description of the deviation, the duration of the deviation, emissions point identification, and the cause of the deviation.
  - (10) If you had any process or control equipment malfunction(s) during the reporting period, you must include the number, duration, and a brief description for each type of malfunction which occurred during the semiannual reporting period which caused or may have caused any applicable emission limitation to be exceeded.
- b. Excess emissions and deviation reporting. For EGUs whose owners or operators rely on a CMS to comply with an emissions or operating limit, the semiannual compliance reports described in 40 CFR §63.10031(c) must include the excess emissions and monitor downtime summary report described in 40 CFR §63.10(e)(3)(vi). However, starting with the first calendar quarter of 2024, reporting of the information under 40 CFR §63.10(e)(3)(vi) (and under paragraph (e)(3)(v), if the applicable excess emissions and/or monitor downtime threshold is exceeded) is discontinued for all CMS, and you must, instead, include in the quarterly compliance reports described in 40 CFR §63.10031(g) the applicable data elements in section 13 of appendix E to 40 CFR 63 Subpart UUUUU for any “deviation” (as defined in 40 CFR §63.10042 and elsewhere in Subpart UUUUU) that occurred during the calendar quarter. If there were no deviations, you must include a statement to that effect in the quarterly compliance report.
  - c. Starting with a report for the first calendar quarter of 2024, you must use the ECMPS Client Tool to submit quarterly electronic compliance reports. Each quarterly compliance report must be in XML format shall include the applicable data elements in sections 2 through 13 of appendix E to 40 CFR 63 Subpart UUUUU. For each stack test summarized in the compliance report, you must also submit the applicable reference method information in sections 17 through 31 of appendix E to 40 CFR 63 Subpart UUUUU. The compliance reports and associated appendix E information must be submitted no later than 60 days after the end of each calendar quarter.
  - d. If you are required to (or elect to) monitor Hg emissions continuously, you must meet the electronic reporting requirements of appendix A to 40 CFR Subpart UUUUU.
  - e. If you elect to monitor filterable PM emissions continuously, you must meet the electronic reporting requirements of appendix C to 40 CFR 63 Subpart UUUUU. Electronic reporting of hourly PM emissions data shall begin with the later of the first operating hour on or after January 1, 2024; or the first operating hour after completion of the initial PM CEMS correlation test.

- f. If you elect to use a certified PM CEMS to monitor PM emissions continuously to demonstrate compliance with 40 CFR 63 Subpart UUUUU and have begun recording valid data from the PM CEMS prior to November 9, 2020, you must use the ECMPS Client Tool to submit a detailed report of your PS 11 correlation test (see appendix B to 40 CFR Part 60) in a PDF file no later than 60 days after that date. For a correlation test completed on or after November 9, 2020, but prior to January 1, 2024, you must submit the PDF report no later than 60 days after the date on which the test is completed. For a correlation test completed on or after January 1, 2024, you must submit the PDF report according to section 7.2.4 of appendix C to 40 CFR 63 Subpart UUUUU. The applicable data elements in paragraph 40 CFR §63.10031(f)(6)(i) through (xii) must be entered into ECMPS with the PDF report.

[40 CFR §§63.10031(a)(1) and (3), Table 8, Item #1, #3, #6, #9, #11 and #13 40 CFR §§63.10031(c)(1) through (4) and (7) through (10); 40 CFR §63.10031(d); 40 CFR §63.10031(g); 40 CFR §63.10031(j);45CSR34]

4.5.15. You must submit semiannual compliance reports according to the following requirements:

- a. Each subsequent compliance report must cover the semiannual reporting period from January 1 through June 30 or the semiannual reporting period from July 1 through December 31.
- b. Each subsequent compliance report must be submitted electronically no later than July 31 or January 31, whichever date is the first date following the end of the semiannual reporting period.
- c. Through the reporting period that ends December 31, 2023, you may submit the first and subsequent compliance reports according to the dates in permit condition 3.5.6. instead of according to the dates in paragraphs a. and b. of this condition.
- d. The final semiannual compliance report shall cover the reporting period from July 1, 2023, through December 31, 2023. Quarterly compliance reports shall be submitted thereafter, in accordance with 40 CFR §63.10031(g), starting with a report covering the first calendar quarter of 2024.

[40 CFR §§63.10031(b)(3) through (6); 45CSR34]

4.5.16. You must report all deviations as defined in 40 CFR 63 Subpart UUUUU in the semiannual monitoring report required by condition 3.5.6. If an affected source submits a semiannual compliance report pursuant to 40 CFR §§63.10031(c) and (d), or two quarterly compliance reports covering the appropriate calendar half pursuant to 40 CFR §63.10031(g), along with, or as part of, the semiannual monitoring report required by condition 3.5.6., and the compliance report(s) includes all required information concerning deviations from any emission limit, operating limit, or work practice requirement in 40 CFR 63 Subpart UUUUU, submission of the compliance report(s) satisfies any obligation to report the same deviations in the semiannual monitoring report. Submission of the compliance report(s) does not otherwise affect any obligation the affected source may have to report deviations from permit requirements to the permit authority.

[40 CFR §63.10031(e); 45CSR34]

4.5.17. For each performance stack test completed prior to January 1, 2024, (including 30- (or 90-) boiler operating day Hg LEE demonstration tests and PM tests to establish operating limits for PM CPMS), you must submit a PDF test report in accordance with 40 CFR §10031(f)(6), no later than 60 days after the date on which the testing is completed. For each test completed on or after January 1, 2024, in accordance with 40 CFR §63.10031(g), submit the applicable reference method information in sections 17 through 31 of appendix E



to 40 CFR 63 Subpart UUUUU along with the quarterly compliance report for the calendar quarter in which the test was completed.

**40 CFR §63.10031(f); Table 8, Item #6;45CSR34]**

- 4.5.18. For each RATA of an Hg, or SO<sub>2</sub> monitoring system completed prior to January 1, 2024, and for each PM CEMS correlation test, each relative response audit (RRA) and each response correlation audit (RCA) of a PM CEMS completed prior to that date, you must submit a PDF test report in accordance with 40 CFR §63.10031(f)(6), no later than 60 days after the date on which the test is completed. For each SO<sub>2</sub> or Hg RATA completed on or after January 1, 2024, you must submit electronic test summary required by appendix A to 40 CFR 63 Subpart UUUUU or 40 CFR Part 75 (as applicable) together with the applicable reference method information in sections 17 through 31 of appendix E to 40 CFR 63 Subpart UUUUU prior to or concurrent with the relevant quarterly emissions report. For each correlation test, RRA, and RCA of PM CEMS completed on or after January 1, 2024, submit the applicable reference method information in sections 17 through 31 of appendix E to 40 CFR 63 Subpart UUUUU together with the summarized electronic test results, in accordance with section 11.4 of appendix B to Subpart UUUUU or section 7.2.4 of appendix C to 40 CFR Part 63, as applicable.

**[40 CFR §63.10031(f)(1), Table 8, Item #7; 45CSR34]**

- 4.5.19. If, for a particular EGU or a group of EGUs serving a common stack, you have elected to demonstrate compliance using a PM CEMS, you must submit quarterly PDF reports in accordance with 40 CFR §63.10031(f)(6), which include all of the 30-boiler operating day rolling average emission rates derived from the CEMS data. The quarterly reports are due within 60 days after the reporting periods ending on March 31st, June 30th, September 30th, and December 31st. Submission of these quarterly reports in PDF files shall end with the report that covers the fourth calendar quarter of 2023. Beginning with the first calendar quarter of 2024, the compliance averages shall no longer be reported separately, but shall be incorporated into the quarterly compliance reports described in 40 CFR §63.10031(g). In addition to the compliance averages for PM CEMS, the quarterly compliance reports described in 40 CFR §63.10031(g) must also include the 30- (or, if applicable 90-) boiler operating day rolling average emission rates for Hg, HCl, HF, and/or SO<sub>2</sub>, if you have elected to (or are required to) continuously monitor these pollutants.

**[40 CFR §63.10031(f)(2), Table 8, Item #8; 45CSR34]**

- 4.5.20. You must submit semiannual compliance reports as required under 40 CFR §§63.10031(b) through (d), ending with a report covering the semiannual period from July 1 through December 31, 2023, and Notifications of Compliance Status as required under section 40 CFR §63.10030(e), as PDF files. Quarterly compliance reports shall be submitted in XML format thereafter, in accordance with 40 CFR §63.10031(g), starting with a report covering the first calendar quarter of 2024.

**[40 CFR §63.10031(f)(4), Table 8, Items #9 and #10; 45CSR34]**

- 4.5.21. All reports required by 40 CFR 63 Subpart UUUUU not subject to the requirements in 40 CFR §63.10031(f) introductory text and 40 CFR §§63.10031(f)(1) through (4) must be sent to the Administrator at the appropriate address listed in 40 CFR §63.13. If acceptable to both the Administrator and the owner or operator of an EGU, these reports may be submitted on electronic media. The Administrator retains the right to require submittal of reports subject to 40 CFR §63.10031(f) introductory text and 40 CFR §§63.10031(f)(1) through (4) in paper format.

**[40 CFR §63.10031(f)(5); 45CSR34]**

- 4.5.22. All reports and notifications described in 40 CFR §63.10031(f) introductory text, 40 CFR §§63.10031(f)(f)(1), (2), and (4) shall be submitted to the EPA in the specified format and at the specified frequency, using the ECMPMS Client Tool. Each PDF version of a stack test report, CEMS RATA report, PM CEMS correlation

test report, RRA report, and RCA report must include sufficient information to assess compliance and to demonstrate that the reference method testing was done properly. Note that EPA will continue to accept, as necessary, PDF reports that are being phased out at the end of 2023, if the submission deadlines for those reports extend beyond December 31, 2023. The following data elements must be entered into the ECMPS Client Tool at the time of submission of each PDF file:

- a. The facility name, physical address, mailing address (if different from the physical address), and county;
- b. The ORIS code (or equivalent ID number assigned by EPA's Clean Air Markets Division (CAMD)) and the Facility Registry System (FRS) ID;
- c. The EGU (or EGUs) to which the report applies. Report the EGU IDs as they appear in the CAMD Business System;
- d. If any of the EGUs in paragraph c. of this permit condition, share a common stack, indicate which EGUs share the stack. If emissions data are monitored and reported at the common stack according to 40 CFR Part 75, report the ID number of the common stack as it is represented in the electronic monitoring plan required under 40 CFR §75.53;
- e. If any of the EGUs described in paragraph c. of this permit condition are in an averaging plan under §63.10009, indicate which EGUs are in the plan and whether it is a 30- or 90-day averaging plan;
- f. The identification of each emission point to which the report applies. An "emission point" is a point at which source effluent is released to the atmosphere, and is either a dedicated stack that serves one of the EGUs identified in paragraph c. of this permit condition or a common stack that serves two or more of those EGUs. To identify an emission point, associate it with the EGU or stack ID in the CAMD Business system or the electronic monitoring plan (e.g., "Unit 2 stack," "common stack CS001," or "multiple stack MS001");
- g. An indication of the type of PDF report or notification being submitted;
- h. The pollutant(s) being addressed in the report;
- i. The reporting period being covered by the report (if applicable);
- j. The relevant test method that was performed for a performance test (if applicable);
- k. The date the performance test was completed (if applicable) and the test number (if applicable); and
- l. The responsible official's name, title, and phone number.

[40 CFR §63.10031(f)(6), Table 8, Items #6, #7, #8, #9 and #10; 45CSR34]

#### 4.6. Compliance Plan

##### 4.6.1. *Reserved.*



## 5.0 Fuel Handling Equipment

### 5.1. Limitations and Standards

5.1.1. The maximum throughput of the Coal Truck Unloading Facility, originally constructed in 1996, shall not exceed 1,200 TPH and 3,000,000 TPY based on a rolling 12 month total. The facility shall consist of the two truck dumps, four collection bins, four vibratory feeders, a tube style reclaim conveyor (S-1a, S-1b), a transfer conveyor (S-2), existing Silo #1, existing Silo #2, existing belt feeders, and existing conveyor (P-1, P-2).

[45CSR13, R13-2034, 4.1.1.]

5.1.2. In accordance with the information filed in Permit Application R13-2034, the following methods of controlling particulate matter emissions from the transfer points shall be constructed and operated so as to minimize emissions:

Transfer Point ID No.	Transfer Point Description	Method of Controls
DP1	Coal Trucks dumping to Collection Bins	Windbreaks 6 feet high with sheet metal walls extending up from the windbreaks and tying into a removable truss type roof.
DP2	Vibrating Feeders to Conveyor S-1a	Transfer point is fully enclosed and is also located underground.
DP5	Conveyor S-1b to Conveyor S-2	Transfer point is fully enclosed and is located inside a full enclosure at the top of the silo.
DP6	Conveyor S-2 to Silo	Transfer point inside a fully enclosed silo
DP7	Silos to Belt Feeders	Transfer point is fully enclosed and is located inside a fully enclosed silo.
DP8	Belt Feeders to Conveyor P-1	Transfer point is fully enclosed and is located inside a full enclosure underneath the silos.
T1	Existing Truck Dump to existing Silo Feed (S-1a) to existing Conveyor S-1b or New Transfer Conveyor S-3a	Full Enclosure
T2	Transfer Conveyor S-3a to Radial Stacker S-5 or Transfer Conveyor S-4	Partial Enclosure
T3	Transfer Conveyor S-4 to Radial Stacker S-6	Partial Enclosure
T4	Radial Stacker S-5 or Radial Stacker S-6 to Pile	Partial Enclosure
T7	Bulldozer to New Reclaim Hoppers	Transfer point is located and controlled underground
T8	New Reclaim Hoppers to New Reclaim Coal Conveyor T	Underground
T9	New Reclaim Conveyor T to Existing P-1 Conveyor	Partial Enclosure / Underground
T10	New Transfer on P-1 Conveyor to P-2 Conveyor	Full Enclosure
T11	Transfer Conveyor C-SF-1 with associated transfer house	Partial Enclosure
T12	Transfer Conveyor C-SF-2 with associated transfer house	Partial Enclosure

Transfer Point ID No.	Transfer Point Description	Method of Controls
T13	Raw Coal Stock Out Conveyor "R" (MSTST-00-CS-CNV-R) with associated transfer house	Partial Enclosure
Silo SB1	S-Sorb Receiving Silo	Fabric Filter
Silo SB2	S-Sorb Active Silo	Fabric Filter
CNV-SB3	S-Sorb Transfer Conveyor	Full Enclosure
CHT-SB4	S-Sorb Transfer Chute	Full Enclosure

**[45CSR13, R13-2034, 1.0 and 2.5.1.]**

- 5.1.3. In accordance with the information filed in Permit Application R13-2034, the 0.600 mile haul road connecting State Route 93 to the Coal Truck Unloading Facility, as defined in condition 5.1.1., shall be paved. Fugitive emissions from the haul road to the Coal Truck Unloading Facility shall be controlled by utilization of a pressurized water truck as defined by condition 5.1.6.

**[45CSR13, R13-2034, 4.1.2.]**

- 5.1.4. In accordance with the information filed in Permit Application R13-2034, the facility shall pave an additional 0.568 miles of the Ash Haulroad, resulting in a total of 1.168 miles of paved Ash Haul road and 0.497 miles of unpaved Ash Haulroad. Fugitive emissions from the Ash Haulroad shall be controlled by utilization of a pressurized water truck as defined by condition 5.1.6.

**[45CSR13, R13-2034, 4.1.3.]**

- 5.1.5. In accordance with the information filed in Permit Application R13-2034, the facility shall pave an additional 0.0644 miles of the FGD By-Product Disposal Route, resulting in a total FGD By-Product Disposal Route of 0.9000 miles of paved road and no unpaved road. Fugitive emissions from the FGD By-Product Disposal Route shall be controlled by utilization of a pressurized water truck as defined by condition 5.1.6.

**[45CSR13, R13-2034, 4.1.4.]**

- 5.1.6. The permittee shall maintain a water truck on site and in good operating condition, and shall utilize same to apply water, or a mixture of water and an environmentally acceptable dust control additive, hereinafter referred to as solution, as often as is necessary in order to minimize the atmospheric entrainment of fugitive particulate emissions that may be generated from haulroads and other work areas where mobile equipment is used.

The spraybar shall be equipped with commercially available spray nozzles, of sufficient size and number, so as to provide adequate coverage to the area being treated.

The pump delivering the water, or solution, shall be of sufficient size and capacity so as to be capable of delivering to the spray nozzle(s) an adequate quantity of water, or solution, and at a sufficient pressure, so as to assure that the treatment process will minimize the atmospheric entrainment of fugitive particulate emissions generated from the haulroads and work areas where mobile equipment is used.

**[45CSR13, R13-2034, 4.1.5.]**

- 5.1.7. The amount of coal through the two new raw coal stockpiles combined shall not exceed 2,400 tons per hour nor 2,500,000 tons per year.

**[45CSR13, R13-2034, 4.1.6.]**



- 5.1.8. The Bulldozer working the new Reclaim Hoppers #1 and #2 shall not operate more than 7,150 hours per year based on a rolling yearly total.  
[45CSR13, R13-2034, 4.1.7.]
- 5.1.9. At all times except during periods of startup, shutdown, and malfunctions the visible emissions shall not exceed twenty percent (20%) opacity from the following equipment: coal conveyors, MTST-00-CS-CNV-R, -Q, -C2, -D, -H2, -J, -G, -C1, -H1, -S1a, S1b, -S3a, & -S2, the primary crushers MTST-00-CS-CRH-4 & -5, and the sample crushers MTST-00-CSS-CRH-B. In determining compliance with the particulate matter standard for opacity, Method 9 and the procedures in 40 CFR §60.11 shall be employed.  
[45CSR16, 40 CFR §60.11 (c), 40 CFR §60.254(a)]
- 5.1.10. At all times, including periods of startup, shutdown, and malfunction, any affected facility [coal equipment as listed in condition 5.1.9.] including associated air pollution control equipment shall, to the extent practicable, be maintained and operated in a manner consistent with good air pollution control practice for minimizing emissions. Determination that acceptable operating and maintenance procedures are being used, will be based on information available to the Secretary which may include, but is not limited to, monitoring results, opacity observations, review of operating and maintenance procedures, and inspection of the source.  
[45CSR16, 40 CFR §60.11(d)]
- 5.1.11. **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 condition 5.1.2. 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.  
[45CSR13, R13-2034, 4.1.12.]
- 5.1.12. The permitted facility shall be constructed and operated in accordance with the plans and specifications filed in Permit Applications R13-2034, R13-2034A, R13-2034B, R13-2034C, R13-2034D 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.  
[45CSR13, R13-2034, 2.5.1.]
- 5.1.13. S-Sorb throughput into Silo SB1 shall not exceed 50 tons per hour nor 45,000 tons per year.  
[45CSR13, R13-2034, 4.1.8.]
- 5.1.14. The transfer point between the S-Sorb transfer conveyor (CNV-SB3) and the existing coal conveyor shall be enclosed by a chute.  
[45CSR13, R13-2034, 4.1.11.]
- 5.1.15. Particulate Matter emissions from the two S-Sorb silos (SB1 and SB2) shall be controlled with fabric filters. Said fabric filters shall be designed, installed, operated and maintained so as to achieve a minimum overall control efficiency of at least 99.8%.  
[45CSR13, R13-2034, 4.1.9.]
- 5.1.16. The S-Sorb transfer conveyor (CNV-SB3) shall be fully enclosed.  
[45CSR13, R13-2034, 4.1.10.]

## 5.2. Monitoring Requirements

- 5.2.1. For the purposes of determining compliance with condition 5.1.1. of this permit, the permittee shall monitor the total amount of coal transferred through both truck dumps at the Coal Truck Unloading Facility. [45CSR13, R13-2034, 4.2.1]
- 5.2.2. For the purposes of determining compliance with condition 5.1.7. of this permit, the permittee shall monitor the total amount of coal transferred through each of the two new raw coal stockpiles. [45CSR13, R13-2034, 4.2.2.]
- 5.2.3. For the purposes of determining compliance with condition 5.1.8. of this permit, the permittee shall monitor the number of hours of dozer operation each month. [45CSR13, R13-2034, 4.2.3.]
- 5.2.4. For the purposes of determining compliance with condition 5.1.13. of this permit, the permittee shall monitor the total amount of sorbent transferred to silo SB1 on a monthly basis. [45CSR13, R13-2034, 4.2.4.]

### 5.3. Testing Requirements

- 5.3.1. The emission points (i.e., enclosure openings as applicable) from the coal equipment as listed in condition 5.1.9. shall be observed visually by an individual trained (not necessarily certified) per Method 22 at least each calendar month during periods of facility operation for a sufficient time interval to determine if any visible emissions are present. If visible emissions from any of the affected facilities are observed during these monthly observations, or at any other time, that appear to exceed the allowable visible emission requirement for the affected facility, visible emissions evaluations in accordance with 40 CFR 60 Appendix A, Method 9 shall be conducted immediately. A Method 9 evaluation shall not be required if the visible emissions condition is corrected as expeditiously as possible and recorded, and the cause and corrective measures taken are recorded. The Method 9 tests shall be conducted during periods of facility operation. If any Method 9 test indicates opacity greater than 80% of the allowable visible emission requirement, Method 9 tests shall be conducted each calendar month for those emission points exceeding 80%. If any Method 9 test indicates opacity less than or equal to 80% of the allowable limit, the monthly Method 22-like observations may resume as previously described. [45CSR§30-5.1.c.]

### 5.4. Recordkeeping Requirements

- 5.4.1. For the purposes of determining compliance with condition 5.1.1., the permittee shall monitor the total amount of coal transferred through both truck dumps at the Coal Truck Unloading Facility. [45CSR13, R13-2034, 4.4.4.]
- 5.4.2. A record of each visible emissions observation as required in condition 5.3.1. shall be maintained, including any data required by 40 CFR 60 Appendix A, Method 22 or Method 9, whichever is appropriate. The record shall include, at a minimum, the date, time, name of the emission unit, the applicable visible emissions requirement, the results of the observation, and the name of the observer. [45CSR§30-5.1.c.]
- 5.4.3. **Record of Maintenance of Air Pollution Control Equipment.** For all pollution control equipment listed in condition 5.1.2., the permittee shall maintain accurate records of all required pollution control equipment inspection and/or preventative maintenance procedures. [45CSR13, R13-2034, 4.4.2.]



5.4.4. **Record of Malfunctions of Air Pollution Control Equipment.** For all air pollution control equipment listed in condition 5.1.2., 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.

[45CSR13, R13-2034, 4.4.3.]

5.4.5. For the purposes of determining compliance with condition 5.1.7., the permittee shall maintain certified records of the total amount of coal transferred through each of the two new raw coal stockpiles.

[45CSR13, R13-2034, 4.4.5.]

5.4.6. For the purposes of determining compliance with condition 5.1.8., the permittee shall maintain certified records of the number of hours of bulldozer operation on a monthly basis.

[45CSR13, R13-2034, 4.4.6.]

5.4.7. **Retention of records related to the requirements Permit R13-2034.** 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.

[45CSR13 - Permit No. R13-2034 §3.4.1.]

5.4.8. For the purposes of determining compliance with condition 5.1.13. of this permit, the permittee shall maintain certified records of the total amount of sorbent transferred to silo SB1 on a monthly basis.

[45CSR13, R13-2034, 4.4.7.]

