

Connecticut Department of

**ENERGY &  
ENVIRONMENTAL  
PROTECTION**

**BUREAU OF AIR MANAGEMENT  
TITLE V OPERATING PERMIT**

Issued pursuant to Title 22a of the Connecticut General Statutes (CGS) and Section 22a-174-33 of the Regulations of Connecticut State Agencies (RCSA) and pursuant to the Code of Federal Regulations (CFR), Title 40, Part 70.

<b>Title V Permit Number</b>	089-0066-TV
<b>Client/Sequence/Town/Premises Numbers</b>	7514/01/089/0065
<b>Date Issued</b>	October 10, 2019
<b>Modification Issue Date</b>	November 14, 2022
<b>Expiration Date</b>	October 10, 2024

**Corporation:**

*Frito-Lay, Inc.*

**Premises Location:**

*1886 Upper Maple Street, Dayville, CT 06241*

**Name of Responsible Official and Title:**

*Haide Villuendas, Supply Chain Vice President*

All the following attached pages, 2 through 40, are hereby incorporated by reference into this Title V permit.

*Paul E. Fanel* for

Katherine S. Dykes  
Commissioner

Nov. 14, 2022

Date

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## **Title V Operating Permit**

**All conditions in Sections III, IV, and VI of this Title V permit are enforceable by both the Administrator and the commissioner unless otherwise specified. Applicable requirements and compliance demonstration are set forth in Section III of this Title V permit. The Administrator or any citizen of the United States may bring an action to enforce all permit terms or conditions or requirements contained in Sections III, IV, and VI of this Title V permit in accordance with the Clean Air Act, as amended.**

## LIST OF ABBREVIATIONS/ACRONYMS

<i>Abbreviation/Acronym</i>	<i>Description</i>
%	Percent
°F	Degree Fahrenheit
acfm	Actual cubic feet per minute
AP-42	Compilation of Air Pollutant Emissions Factors
cf	Cubic Feet
CFR	Code of Federal Regulations
CGS	Connecticut General Statutes
CHP	Combined Heat and Power
CO	Carbon Monoxide
DEEP	Department of Energy and Environmental Protection
EU	Emissions Unit
EPA	Environmental Protection Agency
GEU	Grouped Emissions Unit
HAP	Hazardous Air Pollutant
HC	Hydrocarbon
hr	Hour
ISO	International Organization for Standardization
lb	Pound
MASC	Maximum Allowable Stack Concentration
MCF	Thousand Cubic Feet
MMBtu	Million British Thermal Units of Heat Input
MMcf	Million Cubic Feet
mmHg	Millimeters of Mercury
MRC	Maximum Rated Capacity
No.	Number
NO <sub>x</sub>	Nitrogen Oxides
NSR	New Source Review
O <sub>2</sub>	Oxygen
PM	Particulate Matter
PM <sub>10</sub>	Particulate Matter less than 10 microns
PM <sub>2.5</sub>	Particulate Matter less than 2.5 microns
ppmvd	Parts per million, volumetric basis dry
psig	Pounds per square inch gauge
RCSA	Regulations of Connecticut State Agencies
scf	Standard Cubic Feet
SCR	Selective Catalytic Reduction
SIC	Standard Industrial Classification Code
SOS	Standard Operating Scenario
SO <sub>2</sub>	Sulfur Dioxide
SO <sub>x</sub>	Sulfur Oxides
tpy	Tons per year
TSP	Total Suspended Particulate
VOC	Volatile Organic Compound
yr	Year

## **Section I: Premises Information/Description**

### **A. PREMISES INFORMATION**

Nature of Business: Snack Food Products Manufacturer

Primary SIC: 2096

Other SIC: Not Applicable

Facility Mailing Address: 1886 Upper Maple Street, Dayville, CT 06241

Telephone Number: 860-412-1000

### **B. PREMISES DESCRIPTION**

Frito-Lay, Inc. manufactures snack food products at their facility in Dayville, CT. Raw material is received by the plant and stored onsite. The raw material is processed in various snack food production lines, packaged and distributed to off-site locations. Process steam is generated by three on-site boilers, and a Solar Combustion Turbine/Duct Burner cogeneration system, with each boiler vented to a common stack and the cogeneration system (CHP plant) vented to its own dedicated stack. Furthermore, a portion of hot (pre-treated) exhaust gas from the cogeneration system is diverted to the plant's starch dryers to be used as an alternate source of heat. The boilers are natural gas fired and the cogeneration system is also fueled exclusively by natural gas.

Frito-Lay's Cogeneration system (EU-11), which consists of a Centaur 50-6200S Gas Turbine with a 44.4 MMBtu/hr duct burner is subject to 40 CFR Part 60 Subpart KKKK, New Source Performance Standards for Stationary Combustion Turbines since the unit is a stationary combustion turbine with a heat input at peak load greater than 10 MMBtu/hr and it was constructed after February 18, 2005. A portion of the SCR-treated exhaust gas is used as the primary source of heat and conveying gas for the two starch dryers (GEU-2) that comprise the facility's Starch Recovery System. Alternatively, when EU-11 is not operating, Starch Dryer No. 1 uses a steam heat exchanger to heat air used as the drying and conveying medium, while Starch Dryer No. 2 uses a direct fired natural gas heater burner.

The three on-site boilers (GEU-3) produce process steam for manufacturing and are vented to a common stack. The boilers were constructed in 1980 and 1981 and therefore are not subject to the New Source Performance Standards for Small Industrial-Commercial-Institutional Steam Generating Units since the applicability date is for units constructed, modified, or reconstructed after June 9, 1989. Additionally, the boilers are not subject to the National Emission Standards for Hazardous Air Pollutants for Industrial, Commercial, and Institutional Boilers for Area Sources since they are considered a *gas-fired boiler* pursuant to 40 CFR §63.11195(e).

The two emergency fire pump engines (GEU-4) are subject to 40 CFR Part 60 Subpart IIII, New Source Performance Standards for Stationary Compression Ignition Internal Combustion Engines since the engines are stationary reciprocating internal combustion engines located at an area source of HAPs.

The single Cold Cleaner No. 1 (EU-28) is subject to RCRA §22a-174-20(l).

In addition to the boilers, fire pumps and cogeneration system, other potential sources of emissions are generated by process cookers, process ovens, process fryers, process extruders, processes seasoning stations, process coolers, a process popper, starch dryers, grain handling operations and furnaces.

Operating hours for the facility are 24 hours per day and 365 days per year.

## Section II: Emissions Units Information

### A. EMISSIONS UNITS DESCRIPTION

Emissions units are set forth in Table II.A. It is not intended to incorporate by reference these NSR Permits or Regulations into this Title V permit.

TABLE II.A: EMISSIONS UNITS DESCRIPTION				
Emissions Unit		Emissions Unit Description	Control Unit Description	Permit or Regulation Number
GEU-1 Potato Lines	EU-1	Line No. 1 Cooker	Oil Mist Eliminator	NSR Permit No. 089-0012
	EU-2	Line No. 2 Cooker	Oil Mist Eliminator	NSR Permit No. 089-0028
GEU-2 Starch Dryers	EU-4	Starch Dryer No. 1	None	Collateral Conditions in Permit No. 089-0105
	EU-32	Starch Dryer No. 2	None	
GEU-3 Boilers	EU-8	Boiler No. 1 – Cleaver Brooks Delta 60 Watertube Boiler	None	NSR Permit No. 089-0025
	EU-9	Boiler No. 2 – Cleaver Brooks Delta 60 Watertube Boiler	None	NSR Permit No. 089-0026
	EU-10	Boiler No. 3 - Cleaver Brooks Delta 60 Watertube Boiler	None	NSR Permit No. 089-0027
EU-11		Cogeneration System - Centaur 50-6200S Gas Turbine with a 44.4 MMBtu/hr duct burner	SoLoNOx, SCR	NSR Permit No. 089-0105 RCSA §22a-174-22f 40 CFR Part 60 Subpart KKKK
GEU-4 Emergency Engines	EU-33	Fire Pump No. 1 – John Deere Model No. JW6H-UFADJO	None	RCSA §§22a-174-3b(e) and 22a-174-22f 40 CFR Part 60 Subpart IIII
	EU-34	Fire Pump No. 2 – John Deere Model No. JW6H-UFADJO	None	RCSA §§22a-174-3b(e) and 22a-174-22f 40 CFR Part 60 Subpart IIII
EU-28		Cold Cleaner No. 1	None	RCSA §22a-174-20(l)

## Section II: Emissions Units Information

TABLE II.A: EMISSIONS UNITS DESCRIPTION			
Emissions Unit	Emissions Unit Description	Control Unit Description	Permit or Regulation Number
EU-35	Baked Cheese Puff (BCP) and Fried Cheese Puff (FCP) Manufacturing Line	Schick Quick Change Filter, Wet Dust Collector (BCP) Schick Quick Change Filter, Wet Dust Collectors, Oil Mist Eliminator (FCP)	089-0112

### B. OPERATING SCENARIO IDENTIFICATION

The Permittee shall be allowed to operate under the following Standard Operating Scenario (SOS) without notifying the Commissioner, provided that such operations are explicitly provided for and described in the Table II.B below. There are no Alternate Operating Scenarios for the premises.

TABLE II.B: OPERATING SCENARIO IDENTIFICATION		
Identification of Operating Scenarios	Emissions Units Associated with the Scenarios	Description of Scenarios
SOS	All Emissions Units	The standard operating scenario covers all operations involved in the manufacture of snack food products. This includes the generation of process steam by three on-site boilers and a cogeneration system, which are fueled by natural gas, and the operation of process lines (comprised of cookers, ovens, fryers, extruders, seasoning stations, coolers, a popper), starch dryers, grain handling operations, furnaces, emergency engines, and a cold cleaner in accordance with applicable permitted or allowed operating conditions.

### Section III: Applicable Requirements and Compliance Demonstration

The following contains summaries of applicable regulations and compliance demonstration for each identified Emissions Unit and Operating Scenario, regulated by this Title V permit.

#### A. GROUPED EMISSIONS UNIT 1 (GEU-1): Potato Lines [Line No. 1 Cooker (EU-1) and Line No. 2 Cooker (EU-2)]; Permit Nos. 089-0012 and 089-0028

##### 1. Raw Material Input

###### a. Limitation or Restriction

- i. Maximum Daily Raw Material Inputs: (Each Unit) [P089-0012 and P089-0028]

- (A) Raw Potatoes: 768,000 lb/day

- (B) Vegetable Oil: 77,000 lb/day

###### b. Monitoring Requirements

Record keeping specified in Section III.A.1.c. of this Title V permit shall be sufficient to meet other Monitoring Requirements pursuant to RCSA §22a-174-33. [RCSA §22a-174-33(j)(1)(K)(ii)]

###### c. Record Keeping Requirements

The Permittee shall make and keep records of the daily material input amounts, for each unit in GEU-1, determined by dividing monthly total by number of days operated during the month. [P089-0012 and P089-0028]

###### d. Reporting Requirements

The Permittee shall submit additional information in writing, at the commissioner's request, within 30 days of receipt of notice from the commissioner or by such other date specified by the commissioner, whichever is earlier. [RCSA §22a-174-33(j)(1)(X)]

##### 2. Air Pollution Control Equipment

###### a. Limitation or Restriction

- i. The Permittee shall operate three oil mist eliminators capable of achieving a minimum 70% efficiency in reducing TSP emissions from EU-1. [P089-0012]
- ii. The Permittee shall operate two oil mist eliminators capable of achieving a minimum 70% efficiency in reducing TSP emissions from EU-2. [P089-0028]
- iii. The Permittee shall operate a Rotoclone Scrubber on the salter hood vent at all times, capable of achieving a minimum removal efficiency of 75%. [P089-0028]
- iv. Maintenance of the oil mist eliminators shall consist of the following: [P089-0012 and P089-0028]
  - (A) Weekly cleaning of the pads to remove accumulated vegetable oil collected during operation of the system.
  - (B) Maintenance of the fan shall be performed to assure that it maintains sufficient air flow through the oil mist eliminators.
  - (C) Pads must be replaced prior to deterioration of the wire mesh.

