

FACILITY PERMIT TO OPERATE

**AES HUNTINGTON BEACH, LLC
21730 NEWLAND ST
HUNTINGTON BEACH, CA 92646**

NOTICE

IN ACCORDANCE WITH RULE 206, THIS PERMIT TO OPERATE OR A COPY THEREOF MUST BE KEPT AT THE LOCATION FOR WHICH IT IS ISSUED.

THIS PERMIT DOES NOT AUTHORIZE THE EMISSION OF AIR CONTAMINANTS IN EXCESS OF THOSE ALLOWED BY DIVISION 26 OF THE HEALTH AND SAFETY CODE OF THE STATE OF CALIFORNIA OR THE RULES OF THE SOUTH COAST AIR QUALITY MANAGEMENT DISTRICT. THIS PERMIT SHALL NOT BE CONSTRUED AS PERMISSION TO VIOLATE EXISTING LAWS, ORDINANCES, REGULATIONS OR STATUTES OF ANY OTHER FEDERAL, STATE OR LOCAL GOVERNMENTAL AGENCIES.

Barry R. Wallerstein, D. Env.
EXECUTIVE OFFICER

By _____
Mohsen Nazemi, P.E.
Deputy Executive Officer
Engineering & Compliance

FACILITY PERMIT TO OPERATE AES HUNTINGTON BEACH, LLC

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**FACILITY PERMIT TO OPERATE
 AES HUNTINGTON BEACH, LLC**

SECTION A: FACILITY INFORMATION

LEGAL OWNER &/OR OPERATOR: AES HUNTINGTON BEACH, LLC

LEGAL OPERATOR (if different than owner):

EQUIPMENT LOCATION: 21730 NEWLAND ST
 HUNTINGTON BEACH, CA 92646

MAILING ADDRESS: 21730 NEWLAND ST
 HUNTINGTON BEACH, CA 92646

RESPONSIBLE OFFICIAL: WEIKKO WIRTA

TITLE: PLANT MANAGER

TELEPHONE NUMBER: (714) 374-1421

CONTACT PERSON: WEIKKO WIRTA

TITLE: PLANT MANAGER

TELEPHONE NUMBER: (714) 374-1421

INITIAL TITLE V PERMIT ISSUED:

TITLE V PERMIT EXPIRATION DATE:

TITLE V	RECLAIM
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YES	NOx:	YES
	SOx:	YES
	CYCLE:	2
	ZONE:	COASTAL

FACILITY PERMIT TO OPERATE AES HUNTINGTON BEACH, LLC

SECTION B: RECLAIM ANNUAL EMISSION ALLOCATION

The annual allocation of NOx RECLAIM Trading Credits (RTCs) for this facility is calculated pursuant to Rule 2002. Total NOx emission shall not exceed such annual allocations unless the operator obtains RTCs corresponding to the facility's increased emissions in compliance with Rules 2005 and 2007.

The level of Starting Allocation plus Non-Tradable Credits used to determine compliance with Rule 2005(c)(4) and applicability of Rule 2005(e) - Trading Zone Restrictions is listed on the last page of this Section.

The following table lists the annual allocations that were issued to this facility and the amounts of RTCs held by this facility on the day of printing this Section.

RECLAIM POLLUTANT ANNUAL ALLOCATION (POUNDS)

Year Begin End (month/year)	Zone	NOx RTC Initially Allocated	NOx RTC ¹ Holding as of 12/21/2010 (pounds)	Non-Tradable ² Non-Usable RTCs (pounds)
7/2007 6/2008	Coastal	231926	94171	0
1/2008 12/2008	Coastal	0	0	0
7/2008 6/2009	Coastal	231926	131767	6262
7/2009 6/2010	Coastal	231926	30070	12524
7/2010 6/2011	Coastal	231926	126005	18786
7/2011 6/2012	Coastal	231926	179740	25048
7/2012 6/2013	Coastal	231926	179740	25048
7/2013 6/2014	Coastal	231926	179740	25048
7/2014 6/2015	Coastal	231926	179740	25048
7/2015 6/2016	Coastal	231926	179740	25048
7/2016 6/2017	Coastal	231926	179740	25048
7/2017 6/2018	Coastal	231926	179740	25048
7/2018 6/2019	Coastal	231926	179740	25048
7/2019 6/2020	Coastal	231926	179740	25048
7/2020 6/2021	Coastal	231926	179740	25048
7/2021 6/2022	Coastal	231926	179740	25048
7/2022 6/2023	Coastal	231926	179740	25048

Footnotes:

1. This number may change due to pending trades, emissions reported under Quarterly Certification of Emissions Report (QCER) and Annual Permit Emission Program (APEP) Report required pursuant to Rule 2004, or deductions made pursuant to Rule 2010(b). The most recent total RTC information can be obtained from the District's RTC Listing.
2. The use of such credits is subject to restrictions set forth in paragraph (f)(1) of Rule 2002.

FACILITY PERMIT TO OPERATE AES HUNTINGTON BEACH, LLC

SECTION B: RECLAIM ANNUAL EMISSION ALLOCATION

The annual allocation of NOx RECLAIM Trading Credits (RTCs) for this facility is calculated pursuant to Rule 2002. Total NOx emission shall not exceed such annual allocations unless the operator obtains RTCs corresponding to the facility's increased emissions in compliance with Rules 2005 and 2007.

The level of Starting Allocation plus Non-Tradable Credits used to determine compliance with Rule 2005(c)(4) and applicability of Rule 2005(e) - Trading Zone Restrictions is listed on the last page of this Section.

The following table lists the annual allocations that were issued to this facility and the amounts of RTCs held by this facility on the day of printing this Section.

RECLAIM POLLUTANT ANNUAL ALLOCATION (POUNDS)

Year Begin End (month/year)	Zone	NOx RTC Initially Allocated	NOx RTC ¹ Holding as of 12/21/2010 (pounds)	Non-Tradable ² Non-Usable RTCs (pounds)
7/2023 6/2024	Coastal	231926	179740	25048
7/2024 6/2025	Coastal	231926	179740	25048

Footnotes:

1. This number may change due to pending trades, emissions reported under Quarterly Certification of Emissions Report (QCER) and Annual Permit Emission Program (APEP) Report required pursuant to Rule 2004, or deductions made pursuant to Rule 2010(b). The most recent total RTC information can be obtained from the District's RTC Listing.
2. The use of such credits is subject to restrictions set forth in paragraph (f)(1) of Rule 2002.

FACILITY PERMIT TO OPERATE AES HUNTINGTON BEACH, LLC

SECTION B: RECLAIM ANNUAL EMISSION ALLOCATION

The annual allocation of SO_x RECLAIM Trading Credits (RTCs) for this facility is calculated pursuant to Rule 2002. Total SO_x emission shall not exceed such annual allocations unless the operator obtains RTCs corresponding to the facility's increased emissions in compliance with Rules 2005 and 2007.

The level of Starting Allocation plus Non-Tradable Credits used to determine compliance with Rule 2005(c)(4) and applicability of Rule 2005(e) - Trading Zone Restrictions is listed on the last page of this Section.

The following table lists the annual allocations that were issued to this facility and the amounts of RTCs held by this facility on the day of printing this Section.

RECLAIM POLLUTANT ANNUAL ALLOCATION (POUNDS)

Year		Zone	SO _x RTC Initially Allocated	SO _x RTC ¹ Holding as of 12/21/2010 (pounds)	Non-Tradable ² Credits (NTCs) (pounds)
Begin (month/year)	End				
7/2007	6/2008	Coastal	0	2906	
7/2008	6/2009	Coastal	0	5664	
7/2009	6/2010	Coastal	0	8711	
7/2010	6/2011	Coastal	0	16865	
1/2011	12/2011	Coastal	0	1295	
7/2011	6/2012	Coastal	0	16865	
1/2012	12/2012	Coastal	0	1295	
7/2012	6/2013	Coastal	0	16865	
1/2013	12/2013	Coastal	0	947	
7/2013	6/2014	Coastal	0	14294	
1/2014	12/2014	Coastal	0	831	
7/2014	6/2015	Coastal	0	13437	
1/2015	12/2015	Coastal	0	831	
7/2015	6/2016	Coastal	0	13437	
1/2016	12/2016	Coastal	0	831	
7/2016	6/2017	Coastal	0	13437	
1/2017	12/2017	Coastal	0	715	116

Footnotes:

1. This number may change due to pending trades, emissions reported under Quarterly Certification of Emissions Report (QCER) and Annual Permit Emission Program (APEP) Report required pursuant to Rule 2004, or deductions made pursuant to Rule 2010(b). The most recent total RTC information can be obtained from the District's RTC Listing.
2. The use of such credits is subject to restrictions set forth in paragraph (h)(2) of Rule 2002.

FACILITY PERMIT TO OPERATE AES HUNTINGTON BEACH, LLC

SECTION B: RECLAIM ANNUAL EMISSION ALLOCATION

The annual allocation of SOx RECLAIM Trading Credits (RTCs) for this facility is calculated pursuant to Rule 2002. Total SOx emission shall not exceed such annual allocations unless the operator obtains RTCs corresponding to the facility's increased emissions in compliance with Rules 2005 and 2007.

The level of Starting Allocation plus Non-Tradable Credits used to determine compliance with Rule 2005(c)(4) and applicability of Rule 2005(e) - Trading Zone Restrictions is listed on the last page of this Section.

The following table lists the annual allocations that were issued to this facility and the amounts of RTCs held by this facility on the day of printing this Section.

RECLAIM POLLUTANT ANNUAL ALLOCATION (POUNDS)

Year Begin End (month/year)	Zone	SOx RTC Initially Allocated	SOx RTC ¹ Holding as of 12/21/2010 (pounds)	Non-Tradable ² Credits (NTCs) (pounds)
7/2017 6/2018	Coastal	0	12580	857
1/2018 12/2018	Coastal	0	715	116
7/2018 6/2019	Coastal	0	12580	857
1/2019 12/2019	Coastal	0	634	197
7/2019 6/2020	Coastal	0	11981	1457
1/2020 12/2020	Coastal	0	634	
7/2020 6/2021	Coastal	0	11981	
1/2021 12/2021	Coastal	0	634	
7/2021 6/2022	Coastal	0	11981	
1/2022 12/2022	Coastal	0	634	
7/2022 6/2023	Coastal	0	11981	
1/2023 12/2023	Coastal	0	634	
7/2023 6/2024	Coastal	0	11981	
1/2024 12/2024	Coastal	0	634	
7/2024 6/2025	Coastal	0	11981	
1/2025 12/2025	Coastal	0	634	

Footnotes:

1. This number may change due to pending trades, emissions reported under Quarterly Certification of Emissions Report (QCER) and Annual Permit Emission Program (APEP) Report required pursuant to Rule 2004, or deductions made pursuant to Rule 2010(b). The most recent total RTC information can be obtained from the District's RTC Listing.
2. The use of such credits is subject to restrictions set forth in paragraph (h)(2) of Rule 2002.

FACILITY PERMIT TO OPERATE AES HUNTINGTON BEACH, LLC

SECTION B: RECLAIM ANNUAL EMISSION ALLOCATION

The annual allocation of RECLAIM Trading Credits (RTCs) for this facility is calculated pursuant to Rule 2002. If the facility submits a permit application to increase in an annual allocation to a level greater than the facility's starting Allocation plus Non-Tradable credits as listed below, the application will be evaluated for compliance with Rule 2005(c)(4). Rule 2005(e) - Trading Zone Restrictions applies if an annual allocation is increased to a level greater than the facility's Starting Allocation plus Non-Tradable Credits:

Year		Zone	NOx RTC	Non-Tradable
Begin	End		Starting Allocation	Credits(NTC)
(month/year)			(pounds)	(pounds)
7/1994	6/1995	Coastal	1024673	251879

**FACILITY PERMIT TO OPERATE
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SECTION C: FACILITY PLOT PLAN

(TO BE DEVELOPED)

FACILITY PERMIT TO OPERATE AES HUNTINGTON BEACH, LLC

SECTION D: FACILITY DESCRIPTION AND EQUIPMENT SPECIFIC CONDITIONS

The operator shall comply with the terms and conditions set forth below:

Equipment	ID No.	Connected To	RECLAIM Source Type/ Monitoring Unit	Emissions * And Requirements	Conditions
Process 1: EXTERNAL COMBUSTION					
System 1: UTILITY BOILERS					
BOILER, NO. 1, NATURAL GAS, BABCOCK & WILCOX, MODEL RB-276. FRONT FIRING, WITH OXYGEN CONTENT CONTROL, 2021 MMBTU/HR WITH A/N: 408723	D22	S24 C86 C88	NOX: MAJOR SOURCE**; SOX: PROCESS UNIT**	CO: 500 PPMV (5) [RULE 1303(b)(2)-Offset, 5-10-1996]; CO: 2000 PPMV (5A) [RULE 407, 4-2-1982]; NOX: 7 PPMV (5) [RULE 2009, 1-7-2005]; PM: 0.1 GRAINS/SCF (5) [RULE 409, 8-7-1981]; SO2: (9) [40CFR 72 - Acid Rain Provisions, 11-24-1997]; SOX: 0.83 LBS/MMSCF NATURAL GAS (1) [RULE 2011, 12-7-1995; RULE 2011, 3-16-2001]	A195.5, D28.1, E193.1, K40.1
GENERATOR, 215 MW					
SELECTIVE CATALYTIC REDUCTION, SYSTEM A, SERVING BOILER NO. 1, IN-DUCT TYPE, HALDOR TOPSOE, VANADIUM/TUNGSTEN TITANIUM, 1121 CU.FT.; WIDTH: 26 FT ; HEIGHT: 19 FT ; LENGTH: 33 FT A/N: 372923	C86	D22		NH3: 10 PPMV (4) [RULE 1303(a)(1)-BACT, 5-10-1996]	A195.1, D12.3, D12.4, D12.5, D28.3, E179.1, E179.2, E193.1
SELECTIVE CATALYTIC REDUCTION, SYSTEM B, SERVING BOILER NO. 1, IN-DUCT TYPE, HALDOR TOPSOE, VANADIUM/TUNGSTEN TITANIUM, 1121 CU.FT.; WIDTH: 26 FT ; HEIGHT: 19 FT ; LENGTH: 33 FT A/N: 372923	C88	D22		NH3: 10 PPMV (4) [RULE 1303(a)(1)-BACT, 5-10-1996]	A195.1, D12.3, D12.4, D12.5, D28.3, E179.1, E179.2, E193.1

* (1) (1A) (1B) Denotes RECLAIM emission factor
 (2) (2A) (2B) Denotes RECLAIM emission rate
 (3) Denotes RECLAIM concentration limit
 (4) Denotes BACT emission limit
 (5) (5A) (5B) Denotes command and control emission limit
 (6) Denotes air toxic control rule limit
 (7) Denotes NSR applicability limit
 (8) (8A) (8B) Denotes 40 CFR limit (e.g. NSPS, NESHAPS, etc.)
 (9) See App B for Emission Limits
 (10) See section J for NESHAP/MACT requirements

** Refer to section F and G of this permit to determine the monitoring, recordkeeping and reporting requirements for this device.

