

West Virginia Department of Environmental Protection

*Austin Caperton
Cabinet Secretary*

Class I General Permit G65-D



for the
Prevention and Control of Air Pollution in regard to the
Construction, Modification, Relocation, Administrative Update and
Operation of an Emergency Generator

*This permit is issued in accordance with the West Virginia Air Pollution Control Act
(West Virginia Code §§ 22-5-1 et seq.) and 45CSR13 — Permits for Construction, Modification, Relocation
and Operation of Stationary Sources of Air Pollutants,
Notification Requirements, Temporary Permits, General Permits and Procedures for Evaluation.*

A handwritten signature in blue ink, appearing to read "William F. Durham", is written over a horizontal line.

*William F. Durham
Director, Division of Air Quality*

Issued: May 9, 2018

Class I General Permit G65-D supersedes and replaces General Permit G65-C issued on May 21, 2009.

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.

General Permit G65-D authorizes the construction, modification, administrative update and/or operation of one (1) emergency generator located at a facility with no other point source emissions.

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1.0. Emission Units

1.1. General Permit Registration

- 1.1.1. All emission units covered by this permit are listed on the issued G65-D Registration.

2.0. General Conditions

2.1. Purpose

The purpose of this Class I General Permit is to authorize the construction, modification, administrative update, relocation, and operation of an eligible emergency generator through a Class I General Permit registration process. The requirements, provisions, standards and conditions of this Class I General Permit address the prevention and control of regulated pollutants from the operation of emergency generator(s).

2.2. Authority

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

- 2.2.1. 45CSR13 – *Permits for Construction, Modification, Relocation and Operation of Stationary Sources of Air Pollutants, Notification Requirements, Administrative Updates, Temporary Permits, General Permits, Permission to Commence Construction, and Procedures for Evaluation.*

2.3. Applicability

- 2.3.1. All emergency generators installed for the purpose of allowing key systems to continue to operate without interruption during times of utility power outages, are eligible for Class I General Permit registration except for:
- a. Any emergency generator which is a major source as defined in 45CSR14, 45CSR19 or 45CSR30;
 - b. Any emergency generator subject to the requirements of 45CSR14, 45CSR15, 45CSR19, 45CSR25, 45CSR27, 45CSR30, 45CSR34;
 - c. Any emergency generator which is located at a facility having other point source emissions;
 - d. Any emergency generator whose estimated hours of operation exceeds 500 hours per year;
 - e. Any emergency generator whose estimated emissions exceed six (6) pounds per hour AND ten (10) tons per year for more than one of the following pollutants: Nitrogen Oxides, Carbon Monoxide, Sulfur Dioxide, Volatile Organic Compounds (VOC), and Particulate Matter;
 - f. Any emergency generator located in or which may significantly impact an area which has been determined to be a nonattainment area. Unless otherwise approved by the Secretary.
 - g. Any emergency generator which will require an individual air quality permit review process and/or individual permit provisions to address the emission of a regulated pollutant or to incorporate regulatory requirements other than those established by General Permit G65-D.
 - h. Any emergency generator which is/are part of an emergency demand response program.
- 2.3.2. For the purposes of General Permit G65-D, *emergency generator* means a generator whose purpose is to allow key systems to continue to operate without interruption during times of utility power outages.
- 2.3.3. The West Virginia Division of Air Quality reserves the right to reopen this permit or any authorization issued under this permit if the area in which the affected facility is located is federally designated as non-attainment for specified pollutants. If subsequently any proposed

construction, modification and/or operation does not demonstrate eligibility and/or compliance with the requirements, provisions, standards and conditions of this General Permit, this General Permit registration shall be denied and an individual permit for the proposed activity shall be required.

- 2.3.4. Except for emergency diesel generators, all emission units covered by this permit, unless they are classified as De Minimis Sources in 45CSR13 Table 45-13B, must be fueled with pipeline-quality natural gas, field gas, propane gas, or equivalent with a maximum sulfur content of 20 grains of sulfur per 100 standard cubic feet and a maximum H₂S content of 0.25 grains per 100 cubic feet of gas (maximum allowed to have in natural gas sold for delivery through the interstate pipeline system).