###### b. Monitoring Requirements

Record keeping specified in Section III.A.2.c. of this Title V permit shall be sufficient to meet other Monitoring Requirements pursuant to RCSA §22a-174-33. [RCSA §22a-174-33(j)(1)(K)(ii)]



### **Section III: Applicable Requirements and Compliance Demonstration**

#### *c. Record Keeping Requirements*

- i. The Permittee shall make and keep records of all required maintenance on the oil mist eliminators. [P089-0012 and P089-0028]
- ii. The Permittee shall maintain records sufficient to determine compliance with the limitation or restriction in Section III.A.2.a of this Title V permit. [RCSA §22a-174-33(j)(1)(K)]

#### *d. Reporting Requirements*

The Permittee shall submit additional information in writing, at the commissioner's request, within 30 days of receipt of notice from the commissioner or by such other date specified by the commissioner, whichever is earlier. [RCSA §22a-174-33(j)(1)(X)]

### **3. Allowable Emissions**

#### *a. Limitation or Restriction*

- i. EU-1 [P089-0012]
  - (A) TSP
    - (1) 2.1 lb/hr
    - (2) 9.2 tpy
  - (B) HC/VOC
    - (1) 0.08 lb/hr
    - (2) 0.35 tpy
- ii. EU-2 [P089-0028]
  - (A) TSP
    - (1) 2.5 lb/hr
    - (2) 10.95 tpy
  - (B) HC/VOC
    - (1) 0.08 lb/hr
    - (2) 0.35 tpy

#### *b. Monitoring Requirements*

Record keeping specified in Section III.A.3.c. of this Title V permit shall be sufficient to meet other Monitoring Requirements pursuant to RCSA §22a-174-33. [RCSA §22a-174-33(j)(1)(K)(ii)]

#### *c. Record Keeping Requirements*

The Permittee shall maintain records sufficient to determine compliance with the limitation or restriction in Section III.A.3.a of this Title V permit. [RCSA §22a-174-33(j)(1)(K)]

#### *d. Reporting Requirements*

The Permittee shall submit additional information in writing, at the commissioner's request, within 30 days of receipt of notice from the commissioner or by such other date specified by the commissioner, whichever is earlier. [RCSA §22a-174-33(j)(1)(X)]

### Section III: Applicable Requirements and Compliance Demonstration

#### B. GROUPED EMISSIONS UNIT 3 (GEU-3): Three CB Delta 60 Watertube Boilers

Permit Nos. 089-0025 (EU-8), 089-0026 (EU-9), and 089-0027 (EU-10)

##### 1. Allowable Fuel Use and Hours of Operation

###### a. Limitation or Restriction

- i. Allowable Fuel: Natural Gas [P089-0025, P089-0026, and P089-0027]
- ii. Maximum Fuel Firing Rate (MCF/hr):
  - (A) 51.39 (EU-8 and EU-9) [P089-0025 and P089-0026]
  - (B) 51.72 (EU-10) [P089-0027]
- iii. Maximum Gross Heat Input (MMBtu/hr):
  - (A) 52.55 (EU-8 and EU-9) [P089-0025 and P089-0026]
  - (B) 52.89 (EU-10) [P089-0027]
- iv. Maximum Fuel Consumption over any Consecutive 13 (28-day) Periods (MMcf):
  - (A) 450.19 (EU-8 and EU-9) [P089-0025 and P089-0026]
  - (B) 453.09 (EU-10) [P089-0027]

###### b. Monitoring Requirements

The Permittee shall use a non-resettable totalizing fuel metering device or a billing meter to continuously monitor the combined total fuel feed to GEU-3. [P089-0025, 089-0026, and 089-0027]

###### c. Record Keeping Requirements

- i. For each unit in GEU-3, the Permittee shall calculate and record the 28-day period and consecutive 13 (28-day) periods fuel consumption. The consecutive 13 (28-day) periods fuel consumption shall be determined by adding the current 28-day period's fuel consumption to that of the previous 12 (28-day) periods. The Permittee shall make these calculations within 28 days of the end of the previous 28-day period. [P089-0025, 089-0026, and 089-0027]
- ii. For each unit in GEU-3, the Permittee shall make and keep daily, 28-day period, and consecutive 13 (28-day) periods records of hours of operation. The consecutive 13 (28-day) periods hours of operation shall be determined by adding the current 28-day period's hours of operation to that of the previous 12 (28-day) periods. The Permittee shall make these calculations within 28 days of the end of the previous 28-day period. [P089-0025, 089-0026, and 089-0027]

###### d. Reporting Requirements

The Permittee shall submit additional information in writing, at the commissioner's request, within 30 days of receipt of notice from the commissioner or by such other date specified by the commissioner, whichever is earlier. [RCSA §22a-174-33(j)(1)(X)]

##### 2. Allowable Emissions

###### a. Limitation or Restriction

- i. The Permittee shall not exceed the following emissions (lb/hr):
  - (A) PM/PM<sub>10</sub>/PM<sub>2.5</sub>: 0.39 [P089-0025, 089-0026, and 089-0027]
  - (B) SO<sub>2</sub>: 0.03 [P089-0025, P089-0026, and P089-0027]

### **Section III: Applicable Requirements and Compliance Demonstration**

- (C) NO<sub>x</sub>:
    - (1) 5.76 (EU-8) [P089-0025]
    - (2) 5.91 (EU-9) [P089-0026]
    - (3) 4.71 (EU-10) [089-0027]
  - (D) VOC: 0.28 [P089-0025, P089-0026, and P089-0027]
  - (E) CO:
    - (1) 5.45 (EU-8) [P089-0025]
    - (2) 5.70 (EU-9) [P089-0026]
    - (3) 15.05 (EU-10) [P089-0027]
- ii. The Permittee shall not exceed the following emissions for each unit (tpy):
- (A) PM/PM<sub>10</sub>/PM<sub>2.5</sub>:
    - (1) 1.71 (EU-8 and EU-9) [P089-0025 and P089-0026]
    - (2) 1.72 (EU-10) [P089-0027]
  - (B) SO<sub>2</sub>: 0.14 [P089-0025, P089-0026, and P089-0027]
  - (C) NO<sub>x</sub>:
    - (1) 25.21 (EU-8) [P089-0025]
    - (2) 25.89 (EU-9) [P089-0026]
    - (3) 20.62 (EU-10) [P089-0027]
  - (D) VOC:
    - (1) 1.24 (EU-8 and EU-9) [P089-0025 and P089-0026]
    - (2) 1.25 (EU-10) [P089-0027]
  - (E) CO:
    - (1) 23.86 (EU-8) [P089-0025]
    - (2) 24.99 (EU-9) [P089-0026]
    - (3) 65.93 (EU-10) [P089-0027]
- iii. Premises-Wide NO<sub>x</sub> Emissions
- (A) The Permittee shall not exceed the following Premises-Wide NO<sub>x</sub> emissions:
    - (1) Less than 274 lb/day (From May 1 to September 30) [P089-0025, 089-0026, and 089-0027]
    - (2) Less than 50 tpy [P089-0025, 089-0026, and 089-0027]
- iv. Demonstration of compliance with the emission limits in Section III.B.2 of this Title V permit shall be met by calculating the emissions rates using emission factors from the following sources:
- (A) PM/PM<sub>10</sub>/PM<sub>2.5</sub>, SO<sub>2</sub>, and VOC: Compilation of Air Pollutant Emission Factors, AP-42, 5<sup>th</sup> Edition, Volume 1, Section 1.4, July 1998 [P089-0025, 089-0026, and 089-0027]
  - (B) NO<sub>x</sub> and CO: 1995 Stack Test Results [P089-0025, 089-0026, and 089-0027]

### **Section III: Applicable Requirements and Compliance Demonstration**

- (C) The commissioner may require other means (e.g. stack testing) to demonstrate compliance with the emission limits in Section III.B.2 of this Title V permit, as allowed by state or federal statute, law or regulation. [P089-0025, 089-0026, and 089-0027]
- v. The Permittee shall operate and maintain each unit in GEU-3 and associated monitoring equipment in accordance with the manufacturer's specifications and written recommendations. [P089-0025, 089-0026, and 089-0027]
- b. *Monitoring Requirements*
  - i. The Permittee shall perform inspections of each unit in GEU-3 and associated monitoring equipment as recommended by the manufacturer. [P089-0025, 089-0026, and 089-0027]
  - ii. Record keeping specified in Section III.B.2.c. of this Title V permit shall be sufficient to meet other Monitoring Requirements pursuant to RCSA §22a-174-33. [RCSA §22a-174-33(j)(l)(K)(ii)]
- c. *Record Keeping Requirements*
  - i. For each unit in GEU-3, the Permittee shall calculate and record the 28-day period and consecutive 13 (28-day) periods PM, PM<sub>10</sub>, PM<sub>2.5</sub>, SO<sub>2</sub>, NO<sub>x</sub>, VOC, and CO emissions in units of tons. The consecutive 13 (28-day) periods emissions shall be determined by adding (for each pollutant) the current 28-day period's emissions to that of the previous 12 (28-day) periods. Such records shall include a sample calculation for each pollutant. The Permittee shall make these calculations within 28 days of the end of the previous 28-day period. [P089-0025, 089-0026, and 089-0027]
  - ii. During the period from May 1 to September 30, inclusive, the Permittee shall calculate and record the daily premises-wide NO<sub>x</sub> emissions in units of pounds. Such records shall include a sample calculation for each unit. The Permittee shall make these calculations no later than the last day of each 28-day period for every day of operation in the preceding 28-day period. [P089-0025, 089-0026, and 089-0027]
  - iii. The Permittee shall calculate and record the 28-day period and consecutive 13 (28-day) periods premises-wide NO<sub>x</sub> emissions in units of tons. The consecutive 13 (28-day) periods premises-wide NO<sub>x</sub> emissions shall be determined by adding the current 28-day period's emissions to that of the previous 12 (28-day) periods. Such records shall include a sample calculation for each unit. The Permittee shall make these calculations within 28 days of the end of the previous 28-day period. [P089-0025, 089-0026, and 089-0027]
  - iv. The Permittee shall keep records of manufacturer's specifications and written recommendations for the operation, inspection, and maintenance of each unit in GEU-3 and associated monitoring equipment. [P089-0025, 089-0026, and 089-0027]
  - v. The Permittee shall make and keep records of maintenance and inspections conducted on each unit in GEU-3 and associated monitoring equipment. Such records shall include the date and nature of all services performed. [P089-0025, 089-0026, and 089-0027]
- d. *Reporting Requirements*
  - i. The Permittee shall notify the commissioner in writing of any malfunction of any unit in GEU-3 and associated monitoring equipment. The Permittee shall submit such notification within ten days of the malfunction. The notification shall include the following: [P089-0025, 089-0026, and 089-0027]
    - (A) A description of the malfunction and a description of the circumstances surrounding the cause or likely cause of such malfunction; and [P089-0025, 089-0026, and 089-0027]
    - (B) A description of all corrective actions and preventative measures taken and/or planned with respect to such malfunction and the dates of such actions and measures. [P089-0025, 089-0026, and 089-0027]

### **Section III: Applicable Requirements and Compliance Demonstration**

- ii. The Permittee shall submit additional information in writing, at the commissioner's request, within 30 days of receipt of notice from the commissioner or by such other date specified by the commissioner, whichever is earlier. [RCSA §22a-174-33(j)(1)(X)]

#### **3. Hazardous Air Pollutants**

##### *a. Limitation or Restriction*

Each unit in GEU-3 shall not cause an exceedance of the Maximum Allowable Stack Concentration (MASC) for any hazardous air pollutant (HAP) emitted and listed in RCSA §22a-174-29. [P089-0025, 089-0026, and 089-0027]

[STATE ONLY REQUIREMENT]

##### *b. Monitoring Requirements*

Record keeping specified in Section III.B.3.c. of this Title V permit shall be sufficient to meet other Monitoring Requirements pursuant to RCSA §22a-174-33. [RCSA §22a-174-33(j)(1)(K)(ii)]

##### *c. Record Keeping Requirements*

The Permittee shall maintain records sufficient to determine compliance with the limitation or restriction in Section III.B.3.a of this Title V permit. [RCSA §22a-174-33(j)(1)(K)]

##### *d. Reporting Requirements*

The Permittee shall submit additional information in writing, at the commissioner's request, within 30 days of receipt of notice from the commissioner or by such other date specified by the commissioner, whichever is earlier. [RCSA §22a-174-33(j)(1)(X)]

#### **4. Opacity**

##### *a. Limitation or Restriction*

Each unit in GEU-3 shall not exceed 20% opacity during any six minute block average as measured by 40 CFR Part 60, Appendix A, Reference Method 9. [P089-0025, 089-0026, and 089-0027]

##### *b. Monitoring Requirements*

Record keeping specified in Section III.B.4.c of this Title V permit shall be sufficient to meet other Monitoring Requirements pursuant to RCSA §22a-174-33. [RCSA §22a-174-33(j)(1)(K)(ii)]

##### *c. Record Keeping Requirements*

The Permittee shall maintain records sufficient to determine compliance with the limitation or restriction in Section III.B.4.a of this Title V permit. [RCSA §22a-174-33(j)(1)(K)]

##### *d. Reporting Requirements*

The Permittee shall submit additional information in writing, at the commissioner's request, within 30 days of receipt of notice from the commissioner or by such other date specified by the commissioner, whichever is earlier. [RCSA §22a-174-33(j)(1)(X)]

#### **C. EMISSIONS UNIT 11 (EU- 11): Centaur 50-6200S Gas Turbine with a 44.4 MMBtu/hr duct burner; Permit No. 089-0105; 40 CFR Part 60 Subpart KKKK**