FACILITY PERMIT TO OPERATE AES HUNTINGTON BEACH, LLC

SECTION D: FACILITY DESCRIPTION AND EQUIPMENT SPECIFIC CONDITIONS

The operator shall comply with the terms and conditions set forth below:

Equipment	ID No.	Connected To	RECLAIM Source Type/ Monitoring Unit	Emissions* And Requirements	Conditions
Process 1: EXTERNAL COMBUSTION					
BOILER, NO. 2, NATURAL GAS, BABCOCK & WILCOX, MODEL RB-276, WITH OXYGEN CONTENT CONTROL, 2021 MMBTU/HR WITH A/N: 408725	D25	S24 C90 C92	NOX: MAJOR SOURCE**; SOX: PROCESS UNIT**	CO: 500 PPMV (5A) [RULE 1303(b)(2)-Offset, 5-10-1996]; CO: 2000 PPMV (5) [RULE 407, 4-2-1982]; NOX: 7 PPMV (5) [RULE 2009, 1-7-2005]; PM: 0.1 GRAINS/SCF (5) [RULE 409, 8-7-1981]; SO2: (9) [40CFR 72 - Acid Rain Provisions, 11-24-1997]; SOX: 0.83 LBS/MMSCF NATURAL GAS (1) [RULE 2011, 12-7-1995; RULE 2011, 3-16-2001]	A195.5, D28.1, E193.1, K40.1
GENERATOR, 215 MW					
SELECTIVE CATALYTIC REDUCTION, SYSTEM C, SERVING BOILER NO. 2, IN-DUCT TYPE, HALDOR TOPSOE, VANADIUM/TUNGSTEN TITANIUM, 1121 CU.FT.; WIDTH: 26 FT; HEIGHT: 19 FT; LENGTH: 33 FT A/N: 372925	C90	D25		NH3: 10 PPMV (4) [RULE 1303(a)(1)-BACT, 5-10-1996]	A195.1, D12.3, D12.4, D12.5, D28.3, E179.1, E179.2, E193.1
SELECTIVE CATALYTIC REDUCTION, SYSTEM D, SERVING BOILER NO. 2, IN-DUCT TYPE, HALDOR TOPSOE, VANADIUM/TUNGSTEN TITANIUM, 1121 CU.FT.; WIDTH: 26 FT; HEIGHT: 19 FT; LENGTH: 33 FT A/N: 372925	C92	D25		NH3: 10 PPMV (4) [RULE 1303(a)(1)-BACT, 5-10-1996]	A195.1, D12.3, D12.4, D12.5, D28.3, E179.1, E179.2, E193.1
STACK, FOR BOILERS NO. 1 AND NO. 2 A/N: 408723	S24	D22 D25			

- * (1) (1A) (1B) Denotes RECLAIM emission factor
- (3) Denotes RECLAIM concentration limit
- (5) (5A) (5B) Denotes command and control emission limit
- (7) Denotes NSR applicability limit
- (9) See App B for Emission Limits
- (2) (2A) (2B) Denotes RECLAIM emission rate
- (4) Denotes BACT emission limit
- (6) Denotes air toxic control rule limit
- (8) (8A) (8B) Denotes 40 CFR limit (e.g. NSPS, NESHAPS, etc.)
- (10) See section J for NESHAP/MACT requirements

** Refer to section F and G of this permit to determine the monitoring, recordkeeping and reporting requirements for this device.

FACILITY PERMIT TO OPERATE AES HUNTINGTON BEACH, LLC

SECTION D: FACILITY DESCRIPTION AND EQUIPMENT SPECIFIC CONDITIONS

The operator shall comply with the terms and conditions set forth below:

Equipment	ID No.	Connected To	RECLAIM Source Type/ Monitoring Unit	Emissions* And Requirements	Conditions
Process 1: EXTERNAL COMBUSTION					
CO OXIDATION CATALYST, NO. 3, 300 CUBIC FEET OF TOTAL CATALYST VOLUME A/N:	C101	D98 C102			
SELECTIVE CATALYTIC REDUCTION, NO. 3, VANADIUM/TITANIUM OXIDE, 1554 CU.FT.; WIDTH: 32 FT ; HEIGHT: 11 FT 3 IN; LENGTH: 32 FT 2 IN A/N:	C102	C101 S110		NH3: 5 PPMV (4) [RULE 1303(a) (1)-BACT, 5-10-1996]	A195.4, D12.3, D12.5, D12.6, D29.3, E73.1, E179.2, E179.3, K40.2

* (1) (1A) (1B) Denotes RECLAIM emission factor
 (3) Denotes RECLAIM concentration limit
 (5) (5A) (5B) Denotes command and control emission limit
 (7) Denotes NSR applicability limit
 (9) See App B for Emission Limits
 (2) (2A) (2B) Denotes RECLAIM emission rate
 (4) Denotes BACT emission limit
 (6) Denotes air toxic control rule limit
 (8) (8A) (8B) Denotes 40 CFR limit (e.g. NSPS, NESHAPS, etc.)
 (10) See section J for NESHAP/MACT requirements
 ** Refer to section F and G of this permit to determine the monitoring, recordkeeping and reporting requirements for this device.

FACILITY PERMIT TO OPERATE AES HUNTINGTON BEACH, LLC

SECTION D: FACILITY DESCRIPTION AND EQUIPMENT SPECIFIC CONDITIONS

The operator shall comply with the terms and conditions set forth below:

Equipment	ID No.	Connected To	RECLAIM Source Type/ Monitoring Unit	Emissions * And Requirements	Conditions
Process 1: EXTERNAL COMBUSTION					
SELECTIVE CATALYTIC REDUCTION, NO. 4, VANADIUM/TITANIUM OXIDE, 1554 CU.FT.; WIDTH: 32 FT ; HEIGHT: 11 FT 3 IN; LENGTH: 32 FT 2 IN A/N:	C108	C107 S110		NH3: 5 PPMV (4) [RULE 1303(a)(1)-BACT, 5-10-1996]	A195.4, D12.3, D12.5, D12.6, D29.3, E73.1, E179.2, E179.3, K40.2
STACK, SERVING BOILERS 3 AND 4 A/N:	S110	C102 C108			
Process 2: INTERNAL COMBUSTION					
System 3: EMERGENCY FIRE PUMP ENGINES					
INTERNAL COMBUSTION ENGINE, EMERGENCY FIRE, LEAN BURN, NO. 1, DIESEL FUEL, CLARKE, MODEL JW6H-UF30, WITH AFTERCOOLER, TURBOCHARGER, 275 BHP A/N: 431599	D113		NOX: PROCESS UNIT**; SOX: PROCESS UNIT**	CO: 8.5 GRAM/BHP-HR (4) [RULE 1303(a)(1)-BACT, 5-10-1996]; NOX: 6.9 GRAM/BHP-HR (4) [RULE 2005, 4-20-2001]; NOX: 469 LBS/1000 GAL DIESEL (1) [RULE 2012, 12-5-2003; RULE 2012, 5-6-2005]; PM: (9) [RULE 404, 2-7-1986]; PM10: 0.38 GRAM/BHP-HR (4) [RULE 1303(a)(1)-BACT, 5-10-1996]; ROG: 1 GRAM/BHP-HR (4) [RULE 1303(a)(1)-BACT, 5-10-1996]; SOX: 6.24 LBS/1000 GAL DIESEL (1) [RULE 2011, 12-5-2003; RULE 2011, 5-6-2005]	C1.6, H23.5, I296.1, K67.4

* (1) (1A) (1B) Denotes RECLAIM emission factor
 (3) Denotes RECLAIM concentration limit
 (5) (5A) (5B) Denotes command and control emission limit
 (7) Denotes NSR applicability limit
 (9) See App B for Emission Limits
 (2) (2A) (2B) Denotes RECLAIM emission rate
 (4) Denotes BACT emission limit
 (6) Denotes air toxic control rule limit
 (8) (8A) (8B) Denotes 40 CFR limit (e.g. NSPS, NESHAPS, etc.)
 (10) See section J for NESHAP/MACT requirements

** Refer to section F and G of this permit to determine the monitoring, recordkeeping and reporting requirements for this device.

FACILITY PERMIT TO OPERATE AES HUNTINGTON BEACH, LLC

SECTION D: FACILITY DESCRIPTION AND EQUIPMENT SPECIFIC CONDITIONS

The operator shall comply with the terms and conditions set forth below:

Equipment	ID No.	Connected To	RECLAIM Source Type/ Monitoring Unit	Emissions* And Requirements	Conditions
Process 2: INTERNAL COMBUSTION					
INTERNAL COMBUSTION ENGINE, EMERGENCY FIRE, LEAN BURN, NO. 2, DIESEL FUEL, CLARKE, MODEL JW6H-UF30, WITH AFTERCOOLER, TURBOCHARGER, 275 BHP A/N: 431597	D114		NOX: PROCESS UNIT**; SOX: PROCESS UNIT**	CO: 8.5 GRAM/BHP-HR (4) [RULE 1303(a)(1)-BACT, 5-10-1996]; NOX: 6.9 GRAM/BHP-HR (4) [RULE 2005, 4-20-2001]; NOX: 469 LBS/1000 GAL DIESEL (1) [RULE 2012, 12-5-2003; RULE 2012, 5-6-2005]; PM: (9) [RULE 404, 2-7-1986]; PM10: 0.38 GRAM/BHP-HR (4) [RULE 1303(a)(1)-BACT, 5-10-1996]; ROG: 1 GRAM/BHP-HR (4) [RULE 1303(a)(1)-BACT, 5-10-1996]; SOX: 6.24 LBS/1000 GAL DIESEL (1) [RULE 2011, 12-5-2003; RULE 2011, 5-6-2005]	C1.6, H23.5, I296.1, K67.4
Process 5: UREA TO AMMONIA GENERATION SYSTEM					
REACTOR, NO. R-104, UREA, UREA TO AMMONIA SYSTEM SERVING SCR NOS. 3 AND 4 A/N:	D111				
STORAGE TANK, FIXED ROOF, NO. T-104, 40 PERCENT UREA, REACTOR FEED TANK, HEIGHT: 16 FT 6 IN; DIAMETER: 12 FT A/N:	D112				
Process 6: INORGANIC CHEMICAL STORAGE					
STORAGE TANK, FIXED ROOF, NO. 1, UREA, 30000 GALS A/N: 372930	D97				E193.1
Process 9: R219 EXEMPT EQUIPMENT SUBJECT TO SOURCE-SPECIFIC RULE					

* (1) (1A) (1B) Denotes RECLAIM emission factor
 (3) Denotes RECLAIM concentration limit
 (5) (5A) (5B) Denotes command and control emission limit
 (7) Denotes NSR applicability limit
 (9) See App B for Emission Limits
 (2) (2A) (2B) Denotes RECLAIM emission rate
 (4) Denotes BACT emission limit
 (6) Denotes air toxic control rule limit
 (8) (8A) (8B) Denotes 40 CFR limit (e.g. NSPS, NESHAPS, etc.)
 (10) See section J for NESHAP/MACT requirements

** Refer to section F and G of this permit to determine the monitoring, recordkeeping and reporting requirements for this device.

FACILITY PERMIT TO OPERATE AES HUNTINGTON BEACH, LLC

SECTION D: FACILITY DESCRIPTION AND EQUIPMENT SPECIFIC CONDITIONS

The operator shall comply with the terms and conditions set forth below:

Equipment	ID No.	Connected To	RECLAIM Source Type/ Monitoring Unit	Emissions* And Requirements	Conditions
Process 9: R219 EXEMPT EQUIPMENT SUBJECT TO SOURCE-SPECIFIC RULE					
RULE 219 EXEMPT EQUIPMENT, ABRASIVE BLASTING EQUIPMENT, GLOVE-BOX, <= 53 FT3, WITH DUST FILTER	E81			PM: (9) [RULE 1140, 2-1-1980; RULE 1140, 8-2-1985; RULE 404, 2-7-1986; RULE 405, 2-7-1986]	D322.1, D381.1, K67.1
RULE 219 EXEMPT EQUIPMENT, OIL WATER SEPARATORS, GRAVITY-TYPE, < 45 FT2 AIR/LIQUID INTERFACIAL AREA	E82				H23.4
RULE 219 EXEMPT EQUIPMENT, COATING EQUIPMENT, PORTABLE, ARCHITECTURAL COATINGS	E83			ROG: (9) [RULE 1113, 11-8-1996; RULE 1113, 7-13-2007; RULE 1171, 11-7-2003; RULE 1171, 2-1-2008]	K67.2

- * (1) (1A) (1B) Denotes RECLAIM emission factor
 - (3) Denotes RECLAIM concentration limit
 - (5) (5A) (5B) Denotes command and control emission limit
 - (7) Denotes NSR applicability limit
 - (9) See App B for Emission Limits
 - (2) (2A) (2B) Denotes RECLAIM emission rate
 - (4) Denotes BACT emission limit
 - (6) Denotes air toxic control rule limit
 - (8) (8A) (8B) Denotes 40 CFR limit (e.g. NSPS, NESHAPS, etc.)
 - (10) See section J for NESHAP/MACT requirements
- ** Refer to section F and G of this permit to determine the monitoring, recordkeeping and reporting requirements for this device.

**FACILITY PERMIT TO OPERATE
AES HUNTINGTON BEACH, LLC**

SECTION D: DEVICE ID INDEX

**The following sub-section provides an index
to the devices that make up the facility
description sorted by device ID.**

**FACILITY PERMIT TO OPERATE
 AES HUNTINGTON BEACH, LLC
 SECTION D: DEVICE ID INDEX**

Device Index For Section D			
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FACILITY PERMIT TO OPERATE AES HUNTINGTON BEACH, LLC

SECTION D: FACILITY DESCRIPTION AND EQUIPMENT SPECIFIC CONDITIONS

The operator shall comply with the terms and conditions set forth below:

FACILITY CONDITIONS

F9.1 Except for open abrasive blasting operations, the operator shall not discharge into the atmosphere from any single source of emissions whatsoever any air contaminant for a period or periods aggregating more than three minutes in any one hour which is:

(a) As dark or darker in shade as that designated No.1 on the Ringelmann Chart, as published by the United States Bureau of Mines; or

(b) Of such opacity as to obscure an observer's view to a degree equal to or greater than does smoke described in subparagraph (a) of this condition.

[RULE 401, 3-2-1984; RULE 401, 11-9-2001]

F14.1 The operator shall not purchase diesel fuel containing sulfur compounds in excess of 15 ppm by weight as supplied by the supplier.

[RULE 431.2, 5-4-1990; RULE 431.2, 9-15-2000]

F16.1 The operator shall keep records, in a manner approved by the District, for the following parameter(s) or item(s):

purchase records of fuel oil and sulfur content of the fuel

[RULE 3004(a)(4)-Periodic Monitoring, 12-12-1997]

F18.1 Acid Rain SO₂ Allowance Allocation for affected units are as follows:

Device ID	Boiler ID	Contaminant	Tons in any year
22	Boiler No. 1	SO ₂	1314

FACILITY PERMIT TO OPERATE AES HUNTINGTON BEACH, LLC

SECTION D: FACILITY DESCRIPTION AND EQUIPMENT SPECIFIC CONDITIONS

The operator shall comply with the terms and conditions set forth below:

25	Boiler No. 2	SO2	1126
98	Boiler No. 3	SO2	161
104	Boiler No. 4	SO2	176

- a). The allowance allocation(s) shall apply to calendar years 2000 through 2009.
- b). The number of allowances allocated to Phase II affected units by U.S. EPA may change in a 1998 revision to 40CFR73 Tables 2,3, and 4. In addition, the number of allowances actually held by an affected source in a unit account may differ from the number allocated by U.S. EPA. Neither of the aforementioned conditions necessitate a revision to the unit SO2 allowance allocations identified in this permit (see 40 CFR 72.84)

[40CFR 73 Subpart B, 1-11-1993]

F24.1 Accidental release prevention requirements of Section 112(r)(7):

- a). The operator shall comply with the accidental release prevention requirements pursuant to 40 CFR Part 68 and shall submit to the Executive Officer, as a part of an annual compliance certification, a statement that certifies compliance with all of the requirements of 40 CFR Part 68, including the registration and submission of a risk management plan (RMP).
- b). The operator shall submit any additional relevant information requested by the Executive Officer or designated agency.