## **5.5. Reporting Requirements**

5.5.1. *Reserved.*

## **5.6. Compliance Plan**

5.6.1. *Reserved.*



## 6.0 Limestone Handling Equipment

### 6.1 Limitations and Standards

6.1.1. In accordance with the information filed in Permit Application R13-1660C, and any amendments thereto, the following maximum throughputs shall not be exceeded, and, at a minimum, the following control equipment shall be installed, maintained, and operated so as to minimize particulate matter emissions:

Equipment ID No.	Description	Maximum Capacity		Control Equipment <sup>1</sup>	Associated Transfer Points		
		TPH	TPY		Location B- Before A- After	ID No.	Control Equip- ment <sup>1</sup>
<b>Limestone Crushing Circuit</b>							
2sa	Limestone Unloading Hoppers	440	354,000	PE, BH	B A	2ca n/a	PE, BH UG
3se	Sample Crusher Conveyer	440	354,000	FE, BH	B A	n/a 3ca	UG FE
3sg	Sample Crusher	7	261	FE, BH	B A	3ca 3cb	FE BH
4sa	Storage Pile Conveyer	440	354,000	FE	B A	3cb 5c	BH FE
5sa	Storage Pile (30,000 ton)	n/a	354,000	FE	B A	5c n/a	FE UG
6sd	Primary Crusher Conveyer	250	354,000	FE	B A	n/a 7cc	UG BH
n/a	Tramp Metal Magnet Building	250	354,000	FE	n/a	n/a	n/a
7sb	Primary Crusher	250	354,000	FE, BH	B A	7cc 7cc	BH BH
7sd	Shuttle Conveyer	250	354,000	FE	B A	7cc 8ce	BH BH
8sa	Limestone Storage Silo 1 (500 ton)	250	354,000	FE, BH	B	8ce	BH
8sb	Limestone Storage Silo 2 (500 ton)			FE, BH	B	8ce	BH
8sc	Limestone Storage Silo 3 (500 ton)			FE, BH	B	8ce	BH
8sd	Limestone Storage Silo 4 (500 ton)			FE, BH	B	8ce	BH

<sup>1</sup> BH - Baghouse, FE - Full Enclosure, PE - Partial Enclosure, UG - Underground Reclaim

[45CSR13 - Permit No. R13-1660 §A.1.]

6.1.2. Particulate matter (PM) emissions from the following emission points shall not exceed the specified limitations, and the units shall maintain the minimum collection efficiency:

Control Device ID NO.	Control Device Type	Emission Point ID No.	Maximum Emission Limit (lb/hour) <sup>1</sup>	Maximum Emission Limit (tons/year)	Maximum Emission Limit (gr/dscf) <sup>2</sup>	Maximum Collection Efficiency (%)
2ca	Baghouse	2e	<0.01	<0.01	0.022	99.80
3cb	Baghouse	3e	<0.01	<0.01	0.022	99.80
6cc	Baghouse	6e	<0.01	<0.01	0.022	99.80
7cc*	Baghouse	7e	<0.01	<0.01	0.022	99.80
8ce*	Baghouse	8e	<0.01	<0.01	0.022	99.80

<sup>1</sup> These limits are considered instantaneous limits and represent limits for Total Suspended Particulate and Particulate Matter less than 10 microns.

<sup>2</sup> Pursuant to 40.672(a)(1) and in grains/dry standard cubic feet

\*Note – 7cc is listed as Dust Collector #5 and 8ce is listed as Dust Collector #7 in Condition 1.0 Emission Table to coincide with plant labeling

[45CSR13 - Permit No. R13-1660 §A.2., 45CSR16, 40 CFR §60.672(a)]

6.1.3. The maximum quantity of stone processed by the primary crusher, identified under condition 6.1.1. as 7sb (MTST-00-SAR-CRH-1), shall not exceed 354,000 tons per year. Compliance with the processing limit shall be determined using a rolling yearly total. A rolling yearly total shall mean the sum of the stone processed at any given time for the previous twelve (12) consecutive calendar months.  
 [45CSR13 - Permit No. R13-1660 §A.3.]

6.1.4. The maximum quantity of stone processed by the sample crusher, identified under condition 6.1.1. as 3sg (MTST-00-SAR-CRH-2), shall not exceed 7 tons per hour or 261 tons per year. Compliance with the processing limit shall be determined using a rolling yearly total.  
 [45CSR13 - Permit No. R13-1660 §A.4.]

6.1.5. The maximum annual amount of FGD By-Product disposed of on or off-site shall not exceed 630,000 tons per year. Compliance with the processing limit shall be determined using a rolling yearly total.  
 [45CSR13 - Permit No. R13-1660 §A.5.]

6.1.6. In accordance with Attachment E filed in Permit Application R13-1660C, the permittee shall maintain hard pavement on the whole length of the limestone haul road, 1.318 miles of the ash disposal haul road starting at the plant, and the ash-limestone haul road crossover. The pavement shall be repaired and maintained as necessary so as to keep the pavement in good condition.  
 [45CSR13 - Permit No. R13-1660 §A.6.]

6.1.7. The following methods of dust minimization shall be utilized on all paved and unpaved haul roads as specified:

a. The unpaved portion of the ash haul road shall be treated with at least two (2) applications of calcium chloride during a minimum of the four (4) summer months (June, July, August, and September). Each application shall be, at a minimum, at least sixty (60) days apart.

b. The permittee shall maintain a water truck on site and in good operating condition, and shall utilize same to apply water, or a mixture of water and an environmentally acceptable dust control additive, hereinafter referred to as solution, as often as is necessary in order to minimize the atmospheric entrainment of fugitive particulate emissions that may be generated from paved and unpaved haul roads (including the coal haul road) and other work areas where mobile equipment is used.



The spray bar shall be equipped with commercially available spray nozzles, of sufficient size and number, so as to provide adequate coverage to the area being treated.

The pump delivering the water, or solution, shall be of sufficient size and capacity so as to be capable of delivering to the spray nozzles(s) an adequate quantity of water, or solution, and at a sufficient pressure, so as to assure that the treatment process will minimize the atmospheric entrainment of fugitive particulate emissions generated from the haul roads and work areas where mobile equipment is used.

- c. The permittee shall use a high-pressure water stream on all paved haul roads as often as is necessary, but no less than once per calendar month, to clean the paved roads of entrained dirt and dust that would contribute significantly to particulate matter emissions. The high-pressure water stream shall be of sufficient strength to remove imbedded dirt and dust on the paved roads thereby lowering the dust loading of the paved roads. This requirement shall be waived during periods of prolonged sub-freezing weather.

[45CSR133 - Permit No. R13-1660 §A.7.]

- 6.1.8. The limestone unloading area shall take place within a two sided roofed enclosure.

[45CSR133 - Permit No. R13-1660 §A.8.]

- 6.1.9. The inactive FGD by-product disposal area shall be permanently treated with soil and grass cover.

[45CSR13 - Permit No. R13-1660 §A.9.]

- 6.1.10. FGD by-product shall be maintained at a sufficient moisture content so as to minimize fugitive particulate matter emissions prior to final deposition at the on-site landfill. FGD by-product loading operations that result in any visible particulate matter emissions shall be considered not to be minimized. Compliance with this condition shall be determined in accordance with 6.3.2. & 6.4.1.

[45CSR13 - Permit No. R13-1660 §A.10.]

- 6.1.11. The pertinent sections of 40 CFR 60 applicable to this facility include the following:

- a. §§60.672(a), (b), & (f) - Particulate matter stack emissions from the Baghouse vents BH2ca, BH3cb, BH6cc, BH7cc and BH8ce shall not exceed 7 percent opacity. Any fugitive emissions from the equipment and transfer points identified in condition 6.1.1 shall not exceed 10 percent opacity.

- b. The opacity requirement set forth in 6.1.11.a. shall apply at all times except during periods of startup, shutdown, and malfunctions.

[45CSR13 - Permit No. R13-1660 §B.4., 45CSR16, 40 CFR §60.11(c), 40 CFR §§60.672(a), (b), & (f)]

- 6.1.12. At all times, including periods of startup, shutdown, and malfunction, any affected facility [*limestone equipment as defined in conditions 6.1.1. and 6.1.2.*] including associated air pollution control equipment shall, to the extent practicable, be maintained and operated in a manner consistent with good air pollution control practice for minimizing emissions. Determination that acceptable operating and maintenance procedures are being used, will be based on information available to the Secretary which may include, but is not limited to, monitoring results, opacity observations, review of operating and maintenance procedures, and inspection of the source.

[45CSR16, 40 CFR §60.11(d)]

## 6.2. Monitoring Requirements

6.2.1. *Reserved.*

## 6.3. Testing Requirements

6.3.1. At such reasonable time(s) as the Director may designate, the permittee shall conduct or have conducted test(s) to determine compliance with the emission limitations as set forth in condition 6.1.2. Test(s) shall be conducted in accordance with condition 6.3.3. contained herein. The Director, or his duly authorized representative, may, at his option, witness or conduct such test. Should the Director exercise his option to conduct such test(s), the operator shall provide all the necessary sampling connections and sampling ports to be located in such manner as the Director 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. [45CSR13 - Permit No. R13-1660 §A.11.]

6.3.2. Each emissions unit with a visible emissions limit contained in this permit section (Section 6) shall be observed visually at least each calendar month during periods of facility operation for a sufficient time interval to determine if the unit has any visible emissions using 40 CFR 60 Appendix A, Method 22. If visible emissions from any of the affected facilities are observed during these monthly observations, or at any other time, that appear to exceed the allowable visible emission requirement for the affected facility, visible emissions evaluations in accordance with 40 CFR 60 Appendix A, Method 9 shall be conducted immediately. A Method 9 evaluation shall not be required if the visible emissions condition is corrected as expeditiously as possible and recorded, and the cause and corrective measures taken are recorded." A Method 9 evaluation shall not be required if the visible emissions condition is corrected in a timely manner; the emissions unit is operating; and, the cause and corrective measures taken are recorded. [45CSR13 - Permit No. R13-1660 §A.12.a), 45CSR§30-5.1.c., 45CSR§30-12.7]

6.3.3. The pertinent sections of 40 CFR 60 applicable to this facility include the following:

- a. §60.675(c)(1) - In determining compliance with the particulate matter standards in §60.672(b) [condition 6.1.11] and (c), the owner or operator shall use Method 9 and the procedures in §60.11, with the following additions:
  1. §60.675(c)(1)(i) - The minimum distance between the observer and the emission source shall be 4.57 meters (15 feet).
  2. §60.675(c)(1)(ii) - The observer shall, when possible, select a position that minimizes interference from other fugitive emission sources (e.g., road dust). The required observer position relative to the sun (Method 9, Section 2.1) must be followed.
- b. §60.675(c)(3) - When determining compliance with the fugitive emissions standard for any affected facility described under §60.672(b) of 40 CFR Subpart OOO [condition 6.1.11.], the duration of the Method 9 observations may be reduced from 3 hours (thirty 6-minute averages) to 1 hour (ten 6-minute averages) only if the following conditions apply
  1. §60.675(c)(3)(ii) - There are no individual readings greater than 10 percent opacity; and
  2. §60.675(c)(3)(ii) - There are no more than 3 readings of 10 percent for the 1-hour period



- c. §60.675(g) - If, after 30 days notice for an initially scheduled performance test, there is delay (due to operational problems, etc.) in conducting any rescheduled performance test required in this section, the owner or operator of an affected facility shall submit a notice to the Administrator at least 7 days prior to any rescheduled performance test.

[45CSR13 - Permit No. R13-1660 §B.4.]

- 6.3.4. With regard to any testing required by the Director, the permittee shall submit to the Director of Air Quality a test protocol detailing the proposed test methods, the date, and the time the proposed testing is to take place, as well as identifying the sampling locations and other relevant information. The test protocol must be received by the Director no less than thirty (30) days prior to the date the testing is to take place. Test results shall be submitted to the Director no more than sixty (60) days after the date the testing takes place.

[45CSR13 - Permit No. R13-1660 §B.6.]

#### 6.4. Recordkeeping Requirements

- 6.4.1. A record of each visible emissions observation as required in permit condition 6.3.2. and/or 6.3.3. shall be maintained, including any data required by 40 CFR 60 Appendix A, Method 22 or Method 9, whichever is appropriate. The record shall include, at a minimum, the date, time, name of the emission unit, the applicable visible emissions requirement, the results of the observation, and the name of the observer.

[45CSR13 - Permit No. R13-1660 §A.12.b]

- 6.4.2. For the purposes of determining compliance with maximum throughput limits set forth in conditions 6.1.3., 6.1.4., and 6.1.5. the applicant shall maintain monthly records of the throughputs of the specified materials. For the purposes of determining compliance with the water truck requirement in condition 6.1.7., the applicant shall maintain a daily and monthly record of water truck usage. Such records shall be retained by the permittee for at least five (5) years. Certified records shall be made available to the Director or his/her duly authorized representative upon request.

[45CSR13 - Permit No. R13-1660 §B.7.]

#### 6.5. Reporting Requirements

- 6.5.1. The pertinent sections of 40 CFR 60 applicable to this facility include the following:

- a. §60.676(f) - The owner or operator of any affected facility shall submit written reports of the results of all performance tests conducted to demonstrate compliance with the standards set forth in §60.672 of Subpart OOO, including reports of opacity observations made using Method 9 to demonstrate compliance with §60.672(b) [condition 6.1.11.], (c), and (f).
- b. §60.7(a) - Any owner or operator subject to the provisions of this part [40 CFR 60] shall furnish written notification as follows:

§60.7(a) (4) - A notification of any physical or operational change to an existing facility which may increase the emission rate of any air pollutant to which a standard applies.

- c. §60.7(b) - Any owner or operator subject to the provisions of this part [40 CFR 60] shall maintain records of the occurrence and duration of any startup, shutdown, or malfunction in the operation of an affected facility; any malfunction of the air pollution control equipment.

**[45CSR13 - Permit No. R13-1660 §B.4.]**

- 6.5.2. All notifications and reports required pursuant to 40 CFR 60 under §60.7 shall be forwarded to the WVDAQ and USEPA as outlined in permit condition 3.5.3.

**[45CSR13 - Permit No. R13-1660 §B.8.]**

## **6.6. Compliance Plan**

- 6.6.1. *Reserved.*



## 7.0 40 CFR Part 60, Subpart Da Requirements for Units 1 and 2 Boilers [MTST-01-BLR-STG-1 and MTST-02-BLR-STG-1]

### 7.1. Limitations and Standards

Except where this permit is more stringent than the applicable requirement, Units 1 and 2 shall comply with the applicable requirements listed in 40 CFR Part 60, Subpart Da.

#### *Particulate Matter*

7.1.1. Except as provided in c. and d. below, no owner or operator of an affected facility that commenced construction, reconstruction, or modification after February 28, 2005, but before May 4, 2011, shall cause to be discharged into the atmosphere from that affected facility any gases that contain PM in excess of either:

- a. 0.14 lb/MWh gross energy output; or
- b. 0.015 lb/MMBtu heat input derived from the combustion of solid, liquid, or gaseous fuel.

As an alternative to meeting the requirements of a. and b. above, the owner or operator may elect to meet the requirements of this paragraph. No owner or operator of an affected facility shall cause to be discharged into the atmosphere from that affected facility any gases that contain PM in excess of:

- c. 0.030 lb/MMBtu heat input derived from the combustion of solid, liquid, or gaseous fuel, and
- d. 0.2 percent of the combustion concentration determined according to the procedure in 40 CFR §60.48Da(o)(5) (99.8 percent reduction) when combusting solid, liquid, or gaseous fuel.

[40 CFR §§60.42Da(e), (d)(1) and (d)(3), and 45CSR16]

#### *Sulfur Dioxide (SO<sub>2</sub>)*

7.1.2. No owner or operator of an affected facility for which construction, reconstruction, or modification commenced after February 28, 2005, but before May 4, 2011, shall cause to be discharged into the atmosphere from that affected facility, any gases that contain SO<sub>2</sub> in excess of either:

- a. 1.4 lb/MWh gross energy output;
- b. 0.15 lb/MMBtu heat input; or
- c. 10 percent of the potential combustion concentration (90 percent reduction).

[40 CFR §§60.43Da(l) and (l)(3) and 45CSR16]

#### *Nitrogen Oxides (NO<sub>x</sub>)*

7.1.3. No owner or operator of an affected facility that commenced construction, reconstruction, or modification after February 28, 2005 but before May 4, 2011, shall cause to be discharged into the atmosphere from that affected facility any gases that contain NO<sub>x</sub> (expressed as NO<sub>2</sub>), as determined on a 30-boiler operating day rolling average basis, in excess of either:

- a. 1.4 lb/MWh gross energy output; or
- b. 0.15 lb/MMBtu heat input.

[40 CFR §§60.44Da(e) and (e)(3) and 45CSR16]

### ***Compliance Standards***

- 7.1.4. The applicable PM emissions limit under 7.1.1., SO<sub>2</sub> emissions limit under 7.1.2., and the NO<sub>x</sub> emissions limit under 7.1.3. apply at all times except during periods of startup, shutdown, or malfunction.  
[40 CFR §60.48Da(a) and 45CSR16]
- 7.1.5. For affected facilities for which construction, modification, or reconstruction commenced before May 4, 2011, compliance with applicable 30-boiler operating day rolling average SO<sub>2</sub> and NO<sub>x</sub> emissions limits is determined by calculating the arithmetic average of all hourly emission rates for SO<sub>2</sub> and NO<sub>x</sub> for the 30 successive boiler operating days, except for data obtained during startup, shutdown, or malfunction.  
[40 CFR §60.48Da(d) and 45CSR16]
- 7.1.6. For affected facilities for which construction, modification, or reconstruction commenced before May 4, 2011, compliance with applicable SO<sub>2</sub> percentage reduction requirements is determined based on the average inlet and outlet SO<sub>2</sub> emission rates for the 30 successive boiler operating days.  
[40 CFR §60.48Da(e) and 45CSR16]
- 7.1.7. Compliance with the applicable daily average PM emissions limit is determined by calculating the arithmetic average of all hourly emission rates each boiler operating day, except for data obtained during startup, shutdown, or malfunction periods. Daily averages are only calculated for boiler operating days that have non-out-of-control data for at least 18 hours of unit operation during which the standard applies. Instead, all of the non-out-of-control hourly emission rates of the operating day(s) not meeting the minimum 18 hours non-out-of-control data daily average requirement are averaged with all of the non-out-of-control hourly emission rates of the next boiler operating day with 18 hours or more of non-out-of-control PM CEMS data to determine compliance.  
[40 CFR §60.48Da(f) and 45CSR16]
- 7.1.8. The affected facility shall comply with all applicable compliance provisions of 40 CFR§60.48Da including the following:
  - 40CFR§60.48Da(i) for NO<sub>x</sub>
  - 40CFR§60.48Da(m) for SO<sub>2</sub>
  - 40CFR§§60.48Da(n) or (o) or (p) for PM  
[40 CFR §60.48Da and 45CSR16]

## **7.2. Monitoring Requirements**

- 7.2.1. The affected facility shall comply with the applicable emissions monitoring standards specified in 40 CFR§60.49Da.  
[40 CFR §60.49Da and 45CSR16]



### **7.3. Testing Requirements**

- 7.3.1. Where applicable, the affected facility shall determine compliance by using the performance tests specified in 40 CFR §60.50Da including the following:

40CFR§60.50Da(b) for PM emission limit  
40CFR§60.50Da(c) for SO<sub>2</sub> standards  
40CFR§60.50Da(d) for NO<sub>x</sub> standards

[40 CFR §60.50Da and 45CSR16]

### **7.4. Recordkeeping Requirements**

- 7.4.1. The affected facility shall comply with the applicable recordkeeping requirements in 40 CFR§60.52Da.  
[40 CFR §60.52Da and 45CSR16]

### **7.5. Reporting Requirements**

- 7.5.1. The affected facility shall comply with the applicable reporting requirements in 40 CFR§60.51Da.  
[40 CFR §60.51Da and 45CSR16]

### **7.6. Compliance Plan**

- 7.6.1. *Reserved.*

**8.0 Emergency Generators and Fire Pumps [emission point ID(s): MS59, MS60, MS79, MS83, -MS84, MS87, MS88, MS90-MS95]**

**8.1. Limitations and Standards**

**8.1.1. Emission Limitations**

a. Pursuant to the General Permit registration G60-D056, and G60-D110 and G60-D116A:

Emission Unit	Pollutant	Maximum Hourly Emissions (lb/hr)	<sup>(1)</sup> Maximum Annual Emissions (tpy)
MTST-00-FP-ENG-1  (Diesel-fueled Fire Pump Engine, 305 Hp)	Nitrogen Oxides (NO <sub>x</sub> )	1.66 1.82	0.42 0.45
	Carbon Monoxide (CO)	0.30 0.27	0.08 0.07
	Volatile Organic Compounds (VOC)	0.06 0.07	0.01 0.02
	PM <sub>10</sub>	0.04	0.01
MTST-00-FP-ENG-3  (Diesel-fueled Fire Pump Engine, 526 Hp)	NO <sub>x</sub>	3.05	0.76
	CO	0.46	0.12
	VOC	0.12	0.03
	PM <sub>10</sub>	0.05	0.01
Communication Tower (New Generator Engine, 103 Hp)	NO <sub>x</sub>	1.14	0.28
	CO	5.16	1.29
	VOC	0.27	0.07
SW-EG-1	NO <sub>x</sub> +HC	0.99	0.25
	CO	1.62	0.41
SW-EG-2	NO <sub>x</sub> +HC	0.99	0.25
	CO	1.62	0.41
SW-EG-3	NO <sub>x</sub> +HC (Hydrocarbon)	0.99	0.25
	CO	1.62	0.41
SW-EG-4	NO <sub>x</sub> +HC	0.08	0.02
	CO	0.46	0.12
SW-EG-5	NO <sub>x</sub> +HC	0.08	0.02
	CO	0.46	0.12
LP-BG-1	NO <sub>x</sub>	1.06	0.27
	CO	1.32	0.33
	VOC	1.06	0.27
LV-EG-1	NO <sub>x</sub>	3.36	0.84
	CO	0.61	0.15
	VOC	0.11	0.03



Emission Unit	Pollutant	Maximum Hourly Emissions (lb/hr)	<sup>(1)</sup> Maximum Annual Emissions (tpy)
<a href="#">SW-EG-8</a>	<a href="#">NO<sub>x</sub></a>	<a href="#">0.19</a>	<a href="#">0.01</a>
	<a href="#">CO</a>	<a href="#">0.26</a>	<a href="#">0.07</a>
	<a href="#">VOC</a>	<a href="#">0.04</a>	<a href="#">0.01</a>
<a href="#">SW-EG-9</a>	<a href="#">NO<sub>x</sub></a>	<a href="#">0.19</a>	<a href="#">0.01</a>
	<a href="#">CO</a>	<a href="#">0.26</a>	<a href="#">0.07</a>
	<a href="#">VOC</a>	<a href="#">0.04</a>	<a href="#">0.01</a>
<a href="#">SW-EG-10</a>	<a href="#">NO<sub>x</sub></a>	<a href="#">0.19</a>	<a href="#">0.01</a>
	<a href="#">CO</a>	<a href="#">0.26</a>	<a href="#">0.07</a>
	<a href="#">VOC</a>	<a href="#">0.04</a>	<a href="#">0.01</a>
<a href="#">SW-EG-11</a>	<a href="#">NO<sub>x</sub></a>	<a href="#">0.19</a>	<a href="#">0.01</a>
	<a href="#">CO</a>	<a href="#">0.26</a>	<a href="#">0.07</a>
	<a href="#">VOC</a>	<a href="#">0.04</a>	<a href="#">0.01</a>

(1) Based on operating each engine a maximum of 500 hours per year

b. Pursuant to 40 CFR 60 Subpart IIII

Emission Unit	Pollutant	g/kw-hr
<a href="#">MTST-00-FP-ENG-1</a>	<a href="#">NMHC+NO<sub>x</sub></a>	<a href="#">4.0</a>
<a href="#">MTST-00-FP-ENG-3</a>	<a href="#">PM</a>	<a href="#">0.20</a>

Emission Unit	Pollutant (g/kw-hr)		
	<a href="#">NMHC + NO<sub>x</sub></a>	<a href="#">PM</a>	<a href="#">CO</a>
<a href="#">MTST-00-FP-ENG-1</a> <a href="#">MTST-00-FP-ENG-3</a>	<a href="#">4.0</a>	<a href="#">0.20</a>	<a href="#">3.5</a>
<a href="#">LP-EG-1<sup>1</sup></a>	<a href="#">4.0</a>	<a href="#">0.30</a>	<a href="#">5.0</a>
<a href="#">LV-EG-1<sup>1</sup></a>	<a href="#">4.0</a>	<a href="#">0.20</a>	<a href="#">3.5</a>

<sup>1</sup> Emission Standards from 40 CFR 1039, Appendix I (Tier3) pursuant to 40 CFR §60.4202(a)(2)