[45CSR§13-5.11]

2.4. Definitions

- 2.4.1. 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.
- 2.4.2. The “Clean Air Act” means those provisions contained in 42 U.S.C. §§ 7401 to 7671q, and regulations promulgated thereunder.
- 2.4.3. “Secretary” means the Secretary of the Department of Environmental Protection or such other person to whom the Secretary has delegated authority or duties pursuant to W.Va. Code §§ 22-1-6 or 22-1-8 (45CSR§30-2.12.). The Director of the Division of Air Quality is the Secretary’s designated representative for the purposes of this permit.
- 2.4.4. The terms established in applicable definitions codified in the Code of Federal Regulations including 40 CFR Part 60 NSPS Subparts A, IIII and JJJJ or 40 CFR Part 63 MACT Subparts A and ZZZZ shall also apply to those sections of General Permit G65-D where these subparts are incorporated or otherwise addressed.

2.5. Acronyms

CAAA	Clean Air Act Amendments	NO _x	Nitrogen Oxides
CBI	Confidential Business Information	NSCR	Non Selective Catalytic Reduction
CEM	Continuous Emission Monitor	NSPS	New Source Performance Standards
CES	Certified Emission Statement	PM	Particulate Matter
CFR	Code of Federal Regulations	PM _{2,5}	Particulate Matter less than 2.5 µm in diameter
CO	Carbon Monoxide	PM ₁₀	Particulate Matter less than 10 µm in diameter
CSR	Code of State Rules	ppm	Parts per million
DAQ	Division of Air Quality	ppmv	Parts per million by Volume
DEP	Department of Environmental Protection	PSD	Prevention of Significant Deterioration
FOIA	Freedom of Information Act	psi	Pounds per square inch
HAP	Hazardous Air Pollutant	RICE	Reciprocating Internal Combustion Engine
HP	Horsepower	SCR	Selective Catalytic Reduction
lb/hr	Pounds per hour	SIC	Standard Industrial Classification
LDAR	Leak Detection and Repair	SIP	State Implementation Plan
M or m	Thousand	SO ₂	Sulfur Dioxide
MACT	Maximum Achievable Control Technology		
MDHI	Maximum Design Heat Input		
MM or mm	Million		
MMBTU/hr	Million British Thermal Units		

	Per Hour	TAP	Toxic Air Pollutant
MMCF/hr	Million Cubic Feet per Hour	TPY	Tons per year
N/A	Not Applicable	TSP	Total Suspended Particulate
NAAQS	National Ambient Air Quality Standards	USEPA	United States Environmental Protection Agency
NESHAPS	National Emissions Standards for Hazardous Air Pollutants	UTM	Universal Transverse Mercator
LAT	Latitude	VEE	Visual Emissions Evaluation
LON	Longitude	VOC	Volatile Organic Compounds
		VRU	Vapor Recovery Unit

2.6. Permit Expiration and Renewal

- 2.6.1. This Class I General Permit shall remain valid, continuous and in effect unless it is revised, suspended, revoked or otherwise changed under an applicable provision of 45CSR13 or any other applicable legislative rule.
- 2.6.2. General Permit registrations granted by the Secretary shall remain valid, continuous and in effect unless suspended or revoked by the Secretary. If the Class I General Permit registration is subject to action or change, existing registrations will continue to be authorized and subject to the previously established permit conditions.[45CSR§13-10.2, 45CSR§13-10.3]
- 2.6.3. The Secretary shall review and may renew, reissue or revise this Class I General Permit for cause. The Secretary shall define the terms and conditions under which existing General Permit registrations will be eligible for registration under a renewed, reissued, or revised General Permit and provide written notification to all General Permit registrants (or applicants). This notification shall also describe the registrant's (or applicant's) duty or required action and may include a request for additional information that may be required by any proposed general permit renewal, reissuance or revision.

2.7. Administrative Update to General Permit Registration

- 2.7.1. The registrant may request an administrative update to their General Permit registration as defined in and according to the procedures specified in 45CSR§13-4. [45CSR§13-4.]