[40CFR 68 - Accidental Release Prevention, 5-24-1996]

DEVICE CONDITIONS

A. Emission Limits

FACILITY PERMIT TO OPERATE AES HUNTINGTON BEACH, LLC

SECTION D: FACILITY DESCRIPTION AND EQUIPMENT SPECIFIC CONDITIONS

The operator shall comply with the terms and conditions set forth below:

A63.2 The operator shall limit emissions from this equipment as follows:

CONTAMINANT	EMISSIONS LIMIT
CO	Less than or equal to 374 LBS IN ANY ONE DAY

The operator shall calculate the emission limit(s) , prior to the CO CEMS certification, based on the higher of 5 ppmv (corrected to 3 percent oxygen, dry basis) CO concentration limit or the latest source test results, during steady state operation. Each start up emissions will constitute 107 lbs of CO emissions.

For the purposes of this condition, the limit(s) shall be based on the total combined emissions from Boiler Unit 3 (device ID 98) and Boiler Unit 4 (device ID 104).

The operator shall calculate the emission limit(s) , after the CO CEMS certification, based on the readings from the certified CO CEMS. In the event CO CEMS is not operating, the emissions shall be calculated in accordance with the approved CEMS plan.

[RULE 1303(a)(1)-BACT, 5-10-1996; RULE 1303(b)(2)-Offset, 5-10-1996]

[Devices subject to this condition : D98, D104]

A63.3 The operator shall limit emissions from this equipment as follows:

CONTAMINANT	EMISSIONS LIMIT
VOC	Less than or equal to 3153 LBS IN ANY 30-DAY PERIOD
PM10	Less than or equal to 2211 LBS IN ANY 30-DAY PERIOD

FACILITY PERMIT TO OPERATE AES HUNTINGTON BEACH, LLC

SECTION D: FACILITY DESCRIPTION AND EQUIPMENT SPECIFIC CONDITIONS

The operator shall comply with the terms and conditions set forth below:

The operator shall calculate the emission limit(s) using monthly fuel use data, and the following emission factors: VOC: 2.21 lbs/mmscf; and PM10: 1.54 lbs/mmscf. If any valid source test performed after January 1, 2011 shows a higher PM10 or VOC emission rate than the factors in this condition, then those test results shall be used to calculate emissions from the date of the test forward.

[RULE 1303(a)(1)-BACT, 5-10-1996; RULE 1303(a)(1)-BACT, 12-6-2002; RULE 1303(b)(2)-Offset, 5-10-1996; RULE 1303(b)(2)-Offset, 12-6-2002]

[Devices subject to this condition : D98]

A63.4 The operator shall limit emissions from this equipment as follows:

CONTAMINANT	EMISSIONS LIMIT
VOC	Less than or equal to 3009 LBS IN ANY 30-DAY PERIOD
PM10	Less than or equal to 2319 LBS IN ANY 30-DAY PERIOD

The operator shall calculate the emission limit(s) using monthly fuel use data, and the following emission factors: VOC: 2.10 lbs/mmscf; and PM10: 1.62 lbs/mmscf. If any valid source test performed after January 1, 2011 shows a higher PM10 or VOC emission rate than the factors in this condition, then those test results shall be used to calculate emissions from the date of the test forward.

[RULE 1303(a)(1)-BACT, 5-10-1996; RULE 1303(a)(1)-BACT, 12-6-2002; RULE 1303(b)(2)-Offset, 5-10-1996; RULE 1303(b)(2)-Offset, 12-6-2002]

[Devices subject to this condition : D104]

A99.2 The 5 PPM NOX emission limit(s) shall not apply during startups, shutdowns, any District required source test without ammonia injection as specified in the Facility Permit. No more than 1 boiler shall be in start-up mode at any one time..

FACILITY PERMIT TO OPERATE AES HUNTINGTON BEACH, LLC

SECTION D: FACILITY DESCRIPTION AND EQUIPMENT SPECIFIC CONDITIONS

The operator shall comply with the terms and conditions set forth below:

[RULE 2005, 5-6-2005]

[Devices subject to this condition : D98, D104]

- A99.3 The 5 PPM CO emission limit(s) shall not apply during startup. No more than 1 boiler shall be in start-up mode at any one time..

[RULE 1303(b)(2)-Offset, 5-10-1996]

[Devices subject to this condition : D98, D104]

- A195.1 The 10 PPMV NH₃ emission limit(s) is averaged over 60 minutes at 3 percent O₂, dry. The operator shall calculate and continuously record the NH₃ slip concentration using the following: $NH_3 \text{ (ppmv)} = [a - (b * c / 1E6)] * 1E6 / b$, where a = NH₃ injection rate (lbs/hr)/17 (lbs/lb-mole), b = dry exhaust gas flow rate (lbs/hr)/29 (lbs/lb-mole), c = change in measured NO_x across the SCR (ppmvd). The operator shall install and maintain a NO_x analyzer to measure the SCR inlet NO_x ppmv accurate to +/- 5 percent calibrated at least once every 12 months.

The determination of ammonia slip based on the above formula shall be adjusted with correction factors. The operator shall determine a equipment-specific procedure for the correction of the formula by comparing the results of the formula with the actual ammonia slip measurement during the performance testing. New correction factors and any changes to the factors are subject to AQMD approval..

The ammonia slip calculation procedures described above shall not be used for compliance determination or emission information without corroborative data using an approved reference method for the determination of ammonia..

[RULE 1303(a)(1)-BACT, 5-10-1996]

[Devices subject to this condition : C86, C88, C90, C92]

FACILITY PERMIT TO OPERATE AES HUNTINGTON BEACH, LLC

SECTION D: FACILITY DESCRIPTION AND EQUIPMENT SPECIFIC CONDITIONS

The operator shall comply with the terms and conditions set forth below:

A195.2 The 5 PPMV NOX emission limit(s) is averaged over the following:.

FACILITY PERMIT TO OPERATE AES HUNTINGTON BEACH, LLC

SECTION D: FACILITY DESCRIPTION AND EQUIPMENT SPECIFIC CONDITIONS

The operator shall comply with the terms and conditions set forth below:

1 hour, at 3 percent oxygen, dry, based on a source test conducted in accordance with District Method 100.1 as required in device condition D29.1 or any other source test conducted as required by other rules and regulations; and

24 hours, heat input weighted average, at 3 percent oxygen, dry, based on data measured by the CEMS. At no time shall the emissions exceed 38.4 lbs/hr based on 1-hour averaging as measured by the CEMS. The facility shall notify the District at 'energy_compliance@aqmd.gov' if emissions greater than 5 ppmv, averaged over 1 hour, based on data measured by the CEMS, occurs.

The average(s) as measured by the CEMS shall be calculated based on emissions during all boiler operating hours except during:

1. Any District required source test performed without ammonia;
2. The exhaust temperature entering the SCR catalyst is less than 525 degrees F;
3. Calibration and maintenance periods;
4. Part 75 linearity testing;
5. RATA testing;
6. Equipment breakdown periods as defined in Rule 2004; and
7. Periods of zero fuel flow.

The heat input weighted average NO_x concentration shall be calculated using the following equation, or other equivalent equation:

1. $PPMV \text{ at } 3 \text{ percent oxygen} = Et/Qt \times K$
2. where,
3. $PPMV \text{ at } 3 \text{ percent oxygen} = \text{Concentration of NO}_x \text{ in PPMV at } 3 \text{ percent oxygen}$
4. $Et = \text{Total reported NO}_x \text{ emissions during the averaging period including emissions reported as a result of missing data procedures pursuant to Rule 2012}$
5. $Qt = \text{Total heat input during the averaging period}$
6. $K = \text{A conversion factor from lbs/MMBtu to PPM, which can be determined using EPA 40 CFR60 Method 19.}$

FACILITY PERMIT TO OPERATE AES HUNTINGTON BEACH, LLC

SECTION D: FACILITY DESCRIPTION AND EQUIPMENT SPECIFIC CONDITIONS

The operator shall comply with the terms and conditions set forth below:

A data acquisition system shall be installed and maintained to continuously calculate and record the NO_x ppmv based on the 24 hour average. The 24 hour time period shall defined as a calendar day.

[RULE 2005, 5-6-2005]

[Devices subject to this condition : D98, D104]

A195.3 The 5 PPMV CO emission limit(s) is averaged over a 1 hour average, at 3 percent oxygen, dry.

[RULE 1303(b)(2)-Offset, 5-10-1996]

[Devices subject to this condition : D98, D104]

A195.4 The 5 PPMV NH₃ emission limit(s) is averaged over 60 minutes at 3 percent O₂, dry. The operator shall calculate and continuously record the NH₃ slip concentration using the following: $NH_3 \text{ (ppmv)} = [a - (b \cdot c / 1E6)] \cdot 1E6 / b$, where a = NH₃ injection rate (lbs/hr)/17 (lbs/lb-mole), b = dry exhaust gas flow rate (lbs/hr)/29 (lbs/lb-mole), c = change in measured NO_x across the SCR (ppmvd). The operator shall install and maintain a NO_x analyzer to measure the SCR inlet NO_x ppmv accurate to +/- 5 percent calibrated at least once every 12 months.

The ammonia slip calculation procedures described above shall not be used for compliance determination or emission information without corroborative data using an approved reference method for the determination of ammonia.

The determination of ammonia slip based on the above formula shall be adjusted with correction factors. The operator shall determine a equipment-specific procedure for the correction of the formula by comparing the results of the formula with the actual ammonia slip measurement during the performance testing. New correction factors and any changes to the factors are subject to AQMD approval.

FACILITY PERMIT TO OPERATE AES HUNTINGTON BEACH, LLC

SECTION D: FACILITY DESCRIPTION AND EQUIPMENT SPECIFIC CONDITIONS

The operator shall comply with the terms and conditions set forth below:

[RULE 1303(a)(1)-BACT, 5-10-1996]

[Devices subject to this condition : C102, C108]

A195.5 The 7 PPMV NOX emission limit(s) is averaged over 720 operating hours, heat input weighted block average, at 3 percent oxygen, dry.

FACILITY PERMIT TO OPERATE AES HUNTINGTON BEACH, LLC

SECTION D: FACILITY DESCRIPTION AND EQUIPMENT SPECIFIC CONDITIONS

The operator shall comply with the terms and conditions set forth below:

The average shall be calculated based on emissions during all boiler operating hours except during:

1. Any District required source test performed without ammonia;
2. Startups defined as whenever the unit is being brought up to normal operating temperature from an inactive status;
3. The exhaust temperature entering the SCR catalyst is less than 525 degrees F;
4. Shutdowns defined as whenever the unit is allowed to cool from a normal operating temperature to inactive status;
5. Calibration and maintenance periods;
6. Part 75 linearity testing;
7. RATA testing;
8. Equipment breakdown periods as defined in Rule 2004; and
9. Periods of zero fuel flow.

A data acquisition system shall be installed and maintained to continuously calculate and record the NOx ppmv based on the 720 operating hour average.

The heat input weighted average NOx concentration shall be calculated using the following equation, or other equivalent equation:

1. $PPMV \text{ at } 3 \text{ percent oxygen} = Et/Qt \times K$
2. where,
3. $PPMV \text{ at } 3 \text{ percent oxygen} = \text{Concentration of NOx in PPMV at 3 percent oxygen}$
4. $Et = \text{Total reported NOx emissions during the averaging period including emissions reported as a result of missing data procedures pursuant to Rule 2012}$
5. $Qt = \text{Total heat input during the averaging period}$
6. $K = \text{A conversion factor from lbs/MMBtu to PPM, which can be determined using EPA 40 CFR60 Method 19}$

FACILITY PERMIT TO OPERATE AES HUNTINGTON BEACH, LLC

SECTION D: FACILITY DESCRIPTION AND EQUIPMENT SPECIFIC CONDITIONS

The operator shall comply with the terms and conditions set forth below:

[RULE 2009, 1-7-2005]

[Devices subject to this condition : D22, D25]

A327.1 For the purpose of determining compliance with District Rule 475, combustion contaminant emissions may exceed the concentration limit or the mass emission limit listed, but not both limits at the same time.

[RULE 475, 10-8-1976; RULE 475, 8-7-1978]

[Devices subject to this condition : D98, D104]

C. Throughput or Operating Parameter Limits

C1.6 The operator shall limit the operating time to no more than 200 hour(s) in any one year.

The 200 hours per year shall include no more than 30 hours in any one year for maintenance and testing purposes.

To comply with this condition, the operator shall install and maintain a(n) non-resettable elapsed time meter to accurately indicate the elapsed operating time of the engine.

[RULE 1110.1, 10-4-1985; RULE 1303(b)(1)-Modeling, 5-10-1996; RULE 1303(b)(2)-Offset, 5-10-1996; RULE 1304(a)-Modeling and Offset Exemption, 6-14-1996; RULE 1470, 6-1-2007; RULE 2005, 4-20-2001]

[Devices subject to this condition : D113, D114]

D. Monitoring/Testing Requirements

FACILITY PERMIT TO OPERATE AES HUNTINGTON BEACH, LLC

SECTION D: FACILITY DESCRIPTION AND EQUIPMENT SPECIFIC CONDITIONS

The operator shall comply with the terms and conditions set forth below:

D12.3 The operator shall install and maintain a(n) temperature gauge to accurately indicate the temperature of the boiler exhaust at the inlet of the SCR reactor.

The measuring device or gauge shall be accurate to within plus or minus 5 percent. It shall be calibrated once every 12 months.

The operator shall also install and maintain a device to continuously record the parameter being measured.

The operator shall maintain the temperature at 1000 deg F or less

[RULE 2012, 5-6-2005]

[Devices subject to this condition : C86, C88, C90, C92, C102, C108]

D12.4 The operator shall install and maintain a(n) flow meter to accurately indicate the flow rate of the total hourly throughput of injected ammonia (NH₃).

The measuring device or gauge shall be accurate to within plus or minus 5 percent. It shall be calibrated once every 12 months.

The operator shall also install and maintain a device to continuously record the parameter being measured.

The operator shall maintain the ammonia flow rate at 1000 lbs/hr or less

[RULE 2012, 5-6-2005]

[Devices subject to this condition : C86, C88, C90, C92]

D12.5 The operator shall install and maintain a(n) pressure gauge to accurately indicate the differential pressure across the SCR catalyst bed in inches of water column.

FACILITY PERMIT TO OPERATE AES HUNTINGTON BEACH, LLC

SECTION D: FACILITY DESCRIPTION AND EQUIPMENT SPECIFIC CONDITIONS

The operator shall comply with the terms and conditions set forth below:

The measuring device or gauge shall be accurate to within plus or minus 5 percent. It shall be calibrated once every 12 months.

The operator shall also install and maintain a device to continuously record the parameter being measured.