##### **1. Allowable Fuel Use**

##### *a. Limitation or Restriction*

- i. Allowable Fuel: Pipeline Quality Natural Gas [P089-0105]
- ii. Maximum Fuel Firing Rate (cf/hr):

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- (A) Turbine: 62,781 [P089-0105]
- (B) Duct Burner: 43,419 [P089-0105]
- iii. Maximum Gross Heat Input (MMBtu/hr):
  - (A) Turbine: 64.2 [P089-0105]
  - (B) Duct Burner: 44.4 [P089-0105]
- iv. Maximum Natural Gas Consumption over any 13 Consecutive (28-day) Periods (cf/yr): 930,312,000 [P089-0105]
- v. Maximum combined turbine/duct burner fuel firing rate may be determined by equation in Section III.C.5.a.iii. of this Title V Permit. [P089-0105]
- b. *Monitoring Requirements*

The Permittee shall use individual non-resettable totalizing fuel metering devices or billing meters to continuously monitor the fuel feed to the turbine and duct burner. [P089-0105]
- c. *Record Keeping Requirements*

The Permittee shall calculate and record the 28-day period and consecutive 13 (28-day) period fuel consumption. The consecutive 13 (28-day) period fuel consumption shall be determined by adding the current 28-day period's fuel consumption to that of the previous 12 (28-day) periods. The Permittee shall make these calculations within 28 days of the end of the previous 28-day period. [P089-0105]
- d. *Reporting Requirements*

The Permittee shall submit additional information in writing, at the commissioner's request, within 30 days of receipt of notice from the commissioner or by such other date specified by the commissioner, whichever is earlier. [RCSA §22a-174-33(j)(1)(X)]

## **2. Allowable Emissions and Operating Limits**

- a. *Limitation or Restriction*
  - i. The Permittee shall not exceed the following emissions at 100% Load and ISO Standard Conditions:
    - (A) PM: 0.89 lb/hr [P089-0105]
    - (B) PM<sub>10</sub>: 0.89 lb/hr [P089-0105]
    - (C) PM<sub>2.5</sub>: 0.89 lb/hr [P089-0105]
    - (D) SO<sub>2</sub>:
      - (1) 0.17 lb/hr [P089-0105]
      - (2) 0.060 lb/MMBtu [40 CFR §60.4330(a)(2)]
    - (E) NO<sub>x</sub>:
      - (1) 0.99 lb/hr [P089-0105]
      - (2) 2.5 ppmvd @ 15% O<sub>2</sub> [P089-0105]
      - (3) 25 ppmvd @ 15% O<sub>2</sub> [40 CFR §60.4320, Table 1]
    - (F) VOC: 0.15 lb/hr [P089-0105]

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- (G) CO:
  - (1) 10.84 lb/hr [P089-0105]
  - (2) 45.0 ppmvd @ 15% O<sub>2</sub> [P089-0105]
- (H) Ammonia:
  - (1) 1.76 lb/hr [P089-0105]
  - (2) 12.0 ppmvd @ 15% O<sub>2</sub> [P089-0105]
- (I) Formaldehyde:
  - (1) > 50% Load: 4.88E-02 lb/hr [P089-0105]
  - (2) < 50% Load: 4.28E-02 lb/hr [P089-0105]
- ii. Allowable Startup and Shutdown Emission Limits
  - (A) NO<sub>x</sub> (lb/event):
    - (1) Startup: 1 [P089-0105]
    - (2) Shutdown: 1 [P089-0105]
  - (B) CO (lb/event):
    - (1) Startup: 67 [P089-0105]
    - (2) Shutdown: 65 [P089-0105]
  - (C) VOC (lb/event):
    - (1) Startup: 17 [P089-0105]
    - (2) Shutdown: 15 [P089-0105]
  - (D) The Permittee shall minimize emissions during periods of startup and shutdown by the following work practices and time constraints: [P089-0105]
    - (1) Start the ammonia injection as soon as minimum catalyst temperature is reached; [P089-0105]
    - (2) The duration of startup shall not exceed 60 minutes for a hot start; [P089-0105]
    - (3) The duration of startup shall not exceed 60 minutes for a warm start; [P089-0105]
    - (4) The duration of startup shall not exceed 180 minutes for a cold start; [P089-0105]
    - (5) A warm start shall be defined as startup when the turbine has been down for more than 8 hours; [P089-0105]
    - (6) A cold start shall be defined as startup when the turbine has been down for more than 48 hours; and [P089-0105]
    - (7) The duration of shutdown shall not exceed 30 minutes. [P089-0105]
- iii. Annual Emission Limits (tons per 13 consecutive (28-day) periods)
  - (A) PM<sub>10</sub>: 3.90 [P089-0105]
  - (B) PM<sub>2.5</sub>: 3.90 [P089-0105]
  - (C) SO<sub>2</sub>: 0.74 [P089-0105]
  - (D) NO<sub>x</sub>: 4.33 [P089-0105]

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- (E) VOC: 0.66 [P089-0105]
- (F) CO: 47.49 [P089-0105]
- (G) Ammonia: 7.70 [P089-0105]
- (H) Formaldehyde: 0.21 [P089-0105]
- iv. Demonstration of compliance with the emission limits in Section III.C.2.a. of this Title V permit may be met by calculating the emission rates using emission factors from the following sources:
  - (A) PM/PM<sub>10</sub>/PM<sub>2.5</sub>, SO<sub>2</sub>: AP-42, 5<sup>th</sup> Edition Section 1.4 (Duct Burner), July 1998 and 3.1 (Turbine), April 2000 [P089-0105]
  - (B) Formaldehyde: Manufacturer's Data [P089-0105]
  - (C) NO<sub>x</sub>, CO, VOC, and Ammonia: Latest Stack test data [P089-0105]
  - (D) The commissioner may require other means (e.g. stack testing) to demonstrate compliance with the emission limits in Section III.C.2.a. of this Title V permit, as allowed by state or federal statute, law or regulation. [P089-0105]
- v. The Permittee shall operate and maintain EU-11 in accordance with the manufacturer's specifications and written recommendations. [P089-0105]
- vi. The Permittee shall operate and maintain EU-11, air pollution control equipment, and monitoring equipment in a manner consistent with good air pollution control practices for minimizing emissions at all times including during startup, shutdown, and malfunction. [P089-0105]
- vii. The Permittee shall properly operate the control equipment at all times that EU-11 is in operation and emitting air pollutants. [P089-0105]
- viii. In the event that a malfunction causing either an emission exceedance or a parameter monitored out of recommended range is not corrected within three hours, the Permittee shall immediately institute shutdown of EU-11. [P089-0105]
- b. *Monitoring Requirements*
  - i. The Permittee shall monitor all startup/shutdown, and malfunction events. [P089-0105]
  - ii. The Permittee shall perform inspections of the SCR as recommended by the manufacturer. [P089-0105]
  - iii. Record keeping specified in Section III.C.2.c. of this Title V permit shall be sufficient to meet other Monitoring Requirements pursuant to RCSA §22a-174-33. [RCSA §22a-174-33(j)(l)(K)(ii)]
- c. *Record Keeping Requirements*
  - i. The Permittee shall calculate and record the 28-day period and consecutive 13 (28-day) period PM<sub>10</sub>, PM<sub>2.5</sub>, SO<sub>2</sub>, NO<sub>x</sub>, VOC, CO, Ammonia, and Formaldehyde emissions in units of tons. The consecutive 13 (28-day) period emissions shall be determined by adding (for each pollutant) the current 28-day period's emissions to that of the previous 12 (28-day) periods. Such records shall include a sample calculation for each pollutant. The Permittee shall make these calculations within 28 days of the end of the previous 28-day period. [P089-0105]
  - ii. Emissions during startup and shutdown shall be counted towards the annual emission limitation in Section III.C.2.a.iii. of this Title V Permit. [P089-0105]
  - iii. The Permittee shall keep records of all exceedances of any operating parameter. Such records shall include: [P089-0105]



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- (A) The date and time of the exceedance; [P089-0105]
  - (B) a detailed description of the exceedance; and [P089-0105]
  - (C) the duration of the exceedance. [P089-0105]
  - iv. The Permittee shall keep records of the occurrence and duration of any startup, shutdown, or malfunction in the operation of EU-11 or any malfunction of the air pollution control equipment. Such records shall contain the following information:  
[40 CFR §60.7(b)]
    - (A) Type of event (startup, shutdown, or malfunction);
    - (B) equipment affected;
    - (C) date of the event;
    - (D) duration of the event (minutes); and
    - (E) total NO<sub>x</sub>, CO and VOC emissions emitted (lb) during the event.  
[RCSA §22a-174-33(j)(1)(K)]
  - v. The Permittee shall keep records of each delivery of anhydrous ammonia. The records shall include: [P089-0105]
    - (A) The date of the delivery; [P089-0105]
    - (B) the name of the supplier; [P089-0105]
    - (C) the quantity of anhydrous ammonia delivered; and [P089-0105]
    - (D) Certificate of analysis for material delivered. [P089-0105]
  - vi. The Permittee shall keep records of the inspection and maintenance of the SCR. The records shall include: [P089-0105]
    - (A) The name of the person; [P089-0105]
    - (B) the date; [P089-0105]
    - (C) the results or actions; and [P089-0105]
    - (D) the date the catalyst is replaced. [P089-0105]
  - vii. The Permittee shall maintain records of the maintenance/repairs/parts replacement of EU-11. The maintenance records shall include, at a minimum: [P089-0105]
    - (A) A description of the maintenance activity; and [P089-0105]
    - (B) The date the maintenance was performed. [P089-0105]
- d. *Reporting Requirements*
- i. The Permittee shall notify the commissioner in writing of any exceedance of an emission limitation, and shall identify the cause or likely cause of such exceedance, all corrective actions and preventive measures taken with respect thereto, and the dates of such actions and measures as follows:  
[P089-0105]
    - (A) For any hazardous air pollutant, no later than 24 hours after such exceedance commenced; and [P089-0105]

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- (B) For any other regulated air pollutant, no later than ten days after such exceedance commenced. [P089-0105]
- ii. The Permittee shall notify the commissioner in writing of any malfunction of the stationary gas turbine or duct burner, the air pollution control equipment. The Permittee shall submit such notification within ten days of the malfunction. The notification shall include the following:  
[P089-0105]
  - (A) a description of the malfunction and a description of the circumstances surrounding the cause or likely cause of such malfunction; and [P089-0105]
  - (B) a description of all corrective actions and preventive measures taken and/or planned with respect to such malfunction and the dates of such actions and measures. [P089-0105]
- iii. The Permittee shall submit additional information in writing, at the commissioner's request, within 30 days of receipt of notice from the commissioner or by such other date specified by the commissioner, whichever is earlier. [RCSA §22a-174-33(j)(1)(X)]

#### **3. Hazardous Air Pollutants**

##### *a. Limitation or Restriction*

EU-11 shall not cause an exceedance of the Maximum Allowable Stack Concentration (MASC) for any hazardous air pollutant (HAP) emitted and listed in RCSA §22a-174-29. [P089-0105]

[STATE ONLY REQUIREMENT]

##### *b. Monitoring Requirements*

Record keeping specified in Section III.C.3.c. of this Title V permit shall be sufficient to meet other Monitoring Requirements pursuant to RCSA §22a-174-33. [RCSA §22a-174-33(j)(1)(K)(ii)]

##### *c. Record Keeping Requirements*

The Permittee shall maintain records sufficient to determine compliance with the limitation or restriction in Section III.C.3.a of this Title V permit. [RCSA §22a-174-33(j)(1)(K)]

##### *d. Reporting Requirements*

The Permittee shall submit additional information in writing, at the commissioner's request, within 30 days of receipt of notice from the commissioner or by such other date specified by the commissioner, whichever is earlier. [RCSA §22a-174-33(j)(1)(X)]

#### **4. Opacity**

##### *a. Limitation or Restriction*

EU-11 shall not exceed 10% opacity during any six minute block average as measured by 40 CFR 60, Appendix A, Reference Method 9. [P089-0105]

##### *b. Monitoring Requirements*

Record keeping specified in Section III.C.4.c of this Title V permit shall be sufficient to meet other Monitoring Requirements pursuant to RCSA §22a-174-33. [RCSA §22a-174-33(j)(1)(K)(ii)]

##### *c. Record Keeping Requirements*

The Permittee shall maintain records sufficient to determine compliance with the limitation or restriction in Section III.C.4.a of this Title V permit. [RCSA §22a-174-33(j)(1)(K)]

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#### d. Reporting Requirements

The Permittee shall submit additional information in writing, at the commissioner's request, within 30 days of receipt of notice from the commissioner or by such other date specified by the commissioner, whichever is earlier. [RCSA §22a-174-33(j)(1)(X)]