[45CSR13, G60-D056, and G60-D110, and G60-D116A, General Permit Registrations, Emission Limitations; and G60-D conditions [4.1.2.e.](#), [5.1.2.](#), [5.1.6.](#), 45CSR 16, 40 CFR [§60.4205\(b\)](#), [§60.4205\(c\)](#), Table 4 to 40 CFR 60 Subpart IIII,] ([MTST-00-FP-ENG-1](#), [MTST-00-FP-ENG-3](#), Communication Tower, [LP-EG-1](#), [LV-EG-1](#), [SW-EG-1](#), [SW-EG-2](#), [SW-EG-3](#), [SW-EG-4](#), [SW-EG-5](#), [SW-EG-8](#), [SW-EG-9](#), [SW-EG-10](#), [SW-EG-11](#))

- 8.1.2. **Maximum Hourly Limitation.** The maximum hours of operation for any registered emergency generator listed in the General Permit Registration application shall not exceed 500 hours per year. Compliance with the Maximum Yearly Hourly Operation Limitation shall be determined using a twelve-month rolling total. A twelve-month rolling total shall mean the sum of the hours of operation at any given time during the previous twelve consecutive calendar months.  
**[45CSR13, G60-D056, and G60-D110, and G60-D116A, General Permit Registrations and G60-D, condition 5.1.3.] (MTST-00-FP-ENG-1, MTST-00-FP-ENG-3, Communication Tower, LP-EG-1, LV-EG-1, SW-EG-1, SW-EG-2, SW-EG-3, SW-EG-4, SW-EG-5, SW-EG-8, SW-EG-9, SW-EG-10, SW-EG-11)**
- 8.1.3. Owners and operators of stationary SI ICE with a maximum engine power greater than 19 KW (25 HP) manufactured on or after the applicable date in §60.4230(a)(4) (i.e., January 1, 2009) that are rich burn engines that use LPG must comply with the emission standards in §60.4231(c) (i.e., 3.8 g/kw-hr of HC+ NO<sub>x</sub>, 6.5 g/kw-hr of CO for SW-EG-4 through SW-EG-11 and 13.4 g/kw-hr of HC+ NO<sub>x</sub>, 519 g/kw-hr of CO for Communication Tower) for their stationary SI ICE.  
**[45CSR13, G60-D056, G60-D110 and G60-D116A, General Permit Registrations, Emission Limitations; and G60-D conditions 4.1.2.f, 5.1.6., 45CSR16; 40 CFR §60.4233(c)] (SW-EG-1, SW-EG-2, SW-EG-3, SW-EG-4, SW-EG-5, SW-EG-6, SW-EG-7, SW-EG-8, SW-EG-9, SW-EG-10, SW-EG-11, Communication Tower)**
- 8.1.4. Owners and operators of stationary SI ICE must operate and maintain stationary SI ICE that achieve the emission standards as required in §60.4233 over the entire life of the engine.  
**[45CSR13, G60-D056, G60-D110 and G60-D116A, General Permit Registrations, Emission Limitations; and G60-D conditions 4.1.2.f, 5.1.6., 45CSR16; 40 CFR §60.4234] (SW-EG-1, SW-EG-2, SW-EG-3, SW-EG-4, SW-EG-5, SW-EG-6, SW-EG-7, SW-EG-8, SW-EG-9, SW-EG-10, SW-EG-11, Communication Tower)**
- 8.1.5. If the emergency stationary SI internal combustion engine that is greater than or equal to 130 HP and less than 500 HP that was built on or after January 1, 2011, does not meet the standards applicable to non-emergency engines, the owner or operator must install a non-resettable hour meter. If you are an owner or operator of an emergency stationary SI internal combustion engine that is less than 130 HP, was built on or after July 1, 2008, and does not meet the standards applicable to non-emergency engines, you must install a non-resettable hour meter upon startup of your emergency engine.  
**[45CSR13, G60-D056, G60-D110 and G60-D116A, General Permit Registrations, Emission Limitations; and G60-D conditions 4.1.2.f, 5.1.6., 45CSR16; 40 CFR §§60.4237(b) and (c)] (SW-EG-1, SW-EG-2, SW-EG-3, SW-EG-4, SW-EG-5, SW-EG-6, SW-EG-7, SW-EG-8, SW-EG-9, SW-EG-10, SW-EG-11, Communication Tower)**
- 8.1.6. You must operate the emergency stationary ICE according to the requirements in paragraphs (1) through (3) of this condition. In order for the engine to be considered an emergency stationary ICE under 40 CFR 60 Subpart JJJJ, any operation other than emergency operation, maintenance and testing, **emergency demand response**, and operation in non-emergency situations for 50 hours per year, as described in(1) through (3) of this condition, is prohibited. If you do not operate the engine according to the requirements in paragraphs (1) through (3) of this condition, the engine will not be considered an emergency engine under 40 CFR 60 Subpart JJJJ and must meet all requirements for non-emergency engines.
- (1) There is no time limit on the use of emergency stationary ICE in emergency situations.



- (2) You may operate your emergency stationary ICE for the purposes specified in (2)(i) of this condition for a maximum of 100 hours per calendar year. Any operation for non-emergency situations as allowed by (3) of this condition counts as part of the 100 hours per calendar year.
- (i) Emergency stationary ICE may be operated for maintenance checks and readiness testing, provided that the tests are recommended by federal, state or local government, the manufacturer, the vendor, the regional transmission organization or equivalent balancing authority and transmission operator, or the insurance company associated with the engine. The owner or operator may petition the Administrator for approval of additional hours to be used for maintenance checks and readiness testing, but a petition is not required if the owner or operator maintains records indicating that federal, state, or local standards require maintenance and testing of emergency ICE beyond 100 hours per calendar year.
- (3) Emergency stationary ICE may be operated for up to 50 hours per calendar year in non-emergency situations. The 50 hours of operation in non-emergency situations are counted as part of the 100 hours per calendar year for maintenance and testing ~~and emergency demand response~~ provided in section (2) of this condition. Except as provided in paragraph (3)(i) of this condition, the 50 hours per year for non-emergency situations cannot be used for peak shaving or non-emergency demand response, or to generate income for a facility to an electric grid or otherwise supply power as part of a financial arrangement with another entity.
- (i) The 50 hours per year for non-emergency situations can be used to supply power as part of a financial arrangement with another entity if all of the following conditions are met:
- (A) The engine is dispatched by the local balancing authority or local transmission and distribution system operator;
- (B) The dispatch is intended to mitigate local transmission and/or distribution limitations so as to avert potential voltage collapse or line overloads that could lead to the interruption of power supply in a local area or region.
- (C) The dispatch follows reliability, emergency operation or similar protocols that follow specific NERC, regional, state, public utility commission or local standards or guidelines.
- (D) The power is provided only to the facility itself or to support the local transmission and distribution system.
- (E) The owner or operator identifies and records the entity that dispatches the engine and the specific NERC, regional, state, public utility commission or local standards or guidelines that are being followed for dispatching the engine. The local balancing authority or local transmission and distribution system operator may keep these records on behalf of the engine owner or operator.

[\[45CSR13, G60-D056, G60-D110 and G60-D116A, General Permit Registrations, Emission Limitations; and G60-D conditions 4.1.2.f., 5.1.6., 45CSR16; 40 CFR §§60.4243\(d\)\(1\), \(d\)\(2\)\(I\), \(d\)\(3\) \(SW-EG-1, SW-EG-2, SW-EG-3, SW-EG-4, SW-EG-5, SW-EG-6, SW-EG-7, SW-EG-8, SW-EG-9, SW-EG-10, SW-EG-11, Communication Tower\)](#)

- 8.1.7. It is expected that air-to-fuel ratio controllers will be used with the operation of three-way catalysts/non-selective catalytic reduction. The AFR controller must be maintained and operated appropriately in order to ensure proper operation of the engine and control device to minimize emissions at all times.  
[45CSR13, G60-D056, G60-D110 and G60-D116A, General Permit Registrations, Emission Limitations; and G60-D conditions 4.1.2.f., 5.1.6., 45CSR16; 40 CFR §60.4243(g)] (SW-EG-1, SW-EG-2, SW-EG-3, SW-EG-4, SW-EG-5, SW-EG-6, SW-EG-7, SW-EG-8, SW-EG-9, SW-EG-10, SW-EG-11)
- 8.1.8. The applicable emergency generator(s) shall be operated and maintained as follows:
- In accordance with the manufacturer's recommendations and specifications or in accordance with a site specific maintenance plan; and,
  - In a manner consistent with good operating practices.
- [45CSR13, G60-D056, and G60-D110, and G60-D116A, General Permit Registrations and G60-D, condition 5.1.4.] (MTST-00-FP-ENG-1, MTST-00-FP-ENG-3, Communication Tower, LP-EG-1, LV-EG-1, SW-EG-1, SW-EG-2, SW-EG-3, SW-EG-4, SW-EG-5, SW-EG-8, SW-EG-9, SW-EG-10, SW-EG-11)
- 8.1.9. The registrant shall comply with all applicable NSPS for Stationary Compression Ignition Internal Combustion Engines specified in 40 Part 60, Subpart IIII, Stationary Spark Ignition Internal Combustion Engines specified in 40 CFR Part 60, Subpart JJJJ , and/or the National Emission Standards for Hazardous Air Pollutants (NESHAP) for Stationary Reciprocating Internal Combustion Engines specified in 40 CFR Part 63, Subpart ZZZZ.  
[45CSR13, G60-D056, and G60-D110, and G60-D116A, General Permit Registrations and G60-D, condition 5.1.6.] (MTST-00-FP-ENG-1, MTST-00-FP-ENG-3, Communication Tower, LP-EG-1, LV-EG-1, SW-EG-1, SW-EG-2, SW-EG-3, SW-EG-4, SW-EG-5, SW-EG-8, SW-EG-9, SW-EG-10, SW-EG-11)
- 8.1.10. The emission limitations specified in section 8.1.1 shall apply at all times except during periods of start-up and shut-down provided that the duration of these periods does not exceed 30 minutes per occurrence. The registrant shall operate the engine in a manner consistent with good air pollution control practices for minimizing emissions at all times, including periods of start-up and shut-down. The emissions from start-up and shut-down shall be included in the twelve (12) month rolling total of emissions. The registrant shall comply with all applicable start-up and shut-down requirements in accordance with 40 CFR Part 60, Subparts IIII, JJJJ and 40 CFR Part 63, Subpart ZZZZ.  
[45CSR13, G60-D056, and G60-D110, and G60-D116A, General Permit Registrations and G60-D, condition 5.1.7.] (MTST-00-FP-ENG-1, MTST-00-FP-ENG-3, Communication Tower, LP-EG-1, LV-EG-1, SW-EG-1, SW-EG-2, SW-EG-3, SW-EG-4, SW-EG-5, SW-EG-8, SW-EG-9, SW-EG-10, SW-EG-11)
- 8.1.11. Diesel fire pump MTST-00-FP-ENG-1 and emergency generators LP-EG-1, SW-EG-1, SW-EG-2, SW-EG-3, SW-EG-4, SW-EG-5, SW-EG-6, SW-EG-7, SW-EG-8, SW-EG-9, SW-EG-10, SW-EG-11 and Communication Tower must meet the requirements of 40 CFR 63 Subpart ZZZZ by meeting the requirements of 40 CFR 60 Subpart IIII, for compression ignition engines or 40 CFR 60 Subpart JJJJ, for spark ignition engines .  
[45CSR13, G60-D056, and G60-D110, and G60-D116A, General Permit Registrations and G60-D, conditions 4.1.2.g. and 5.1.6.; 45CSR34; 40 CFR §§63.6590(c) and (c)(6)] (MTST-00-FP-ENG-1, LP-EG-1, SW-EG-1, SW-EG-2, SW-EG-3, SW-EG-4, SW-EG-5, SW-EG-6, SW-EG-7, SW-EG-8, SW-EG-9, SW-EG-10, SW-EG-11 and Communication Tower )



- 8.1.12. The diesel fire pumps MTST-00-FP-ENG-1 and MTST-00-FP-ENG-3 and diesel emergency generators LP-EG-1 and LV-EG-1, are subject to following requirements:

(f) If you own or operate an emergency stationary ICE, you must operate the emergency stationary ICE according to the requirements in paragraphs (f)(1) through (3) of this section. In order for the engine to be considered an emergency stationary ICE under 40 CFR 60 Subpart IIII and/or 40 CFR 63 Subpart ZZZZ, any operation other than emergency operation, maintenance and testing, ~~emergency demand response~~, and operation in non-emergency situations for 50 hours per year, as described in paragraphs (f)(1) through (3) ~~of this section~~, is prohibited. If you do not operate the engine according to the requirements in paragraphs (f)(1) through (3) ~~of this section~~, the engine will not be considered an emergency engine under 40 CFR Subpart IIII and must meet all requirements for non-emergency engines.

- (1) There is no time limit on the use of emergency stationary ICE in emergency situations.
- (2) You may operate your emergency stationary ICE for ~~any combination of~~ the purposes specified in paragraph (f)(2)(i) of this section for a maximum of 100 hours per calendar year. Any operation for non-emergency situations as allowed by paragraph (f)(3) of this section counts as part of the 100 hours per calendar year allowed by this paragraph (f)(2).
  - (i) Emergency stationary ICE may be operated for maintenance checks and readiness testing, provided that the tests are recommended by federal, state or local government, the manufacturer, the vendor, the regional transmission organization or equivalent balancing authority and transmission operator, or the insurance company associated with the engine. The owner or operator may petition the Administrator for approval of additional hours to be used for maintenance checks and readiness testing, but a petition is not required if the owner or operator maintains records indicating that federal, state, or local standards require maintenance and testing of emergency ICE beyond 100 hours per calendar year.
- (3) Emergency stationary ICE may be operated for up to 50 hours per calendar year in non-emergency situations. The 50 hours of operation in non-emergency situations are counted as part of the 100 hours per calendar year for maintenance and testing ~~and emergency demand response~~ provided in paragraph (f)(2) of this section.

[45CSR13, G60-D056, and G60-D116A, General Permit Registrations and G60-D, conditions 4.1.2.e., 4.1.2.g.\* and 5.1.6.; 45CSR16; 40 CFR §§60.4211(f), (f)(1), (f)(2), (f)(2)(i) and (f)(3); 45CSR34\*; 40 CFR. §§63.6640(f), (f)(1), (f)(2), (f)(2)(i) and (f)(3)\*] (MTST-00-FP-ENG-1, MTST-00-FP-ENG-3, LP-EG-1, LV-EG-1)

*\* Note: 4.1.2.g., 45CSR34 and the requirements from 40 CFR §63.6640(f) are applicable to LV-EG-1 only*

- 8.1.13. Owners and operators of stationary CI ICE must operate and maintain stationary CI ICE that achieve the emission standards as required in 40 CFR §60.4205 over the entire life of the engine.

[45CSR13, G60-D056, and G60-D116A, General Permit Registrations and G60-D, conditions 4.1.2.e. and 5.1.6., 45CSR16; 40 CFR §60.4206] (MTST-00-FP-ENG-1, MTST-00-FP-ENG-3, LP-EG-1, LV-EG-1)

- 8.1.14. Beginning October 1, 2010, owners and operators of stationary CI ICE subject to this subpart with a displacement of less than 30 liters per cylinder that use diesel fuel must use diesel fuel that meets the requirements of 40 CFR 1090.305 ~~80.510(b)~~ for nonroad diesel fuel, except that any existing diesel fuel purchased (or otherwise obtained) prior to October 1, 2010, may be used until depleted.

[45CSR13, G60-D056, and G60-D116A, General Permit Registrations and G60-D, conditions 4.1.2.e. and 5.1.6., 45CSR16; 40 CFR §60.4207(b)] (MTST-00-FP-ENG-1, MTST-00-FP-ENG-3, LP-EG-1, LV-EG-1)



- 8.1.15. If you are an owner or operator and must comply with the emission standards specified in 40 CFR Subpart IIII, you must do all of the following, except as permitted under 40 CFR §60.4211(g):
- Operate and maintain the stationary CI internal combustion engine and control device according to the manufacturer's emission-related written instructions;
  - Change only those emission-related settings that are permitted by the manufacturer; and
  - Meet the requirements of 40 CFR parts ~~89, 94 and/or~~ 1068, as they apply to you.

**[45CSR13, G60-D056, and G60-D116A, General Permit Registrations and G60-D, conditions 4.1.2.e. and 5.1.6., 45CSR16; 40 CFR §60.4211(a)] (MTST-00-FP-ENG-1, MTST-00-FP-ENG-3, LP-EG-1, LV-EG-1)**

- 8.1.16. The emergency fire pump engines MTST-00-FP-ENG-1 and MTST-00-FP-ENG-3 and diesel emergency generator engines LP-EG-1 and LV-EG-1, must be installed and configured according to the manufacturer's emission-related specifications, except as permitted in 40 CFR §60.4211(g).

**[45CSR13, G60-D056, and G60-D116A, General Permit Registrations and G60-D, conditions 4.1.2.e. and 5.1.6., 45CSR16; 40 CFR §60.4211(c)] (MTST-00-FP-ENG-1, MTST-00-FP-ENG-3, LP-EG-1, LV-EG-1)**

- 8.1.17. If you do not install, configure, operate, and maintain your engine and control device according to the manufacturer's emission-related written instructions, or you change emission-related settings in a way that is not permitted by the manufacturer, you must demonstrate compliance as follows:

- If you are an owner or operator of a stationary CI internal combustion engine greater than or equal to 100 HP and less than or equal to 500 HP, you must keep a maintenance plan and records of conducted maintenance and must, to the extent practicable, maintain and operate the engine in a manner consistent with good air pollution control practice for minimizing emissions. In addition, you must conduct an initial performance test to demonstrate compliance with the applicable emission standards within 1 year of startup, or within 1 year after an engine and control device is no longer installed, configured, operated, and maintained in accordance with the manufacturer's emission-related written instructions, or within 1 year after you change emission-related settings in a way that is not permitted by the manufacturer. (MTST-00-FP-ENG-1, LP-EG-1)
- If you are an owner or operator of a stationary CI internal combustion engine greater than 500 HP, you must keep a maintenance plan and records of conducted maintenance and must, to the extent practicable, maintain and operate the engine in a manner consistent with good air pollution control practice for minimizing emissions. In addition, you must conduct an initial performance test to demonstrate compliance with the applicable emission standards within 1 year of startup, or within 1 year after an engine and control device is no longer installed, configured, operated, and maintained in accordance with the manufacturer's emission-related written instructions, or within 1 year after you change emission-related settings in a way that is not permitted by the manufacturer. You must conduct subsequent performance testing every 8,760 hours of engine operation or 3 years, whichever comes first, thereafter, to demonstrate compliance with the applicable emission standards. (MTST-00-FP-ENG-3, LV-EG-1)

**[45CSR13, G60-D056, and G60-D116A, General Permit Registrations and G60-D, conditions 4.1.2.e. and 5.1.6., 45CSR16; 40 CFR §§60.4211(g), (g)(2) and (g)(3)] (MTST-00-FP-ENG-1, MTST-00-FP-ENG-3, LP-EG-1, LV-EG-1)**

## 8.2. Monitoring Requirements



8.2.1. *Reserved.*

### 8.3. Testing Requirements

8.3.1. The registrant shall comply with all applicable testing requirements under NSPS for Stationary Compression Ignition Internal Combustion Engines specified in 40 CFR Part 60, Subpart IIII, Stationary Spark Ignition Internal Combustion Engines specified in 40 CFR Part 60, Subpart JJJJ, and/or the National Emission Standards for Hazardous Air Pollutants (NESHAP) for Stationary Reciprocating Internal Combustion Engines specified in 40 CFR Part 63, Subpart ZZZZ.

[45CSR13, G60-D056, ~~and G60-D110~~, and G60-D116A, General Permit Registrations and G60-D, condition 5.4.1.] (MTST-00-FP-ENG-1, MTST-00-FP-ENG-3, Communication Tower, LP-EG-1, LV-EG-1, SW-EG-1, SW-EG-2, SW-EG-3, SW-EG-4, SW-EG-5, SW-EG-8, SW-EG-9, SW-EG-10, SW-EG-11)

### 8.4. Recordkeeping Requirements

8.4.1. You must meet one of the requirements specified in (1) and (2) of this condition.

- (1) If you operate and maintain the certified stationary SI internal combustion engine and control device according to the manufacturer's emission-related written instructions, you must keep records of conducted maintenance to demonstrate compliance, but no performance testing is required if you are an owner or operator. You must also meet the requirements as specified in 40 CFR part 1068, subparts A through D, as they apply to you. If you adjust engine settings according to and consistent with the manufacturer's instructions, your stationary SI internal combustion engine will not be considered out of compliance.
- (2) If you do not operate and maintain the certified stationary SI internal combustion engine and control device according to the manufacturer's emission-related written instructions, your engine will be considered a non-certified engine, and you must keep a maintenance plan and records of conducted maintenance and must, to the extent practicable, maintain and operate the engine in a manner consistent with good air pollution control practice for minimizing emissions. In addition, you must conduct an initial performance test within 1 year of engine startup to demonstrate compliance.

[45CSR13, G60-D056, G60-D110 and G60-D116A, General Permit Registrations, Emission Limitations; and G60-D conditions 4.1.2.f., 5.3.4., 45CSR16; 40 CFR §§60.4243(a)(1) and (a)(2)(II)] (~~SW-EG-1, SW-EG-2, SW-EG-3, SW-EG-4, SW-EG-5, SW-EG-6, SW-EG-7, SW-EG-8, SW-EG-9, SW-EG-10, SW-EG-11, Communication Tower~~)

8.4.2. Owners and operators of all stationary SI ICE must keep records of the following information.

- (1) All notifications submitted to comply with this subpart and all documentation supporting any notification.
- (2) Maintenance conducted on the engine.
- (3) If the stationary SI internal combustion engine is a certified engine, documentation from the manufacturer that the engine is certified to meet the emission standards and information as required in 40 CFR parts 1048, 1054, and 1060, as applicable.



- (4) If the stationary SI internal combustion engine is not a certified engine or is a certified engine operating in a noncertified manner and subject to §60.4243(a)(2), documentation that the engine meets the emission standards.

[45CSR13, G60-D056, G60-D110 and G60-D116A, General Permit Registrations, Emission Limitations; and G60-D conditions 4.1.2.f., 5.3.4., 45CSR16; 40 CFR §60.4245(a)] (SW-EG-1, SW-EG-2, SW-EG-3, SW-EG-4, SW-EG-5, SW-EG-6, SW-EG-7, SW-EG-8, SW-EG-9, SW-EG-10, SW-EG-11, Communication Tower)

- 8.4.3. For all stationary SI emergency ICE greater than or equal to 130 HP and less than 500 HP manufactured on or after July 1, 2011 that do not meet the standards applicable to non-emergency engines, the owner or operator must keep records of the hours of operation of the engine that is recorded through the non-resettable hour meter. For all stationary SI emergency ICE greater than 25 HP and less than 130 HP manufactured on or after July 1, 2008, that do not meet the standards applicable to non-emergency engines, the owner or operator of must keep records of the hours of operation of the engine that is recorded through the non-resettable hour meter. The owner or operator must document how many hours are spent for emergency operation, including what classified the operation as emergency and how many hours are spent for non-emergency operation.  
[45CSR13, G60-D056, G60-D110 and G60-D116A, General Permit Registrations, Emission Limitations; and G60-D conditions 4.1.2.f., 5.3.4., 45CSR16; 40 CFR §60.4245(b)] (SW-EG-1, SW-EG-2, SW-EG-3, SW-EG-4, SW-EG-5, SW-EG-6, SW-EG-7, SW-EG-8, SW-EG-9, SW-EG-10, SW-EG-11, Communication Tower)
- 8.4.4. To demonstrate compliance with general permit condition 8.1.2., the registrant shall maintain records of the hours of operation of the emergency generator(s) on a monthly basis.  
[45CSR13, G60-D056, and G60-D110, and G60-D116A, General Permit Registrations and G60-D, condition 5.3.1.] (MTST-00-FP-ENG-1, MTST-00-FP-ENG-3, Communication Tower, LP-EG-1, LV-EG-1 SW-EG-1, SW-EG-2, SW-EG-3, SW-EG-4, SW-EG-5, SW-EG-8, SW-EG-9, SW-EG-10, SW-EG-11)
- 8.4.5. To demonstrate compliance with general permit condition 8.1.8., the registrant shall maintain records of the maintenance performed on each emergency generator.  
[45CSR13, G60-D056, and G60-D110, and G60-D116A, General Permit Registrations and G60-D, condition 5.3.2.] (MTST-00-FP-ENG-1, MTST-00-FP-ENG-3, Communication Tower, LP-EG-1, LV-EG-1 SW-EG-1, SW-EG-2, SW-EG-3, SW-EG-4, SW-EG-5, SW-EG-8, SW-EG-9, SW-EG-10, SW-EG-11)
- 8.4.6. The registrant shall comply with all applicable recordkeeping requirements under NSPS for Stationary Compression Ignition Internal Combustion Engines specified in 40 CFR Part 60, Subpart IIII, Stationary Spark Ignition Internal Combustion Engines specified in 40 CFR Part 60, Subpart JJJJ, and/or the National Emission Standards for Hazardous Air Pollutants (NESHAP) for Stationary Reciprocating Internal Combustion Engines specified in 40 CFR Part 63, Subpart ZZZZ.  
[45CSR13, G60-D056, and G60-D110, and G60-D116A, General Permit Registrations and G60-D, condition 5.3.4.] (MTST-00-FP-ENG-1, MTST-00-FP-ENG-3, Communication Tower, LP-EG-1, LV-EG-1 SW-EG-1, SW-EG-2, SW-EG-3, SW-EG-4, SW-EG-5, SW-EG-8, SW-EG-9, SW-EG-10, SW-EG-11)
- 8.4.7. **Retention of records.** The registrant 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. The files shall be maintained for at least five (5) years following the date of each occurrence,



measurement, maintenance, corrective action, report, or record. Said records shall be maintained on site or in a readily accessible off-site location maintained by the registrant for a period of five (5) years. Said records shall be readily available to the Secretary of the Division of Air Quality or his/her duly authorized representative for expeditious inspection and review. Any records submitted to the agency pursuant to a requirement of this permit or upon request by the Secretary shall be certified by a responsible official. Where appropriate, the registrant may maintain records electronically.