The operator shall maintain the differential pressure at 10 in. H₂O or less for devices C86, C88, C90, and C92, and at 5 in. H₂O or less for devices C102 and C108

[RULE 2012, 5-6-2005]

[Devices subject to this condition : C86, C88, C90, C92, C102, C108]

D12.6 The operator shall install and maintain a(n) continuous monitoring system to accurately indicate the ammonia injection rate or the total mass flow rate of the ammonia injection system.

The measuring device or gauge shall be accurate to within plus or minus 5 percent. It shall be calibrated once every 12 months.

The operator shall also install and maintain a device to continuously record the parameter being measured.

The operator shall maintain the ammonia flow rate at 2000 lbs/hr or less

[RULE 2012, 5-6-2005]

[Devices subject to this condition : C102, C108]

D28.1 The operator shall conduct source test(s) in accordance with the following specifications:

FACILITY PERMIT TO OPERATE AES HUNTINGTON BEACH, LLC

SECTION D: FACILITY DESCRIPTION AND EQUIPMENT SPECIFIC CONDITIONS

The operator shall comply with the terms and conditions set forth below:

The test shall be conducted at least annually.

The test shall be conducted to determine the CO emissions at the outlet.

The test shall be conducted to determine compliance with the CO emissions by either: (a) conducting a source test using District method 100.1 measured over a 30 minute averaging time, or (b) using a portable analyzer and a District-approved test method.

The test shall be conducted to demonstrate compliance with Rule 1303 concentration limit.

The test shall be conducted when the equipment is operating under normal conditions. No test shall be required in any one year for which the equipment is not in operation.

[RULE 3004(a)(4)-Periodic Monitoring, 12-12-1997]

[Devices subject to this condition : D22, D25]

D28.3 The operator shall conduct source test(s) in accordance with the following specifications:

FACILITY PERMIT TO OPERATE AES HUNTINGTON BEACH, LLC

SECTION D: FACILITY DESCRIPTION AND EQUIPMENT SPECIFIC CONDITIONS

The operator shall comply with the terms and conditions set forth below:

The test shall be conducted to determine the NH₃ emissions using District Methods 207.1 and 5.3, or EPA Method 17 measured over a 60 minute averaging time period. The NO_x concentration, as determined by reading the CEMS, shall be simultaneously recorded during the test. If the CEMS is inoperable, a test shall be conducted to determine the NO_x emissions using District Method 100.1 measured over a 60 minute averaging time period.

The District shall be notified of the date and time of the test at least 7 days prior to the test.

The test shall be conducted and the results submitted to the District within 45 days after the test date.

The test shall be conducted to demonstrate compliance with the Rule 1303 concentration limit.

The test shall be conducted during NH₃ injection periods, at least quarterly during the first 12 months of operation of the SCR, and at least annually thereafter.

[RULE 1303(a)(1)-BACT, 5-10-1996; RULE 1401, 3-17-2000]

[Devices subject to this condition : C86, C88, C90, C92]

D29.2 The operator shall conduct source test(s) for the pollutant(s) identified below.

Pollutant(s) to be tested	Required Test Method(s)	Averaging Time	Test Location
CO emissions	District method 100.1, or approved District portable analyzer and test method	1 hour	Outlet of the SCR

**FACILITY PERMIT TO OPERATE
 AES HUNTINGTON BEACH, LLC**

SECTION D: FACILITY DESCRIPTION AND EQUIPMENT SPECIFIC CONDITIONS

The operator shall comply with the terms and conditions set forth below:

The test shall be conducted when the equipment is operating under normal conditions. However, no test shall be required in any one year if the equipment is not in operation.

The test(s) shall be conducted at least annually.

The test shall be conducted to demonstrate compliance with the Rule 1303 concentration limit.

[RULE 3004(a)(4)-Periodic Monitoring, 12-12-1997]

[Devices subject to this condition : D98, D104]

D29.3 The operator shall conduct source test(s) for the pollutant(s) identified below.

Pollutant(s) to be tested	Required Test Method(s)	Averaging Time	Test Location
NH3 emissions	District method 207.1 and 5.3 or EPA method 17	1 hour	Outlet

FACILITY PERMIT TO OPERATE AES HUNTINGTON BEACH, LLC

SECTION D: FACILITY DESCRIPTION AND EQUIPMENT SPECIFIC CONDITIONS

The operator shall comply with the terms and conditions set forth below:

The test shall be conducted and the results submitted to the District within 45 days after the test date.

In addition to the source test requirements of Section E of this facility permit, notify the District of the date and time of the test at least 10 days prior to the test.

The test shall be conducted within 90 cumulative days of SCR operation since the most recent valid ammonia slip test of this equipment. If two consecutive valid tests demonstrate compliance with the ammonia slip limit, the test may be conducted within 180 cumulative operating days of the SCR since the most recent valid ammonia slip test of this equipment.

If the test conducted within the 180 cumulative SCR operating days demonstrates non-compliance with the ammonia slip limit, the testing frequency shall revert back to the 90 cumulative SCR operating days testing schedule.

After 365 cumulative days of SCR operation since initial commercial operation, the operator may, in lieu of conducting the ammonia slip testing once every 180 operating days, conduct the ammonia slip test once every calendar year.

The test shall be conducted to demonstrate compliance with the Rule 1303 concentration limit.

During the source test(s), the facility permit holder shall also record the NOx concentration, as determined by simultaneous reading the certified CEMS. If the CEMS is inoperable, a test shall be conducted to determine the simultaneous NOx emissions using District Method 100.1 or other approved method measured over a 60 minute averaging time period.

The test shall be conducted during NH3 injection periods.

[RULE 1303(a)(1)-BACT, 5-10-1996; RULE 1401, 8-18-2000]

[Devices subject to this condition : C102, C108]

FACILITY PERMIT TO OPERATE AES HUNTINGTON BEACH, LLC

SECTION D: FACILITY DESCRIPTION AND EQUIPMENT SPECIFIC CONDITIONS

The operator shall comply with the terms and conditions set forth below:

D29.4 The operator shall conduct source test(s) for the pollutant(s) identified below.

Pollutant(s) to be tested	Required Test Method(s)	Averaging Time	Test Location
PM10 emissions	Approved District method	District-approved averaging time	Outlet of the SCR serving this equipment
VOC emissions	Approved District method	1 hour	Outlet of the SCR serving this equipment

The test(s) shall be conducted at least once every 3 years beginning in 2011

The test shall be conducted to determine the oxygen levels in the exhaust. In addition, the tests shall measure the fuel flow rate (CFH), the flue gas flow rate, and the boiler generating output in MW

The test shall be conducted in accordance with an AQMD approved test protocol. The protocol shall be submitted to the AQMD engineer no later than 45 days before the proposed test date and shall be approved by the AQMD before the test commences. The protocol shall include the proposed operating conditions of the boiler during the tests, the identity of the testing lab, a statement from the testing lab certifying that it meets the criteria of R304, and a description of all sampling and analytical procedures

The test shall be conducted when this equipment is operating at low load (90-100 MW) and high load (> 90 percent of maximum)

[RULE 1303(b)(2)-Offset, 5-10-1996; RULE 1303(b)(2)-Offset, 12-6-2002; RULE 475, 10-8-1976; RULE 475, 8-7-1978]

[Devices subject to this condition : D98, D104]

D82.1 The operator shall install and maintain a CEMS to measure the following parameters:

FACILITY PERMIT TO OPERATE AES HUNTINGTON BEACH, LLC

SECTION D: FACILITY DESCRIPTION AND EQUIPMENT SPECIFIC CONDITIONS

The operator shall comply with the terms and conditions set forth below:

The CEMS shall be installed and operated to measure CO concentration over a 60 minute averaging time period.

The CEMS shall be installed and operated in accordance with an approved AQMD Rule 218 CEMS plan application.

CO concentration in ppmv

The CEMS will convert the actual CO concentrations to mass emission rates (lbs/hr) and record the hourly emission rates on a continuous basis.

Concentrations shall be corrected to 3 percent oxygen on a dry basis.

[RULE 1303(a)(1)-BACT, 5-10-1996; RULE 1303(b)(2)-Offset, 5-10-1996]

[Devices subject to this condition : D98, D104]

D82.2 The operator shall install and maintain a CEMS to measure the following parameters:

NOX concentration in ppmv

[RULE 2012, 5-6-2005]

[Devices subject to this condition : D98, D104]

D322.1 The operator shall perform annual inspection of the equipment and filter media for leaks, broken or torn filter media, and improperly installed filter media.

[RULE 3004(a)(4)-Periodic Monitoring, 12-12-1997]

[Devices subject to this condition : E81]

FACILITY PERMIT TO OPERATE AES HUNTINGTON BEACH, LLC

SECTION D: FACILITY DESCRIPTION AND EQUIPMENT SPECIFIC CONDITIONS

The operator shall comply with the terms and conditions set forth below:

D381.1 The operator shall conduct an inspection for visible emissions from all stacks and other emission points of this equipment whenever there is a public complaint of visible emissions, whenever visible emissions are observed, and on an annual basis, at least, unless the equipment did not operate during the entire annual period. The routine annual inspection shall be conducted while the equipment is in operation and during daylight hours. If any visible emissions (not including condensed water vapor) are detected, the operator shall take corrective action(s) that eliminates the visible emissions within 24 hours and report the visible emissions as a potential deviation in accordance with the reporting requirements in Section K of this permit.

The operator shall keep the records in accordance with the recordkeeping requirements in Section K of this permit and the following records:

- 1). Stack or emission point identification;
- 2). Description of any corrective actions taken to abate visible emissions; and
- 3). Date and time visible emission was abated.

[RULE 3004(a)(4)-Periodic Monitoring, 12-12-1997]

[Devices subject to this condition : E81]

E. Equipment Operation/Construction Requirements

E57.1 The operator shall vent this equipment to the SCR and CO controls whenever the boilers are in operation..

[RULE 1303(a)(1)-BACT, 5-10-1996; RULE 1303(b)(2)-Offset, 5-10-1996; RULE 2005, 5-6-2005]

FACILITY PERMIT TO OPERATE AES HUNTINGTON BEACH, LLC

SECTION D: FACILITY DESCRIPTION AND EQUIPMENT SPECIFIC CONDITIONS

The operator shall comply with the terms and conditions set forth below:

[Devices subject to this condition : D98, D104]

E73.1 Notwithstanding the requirements of Section E conditions, the operator is not required to use ammonia injection if:

The outlet exhaust temperature of the SCR reactor is below 525 degrees F; or

A District required source test is conducted where ammonia is not to be injected.

[**RULE 1303(a)(1)-BACT, 5-10-1996**]

[Devices subject to this condition : C102, C108]

E179.1 For the purpose of the following condition number(s), continuously record shall be defined as recording at least once every hour and shall be calculated upon the average of the continuous monitoring for that hour.

Condition Number D 12- 4

Condition Number A 195- 1

Condition Number D 12- 3

[**RULE 2012, 5-6-2005**]

[Devices subject to this condition : C86, C88, C90, C92]

E179.2 For the purpose of the following condition number(s), continuously record shall be defined as recording at least once every month and shall be calculated based upon the average of the continuous monitoring for that month.

Condition Number D 12- 5

FACILITY PERMIT TO OPERATE AES HUNTINGTON BEACH, LLC

SECTION D: FACILITY DESCRIPTION AND EQUIPMENT SPECIFIC CONDITIONS

The operator shall comply with the terms and conditions set forth below:

[RULE 2012, 5-6-2005]

[Devices subject to this condition : C86, C88, C90, C92, C102, C108]

E179.3 For the purpose of the following condition number(s), continuous recording shall be defined as as recording at least once every hour and shall be calculated based upon average of the continuous monitoring for that hour.

Condition Number D 12- 3

Condition Number D 12- 6

Condition Number A 195- 4

[RULE 2012, 5-6-2005]

[Devices subject to this condition : C102, C108]

E193.1 The operator shall construct, operate, and maintain this equipment according to the following specifications:

In accordance with the Negative Declaration (SCH #2000111004) that was prepared for this project by the City of Huntington Beach Planning Department.

[CA PRC CEQA, 11-23-1970]

[Devices subject to this condition : D22, D25, C86, C88, C90, C92, D96, D97]

E193.2 The operator shall upon completion of construction, operate and maintain this equipment according to the following specifications:

FACILITY PERMIT TO OPERATE AES HUNTINGTON BEACH, LLC

SECTION D: FACILITY DESCRIPTION AND EQUIPMENT SPECIFIC CONDITIONS

The operator shall comply with the terms and conditions set forth below:

The Unit 3 and Unit 4 boilers shall not be operated in start-up mode concurrently, each start-up shall be limited to 12 hours for each boiler. [CEC AQ-7]

The project owner shall use only pipeline quality natural gas to fuel Units 3 and 4 and the total sulfur content of the fuel to be limited to 0.25 grain/100 scf, expressed as H₂S. [CEC AQ-2]

[RULE 118, 12-7-1995]

[Devices subject to this condition : D98, D104]

H. Applicable Rules

H23.4 This equipment is subject to the applicable requirements of the following rules or regulations:

Contaminant	Rule	Rule/Subpart
VOC	District Rule	464

[RULE 464, 12-7-1990]

[Devices subject to this condition : E82]

H23.5 This equipment is subject to the applicable requirements of the following rules or regulations:

Contaminant	Rule	Rule/Subpart
Sulfur compounds	District Rule	431.2
PM10	District Rule	1470

FACILITY PERMIT TO OPERATE AES HUNTINGTON BEACH, LLC

SECTION D: FACILITY DESCRIPTION AND EQUIPMENT SPECIFIC CONDITIONS

The operator shall comply with the terms and conditions set forth below:

[RULE 1470, 6-1-2007]

[Devices subject to this condition : D113, D114]

I. Administrative

1296.1 This equipment shall not be operated unless the operator demonstrates to the Executive Officer that the facility holds sufficient RTCs to offset the prorated annual emissions increase for the first compliance year of operation. In addition, this equipment shall not be operated unless the operator demonstrates to the Executive Officer that, at the commencement of each compliance year after the first compliance year of operation, the facility holds sufficient RTCs in an amount equal to the annual emissions increase.

[RULE 2005, 5-6-2005]

[Devices subject to this condition : D113, D114]

1296.2 This equipment shall not be operated unless the operator demonstrates to the Executive Officer that the facility holds sufficient RTCs to offset the prorated annual emissions increase for the first compliance year of operation. In addition, this equipment shall not be operated unless the operator demonstrates to the Executive Officer that, at the commencement of each compliance year after the first compliance year of operation, the facility holds sufficient RTCs in an amount equal to the annual emissions increase.

To comply with this condition, the operator shall hold, prior to the beginning of all compliance years subsequent to the 1st compliance year, a minimum of 134,101 lbs/yr of NOX RTCs and 14,454 lbs/yr of SOX RTCs for Boiler 3 and Boiler 4 each. In accordance with Rule 2005(f), unused RTCs may be sold only during the reconciliation period for the fourth quarter of the applicable compliance year inclusive of the 1st compliance year

[RULE 2005, 5-6-2005]

FACILITY PERMIT TO OPERATE AES HUNTINGTON BEACH, LLC

SECTION D: FACILITY DESCRIPTION AND EQUIPMENT SPECIFIC CONDITIONS

The operator shall comply with the terms and conditions set forth below:

[Devices subject to this condition : D98, D104]

K. Record Keeping/Reporting

K40.1 The operator shall provide to the District a source test report in accordance with the following specifications:

Source test results shall be submitted to the District no later than 60 days after the source test was conducted.

All exhaust flow rate shall be expressed in terms of dry standard cubic feet per minute (DSCFM) and dry actual cubic feet per minute (DACFM).