### 5. Stack Test Requirements

#### a. Limitation or Restriction

- i. Stack testing shall be performed in accordance with the Emission Test Guidelines available on the DEEP website. [P089-0105]
- ii. Recurring stack testing shall be required for the following pollutants: NO<sub>x</sub>, CO, VOC, Ammonia [P089-0105]
  - (A) Recurrent stack testing for CO, VOC and ammonia shall be conducted within five years from the date of the previous stack test to demonstrate compliance with their respective limits. VOC testing shall be conducted at the next DEEP required testing for any pollutant after the issuance of modified NSR Permit 089-0105, Application No. 201812797. [P089-0105]
  - (B) Annual/biennial stack testing for NO<sub>x</sub> shall be performed to demonstrate compliance with the NO<sub>x</sub> emission limits in accordance with 40 CFR §60.4400. [P089-0105]
- iii. For the purposes of stack emission testing, the combined turbine and duct burner fuel firing rate (scf/hr) Maximum Rated Capacity (MRC) may be determined by the following: [P089-0105]
  - (A) For Air Inlet Temperatures < 19.9 °F, MRC shall be 106,200 scf/hr, and [P089-0105]
  - (B) For Air Inlet Temperatures ≥ 19.9 °F, the following equation may be used: [P089-0105]
$$\text{MRC} = 109,295 - 155.63 \cdot T$$
Where: T = Air Inlet Temperature (°F)  
[P089-0105]
- iv. Stack testing shall be conducted for the following operating modes: Turbine and duct burner on natural gas. [P089-0105]
- v. Stack test results shall be reported as follows: [P089-0105]
  - (A) All pollutants in units of lb/hr [P089-0105]
  - (B) NO<sub>x</sub>, CO, and ammonia in units of ppmvd @ 15% O<sub>2</sub> [P089-0105]

#### b. Monitoring Requirements

Record keeping specified in Section III.C.5.c of this Title V permit shall be sufficient to meet other Monitoring Requirements pursuant to RCSA §22a-174-33. [RCSA §22a-174-33(j)(1)(K)(ii)]

#### c. Record Keeping Requirements

The Permittee shall maintain records sufficient to determine compliance with the limitation or restriction in Section III.C.5.a of this Title V permit. [RCSA §22a-174-33(j)(1)(K)]

#### d. Reporting Requirements

The Permittee shall submit additional information in writing, at the commissioner's request, within 30 days of receipt of notice from the commissioner or by such other date specified by the commissioner, whichever is earlier. [RCSA §22a-174-33(j)(1)(X)]

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#### **6. 40 CFR Part 60 Subpart KKKK – New Source Performance Standard for Stationary Gas Turbines**

##### *a. Limitation or Restriction*

- i. The Permittee must operate and maintain EU-11, air pollution control equipment, and monitoring equipment in a manner consistent with good air pollution control practices for minimizing emissions at all times including startup, shutdown, and malfunction. [40 CFR §60.4333]
- ii. The Permittee shall comply with the NO<sub>x</sub> emissions limits found in Sections III.C.2.a.i.(E)(3) of this Title V permit. [40 CFR §60.4320]
- iii. The Permittee shall comply with the SO<sub>2</sub> emissions limits found in Section III.C.2.a.i.(D)(2) of this Title V permit. [40 CFR §60.4330(a)(2)]

##### *b. Monitoring and Testing Requirements*

The Permittee must perform annual performance tests in accordance with 40 CFR §60.4400 to demonstrate continuous compliance. If the NO<sub>x</sub> emission result from the performance test is less than or equal to 75 percent of the NO<sub>x</sub> emission limit, the Permittee may reduce the frequency of subsequent performance tests to once every two years (no more than 26 calendar months following the previous performance test). If the results of any subsequent performance test exceed 75 percent of the NO<sub>x</sub> emission limit, the Permittee must resume annual performance testing. [40 CFR §60.4340(a)]

##### *c. Record Keeping Requirements*

- i. The Permittee shall maintain records sufficient to determine compliance with the limitation or restriction in Section III.C.6.a of this Title V permit.  
[RCSA §22a-174-33(j)(1)(K)]
- ii. The Permittee shall keep records of the fuel quality characteristics in a current, valid purchase contract, tariff sheet or transportation contract for the fuel specifying that the maximum total sulfur content is 20 grains of sulfur or less per 100 standard cubic feet.  
[40 CFR §60.4365(a)]
- iii. The Permittee shall maintain records of the occurrence and duration of any startup, shutdown, or malfunction in the operating of EU-11; any malfunction of the air pollution control equipment; or any periods during which a continuous monitoring system or monitoring device is inoperative.  
[40 CFR §60.7(b)]

##### *d. Reporting Requirements*

The Permittee shall comply with the applicable reporting requirements in accordance with 40 CFR §§60.4375 and 60.4395.

#### **D. GROUPED EMISSIONS UNIT 2 (GEU-2):**

##### **Starch Dryer No. 1 (EU-4) and Starch Dryer No. 2 (EU-32); Permit No. 089-0105**

##### **1. Operating Conditions**

##### *a. Limitation or Restriction*

The Permittee shall comply with the following Operational Conditions for GEU-2: [P089-0105]

- i. Combined Design Maximum Rated Dry Starch Capacity (tons/yr): 3,700 [P089-0105]
- ii. Maximum Hourly Wet Starch Input, combined (lb/hr): 1,417 [P089-0105]
- iii. Maximum Hourly Dry Starch Throughput, combined (lb/hr): 850 [P089-0105]

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- iv. Maximum Total Exhaust Flow Rate from EU-11 (acfm): 8,400 [P089-0105]
- v. The exhaust gas from EU-11 shall not bypass the EU-11 emission control system. [P089-0105]

#### b. *Monitoring Requirements*

The Permittee shall install, calibrate, maintain and operate a flow meter to continuously monitor the total exhaust flow rate from EU-11 to GEU-2. [P089-0105]

#### c. *Record Keeping Requirements*

- i. The Permittee shall calculate and record the 28-day period and consecutive 13 (28-day) period fuel consumption for EU-32. The consecutive 13 (28-day) period fuel consumption shall be determined by adding the current 28-day period's fuel consumption that of the previous 12 (28-day) periods. The Permittee shall make these calculations within 28 days of the end of the previous 28-day period. [P089-0105]
- ii. The Permittee shall calculate and record the 28-day period and consecutive 13 (28-day) period starch production records. The consecutive 13 (28-day) period starch production shall be determined by adding the current 28-day period's starch production to that of the previous 12 (28-day) periods. The Permittee shall make these calculations within 28 days of the end of the previous 28-day period. [P089-0105]
- iii. The Permittee shall calculate and record the 28 day period and consecutive 13 (28 day) period PM<sub>10</sub>/PM<sub>2.5</sub>, SO<sub>x</sub>, NO<sub>x</sub>, CO, and VOC emissions from GEU-2 in units of tons. The consecutive 13 (28-day) period emissions shall be determined by adding (for each pollutant) the current 28-day period's emissions to that of the previous 12 (28-day) periods. Such records shall include a sample calculation for each pollutant. The Permittee shall make these calculations within 28 days of the end of the previous 28-day period. [P089-0105]
- iv. The Permittee shall maintain records sufficient to determine compliance with the limitation or restriction in Section III.D.1.a.iv of this Title V permit. [RCSA §22a-174-33(j)(1)(K)]

#### d. *Reporting Requirements*

The Permittee shall submit additional information in writing, at the commissioner's request, within 30 days of receipt of notice from the commissioner or by such other date specified by the commissioner, whichever is earlier.

[RCSA §22a-174-33(j)(1)(X)]

### **E. GROUPED EMISSIONS UNIT 4 (GEU-4): Two John Deere Emergency Fire Pumps (EU-33 and EU-34); RCSA §22a-174-3b(e); 40 CFR Part 60 Subpart IIII**

#### **1. RCSA §§22a-174-3b(e) and 22a-174-22f Requirements**

##### *a. Limitation or Restriction*

- i. The Permittee shall not cause or allow any unit in GEU-4 to operate except during periods of testing and scheduled maintenance or during an emergency. Operation of GEU-4 shall not exceed 300 hours, for each unit in GEU-4, during any 12 month rolling aggregate.  
[RCSA §22a-174-3b(e)(2)(C)] (STATE ONLY REQUIREMENT)
- ii. The Permittee shall comply with the fuel sulfur content requirements in accordance with RCSA §22a-174-19b(d).
- iii. The Permittee shall not operate any unit in GEU-4 for routine, scheduled testing or maintenance on any day for which the commissioner has forecast that ozone levels will be "moderate to unhealthy for sensitive groups" or greater. If, subsequent to the initial forecast of "moderate to unhealthy for

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sensitive groups” or greater, the forecast is revised to “moderate” or lower, the owner or operator is no longer prohibited from operating the engine for routine, scheduled testing or maintenance for the remainder of that day. The Permittee may rely on an ozone forecast of “moderate” or lower obtained after 3 p.m. on the preceding day. Subsequent changes to the ozone forecast after 3 p.m. that forecast ozone levels of “moderate to unhealthy for sensitive groups” or greater shall not obligate the Permittee to refrain from the operation of any unit in GEU-4 at the facility on the following day.

[RCSA §22a-174-22f(d)(2)]

#### *b. Monitoring Requirements*

The Permittee shall monitor hours of operation, for each unit of GEU-4, using an hour meter.

[RCSA §22a-174-33(j)(1)(K)(ii)]

#### *c. Record Keeping Requirements*

i. The Permittee shall make and maintain the following records:

(A) The hours of operation, for each unit of GEU-4, for each month and 12 month rolling aggregate.

[RCSA §22a-174-3b(e)(4)] (STATE ONLY REQUIREMENT)

(B) The date and work performed for repairs, replacement of parts and other maintenance; and

[RCSA §22a-174-22f(g)(3)(B)]

(C) Copies of all documents submitted to the commissioner pursuant to RCSA §22a-174-22f.

[RCSA §22a-174-22f(g)(3)(C)]

ii. The Permittee shall maintain records of the sulfur content of the fuel and quantity purchased for combustion in accordance with RCSA §22a-174-3b(h). (STATE ONLY REQUIREMENT)

iii. The Permittee shall maintain fuel purchase records in accordance with RCSA §22a-174-3b(h) and the following: [RCSA §22a-174-19b(g)(3)]

(A) The name of the fuel seller; [RCSA §22a-174-19b(g)(3)(A)]

(B) The type of fuel purchased; [RCSA §22a-174-19b(g)(3)(B)]

(C) The sulfur content of the fuel purchased; and [RCSA §22a-174-19b(g)(3)(C)]

(D) The method used to determine the sulfur content of the fuel purchase.

[RCSA §22a-174-19b(g)(3)(D)]

iv. The Permittee shall make and keep daily records of the operating hours for each unit in GEU-4.

[RCSA §22a-174-22f(g)(3)(A)]

#### *d. Reporting Requirements*

The Permittee shall submit additional information in writing, at the commissioner’s request, within 30 days of receipt of notice from the commissioner or by such other date specified by the commissioner, whichever is earlier.

[RCSA §22a-174-33(j)(1)(X)]

## **2. 40 CFR Part 60 Subpart III Requirements**

#### *a. Limitation or Restriction*

i. The Permittee shall comply with the emission standards specified in 40 CFR §60.4205(c). The Permittee must comply by purchasing an engine certified to the emission standards in 40 CFR

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§60.4205(c), for the same model year and maximum engine power. The engine must be installed and configured according to manufacturer's emission-related specifications. [40 CFR §60.4211(c)]

ii. The Permittee shall comply with the applicable compliance requirements in accordance with 40 CFR §60.4211(a).

iii. The Permittee shall comply with the fuel requirements found in 40 CFR §80.510(b).

[40 CFR §60.4207(b)]

#### *b. Monitoring Requirements*

Record keeping specified in Section III.E.2.c of this Title V permit shall be sufficient to meet other Monitoring Requirements pursuant to RCSA §22a-174-33. [RCSA §22a-174-33(j)(1)(K)(ii)]

#### *c. Record Keeping Requirements*

The Permittee shall maintain records sufficient to determine compliance with the limitation or restriction in Section III.E.2.a of this Title V permit. [RCSA §22a-174-33(j)(1)(K)]

#### *d. Reporting Requirements*

The Permittee shall submit additional information in writing, at the commissioner's request, within 30 days of receipt of notice from the commissioner or by such other date specified by the commissioner, whichever is earlier. [RCSA §22a-174-33(j)(1)(X)]

### **F. EMISSIONS UNIT 28 (EU-28): Cold Cleaner No. 1; Safety Kleen Model MDL 44.1; RCSA §22a-174-20(l)**

#### **1. Operating Conditions**

##### *a. Limitation or Restriction*

i. The Permittee shall comply with the following requirements:

[RCSA §22a-174-20(l)(3)]

(A) Equip EU-28 with a cover that is easily operated with one hand.

(B) Equip EU-28 with an internal rack or equipment for draining cleaned parts so that parts are enclosed under the cover while draining.

(C) Collect and store waste solvent in closed containers. Closed containers used for storing waste solvent may contain a device that allows pressure relief but does not allow liquid solvent to drain from the container.