2.8. Modification to General Permit Registration

- 2.8.1. The registrant may request a minor permit modification to their General Permit registration as defined in and according to the procedures specified in 45CSR§13-5. [45CSR§13-5.]

2.9. Duty to Comply

- 2.9.1. The registered affected facility shall be constructed and operated in accordance with the information filed in the General Permit Registration Application and any amendments thereto. The Secretary may suspend or revoke a General Permit registration if the plans and specifications upon which the approval was based are not adhered to.
- 2.9.2. The registrant must comply with all applicable conditions of this Class I General Permit. Any General Permit noncompliance constitutes a violation of the West Virginia Code, and/or the Clean Air Act, and is grounds for enforcement action by the Secretary or USEPA.

- 2.9.3. Violation of any of the applicable requirements, provisions, standards or conditions contained in this Class I General Permit, or incorporated herein by reference, may subject the registrant to civil and/or criminal penalties for each violation and further action or remedies as provided by West Virginia Code 22-5-6 and 22-5-7.
- 2.9.4. Registration under this Class I General Permit does not relieve the registrant herein of the responsibility to apply for and obtain all other permits, licenses, and/or approvals from other agencies; i.e. local, state and federal, which may have jurisdiction over the construction and/or operation of the source(s) and/or facility herein permitted.

2.10. Inspection and Entry

- 2.10.1. The registrant 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 enter upon the registrant'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 Class I General 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 this Class I General Permit;
 - d. Sample or monitor at reasonable times, substances or parameters to determine compliance with the permit or applicable requirements or ascertain the amounts and types of air pollutants discharged.

2.11. Need to Halt or Reduce Activity not a Defense

- 2.11.1. It shall not be a defense for a registrant 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 Class I General Permit. However, nothing in this paragraph shall be construed as precluding consideration of a need to halt or reduce activity as a mitigating factor in determining penalties for noncompliance if the health, safety, or environmental impacts of halting or reducing operations would be more serious than the impacts of continued operations.

2.12. Emergency

- 2.12.1. An "emergency" means any situation arising from sudden and reasonably unforeseeable events beyond the control of the source, including acts of God, which situation requires immediate corrective action to restore normal operation, and that causes the source to exceed a technology-based emission limitation under this Class I General Permit, due to unavoidable increases in emissions attributable to the emergency. An emergency shall not include noncompliance to the extent caused by improperly designed equipment, lack of preventative maintenance, careless or improper operation, or operator error.
- 2.12.2. In any enforcement proceeding, the registrant seeking to establish the occurrence of an emergency has the burden of proof.

- 2.12.3. This provision is in addition to any emergency or upset provision contained in any applicable requirement.

2.13. Federally-Enforceable Requirements

- 2.13.1. All terms and conditions in this permit are enforceable by the Secretary, USEPA, and citizens under the Clean Air Act.
- 2.13.2. Those provisions specifically designated in the permit as “State-enforceable only” shall become “Federally-Enforceable” requirements upon SIP approval by the USEPA.

2.14. Duty to Provide Information

- 2.14.1. The registrant 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 this Class I General Permit Registration or to determine compliance with this General Permit. Upon request, the registrant shall also furnish to the Secretary copies of records required to be kept by the registrant. For information claimed to be confidential, the registrant 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 registrant shall directly provide such information to USEPA along with a claim of confidentiality in accordance with 40 CFR Part 2.

2.15. Duty to Supplement and Correct Information

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

2.16. Credible Evidence

- 2.16.1. Nothing in this Class I General 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 registrant including but not limited to any challenge to the credible evidence rule in the context of any future proceeding.

2.17. Severability

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

2.18. Property Rights

- 2.18.1. Registration under this Class I General Permit does not convey any property rights of any sort or any exclusive privilege.

2.19. Notification Requirements

- 2.19.1. The registrant shall notify the Secretary, in writing, no later than thirty (30) calendar days after the actual startup of the operations authorized under this permit except as required under section 1.1.3 (e.g. 15 days after alternative operating scenario startup).

2.20. Suspension of Activities

- 2.20.1. In the event the registrant should deem it necessary to suspend, for a period in excess of one (1) year, all operations authorized by this permit, the registrant shall notify the Secretary, in writing, within two (2) calendar weeks of the passing of the one (1) year of the suspension period.

