

Enclosure 2

U.S. EPA Region 4 Objection
Proposed Part 70 Operating Permit
Florida Power & Light, Putnam Plant

EPA objects to the issuance of this permit due to the following reasons:

- (1) Exemptions from Permitting: Appendix E-1 - It is our understanding that the changes to F.A.C. rules 62-213.300, and 62-213.420-440 addressed in a preliminary draft dated June 2, 1997, were officially adopted by the State on November 13, 1997. Therefore, the State needs to revise the permit, specifically Section II, item 6 and Appendix E-1, to delete the term "exempted from permitting" and replace it with the language contained in rules 62-213.300, and 62-213.420-440. Additionally, as agreed in previous conversations between Regional staff and the State, the State needs to remove the reference to F.A.C. rule 62-4, since it is not related to activities that may be considered "insignificant" under the title V program.
- (2) Periodic Monitoring - It is unclear how the permittee will show compliance with the heat input limitations in conditions A.1. and B.1. of the permit. The permit must require that the facility maintain fuel usage records to demonstrate compliance with the applicable heat input limit. Since this recordkeeping will be used to determine compliance with an hourly heat input rate limitation, the permit should contain an hourly fuel usage recordkeeping requirement in order to ensure that the facility remains in compliance with the hourly heat input limit.

In addition to the above objections, our review has identified the following concerns regarding the Putnam permit:

1. Subsection D - Permit condition D.4. needs to be renumbered. It seems that several portions of the boilerplate language that were not applicable were deleted without renumbering/editing the contents of the condition.
2. The NSPS Common Conditions (Section E) should contain language similar to Conditions A.1 and B.1 of Section II of the Martin Plant permit, i.e., "For the purposes of Rule 62-204.800(7), F.A.C., the definitions contained in the various provisions of 40 CFR 60, shall apply except that the term "Administrator" when used in 40 CFR 60, shall mean the Secretary or the Secretary's designee." In addition, similar language should be added either to Condition A.1 or to a new Condition, which puts the reader on notice that the 40 CFR 60 term "owner and operator," means "permittee" in

this permit. In addition, the phrase "[t]o the extent allowed by law" in the Note above Condition E.1 should be deleted. It is ambiguous and not repeated in any of the other permits in this context.