(D) Close the cover if parts are not being handled in the cleaner for two minutes or more, or if EU-28 is not in use.

(E) Drain the cleaned parts for at least 15 seconds or until dripping ceases, whichever is longer.

(F) If a degreasing solvent spray is used:

(1) Supply a degreasing solvent spray that is a solid fluid film (not a fine, atomized or shower type spray);

(2) Maintain a solvent spray pressure that does not exceed ten pounds per square inch as measured at the pump outlet; and

(3) Perform spraying within the confines of EU-28.

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- (G) Minimize the drafts across the top of EU-28 such that whenever the cover is open the unit is not exposed to drafts greater than 40 meters per minute, as measured between one and two meters upwind, at the same elevation as the tank lip.
- (H) Do not operate EU-28 upon the occurrence of any visible solvent leak until such leak is repaired. Any leaked solvent or solvent spilled during transfer shall be cleaned immediately, and wipe rags or other sorbent material used to clean the spilled or leaked solvent shall be immediately stored in covered containers for disposal or recycling.
- (I) Provide a permanent, conspicuous label on or posed near EU-28 summarizing the applicable operating requirements.
- (J) Use a solvent that has a vapor pressure less than or equal to 1.0 mmHg at 20 degrees Celsius.
- (K) Do not clean sponges, fabric, wood, leather, paper or other absorbent material in EU-28.

#### *b. Monitoring Requirements*

Record keeping specified in Section III.F.1.c of this Title V permit shall be sufficient to meet other Monitoring Requirements pursuant to RCSA §22a-174-33. [RCSA §22a-174-33(j)(l)(K)(ii)]

#### *c. Record Keeping Requirements*

- i. The Permittee shall make and keep the following records:

[RCSA §22a-174-20(l)(3)(J)]

- (A) The type and solvent used, including a description of the solvent and the solvent name;
- (B) The vapor pressure of the solvent in mmHg measured at 20 degrees Celsius;
- (C) The percent VOC content by weight; and
- (D) The amount of solvent added to EU-28 on a monthly basis.

#### *d. Reporting Requirements*

The Permittee shall submit additional information in writing, at the commissioner's request, within 30 days of receipt of notice from the commissioner or by such other date specified by the commissioner, whichever is earlier.

[RCSA §22a-174-33(j)(1)(X)]

### **G. EMISSIONS UNIT 35 (EU-35): Baked Cheese Puff and Fried Cheese Puff Manufacturing Lines; Permit No. 089-0112**

#### **1. Design Specifications and Operating Conditions**

##### *a. Limitation or Restriction*

- i. Baked Cheese Puff (BCP) Line Design Specifications

- 1. Corn Meal Receiving and Storage Silos (U1a, U1b, and U1c)

- (A) Maximum Throughput

- (1) 8,050 ton cornmeal/28-day period [P089-0112]

- (2) 104,600 ton cornmeal/thirteen consecutive 28-day periods [P089-0112]

- 2. BCP Extruder and Baking/Drying Oven (U1f and U1g)

- (A) Maximum Throughput



### **Section III: Applicable Requirements and Compliance Demonstration**

- (1) 805 ton unseasoned product/28-day period [P089-0112]
    - (2) 10,500 ton unseasoned product/thirteen consecutive 28-day periods [P089-0112]
  3. BCP Baking Oven/Dryer (U1g)
    - (A) Allowable Fuel: Natural Gas [P089-0112]
    - (B) Maximum Firing Rate: 1,271 ft<sup>3</sup>/hr [P089-0112]
    - (C) Maximum Heat Input: 1.3 MMBtu/hr [P089-0112]
    - (D) Maximum Fuel Consumption over any thirteen consecutive 28-day periods (MMft<sup>3</sup>): 10.34 [P089-0112]
  - ii. Fried Cheese Puff (FCP) Line Design Specifications
    1. FCP Extruders, Fryer and Cooler (U2b, U2c, and U2d)
      - (A) Maximum Throughput
        - (1) 1,725 ton unseasoned product/28-day period [P089-0112]
        - (2) 22,400 ton unseasoned product/thirteen consecutive 28-day periods [P089-0112]
  - iii. Maximum Cheese Puff Production over any thirteen consecutive 28-day Periods (Does not include Process Weight from Seasoning):
    1. BCP Line (tons): 10,500 [P089-0112]
    2. FCP Line (tons): 22,400 [P089-0112]
  - iv. The Permittee shall operate and maintain this equipment in accordance with the manufacturer's specifications and written recommendations and as required in Section III.G.3.a of this permit. [P089-0112]
- b. *Monitoring Requirements*
  - i. The Permittee shall continuously monitor fuel consumption for the BCP Oven/Dryer (U1g) using a non-resettable totalizing fuel meter. [P089-0112]
- c. *Record Keeping Requirements*
  - i. The Permittee shall keep records of the BCP and FCP line unseasoned cheese puff production in units of tons for each 28-day period and thirteen consecutive 28-day periods. The unseasoned cheese puff production for the thirteen consecutive 28-day periods shall be determined by adding the current 28-day period's unseasoned cheese puff production for each line to that of the previous twelve consecutive 28-day periods. The Permittee shall make these calculations within 28 days of the end of the previous 28-day period. [P089-0112]
  - ii. The Permittee shall keep records of the fuel consumption for the Baking Oven/Dryer (U1g) sub-unit for each 28-day period and thirteen consecutive 28-day periods. The fuel consumption for the thirteen consecutive 28-day periods shall be determined by adding the current 28-day period's fuel consumption to that of the previous twelve consecutive 28-day periods. The Permittee shall make these calculations within 28 days of the end of the previous 28-day period. [P089-0112]
- d. *Reporting Requirements*
  - i. The Permittee shall submit additional information in writing, at the commissioner's request, within 30 days of receipt of notice from the commissioner or by such other date specified by the commissioner, whichever is earlier. [RCSA §22a-174-33(j)(1)(X)]

### Section III: Applicable Requirements and Compliance Demonstration

- ii. The Permittee shall notify the commissioner, in writing, of the date of commencement of construction and the date of initial startup of EU-35. Such written notifications shall be submitted no later than 30 days after the subject event. [P089-0112]

#### 2. Emissions Limitations

##### a. Limitation or Restriction

##### i. Baked Cheese Puff (BCP) Production

###### (A) PM<sub>2.5/10</sub>:

- (1) CMREC Stack: 9.36E-05 lb/hr [P089-0112]
- (2) CMSIL Stack: 4.08E-04 lb/hr [P089-0112]
- (3) BCPEX Stack: 0.026 lb/hr [P089-0112]
- (4) BCPDRY Stack: 0.106 lb/hr [P089-0112]
- (5) 0.58 Tons per thirteen consecutive 28-day periods [P089-0112]

##### ii. BCPDRY Combustion Emissions

###### (A) PM<sub>2.5/10</sub>:

- (1) 0.01 lb/hr [P089-0112]
- (2) 0.044 Tons per thirteen consecutive 28-day periods [P089-0112]

###### (B) SO<sub>2</sub>:

- (1) 7.62E-04 lb/hr [P089-0112]
- (2) 3.3E-03 Tons per thirteen consecutive 28-day periods [P089-0112]

###### (C) NO<sub>x</sub>:

- (1) 0.13 lb/hr [P089-0112]
- (2) 0.57 Tons per thirteen consecutive 28-day periods [P089-0112]

###### (D) VOC:

- (1) 6.99E-03 lb/hr [P089-0112]
- (2) 0.031 Tons per thirteen consecutive 28-day periods [P089-0112]

###### (E) CO:

- (1) 0.11 lb/hr [P089-0112]
- (2) 0.48 Tons per thirteen consecutive 28-day periods [P089-0112]

##### iii. Fried Cheese Puff Production Emissions

###### (A) PM<sub>2.5/10</sub>:

- (1) FCPEX1 Stack: 0.026 lb/hr [P089-0112]
- (2) FCPEX2 Stack: 0.026 lb/hr [P089-0112]
- (3) FCPFRY Stack: 0.022 lb/hr [P089-0112]
- (4) FCPAAC Stack: 0.46 lb/hr [P089-0112]
- (5) 2.33 Tons per thirteen consecutive 28-day periods [P089-0112]

### **Section III: Applicable Requirements and Compliance Demonstration**

(B) VOC

- (1) FCPFRY Stack: 0.23 lb/hr [P089-0112]
- (2) 1.0 Tons per thirteen consecutive 28-day periods [P089-0112]

*b. Monitoring Requirements*

- i. Demonstration of compliance with the emissions limits in Section III.G.2.a of this Title V permit may be met by calculating the emissions rates using emissions factors from the following sources: [P089-0112]
  - (A) CMREC, CMSIL: AP-42 Fifth Edition, Chapter 9.9-1 – Grain Elevators & Processes, May 2003; PM<sub>10</sub> (uncontrolled EF), Table 9.9.1-1 and 9.9.1-2, Railcar Grain Receiving and Grain Handling. [P089-0112]
  - (B) BCPEX, BCPDRY, FCPFRY, FCPEX1&2, FCPAAC: Latest Stack Test Data [P089-0112]
  - (C) BCPDRY (Combustion Emissions Only): AP-42 Fifth Edition, Chapter 1.4 – Natural Gas Combustion, July 1998 [P089-0112]
  - (D) FCPFRY: VOC Emissions based on AP-42 Fifth Edition, Chapter 9 (uncontrolled EF), January 1995, Table 9.13.3-3; SCC 3-02-036-02- Deep Fat Fryer – Other Snack Chips [P089-0112]
- ii. Initial stack testing for PM<sub>10</sub> and PM<sub>2.5</sub> shall be required to verify the hourly emission rates in Section III.G.2.a of this Title V permit for the following stacks: Stack 33 (BCPEX), Stack 34 (BCPDRY), Stack 35 (FCPEX1), Stack 36 (FCPEX2), Stack 37 (FCPFRY), Stack 38 (FCPAAC) [P089-0112]
  - (A) The Permittee shall conduct initial stack testing within 60 days of achieving the maximum production rate, but not later than 180 days after initial startup. The Permittee shall submit test results within 60 days after completion of testing. [P089-0112]
  - (B) Stack test results shall be reported as follows: all pollutants in units of lb/hr [P089-0112]

*c. Record Keeping Requirements*

- i. The Permittee shall calculate and record the PM, PM<sub>10</sub>, PM<sub>2.5</sub>, SO<sub>2</sub>, NO<sub>x</sub>, VOC, and CO emissions in units of tons for the BCP and FCP lines and Baking Oven/Dryer (U1g) for each 28-day period and thirteen consecutive 28-day periods. The emissions for the thirteen consecutive 28-day periods shall be determined by adding (for each pollutant) the current 28-day period's emissions to that of the previous twelve consecutive 28-day periods. Such records shall include a sample calculation for each pollutant. The Permittee shall make these calculations within 28 days of the end of the previous 28-day period. The process emissions from the BCP and FCP lines shall be calculated separately from the combustion emissions from the Baking Oven/Dryer (U1g) sub-unit. [P089-0112]
- ii. The Permittee shall keep the results of all stack tests. [P089-0112]

*d. Reporting Requirements*

The Permittee shall submit additional information in writing, at the commissioner's request, within 30 days of receipt of notice from the commissioner or by such other date specified by the commissioner, whichever is earlier. [RCSA §22a-174-33(j)(1)(X)]

### **3. Air Pollution Control Equipment Operation and Maintenance**

*a. Limitation or Restriction*

- i. CMREC Stack No. 31 & CMSIL Stack No. 32 Particulate Filters:
  - (A) The pressure differential for the particulate filters associated with CMREC and CMSIL (Stack Nos. 31 & 32) shall not exceed 6 psig on a 3-hour rolling basis. [P089-0112]