[45CSR13, G60-D056, and G60-D110, and G60-D116A, General Permit Registrations and G60-D, conditions 3.5.1 and 5.3.5.] (MTST-00-FP-ENG-1, MTST-00-FP-ENG-3, Communication Tower, LP-EG-1, LV-EG-1, SW-EG-1, SW-EG-2, SW-EG-3, SW-EG-4, SW-EG-5, SW-EG-8, SW-EG-9, SW-EG-10, SW-EG-11)

## 8.5. Reporting Requirements

8.5.1. If you own or operate an emergency stationary SI ICE and/or an emergency stationary CI ICE with a maximum engine power more than 100 HP that operates for the purposes specified in 40 CFR §60.4243(d)(3)(i), and/or 40 CFR §60.4211(f)(3)(i), as applicable, you must submit an annual report according to the following.

(1) The report must contain the following information:

(i) Company name and address where the engine is located.

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

(iii) Engine site rating and model year.

(iv) Latitude and longitude of the engine in decimal degrees reported to the fifth decimal place.

(vii) Hours spent for operation for the purposes specified in 40 CFR §60.4243(d)(3)(i) and/or 40 CFR §60.4211(f)(3)(i), as applicable, including the date, start time, and end time for engine operation for the purposes specified in 40 CFR §60.4243(d)(3)(i) and/or 40 CFR §60.4211(f)(3)(i). The report must also identify the entity that dispatched the engine and the situation that necessitated the dispatch of the engine.

(2) Annual reports for each calendar year must be submitted no later than March 31 of the following calendar year.

(3) The annual report must be submitted electronically using the subpart specific reporting form in the Compliance and Emissions Data Reporting Interface (CEDRI) that is accessed through EPA's Central Data Exchange (CDX) (~~www~~<https://cdx.epa.gov/edx>). However, if the reporting form specific to 40 CFR 60 Subpart IIII and/or Subpart JJJJ is not available in CEDRI at the time that the report is due, the written report must be submitted to the Administrator at the appropriate address listed in 40 CFR §60.4. Beginning on February 26, 2025, submit annual report electronically according to 40 CFR §60.4245(g) and/or 40 CFR §60.4214(g) as applicable.

[45CSR13, G60-D056, G60-D110 and G60-D116A, General Permit Registrations, Emission Limitations; and G60-D conditions 4.1.2.e., 4.1.2.f., 5.5.1., 45CSR16; 40 CFR §60.4245(e); 40 CFR §60.4214(d)] (SW-EG-1, SW-EG-2, SW-EG-3, SW-EG-4, SW-EG-5, SW-EG-6, SW-EG-7, SW-EG-8, SW-EG-9, SW-EG-10, SW-EG-11, Communication Tower, LP-EG-1, LV-EG-1, MTST-00-FP-ENG-1, MTST-00-FP-ENG-3)



8.5.2. The registrant shall comply with all applicable notification requirements under NSPS for Stationary Compression Ignition Internal Combustion Engines specified in 40 CFR Part 60, Subpart IIII, Stationary Spark Ignition Internal Combustion Engines specified in 40 CFR Part 60, Subpart JJJJ, and/or the National Emission Standards for Hazardous Air Pollutants (NESHAP) for Stationary Reciprocating Internal Combustion Engines specified in 40 CFR Part 63, Subpart ZZZZ. ~~[45CSR13, G60-D056, and G60-D110, and G60-D116A, General Permit Registrations and G60-D, condition 5.5.1.]~~ (MTST-00-FP-ENG-1, MTST-00-FP-ENG-3, Communication Tower, LP-EG-1, LV-EG-1, SW-EG-1, SW-EG-2, SW-EG-3, SW-EG-4, SW-EG-5, SW-EG-8, SW-EG-9, SW-EG-10, SW-EG-11)

8.5.3. If you are required to submit notifications or reports following the procedure specified in 40 CFR §60.4245(g) and/or 40 CFR §60.4214(g) as applicable, you must submit notifications or reports to the EPA via the Compliance and Emissions Data Reporting Interface (CEDRI), which can be accessed through the EPA's Central Data Exchange (CDX) (<https://cdx.epa.gov>). The EPA will make all the information submitted through CEDRI available to the public without further notice to you. Do not use CEDRI to submit information you claim as CBI. Although we do not expect persons to assert a claim of CBI, if you wish to assert a CBI claim for some of the information in the report or notification, you must submit a complete file in the format specified in this subpart, including information claimed to be CBI, to the EPA following the procedures in 40 CFR §60.4245(g)(1) and (2) and/or 40 CFR §60.4214(g)(1) and (2) as applicable. Clearly mark the part or all of the information that you claim to be CBI. Information not marked as CBI may be authorized for public release without prior notice. Information marked as CBI will not be disclosed except in accordance with procedures set forth in 40 CFR Part 2. All CBI claims must be asserted at the time of submission. Anything submitted using CEDRI cannot later be claimed CBI. Furthermore, under CAA section 114(c), emissions data is not entitled to confidential treatment, and the EPA is required to make emissions data available to the public. Thus, emissions data will not be protected as CBI and will be made publicly available. You must submit the same file submitted to the CBI office with the CBI omitted to the EPA via the EPA's CDX as described earlier in this paragraph.

(1) The preferred method to receive CBI is for it to be transmitted electronically using email attachments, File Transfer Protocol, or other online file sharing services. Electronic submissions must be transmitted directly to the OAQPS CBI Office at the email address [oaqpscbi@epa.gov](mailto:oaqpscbi@epa.gov), and as described in 40 CFR §60.4245(g) and/or 40 CFR §60.4214(g) as applicable, should include clear CBI markings. ERT files should be flagged to the attention of the Group Leader, Measurement Policy Group; all other files should be flagged to the attention of the Stationary Spark and/or Compression Ignition Internal Combustion Engine Sector Lead. If assistance is needed with submitting large electronic files that exceed the file size limit for email attachments, and if you do not have your own file sharing service, please email [oaqpscbi@epa.gov](mailto:oaqpscbi@epa.gov) to request a file transfer link.

(2) If you cannot transmit the file electronically, you may send CBI information through the postal service to the following address: OAQPS Document Control Officer (C404-02), OAQPS, U.S. Environmental Protection Agency, 109 T.W. Alexander Drive, P.O. Box 12055, Research Triangle Park, North Carolina 27711. ERT files should be sent to the attention of the Group Leader, Measurement Policy Group, and all other files should be sent to the attention of the Stationary Spark and/or Compression Ignition Internal Combustion Engine Sector Lead. The mailed CBI material should be double wrapped and clearly marked. Any CBI markings should not show through the outer envelope.

[45CSR13, G60-D056, G60-D110 and G60-D116A, General Permit Registrations, Emission Limitations; and G60-D conditions 4.1.2.e., 4.1.2.f., 5.5.1., 45CSR16; 40 CFR §60.4245(g); 40 CFR §60.4214(g)] (SW-EG-4, SW-EG-5, SW-EG-6, SW-EG-7, SW-EG-8, SW-EG-9, SW-EG-10, SW-EG-11, Communication Tower, LP-EG-1, LV-EG-1, MTST-00-FP-ENG-1, MTST-00-FP-ENG-3)



8.5.4. If you are required to electronically submit a report through CEDRI in the EPA's CDX, you may assert a claim of EPA system outage for failure to timely comply with that reporting requirement. To assert a claim of EPA system outage, you must meet the requirements outlined in 40 CFR §60.4245(h)(1) through (7) and/or 40 CFR §60.4214(h)(1) through (7) as applicable.

[45CSR13, G60-D056, G60-D110 and G60-D116A, General Permit Registrations, Emission Limitations; and G60-D conditions 4.1.2.e., 4.1.2.f., 5.5.1., 45CSR16; 40 CFR §60.4245(h); 40 CFR §60.4214(h)] (SW-EG-4, SW-EG-5, SW-EG-6, SW-EG-7, SW-EG-8, SW-EG-9, SW-EG-10, SW-EG-11, Communication Tower, LP-EG-1, LV-EG-1, MTST-00-FP-ENG-1, MTST-00-FP-ENG-3)

8.5.5. Any records required to be maintained by 40 CFR Subpart JJJJ and/or Subpart IIII that are submitted electronically via the EPA's CEDRI may be maintained in electronic format. This ability to maintain electronic copies does not affect the requirement for facilities to make records, data, and reports available upon request to a delegated air agency or the EPA as part of an on-site compliance evaluation.

[45CSR13, G60-D056, G60-D110 and G60-D116A, General Permit Registrations, Emission Limitations; and G60-D conditions 4.1.2.e., 4.1.2.f., 5.5.1., 45CSR16; 40 CFR §60.4245(j); 40 CFR §60.4214(j)] (SW-EG-4, SW-EG-5, SW-EG-6, SW-EG-7, SW-EG-8, SW-EG-9, SW-EG-10, SW-EG-11, Communication Tower, LP-EG-1, LV-EG-1, MTST-00-FP-ENG-1, MTST-00-FP-ENG-3)

## **8.6. Compliance Plan**

8.6.1. *Reserved.*

## **APPENDIX A**

### **Cross-State Air Pollution Rule Requirements**



### Cross-State Air Pollution Rule (CSAPR) Trading Program Title V Requirements

<b>Plant Name: Mt. Storm Power Station</b>	<b>West Virginia ID Number: 023-00003</b>	<b>ORIS/Facility Code: 3954</b>
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1. Owners and operators of the CSAPR subject unit(s) identified in the CSAPR Monitoring Requirements Table below are subject to the requirements of the *CSAPR NO<sub>x</sub> Annual Trading Program Requirements*, *CSAPR NO<sub>x</sub> Ozone Season Group 3 Trading Program Requirements*, and the *CSAPR SO<sub>2</sub> Group 1 Trading Program Requirements* in Appendix A to this permit.
2. Owners and operators of the CSAPR subject unit(s) identified in the CSAPR Monitoring Requirements Table below are subject to the monitoring requirements specified in the table below.

<b>CSAPR MONITORING REQUIREMENTS TABLE</b>			
<b>Description of Monitoring Requirements:</b>	<b>Parameter</b>		
	<b>SO<sub>2</sub></b>	<b>NO<sub>x</sub></b>	<b>Heat Input</b>
<b>Unit ID: Unit 1, Unit 2, Unit 3</b>			
Continuous emission monitoring system (CEMS) pursuant to 40 CFR part 75, subpart B (for SO <sub>2</sub> monitoring) and 40 CFR part 75, subpart H (for NO <sub>x</sub> monitoring)	X	X	X
Excepted monitoring system pursuant to 40 CFR part 75, appendix D ( <i>Optional SO<sub>2</sub> Emissions Data Protocol for Gas-Fired and Oil-Fired Units</i> )			
Excepted monitoring system pursuant to 40 CFR part 75, appendix E ( <i>Optional NO<sub>x</sub> Emissions Protocol for Gas-Fired Peaking Units and Oil-Fired Peaking Units</i> )			
Low Mass Emissions excepted monitoring (LME) pursuant to 40 CFR 75.19 ( <i>Optional SO<sub>2</sub>, NO<sub>x</sub>, and CO<sub>2</sub> Emissions Calculation for Low Mass Emissions (LME) Units</i> )			
EPA-approved alternative monitoring system pursuant to 40 CFR part 75, subpart E			

3. The above description of the monitoring used by a unit does not change, create an exemption from, or otherwise affect the monitoring, recordkeeping, and reporting requirements applicable to the unit under 40 CFR 97.430 through 97.435, (*CSAPR NO<sub>x</sub> Annual Trading Program*), 97.1030 through 97.1035 (*CSAPR NO<sub>x</sub> Ozone Season Group 3 Trading Program*) and, 97.630 through 97.635 (*CSAPR SO<sub>2</sub> Group 1 Trading Program*). The monitoring, recordkeeping and reporting requirements applicable to each unit are included below in the standard conditions for the applicable CSAPR trading program.
4. Owners and operators shall submit to the Administrator a monitoring plan for each unit in accordance with 40 CFR 75.53, 75.62 and 75.73, as applicable.
5. Owners and operators that want to use an alternative monitoring system shall submit to the Administrator a petition requesting approval of the alternative monitoring system in accordance with 40 CFR part 75, subpart E, 40 CFR 75.66, and the applicable trading program provisions found in 40 CFR 97.435 (*CSAPR NO<sub>x</sub> Annual Trading Program*), 97.1035 (*CSAPR NO<sub>x</sub> Ozone Season Group 3 Trading Program*) and, 97.635 (*CSAPR SO<sub>2</sub> Group 1 Trading Program*). The Administrator’s response approving or disapproving any petition for an alternative monitoring system is available on the EPA’s website at <https://www.epa.gov/airmarkets/complete-list-responses-40-cfr-part-75-petitions>.
6. Owners and operators that want to use an alternative to any monitoring, recordkeeping, or reporting requirement under 40 CFR 97.430 through 97.434 (*CSAPR NO<sub>x</sub> Annual Trading Program*), 97.1030 through 97.1034 (*CSAPR NO<sub>x</sub> Ozone Season Group 3 Trading Program*) and/or, 97.630 through 97.634 (*CSAPR SO<sub>2</sub> Group 1 Trading Program*) shall submit to the Administrator a petition requesting approval of the alternative in accordance with 40 CFR 75.66 and 97.435 (*CSAPR NO<sub>x</sub> Annual Trading Program*), 97.1035 (*CSAPR NO<sub>x</sub> Ozone Season Group 3 Trading Program*) and/or 97.635 (*CSAPR SO<sub>2</sub> Group 1 Trading Program*). The Administrator’s response approving or disapproving any petition for an alternative to a monitoring, recordkeeping, or reporting requirement is available on EPA’s website at <https://www.epa.gov/airmarkets/complete-list-responses-40-cfr-part-75-petitions>.



**CSAPR NO<sub>x</sub> Annual Trading Program requirements (40 CFR 97.406)**

**(a) Designated representative requirements.**

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

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

(1) The owners and operators, and the designated representative, of each CSAPR NO<sub>x</sub> Annual source and each CSAPR NO<sub>x</sub> Annual unit at the source shall comply with the monitoring, reporting, and recordkeeping requirements of 40 CFR 97.430 (general monitoring, recordkeeping, and reporting requirements, including: installation, certification, and data accounting; compliance deadlines; reporting data; prohibitions; and long-term cold storage), 97.431 (initial monitoring system certification and recertification procedures), 97.432 (monitoring system out-of-control periods), 97.433 (notifications concerning monitoring), 97.434 (recordkeeping and reporting, including: monitoring plans, certification applications, quarterly reports, and compliance certification), and 97.435 (petitions for alternatives to monitoring, recordkeeping, or reporting requirements).

(2) The emissions data determined in accordance with 40 CFR 97.430 through 97.435 shall be used to calculate allocations of CSAPR NO<sub>x</sub> Annual allowances under 40 CFR 97.411(a)(2) and (b) and 97.412 and to determine compliance with the CSAPR NO<sub>x</sub> Annual emissions limitation and assurance provisions under paragraph (c) below, provided that, for each monitoring location from which mass emissions are reported, the mass emissions amount used in calculating such allocations and determining such compliance shall be the mass emissions amount for the monitoring location determined in accordance with 40 CFR 97.430 through 97.435 and rounded to the nearest ton, with any fraction of a ton less than 0.50 being deemed to be zero.

**(c) NO<sub>x</sub> emissions requirements.**

**(1) CSAPR NO<sub>x</sub> Annual emissions limitation.**

(i). As of the allowance transfer deadline for a control period in a given year, the owners and operators of each CSAPR NO<sub>x</sub> Annual source and each CSAPR NO<sub>x</sub> Annual unit at the source shall hold, in the source's compliance account, CSAPR NO<sub>x</sub> Annual allowances available for deduction for such control period under 40 CFR 97.424(a) in an amount not less than the tons of total NO<sub>x</sub> emissions for such control period from all CSAPR NO<sub>x</sub> Annual units at the source.

(ii). If total NO<sub>x</sub> emissions during a control period in a given year from the CSAPR NO<sub>x</sub> Annual units at a CSAPR NO<sub>x</sub> Annual source exceed the CSAPR NO<sub>x</sub> Annual emissions limitation set forth in paragraph (c)(1)(i) above, then:

(A). The owners and operators of the source and each CSAPR NO<sub>x</sub> Annual unit at the source shall hold the CSAPR NO<sub>x</sub> Annual allowances required for deduction under 40 CFR 97.424(d); and

(B). The owners and operators of the source and each CSAPR NO<sub>x</sub> Annual unit at the source shall pay any fine, penalty, or assessment or comply with any other remedy imposed, for the same violations, under the Clean Air Act, and each ton of such excess emissions and each day of such control period shall constitute a separate violation of 40 CFR part 97, subpart AAAAA and the Clean Air Act.

**(2) CSAPR NO<sub>x</sub> Annual assurance provisions.**

(i). If total NO<sub>x</sub> emissions during a control period in a given year from all CSAPR NO<sub>x</sub> Annual units at CSAPR NO<sub>x</sub> Annual sources in West Virginia exceed the state assurance level, then the owners and operators of such sources and units in each group of one or more sources and units having a common designated representative for such control period, where the common designated representative's share of such NO<sub>x</sub> emissions during such control period exceeds the common designated representative's assurance level for West Virginia and such control period, shall hold (in the assurance account established for the owners and operators of such group) CSAPR NO<sub>x</sub> Annual allowances available for deduction for such control period under 40 CFR 97.425(a) in an amount equal to two times the product (rounded to the nearest whole number), as determined by the Administrator in accordance with 40 CFR 97.425(b), of multiplying:

(A). The quotient of the amount by which the common designated representative's share of such NO<sub>x</sub> emissions exceeds the common designated representative's assurance level divided by the sum of the amounts, determined for all common designated representatives for such sources and units in West



- Virginia for such control period, by which each common designated representative's share of such NO<sub>x</sub> emissions exceeds the respective common designated representative's assurance level; and
- (B). The amount by which total NO<sub>x</sub> emissions from all CSAPR NO<sub>x</sub> Annual units at CSAPR NO<sub>x</sub> Annual sources in West Virginia for such control period exceed the state assurance level.
- (ii). The owners and operators shall hold the CSAPR NO<sub>x</sub> Annual allowances required under paragraph (c)(2)(i) above, as of midnight of November 1 (if it is a business day), or midnight of the first business day thereafter (if November 1 is not a business day), immediately after such control period.
- (iii). Total NO<sub>x</sub> emissions from all CSAPR NO<sub>x</sub> Annual units at CSAPR NO<sub>x</sub> Annual sources in West Virginia during a control period in a given year exceed the state assurance level if such total NO<sub>x</sub> emissions exceed the sum, for such control period, of the state NO<sub>x</sub> Annual trading budget under 40 CFR 97.410(a) and the state's variability limit under 40 CFR 97.410(b).
- (iv). It shall not be a violation of 40 CFR part 97, subpart AAAAA or of the Clean Air Act if total NO<sub>x</sub> emissions from all CSAPR NO<sub>x</sub> Annual units at CSAPR NO<sub>x</sub> Annual sources in West Virginia during a control period exceed the state assurance level or if a common designated representative's share of total NO<sub>x</sub> emissions from the CSAPR NO<sub>x</sub> Annual units at CSAPR NO<sub>x</sub> Annual sources in the state during a control period exceeds the common designated representative's assurance level.
- (v). To the extent the owners and operators fail to hold CSAPR NO<sub>x</sub> Annual allowances for a control period in a given year in accordance with paragraphs (c)(2)(i) through (iii) above,
- (A). The owners and operators shall pay any fine, penalty, or assessment or comply with any other remedy imposed under the Clean Air Act; and
- (B). Each CSAPR NO<sub>x</sub> Annual allowance that the owners and operators fail to hold for such control period in accordance with paragraphs (c)(2)(i) through (iii) above and each day of such control period shall constitute a separate violation of 40 CFR part 97, subpart AAAAA and the Clean Air Act.
- (3) Compliance periods.
- (i). A CSAPR NO<sub>x</sub> Annual unit shall be subject to the requirements under paragraph (c)(1) above for the control period starting on the later of January 1, 2015, or the deadline for meeting the unit's monitor certification requirements under 40 CFR 97.430(b) and for each control period thereafter.
- (ii). A CSAPR NO<sub>x</sub> Annual unit shall be subject to the requirements under paragraph (c)(2) above for the control period starting on the later of January 1, 2017 or the deadline for meeting the unit's monitor certification requirements under 40 CFR 97.430(b) and for each control period thereafter.
- (4) Vintage of CSAPR NO<sub>x</sub> Annual allowances held for compliance.
- (i). A CSAPR NO<sub>x</sub> Annual allowance held for compliance with the requirements under paragraph (c)(1)(i) above for a control period in a given year must be a CSAPR NO<sub>x</sub> Annual allowance that was allocated for such control period or a control period in a prior year.
- (ii). A CSAPR NO<sub>x</sub> Annual allowance held for compliance with the requirements under paragraphs (c)(1)(ii)(A) and (c)(2)(i) through (iii) above for a control period in a given year must be a CSAPR NO<sub>x</sub> Annual allowance that was allocated for a control period in a prior year or the control period in the given year or in the immediately following year.
- (5) Allowance Management System requirements. Each CSAPR NO<sub>x</sub> Annual allowance shall be held in, deducted from, or transferred into, out of, or between Allowance Management System accounts in accordance with 40 CFR part 97, subpart AAAAA.
- (6) Limited authorization. A CSAPR NO<sub>x</sub> Annual allowance is a limited authorization to emit one ton of NO<sub>x</sub> during the control period in one year. Such authorization is limited in its use and duration as follows:
- (i). Such authorization shall only be used in accordance with the CSAPR NO<sub>x</sub> Annual Trading Program; and
- (ii). Notwithstanding any other provision of 40 CFR part 97, subpart AAAAA, the Administrator has the authority to terminate or limit the use and duration of such authorization to the extent the Administrator determines is necessary or appropriate to implement any provision of the Clean Air Act.
- (7) Property right. A CSAPR NO<sub>x</sub> Annual allowance does not constitute a property right.
- (d) Title V permit revision requirements.
- (1) Owners and operators shall not be required to revise the title V permit for any allocation, holding, deduction, or transfer of CSAPR NO<sub>x</sub> Annual allowances in accordance with 40 CFR part 97, subpart AAAAA.