2.21. Transferability

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

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 registrant 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 registrant, 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 registrant is subject to the notification requirements of 40 CFR § 61.145(b)(3)(i). USEPA, the Division of Water and Waste Management (DWWM), and the Department of Health and Human Resources (DHHR) – Office of Environmental Health Services (OEHS) require a copy of this notice to be sent to them.
[40CFR§61.145(b) and 45CSR§34]
- 3.1.4. **Odor.** No person shall cause, suffer, allow or permit the discharge of air pollutants which cause or contribute to an objectionable odor at any location occupied by the public.
[45CSR§4-3.1] */State Enforceable Only*
- 3.1.5. **Permanent shutdown.** A source which has not operated at least 500 hours in one, twelve (12) month period within the previous five (5) year time period may be considered permanently shutdown, unless such source can provide to the Secretary, with reasonable specificity, information to the contrary. All permits may be modified or revoked and/or reapplication or application for new permits may be required for any source determined to be permanently shutdown. *This requirement does not apply to emergency generator(s) permitted to operate only 500 hours per year.*
[45CSR§13-10.5.]
- 3.1.6. **Standby plan for reducing emissions.** When requested by the Secretary, the registrant shall prepare standby plans for reducing the emissions of air pollutants in accordance with the objectives set forth in Tables I, II, and III of 45CSR11.
[45CSR§11-5.2.]

3.2. Monitoring Requirements

See Section 4.2.

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 registrant shall conduct test(s) to determine compliance with the emission limitations set forth in this Class I General Permit and/or established or set forth in underlying documents. The Secretary, or their duly authorized representative, may at his/her option witness or conduct such

test(s). Should the Secretary exercise his/her 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 in accordance with the Secretary's delegated authority and any established equivalency determination methods which are applicable. If a testing method is specified or approved which effectively replaces a test method specified in the Class I General Permit, the permit may be revised in accordance with 45CSR§13-4. or 45CSR§13-5.4 as applicable.
- b. The Secretary may on a source-specific basis require, approve or specify additional testing or alternative testing to the test methods specified in the Class I General 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 3.4.1.a. of this general permit. If a testing method is specified or approved which effectively replaces a test method specified in the permit, the permit may be revised in accordance with 45CSR§13-4. or 45CSR§13-5.4 as applicable.
- c. All periodic tests to determine mass emission limits from or air pollutant concentrations in discharge stacks and such other tests as specified in this Class I General Permit shall be conducted in accordance with an approved test protocol. 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 registrant 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 registrant shall submit a report of the results of the stack test within sixty (60) days of completion of the test. The test report shall provide the information necessary to document the objectives of the test and to determine whether proper procedures were used to accomplish these objectives and any operating parameters required to be monitored. The report shall include the following: the certification described in paragraph 3.5.1; a statement of compliance status, also signed by a responsible official; and, a summary of conditions which form the basis for the compliance status evaluation. The summary of conditions shall include the following:
 1. The permit or rule evaluated, with the citation number and language;
 2. The result of the test for each permit or rule condition; and,
 3. A statement of compliance or noncompliance with each permit or rule condition.**[WV Code § 22-5-4(a)(14-15) and 45CSR13]**

3.4. Recordkeeping Requirements

- 3.4.1. **Retention of records.** The 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.

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

3.5. Reporting Requirements

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

If to the DAQ:

Director
WVDEP
Division of Air Quality
601 57th Street SE
Charleston, WV 25304-2345
-or-
DEPAirQualityReports@wv.gov
(preferred)

If to the US EPA:

Associate Director
Office of Air Enforcement and Compliance Assistance
(3AP20)
U.S. Environmental Protection Agency
Region III
1650 Arch Street
Philadelphia, PA 19103-2029

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

3.5.5. **Operating Fee**

In accordance with 45CSR22 – Air Quality Management Fee Program, the registrant shall not operate nor cause to operate the permitted facility or other associated facilities on the same or contiguous sites comprising the plant without first obtaining and having in current effect a Certificate to Operate (CTO). Such Certificate to Operate (CTO) shall be renewed annually, shall be maintained on the premises for which the certificate has been issued, and shall be made immediately available for inspection by the Secretary or his/her duly authorized representative.