### Section III: Applicable Requirements and Compliance Demonstration

- (1) The Permittee shall install an alarm to sound at 5 psig, indicating the requirement to change the filter media. [P089-0112]
  - ii. FCPFRY Stack No. 37 Oil Mist Eliminator:
    - (A) Operating Pressure Drop (inches of H<sub>2</sub>O): 2.5 [P089-0112]
    - (B) The Permittee shall conduct maintenance of the Oil Mist Eliminators (FCPFRY) on the following basis: [P089-0112]
      - (1) Cleaning of the pads to remove accumulated vegetable oil collected during operation of the system shall be done every 15 days; [P089-0112]
      - (2) Maintenance of the fan shall be performed to assure that it maintains sufficient air flow through the oil mist eliminators; and [P089-0112]
      - (3) Pads must be replaced in accordance with manufacturer's written specifications. [P089-0112]
  - iii. The Permittee shall conduct maintenance of the RotoClone Wet Dust Collectors (FCPEX1 and FCPEX2) on the following basis:
    - (A) In accordance with the manufacturer's written specifications; and [P089-0112]
    - (B) Concurrently with the cleaning of the Oil Mist Eliminators (FCPFRY) specified in Section III.G.3.a.ii.(B)(1) [P089-0112]
  - iv. The Permittee shall properly operate the control equipment at all times that EU-35 is in operation and emitting air pollutants. [P089-0112]
- b. *Monitoring Requirements*
  - i. Record keeping specified in Section III.G.3.c. of this Title V permit shall be sufficient to meet other Monitoring Requirements pursuant to RCSA §22a-174-33. [RCSA §22a-174-33(j)(l)(K)(ii)]
  - ii. The Permittee shall perform inspections of the control devices on a monthly basis. [P089-0112]
  - iii. The Permittee shall monitor the pressure differential for the particulate filters associated with CMREC (Stack No. 31) and CMSIL (Stack No. 32). [P089-0112]
- c. *Record Keeping Requirements*
  - i. The Permittee shall keep records of the monthly inspections and any maintenance performed on each particulate control device, including those associated with the processes venting inside the production area. These records shall consist of the following: [P089-0112]
    - (A) the date and time of the inspection/maintenance activity; [P089-0112]
    - (B) reason for the inspection/maintenance activity; [P089-0112]
    - (C) findings and corrective actions taken; and [P089-0112]
    - (D) the name of the person making the entry. [P089-0112]
  - ii. The Permittee shall maintain records sufficient to determine compliance with the limitation or restriction in Section III.G.3.a of this Title V permit.  
[RCSA §22a-174-33(j)(1)(K)]

### **Section III: Applicable Requirements and Compliance Demonstration**

#### **d. *Reporting Requirements***

- i. The Permittee shall notify the commissioner in writing of any malfunction of this equipment, the air pollution control equipment or any continuous monitoring system. The Permittee shall submit such notification within ten days of the malfunction. The notification shall include the following:  
[P089-0112]
  - (A) A description of the malfunction and a description of the circumstances surrounding the cause or likely cause of such malfunction; and [P089-0112]
  - (B) A description of all corrective actions and preventative measures taken and/or planned with respect to such malfunction and the dates of such actions and measures. [P089-0112]
- ii. The Permittee shall submit additional information in writing, at the commissioner's request, within 30 days of receipt of notice from the commissioner or by such other date specified by the commissioner, whichever is earlier.  
[RCSA §22a-174-33(j)(1)(X)]

#### **4. Hazardous Air Pollutants**

##### **a. *Limitation or Restriction***

This equipment shall not cause an exceedance of the Maximum Allowable Stack Concentration (MASC) for any hazardous air pollutant HAP emitted and listed in RCSA §22a-174-29. [P089-0112]  
[STATE ONLY REQUIREMENT]

##### **b. *Monitoring Requirements***

Record keeping specified in Section III.G.4.c of this Title V permit shall be sufficient to meet other Monitoring Requirements pursuant to RCSA §22a-174-33.  
[RCSA §22a-174-33(j)(1)(K)(ii)]

##### **c. *Record Keeping Requirements***

The Permittee shall maintain records sufficient to determine compliance with the limitation or restriction in Section III.G.4.a of this Title V permit.  
[RCSA §22a-174-33(j)(1)(K)]

##### **d. *Reporting Requirements***

The Permittee shall submit additional information in writing, at the commissioner's request, within 30 days of receipt of notice from the commissioner or by such other date specified by the commissioner, whichever is earlier. [RCSA §22a-174-33(j)(1)(X)]

#### **5. Opacity**

##### **a. *Limitation or Restriction***

Emissions from Stack Nos. 33 through 38 shall not exceed 10% opacity during any six minute block average as measured by 40 CFR Part 60, Appendix A, Reference Method 9. [P089-0112]

##### **b. *Monitoring Requirements***

Record keeping specified in Section III.G.5.c of this Title V permit shall be sufficient to meet other Monitoring Requirements pursuant to RCSA §22a-174-33.  
[RCSA §22a-174-33(j)(1)(K)(ii)]

### **Section III: Applicable Requirements and Compliance Demonstration**

#### *c. Record Keeping Requirements*

The Permittee shall maintain records sufficient to determine compliance with the limitation or restriction in Section III.G.5.a of this Title V permit.

[RCSA §22a-174-33(j)(1)(K)]

#### *d. Reporting Requirements*

The Permittee shall submit additional information in writing, at the commissioner's request, within 30 days of receipt of notice from the commissioner or by such other date specified by the commissioner, whichever is earlier. [RCSA §22a-174-33(j)(1)(X)]

### **H. PREMISES-WIDE GENERAL REQUIREMENTS**

- 1. Annual Emission Statements:** The Permittee shall submit annual emission statements requested by the commissioner as set forth in RCSA §22a-174-4a(b)(1).
- 2. Emission Testing:** The Permittee shall comply with the procedures for sampling, emission testing, sample analysis, and reporting as set forth in RCSA §22a-174-5.
- 3. Emergency Episode Procedures:** The Permittee shall comply with the procedures for emergency episodes as set forth in RCSA §22a-174-6.
- 4. Reporting of Malfunctioning Control Equipment:** The Permittee shall comply with the reporting requirements of malfunctioning control equipment as set forth in RCSA §22a-174-7.
- 5. Prohibition of Air Pollution:** The Permittee shall comply with the requirement to prevent air pollution as set forth in RCSA §22a-174-9.
- 6. Public Availability of Information:** The public availability of information shall apply, as set forth in RCSA §22a-174-10.
- 7. Prohibition Against Concealment/Circumvention:** The Permittee shall comply with the prohibition against concealment or circumvention as set forth in RCSA §22a-174-11.
- 8. Violations and Enforcement:** The Permittee shall not violate or cause the violation of any applicable regulation as set forth in RCSA §22a-174-12.
- 9. Variances:** The Permittee may apply to the commissioner for a variance from one or more of the provisions of these regulations as set forth in RCSA §22a-174-13.
- 10. No Defense to Nuisance Claim:** The Permittee shall comply with the regulations as set forth in RCSA §22a-174-14.
- 11. Severability:** The Permittee shall comply with the severability requirements as set forth in RCSA §22a-174-15.
- 12. Responsibility to Comply:** The Permittee shall be responsible to comply with the applicable regulations as set forth in RCSA §22a-174-16.
- 13. Particulate Emissions:** The Permittee shall comply with the standards for control of particulate matter and visible emissions as set forth in RCSA §22a-174-18.

### **Section III: Applicable Requirements and Compliance Demonstration**

- 14. Fuel Sulfur Content:** The Permittee shall not use No. 2 heating oil that exceeds fifteen parts per million of sulfur by weight as set forth in CGS §16a-21a(a)(2)(B).
- 15. Sulfur Compound Emissions:** The Permittee shall comply with the requirements for control of sulfur compound emissions as set forth in RCSA §22a-174-19b.
- 16. Organic Compound Emissions:** The Permittee shall comply with the requirements for control of organic compound emissions as set forth in RCSA §22a-174-20.
- 17. Nitrogen Oxide Emissions:** The Permittee shall comply with the requirements for control of nitrogen oxide emissions as set forth in RCSA §22a-174-22f.
- 18. Ambient Air Quality:** The Permittee shall not cause or contribute to a violation of an ambient air quality standard as set forth in RCSA §22a-174-24(b).
- 19. Open Burning:** The Permittee is prohibited from conducting open burning, except as may be allowed by CGS §22a-174(f).
- 20. Asbestos:** Should the premises, as defined in 40 CFR §61.145, become subject to the national emission standard for asbestos regulations in 40 CFR Part 61 Subpart M when conducting any renovation or demolition at this premises, then the Permittee shall submit proper notification as described in 40 CFR §61.145(b) and shall comply with all other applicable requirements of 40 CFR Part 61 Subpart M.
- 21. Emission Fees:** The Permittee shall pay an emission fee as set forth in RCSA §22a-174-26(d).

## Section IV: Compliance Schedule

TABLE IV: COMPLIANCE SCHEDULE				
Emissions Unit	Applicable Regulations	Steps Required for Achieving Compliance (Milestones)	Date by which Each Step is to be Completed	Dates for Monitoring, Record Keeping, and Reporting
		No Steps are required for achieving compliance at this time		



## **Section V: STATE ENFORCEABLE TERMS AND CONDITIONS**

Only the Commissioner of the Department of Energy and Environmental Protection has the authority to enforce the terms, conditions and limitations contained in this section.

### **SECTION V: STATE ENFORCEABLE TERMS AND CONDITIONS**

- A.** This Title V permit does not relieve the Permittee of the responsibility to conduct, maintain and operate the emissions units in compliance with all applicable requirements of any other Bureau of the Department of Energy and Environmental Protection or any federal, local or other state agency. Nothing in this Title V permit shall relieve the Permittee of other obligations under applicable federal, state and local law.
- B.** Nothing in this Title V permit shall affect the commissioner's authority to institute any proceeding or take any other action to prevent or abate violations of law, prevent or abate pollution, investigate air pollution, recover costs and natural resource damages, and to impose penalties for violations of law, including but not limited to violations of this or any other permit issued to the Permittee by the commissioner.
- C.** Additional Emissions Units
  - 1.** The Permittee shall make and submit a written record, at the commissioner's request, within 30 days of receipt of notice from the commissioner, or by such other date specified by the commissioner, of each additional emissions unit or group of similar or identical emissions units at the premises.
  - 2.** Such record of additional emissions units shall include each emissions unit, or group of emissions units, at the premises which is not listed in Section II.A of this Title V permit, unless the emissions unit, or group of emissions units, is:
    - a. an insignificant emissions unit as defined in RCSA §22a-174-33; or
    - b. an emissions unit or activity listed in *White Paper for Streamlined Development of Part 70 Permit Applications, Attachment A* (EPA guidance memorandum dated July 10, 1995).
  - 3.** For each emissions unit, or group of emissions units, on such record, the record shall include, as available:
    - a. Description, including make and model;
    - b. Year of construction/installation or if a group, range of years of construction/installation;
    - c. Maximum throughput or capacity; and
    - d. Fuel type, if applicable.
- D.** Odors: The Permittee shall not cause or permit the emission of any substance or combination of substances which creates or contributes to an odor that constitutes a nuisance beyond the property boundary of the premises as set forth in RCSA §22a-174-23.
- E.** Noise: The Permittee shall operate in compliance with the regulations for the control of noise as set forth in RCSA §§22a-69-1 through 22a-69-7.4, inclusive.
- F.** Hazardous Air Pollutants (HAPs): The Permittee shall operate in compliance with the regulations for the control of HAPs as set forth in RCSA §22a-174-29.

## **Section VI: TITLE V REQUIREMENTS**

The Administrator of the United States Environmental Protection Agency and the Commissioner of the Department of Energy and Environmental Protection have the authority to enforce the terms and conditions contained in this section.

### **SECTION VI: TITLE V REQUIREMENTS**

#### **A. SUBMITTALS TO THE COMMISSIONER & ADMINISTRATOR**

The date of submission to the commissioner of any document required by this Title V permit shall be the date such document is received by the commissioner. The date of any notice by the commissioner under this Title V permit, including, but not limited to notice of approval or disapproval of any document or other action, shall be the date such notice is delivered or the date three days after it is mailed by the commissioner, whichever is earlier. Except as otherwise specified in this Title V permit, the word "day" means calendar day. Any document or action which is required by this Title V permit to be submitted or performed by a date which falls on a Saturday, Sunday or legal holiday shall be submitted or performed by the next business day thereafter.

Any document required to be submitted to the commissioner under this Title V permit shall, unless otherwise specified in writing by the commissioner, be directed to: Compliance Analysis and Coordination Unit, Bureau of Air Management, Department of Energy and Environmental Protection; 79 Elm Street, 5th Floor; Hartford, Connecticut 06106-5127.

Any submittal to the Administrator of the Environmental Protection Agency shall be submitted per the procedure required by the applicable requirement or otherwise in a computer-readable format and addressed to: : Director, Enforcement and Compliance Assurance Division, U.S. EPA Region I, 5 Post Office Square, Suite 100 (Mailcode: 04-02), Boston, Massachusetts 02109-3912, Attn: Air Compliance Clerk.

#### **B. CERTIFICATIONS [RCSA §22a-174-33(b)]**

In accordance with RCSA §22a-174-33(b), any report or other document required by this Title V permit and any other information submitted to the commissioner or Administrator shall be signed by an individual described in RCSA §22a-174-2a(a), or by a duly authorized representative of such individual. Any individual signing any document pursuant to RCSA §22a-174-33(b) shall examine and be familiar with the information submitted in the document and all attachments thereto, and shall make inquiry of those individuals responsible for obtaining the information to determine that the information is true, accurate, and complete, and shall also sign the following certification as provided in RCSA §22a-174-2a(a)(4):

“I have personally examined and am familiar with the information submitted in this document and all attachments thereto, and I certify that based on reasonable investigation, including my inquiry of those individuals responsible for obtaining the information, the submitted information is true, accurate and complete to the best of my knowledge and belief. I understand that any false statement made in the submitted information may be punishable as a criminal offense under Section 22a-175 of the Connecticut General Statutes, under Section 53a-157b of the Connecticut General Statutes, and in accordance with any applicable statute.”