- (2) Owners and operators shall revise the title V permit for any addition of, or change to, a unit's description in the CSAPR Monitoring Requirements Table above. The addition of, or change to, a unit's description of whether a unit is required to monitor and report NO<sub>x</sub> emissions using a continuous emission monitoring system (under subpart H of part 75 of this chapter), an excepted monitoring system (under appendices D and E to part 75 of this chapter), a low mass emissions excepted monitoring methodology (under §75.19 of this chapter), or an alternative monitoring system (under subpart E of part 75 of this chapter) in accordance with §§97.430 through 97.435 is eligible for minor permit modification procedures in accordance with 70.7(e)(2)(i)(B) or 71.7(e)(1)(i)(B).
- (e) Additional recordkeeping and reporting requirements.**
- (1) Unless otherwise provided, the owners and operators of each CSAPR NO<sub>x</sub> Annual source and each CSAPR NO<sub>x</sub> Annual unit at the source shall keep on site at the source each of the following documents (in hardcopy or electronic format) for a period of 5 years from the date the document is created. This period may be extended for cause, at any time before the end of 5 years, in writing by the Administrator.
- (i). The certificate of representation under 40 CFR 97.416 for the designated representative for the source and each CSAPR NO<sub>x</sub> Annual unit at the source and all documents that demonstrate the truth of the statements in the certificate of representation; provided that the certificate and documents shall be retained on site at the source beyond such 5-year period until such certificate of representation and documents are superseded because of the submission of a new certificate of representation under 40 CFR 97.416 changing the designated representative.
- (ii). All emissions monitoring information, in accordance with 40 CFR part 97, subpart AAAAA.
- (iii). Copies of all reports, compliance certifications, and other submissions and all records made or required under, or to demonstrate compliance with the requirements of, the CSAPR NO<sub>x</sub> Annual Trading Program.
- (2) The designated representative of a CSAPR NO<sub>x</sub> Annual source and each CSAPR NO<sub>x</sub> Annual unit at the source shall make all submissions required under the CSAPR NO<sub>x</sub> Annual Trading Program, except as provided in 40 CFR 97.418. This requirement does not change, create an exemption from, or otherwise affect the responsible official submission requirements under a title V operating permit program in 40 CFR parts 70 and 71.
- (f) Liability.**
- (1) Any provision of the CSAPR NO<sub>x</sub> Annual Trading Program that applies to a CSAPR NO<sub>x</sub> Annual source or the designated representative of a CSAPR NO<sub>x</sub> Annual source shall also apply to the owners and operators of such source and of the CSAPR NO<sub>x</sub> Annual units at the source.
- (2) Any provision of the CSAPR NO<sub>x</sub> Annual Trading Program that applies to a CSAPR NO<sub>x</sub> Annual unit or the designated representative of a CSAPR NO<sub>x</sub> Annual unit shall also apply to the owners and operators of such unit.
- (g) Effect on other authorities.**
- No provision of the CSAPR NO<sub>x</sub> Annual Trading Program or exemption under 40 CFR 97.405 shall be construed as exempting or excluding the owners and operators, and the designated representative, of a CSAPR NO<sub>x</sub> Annual source or CSAPR NO<sub>x</sub> Annual unit from compliance with any other provision of the applicable, approved State implementation plan, a federally enforceable permit, or the Clean Air Act.



**CSAPR NO<sub>x</sub> Ozone Season Group 3 Trading Program Requirements (40 CFR 97.1006)**

**(a) Designated representative requirements.**

The owners and operators shall comply with the requirement to have a designated representative, and may have an alternate designated representative, in accordance with 40 CFR 97.1013 through 97.1018.

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

(1) The owners and operators, and the designated representative, of each CSAPR NO<sub>x</sub> Ozone Season Group 3 source and each CSAPR NO<sub>x</sub> Ozone Season Group 3 unit at the source shall comply with the monitoring, reporting, and recordkeeping requirements of 40 CFR 97.1030 (general monitoring, recordkeeping, and reporting requirements, including: installation, certification, and data accounting; compliance deadlines; reporting data; prohibitions; and long-term cold storage), 97.1031 (initial monitoring system certification and recertification procedures), 97.1032 (monitoring system out-of-control periods), 97.1033 (notifications concerning monitoring), 97.1034 (recordkeeping and reporting, including: monitoring plans, certification applications, quarterly reports, and compliance certification), and 97.1035 (petitions for alternatives to monitoring, recordkeeping, or reporting requirements).

(2) The emissions data determined in accordance with 40 CFR 97.1030 through 97.1035 shall be used to calculate allocations of CSAPR NO<sub>x</sub> Ozone Season Group 3 allowances under 40 CFR 97.1011(a)(2) and (b) and 97.1012 and to determine compliance with the CSAPR NO<sub>x</sub> Ozone Season Group 3 emissions limitation and assurance provisions under paragraph (c) below, provided that, for each monitoring location from which mass emissions are reported, the mass emissions amount used in calculating such allocations and determining such compliance shall be the mass emissions amount for the monitoring location determined in accordance with 40 CFR 97.1030 through 97.1035 and rounded to the nearest ton, with any fraction of a ton less than 0.50 being deemed to be zero.

**(c) NO<sub>x</sub> emissions requirements.**

**(1) CSAPR NO<sub>x</sub> Ozone Season Group 3 emissions limitation.**

(i). As of the allowance transfer deadline for a control period in a given year, the owners and operators of each CSAPR NO<sub>x</sub> Ozone Season Group 3 source and each CSAPR NO<sub>x</sub> Ozone Season Group 3 unit at the source shall hold, in the source's compliance account, CSAPR NO<sub>x</sub> Ozone Season Group 3 allowances available for deduction for such control period under 40 CFR 97.1024(a) in an amount not less than the tons of total NO<sub>x</sub> emissions for such control period from all CSAPR NO<sub>x</sub> Ozone Season Group 3 units at the source.

(ii). If total NO<sub>x</sub> emissions during a control period in a given year from the CSAPR NO<sub>x</sub> Ozone Season Group 3 units at a CSAPR NO<sub>x</sub> Ozone Season Group 3 source exceed the CSAPR NO<sub>x</sub> Ozone Season Group 3 emissions limitation set forth in paragraph (c)(1)(i) above, then:

(A). The owners and operators of the source and each CSAPR NO<sub>x</sub> Ozone Season Group 3 unit at the source shall hold the CSAPR NO<sub>x</sub> Ozone Season Group 3 allowances required for deduction under 40 CFR 97.1024(d); and

(B). The owners and operators of the source and each CSAPR NO<sub>x</sub> Ozone Season Group 3 unit at the source shall pay any fine, penalty, or assessment or comply with any other remedy imposed, for the same violations, under the Clean Air Act, and each ton of such excess emissions and each day of such control period shall constitute a separate violation of 40 CFR part 97, subpart GGGGG and the Clean Air Act.

**(2) CSAPR NO<sub>x</sub> Ozone Season Group 3 assurance provisions.**

(i). If total NO<sub>x</sub> emissions during a control period in a given year from all CSAPR NO<sub>x</sub> Ozone Season Group 3 units at CSAPR NO<sub>x</sub> Ozone Season Group 3 sources in West Virginia exceed the state assurance level, then the owners and operators of such sources and units in each group of one or more sources and units having a common designated representative for such control period, where the common designated representative's share of such NO<sub>x</sub> emissions during such control period exceeds the common designated representative's assurance level for West Virginia and such control period, shall hold (in the assurance account established for the owners and operators of such group) CSAPR NO<sub>x</sub> Ozone Season Group 3 allowances available for deduction for such control period under 40 CFR 97.1025(a) in an amount equal to two times the product (rounded to the nearest whole number), as determined by the Administrator in accordance with 40 CFR 97.1025(b), of multiplying—

(A). The quotient of the amount by which the common designated representative's share of such NO<sub>x</sub> emissions exceeds the common designated representative's assurance level divided by the sum of the



- amounts, determined for all common designated representatives for such sources and units in West Virginia for such control period, by which each common designated representative's share of such NO<sub>x</sub> emissions exceeds the respective common designated representative's assurance level; and
- (B). The amount by which total NO<sub>x</sub> emissions from all CSAPR NO<sub>x</sub> Ozone Season Group 3 units at CSAPR NO<sub>x</sub> Ozone Season Group 3 sources in West Virginia for such control period exceed the state assurance level.
- (ii). The owners and operators shall hold the CSAPR NO<sub>x</sub> Ozone Season Group 3 allowances required under paragraph (c)(2)(i) above, as of midnight of November 1 (if it is a business day), or midnight of the first business day thereafter (if November 1 is not a business day), immediately after the year of such control period.
- (iii). Total NO<sub>x</sub> emissions from all CSAPR NO<sub>x</sub> Ozone Season Group 3 units at CSAPR NO<sub>x</sub> Ozone Season Group 3 sources in West Virginia during a control period in a given year exceed the state assurance level if such total NO<sub>x</sub> emissions exceed the sum, for such control period, of the state NO<sub>x</sub> Ozone Season Group 3 Trading budget under 40 CFR 97.1010(a) and the state's variability limit under 40 CFR 97.1010(b).
- (iv). It shall not be a violation of 40 CFR part 97, subpart GGGGG or of the Clean Air Act if total NO<sub>x</sub> emissions from all CSAPR NO<sub>x</sub> Ozone Season Group 3 units at CSAPR NO<sub>x</sub> Ozone Season Group 3 sources in West Virginia during a control period exceed the state assurance level or if a common designated representative's share of total NO<sub>x</sub> emissions from the CSAPR NO<sub>x</sub> Ozone Season Group 3 units at CSAPR NO<sub>x</sub> Ozone Season Group 3 sources in the state during a control period exceeds the common designated representative's assurance level.
- (v). To the extent the owners and operators fail to hold CSAPR NO<sub>x</sub> Ozone Season Group 3 allowances for a control period in a given year in accordance with paragraphs (c)(2)(i) through (iii) above,
- (A). The owners and operators shall pay any fine, penalty, or assessment or comply with any other remedy imposed under the Clean Air Act; and
- (B). Each CSAPR NO<sub>x</sub> Ozone Season Group 3 allowance that the owners and operators fail to hold for such control period in accordance with paragraphs (c)(2)(i) through (iii) above and each day of such control period shall constitute a separate violation of 40 CFR part 97, subpart GGGGG and the Clean Air Act.
- (3) Compliance periods.
- (i). A CSAPR NO<sub>x</sub> Ozone Season Group 3 unit shall be subject to the requirements under paragraph (c)(1) above for the control period starting on the later of May 1, 2021 or the deadline for meeting the unit's monitor certification requirements under 40 CFR 97.1030(b) and for each control period thereafter.
- (ii). A CSAPR NO<sub>x</sub> Ozone Season Group 3 unit shall be subject to the requirements under paragraph (c)(2) above for the control period starting on the later of May 1, 2021 or the deadline for meeting the unit's monitor certification requirements under 40 CFR 97.1030(b) and for each control period thereafter.
- (4) Vintage of CSAPR NO<sub>x</sub> Ozone Season Group 3 allowances held for compliance.
- (i). A CSAPR NO<sub>x</sub> Ozone Season Group 3 allowance held for compliance with the requirements under paragraph (c)(1)(i) above for a control period in a given year must be a CSAPR NO<sub>x</sub> Ozone Season Group 3 allowance that was allocated for such control period or a control period in a prior year.
- (ii). A CSAPR NO<sub>x</sub> Ozone Season Group 3 allowance held for compliance with the requirements under paragraphs (c)(1)(ii)(A) and (c)(2)(i) through (iii) above for a control period in a given year must be a CSAPR NO<sub>x</sub> Ozone Season Group 3 allowance that was allocated for a control period in a prior year or the control period in the given year or in the immediately following year.
- (5) Allowance Management System requirements. Each CSAPR NO<sub>x</sub> Ozone Season Group 3 allowance shall be held in, deducted from, or transferred into, out of, or between Allowance Management System accounts in accordance with 40 CFR part 97, subpart GGGGG.
- (6) Limited authorization. A CSAPR NO<sub>x</sub> Ozone Season Group 3 allowance is a limited authorization to emit one ton of NO<sub>x</sub> during the control period in one year. Such authorization is limited in its use and duration as follows:
- (i). Such authorization shall only be used in accordance with the CSAPR NO<sub>x</sub> Ozone Season Group 3 Trading Program; and
- (ii). Notwithstanding any other provision of 40 CFR part 97, subpart GGGGG, the Administrator has the authority to terminate or limit the use and duration of such authorization to the extent the Administrator determines is necessary or appropriate to implement any provision of the Clean Air Act.



(7) Property right. A CSAPR NO<sub>x</sub> Ozone Season Group 3 allowance does not constitute a property right.

**(d) Title V permit revision requirements.**

- (1) Owners and operators shall not be required to revise the title V permit for any allocation, holding, deduction, or transfer of CSAPR NO<sub>x</sub> Annual allowances in accordance with 40 CFR part 97, subpart GGGGG.
- (2) Owners and operators shall revise the title V permit for any addition of, or change to, a unit's description in the CSAPR Monitoring Requirements Table above. The addition of, or change to, a unit's description of whether a unit is required to monitor and report NO<sub>x</sub> emissions using a continuous emission monitoring system (under subpart H of part 75 of this chapter), an excepted monitoring system (under appendices D and E to part 75 of this chapter), a low mass emissions excepted monitoring methodology (under §75.19 of this chapter), or an alternative monitoring system (under subpart E of part 75 of this chapter) in accordance with §§97.1030 through 97.1035 is eligible for minor permit modification procedures in accordance with 70.7(e)(2)(i)(B) or 71.7(e)(1)(i)(B).

**(e) Additional recordkeeping and reporting requirements.**

- (1) Unless otherwise provided, the owners and operators of each CSAPR NO<sub>x</sub> Ozone Season Group 3 source and each CSAPR NO<sub>x</sub> Ozone Season Group 3 unit at the source shall keep on site at the source each of the following documents (in hardcopy or electronic format) for a period of 5 years from the date the document is created. This period may be extended for cause, at any time before the end of 5 years, in writing by the Administrator.
  - (i). The certificate of representation under 40 CFR 97.1016 for the designated representative for the source and each CSAPR NO<sub>x</sub> Ozone Season Group 3 unit at the source and all documents that demonstrate the truth of the statements in the certificate of representation; provided that the certificate and documents shall be retained on site at the source beyond such 5-year period until such certificate of representation and documents are superseded because of the submission of a new certificate of representation under 40 CFR 97.1016 changing the designated representative.
  - (ii). All emissions monitoring information, in accordance with 40 CFR part 97, subpart GGGGG.
  - (iii). Copies of all reports, compliance certifications, and other submissions and all records made or required under, or to demonstrate compliance with the requirements of, the CSAPR NO<sub>x</sub> Ozone Season Group 3 Trading Program.
- (2) The designated representative of a CSAPR NO<sub>x</sub> Ozone Season Group 3 source and each CSAPR NO<sub>x</sub> Ozone Season Group 3 unit at the source shall make all submissions required under the CSAPR NO<sub>x</sub> Ozone Season Group 3 Trading Program, except as provided in 40 CFR 97.1018. This requirement does not change, create an exemption from, or otherwise affect the responsible official submission requirements under a title V operating permit program in 40 CFR parts 70 and 71.

**(f) Liability.**

- (1) Any provision of the CSAPR NO<sub>x</sub> Ozone Season Group 3 Trading Program that applies to a CSAPR NO<sub>x</sub> Ozone Season Group 3 source or the designated representative of a CSAPR NO<sub>x</sub> Ozone Season Group 3 source shall also apply to the owners and operators of such source and of the CSAPR NO<sub>x</sub> Ozone Season Group 3 units at the source.
- (2) Any provision of the CSAPR NO<sub>x</sub> Ozone Season Group 3 Trading Program that applies to a CSAPR NO<sub>x</sub> Ozone Season Group 3 unit or the designated representative of a CSAPR NO<sub>x</sub> Ozone Season Group 3 unit shall also apply to the owners and operators of such unit.

**(g) Effect on other authorities.**

No provision of the CSAPR NO<sub>x</sub> Ozone Season Group 3 Trading Program or exemption under 40 CFR 97.1005 shall be construed as exempting or excluding the owners and operators, and the designated representative, of a CSAPR NO<sub>x</sub> Ozone Season Group 3 source or CSAPR NO<sub>x</sub> Ozone Season Group 3 unit from compliance with any other provision of the applicable, approved state implementation plan, a federally enforceable permit, or the Clean Air Act.



**CSAPR SO<sub>2</sub> Group 1 Trading Program requirements (40 CFR 97.606)**

**(a) Designated representative requirements.**

The owners and operators shall comply with the requirement to have a designated representative, and may have an alternate designated representative, in accordance with 40 CFR 97.613 through 97.618.

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

(1) The owners and operators, and the designated representative, of each CSAPR SO<sub>2</sub> Group 1 source and each CSAPR SO<sub>2</sub> Group 1 unit at the source shall comply with the monitoring, reporting, and recordkeeping requirements of 40 CFR 97.630 (general monitoring, recordkeeping, and reporting requirements, including: installation, certification, and data accounting; compliance deadlines; reporting data; prohibitions; and long-term cold storage), 97.631 (initial monitoring system certification and recertification procedures), 97.632 (monitoring system out-of-control periods), 97.633 (notifications concerning monitoring), 97.634 (recordkeeping and reporting, including: monitoring plans, certification applications, quarterly reports, and compliance certification), and 97.635 (petitions for alternatives to monitoring, recordkeeping, or reporting requirements).

(2) The emissions data determined in accordance with 40 CFR 97.630 through 97.635 shall be used to calculate allocations of CSAPR SO<sub>2</sub> Group 1 allowances under 40 CFR 97.611(a)(2) and (b) and 97.612 and to determine compliance with the CSAPR SO<sub>2</sub> Group 1 emissions limitation and assurance provisions under paragraph (c) below, provided that, for each monitoring location from which mass emissions are reported, the mass emissions amount used in calculating such allocations and determining such compliance shall be the mass emissions amount for the monitoring location determined in accordance with 40 CFR 97.630 through 97.635 and rounded to the nearest ton, with any fraction of a ton less than 0.50 being deemed to be zero.

**(c) SO<sub>2</sub> emissions requirements.**

**(1) CSAPR SO<sub>2</sub> Group 1 emissions limitation.**

(i). As of the allowance transfer deadline for a control period in a given year, the owners and operators of each CSAPR SO<sub>2</sub> Group 1 source and each CSAPR SO<sub>2</sub> Group 1 unit at the source shall hold, in the source's compliance account, CSAPR SO<sub>2</sub> Group 1 allowances available for deduction for such control period under 40 CFR 97.624(a) in an amount not less than the tons of total SO<sub>2</sub> emissions for such control period from all CSAPR SO<sub>2</sub> Group 1 units at the source.

(ii). If total SO<sub>2</sub> emissions during a control period in a given year from the CSAPR SO<sub>2</sub> Group 1 units at a CSAPR SO<sub>2</sub> Group 1 source exceed the CSAPR SO<sub>2</sub> Group 1 emissions limitation set forth in paragraph (c)(1)(i) above, then:

(A). The owners and operators of the source and each CSAPR SO<sub>2</sub> Group 1 unit at the source shall hold the CSAPR SO<sub>2</sub> Group 1 allowances required for deduction under 40 CFR 97.624(d); and

(B). The owners and operators of the source and each CSAPR SO<sub>2</sub> Group 1 unit at the source shall pay any fine, penalty, or assessment or comply with any other remedy imposed, for the same violations, under the Clean Air Act, and each ton of such excess emissions and each day of such control period shall constitute a separate violation 40 CFR part 97, subpart CCCC and the Clean Air Act.

**(2) CSAPR SO<sub>2</sub> Group 1 assurance provisions.**

(i). If total SO<sub>2</sub> emissions during a control period in a given year from all CSAPR SO<sub>2</sub> Group 1 units at CSAPR SO<sub>2</sub> Group 1 sources in West Virginia exceed the state assurance level, then the owners and operators of such sources and units in each group of one or more sources and units having a common designated representative for such control period, where the common designated representative's share of such SO<sub>2</sub> emissions during such control period exceeds the common designated representative's assurance level for West Virginia and such control period, shall hold (in the assurance account established for the owners and operators of such group) CSAPR SO<sub>2</sub> Group 1 allowances available for deduction for such control period under 40 CFR 97.625(a) in an amount equal to two times the product (rounded to the nearest whole number), as determined by the Administrator in accordance with 40 CFR 97.625(b), of multiplying—

(A). The quotient of the amount by which the common designated representative's share of such SO<sub>2</sub> emissions exceeds the common designated representative's assurance level divided by the sum of the amounts, determined for all common designated representatives for such sources and units in West



- Virginia for such control period, by which each common designated representative's share of such SO<sub>2</sub> emissions exceeds the respective common designated representative's assurance level; and
- (B). The amount by which total SO<sub>2</sub> emissions from all CSAPR SO<sub>2</sub> Group 1 units at CSAPR SO<sub>2</sub> Group 1 sources in West Virginia for such control period exceed the state assurance level.
- (ii). The owners and operators shall hold the CSAPR SO<sub>2</sub> Group 1 allowances required under paragraph (c)(2)(i) above, as of midnight of November 1 (if it is a business day), or midnight of the first business day thereafter (if November 1 is not a business day), immediately after such control period.
- (iii). Total SO<sub>2</sub> emissions from all CSAPR SO<sub>2</sub> Group 1 units at CSAPR SO<sub>2</sub> Group 1 sources in West Virginia during a control period in a given year exceed the state assurance level if such total SO<sub>2</sub> emissions exceed the sum, for such control period, of the state SO<sub>2</sub> Group 1 trading budget under 40 CFR 97.610(a) and the state's variability limit under 40 CFR 97.610(b).
- (iv). It shall not be a violation of 40 CFR part 97, subpart CCCCC or of the Clean Air Act if total SO<sub>2</sub> emissions from all CSAPR SO<sub>2</sub> Group 1 units at CSAPR SO<sub>2</sub> Group 1 sources in West Virginia during a control period exceed the state assurance level or if a common designated representative's share of total SO<sub>2</sub> emissions from the CSAPR SO<sub>2</sub> Group 1 units at CSAPR SO<sub>2</sub> Group 1 sources in the state during a control period exceeds the common designated representative's assurance level.
- (v). To the extent the owners and operators fail to hold CSAPR SO<sub>2</sub> Group 1 allowances for a control period in a given year in accordance with paragraphs (c)(2)(i) through (iii) above,
- (A). The owners and operators shall pay any fine, penalty, or assessment or comply with any other remedy imposed under the Clean Air Act; and
- (B). Each CSAPR SO<sub>2</sub> Group 1 allowance that the owners and operators fail to hold for such control period in accordance with paragraphs (c)(2)(i) through (iii) above and each day of such control period shall constitute a separate violation of 40 CFR part 97, subpart CCCCC and the Clean Air Act.
- (3) Compliance periods.
- (i). A CSAPR SO<sub>2</sub> Group 1 unit shall be subject to the requirements under paragraph (c)(1) above for the control period starting on the later of January 1, 2015 or the deadline for meeting the unit's monitor certification requirements under 40 CFR 97.630(b) and for each control period thereafter.
- (ii). A CSAPR SO<sub>2</sub> Group 1 unit shall be subject to the requirements under paragraph (c)(2) above for the control period starting on the later of January 1, 2017 or the deadline for meeting the unit's monitor certification requirements under 40 CFR 97.630(b) and for each control period thereafter.
- (4) Vintage of CSAPR SO<sub>2</sub> Group 1 allowances held for compliance.
- (i). A CSAPR SO<sub>2</sub> Group 1 allowance held for compliance with the requirements under paragraph (c)(1)(i) above for a control period in a given year must be a CSAPR SO<sub>2</sub> Group 1 allowance that was allocated for such control period or a control period in a prior year.
- (ii). A CSAPR SO<sub>2</sub> Group 1 allowance held for compliance with the requirements under paragraphs (c)(1)(ii)(A) and (c)(2)(i) through (iii) above for a control period in a given year must be a CSAPR SO<sub>2</sub> Group 1 allowance that was allocated for a control period in a prior year or the control period in the given year or in the immediately following year.
- (5) Allowance Management System requirements. Each CSAPR SO<sub>2</sub> Group 1 allowance shall be held in, deducted from, or transferred into, out of, or between Allowance Management System accounts in accordance with 40 CFR part 97, subpart CCCCC.
- (6) Limited authorization. A CSAPR SO<sub>2</sub> Group 1 allowance is a limited authorization to emit one ton of SO<sub>2</sub> during the control period in one year. Such authorization is limited in its use and duration as follows:
- (i). Such authorization shall only be used in accordance with the CSAPR SO<sub>2</sub> Group 1 Trading Program; and
- (ii). Notwithstanding any other provision of 40 CFR part 97, subpart CCCCC, the Administrator has the authority to terminate or limit the use and duration of such authorization to the extent the Administrator determines is necessary or appropriate to implement any provision of the Clean Air Act.
- (7) Property right. A CSAPR SO<sub>2</sub> Group 1 allowance does not constitute a property right.
- (d) Title V permit revision requirements.
- (1) Owners and operators shall not be required to revise the title V permit for any allocation, holding, deduction, or transfer of CSAPR NO<sub>x</sub> Annual allowances in accordance with 40 CFR part 97, subpart CCCCC.