4.0. Source-Specific Requirements

4.1. Limitations and Standards

- 4.1.1. *Operation and Maintenance of Air Pollution Control Equipment and Emission Reduction Devices.* The registrant shall, to the extent practicable, install, maintain, and operate all pollution control equipment and emission reduction devices listed in the issued General Permit Registration and associated monitoring equipment to comply with limits set forth in this General Permit or as set forth by any State rule, Federal regulation, or alternative control plan approved by the Secretary. [45CSR§13-5.11.]
- 4.1.2. *Applicability of State and Federal Regulations.* The registrant is subject to the provisions of the following State Rules and Federal Regulations, to the extent applicable based on its registration:
- a. 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
 - b. 45CSR16 - Standards of Performance for New Stationary Sources Pursuant to 40 CFR Part 60
 - c. 45CSR22 - Air Quality Management Fee Program
 - d. 40CFR60 Subpart IIII - Standards of Performance for Stationary Compression Ignition Internal Combustion Engines
 - e. 40CFR60 Subpart JJJJ - Standards of Performance for Stationary Spark Ignition Internal Combustion Engines
 - f. 40CFR63 Subpart ZZZZ - National Emission Standards for Hazardous Air Pollutants for Stationary Reciprocating Internal Combustion Engines

4.2. Recordkeeping Requirements

- 4.2.1. *Monitoring information.* The registrant shall keep records of monitoring information that include the following:
- a. The date, place as defined in this permit and time of sampling or measurements;
 - b. The date(s) analyses were performed;
 - c. The company or entity that performed the analyses;
 - d. The analytical techniques or methods used;
 - e. The results of the analyses; and
 - f. The operating conditions existing at the time of sampling or measurement.
- 4.2.2. *Record of Maintenance of Air Pollution Control Equipment and Emission Reduction Devices.* For all pollution control equipment and emission reduction devices listed in the General Permit Registration, the registrant shall maintain accurate records of all required pollution control equipment and emission reduction devices inspection and/or preventative maintenance procedures specifically required in this General Permit.
- 4.2.3. *Record of Malfunctions of Air Pollution Control Equipment and Emission Reduction Devices.* For all air pollution control equipment and emission reduction devices listed in the General Permit Registration, the registrant shall maintain records of the occurrence and duration of any malfunction or operational shutdown of the air pollution control equipment and emission reduction devices during which excess emissions above the applicable permit limit 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.

5.0. Source-Specific Requirements [Reciprocating Internal Combustion Engine (RICE)]

5.1. Limitations and Standards

- 5.1.1. For the purposes of General Permit G65-D, *emergency generator* means a generator whose purpose is to allow key systems to continue to operate without interruption during times of utility power outages.
- 5.1.2. *Regulated Pollutant Limitation.* The registrant shall not cause, suffer, allow or permit emissions of any regulated pollutant listed in the General Permit Registration to exceed the emission limit (pounds per hour and tons per year) recorded with the registrant's General Permit Registration. The registrant may request a modification or administrative update to these emission limits.
- 5.1.3. *Maximum Hourly Limitation.* The maximum hours of operation for the 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 or operation at any given time during the previous twelve consecutive calendar months.
- 5.1.4. The applicable emergency generator shall be operated and maintained as follows:
 - a. In accordance with the manufacturer's recommendations and specifications or in accordance with a site specific maintenance plan; and,
 - b. In a manner consistent with good operating practices.
- 5.1.5. Requirements for Use of Catalytic Reduction Devices
 - a. Rich-burn engine(s) equipped with non-selective catalytic reduction (NSCR) air pollution control devices shall be fitted with a closed-loop, automatic air/fuel ratio controller to ensure emissions of regulated pollutants do not exceed the emission limit listed in the General Permit Registration for any engine/NSCR combination under varying load. The closed-loop, automatic air/fuel ratio controller shall control a fuel metering valve to ensure a fuel-rich mixture and a resultant exhaust oxygen content of less than or equal to 2%.
 - b. Lean-burn engine(s) equipped with selective catalytic reduction (SCR) air pollution control devices shall be fitted with a closed-loop automatic feedback controller to ensure emissions of regulated pollutants do not exceed the emission limit listed in the General Permit Registration for any engine/SCR combination under varying load. The closed-loop automatic feedback controller shall provide proper and efficient operation of the engine, ammonia injection and SCR device, monitor emission levels downstream of the catalyst element and limit ammonia slip to less than 10 ppm_v.
 - c. Lean-burn engine(s) equipped with oxidation catalyst air pollution control devices shall be fitted with a closed-loop automatic air/fuel ratio feedback controller to ensure emissions of regulated pollutants do not exceed the emission limit listed in the General Permit Registration for any engine/oxidation catalyst combination under varying load. The closed-loop, automatic air/fuel ratio controller shall control a fuel metering valve to ensure a lean-rich mixture.
 - d. For engine(s) equipped with a catalyst, the registrant shall monitor the temperature to the inlet of the catalyst and in accordance with manufacturer's specifications; a high temperature alarm shall shut off the engine before thermal deactivation of the catalyst occurs. If the engine shuts off due to high temperature, the registrant shall also check for thermal deactivation of the catalyst before normal operations are resumed.