Emission data shall be expressed in terms of concentration (ppmv), corrected to 3 percent oxygen, dry basis.

All moisture concentration shall be expressed in terms of percent corrected to 3 percent oxygen.

Emission data shall be expressed in terms of mass rate (lbs/hr). In addition, solid PM emissions, if required to be tested, shall also be reported in terms of grains per DSCF.

Emission data shall be expressed in terms of lbs/MM cubic feet.

Source test results shall also include fuel flow rate (CFH) and generator output (MW) under which the test was conducted.

[RULE 1303(a)(1)-BACT, 5-10-1996; RULE 1303(b)(2)-Offset, 5-10-1996; RULE 1401, 3-17-2000; RULE 2012, 5-6-2005]

[Devices subject to this condition : D22, D25]

FACILITY PERMIT TO OPERATE AES HUNTINGTON BEACH, LLC

SECTION D: FACILITY DESCRIPTION AND EQUIPMENT SPECIFIC CONDITIONS

The operator shall comply with the terms and conditions set forth below:

K40.2 The operator shall provide to the District a source test report in accordance with the following specifications:

Source test results shall be submitted to the District no later than 60 days after the source test was conducted.

Emission data shall be expressed in terms of concentration (ppmv) corrected to 3 percent oxygen (dry basis), mass rate (lbs/hr), and lbs/MM Cubic Feet. In addition, solid PM emissions, if required to be tested, shall also be reported in terms of grains per DSCF.

All exhaust flow rate shall be expressed in terms of dry standard cubic feet per minute (DSCFM) and dry actual cubic feet per minute (DACFM).

All moisture concentration shall be expressed in terms of percent corrected to 3 percent oxygen.

Source test results shall also include the oxygen levels in the exhaust, fuel flow rate (CFH), the flue gas temperature, and the generator power output (MW) under which the test was conducted.

[RULE 1303(a)(1)-BACT, 5-10-1996; RULE 1303(b)(2)-Offset, 5-10-1996; RULE 1401, 8-18-2000; RULE 2011, 5-6-2005; RULE 2012, 5-6-2005]

[Devices subject to this condition : D98, C102, D104, C108]

K67.1 The operator shall keep records, in a manner approved by the District, for the following parameter(s) or item(s):

FACILITY PERMIT TO OPERATE AES HUNTINGTON BEACH, LLC

SECTION D: FACILITY DESCRIPTION AND EQUIPMENT SPECIFIC CONDITIONS

The operator shall comply with the terms and conditions set forth below:

the name of the person performing the inspection and/or maintenance of the dust collector

the date, time and results of the inspection

the date, time and description of any maintenance or repairs resulting from the inspection

[RULE 3004(a)(4)-Periodic Monitoring, 12-12-1997]

[Devices subject to this condition : E81]

K67.2 The operator shall keep records, in a manner approved by the District, for the following parameter(s) or item(s):

For architectural applications where no thinners, reducers, or other VOC containing materials are added, maintain semi-annual records for all coating consisting of (a) coating type, (b) VOC content as supplied in grams per liter (g/l) of materials for low-solids coatings, (c) VOC content as supplied in g/l of coating, less water and exempt solvent, for other coatings.

For architectural applications where thinners, reducers, or other VOC containing materials are added, maintain daily records for each coating consisting of (a) coating type, (b) VOC content as applied in grams per liter (g/l) of materials used for low-solids coatings, (c) VOC content as applied in g/l of coating, less water and exempt solvent, for other coatings.

[RULE 3004(a)(4)-Periodic Monitoring, 12-12-1997]

[Devices subject to this condition : E83]

K67.4 The operator shall keep records, in a manner approved by the District, for the following parameter(s) or item(s):

FACILITY PERMIT TO OPERATE AES HUNTINGTON BEACH, LLC

SECTION D: FACILITY DESCRIPTION AND EQUIPMENT SPECIFIC CONDITIONS

The operator shall comply with the terms and conditions set forth below:

An engine operating log listing on a monthly basis the emergency use hours of operation, maintenance and testing hours of operation, and any other hours of use with a description of the reason for operation. Additionally, each time the engine is started manually, the log shall include the date of operation and the timer reading in hours at the beginning and end of operation.

The log shall be kept for a minimum of five calendar years prior to the current year and be made available to District personnel upon request. The total hours of operation for the previous calendar year shall be recorded sometime during the first 15 days of January of each year

[RULE 1110.2, 2-1-2008; **RULE 1304(a)-Modeling and Offset Exemption, 6-14-1996;**
RULE 1470, 6-1-2007]

[Devices subject to this condition : D113, D114]

FACILITY PERMIT TO OPERATE AES HUNTINGTON BEACH, LLC

SECTION E: ADMINISTRATIVE CONDITIONS

The operating conditions in this section shall apply to all permitted equipment at this facility unless superseded by condition(s) listed elsewhere in this permit.

1. The permit shall remain effective unless this permit is suspended, revoked, modified, reissued, denied, or it is expired for nonpayment of permit processing or annual operating fees. [201, 203, 209, 301]
 - a. The permit must be renewed annually by paying annual operating fees, and the permit shall expire if annual operating fees are not paid pursuant to requirements of Rule 301(d). [301(d)]
 - b. The Permit to Construct listed in Section H shall expire one year from the Permit to Construct issuance date, unless a Permit to Construct extension has been granted by the Executive Officer or unless the equipment has been constructed and the operator has notified the Executive Officer prior to the operation of the equipment, in which case the Permit to Construct serves as a temporary Permit to Operate. [202, 205]
 - c. The Title V permit shall expire as specified under Section K of the Title V permit. The permit expiration date of the Title V facility permit does not supercede the requirements of Rule 205. [205, 3004]
2. The operator shall maintain all equipment in such a manner that ensures proper operation of the equipment. [204]
3. This permit does not authorize the emissions of air contaminants in excess of those allowed by Division 26 of the Health and Safety Code of the State of California or the Rules and Regulations of the AQMD. This permit cannot be considered as permission to violate existing laws, ordinances, regulations or statutes of other governmental agencies. [204]
4. The operator shall not use equipment identified in this facility permit as being connected to air pollution control equipment unless they are so vented to the identified air pollution control equipment which is in full use and which has been included in this permit. [204]

FACILITY PERMIT TO OPERATE AES HUNTINGTON BEACH, LLC

SECTION E: ADMINISTRATIVE CONDITIONS

5. The operator shall not use any equipment having air pollution control device(s) incorporated within the equipment unless the air pollution control device is in full operation. [204]
6. The operator shall maintain records to demonstrate compliance with rules or permit conditions that limit equipment operating parameters, or the type or quantity of material processed. These records shall be made available to AQMD personnel upon request and be maintained for at least: [204]
 - a. Three years for a facility not subject to Title V; or
 - b. Five years for a facility subject to Title V.
7. The operator shall maintain and operate all equipment to ensure compliance with all emission limits as specified in this facility permit. Compliance with emission limits shall be determined according to the following specifications, unless otherwise specified by AQMD rules or permit conditions: [204]
 - a. For internal combustion engines and gas turbines, measured concentrations shall be corrected to 15 percent stack-gas oxygen content on a dry basis and be averaged over a period of 15 consecutive minutes; [1110.2, 1134, 204]
 - b. For other combustion devices, measured concentrations shall be corrected to 3 percent stack-gas oxygen content on a dry basis and be averaged over a period of 15 consecutive minutes; [1146, 1146.1, 204]
 - c. For a large NO_x source, compliance with a RECLAIM concentration limit shall be measured over a continuous 60 minutes for that source; [2012]
 - d. For non-combustion sources, compliance with emission limits shall be determined and averaged over a period of 60 minutes. [204]

FACILITY PERMIT TO OPERATE AES HUNTINGTON BEACH, LLC

SECTION E: ADMINISTRATIVE CONDITIONS

- e. For the purpose of determining compliance with Rule 407, carbon monoxide (CO) shall be measured on a dry basis and be averaged over 15 consecutive minutes, and sulfur compound which would exist as liquid or gas at standard conditions shall be calculated as sulfur dioxide (SO₂) and be averaged over 15 consecutive minutes; [407]
- f. For the purpose of determining compliance with Rule 409, combustion contaminant emission measurements shall be corrected to 12 percent carbon dioxide (CO₂) at standard conditions and averaged over 15 consecutive minutes. [409]
- g. For the purpose of determining compliance with Rule 475, combustion contaminant emission measurements shall be corrected to 3 percent of oxygen (O₂) at standard conditions and averaged over 15 consecutive minutes or any other averaging time specified by the Executive Officer. [475]
8. All equipment operating under the RECLAIM program shall comply concurrently with all provisions of AQMD Rules and Regulation, except those listed in Table 1 of Rule 2001 for NO_x RECLAIM sources and Table 2 of Rule 2001 for SO_x RECLAIM sources. Those provisions listed in Tables 1 or 2 shall not apply to NO_x or SO_x emissions after the date the facility has demonstrated compliance with all monitoring and reporting requirements of Rules 2011 or 2012, as applicable. Provisions of the listed AQMD rules in Tables 1 or 2 which have initial implementation dates in 1994 shall not apply to a RECLAIM NO_x or SO_x source, respectively. [2001]
9. The operator shall, when a source test is required by AQMD, provide a source test protocol to AQMD no later than 60 days before the proposed test date. The test shall not commence until the protocol is approved by AQMD. The test protocol shall contain the following information: [204, 304]
 - a. Brief description of the equipment tested.

FACILITY PERMIT TO OPERATE AES HUNTINGTON BEACH, LLC

SECTION E: ADMINISTRATIVE CONDITIONS

- b. Brief process description, including maximum and normal operating temperatures, pressures, through-put, etc.
 - c. Operating conditions under which the test will be performed.
 - d. Method of measuring operating parameters, such as fuel rate and process weight. Process schematic diagram showing the ports and sampling locations, including the dimensions of the ducts/stacks at the sampling locations, and distances of flow disturbances, (e.g. elbows, tees, fans, dampers) from the sampling locations (upstream and downstream).
 - e. Brief description of sampling and analytical methods used to measure each pollutant, temperature, flow rates, and moisture.
 - f. Description of calibration and quality assurance procedures.
 - g. Determination that the testing laboratory qualifies as an "independent testing laboratory" under Rule 304 (no conflict of interest).
10. The operator shall submit a report no later than 60 days after conducting a source test, unless otherwise required by AQMD Rules or equipment-specific conditions. The report shall contain the following information: [204]
- a. The results of the source test.
 - b. Brief description of the equipment tested.
 - c. Operating conditions under which the test will be performed.
 - d. Method of measuring operating parameters, such as fuel rate and process weight. Process schematic diagram showing the ports and sampling locations, including the dimensions of the ducts/stacks at the sampling locations, and distances of flow disturbances, (e.g. elbows, tees, fans, dampers) from the sampling locations (upstream and downstream).
 - e. Field and laboratory data forms, strip charts and analyses.

FACILITY PERMIT TO OPERATE AES HUNTINGTON BEACH, LLC

SECTION E: ADMINISTRATIVE CONDITIONS

- f. Calculations for volumetric flow rates, emission rates, control efficiency, and overall control efficiency.
- 11. The operator shall, when a source test is required, provide and maintain facilities for sampling and testing. These facilities shall comply with the requirements of AQMD Source Test Method 1.1 and 1.2. [217]
- 12. Whenever required to submit a written report, notification or other submittal to the Executive Officer, AQMD, or the District, the operator shall mail or deliver the material to: Deputy Executive Officer, Engineering and Compliance, AQMD, 21865 E. Copley Drive, Diamond Bar, CA 91765-4182. [204]

FACILITY PERMIT TO OPERATE AES HUNTINGTON BEACH, LLC

SECTION F: RECLAIM MONITORING AND SOURCE TESTING REQUIREMENTS

The Facility shall comply with all applicable monitoring and source testing requirements in Regulation XX. These requirements may include but are not limited to the following:

I. NO_x Monitoring Conditions

A. The Operator of a NO_x Major Source, as defined in Rule 2012, shall, as applicable:

1. Install, maintain, and operate an AQMD certified direct or time-shared monitoring device or an approved alternative monitoring device for each major NO_x source to continuously measure the concentration of NO_x emissions and all other applicable variables specified in Rule 2012, Table 2012-1 and Rule 2012, Appendix A, Table 2-A to determine the NO_x emissions rate from each source. The time-sharing of CEMS among NO_x sources may be allowed by the Executive Officer in accordance with the requirements for time sharing specified in Appendix A. [2012]
2. Install, maintain, and operate a totalizing fuel meter approved by the Executive Officer for each major source. [2012]
3. If the facility is operating existing CEMS and fuel meters, continue to follow recording and reporting procedures required by AQMD Rules and Regulations in effect prior to October 15, 1993 until the CEMS is certified pursuant to Rule 2012. [2012]
4. Use valid data collected by an AQMD certified or provisionally certified CEMS in proper operation that meets all the requirements of Appendix A of Rule 2012, unless final certification of the CEMS is denied, to determine mass emissions for all purposes, including, but not limited to, determining: [2012]
 - a. compliance with the annual Allocation;
 - b. excess emissions;
 - c. the amount of penalties; and
 - d. fees.

FACILITY PERMIT TO OPERATE AES HUNTINGTON BEACH, LLC

SECTION F: RECLAIM MONITORING AND SOURCE TESTING REQUIREMENTS

5. Follow missing data procedures as specified in Rule 2012 Appendix A whenever valid data is not available or collected to determine mass emissions for all purposes, including, but not limited to, determining: [2012]
 - a. compliance with the annual Allocation;
 - b. excess emissions;
 - c. the amount of penalties; and
 - d. fees.