- (2) Owners and operators shall revise the title V permit for any addition of, or change to, a unit's description in the CSAPR Monitoring Requirements Table above. The addition of, or change to, a unit's description of whether a unit is required to monitor and report NO<sub>x</sub> emissions using a continuous emission monitoring system (under subpart B of part 75 of this chapter), an excepted monitoring system (under appendices D and E to part 75 of this chapter), a low mass emissions excepted monitoring methodology (under §75.19 of this chapter), or an alternative monitoring system (under subpart E of part 75 of this chapter) in accordance with §§97.630 through 97.635 is eligible for minor permit modification procedures in accordance with 70.7(e)(2)(i)(B) or 71.7(e)(1)(i)(B).
- (e) Additional recordkeeping and reporting requirements.**
- (1) Unless otherwise provided, the owners and operators of each CSAPR SO<sub>2</sub> Group 1 source and each CSAPR SO<sub>2</sub> Group 1 unit at the source shall keep on site at the source each of the following documents (in hardcopy or electronic format) for a period of 5 years from the date the document is created. This period may be extended for cause, at any time before the end of 5 years, in writing by the Administrator.
- (i). The certificate of representation under 40 CFR 97.616 for the designated representative for the source and each CSAPR SO<sub>2</sub> Group 1 unit at the source and all documents that demonstrate the truth of the statements in the certificate of representation; provided that the certificate and documents shall be retained on site at the source beyond such 5-year period until such certificate of representation and documents are superseded because of the submission of a new certificate of representation under 40 CFR 97.616 changing the designated representative.
- (ii). All emissions monitoring information, in accordance with 40 CFR part 97, subpart CCCCC.
- (iii). Copies of all reports, compliance certifications, and other submissions and all records made or required under, or to demonstrate compliance with the requirements of, the CSAPR SO<sub>2</sub> Group 1 Trading Program.
- (2) The designated representative of a CSAPR SO<sub>2</sub> Group 1 source and each CSAPR SO<sub>2</sub> Group 1 unit at the source shall make all submissions required under the CSAPR SO<sub>2</sub> Group 1 Trading Program, except as provided in 40 CFR 97.618. This requirement does not change, create an exemption from, or otherwise affect the responsible official submission requirements under a title V operating permit program in 40 CFR parts 70 and 71.
- (f) Liability.**
- (1) Any provision of the CSAPR SO<sub>2</sub> Group 1 Trading Program that applies to a CSAPR SO<sub>2</sub> Group 1 source or the designated representative of a CSAPR SO<sub>2</sub> Group 1 source shall also apply to the owners and operators of such source and of the CSAPR SO<sub>2</sub> Group 1 units at the source.
- (2) Any provision of the CSAPR SO<sub>2</sub> Group 1 Trading Program that applies to a CSAPR SO<sub>2</sub> Group 1 unit or the designated representative of a CSAPR SO<sub>2</sub> Group 1 unit shall also apply to the owners and operators of such unit.
- (g) Effect on other authorities.**
- No provision of the CSAPR SO<sub>2</sub> Group 1 Trading Program or exemption under 40 CFR 97.605 shall be construed as exempting or excluding the owners and operators, and the designated representative, of a CSAPR SO<sub>2</sub> Group 1 source or CSAPR SO<sub>2</sub> Group 1 unit from compliance with any other provision of the applicable, approved state implementation plan, a federally enforceable permit, or the Clean Air Act.



## **APPENDIX B**

### **45CSR2 & 45CSR10 Monitoring Plan**

45 CSR 2A and 45 CSR 10A  
MONITORING AND RECORDKEEPING PLANS  
Mt. STORM POWER STATION  
February 28, 2001  
Revised June 1, 2017

**FACILITY INFORMATION:**

**Facility Name:** Mt. Storm Power Station

**Facility ID #:** 023 00003

**Facility Address:** 436 Dominion Blvd.  
Mt. Storm, WV 26739-8632

**Facility Environmental Contact:**  
Traci Ricottilli  
Sr. Environmental Compliance Coordinator

**Facility Description:**

Virginia Electric and Power Company's Mt. Storm Power Station is a coal-fired electric generating facility with three main combustion units: Units 1 and 2 discharge through a common stack (MS1/2) and Unit 3 discharges through a dedicated stack (MS3). Mt. Storm Power Station also has an auxiliary boiler (distillate oil-fired), used infrequently for generation of steam, which discharges through an independent stack (MS4). All of these units have a design heat input (DHI) greater than 10 mmBtu/hr (i.e.,  $10^6$  Btu/hr) making them subject to the applicable standards of both 45 CSR 2A (Interpretive Rule 45 CSR 2 for stack particulate matter emissions) and 45 CSR 10A (Interpretive Rule 45 CSR 10 for stack sulfur oxide emissions).

The mmBtu/hr DHI rating of these units are as follows:

Unit	Stack	DHI, mmBtu/hr
Unit 1	MS1/2	6,199
Unit 2	MS1/2	6,199
Unit 3	MS3	5,824
Auxiliary Boiler	MS4	150

The DHI ratings are nominal design values. Actual heat input values may differ.

Electrostatic precipitators (ESPs) are installed on Units 1-3 to control particulate emissions and flue gas desulfurization units (FGDs or SO<sub>2</sub> scrubbers) are installed on Units 1-3 to control emissions of sulfur oxides.



Continuous SO<sub>2</sub> emission monitoring systems (CEMS) exist on the common stack for Units 1 and 2 and on the Unit 3 stack.

In order to qualify for the alternative individual stack emission rates for particulates and sulfur oxides, registration of Mt. Storm Units 1-3 (MS1/2 and MS3), required by Interpretative Rules 2A and 10A, was originally submitted based on simultaneous stack testing (i.e., tests conducted within seven days of each other).

#### **Revisions of Monitoring Plan**

Mt. Storm Power Station reserves the right to periodically revise the conditions of this monitoring plan. Any revised plan will become effective only after approval by the DAQ.

#### **Implementation of Monitoring Plan**

Mt. Storm Power Station therefore requests approval to begin implementation of this revised monitoring plan beginning immediately upon approval by DAQ.

### **I. 45 CSR 2A MONITORING PLAN (Stack Particulate Emissions)**

In accordance with 45 CSR 2, §8.2, following is the proposed plan for monitoring compliance with the opacity limits set forth under 45 CSR 2 §3 for the Units 1 and 2 Common Stack and the Unit 3 Stack:

#### **A. Common Stack for Units 1 and 2 (MS1/2) and Unit 3 Stack (MS3)**

**1. Applicable Standards** (for units with a DHI of 250 mmBtu/hr or greater that are exempt from the use of a COMS under 45 CSR 2A, §6.2b, based on the existing installation of an SO<sub>2</sub> scrubber (with a wet plume) to control emissions of sulfur oxides):

*45 CSR 2A, §6.2.b. The Director may exempt a source from the requirements of subdivision 6.2.a if the Director determines that the installation of a COMS would not provide an accurate determination of emissions or that the installation of a COMS may not be implemented by a source due to physical source limitations or to extreme economic reasons. The Director shall require such an exempted source to fulfill alternative emission monitoring and reporting requirements.*

*45 CSR 2, §3.1. No person shall cause, suffer, allow or permit emission of smoke and/or particulate matter into the open air from any fuel burning unit which is greater than ten (10) percent opacity based on a six minute block average.*

*45 CSR 2, §4.1.a. For Type 'a' fuel burning units, the product of 0.05 and the total design heat inputs for such units in million British Thermal Units (B.T.U.'s) per hour, provided however that no more than twelve hundred (1200) pounds per hour of particulate matter shall be discharged into the open air from all such units;*

## **2. Monitoring Methods**

*45 CSR 2A, §6.3.a. For sources not utilizing COMS as the method of monitoring compliance with the opacity limit, the approved monitoring plan shall contain at a minimum the following requirements:*

*45 CSR 2A, §6.3.a.1. Provisions to take Method 9 readings a minimum of once per month per stack during months when the source operated at normal conditions for at least twenty-four (24) consecutive hours and weather/lighting conditions were conducive to taking proper Method 9 readings;*

*45 CSR 2A, §6.3.a.2. a list of operating parameters to be monitored;*

*45 CSR 2A, §6.3.a.3. the monitoring method and frequency for each operating parameter to be monitored;*

*45 CSR 2A, §6.3.a.4. the nominal range for each operating parameter to be monitored;*

*45 CSR 2A, §6.3.a.5. an explanation of how the operating parameters to be monitored were chosen, and how they are indicative of compliance;*

*45 CSR 2A, §6.3.a.6. an explanation of how the nominal ranges were chosen;*

*45 CSR 2A, §6.3.a.7. a schedule for installation and operation of any additional monitoring equipment to be installed for purposes of complying with this rule; and*

*45 CSR 2A, §6.3.a.8. a response plan to be implemented during excursions which shall include, but not limited to, the following:*

*45 CSR 2A, §6.3.a.8.A. for excursions of any operating parameter exceeding one hour, the owner or operator shall perform Method 9 readings for a minimum of six (6) minutes for each hour during the excursion. Such Method 9 readings shall continue each hour until four (4) successive six-minute observations demonstrate compliance.*

*45 CSR 2, §3.2. Compliance with the visible emission requirements of subsection 3.1 shall be determined in accordance with 40 CFR Part 60, Appendix A, Method 9 or by using measurements from continuous opacity monitoring systems approved by the Director. The Director may require the installation, calibration, maintenance and operation of continuous opacity monitoring systems and may establish policies for the evaluation of continuous*



*opacity monitoring results and the determination of compliance with the visible emission requirements of subsection 3.1. Continuous opacity monitors shall not be required on fuel burning units which employ wet scrubbing systems for emission control.*

#### **Primary Monitoring Method**

45 CSR 2A, §6.2.b allows the DEP Director to exempt COMS requirements for fuel burning units that employ wet scrubbing for sulfur dioxide control (like Mt. Storm Units 1-3).

#### **45 CSR 2A, §6.3.a.1. Method 9 Readings**

Mt. Storm Power Station will conduct Method 9 readings a minimum of one-six minute period once per month for Units 1 and 2 Common Stack and for Unit 3 Stack during months when the units are operated at normal conditions for at least twenty-four (24) consecutive hours and weather/lighting conditions are conducive to taking proper Method 9 readings. Method 9 readings will not be conducted during start-up or shutdown periods, unless required by the DEP Director in the future.

#### **45 CSR 2A, §6.3.a.2. Operating Parameters to be Monitored:**

Mt. Storm Power Station is equipped with continuous PM CEMS on the Units 1 and 2 Common Stack and the Unit 3 Stack. These PM CEMS are installed and operated in accordance with US EPA standards and procedures (40 CFR 60 Appendix B: PS-11 and 40 CFR 60 Appendix F: Procedure 2, which provide regulatory pathways that may be utilized to install, operate, and maintain PM CEMS and to demonstrate correlation between PM CEMS measurements and actual emissions). These CEMS will be used to provide the daily particulate emissions data which will subsequently be used to determine whether or not further visual opacity observations are required (beyond the once-per-month requirement discussed above.) If the daily measured PM value exceeds 0.03 lbs/mmBtu, then a Method 9 observation will be conducted in accordance with this monitoring plan. Mt. Storm Power Station proposes to use the following procedure for determining daily PM emissions, as adapted from 40 CFR 60 Subpart Da: The daily average PM emissions rate is determined by calculating the arithmetic average of all hourly emission rates each boiler operating day, except for data obtained during startup, shutdown, or malfunction periods. Daily averages are only calculated for boiler operating days that have non-out-of-control data for at least 18 hours of unit operation. Instead, all of the non-out-of-control hourly emission rates of the operating day(s) not meeting the

minimum 18 hours non-out-of-control data daily average requirement are averaged with all of the non-out-of-control hourly emission rates of the next boiler operating day with 18 hours or more of non-out-of-control PM CEMS data to determine the daily measured PM value.

**45 CSR 2A, §6.3.a.3. Monitoring Method and Frequency**

(1) The station will generally obtain the following data from the PM CEMS:

Particulate emissions rate, lbs/mmBtu (continuous)

- (2) Using the data listed above, station personnel will compare correlated particulate emissions to regulatory limits;
- (3) Station personnel will review the results of the comparison to determine if Method 9 readings should be conducted. If required, the Method 9 readings should include a minimum of four successive six-minute periods to determine compliance with the 10% opacity limit, if weather/lighting conditions are conducive to taking proper Method 9 readings. If all the four successive six-minute readings are in compliance, then no further action is required;
- (4) If during unstable operating conditions when four successive six-minute readings contain some six-minute readings below the 10% opacity limit and some six-minute readings above the 10% opacity limit, then station personnel may elect to:
- (a) Stop conducting continuous Method 9 readings and instead conduct only one six-minute reading each hour, if weather/lighting conditions are conducive to taking proper Method 9 readings,
  - (b) Investigate the cause of the unstable conditions and occasional exceedances, and
  - (c) Resume attempts to obtain four successive six-minute Method 9 readings after stable operating conditions are restored;
- (5) If the Method 9 readings are interrupted by a shutdown, station personnel will stop conducting Method 9 readings;
- (6) However, if all four successive six-minute periods during the Method 9 opacity readings are greater than the 10% opacity limit based on weather/lighting conditions conducive to taking proper Method 9 readings, station personnel will follow the response plan in §6.3.a.8. below.

**45 CSR 2A, §6.3.a.4. Nominal Range of Parameters**

The nominal range of the measured particulate emissions will be between 0 and 0.03 lbs/mmBtu on a daily basis. These units are not equipped with certified COMS because they are equipped with wet scrubbers. Furthermore, 40 CFR 75.14(e) provides that units that are equipped with PM CEMS are exempt from opacity



monitoring under the acid rain program. The PM CEMS will be calibrated in accordance with 40 CFR 60 Appendix B: PS-11.

**45 CSR 2A, §6.3.a.5 Explanation of Chosen Parameter and how it is Indicative of Compliance**

The method described in §6.3.a.2 through §6.3.a.4 will be used as a potential indicator that Method 9 opacity readings may need to be conducted. Method 9 opacity readings are the appropriate means to determine compliance or non-compliance with these opacity limits.

**45 CSR 2A, §6.3.a.6. Explanation of How Nominal Ranges Were Chosen**

Not applicable; self-explanatory.

**45 CSR 2A, §6.3.a.7. Schedule for Installation and Operation of any Additional Monitoring Equipment to be Installed for Purposes of Complying with this Rule**

No additional equipment required to be installed in order to implement this plan.

**45 CSR 2A, §6.3.a.8 Response Plan to be Implemented During Opacity Excursions:**

As a continuation to §6.3.a.3 above, if all four successive six-minute periods during the Method 9 opacity readings are greater than the 10% opacity limit, station personnel will:

- (1) Continue to monitor PM emissions measured by the PM CEMS,
- (2) Drop load sufficiently to meet the limit,
- (3) Continue to conduct Method 9 readings a minimum of one-six minute period each hour during the excursion (weather/lighting conditions being acceptable) until four successive six-minute Method 9 observations demonstrate compliance with the 10% opacity limit,
- (4) Investigate and determine the cause of the opacity excursion,
- (5) Correct the cause of the opacity excursion,
- (6) Restore electrical generation to normal levels,
- (7) Document the opacity excursion information for use in the quarterly report and
- (8) Call the DAQ immediately for any malfunction which causes any one six-minute exceedance greater than 40% or exceedances lasting more than 30 minutes in a 24-hour period.

### 3. Recordkeeping

#### Operating Schedule and Quality/Quantity of Fuel Burned

*45 CSR 2A §7.1.a. The owner or operator of a fuel burning unit(s) shall maintain records of the operating schedule, and the quality and quantity of fuel burned in each fuel burning unit as specified in paragraphs 7.1.a.1 through 7.1.a.6, as applicable.*

The applicable Standards for Mt. Storm Power Station are the following:

*§7.1.a.2: For fuel burning unit(s) which burn only distillate oil, such records shall include, but not be limited to, the date and time of start-up and shutdown, the quantity of fuel consumed on a monthly basis and a BTU analysis for each shipment.*

*§7.1.a.4: For fuel burning unit(s) which burn only coal, such records shall include, but not be limited to, the date and time of start-up and shutdown, the quantity of fuel consumed on a daily basis and an ash and BTU analysis for each shipment.*

*§7.1.a.6: For fuel burning unit(s) which burn a combination of fuels, the owner or operator shall comply with the applicable recordkeeping requirements of paragraph 7.1.a.1 through 7.1.a.5 for each fuel burned.*

Records of the date and time of each startup and shutdown of Units 1-3 will be maintained.

Records of the quantity of coal burned on a daily basis, as well as the "as-received" ash content and "as-received" Btu content determined by ASTM methods, will also be maintained.

The quantity of fuel oil burned on a monthly basis is calculated from actual facility-wide inventory data and is maintained on a facility-wide basis for Units 1-3 and the Auxilliary Boiler. Calculations provide an estimate of consumption for each of these units based on distribution of the facility-wide consumption data.

### 4. Record Maintenance

*45 CSR 2A §7.1.b. Records of all required monitoring data and support information shall be maintained on-site for a period of at least five (5) years from the date of monitoring, sampling, measurement or reporting. Support information includes all calibration and maintenance records and all strip chart recordings for continuous monitoring instrumentation, and copies of all required reports.*

*45 CSR 2, §3.4.f. That the owner or operator will install, calibrate, maintain and operate a continuous opacity monitoring system approved by the Director, for the*



*fuel burning unit for which an alternative visible emission standard is proposed, and will submit the results of such monitoring system to the Director on a calendar monthly basis in a format approved by the Director, provided that this provision shall not apply to fuel burning units which employ wet scrubbing systems for emission control.*

Records of all required monitoring data and support information will be maintained on-site for at least five (5) years.

## 5. Exception Reporting

### a. Opacity

*45 CSR 2A, §7.2.c. Non-COMS Based Monitoring - Each owner or operator employing non-COMS based monitoring shall submit a "Monitoring Summary Report" and/or an "Excursion and Monitoring Plan Performance Report" to the Director on a quarterly basis; the Director may, on a case-by-case basis, require more frequent reporting if the Director deems it necessary to accurately assess the compliance status of the fuel burning unit(s). All reports shall be postmarked by the thirtieth (30th) day following the end of each calendar quarter. The Monitoring Summary Report shall be in a format approved by the Director.*

**45 CSR 2A, §7.2.c.1.** If the total number of excursions for the reporting period is less than one percent (1%) of the total number of readings for the reporting period and the number of readings missing for the reporting period is less than five percent (5%) of the total number of readings agreed upon in the monitoring plan for the reporting period, the Monitoring Summary Report shall be submitted to the Director; the Excursion and Monitoring System Performance report shall be maintained on-site and shall be submitted to the Director upon request.

**45 CSR 2A, §7.2.c.2.** If the number of excursions for the reporting period is one percent (1%) or greater of the total number of readings for the reporting period or the number of readings missing for the reporting period is five percent (5%) or greater of the total number of readings agreed upon in the monitoring plan for the reporting period, the Monitoring Summary Report and the Excursion and Monitoring Plan Performance Report shall both be submitted to the Director.

*45 CSR 2A, §7.2.c.3. The Excursion and Monitoring Plan Performance Report shall be in a format approved by the Director and shall include, but not be limited to, the following information:*

**45 CSR 2A, §7.2.c.3.A.** The magnitude of each excursion, and the date and time, including starting and ending times, of each excursion;

*45 CSR 2A, §7.2.c.3.B. Specific identification of each excursion that occurs during start-ups, shutdowns, and malfunctions of the facility.*

*45 CSR 2A, §7.2.c.3.C. The nature and cause of any excursion (if known), and the corrective action taken and preventative measures adopted (if any).*

*45 CSR 2A, §7.2.c.3.D. The date and time identifying each period during which data is unavailable, and the reason for data unavailability and the corrective action taken; and.*

*45 CSR 2A, §7.2.c.3.E. When no excursions have occurred or there were no periods of data unavailability, such information shall be stated in the report.*

*45 CSR 2A, §7.2.d. To the extent that an excursion is due to a malfunction, the reporting requirements in section 9 of 45 CSR 2 shall be followed.*

*“Continuous Opacity Monitoring Enforcement Policy”, West Virginia Office of Air Quality (Rev. 2/28/97).*

Mt. Storm Power Station will (1) comply with the exception reporting requirements for non-COMS based monitoring specified under 45 CSR 2A, §7.2.c, and (2) submit PM CEMS monitoring reports to the Director on a quarterly basis.

To the extent that an excursion is due to a malfunction, the reporting requirements in 45 CSR 2, §9 will be followed.

#### **b. Particulate Mass Emissions**

*45 CSR 2A, §7.2.a. With respect to excursions associated with measured emissions under Section 4 of 45 CSR 2, compliance with the reporting and testing requirements under the Appendix to 45 CSR 2 shall fulfill the requirement for a periodic exception report under subdivision 8.3.b. or 45 CSR 2.*

*45 CSR 2A, §4.1. The owner or operator shall conduct periodic simultaneous weight emission tests of all similar fuel burning units at each source, except where the owner or operator registers allowable emission rates for individual stacks in accordance with subsection 4.2 of this rule. The frequency and performance of periodic simultaneous weight emission tests shall conform to the provisions of subsection 5.2.*

*45 CSR 2A, §2.5. “Simultaneous” means that all compliance test runs for all similar fuel burning units at the plant are conducted within a seven (7) day period.*

*45 CSR 2A, §5.2.a. Weight Emission Testing. The owner or operator shall periodically conduct or have conducted, weight emission tests to determine the*



compliance of each fuel stack with the weight emission standards set forth in section 4 of 45CSR2. Weight emission tests shall be conducted in accordance with 45CSR2 Appendix "Compliance Test Procedures for 45CSR2" or other equivalent EPA approved method approved by the Director. The baseline compliance test shall be conducted within a time period starting twelve (12) months prior to and ending twelve (12) months after the effective date of this interpretive rule for existing fuel burning unit(s) and within one hundred eighty (180) days of start-up for new fuel burning unit(s). The weight emission test results of the baseline test shall establish the weight emission testing cycle to be used for subsequent testing. Weight emission tests shall be conducted at a frequency established in the following tables:

<b>Baseline Weight Emission Test Results</b>	<b>Resulting Testing Cycle</b>
<i>≤50% of weight emission standard</i>	<i>Cycle 3</i>
<i>Between 50% and 80% of weight emission standard</i>	<i>Cycle 2</i>
<i>≥80% of weight emission standard</i>	<i>Cycle 1</i>

Mt. Storm will comply with the reporting and testing requirements specified under 45 CSR 2A, §4.1, §2.5 and §5.2.a and the Appendix to 45 CSR 2 applicable to Units 1 and 2. The station will conduct simultaneous weight emission tests with Units 1-3 within a seven-day period to ensure the station qualifies for the alternative stack emission rate in accordance with 45 CSR 2§4.2, 45 CSR 2A§4.2 and Appendix B of 45 CSR 2A.