#### **C. SIGNATORY RESPONSIBILITY [RCSA §22a-174-2a(a)]**

For purposes of signing any Title V-related application, document, report or certification required by RCSA §22a-174-33, any corporation's duly authorized representative may be either a named individual or any individual occupying a named position. Such named individual or individual occupying a named position is a duly authorized representative if such individual is responsible for the overall operation of one or more manufacturing, production or operating facilities subject to RCSA §22a-174-33 and either:

## **Section VI: TITLE V REQUIREMENTS**

1. The facilities employ more than 250 persons or have gross annual sales or expenditures exceeding 25 million dollars in second quarter 1980 dollars; or
2. The delegation of authority to the duly authorized representative has been given in writing by an officer of the corporation in accordance with corporate procedures and the following:
  - i. Such written authorization specifically authorizes a named individual, or a named position, having responsibility for the overall operation of the Title V premises or activity,
  - ii. Such written authorization is submitted to the commissioner and has been approved by the commissioner in advance of such delegation. Such approval does not constitute approval of corporate procedures, and
  - iii. If a duly authorized representative is a named individual in an authorization submitted under subclause ii. of this subparagraph and a different individual is assigned or has assumed the responsibilities of the duly authorized representative, or, if a duly authorized representative is a named position in an authorization submitted under subclause ii. of this subparagraph and a different named position is assigned or has assumed the duties of the duly authorized representative, a new written authorization shall be submitted to the commissioner prior to or together with the submission of any application, document, report or certification signed by such representative.

### **D. ADDITIONAL INFORMATION [RCSA §22a-174-33(j)(1)(X), RCSA §22a-174-33(h)(2)]**

The Permittee shall submit additional information in writing, at the commissioner's request, within 30 days of receipt of notice from the commissioner or by such other date specified by the commissioner, whichever is earlier, including information to determine whether cause exists for modifying, revoking, reopening, reissuing, or suspending this Title V permit or to determine compliance with this Title V permit.

In addition, the Permittee shall submit information to address any requirements that become applicable to the subject source and shall submit correct, complete, and sufficient information within 15 days of the applicant's becoming aware of any incorrect, incomplete, or insufficient submittal, during the pendency of the application, or any time thereafter, with an explanation for such deficiency and a certification pursuant to RCSA §22a-174-2a(a)(5).

### **E. MONITORING REPORTS [RCSA §22a-174-33(o)(1)]**

A Permittee, required to perform monitoring pursuant to this Title V permit, shall submit to the commissioner, on forms prescribed by the commissioner, written monitoring reports on March 1 and September 1 of each year or on a more frequent schedule if specified in such permit. Such monitoring reports shall include the date and description of each deviation from a permit requirement including, but not limited to:

1. Each deviation caused by upset or control equipment deficiencies; and
2. Each deviation of a permit requirement that has been monitored by the monitoring systems required under this Title V permit, which has occurred since the date of the last monitoring report; and
3. Each deviation caused by a failure of the monitoring system to provide reliable data.

## **Section VI: TITLE V REQUIREMENTS**

### **F. PREMISES RECORDS [RCSA §22a-174-33(o)(2)]**

Unless otherwise required by this Title V permit, the Permittee shall make and keep records of all required monitoring data and supporting information for at least five years from the date such data and information were obtained. The Permittee shall make such records available for inspection at the site of the subject source, and shall submit such records to the commissioner upon request. The following information, in addition to required monitoring data, shall be recorded for each permitted source:

1. The type of monitoring or records used to obtain such data, including record keeping;
2. The date, place, and time of sampling or measurement;
3. The name of the individual who performed the sampling or the measurement and the name of such individual's employer;
4. The date(s) on which analyses of such samples or measurements were performed;
5. The name and address of the entity that performed the analyses;
6. The analytical techniques or methods used for such analyses;
7. The results of such analyses;
8. The operating conditions at the subject source at the time of such sampling or measurement; and
9. All calibration and maintenance records relating to the instrumentation used in such sampling or measurements, all original strip-chart recordings or computer printouts generated by continuous monitoring instrumentation, and copies of all reports required by the subject permit.

### **G. PROGRESS REPORTS [RCSA §22a-174-33(q)(1)]**

The Permittee shall, on March 1 and September 1 of each year, or on a more frequent schedule if specified in this Title V permit, submit to the commissioner a progress report on forms prescribed by the commissioner, and certified in accordance with RCSA §22a-174-2a(a)(5). Such report shall describe the Permittee's progress in achieving compliance under the compliance plan schedule contained in this Title V permit. Such progress report shall:

1. Identify those obligations under the compliance plan schedule in this Title V permit which the Permittee has met, and the dates on which they were met; and
2. Identify those obligations under the compliance plan schedule in this Title V permit which the Permittee has not timely met, explain why they were not timely met, describe all measures taken or to be taken to meet them and identify the date by which the Permittee expects to meet them.

Any progress report prepared and submitted pursuant to RCSA §22a-174-33(q)(1) shall be simultaneously submitted by the Permittee to the Administrator.

## **Section VI: TITLE V REQUIREMENTS**

### **H. COMPLIANCE CERTIFICATIONS [RCSA §22a-174-33(q)(2)]**

The Permittee shall, on March 1 of each year, or on a more frequent schedule if specified in this Title V permit, submit to the commissioner a written compliance certification certified in accordance with RCSA §22a-174-2a(a)(5) and which includes the information identified in 40 CFR §70.6(c)(5)(iii)(A) to (C), inclusive.

Any compliance certification prepared and submitted pursuant to RCSA §22a-174-33(q)(2) shall be simultaneously submitted by the Permittee to the Administrator.

### **I. PERMIT DEVIATION NOTIFICATIONS [RCSA §22a-174-33(p)]**

Notwithstanding Section VI.E. of this Title V permit, the Permittee shall notify the commissioner in writing, on forms prescribed by the commissioner, of any deviation from an emissions limitation, and shall identify the cause or likely cause of such deviation, all corrective actions and preventive measures taken with respect thereto, and the dates of such actions and measures as follows:

1. For any hazardous air pollutant, no later than 24 hours after such deviation commenced; and
2. For any other regulated air pollutant, no later than ten days after such deviation commenced.

### **J. PERMIT RENEWAL [RCSA §22a-174-33(j)(1)(B)]**

All of the terms and conditions of this Title V permit shall remain in effect until the renewal permit is issued or denied provided that a timely renewal application is filed in accordance with RCSA §§22a-174-33(g), -33(h), and -33(i).

### **K. OPERATE IN COMPLIANCE [RCSA §22a-174-33(j)(1)(C)]**

The Permittee shall operate the source in compliance with the terms of all applicable regulations, the terms of this Title V permit, and any other applicable provisions of law. In addition, any noncompliance constitutes a violation of the Clean Air Act and Chapter 446c of the Connecticut General Statutes and is grounds for federal and/or state enforcement action, permit termination, revocation and reissuance, or modification, and denial of a permit renewal application.

### **L. COMPLIANCE WITH PERMIT [RCSA §22a-174-33(j)(1)(G)]**

This Title V permit shall not be deemed to:

1. Preclude the creation or use of emission reduction credits or allowances or the trading thereof in accordance with RCSA §§22a-174-33(j)(1)(I) and -33(j)(1)(P), provided that the commissioner's prior written approval of the creation, use, or trading is obtained;
2. Authorize emissions of an air pollutant so as to exceed levels prohibited pursuant to 40 CFR Part 72;
3. Authorize the use of allowances pursuant to 40 CFR Parts 72 through 78, inclusive, as a defense to noncompliance with any other applicable requirement; or
4. Impose limits on emissions from items or activities specified in RCSA §§22a-174-33(g)(3)(A) and -33(g)(3)(B) unless imposition of such limits is required by an applicable requirement.

## **Section VI: TITLE V REQUIREMENTS**

### **M. INSPECTION TO DETERMINE COMPLIANCE [RCSA §22a-174-33(j)(1)(M)]**

The commissioner may, for the purpose of determining compliance with this Title V permit and other applicable requirements, enter the premises at reasonable times to inspect any facilities, equipment, practices, or operations regulated or required under such permit; to sample or otherwise monitor substances or parameters; and to review and copy relevant records lawfully required to be maintained at such premises in accordance with this Title V permit. It shall be grounds for permit revocation should entry, inspection, sampling, or monitoring be denied or effectively denied, or if access to and the copying of relevant records is denied or effectively denied.

### **N. PERMIT AVAILABILITY**

The Permittee shall have available at the facility at all times a copy of this Title V permit.

### **O. SEVERABILITY CLAUSE [RCSA §22a-174-33(j)(1)(R)]**

The provisions of this Title V permit are severable. If any provision of this Title V permit or the application of any provision of this Title V permit to any circumstance is held invalid, the remainder of this Title V permit and the application of such provision to other circumstances shall not be affected.

### **P. NEED TO HALT OR REDUCE ACTIVITY [RCSA §22a-174-33(j)(1)(T)]**

It shall not be a defense for the 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 Title V permit.

### **Q. PERMIT REQUIREMENTS [RCSA §22a-174-33(j)(1)(V)]**

The filing of an application or of a notification of planned changes or anticipated noncompliance does not stay the Permittee's obligation to comply with this Title V permit.

### **R. PROPERTY RIGHTS [RCSA §22a-174-33(j)(1)(W)]**

This Title V permit does not convey any property rights or any exclusive privileges. This Title V permit is subject to, and in no way derogates from any present or future property rights or other rights or powers of the State of Connecticut, and is further subject to any and all public and private rights and to any federal, state or local laws or regulations pertinent to the facility or regulated activity affected thereby, including CGS §4-181a(b) and RCSA §22a-3a-5(b). This Title V permit shall neither create nor affect any rights of persons who are not parties to this Title V permit.

### **S. ALTERNATIVE OPERATING SCENARIO RECORDS [RCSA §22a-174-33(o)(3)]**

The Permittee shall, contemporaneously with making a change authorized by this Title V permit from one alternative operating scenario to another, maintain a record at the premises indicating when changes are made from one operating scenario to another and shall maintain a record of the current alternative operating scenario.

## **Section VI: TITLE V REQUIREMENTS**

### **T. OPERATIONAL FLEXIBILITY AND OFF-PERMIT CHANGES [RCSA §22a-174-33(r)(2)]**

The Permittee may engage in any action allowed by the Administrator in accordance with 40 CFR §§70.4(b)(12)(i) to (iii)(B), inclusive, and 40 CFR §§70.4(b)(14)(i) to (iv), inclusive, without a Title V non-minor permit modification, minor permit modification or revision and without requesting a Title V non-minor permit modification, minor permit modification or revision provided such action does not:

1. Constitute a modification under 40 CFR Part 60, 61 or 63;
2. Exceed emissions allowable under the subject permit;
3. Constitute an action which would subject the Permittee to any standard or other requirement pursuant to 40 CFR Parts 72 to 78, inclusive; or
4. Constitute a non-minor permit modification pursuant to RCSA §22a-174-2a(d)(4).

At least seven days before initiating an action specified in RCSA §22a-174-33(r)(2)(A), the Permittee shall notify the Administrator and the commissioner in writing of such intended action.

### **U. INFORMATION FOR NOTIFICATION [RCSA §22a-174-33(r)(2)(A)]**

Written notification required under RCSA §22a-174-33(r)(2)(A) shall include a description of each change to be made, the date on which such change will occur, any change in emissions that may occur as a result of such change, any Title V permit terms and conditions that may be affected by such change, and any applicable requirement that would apply as a result of such change. The Permittee shall thereafter maintain a copy of such notice with the Title V permit. The commissioner and the Permittee shall each attach a copy of such notice to their copy of the Title V permit.

### **V. TRANSFERS [RCSA §22a-174-2a(g)]**

No person other than the Permittee shall act or refrain from acting under the authority of this Title V permit unless such permit has been transferred to another person in accordance with RCSA §22a-174-2a(g).

The proposed transferor and transferee of a permit shall submit to the commissioner a request for a permit transfer on a form provided by the commissioner. A request for a permit transfer shall be accompanied by any fees required by any applicable provision of the general statutes or regulations adopted thereunder. The commissioner may also require the proposed transferee to submit with any such request, the information identified in CGS §22a-6o.

### **W. REVOCATION [RCSA §22a-174-2a(h)]**

The commissioner may revoke this Title V permit on his own initiative or on the request of the Permittee or any other person, in accordance with CGS §4-182(c), RCSA §22a-3a-5(d), and any other applicable law. Any such request shall be in writing and contain facts and reasons supporting the request. The Permittee requesting revocation of this Title V permit shall state the requested date of revocation and provide evidence satisfactory to the commissioner that the subject source is no longer a Title V source.

Pursuant to the Clean Air Act, the Administrator has the power to revoke this Title V permit. Pursuant to the Clean Air Act, the Administrator also has the power to reissue this Title V permit if the Administrator has determined that the commissioner failed to act in a timely manner on a permit renewal application.