- e. The registrant shall follow a written operation and maintenance plan that provides the periodic and annual maintenance requirements.
- 5.1.6. The registrant shall comply with all applicable 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.
- 5.1.7. The emission limitations specified in section 5.1.2 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.

5.2. Monitoring Requirements

5.2.1. Catalytic Reduction Devices

- a. The registrant shall regularly inspect, properly maintain and/or replace catalytic reduction devices and auxiliary air pollution control devices to ensure functional and effective operation of the engine's physical and operational design. The registrant shall ensure proper operation, maintenance and performance of catalytic reduction devices and auxiliary air pollution control devices by:
 - 1. Maintaining proper operation of the automatic air/fuel ratio controller or automatic feedback controller.
 - 2. Following the catalyst manufacturer emissions related operating and maintenance recommendations, or develop, implement, or follow a site-specific maintenance plan.

5.3. Recordkeeping Requirements

- 5.3.1. To demonstrate compliance with general permit condition 5.1.3, the registrant shall maintain records of the hours of operation of the emergency generator on a monthly basis.
- 5.3.2. To demonstrate compliance with general permit condition 5.1.4, the registrant shall maintain records of the maintenance performed on the emergency generator.
- 5.3.3. To demonstrate compliance with general permit condition 5.2.1, the registrant shall maintain a copy of the site specific maintenance plan or manufacturer maintenance plan.
- 5.3.4. 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.
- 5.3.5. All records required by this section shall be maintained in accordance with section 3.4.1 of this general permit.

5.4. Testing Requirements

- 5.4.1. 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 Spark Reciprocating Internal Combustion Engines specified in 40 CFR Part 63, Subpart ZZZZ.
- 5.4.2. To demonstrate compliance with general permit section 5.1.5(a), the registrant shall verify that the closed-loop, automatic air/fuel ratio controller shall control a fuel metering valve to ensure a fuel-rich mixture and a resultant exhaust oxygen content of less than or equal to 2% during any performance testing.

5.5. Reporting Requirements

- 5.5.1. 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.

6.0. Source-Specific Requirements (Tanks)

6.1. Limitations and Standards

- 6.1.1. All tanks in the General Permit Registration application will be listed in Section 1.0 (the emission unit table) of the issued registration. Tanks are to be used for fuel storage for the emergency generators only.

6.2. Monitoring Requirements

- 6.2.1. See Facility-Wide Monitoring Requirements.

6.3. Testing Requirements

- 6.3.1. See Facility-Wide Testing Requirements.

6.4. Recordkeeping Requirements

- 6.4.1. See Facility-Wide Recordkeeping Requirements.

6.5. Reporting Requirements

- 6.5.1. See Facility-Wide Reporting Requirements.

CERTIFICATION OF DATA ACCURACY

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

Signature¹
(please use blue ink)

Responsible Official or Authorized Representative

Date

Name & Title
(please print or type)

Name

Title

Telephone No. _____

Fax No. _____

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

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