**C. Auxiliary Boiler (MS4)**  
**1. Applicable Standard**

*45 CSR 2, §3.1. No person shall cause, suffer, allow or permit emission of smoke and/or particulate matter into the open air from any fuel burning unit which is greater than ten (10) percent opacity based on a six minute block average.*

*45 CSR 2, §4.1.b. For Type 'a' fuel burning units, the product of 0.09 and the total design heat inputs for such units in million British Thermal Units (B.T.U.'s) per hour, provided however that no more than twelve hundred (600) pounds per hour of particulate matter shall be discharged into the open air from all such units;*

**2. Monitoring Method:**

*45 CSR 2, §6.2.a. The owner or operator of a fuel burning unit(s) with a DHI of 250 mmBTU/hr or greater shall use a COMS to satisfy the requirements of an approved monitoring plan, except where:*

Pursuant to 45 CSR 2, §6.2.a, the Mt. Storm Auxiliary Boiler (MS4) is exempt from COMS requirements based on the DHI of the Auxiliary Boiler at 150 mmBTU/hr.

The purpose of the Auxiliary Boiler is to provide steam and building heat during emergency conditions when no other boiler is operational or, occasionally, when one or more main boilers are operational. It is also tested monthly during the winter and quarterly during non-winter months to ensure its operability.

#### **Primary Monitoring Method**

Mt. Storm Power Station will conduct Method 9 readings one time per month on the stack, four successive six-minute periods, provided the following conditions are met: 1) The Auxiliary Boiler has operated at normal, stable load conditions for at least 24 consecutive hours and 2) weather/lighting conditions are conducive to taking proper Method 9 readings.

### **3. Recordkeeping**

#### **a. Operating Schedule and Quality/Quantity of Fuel Burned**

*45 CSR 2A §7.1.a. The owner or operator of a fuel burning unit(s) shall maintain records of the operating schedule, and the quality and quantity of fuel burned in each fuel burning unit as specified in paragraphs 7.1.a.1 through 7.1.a.6, as applicable.*

*§7.1.a.2: For fuel burning unit(s) which burn only distillate oil, such records shall include, but not be limited to, the date and time of start-up and shutdown, the quantity of fuel consumed on a monthly basis and a BTU analysis for each shipment.*

Mt. Storm Power Station will maintain records of the date and time of each startup and shutdown of the Auxiliary Boiler.

The quantity of fuel oil burned on a monthly basis is calculated from actual facility-wide inventory data and is maintained on a facility-wide basis for Units 1-3 and the Auxiliary Boiler. Calculations provide an estimate of consumption for each of these units based on distribution of the facility-wide consumption data.

#### **b. Record Maintenance**

*45 CSR 2A §7.1.b. Records of all required monitoring data and support information shall be maintained on-site for a period of at least five (5) years from the date of monitoring, sampling, measurement or reporting. Support information includes all*



*calibration and maintenance records and all strip chart recordings for continuous monitoring instrumentation, and copies of all required reports.*

Records of all required monitoring data and support information will be maintained on-site for at least five (5) years.

#### **4. Exception Reporting**

##### **a. Opacity**

As an alternative to the exception reporting requirements for opacity emissions from the Auxiliary Boiler, Mt. Storm Power Station will maintain a copy of each properly conducted Method 9 evaluation performed (correct weather/lighting conditions, etc.). Any properly conducted Method 9 test which indicates an exceedance shall be postmarked to the DAQ on a quarterly basis (within 30 days of the end of the quarter) along with an accompanying description of the excursion cause, any corrective action taken, and the beginning and ending times for the excursion.

To the extent that an excursion is due to a malfunction, the reporting requirements in 45 CSR 2, §9 will be followed.

A report to the DAQ will be submitted even if no exceptions have occurred during the quarter. This will include periods in which no Method 9 tests were conducted (e.g. unit out of service).

##### **b. Particulate Mass Emissions**

No mass emission tests will be conducted for the Auxiliary Boiler based on (1) the DHI of the Auxiliary Boiler at 150 mmBTU/hr and (2) infrequent use.

## II. 45 CSR 10A MONITORING PLAN (Stack Sulfur Oxide Emissions)

In accordance with 45 CSR 10 §8.2.c, the plan for monitoring compliance with the sulfur dioxide weight emission standards expressed in Section 3 of that rule follows:

### A. Common Stack (MS1/2) and Unit 3 Stack (MS3)

#### 1. Applicable Standard

*45 CSR 10, §3.1.d. For fuel burning units of the Mt. Storm Plant of Virginia Electric and Power Company, located in Air Quality Control Region VII, the product of 2.7 and the total design heat inputs for such units discharging through those stacks in million BTU's per hour.*

*45 CSR 10, §3.8. Compliance with the allowable sulfur dioxide emission limitations from fuel burning units shall be based on continuous twenty-four (24) hour averaging time...A continuous twenty-four (24) hour period is defined as one (1) calendar day.*

*45 CSR 10, §3.4.a. Unless otherwise approved by the Director, the maximum allowable emission rate for an individual stack shall not exceed by more than twenty-five percent (25%) the emission rate determined by prorating the total allowable emission rate specified in subsections 3.1, 3.2, or 3.3, on the basis of individual unit heat input at design capacity for all fuel burning units discharging through that stack.*

#### 2. Monitoring Method

*45 CSR 10, §8.2.c.1. The installation, operation and maintenance of a continuous monitoring system meeting the requirements 40 CFR Part 60, Appendix B, Performance Specification 2 (PS2) or Performance Specification 7 (PS7) shall be deemed to fulfill the requirements of a monitoring plan for a fuel burning unit(s), manufacturing process source(s) or combustion source(s). CEMS meeting the requirements of 40 CFR Part 75 (Acid Rain) will be deemed to have satisfied the requirements of PS2.*

- a. **Primary Monitoring Method:** The primary method of monitoring SO<sub>2</sub> mass emissions from MS1/2 and MS3 will be Continuous Emissions Monitors (CEMS). Data used in evaluating the performance of the Mt. Storm Power Station Units 1-3 with the applicable standard will be unbiased, unsubstituted data as specified in definition 45 CSR 10A, §6.1.b.1. We submit that data capture of more than 50% constitute sufficient data for the daily mass emissions to be considered valid. The CEMS are installed, maintained and operated in compliance with requirements of 40 CFR Part 75.



### 3. Recordkeeping

#### a. Operating Schedule and Quality/Quantity of Fuel Burned:

*45 CSR 10A, §7.1.a. Fuel burning units - The owner or operator of a fuel burning unit(s) shall maintain records of the operating schedule and the quality or quantity of fuel burned in each unit...*

*45 CSR 10A, §7.1.c. The owner or operator of a fuel burning unit or combustion source which utilizes CEMS shall be exempt from the provisions of subdivision 7.1.a. or 7.1.b, respectively.*

Pursuant to the exemption under 45 CSR 10A, §7.1.c, Mt. Storm Power Station will not be required to maintain records of the operating schedule and the quality and quantity of fuel burned in each unit for purposes of meeting the requirements for a monitoring plan under 45 CSR 10. While fuel sampling and analysis may continue to be performed at this facility, it will be done at the discretion of the owner/operator and is not required by this monitoring plan for the purposes of indicating compliance with SO<sub>2</sub> standards.

#### b. Record Maintenance

*45 CSR 10A, §7.1.d. For fuel burning units, manufacturing process sources, and combustion sources, records of all required monitoring data as established in an approved monitoring plan and support information shall be maintained on-site for a period of at least five (5) years from the date of monitoring, sampling, measurement or reporting. Support information includes all calibration and maintenance records and all strip chart recordings for continuous monitoring instrumentation, and copies of all required reports.*

CEMS records at Mt. Storm Power Station will be maintained for at least five (5) years.

### 4. Exception Reporting

*45 CSR 10A, §7.2.a. CEMS - Each owner or operator employing CEMS for an approved monitoring plan, shall submit a "CEMS Summary Report" and/or a "CEMS Excursion and Monitoring System Performance Report" to the Director quarterly; the Director may, on a case-by-case basis, require more frequent reporting if the Director deems it necessary to accurately assess the compliance status of the source. All reports shall be postmarked by the thirtieth (30th) day following the end of each calendar quarter. The CEMS Summary Report shall contain the information and be in the format shown in Appendix A unless otherwise specified by the Director.*

*45 CSR 10A, §7.2.a.1. Submittal of 40 CFR Part 75 data in electronic data (EDR) format to the Director shall be deemed to satisfy the requirements of subdivision 7.2.a.*

Mt. Storm Power Station will submit quarterly the CEMS Summary Report and the CEMS Excursion and Monitoring System Performance Report to the DAQ. The reports will be postmarked to the DAQ within 30 days of the end of the quarter. When no excursions of the 24-hour SO<sub>2</sub> standard have occurred, such information shall be stated in the cover letter of the EER submittal.

**Note:** The station may petition the DAQ Director pursuant to 45 CSR 10§3.4.b for an alternative individual stack allowable SO<sub>2</sub> emission rate in accordance with the 45 CSR 10A registration.

## **B. Auxiliary Boiler (MS4)**

### **1. Applicable Standard**

*45 CSR 10, §3.1.e. For type 'b' and Type 'c' fuel burning units, the product of 3.1 and the total design heat inputs for such units discharging through those stacks in million BTU's per hour.*

*45 CSR 10, §3.8. Compliance with the allowable sulfur dioxide emission limitations from fuel burning units shall be based on continuous twenty-four (24) hour averaging time....A continuous twenty-four (24) hour period is defined as one (1) calendar day.*

### **2. Monitoring, Recordkeeping, Exception Reporting Requirements**

*45 CSR 10, §10.3. The owner or operator of a fuel burning unit(s) which combusts natural gas, wood or distillate oil, alone or in combination, shall be exempt from the requirements of section 8.*

Pursuant to 45 CSR 10, §10.3, the Mt. Storm Auxiliary Boiler (MS4) is exempt from Testing, Monitoring, Recordkeeping, and Reporting requirements found in 45 CSR 10, §8 because the Auxiliary Boiler combusts only distillate oil. 45 CSR 10, §8 also contains the requirement for the development of a monitoring plan. The simple nature of burning distillate oil results in an SO<sub>2</sub> emission rate well below the standard.

While fuel sampling and analysis may be performed at this facility, it will be done at the discretion of the owner/operator and is not required by this monitoring plan for the purposes of indicating compliance with SO<sub>2</sub> standards.



## APPENDIX C

### Acid Rain Permit



west virginia department of environmental protection  
Division of Air Quality

## Phase II Acid Rain Permit

Plant Name: <b>Mount Storm Power Station</b>		Permit #: <b>R33-3954-2027-6</b>
Affected Unit(s): <b>1, 2, 3</b>		
Operator: <b>Virginia Electric and Power Company</b>		ORIS Code: <b>3954</b>
Effective Date	From: <b>January 1, 2023</b>	To: <b>December 31, 2027</b>

### Contents:

1. Statement of Basis.
2. SO<sub>2</sub> allowances allocated under this permit and NO<sub>x</sub> requirements for each affected unit.
3. Comments, notes and justifications regarding permit decisions and changes made to permit application forms during the review process, and any additional requirements or conditions.
4. The permit application forms submitted for this source, as corrected by the West Virginia Division of Air Quality. The owners and operators of the source must comply with the standard requirements and special provisions set forth in the application.

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### 1. Statement of Basis

**Statutory and Regulatory Authorities:** In accordance with W. Va. Code §22-5-4(a)(16) and Titles IV and V of the Clean Air Act, the West Virginia Department of Environmental Protection, Division of Air Quality issues this permit pursuant to 45CSR33 and 45CSR30.

### Permit Approval

Laura M. Crowder

Digitally signed by Laura M. Crowder  
DN: cn = Laura M. Crowder, email = Laura.M.  
Crowder@wv.gov, c = US, o = West Virginia Department  
of Environmental Protection, ou = Division of Air Quality  
Date: 2022.12.13.13:43:19 -05'00'

December 13, 2022

Laura M. Crowder, Director  
Division of Air Quality

Date

Promoting a healthy environment



West Virginia Department of Environmental Protection • Division of Air Quality

Plant Name: <b>Mount Storm Power Station</b>	Permit #: <b>R33-3954-2027-6</b>
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2. **SO<sub>2</sub> Allocations and NO<sub>x</sub> Requirements for each affected unit**

Unit No. 1
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SO <sub>2</sub> Allowances	Year				
	2023	2024	2025	2026	2027
Table 2 allowances, as adjusted by 40 CFR Part 73	18887	18887	18887	18887	18887
Repowering plan allowances	N/A	N/A	N/A	N/A	N/A

The number of allowances actually held by an affected source in a unit account may differ from the number allocated by U.S. EPA. The aforementioned condition does not necessitate a revision to the unit SO<sub>2</sub> allowance allocations identified in this permit (See 40 CFR §72.84).

NO <sub>x</sub> Requirements	2023	2024	2025	2026	2027
NO <sub>x</sub> Limit (lb/mmBtu)	0.45	0.45	0.45	0.45	0.45

Pursuant to 40 CFR Part 76 and 45CSR33, the West Virginia Department of Environmental Protection, Division of Air Quality approves a NO<sub>x</sub> emissions compliance plan for this unit effective for calendar years 2023, 2024, 2025, 2026 and 2027. Under this plan the unit's actual annual average NO<sub>x</sub> emission rate shall not exceed the applicable limitation of 0.45 lb/mmBtu as set forth in 40 CFR §76.5(a)(1) for Group 1, Phase I tangentially fired boilers.

In addition to the described NO<sub>x</sub> compliance plan, this unit shall comply with all other applicable requirements of 40 CFR Part 76, including the duty to reapply for a NO<sub>x</sub> compliance plan and requirements covering excess emissions.

3. **Comments, notes and justifications regarding decisions, and changes made to the permit application forms during the review process:**

None.

4. **Permit application forms:**

Attached.

West Virginia Department of Environmental Protection • Division of Air Quality

Plant Name: <b>Mount Storm Power Station</b>	Permit #: <b>R33-3954-2027-6</b>
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2. SO<sub>2</sub> Allocations and NO<sub>x</sub> Requirements for each affected unit

Unit No. <b>2</b>
-------------------

SO <sub>2</sub> Allowances	Year				
	2023	2024	2025	2026	2027
Table 2 allowances, as adjusted by 40 CFR Part 73	17718	17718	17718	17718	17718
Repowering plan allowances	N/A	N/A	N/A	N/A	N/A

The number of allowances actually held by an affected source in a unit account may differ from the number allocated by U.S. EPA. The aforementioned condition does not necessitate a revision to the unit SO<sub>2</sub> allowance allocations identified in this permit (See 40 CFR §72.84).

NO <sub>x</sub> Requirements	2023	2024	2025	2026	2027
NO <sub>x</sub> Limit (lb/mmBtu)	0.45	0.45	0.45	0.45	0.45

Pursuant to 40 CFR Part 76 and 45CSR33, the West Virginia Department of Environmental Protection, Division of Air Quality approves a NO<sub>x</sub> emissions compliance plan for this unit effective for calendar years 2023, 2024, 2025, 2026 and 2027. Under this plan the unit's actual annual average NO<sub>x</sub> emission rate shall not exceed the applicable limitation of 0.45 lb/mmBtu as set forth in 40 CFR §76.5(a)(1) for Group 1, Phase I tangentially fired boilers.

In addition to the described NO<sub>x</sub> compliance plan, this unit shall comply with all other applicable requirements of 40 CFR Part 76, including the duty to reapply for a NO<sub>x</sub> compliance plan and requirements covering excess emissions.

3. Comments, notes and justifications regarding decisions, and changes made to the permit application forms during the review process:

None.

4. Permit application forms:

Attached.



West Virginia Department of Environmental Protection • Division of Air Quality

Plant Name: <b>Mount Storm Power Station</b>	Permit #: <b>R33-3954-2027-6</b>
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2. SO<sub>2</sub> Allocations and NO<sub>x</sub> Requirements for each affected unit

Unit No. <b>3</b>
-------------------

SO <sub>2</sub> Allowances	Year				
	2023	2024	2025	2026	2027
Table 2 allowances, as adjusted by 40 CFR Part 73	18327	18327	18327	18327	18327
Repowering plan allowances	N/A	N/A	N/A	N/A	N/A

The number of allowances actually held by an affected source in a unit account may differ from the number allocated by U.S. EPA. The aforementioned condition does not necessitate a revision to the unit SO<sub>2</sub> allowance allocations identified in this permit (See 40 CFR §72.84).

NO <sub>x</sub> Requirements	2023	2024	2025	2026	2027
NO <sub>x</sub> Limit (lb/mmBtu)	0.45	0.45	0.45	0.45	0.45

Pursuant to 40 CFR Part 76 and 45CSR33, the West Virginia Department of Environmental Protection, Division of Air Quality approves a NO<sub>x</sub> emissions compliance plan for this unit effective for calendar years 2023, 2024, 2025, 2026 and 2027. Under this plan the unit's actual annual average NO<sub>x</sub> emission rate shall not exceed the applicable limitation of 0.45 lb/mmBtu as set forth in 40 CFR §76.5(a)(1) for Group 1, Phase I tangentially fired boilers.

In addition to the described NO<sub>x</sub> compliance plan, this unit shall comply with all other applicable requirements of 40 CFR Part 76, including the duty to reapply for a NO<sub>x</sub> compliance plan and requirements covering excess emissions.

3. Comments, notes and justifications regarding decisions, and changes made to the permit application forms during the review process:

None.

4. Permit application forms:

Attached





**Mount Storm Power Station**

Facility (Source) Name (from STEP 1)

Acid Rain - Page 2

**STEP 3**

**Permit Requirements**

**Read the standard requirements.**

- (1) The designated representative of each affected source and each affected unit at the source shall:
  - (i) Submit a complete Acid Rain permit application (including a compliance plan) under 40 CFR part 72 in accordance with the deadlines specified in 40 CFR 72.30; and
  - (ii) Submit in a timely manner any supplemental information that the permitting authority determines is necessary in order to review an Acid Rain permit application and issue or deny an Acid Rain permit;
- (2) The owners and operators of each affected source and each affected unit at the source shall:
  - (i) Operate the unit in compliance with a complete Acid Rain permit application or a superseding Acid Rain permit issued by the permitting authority; and
  - (ii) Have an Acid Rain Permit.

**Monitoring Requirements**

- (1) The owners and operators and, to the extent applicable, designated representative of each affected source and each affected unit at the source shall comply with the monitoring requirements as provided in 40 CFR part 75.
- (2) The emissions measurements recorded and reported in accordance with 40 CFR part 75 shall be used to determine compliance by the source or unit, as appropriate, with the Acid Rain emissions limitations and emissions reduction requirements for sulfur dioxide and nitrogen oxides under the Acid Rain Program.
- (3) The requirements of 40 CFR part 75 shall not affect the responsibility of the owners and operators to monitor emissions of other pollutants or other emissions characteristics at the unit under other applicable requirements of the Act and other provisions of the operating permit for the source.

**Sulfur Dioxide Requirements**

- (1) The owners and operators of each source and each affected unit at the source shall:
  - (i) Hold allowances, as of the allowance transfer deadline, in the source's compliance account (after deductions under 40 CFR 73.34(c)), not less than the total annual emissions of sulfur dioxide for the previous calendar year from the affected units at the source; and
  - (ii) Comply with the applicable Acid Rain emissions limitations for sulfur dioxide.
- (2) Each ton of sulfur dioxide emitted in excess of the Acid Rain emissions limitations for sulfur dioxide shall constitute a separate violation of the Act.
- (3) An affected unit shall be subject to the requirements under paragraph (1) of the sulfur dioxide requirements as follows:
  - (i) Starting January 1, 2000, an affected unit under 40 CFR 72.6(a)(2); or
  - (ii) Starting on the later of January 1, 2000 or the deadline for monitor certification under 40 CFR part 75, an affected unit under 40 CFR 72.6(a)(3).
- (4) Allowances shall be held in, deducted from, or transferred among Allowance Tracking System accounts in accordance with the Acid Rain Program.
- (5) An allowance shall not be deducted in order to comply with the requirements under paragraph (1) of the sulfur dioxide requirements prior to the calendar year for which the allowance was allocated.
- (6) An allowance allocated by the Administrator under the Acid Rain Program is a limited authorization to emit sulfur dioxide in accordance with the Acid Rain Program. No provision of the Acid Rain Program, the Acid Rain permit application, the Acid Rain permit, or an exemption under 40 CFR 72.7 or 72.8 and no provision of law shall be construed to limit the authority of the United States to terminate or limit such authorization.
- (7) An allowance allocated by the Administrator under the Acid Rain Program does not constitute a property right.

**Nitrogen Oxides Requirements**

The owners and operators of the source and each affected unit at the source shall comply with the applicable Acid Rain emissions limitation for nitrogen oxides.

**Mount Storm Power Station**

Facility (Source) Name (from STEP 1)

Acid Rain - Page 3

**STEP 3, Cont'd.**

**Excess Emissions Requirements**

- (1) The designated representative of an affected source that has excess emissions in any calendar year shall submit a proposed offset plan, as required under 40 CFR part 77.
- (2) The owners and operators of an affected source that has excess emissions in any calendar year shall:
  - (i) Pay without demand the penalty required, and pay upon demand the interest on that penalty, as required by 40 CFR part 77; and
  - (ii) Comply with the terms of an approved offset plan, as required by 40 CFR part 77.

**Recordkeeping and Reporting Requirements**

- (1) Unless otherwise provided, the owners and operators of the source and each affected unit at the source shall keep on site at the source each of the following documents for a period of 5 years from the date the document is created. This period may be extended for cause, at any time prior to the end of 5 years, in writing by the Administrator or permitting authority:
  - (i) The certificate of representation for the designated representative for the source and each affected unit at the source and all documents that demonstrate the truth of the statements in the certificate of representation, in accordance with 40 CFR 72.24; provided that the certificate and documents shall be retained on site at the source beyond such 5-year period until such documents are superseded because of the submission of a new certificate of representation changing the designated representative;
  - (ii) All emissions monitoring information, in accordance with 40 CFR part 75, provided that to the extent that 40 CFR part 75 provides for a 3-year period for recordkeeping, the 3-year period shall apply.
  - (iii) Copies of all reports, compliance certifications, and other submissions and all records made or required under the Acid Rain Program; and
  - (iv) Copies of all documents used to complete an Acid Rain permit application and any other submission under the Acid Rain Program or to demonstrate compliance with the requirements of the Acid Rain Program.
- (2) The designated representative of an affected source and each affected unit at the source shall submit the reports and compliance certifications required under the Acid Rain Program, including those under 40 CFR part 72 subpart I and 40 CFR part 75.

**Liability**

- (1) Any person who knowingly violates any requirement or prohibition of the Acid Rain Program, a complete Acid Rain permit application, an Acid Rain permit, or an exemption under 40 CFR 72.7 or 72.8, including any requirement for the payment of any penalty owed to the United States, shall be subject to enforcement pursuant to section 113(c) of the Act.
- (2) Any person who knowingly makes a false, material statement in any record, submission, or report under the Acid Rain Program shall be subject to criminal enforcement pursuant to section 113(c) of the Act and 18 U.S.C. 1001.
- (3) No permit revision shall excuse any violation of the requirements of the Acid Rain Program that occurs prior to the date that the revision takes effect.
- (4) Each affected source and each affected unit shall meet the requirements of the Acid Rain Program.
- (5) Any provision of the Acid Rain Program that applies to an affected source (including a provision applicable to the designated representative of an affected source) shall also apply to the owners and operators of such source and of the affected units at the source.
- (6) Any provision of the Acid Rain Program that applies to an affected unit (including a provision applicable to the designated representative of an affected unit) shall also apply to the owners and operators of such unit.
- (7) Each violation of a provision of 40 CFR parts 72, 73, 74, 75, 76, 77, and 78 by an affected source or affected unit, or by an owner or operator or designated representative of such source or unit, shall be a separate violation of the Act.



**Mount Storm Power Station**  
Facility (Source) Name (from STEP 1)

Acid Rain - Page 4

**STEP 3, Cont'd.**

Effect on Other Authorities

No provision of the Acid Rain Program, an Acid Rain permit application, an Acid Rain permit, or an exemption under 40 CFR 72.7 or 72.8 shall be construed as:

- (1) Except as expressly provided in title IV of the Act, exempting or excluding the owners and operators and, to the extent applicable, the designated representative of an affected source or affected unit from compliance with any other provision of the Act, including the provisions of title I of the Act relating to applicable National Ambient Air Quality Standards or State Implementation Plans;
- (2) Limiting the number of allowances a source can hold; provided, that the number of allowances held by the source shall not affect the source's obligation to comply with any other provisions of the Act;
- (3) Requiring a change of any kind in any State law regulating electric utility rates and charges, affecting any State law regarding such State regulation, or limiting such State regulation, including any prudence review requirements under such State law;
- (4) Modifying the Federal Power Act or affecting the authority of the Federal Energy Regulatory Commission under the Federal Power Act; or,
- (5) Interfering with or impairing any program for competitive bidding for power supply in a State in which such program is established.