## **Section VI: TITLE V REQUIREMENTS**

This Title V permit may be modified, revoked, reopened, reissued, or suspended by the commissioner, or the Administrator in accordance with RCSA §22a-174-33(r), CGS §22a-174c, or RCSA §22a-3a-5(d).

### **X. REOPENING FOR CAUSE [RCSA §22a-174-33(s)]**

This Title V permit may be reopened by the commissioner, or the Administrator in accordance with RCSA §22a-174-33(s).

### **Y. CREDIBLE EVIDENCE**

Notwithstanding any other provision of this Title V permit, for the purpose of determining compliance or establishing whether a Permittee has violated or is in violation of any permit condition, nothing in this Title V permit shall preclude the use, including the exclusive use, of any credible evidence or information.



# MEMORANDUM

TO: Jaimeson Sinclair, Director

Application No.: 202109150

Date Received: 08/23/2021

FROM: James Grillo, APCE  
Louis J. Corsino III, Supervising APCE

DATE: November 8, 2022

SUBJECT: Final Permit Signature for a Minor Modification of Title V Permit No. 089-0066-TV; Frito-Lay, Inc. Dayville, Connecticut

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## DISCUSSION:

Frito-Lay, Inc. was issued a tentative determination for a minor modification to their Title V permit on September 23, 2022. This modification incorporates the applicable requirements for the new snack chip lines which were permitted on May 31, 2022.

There were no comments from EPA Region 1, the applicant submitted several minor comments.

The following comments are administrative in nature and not related to the proposed minor modification as they only correct and update several regulatory citations:

- Section III.C.6.b – Added New Source Performance Standard monitoring citation [*40 CFR §60.4340(a)*] as this monitoring requirement was never included in the permit.
- Section III.E.1.c.iii – Changed citation from RCSA §22a-174-**3c(c)** to **-3b(h)** to reflect the correct applicable requirement.
- Section H.1 – Revised the citation requiring Permittee's to pay emissions fees from RCSA §22a-174-**4(d)(1)** to **-4a(b)(1)** as this regulation citation was changed since the tentative determination.

The following comments were received by the applicant are related to the new snack food chip line that was permitted in 2022:

- Section III.G.2.b.i.(D) – Typographical error to change the SCC Code from 3-02-03602 to 03-02-036-02 to reflect the correct SCC code.
- Section III.G.2.b.ii.(B) – Deleted the statement that the particulate design specifications are not to be verified during the performance test. The design specifications were not incorporated into the permit and this statement was incorporated into the NSR permit as a clarifying statement and is not an applicable requirement for the purposes of Title V.

## RECOMMENDATION:

Based on the information written above, it is recommended that Permit No. 089-0066-TV be issued to Frito-Lay, Inc.

/s/James Grillo  
James Grillo, APCE

11/08/22  
Date

## REVIEW:

/s/ Louis J. Corsino III  
Louis J. Corsino III, SAPCE  
SAPCE

11/10/2022  
Date

**CONNECTICUT DEPARTMENT OF ENERGY AND ENVIRONMENTAL PROTECTION  
BUREAU OF AIR MANAGEMENT**

**Connecticut Title V Operating Permit  
Technical Support Document for a Permit Minor Modification**

*Frito-Lay, Inc.  
1886 Upper Maple Street  
Dayville, CT 06241*

Permit No.: 089-0066-TV  
Application No.: 202109150

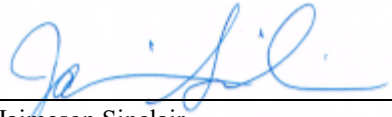
/s/James Grillo  
James Grillo  
Air Pollution Control Engineer

08/26/2022  
Date

**APPROVALS:**

/s/ Louis J. Corsino III  
Louis J. Corsino III  
Supervising Air Pollution Control Engineer

9/13/2022  
Date

  
Jaimeson Sinclair  
Director

09/22/2022  
Date

## REASON FOR APPLICATION

Frito-Lay, Inc. submitted a minor modification application on August 23, 2021, requesting that the applicable requirements for a new snack food manufacturing process be incorporated into their Title V permit. The minor source New Source Review permit, Permit No. 089-0112, was issued to Frito-Lay, Inc. on May 31, 2021.

## REGULATORY APPLICABILITY

The requested changes are considered a minor modification pursuant to RCSA §22a-174-2a since the incorporation of the applicable requirements from Permit No. 089-0112 is not considered a revision pursuant to RCSA §22a-174-2a(f) or a non-minor modification pursuant to RCSA §22a-174-2a(d). Pursuant to RCSA §22a-174-2a(e)(6), this Title V permit will be modified without published notice, public comment, or hearing.

## PREMISES DESCRIPTION

Frito-Lay, Inc. manufactures snack food products at their facility in Dayville, CT. Raw material is received by the plant and stored onsite. The raw material is processed in various snack food production lines, packaged and distributed to off-site locations. Process steam is generated by three on-site boilers, and a Solar Combustion Turbine/Duct Burner cogeneration system, with each boiler vented to a common stack and the cogeneration system (CHP plant) vented to its own dedicated stack. Furthermore, a portion of hot (pre-treated) exhaust gas from the cogeneration system is diverted to the plant's starch dryers to be used as an alternate source of heat. The boilers are natural gas fired and the cogeneration system is also fueled exclusively by natural gas.

Frito-Lay's Cogeneration system (EU-11), which consists of a Centaur 50-6200S Gas Turbine with a 44.4 MMBtu/hr duct burner is subject to 40 CFR Part 60 Subpart KKKK, New Source Performance Standards for Stationary Combustion Turbines since the unit is a stationary combustion turbine with a heat input at peak load greater than 10 MMBtu/hr and it was constructed after February 18, 2005. A portion of the SCR-treated exhaust gas is used as the primary source of heat and conveying gas for the two starch dryers (GEU-2) that comprise the facility's Starch Recovery System. Alternatively, when EU-11 is not operating, Starch Dryer No. 1 uses a steam heat exchanger to heat air used as the drying and conveying medium, while Starch Dryer No. 2 uses a direct fired natural gas heater burner.

The three on-site boilers (GEU-3) produce process steam for manufacturing and are vented to a common stack. The boilers were constructed in 1980 and 1981 and therefore are not subject to the New Source Performance Standards for Small Industrial-Commercial-Institutional Steam Generating Units since the applicability date is for units constructed, modified, or reconstructed after June 9, 1989. Additionally, the boilers are not subject to the National Emission Standards for Hazardous Air Pollutants for Industrial, Commercial, and Institutional Boilers for Area Sources since they are considered a *gas-fired boiler* pursuant to 40 CFR §63.11195(e).

The two emergency fire pump engines (GEU-4) are subject to 40 CFR Part 60 Subpart IIII, New Source Performance Standards for Stationary Compression Ignition Internal Combustion Engines since the engines are stationary reciprocating internal combustion engines located at an area source of HAPs.

The single Cold Cleaner No. 1 (EU-28) is subject to RCSA §22a-174-20(l).

In addition to the boilers, fire pumps and cogeneration system, other potential sources of emissions are generated by process cookers, process ovens, process fryers, process extruders, processes seasoning stations, process coolers, a process popper, starch dryers, grain handling operations and furnaces.

Operating hours for the facility are 24 hours per day and 365 days per year.

Frito-Lay, Inc. exceeds the major source threshold for the following pollutant: CO

Frito Lay, Inc. is a Title V source located in a serious ozone non-attainment area defined in RCSA §22a-174-1(103).

#### COMPLIANCE ASSURANCE MONITORING (CAM) APPLICABILITY

Emissions Unit	Description	Subject to Emission Limitation or Standard?	Emission Limitation or Standard Subject to	Is Emission Limitation or Standard Exempt Under 40 CFR 64.2(b)(1)?	Use a Control Device to Achieve Compliance?	Have Potential Pre-control Emissions of at Least 100% of Major Source Amount?	Pollutant-Specific Unit	Subject to the CAM Rule?
EU-11	Cogeneration System	Yes	40 CFR Part 60 Subpart KKKK	Yes	Yes, SCR and Low NO <sub>x</sub> Burner	No	NO <sub>x</sub>	No
EU-35	Baked Cheese Puff and Fried Cheese Puff Manufacturing Line	Yes	RCSA §22a-174-18(f)(3)	No	Yes	No	PM	No

#### CHANGES TO PERMIT SINCE LAST ISSUE

Incorporated the applicable requirements from Permit No. 089-0112 and the relevant sections of the Regulations of Connecticut State Agencies for the Baked and Fried Cheese Puff Manufacturing Line. There are no New Source Performance Standards that apply to this manufacturing line.

Frito-Lay, Inc. will operate two cheese puff snack food manufacturing lines at their Dayville facility, one for Baked Cheese Puffs (BCP) and one for Fried Cheese Puffs (FCP). The lines operate separately except for the shared cornmeal receiving and distribution system. Bulk cornmeal is received at the facility by rail and is pneumatically unloaded from the railcars to outside storage silos. From the storage silos, the cornmeal is sifted and pneumatically transferred indoors to the extruder blending systems associated with each of the BCP and FCP process lines. Particulate emissions points are controlled by high efficiency filters, RotoClones (FCP line) and/or oil mist eliminators (FCP line).

The initial application was signed by Kerry A. Shields, Supply Chain Vice President and during the period of time between application submittal and issuance of this tentative determination, the Responsible Official has change to Haide Villuendas, Supply Chain Vice President. Therefore, it was requested that Frito-Lay re-submit a new Title V application (Form DEEP-TV-APP-100MM) with the appropriate changes and signatures.

## COMPLIANCE HISTORY

This facility was last inspected on August 8, 2021. The inspecting engineer's ["Premise Evaluation Report"](#) was reviewed and is included as an attachment to this evaluation.

The Compliance Report Evaluation [Title V Compliance Certification](#) document signed and dated on ... and covering the reporting period of January 1, 2021 to December 31, 2021 indicates that the facility is operating in compliance with the Title V permit. The Compliance Report Evaluation is attached to this evaluation.

In addition to the above, the compliance record was reviewed in accordance with the Environmental Compliance History Policy. The applicant's submitted compliance information form was reviewed along with agency records for information to evaluate the applicant's compliance history and the relevance of such history to the activity for which authorization is being sought. Additionally, a review of air program compliance was requested from the Enforcement Section and that response forms a part of this record.

## PUBLIC NOTICE

Pursuant to RCSA §22a-174-2a(e)(6), the commissioner may modify a Title V permit without public notice. Since this modification to the Title V permit only incorporates the applicable requirements from Permit No. 089-0112, which previously was publicly noticed, it is recommended that further public notice is not necessary at this time.

## STREAMLINING PERMIT FOR OUTDATED SIP REQUIREMENTS

Connecticut is using this Title V permit to streamline state adopted rules with EPA-approved Connecticut regulations found at 40 CFR §52.385.

EPA provides general guidance in White Paper 2 ([Development of Applications and Permits for outdated SIP requirements](#)) for simplifying permits where a source is subject to both a state adopted rule that is pending SIP approval and the approved SIP version of that rule. Connecticut state rules are as stringent as or more stringent than the current SIP for subject sources in this Title V permit, except as noted in Table 1.

Pending SIP requirements are state-enforceable only and become federally enforceable upon EPA approval of the SIP. State rules not submitted as a part of the Connecticut SIP remain state-enforceable only.

Consistent with Section 504(a) of the Clean Air Act, the Title V permits need only contain emission limits and other terms and conditions as needed to assure compliance with the applicable requirement.

**Table 1: Comparison of SIP with Current State Regulations**

<b>Topic of Regulation</b>	<b>SIP</b>	<b>Current Regulation</b>	<b>Current Regulation at Least as Stringent as SIP</b>
Air Pollution Emergency	19-508-6	22a-174-6	Yes, action levels are equivalent.
Prohibition of Air Pollution	19-508-9	22a-174-9	Yes, state rule expands prohibited activities.
Public Availability of Information	19-508-10	22a-174-10	Yes, definition of confidential information and the ability to charge a fee are the same in both rules.
Prohibition Against Concealment or Circumvention	19-508-11	22a-174-11	Yes, requirements are equivalent.
Violations and Enforcement	19-508-12	22a-174-12	Yes, state rule adds requirement of progress reports.
Variances	19-508-13	22a-174-13	Yes, state rule is an exact replica of SIP.
No Defense to Nuisance Claim	19-508-14	22a-174-14	Yes, state rule is an exact replica of SIP.
Severability	19-508-15	22a-174-15	Yes, state rule is an exact replica of SIP.
Responsibility to Comply	19-508-16	22a-174-16	Yes, state rule is an exact replica of SIP.
Control of Particulate Emissions	22a-174-18	22a-174-18	No, subsection (j) of the current rule allows alternative opacity standards for emission units equipped with continuous opacity monitors. SIP does not include subsection (j).