B. The Operator of a NOx large Source, as defined in Rule 2012, shall, as applicable:

Not Applicable

C. The Operator of a NOx Process Unit, as defined in Rule 2012, shall, as applicable:

1. Install, maintain, and operate a totalizing fuel meter or any device approved by the Executive Officer to measure quarterly fuel usage or other applicable variables specified in Rule 2012, Table 2012-1, and Rule 2012, Appendix A, Table 4-A. The sharing of totalizing fuel meters may be allowed by the Executive Officer if the fuel meter serves process units which have the same emission factor or emission rate. The sharing of totalizing meter shall not be allowed for process units which are required to comply with an annual heat input limit. [2012]

II. NOx Source Testing and Tune-up conditions

1. The operator shall conduct all required NOx source testing in compliance with an AQMD-approved source test protocol. [2012]

FACILITY PERMIT TO OPERATE AES HUNTINGTON BEACH, LLC

SECTION F: RECLAIM MONITORING AND SOURCE TESTING REQUIREMENTS

2. The operator shall, as applicable, conduct source tests for every large NO_x source no later than June 30, 1997 and every 3 years thereafter. The source test shall include the determination of NO_x concentration and a relative accuracy audit of the exhaust stack flow determination (e.g. in-stack flow monitor or fuel flow monitor based F-factor calculation). Such source test results shall be submitted per the schedule described by APEP. In lieu of submitting the first source test report, the facility permit holder may submit the results of a source test not more than 3 years old which meets the requirements when conducted. [2012]
3. All NO_x large sources and NO_x process units shall be tuned-up in accordance with the schedule specified in Rule 2012, Appendix A, Chapter 5, Table 5-B. [2012]

III. SO_x monitoring conditions

D. The Operator of a SO_x Major Source, as defined in Rule 2011, shall, as applicable:

Not Applicable

E. The Operator of a SO_x Process Unit, as defined in Rule 2011, shall, as applicable:

1. Install, maintain, and operate a totalizing fuel meter or any device approved by the Executive Officer to measure quarterly fuel usage or other applicable variables specified in Rule 2011, Table 2011-1, and Rule 2011, Appendix A, Table 3-A. The sharing of totalizing meters shall be allowed for process units except those using fuels with different sulfur contents. [2011]

IV. SO_x Source Testing Conditions

1. The operator shall conduct all required SO_x source testing in compliance with an AQMD-approved source test protocol. [2011]

FACILITY PERMIT TO OPERATE AES HUNTINGTON BEACH, LLC

SECTION G: RECORDKEEPING AND REPORTING REQUIREMENTS FOR RECLAIM SOURCES

The Facility shall comply with all applicable reporting and recordkeeping requirements in Regulation XX. These requirements may include but are not limited to the following:

I. Recordkeeping Requirements for all RECLAIM Sources

1. The operator shall maintain all monitoring data required to be measured or reported pursuant to Rule 2011 and Rule 2012, whichever is applicable. All records shall be made available to AQMD staff upon request and be maintained for at least:
 - a. Three years after each APEP report is submitted to AQMD for a facility not subject to Title V, unless a different time period is required in Rule 2011 or Rule 2012 [2011 & 2012]; or
 - b. Five years after each APEP report is submitted to AQMD for a facility subject to Title V. [3004(a)(4)(E)]
 - c. Notwithstanding the above, all data gathered or computed for intervals of less than 15 minutes shall only be maintained a minimum of 48 hours. [2011 & 2012]
2. The operator shall store on site and make available to the Executive Officer upon request: records used to determine emissions, maintenance records, sources test reports, relative accuracy test audit reports, relative accuracy audit reports and fuel meter calibration records. [2011 & 2012]

II. Reporting Requirements for all RECLAIM Sources

1. The operator shall submit a quarterly certification of emissions including the facility's total NO_x or SO_x emissions, whichever is applicable, for the quarter within 30 days after the end of the first three quarters and 60 days after the end of the fourth quarter of a compliance year. [2011 & 2012]

NO_x Reporting Requirements

- A. The Operator of a NO_x Major Source, as defined in Rule 2012, shall, as applicable:

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SECTION G: RECORDKEEPING AND REPORTING REQUIREMENTS FOR RECLAIM SOURCES

1. No later than 12 months after entry into the RECLAIM program or after the initial operation of a new major source, whichever is later, install, maintain, and operate a reporting device to electronically report everyday to the AQMD central station for each major NOx source, the total daily mass emissions of NOx and daily status codes. Such data shall be transmitted by 5:00 p.m. of the following day. If the facility experiences a power, computer, or other system failure that prevents the submittal of the daily report, the Facility Permit holder shall be granted 24 hours extension to submit the report. [2012]
2. Calculate NOx emissions pursuant to missing data procedures set forth in Appendix A, Chapter 2 of Rule 2012 if the Facility Permit holder fails to meet the deadline for submitting the daily report. [2012]
3. Submit an electronic report within 15 days following the end of each month totaling NOx emissions from all major NOx sources during the month. [2012]
4. For those facilities with existing CEMS and fuel meters as of October 15, 1993, continue to follow recording and reporting procedures required by AQMD Rules and Regulations in effect until the CEMS is certified pursuant to Rule 2011 and/or Rule 2012, as applicable. [2012]

B. The Operator of a NOx Large Source, as defined in Rule 2012, shall:

Not Applicable

C. The Operator of a NOx Process Unit, as defined in Rule 2012, shall:

1. Electronically report the calculated quarterly NOx emissions for each NOx process unit. The Operator shall comply with this requirement within 12 months of the date of entry to the RECLAIM Program. [2012]

**FACILITY PERMIT TO OPERATE
AES HUNTINGTON BEACH, LLC**

**SECTION G: RECORDKEEPING AND REPORTING REQUIREMENTS FOR
RECLAIM SOURCES**

SOx Reporting Requirements

D. The Operator of a SOx Major Source, as defined in Rule 2011, shall, as applicable:

Not Applicable

E. The Operator of a SOx Process Unit, as defined in Rule 2011, shall:

1. Electronically report the calculated quarterly SOx emissions for each SOx process unit. [2011]

**FACILITY PERMIT TO OPERATE
AES HUNTINGTON BEACH, LLC**

SECTION H: PERMIT TO CONSTRUCT AND TEMPORARY PERMIT TO OPERATE

NONE

FACILITY PERMIT TO OPERATE AES HUNTINGTON BEACH, LLC

SECTION I: PLANS AND SCHEDULES

This section lists all plans approved by AQMD for the purposes of meeting the requirements of applicable AQMD rules.

NONE

NOTE: This section does not list compliance schedules pursuant to the requirements of Regulation XXX - Title V Permits; Rule 3004(a)(10)(C). For equipment subject to a variance, order for abatement, or alternative operating condition granted pursuant to Rule 518.2, equipment specific conditions are added to the equipment in Section D or H of the permit.

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SECTION J: AIR TOXICS

NOT APPLICABLE

FACILITY PERMIT TO OPERATE AES HUNTINGTON BEACH, LLC

SECTION K: TITLE V Administration GENERAL PROVISIONS

1. This permit may be revised, revoked, reopened and reissued, or terminated for cause, or for failure to comply with regulatory requirements, permit terms, or conditions. [3004(a)(7)(C)]
2. This permit does not convey any property rights of any sort or any exclusive privilege. [3004(a)(7)(E)]

Permit Renewal and Expiration

3. (A) Except for solid waste incineration facilities subject to standards under section 129(e) of the Clean Air Act, this permit shall expire five years from the date that this Title V permit is issued. The operator's right to operate under this permit terminates at midnight on this date, unless the facility is protected by an application shield in accordance with Rule 3002(b), due to the filing of a timely and complete application for a Title V permit renewal, consistent with Rule 3003. [3004(a)(2), 3004(f)]

(B) A Title V permit for a solid waste incineration facility combusting municipal waste subject to standards under Section 129(e) of the Clean Air Act shall expire 12 years from the date of issuance unless such permit has been renewed pursuant to this regulation. These permits shall be reviewed by the Executive Officer at least every five years from the date of issuance. [3004(f)(2)]
4. To renew this permit, the operator shall submit to the Executive Officer an application for renewal at least 180 days, but not more than 545 days, prior to the expiration date of this permit. [3003(a)(6)]

Duty to Provide Information

5. The applicant for, or holder of, a Title V permit shall furnish, pursuant to Rule 3002(d) and (e), timely information and records to the Executive Officer or designee within a reasonable time as specified in writing by the Executive Officer or designee. [3004(a)(7)(F)]

Payment of Fees

6. The operator shall pay all required fees specified in Regulation III - Fees. [3004(a)(7)(G)]

FACILITY PERMIT TO OPERATE AES HUNTINGTON BEACH, LLC

SECTION K: TITLE V Administration

Reopening for Cause

7. The Executive Officer will reopen and revise this permit if any of the following circumstances occur:
- (A) Additional regulatory requirements become applicable with a remaining permit term of three or more years. Reopening is not required if the effective date of the requirement is later than the expiration date of this permit, unless the permit or any of its terms and conditions has been extended pursuant to paragraph (f)(4) of Rule 3004.
 - (B) The Executive Officer or EPA Administrator determines that this permit contains a material mistake or that inaccurate statements were made in establishing the emissions standards or other terms or conditions of this permit.
 - (C) The Executive Officer or EPA Administrator determines that the permit must be revised or revoked to assure compliance with the applicable requirements. [3005(g)(1)]

COMPLIANCE PROVISIONS

8. The operator shall comply with all regulatory requirements, and all permit terms and conditions, except:
- (A) As provided for by the emergency provisions of condition no. 17 or condition no. 18, or
 - (B) As provided by an alternative operating condition granted pursuant to a federally approved (SIP-approved) Rule 518.2.

Any non-compliance with any federally enforceable permit condition constitutes a violation of the Federal Clean Air Act and is grounds for enforcement action; for permit termination, revocation and reissuance, or revision; or denial of a permit renewal application. Non-compliance may also be grounds for civil or criminal penalties under the California State Health and Safety Code. [3004(a)(7)(A)]

FACILITY PERMIT TO OPERATE AES HUNTINGTON BEACH, LLC

SECTION K: TITLE V Administration

9. The operator shall allow the Executive Officer or authorized representative, upon presentation of appropriate credentials to:
 - (A) Enter the operator's premises where emission-related activities are conducted, or records are kept under the conditions of this permit;
 - (B) Have access to and copy, at reasonable times, any records that must be kept under the conditions of the permit;
 - (C) Inspect at reasonable times, any facilities, equipment (including monitoring and air pollution control equipment), practices, or operations regulated or required under the permit; and
 - (D) Sample or monitor at reasonable times, substances or parameters for the purpose of assuring compliance with the facility permit or regulatory requirements. [3004(a)(10)(B)]
10. All terms and conditions in this permit, including any provisions designed to limit a facility's potential to emit, are enforceable by the EPA Administrator and citizens under the federal Clean Air Act, unless the term or condition is designated as not federally enforceable. Each day during any portion of which a violation occurs is a separate offense. [3004(g)]
11. A challenge to any permit condition or requirement raised by EPA, the operator, or any other person, shall not invalidate or otherwise affect the remaining portions of this permit. [3007(b)]
12. The filing of any application for a permit revision, revocation, or termination, or a notification of planned changes or anticipated non-compliance does not stay any permit condition. [3004(a)(7)(D)]
13. It shall not be a defense for a person in an enforcement action, including those listed in Rule 3002(c)(2), that it would have been necessary to halt or reduce the permitted activity in order to maintain compliance with the conditions of this permit, except as provided for in "Emergency Provisions" of this section. [3004(a)(7)(H)]

FACILITY PERMIT TO OPERATE AES HUNTINGTON BEACH, LLC

SECTION K: TITLE V Administration

14. The operator shall not build, erect, install, or use any equipment, the use of which, without resulting in a reduction in the total release of air contaminants to atmosphere, reduces or conceals an emission which would otherwise constitute a violation of Chapter 3 (commencing with Section 41700) of Part 4, of Division 26 of the California Health and Safety Code or of AQMD rules. This rule shall not apply to cases in which the only violation involved is of Section 41700 of the California Health and Safety Code, or Rule 402 of AQMD Rules. [408]
15. Nothing in this permit or in any permit shield can alter or affect:
- (A) Under Section 303 of the federal Clean Air Act, the provisions for emergency orders;
 - (B) The liability of the operator for any violation of applicable requirements prior to or at the time of permit issuance;
 - (C) The applicable requirements of the Acid Rain Program, Regulation XXXI;
 - (D) The ability of EPA to obtain information from the operator pursuant to Section 114 of the federal Clean Air Act;
 - (E) The applicability of state or local requirements that are not "applicable requirements", as defined in Rule 3000, at the time of permit issuance but which do apply to the facility, such as toxics requirements unique to the State; and
 - (F) The applicability of regulatory requirements with compliance dates after the permit issuance date. [3004(c)(3)]
16. For any portable equipment that requires an AQMD or state permit or registration, excluding a) portable engines, b) military tactical support equipment and c) AQMD-permitted portable equipment that are not a major source, are not located at the facility for more than 12 consecutive months after commencing operation, and whose operation does not conflict with the terms or conditions of this Title V permit: 1) the facility operator shall keep a copy of the AQMD or state permit or registration; 2) the equipment operator shall comply with the conditions on the permit or registration and all other regulatory requirements; and 3) the facility operator shall treat the permit or registration as a part of its Title V permit, subject to recordkeeping, reporting and certification requirements. [3004(a)(1)]

FACILITY PERMIT TO OPERATE AES HUNTINGTON BEACH, LLC

SECTION K: TITLE V Administration EMERGENCY PROVISIONS

17. An emergency¹ constitutes an affirmative defense to an action brought for noncompliance with a technology-based emission limit only if:
- (A) Properly signed, contemporaneous operating records or other credible evidence demonstrate that:
 - (1) An emergency occurred and the operator can identify the cause(s) of the emergency;
 - (2) The facility was operated properly (i.e. operated and maintained in accordance with the manufacturer's specifications, and in compliance with all regulatory requirements or a compliance plan), before the emergency occurred;
 - (3) The operator took all reasonable steps to minimize levels of emissions that exceeded emissions standard, or other requirements in the permit; and,
 - (4) The operator submitted a written notice of the emergency to the AQMD within two working days of the time when the emissions limitations were exceeded due to the emergency. The notice shall contain a description of the emergency, any steps taken to mitigate emissions, and corrective actions taken; and
 - (B) The operator complies with the breakdown provisions of Rule 430 – Breakdown Provisions, or subdivision (i) of Rule 2004 – Requirements, whichever is applicable. [3002(g), 430, 2004(i)]
18. The operator is excused from complying with any regulatory requirement that is suspended by the Executive Officer during a state of emergency or state of war emergency, in accordance with Rule 118 - Emergencies. [118]

¹ "Emergency" means any situation arising from sudden and reasonably unforeseeable events beyond the control of the operator, including acts of God, which: (A) requires immediate corrective action to restore normal operation; and (B) causes the facility to exceed a technology-based emission limitation under the permit, due to unavoidable increases in emissions attributable to the emergency; and (C) is not caused by improperly designed equipment, lack of preventative maintenance, careless or improper operation, or operator error.

FACILITY PERMIT TO OPERATE AES HUNTINGTON BEACH, LLC

SECTION K: TITLE V Administration RECORDKEEPING PROVISIONS

19. In addition to any other recordkeeping requirements specified elsewhere in this permit, the operator shall keep records of required monitoring information, where applicable, that include:
- (A) The date, place as defined in the Title V permit, and time of sampling or measurements;
 - (B) The date(s) analyses were performed;
 - (C) The company or entity that performed the analyses;
 - (D) The analytical techniques or methods used;
 - (E) The results of such analyses; and
 - (F) The operating conditions as existing at the time of sampling or measurement. [3004(a)(4)(B)]
20. The operator shall maintain records pursuant to Rule 109 and any applicable material safety data sheet (MSDS) for any equipment claimed to be exempt from a written permit by Rule 219 based on the information in those records. [219(t)]
21. The operator shall keep all records of monitoring data required by this permit or by regulatory requirements for a period of at least five years from the date of the monitoring sample, measurement, report, or application. [3004(a)(4)(E)]

REPORTING PROVISIONS

22. The operator shall comply with the following requirements for prompt reporting of deviations:
- (A) Breakdowns shall be reported as required by Rule 430 – Breakdown Provisions or subdivision (i) of Rule 2004 - Requirements, whichever is applicable.