**STEP 4**

Certification

Read the certification statement, sign, and date.

I am authorized to make this submission on behalf of the owners and operators of the affected source or affected units for which the submission is made. I certify under penalty of law that I have personally examined, and am familiar with, the statements and information submitted in this document and all its attachments. Based on my inquiry of those individuals with primary responsibility for obtaining the information, I certify that the statements and information are to the best of my knowledge and belief true, accurate, and complete. I am aware that there are significant penalties for submitting false statements and information or omitting required statements and information, including the possibility of fine or imprisonment.

Name	<b>Robert W. Sauer</b>
Signature	<i>Robert W. Sauer</i>
Date	Jun 10, 2022



United States  
 Environmental Protection Agency  
 Acid Rain Program

OMB No. 2060-0258  
 Approval expires 12/31/2021

# Acid Rain NO<sub>x</sub> Compliance Plan

For more information, see instructions and refer to 40 CFR 76.9

This submission is:  New  Revised

Page 1 of 2

**STEP 1**  
 Indicate plant name, State, and Plant code from the current Certificate of Representation covering the facility.

<b>Mt. Storm Power Station</b>	<b>WV</b>	<b>3954</b>
Plant Name	State	Plant Code

**STEP 2**

Identify each affected Group 1 and Group 2 boiler using the unit IDs from the current Certificate of Representation covering the facility. Also indicate the boiler type: "CB" for cell burner, "CY" for cyclone, "DBW" for dry bottom wall-fired, "T" for tangentially fired, "V" for vertically fired, and "WB" for wet bottom, and select the compliance option for each unit by making an "X" in the appropriate row and column.

	1	2	3			
ID#	ID#	ID#	ID#	ID#	ID#	ID#
T	T	T				
Type	Type	Type	Type	Type	Type	Type
(a) Standard annual average emission limitation of 0.50 lb/mmBtu (for Phase I dry bottom wall-fired boilers)						
(b) Standard annual average emission limitation of 0.45 lb/mmBtu (for Phase I tangentially fired boilers)	X	X	X			
(c) Standard annual average emission limitation of 0.46 lb/mmBtu (for Phase II dry bottom wall-fired boilers)						
(d) Standard annual average emission limitation of 0.40 lb/mmBtu (for Phase II tangentially fired boilers)						
(e) Standard annual average emission limitation of 0.68 lb/mmBtu (for cell burner boilers)						
(f) Standard annual average emission limitation of 0.86 lb/mmBtu (for cyclone boilers)						
(g) Standard annual average emission limitation of 0.80 lb/mmBtu (for vertically fired boilers)						
(h) Standard annual average emission limitation of 0.84 lb/mmBtu (for wet bottom boilers)						
(i) NO <sub>x</sub> Averaging Plan (include NO <sub>x</sub> Averaging form)						
(j) Common stack pursuant to 40 CFR 75.17(a)(2)(i)(A) (check the standard emission limitation box above for most stringent limitation applicable to any unit utilizing stack)	X	X				
(k) Common stack pursuant to 40 CFR 75.17(a)(2)(i)(B) with NO <sub>x</sub> Averaging (check the NO <sub>x</sub> Averaging Plan box and include NO <sub>x</sub> Averaging form)						
(l) EPA-approved common stack apportionment method pursuant to 40 CFR 75.17(a)(2)(i)(C), (a)(2)(ii)(B), or (b)(2)						

EPA Form 7610-28 (Revised 8-2019)



<b>Mt. Storm Power Station</b>  Plant Name (from Step 1)
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NOx Compliance - Page 2  
Page  of

STEP 3  
Identify the first calendar year in which this plan will apply.

January 1, <b>2023</b>
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STEP 4  
Read the special provisions and certification, enter the name of the designated representative, sign and date.

**Special Provisions**

General.

This source is subject to the standard requirements in 40 CFR 72.9. These requirements are listed in this source's Acid Rain Permit.

**Certification**

I am authorized to make this submission on behalf of the owners and operators of the affected source or affected units for which the submission is made. I certify under penalty of law that I have personally examined, and am familiar with, the statements and information submitted in this document and all its attachments. Based on my inquiry of those individuals with primary responsibility for obtaining the information, I certify that the statements and information are to the best of my knowledge and belief true, accurate, and complete. I am aware that there are significant penalties for submitting false statements and information or omitting required statements and information, including the possibility of fine or imprisonment.

Name <b>Robert W. Sauer</b>	
Signature <i>Robert W. Sauer</i>	Date <b>Jun 10, 2022</b>

# Fact Sheet



## For Draft/Proposed Significant Modification Permitting Action Under 45CSR30 and Title V of the Clean Air Act

This Fact Sheet serves to address the changes specific to this Significant Modification and shall be considered a supplement to the Fact Sheet corresponding with the Title V operating permit issued on December 2, 2021.

Permit Number: **R30-02300003-2021**  
Application Received: **November 26, 2024**  
Plant Identification Number: **03-54-023-00003**  
Permittee: **Virginia Electric and Power Company**  
Facility Name: **Mt. Storm Power Station**  
Mailing Address: **120 Tredegar Street, Richmond, VA 23219**

Permit Action Number: *SM02*      Revised: *Draft/Proposed*

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Physical Location:	Mt. Storm, Grant County, West Virginia
UTM Coordinates:	649.85 km Easting • 4340.00 km Northing • Zone 17
Directions:	Off of State Route 93, two (2) miles west of Bismark. From the intersection of Route 93 into Davis, WV continue east on Route 93 for approximately 8 miles.

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### Facility Description

Dominion's Virginia Electric and Power Company's Mt. Storm Power Station is a coal-fired electric generation facility and operates under SIC code 4911 and NAICS code 221112. The facility consists of three (3) coal-fired boilers, two with a rated design capacity of 6,199 mmBtu/hr each and one with a rated design capacity of 5,824 mmBtu/hr, an oil-fired auxiliary boiler with a rated design capacity of 150 mmBtu/hr, and various supporting operations such as coal handling, ash handling, limestone handling, and various tanks with insignificant emissions. The Mt. Storm Power Station has the potential to operate seven (7) days per week, twenty-four (24) hours per day and fifty-two (52) weeks per year.



**Emissions Summary**

This modification results in the following emission changes:

Regulated Pollutants	Change in PTE (tpy)	New PTE (tpy)
CO	-0.46	11,340.91
NO <sub>x</sub>	+0.34	9,542.28
PM <sub>10</sub>	+0.22	2,402.14
VOC	+0.33	195.75
SO <sub>2</sub>	+0.22	76,553.52

**Title V Program Applicability Basis**

With the proposed changes associated with this modification, this facility maintains the potential to emit 76,554 tons per year of SO<sub>2</sub>, 9,542 tons per year of NO<sub>x</sub>, 11,341 tons per year of CO, 2,402 tons per year of PM<sub>10</sub>, 196 tons per year of VOC, and 190 tons per year of HAPs. Due to this facility's potential to emit over 100 tons per year of criteria pollutant, over 10 tons per year of a single HAP, and over 25 tons per year of aggregate HAPs, Virginia Electric and Power Company's Mt. Storm Power Station is required to have an operating permit pursuant to Title V of the Federal Clean Air Act as amended and 45CSR30.

**Legal and Factual Basis for Permit Conditions**

The State and Federally-enforceable conditions of the Title V Operating Permits are based upon the requirements of the State of West Virginia Operating Permit Rule 45CSR30 for the purposes of Title V of the Federal Clean Air Act and the underlying applicable requirements in other state and federal rules.

The modification to this facility has been found to be subject to the following applicable rules:

Federal and State:

45CSR13	Permits For Construction, Modification, Relocation And Operation Of Stationary Sources Of Air Pollutants, Notification Requirements, Administrative Updates, Temporary Permits, General Permits, And Procedures For Evaluation
45CSR16	Standards of Performance for New Stationary Sources Pursuant to 40 CFR Part 60
45CSR30	Requirements For Operating Permits
45CSR34	Emission Standards For Hazardous Air Pollutants
40 C.F.R. 60, Subpart JJJJ	Standards of Performance for Stationary Spark Ignition Internal Combustion Engines
40 C.F.R.60 Subpart IIII	Standards of Performance for Stationary Compression Ignition Internal Combustion Engines
40 C.F.R. 63, Subpart ZZZZ	National Emissions Standards for Hazardous Air Pollutants for Stationary Reciprocating Internal Combustion Engines

State Only:

NA

Each State and Federally-enforceable condition of the Title V Operating Permit references the specific relevant requirements of 45CSR30 or the applicable requirement upon which it is based. Any condition of the Title V permit that is enforceable by the State but is not Federally-enforceable is identified in the Title V permit as such.

The Secretary's authority to require standards under 40 C.F.R. Part 60 (NSPS), 40 C.F.R. Part 61 (NESHAPs), and 40 C.F.R. Part 63 (NESHAPs MACT) is provided in West Virginia Code §§ 22-5-1 *et seq.*, 45CSR16, 45CSR34 and 45CSR30.

**Active Permits/Consent Orders**

The active permits/consent orders affected by this modification are as follows:

Permit or Consent Order Number	Date of Issuance	Permit Determinations or Amendments That Affect the Permit ( <i>if any</i> )
G60-D116A	January 17, 2025	

Conditions from this facility's Rule 13 permit(s) governing construction-related specifications and timing requirements will not be included in the Title V Operating Permit but will remain independently enforceable under the applicable Rule 13 permit(s). All other conditions from this facility's Rule 13 permit(s) governing the source's operation and compliance have been incorporated into this Title V permit in accordance with the "General Requirement Comparison Table," which may be downloaded from DAQ's website.

**Determinations and Justifications**

This significant modification (SM02) is for the addition of seven (7) internal combustion emergency engines and removal of three emergency generators SW-EG-1, SW-EG-2, and SW-EG-3. General Permit G60-D116 was issued on December 6, 2023 and authorized the construction of seven (7) emergency engines on site and removal of three existing emergency generators. G60-D116A was issued on January 17, 2025 and amended the underlying information in G60-D116 for the emission unit LV-EG-1 diesel-fired emergency generator due to a change from a Caterpillar Model D400 GC to a Kohler Model 400REOZJC. G60-D116A superseded and replaced G60-D116.

Changes to the permit include but are not limited to the following:

*Note: COA means citation of authority in the following discussion.*

**1) Title V Boilerplate changes**

- **Condition 3.1.6.** – Revised the COA to the current version of the WV Code.
- **Condition 3.3.1.** – Revised the COA to the current version of the WV Code.
- **Condition 3.3.1.b.** – Added “If a testing method is specified or approved which effectively replaces a test method specified in the permit, the permit shall be revised in accordance with 45CSR§30-6.4 or 45CSR§30-6.5 as applicable.”

**2) Section 1.1.** – The following changes have been made to the Emission Units Table:

- Added the information below.

Emission Unit ID	Emission Point ID	Emission Unit Description	Year Installed/ Modified	Design Capacity	Control Device
LP-EG-1	MS94	Emergency Diesel Generator (Caterpillar Model D100 GC)	2024	161 hp	N
LV-EG-1	MS95	Emergency Diesel Generator (Kohler Model 400REOZJC)	2025	617 hp	N



Emission Unit ID	Emission Point ID	Emission Unit Description	Year Installed/ Modified	Design Capacity	Control Device
SW-EG-8	MS90	Propane-fuel emergency generator (Kohler 4SRB Model # 400REZZD )	2024	472 hp	N
SW-EG-9	MS91	Propane-fuel emergency generator (Kohler 4SRB Model # 400REZZD)	2024	472 hp	N
SW-EG-10	MS92	Propane-fuel emergency generator (Kohler 4SRB Model # 400REZZD)	2024	472 hp	N
SW-EG-11	MS93	Propane-fuel emergency generator (Kohler 4SRB Model # 400REZZD)	2024	472 hp	N
MTST-00-FP-ENG-1	MS59	Diesel Fire Pump Clarke/John Deere JU6H-UFADX8	2024*	305 bhp	N

\*Note: For MTST-00-FP-ENG-1: This fire pump was replaced with a new fire pump of the same model. The only change to the table was for the year installed

- Removed Emission units SW-EG-1, SW-EG-2, SW-EG-3

3) Section 1.2. – Added G60-D116A to the table.

4) Section 8.0.

Section 8.0. has been revised to add the new emergency engines permitted under General Permit Registration G60-D116A to the G60-D General Permit, listed in Item 2 above, and to remove the three emergency engines SW-EG-1, SW-EG-2, and SW-EG-3. The new emergency generator engines SW-EG-8 through 11 are spark ignition (SI) engines subject to the requirements of 40 CFR 60 Subpart JJJJ while the new emergency generator engines LP-EG-1 and LV-EG-1 and the emergency fire pump engine MTST-00-FP-ENG-1 are compression ignition (CI) engines subject to 40 CFR 60 Subpart IIII. The only requirement in 40 CFR 63 Subpart ZZZZ applicable to each of these new emergency engines except for LV-EG-1 is that the engines must meet the requirements of 40 CFR 60 Subpart JJJJ for the SI engines and 40 CFR 60 Subpart IIII for the CI engines in order to meet the requirements of 40 CFR 63 Subpart ZZZZ. LV-EG-1 is only subject to the initial notification §63.6645(f) of Subpart ZZZZ but must comply with §63.6640(f) to satisfy the definition under §63.6675 for an emergency stationary RICE. The General Permit G60-D requirements, the 40 CFR 60 Subpart JJJJ requirements and most of the 40 CFR 60 Subpart IIII applicable to the new emergency engines were already contained in the current permit. Therefore, most of the revisions are to add the new engines to the existing requirements and to update the COAs. The following specific revisions have been made:

- Added emission points MS90-MS95 to the Section Title and removed MS80-MS82 from the Section Title.
- Condition 8.1.1.
  - 8.1.1.a. - Added G60-D116 introductory language and updated the table to reflect the G60-D116A registration.
  - 8.1.1.b. – Revised the emissions table to add CO emission standards for MTST-00-FP-ENG-1 and MTST-00-FP-ENG-3 as added in the current version of 40 CFR 60 Subpart IIII. Rearranged the emissions table and added the LP-EG-1 and LV-EG-1 emission standards along with a footnote indicating from where the emission standards were taken (*the existing “NMHC + NO<sub>x</sub>” and the “PM” emissions for MTST-00-FP-ENG-1 and MTST-00-FP-ENG-1 did not change*).

- Updated the COA to add G60-D116A
  - and the new Emission Units LP-EG-1, LV-EG-1, SW-EG-8, SW-EG-9, SW-EG-10, SW-EG-11 and to remove SW-EG-1, SW-EG-2, SW-EG-3 and added §60.4205(b).
- Conditions 8.1.2., 8.1.8., 8.1.9., 8.1.10., 8.3.1., 8.4.4. - 8.4.7., 8.5.2. – Updated the COA to add G60-D116A and the new Emission Units LP-EG-1, LV-EG-1, SW-EG-8, SW-EG-9, SW-EG-10, SW-EG-11 and to remove SW-EG-1, SW-EG-2, SW-EG-3.
- Condition 8.1.3. – Replaced SW-EG-1 through 7 with SW-EG-4 through 11. Also updated the COA to add the new Emission Units SW-EG-8, SW-EG-9, SW-EG-10, SW-EG-11 and to remove SW-EG-1, SW-EG-2, SW-EG-3.
- Conditions 8.1.4., 8.1.5., 8.1.7., 8.4.1., 8.4.2., 8.4.3. – Updated the COA to add the new Emission Units SW-EG-8, SW-EG-9, SW-EG-10, SW-EG-11 and to remove SW-EG-1, SW-EG-2, SW-EG-3.
- Condition 8.1.6. – Updated the language to the current version of 40 CFR 60 Subpart JJJ and updated the COA to add the new Emission Units SW-EG-8, SW-EG-9, SW-EG-10, SW-EG-11 and to remove SW-EG-1, SW-EG-2, SW-EG-3.
- Condition 8.1.11. – Revised the language to add LP-EG-1, SW-EG-8, SW-EG-9, SW-EG-10, SW-EG-11 and to remove SW-EG-1, SW-EG-2, SW-EG-3. Also updated the COA to add G60-D116A and the new Emission Units LP-EG-1, SW-EG-8, SW-EG-9, SW-EG-10, SW-EG-11 and to remove SW-EG-1, SW-EG-2, SW-EG-3.

- Condition 8.1.12. – Added “and diesel emergency generators LP-EG-1 and LV-EG-1” to the introductory language. Also updated the language to the current version of 40 CFR 60 Subpart III and updated the COA to add G60-D116A and the new Emission Units LP-EG-1, LV-EG-1.

Since LV-EG-1 is rated above 500 HP and the engine must comply with the requirements of 40 CFR §63.6640(f) in order to be defined as an emergency RICE under 40 CFR Subpart ZZZZ, the COA has further been revised to add condition 4.1.2.g. of G60-D, 45CSR34 and 40 CFR §§63.6640(f), (f)(1), (f)(2), (f)(2)(i) and (f)(3). The following language “\* *Note: 4.1.2.g., 45CSR34 and the requirements from 40 CFR §63.6640.(f) are applicable to LV-EG-1 only*” has been added at the end of the COA.

- Conditions 8.1.13., 8.1.14., 8.1.15.- Updated the COA to add G60-D116A and the new Emission Units LP-EG-1, LV-EG-1.
- Condition 8.1.14. – Updated the language to the current version of 40 CFR 60 Subpart III and updated the COA to add G60-D116A and the new Emission Units LP-EG-1, LV-EG-1.
- Condition 8.1.15. – Updated the language to the current version of 40 CFR 60 Subpart III and updated the COA to add G60-D116A and the new Emission Units LP-EG-1, LV-EG-1.
- Condition 8.1.16. – Identified the emergency pump engines by adding “MTST-00-FP-ENG-1 and MTST-00-FP-ENG-3” and added diesel emergency generator engines “LP-EG-1 and LV-EG-1” in this condition. Also updated the COA to add G60-D116A and the new Emission Units LP-EG-1, LV-EG-1.
- Condition 8.1.17. - Added LP-EG-1 at the end of 8.1.17.a. and added LV-EG-1 at the end of 8.1.17.b Also updated the COA to add G60-D116A and the new Emission Units LP-EG-1, LV-EG-1.



- Condition 8.5.1. - Updated the language to the current versions of 40 CFR 60 Subpart IIII and Subpart JJJJ. Also updated the COA to add the new Emission Units LP-EG-1, LV-EG-1, SW-EG-8, SW-EG-9, SW-EG-10, SW-EG-11 and to remove SW-EG-1, SW-EG-2, SW-EG-3.
  - Conditions 8.5.3., 8.5.4. and 8.5.5 – Added these new requirements as added in the current versions of 40 CFR 60 Subparts IIII and JJJJ.
- 5) **40 CFR Part 60 Subpart JJJJ - *Standards of Performance for Stationary Spark Ignition Internal Combustion Engines***
- The emergency generator engines, SW-EG-8 through 11 are new 4-stroke rich burn (4SRB) spark ignition (SI) engines manufactured after January 1, 2009. The engines are fueled by liquefied petroleum gas (LPG) and are each rated at 427 HP. Thus, the engines are subject to the standards of this subpart and to the emission standards of 40 CFR §60.4231(c). The engines are certified by the manufacturer to meet the emission standards of 40 CFR §60.4231(c). The permittee is not subject to the performance testing requirements unless the engines are not operated and maintained according to the manufacturer's emission-related written instructions. Therefore, the performance testing requirements are not included in the permit.
- 6) **40 CFR Part 60 Subpart IIII - *Standards of Performance for Stationary Compression Ignition Internal Combustion Engines***
- The emergency generator engines, LP-EG-1, LV-EG-1, and the emergency fire pump engine MTST-00-FP-ENG-1 are new compression ignition (CI) engines manufactured after July 7, 2005. The engines use diesel fuel and are rated at 161 HP, 617 HP and 305 HP respectively. Thus, the engines are subject to the standards of this subpart and to the emission standards of 40 CFR §§60.4205(b) and (c). The LP-EG-1, LV-EG-1 engines are certified by the manufacturer to meet the emission standards of 40 CFR §60.4205(b) and the MTST-00-FP-ENG-1 fire pump engine is certified by the manufacturer to meet the emission standards of 40 CFR §60.4205(c). The permittee is not subject to the performance testing requirements unless the engines are not operated and maintained according to the manufacturer's emission-related written instructions. Therefore, the performance testing requirements are not included in the permit.
- 7) **40 CFR Part 63 Subpart ZZZZ - *National Emissions Standards for Hazardous Air Pollutants for Stationary Reciprocating Internal Combustion Engines***
- The internal combustion engines for the emergency generators SW-EG-8 through SW-EG-11 are new 4SRB emergency stationary RICE with a site rating of less than or equal to 500 brake HP located at a major source of HAP emissions which meet the criteria in 40 CFR §63.6590(c)(4) and (6). Therefore, pursuant to 40 CFR §63.6590(c) *Stationary RICE subject to Regulations under 40 CFR Part 60*, they must meet the requirements of 40 CFR Part 63 by meeting the requirements of 40 CFR Part 60 Subpart JJJJ, for spark ignition engines. No further requirements apply for such engines under 40 CFR Part 63.
  - The internal combustion engines for the emergency generator LP-EG-1 and emergency fire pump MTST-00-FP-ENG-1 are new compression ignition emergency stationary RICE with a site rating of less than or equal to 500 brake HP located at a major source of HAP emissions which meet the criteria in 40 CFR §§63.6590(c)(6) and (7). Therefore, pursuant to 40 CFR §63.6590(c) *Stationary RICE subject to Regulations under 40 CFR Part 60*, they must meet the requirements of 40 CFR Part 63 by meeting the requirements of 40 CFR Part 60 Subpart IIII, for Compression ignition engines. No further requirements apply for such engines under 40 CFR Part 63.
  - Pursuant to 40 CFR §63.6590(b)(1)(i), since the diesel emergency generator, LV-EG-1 is a new emergency stationary RICE with a site rating of more than 500 brake HP located at a major source

of HAP emissions, it is not subject to 40 CFR 63, Subpart ZZZZ except for the initial notification requirements and the requirements of 40 CFR §63.6645(f). However, pursuant to the definition for “Emergency stationary RICE” in 40 CFR §63.6675, the engine must comply with the requirements specified in 40 CFR §63.6640(f). Condition 8.5.2. requires compliance with the notification requirements of 40 CFR 63 Subpart ZZZZ. The requirements of 40 CFR §63.6640(f) are included in the permit in Condition 8.1.2. as described under Item 4 above.

### **Non-Applicability Determinations**

The following requirements have been determined not to be applicable to the subject facility due to the following:

**40 CFR Part 64**      *Compliance Assurance Monitoring* – The emergency generator engines nor the emergency fire pump engine are equipped with add on control devices and do not meet the applicability requirements of §64.2(a)(2) or (a)(3).

### **Request for Variances or Alternatives**

None.

### **Insignificant Activities**

Insignificant emission unit(s) and activities are identified in the Title V application.

### **Comment Period**

Beginning Date:            (Date of Notice Publication)  
Ending Date:                (Publication Date PLUS 30 Days)

### **Point of Contact**

All written comments should be addressed to the following individual and office:

Frederick Tipane  
West Virginia Department of Environmental Protection  
Division of Air Quality  
601 57<sup>th</sup> Street SE  
Charleston, WV 25304  
304/414-1910  
frederick.tipane@wv.gov

### **Procedure for Requesting Public Hearing**

During the public comment period, any interested person may submit written comments on the draft permit and may request a public hearing, if no public hearing has already been scheduled. A request for public hearing shall be in writing and shall state the nature of the issues proposed to be raised in the hearing. The Secretary shall grant such a request for a hearing if he/she concludes that a public hearing is appropriate. Any public hearing shall be held in the general area in which the facility is located.

### **Response to Comments (Statement of Basis)**

Not applicable.