FACILITY PERMIT TO OPERATE AES HUNTINGTON BEACH, LLC

SECTION K: TITLE V Administration

- (B) Other deviations from permit or applicable rule emission limitations, equipment operating conditions, or work practice standards, determined by observation or by any monitoring or testing required by the permit or applicable rules that result in emissions greater than those allowed by the permit or applicable rules shall be reported within 72 hours (unless a shorter reporting period is specified in an applicable State or Federal Regulation) of discovery of the deviation by contacting AQMD enforcement personnel assigned to this facility or otherwise calling (800) CUT-SMOG.
 - (C) A written report of such deviations reported pursuant to (B), and any corrective actions or preventative measures taken, shall be submitted to AQMD, in an AQMD approved format, within 14 days of discovery of the deviation.
 - (D) All other deviations shall be reported with the monitoring report required by condition no. 23. [3004(a)(5)]
23. Unless more frequent reporting of monitoring results are specified in other permit conditions or in regulatory requirements, the operator shall submit reports of any required monitoring to the AQMD at least twice per year. The report shall include a) a statement whether all monitoring required by the permit was conducted; and b) identification of all instances of deviations from permit or regulatory requirements. A report for the first six calendar months of the year is due by August 31 and a report for the last six calendar months of the year is due by February 28. [3004(a)(4)(F)]
24. The operator shall submit to the Executive Officer and to the Environmental Protection Agency (EPA), an annual compliance certification. For RECLAIM facilities, the certification is due when the Annual Permit Emissions Program (APEP) report is due and shall cover the same reporting period. For other facilities, the certification is due on March 1 for the previous calendar year. The certification need not include the period preceding the date the initial Title V permit was issued. Each compliance certification shall include:
- (A) Identification of each permit term or condition that is the basis of the certification;

FACILITY PERMIT TO OPERATE AES HUNTINGTON BEACH, LLC

SECTION K: TITLE V Administration

- (B) The compliance status during the reporting period;
- (C) Whether compliance was continuous or intermittent;
- (D) The method(s) used to determine compliance over the reporting period and currently, and
- (E) Any other facts specifically required by the Executive Officer to determine compliance.

The EPA copy of the certification shall be sent to: Director of the Air Division Attn:
Air-3 USEPA, Region IX 75 Hawthorne St. San Francisco, CA 94105 [3004(a)(10)(E)]

25. All records, reports, and documents required to be submitted by a Title V operator to AQMD or EPA shall contain a certification of accuracy consistent with Rule 3003(c)(7) by a responsible official (as defined in Rule 3000). [3004(a)(12)]

PERIODIC MONITORING

26. All periodic monitoring required by this permit pursuant to Rule 3004(a)(4)(c) is based on the requirements and justifications in the AQMD document "Periodic Monitoring Guidelines for Title V Facilities" or in case-by-case determinations documented in the TitleV application file. [3004(a)(4)]

FACILITY PERMIT TO OPERATE AES HUNTINGTON BEACH, LLC

SECTION K: TITLE V Administration

FACILITY RULES

This facility is subject to the following rules and regulations

With the exception of Rule 402, 473, 477, 1118 and Rules 1401 through 1420, the following rules that are designated as non-federally enforceable are pending EPA approval as part of the state implementation plan. Upon the effective date of that approval, the approved rule(s) will become federally enforceable, and any earlier versions of those rules will no longer be federally enforceable.

RULE SOURCE	Adopted/Amended Date	FEDERAL Enforceability
RULE 1110.1	10-4-1985	Non federally enforceable
RULE 1110.2	2-1-2008	Non federally enforceable
RULE 1113	11-8-1996	Federally enforceable
RULE 1113	7-13-2007	Non federally enforceable
RULE 1140	2-1-1980	Federally enforceable
RULE 1140	8-2-1985	Non federally enforceable
RULE 1171	11-7-2003	Federally enforceable
RULE 1171	2-1-2008	Non federally enforceable
RULE 118	12-7-1995	Non federally enforceable
RULE 1303(a)(1)-BACT	12-6-2002	Non federally enforceable
RULE 1303(a)(1)-BACT	5-10-1996	Federally enforceable
RULE 1303(b)(1)-Modeling	5-10-1996	Federally enforceable
RULE 1303(b)(2)-Offset	12-6-2002	Non federally enforceable
RULE 1303(b)(2)-Offset	5-10-1996	Federally enforceable
RULE 1304(a)-Modeling and Offset Exemption	6-14-1996	Federally enforceable
RULE 1401	3-17-2000	Non federally enforceable
RULE 1401	8-18-2000	Non federally enforceable
RULE 1470	6-1-2007	Non federally enforceable
RULE 2005	4-20-2001	Federally enforceable
RULE 2005	4-9-1999	Federally enforceable
RULE 2005	5-6-2005	Federally enforceable

FACILITY PERMIT TO OPERATE AES HUNTINGTON BEACH, LLC

SECTION K: TITLE V Administration

RULE SOURCE	Adopted/Amended Date	FEDERAL Enforceability
RULE 2009	1-7-2005	Non federally enforceable
RULE 2011	5-6-2005	Federally enforceable
RULE 2012	12-5-2003	Federally enforceable
RULE 2012	5-6-2005	Federally enforceable
RULE 204	10-8-1993	Federally enforceable
RULE 217	1-5-1990	Federally enforceable
RULE 219	6-1-2007	Non federally enforceable
RULE 219	9-4-1981	Federally enforceable
RULE 3002	11-14-1997	Federally enforceable
RULE 3003	3-16-2001	Non federally enforceable
RULE 3004	12-12-1997	Federally enforceable
RULE 3004(a)(4)-Periodic Monitoring	12-12-1997	Federally enforceable
RULE 3005	11-14-1997	Federally enforceable
RULE 3005	3-16-2001	Non federally enforceable
RULE 3007	10-8-1993	Federally enforceable
RULE 304	1-14-1982	Non federally enforceable
RULE 304	5-19-2000	Non federally enforceable
RULE 401	11-9-2001	Non federally enforceable
RULE 401	3-2-1984	Federally enforceable
RULE 402	5-7-1976	Non federally enforceable
RULE 404	2-7-1986	Federally enforceable
RULE 405	2-7-1986	Federally enforceable
RULE 407	4-2-1982	Federally enforceable
RULE 408	5-7-1976	Federally enforceable
RULE 409	8-7-1981	Federally enforceable
RULE 430	7-12-1996	Non federally enforceable
RULE 431.1	6-12-1998	Federally enforceable
RULE 431.2	5-4-1990	Federally enforceable
RULE 431.2	9-15-2000	Non federally enforceable
RULE 461	4-21-2000	Federally enforceable
RULE 464	12-7-1990	Federally enforceable
RULE 475	10-8-1976	Federally enforceable

FACILITY PERMIT TO OPERATE AES HUNTINGTON BEACH, LLC

SECTION K: TITLE V Administration

RULE SOURCE	Adopted/Amended Date	FEDERAL Enforceability
RULE 475	8-7-1978	Non federally enforceable
RULE 701	6-13-1997	Federally enforceable
CA PRC CEQA	11-23-1970	Non federally enforceable
40CFR 60 Subpart Da	10-4-1991	Federally enforceable
40CFR 60 Subpart Da	2-27-2006	Federally enforceable
40CFR 68 - Accidental Release Prevention	5-24-1996	Federally enforceable
40CFR 72 - Acid Rain Provisions	11-24-1997	Federally enforceable
40CFR 73 Subpart B	1-11-1993	Federally enforceable

FACILITY PERMIT TO OPERATE AES HUNTINGTON BEACH, LLC

APPENDIX A: NOX AND SOX EMITTING EQUIPMENT EXEMPT FROM WRITTEN PERMIT PURSUANT TO RULE 219

1. PRESSURE WASHER, GASOLINE, DIESEL
2. SUMP PUMPS, PORTABLE, GASOLINE
3. SUMP PUMP, DIESEL

FACILITY PERMIT TO OPERATE AES HUNTINGTON BEACH, LLC

APPENDIX B: RULE EMISSION LIMITS [RULE 1113 11-08-1996]

- (1) Except as provided in paragraphs (c)(2), (c)(3), and (c)(4) of Rule 1113, the operator shall not supply, sell, offer for sale, apply, or solicit the application of, any architectural coating which, at the time of sale or manufacture, contains more than 250 grams of VOC per liter of coating (2.08 pounds per gallon), less water, less exempt compounds, and less any colorant added to tint bases, or manufacture, blend, or repackage such a coating for use within the District.
- (2) Except as provided in paragraphs (c)(3) and (c)(4) of Rule 1113, the operator shall not supply, sell, offer for sale, apply, solicit the application of, manufacture, blend, or repackage, for use within the District, any architectural coating listed in the Table of Standards which contains VOC (excluding any colorant added to tint bases) in excess of the corresponding VOC limit specified in the table, after the effective date specified.

TABLE OF STANDARDS

VOC LIMITS

Grams of VOC Per Liter of Coating, Less Water And Less Exempt Compounds

COATING	Limit*	Effective Date of Adoption	Effective 1/1/1998	Effective 1/1/1999	Effective 7/1/2001	Effective 1/1/2005	Effective 7/1/2008
Bond Breakers	350						
Clear Wood Finishes							
Varnish	350						
Sanding Sealers	350						
Lacquer	680		550			275	
Concrete-Curing Compounds	350						
Dry-Fog Coatings	400						
Fire-proofing Exterior Coatings	350	450		350			
Fire-Retardant Coatings							
Clear	650						
Pigmented	350						
Flats	250						
Graphic Arts (Sign) Coatings	500				100		50

FACILITY PERMIT TO OPERATE AES HUNTINGTON BEACH, LLC

APPENDIX B: RULE EMISSION LIMITS [RULE 1113 11-08-1996]

Industrial Maintenance						
Primers and Topcoats						
Alkyds	420					
Catalyzed Epoxy	420					
Bituminous Coatings	420					
Materials						
Inorganic Polymers	420					
Vinyl Chloride Polymers	420					
Chlorinated Rubber	420					
Acrylic Polymers	420					
Urethane Polymers	420					
Silicones	420					
Unique Vehicles	420					
Japans/Faux Finishing	350	700		350		
Coatings						
Magnesite Cement Coatings	600			450		
Mastic Coatings	300					
Metallic Pigmented Coatings	500					
Multi-Color Coatings	420		250			
Pigmented Lacquer	680		550		275	
Pre-Treatment Wash Primers	780					
Primers, Sealers, and	350					
Undercoaters						
Quick-Dry Enamels	400					
Roof Coatings	300					
Shellac						
Clear	730					
Pigmented	550					
Stains	350					
Swimming Pool Coatings						
Repair	650					
Other	340					
Traffic Coatings	250		150			
Waterproofing Sealers	400					
Wood Preservatives						
Below-Ground	350					
Other	350					

* The specified limits remain in effect unless revised limits are listed in subsequent columns in the Table of Standards

TABLE OF STANDARDS (cont.)

VOC LIMITS

Grams of VOC Per Liter of Material

COATING	Limit
Low-Solids Coating	120

FACILITY PERMIT TO OPERATE AES HUNTINGTON BEACH, LLC

APPENDIX B: RULE EMISSION LIMITS [RULE 1113 07-13-2007]

- (1) Except as provided in paragraphs (c)(2), (c)(3), (c)(4), and specified coatings averaged under (c)(6), no person shall supply, sell, offer for sale, manufacture, blend, or repackage any architectural coating for use in the District which, at the time of sale or manufacture, contains more than 250 grams of VOC per liter of coating (2.08 pounds per gallon), less water, less exempt compounds, and less any colorant added to tint bases, and no person shall apply or solicit the application of any architectural coating within the District that exceeds 250 grams of VOC per liter of coating as calculated in this paragraph.
- (2) Except as provided in paragraphs (c)(3), (c)(4), and designated coatings averaged under (c)(6), no person shall supply, sell, offer for sale, manufacture, blend, or repackage, for use within the District, any architectural coating listed in the Table of Standards which contains VOC (excluding any colorant added to tint bases) in excess of the corresponding VOC limit specified in the table, after the effective date specified, and no person shall apply or solicit the application of any architectural coating within the District that exceeds the VOC limit as specified in this paragraph. No person shall apply or solicit the application within the District of any industrial maintenance coatings, except anti-graffiti coatings, for residential use or for use in areas such as office space and meeting rooms of industrial, commercial or institutional facilities not exposed to such extreme environmental conditions described in the definition of industrial maintenance coatings; or of any rust-preventative coating for industrial use, unless such a rust preventative coating complies with the Industrial Maintenance Coating VOC limit specified in the Table of Standards.

FACILITY PERMIT TO OPERATE AES HUNTINGTON BEACH, LLC

APPENDIX B: RULE EMISSION LIMITS [RULE 1113 07-13-2007] TABLE OF STANDARDS VOC LIMITS

**Grams of VOC Per Liter of Coating,
 Less Water and Less Exempt Compounds**

COATING CATEGORY	Ceiling Limit*	Current Limit	Effective Date					
			1/1/03	1/1/04	1/1/05	7/1/06	7/1/07	7/1/08
Bond Breakers	350							
Clear Wood Finishes	350					275		
Varnish	350					275		
Sanding Sealers	350					275		
Lacquer	680	550			275			
Clear Brushing Lacquer	680				275			
Concrete-Curing Compounds	350						100	
Concrete-Curing Compounds For Roadways and Bridges**	350							
Dry-Fog Coatings	400						150	
Fire-Proofing Exterior Coatings	450	350						
Fire-Retardant Coatings***								
Clear	650							
Pigmented	350							
Flats	250	100						50
Floor Coatings	420		100			50		
Graphic Arts (Sign) Coatings	500							
Industrial Maintenance (IM) Coatings	420			250		100		
High Temperature IM Coatings			420					
Zinc-Rich IM Primers	420		340			100		
Japans/Faux Finishing Coatings	700	350						
Magnesite Cement Coatings	600	450						
Mastic Coatings	300							
Metallic Pigmented Coatings	500							
Multi-Color Coatings	420	250						
Nonflat Coatings	250		150			50		

FACILITY PERMIT TO OPERATE AES HUNTINGTON BEACH, LLC

APPENDIX B: RULE EMISSION LIMITS [RULE 1113 07-13-2007]

COATING CATEGORY	Ceiling Limit*	Current Limit	Effective Date					
			1/1/03	1/1/04	1/1/05	7/1/06	7/1/07	7/1/08
Nonflat High Gloss	250		150				50	
Pigmented Lacquer	680	550			275			
Pre-Treatment Wash Primers	780		420					
Primers, Sealers, and Undercoaters	350		200			100		
Quick-Dry Enamels	400		250			150	50	
Quick-Dry Primers, Sealers, and Undercoaters	350		200			100		
Recycled Coatings			250					
Roof Coatings	300		250		50			
Roof Coatings, Aluminum	500				100			
Roof Primers, Bituminous	350		350					
Rust Preventative Coatings	420		400			100		
Shellac								
Clear	730							
Pigmented	550							
Specialty Primers	350					250	100	
Stains	350		250				100	
Stains, Interior	250							
Swimming Pool Coatings								
Repair	650		340					
Other	340							
Traffic Coatings	250	150					100	
Waterproofing Sealers	400		250			100		
Waterproofing Concrete/Masonry Sealers	400					100		
Wood Preservatives								
Below-Ground	350							
Other	350							

* The specified limits remain in effect unless revised limits are listed in subsequent columns in the Table of Standards.

** Does not include compounds used for curbs and gutters, sidewalks, islands, driveways and other miscellaneous concrete areas.

*** The Fire-Retardant Coating category will be eliminated on January 1, 2007 and subsumed by the coating category for which they are formulated.

**FACILITY PERMIT TO OPERATE
AES HUNTINGTON BEACH, LLC**

**APPENDIX B: RULE EMISSION LIMITS
[RULE 1113 07-13-2007]**

**TABLE OF STANDARDS (cont.)
VOC LIMITS**

Grams of VOC Per Liter of Material

COATING	Limit
Low-Solids Coating	120

FACILITY PERMIT TO OPERATE AES HUNTINGTON BEACH, LLC

APPENDIX B: RULE EMISSION LIMITS [RULE 1140 02-01-1980]

- (1) The operator shall not, if he complies with an applicable performance standard in section (b)(4) of Rule 1140, discharge into the atmosphere from any abrasive blasting any air contaminant for a period or periods aggregating more than three minutes in any one hour which is:
 - (A) As dark or darker in shade as that designated as No. 2 on the Ringelmann Chart, as published by the United States Bureau of Mines, or
 - (B) Of such opacity as to obscure an observer's view to a degree equal to or greater than does smoke described in (1)(A).
- (2) The operator shall not, if he is not complying with an applicable performance standard in section (b)(4) of Rule 1140, discharge into the atmosphere from any abrasive blasting any air contaminant for a period or periods aggregating more than three minutes in any one hour which is:
 - (A) As dark or darker in shade as that designated as No. 1 on the Ringelmann Chart, as published by the United States Bureau of Mines, or
 - (B) Of such opacity as to obscure an observer's view to a degree equal to or greater than does smoke described in (2)(A).

FACILITY PERMIT TO OPERATE AES HUNTINGTON BEACH, LLC

APPENDIX B: RULE EMISSION LIMITS [RULE 1140 08-02-1985]

- (1) The operator shall not, if he complies with an applicable performance standard in section (b)(4) of Rule 1140, discharge into the atmosphere from any abrasive blasting any air contaminant for a period or periods aggregating more than three minutes in any one hour which is:
 - (A) As dark or darker in shade as that designated as No. 2 on the Ringelmann Chart, as published by the United States Bureau of Mines, or
 - (B) Of such opacity as to obscure an observer's view to a degree equal to or greater than does smoke described in (1)(A).

- (2) The operator shall not, if he is not complying with an applicable performance standard in section (b)(4) of Rule 1140, discharge into the atmosphere from any abrasive blasting any air contaminant for a period or periods aggregating more than three minutes in any one hour which is:
 - (A) As dark or darker in shade as that designated as No. 1 on the Ringelmann Chart, as published by the United States Bureau of Mines, or
 - (B) Of such opacity as to obscure an observer's view to a degree equal to or greater than does smoke described in (2)(A).

FACILITY PERMIT TO OPERATE AES HUNTINGTON BEACH, LLC

APPENDIX B: RULE EMISSION LIMITS [RULE 1171 11-07-2003]

(1) Solvent Requirements

A person shall not use a solvent to perform solvent cleaning operations unless the solvent complies with the applicable requirements set forth below:

SOLVENT CLEANING ACTIVITY	CURRENT LIMITS
	VOC g/l (lb/gal)
(A) Product Cleaning During Manufacturing Process Or Surface Preparation For Coating, Adhesive, Or Ink Application	
(i) General	25 (0.21)
(ii) Electrical Apparatus Components & Electronic Components	500 (4.2)
(iii) Medical Devices & Pharmaceuticals	800 (6.7)
(B) Repair and Maintenance Cleaning	
(i) General	25 (0.21)
(ii) Electrical Apparatus Components & Electronic Components	900 (7.5)

FACILITY PERMIT TO OPERATE AES HUNTINGTON BEACH, LLC

APPENDIX B: RULE EMISSION LIMITS [RULE 1171 11-07-2003]

SOLVENT CLEANING ACTIVITY	CURRENT LIMITS
	VOC g/l (lb/gal)
(iii) Medical Devices & Pharmaceuticals	
(A) Tools, Equipment, & Machinery	800 (6.7)
(B) General Work Surfaces	600 (5.0)
(C) Cleaning of Coatings or Adhesives Application Equipment	550 (4.6)
(D) Cleaning of Ink Application Equipment	
(i) General	25 (0.21)
(ii) Flexographic Printing	25 (0.21)
(iii) Gravure Printing	
(A) Publication	750 (6.3)
(B) Packaging	25 (0.21)
(iv) Lithographic or Letter Press Printing	

**FACILITY PERMIT TO OPERATE
 AES HUNTINGTON BEACH, LLC**

**APPENDIX B: RULE EMISSION LIMITS
 [RULE 1171 11-07-2003]**

SOLVENT CLEANING ACTIVITY	CURRENT LIMITS
	VOC g/l (lb/gal)
(A) Roller Wash – Step 1	600 (5.0)
(B) Roller Wash-Step 2, Blanket Wash, & On-Press Components	800 (6.7)
(C) Removable Press Components	25 (0.21)
(v) Screen Printing	750 (6.3)
(vi) Ultraviolet Ink/ Electron Beam Ink Application Equipment (except screen printing)	800 (6.7)
(vii) Specialty Flexographic Printing	600 (5.0)
(E) Cleaning of Polyester Resin Application Equipment	25 (0.21)

FACILITY PERMIT TO OPERATE AES HUNTINGTON BEACH, LLC

APPENDIX B: RULE EMISSION LIMITS [RULE 1171 02-01-2008]

(1) Solvent Requirements

A person shall not use a solvent to perform solvent cleaning operations unless the solvent complies with the applicable requirements set forth below:

	CURRENT LIMITS*	EFFECTIVE 1/1/2008*	EFFECTIVE 1/1/2009
SOLVENT CLEANING ACTIVITY	VOC g/l (lb/gal)	VOC g/l (lb/gal)	VOC g/l (lb/gal)
(A) Product Cleaning During Manufacturing Process Or Surface Preparation For Coating, Adhesive, Or Ink Application			
(i) General	25 (0.21)		
(ii) Electrical Apparatus Components & Electronic Components	100 (0.83)		
(iii) Medical Devices & Pharmaceuticals	800 (6.7)		
(B) Repair and Maintenance Cleaning			
(i) General	25 (0.21)		
(ii) Electrical Apparatus Components & Electronic Components	100 (0.83)		

FACILITY PERMIT TO OPERATE AES HUNTINGTON BEACH, LLC

APPENDIX B: RULE EMISSION LIMITS [RULE 1171 02-01-2008]

	CURRENT LIMITS*	EFFECTIVE 1/1/2008*	EFFECTIVE 1/1/2009
SOLVENT CLEANING ACTIVITY (cont.)	VOC g/l (lb/gal)	VOC g/l (lb/gal)	VOC g/l (lb/gal)
(iii) Medical Devices & Pharmaceuticals			
(A) Tools, Equipment, & Machinery	800 (6.7)		
(B) General Work Surfaces	600 (5.0)		
(C) Cleaning of Coatings or Adhesives Application Equipment	25 (0.21)		
(D) Cleaning of Ink Application Equipment			
(i) General	25 (0.21)		
(ii) Flexographic Printing	25 (0.21)		
(iii) Gravure Printing			
(A) Publication	100 (0.83)		
(B) Packaging	25 (0.21)		
(iv) Lithographic (Offset) or Letter Press Printing			
(A) Roller Wash, Blanket Wash, & On-Press Components			
(I) Newsprint	100 (0.83)		

FACILITY PERMIT TO OPERATE AES HUNTINGTON BEACH, LLC

APPENDIX B: RULE EMISSION LIMITS [RULE 1171 02-01-2008]

	CURRENT LIMITS*	EFFECTIVE 1/1/2008*	EFFECTIVE 1/1/2009
SOLVENT CLEANING ACTIVITY (cont.)	VOC g/l (lb/gal)	VOC g/l (lb/gal)	VOC g/l (lb/gal)
(II) Other Substrates	500 (4.2)	100 (0.83)	
(B) Removable Press Components	25 (0.21)		
(v) Screen Printing	500 (4.2)	100 (0.83)	
(vi) Ultraviolet Ink/ Electron Beam Ink Application Equipment (except screen printing)	650 (5.4)	650 (5.4)	100 (0.83)
(vii) Specialty Flexographic Printing	100 (0.83)		
(E) Cleaning of Polyester Resin Application Equipment	25 (0.21)		

* The specified limits remain in effect unless revised limits are listed in subsequent columns.

FACILITY PERMIT TO OPERATE AES HUNTINGTON BEACH, LLC

APPENDIX B: RULE EMISSION LIMITS [RULE 404 02-07-1986]

The operator shall not discharge into the atmosphere from this equipment, particulate matter in excess of the concentration at standard conditions, shown in Table 404(a). Where the volume discharged is between figures listed in the Table, the exact concentration permitted to be discharged shall be determined by linear interpolation.

For the purposes of this rule, emissions shall be averaged over one complete cycle of operation or one hour, whichever is the lesser time period.

TABLE 404(a)

Volume Discharged Calculated as Dry Gas At Standard Conditions		Maximum Concentration of Particulate Matter Allowed in Discharged Gas Calculated as Dry Gas at Standard Conditions		Volume Discharged Calculated as Dry Gas At Standard Conditions		Maximum Concentration of Particulate Matter Allowed in Discharged Gas Calculated as Dry Gas at Standard Conditions	
		Milligrams per Cubic Meter	Grains per Cubic Foot			Milligrams per Cubic Meter	Grains per Cubic Foot
25 or less	883 or less	450	0.196	900	31780	118	0.0515
30	1059	420	.183	1000	35310	113	.0493
35	1236	397	.173	1100	38850	109	.0476
40	1413	377	.165	1200	42380	106	.0463
45	1589	361	.158	1300	45910	102	.0445

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APPENDIX B: RULE EMISSION LIMITS [RULE 404 02-07-1986]

Volume Discharged Calculated as Dry Gas At Standard Conditions		Maximum Concentration of Particulate Matter Allowed in Discharged Gas Calculated as Dry Gas at Standard Conditions		Volume Discharged Calculated as Dry Gas At Standard Conditions		Maximum Concentration of Particulate Matter Allowed in Discharged Gas Calculated as Dry Gas at Standard Conditions	
		Milligrams per Cubic Meter	Grains per Cubic Foot			Milligrams per Cubic Meter	Grains per Cubic Foot
Cubic meters Per Minute	Cubic feet Per Minute			Cubic meters Per Minute	Cubic feet Per Minute		
50	1766	347	.152	1400	49440	100	.0437
60	2119	324	.141	1500	52970	97	.0424
70	2472	306	.134	1750	61800	92	.0402
80	2825	291	.127	2000	70630	87	.0380
90	3178	279	.122	2250	79460	83	.0362
100	3531	267	.117	2500	88290	80	.0349
125	4414	246	.107	3000	105900	75	.0327
150	5297	230	.100	4000	141300	67	.0293
175	6180	217	.0947	5000	176600	62	.0271
200	7063	206	.0900	6000	211900	58	.0253
250	8829	190	.0830	8000	282500	52	.0227
300	10590	177	.0773	10000	353100	48	.0210
350	12360	167	.0730	15000	529700	41	.0179
400	14130	159	.0694	20000	706300	37	.0162
450	15890	152	.0664	25000	882900	34	.0148

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APPENDIX B: RULE EMISSION LIMITS [RULE 404 02-07-1986]

Volume Discharged Calculated as Dry Gas At Standard Conditions		Maximum Concentration of Particulate Matter" Allowed in Discharged Gas Calculated as Dry Gas at Standard Conditions		Volume Discharged Calculated as Dry Gas At Standard Conditions		Maximum Concentration of Particulate Matter Allowed in Discharged Gas Calculated as Dry Gas at Standard Conditions	
		Milligrams per Cubic Meter	Grains per Cubic Foot			Milligrams per Cubic Meter	Grains per Cubic Foot
Cubic meters Per Minute	Cubic feet Per Minute			Cubic meters Per Minute	Cubic feet Per Minute		
500	17660	146	.0637	30000	1059000	32	.0140
600	21190	137	.0598	40000	1413000	28	.0122
700	24720	129	.0563	50000	1766000	26	.0114
800	28250	123	.0537	70000 or more	2472000 or more	23	.0100

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APPENDIX B: RULE EMISSION LIMITS [RULE 405 02-07-1986]

The operator shall not discharge into the atmosphere from this equipment, solid particulate matter including lead and lead compounds in excess of the rate shown in Table 405(a).

Where the process weight per hour is between figures listed in the table, the exact weight of permitted discharge shall be determined by linear interpolation.

For the purposes of this rule, emissions shall be averaged over one complete cycle of operation or one hour, whichever is the lesser time period.

TABLE 405(a)

Process Weight Per Hour		Maximum Discharge Rate Allowed for Solid Particulate Matter (Aggregate Discharged From All Points of Process)		Process Weight Per Hour		Maximum Discharge Rate Allowed for Solid Particulate Matter (Aggregate Discharged From All points of Process)	
		Kilograms Per Hour	Pounds Per Hour			Kilograms Per Hour	Pounds Per Hour
100 or less	220 or less	0.450	0.99	9000	19840	5.308	11.7
150	331	0.585	1.29	10000	22050	5.440	12.0
200	441	0.703	1.55	12500	27560	5.732	12.6
250	551	0.804	1.77	15000	33070	5.982	13.2
300	661	0.897	1.98	17500	38580	6.202	13.7
350	772	0.983	2.17	20000	44090	6.399	14.1
400	882	1.063	2.34	25000	55120	6.743	14.9
450	992	1.138	2.51	30000	66140	7.037	15.5
500	1102	1.209	2.67	35000	77160	7.296	16.1
600	1323	1.340	2.95	40000	88180	7.527	16.6

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APPENDIX B: RULE EMISSION LIMITS [RULE 405 02-07-1986]

Process Weight Per Hour		Maximum Discharge Rate Allowed for Solid Particulate Matter (Aggregate Discharged From All Points of Process		Process Weight Per Hour		Maximum Discharge Rate Allowed for Solid Particulate Matter (Aggregate Discharged From All points of Process	
		Kilograms Per Hour	Pounds Per Hour			Kilograms Per Hour	Pounds Per Hour
700	1543	1.461	3.22	45000	99210	7.738	17.1
800	1764	1.573	3.47	50000	110200	7.931	17.5
900	1984	1.678	3.70	60000	132300	8.277	18.2
1000	2205	1.777	3.92	70000	154300	8.582	18.9
1250	2756	2.003	4.42	80000	176400	8.854	19.5
1500	3307	2.206	4.86	90000	198400	9.102	20.1
1750	3858	2.392	5.27	100000	220500	9.329	20.6
2000	4409	2.563	5.65	125000	275600	9.830	21.7
2250	4960	2.723	6.00	150000	330700	10.26	22.6
2500	5512	2.874	6.34	175000	385800	10.64	23.5
2750	6063	3.016	6.65	200000	440900	10.97	24.2
3000	6614	3.151	6.95	225000	496000	11.28	24.9
3250	7165	3.280	7.23	250000	551200	11.56	25.5
3600	7716	3.404	7.50	275000	606300	11.82	26.1
4000	8818	3.637	8.02	300000	661400	12.07	26.6
4500	9921	3.855	8.50	325000	716500	12.30	27.1
5000	11020	4.059	8.95	350000	771600	12.51	27.6
6000	13230	4.434	9.78	400000	881800	12.91	28.5
7000	15430	4.775	10.5	450000	992100	13.27	29.3
8000	17640	5.089	11.2	500000 or more	1102000 or more	13.60	30.0

FACILITY PERMIT TO OPERATE AES HUNTINGTON BEACH, LLC

APPENDIX B: RULE EMISSION LIMITS [40CFR 72 - Acid Rain Provisions 11-24-1997]

1. A Title V permit revision is not required for emission increases that are authorized by allowances acquired under the Acid Rain Program, provided that the increases do not trigger a Title V permit revision under any other applicable requirement. [70.6 (a)(4)(ii)]

Monitoring Requirements

2. The owners and operators and, to the extent applicable, the designated representative of each affected source and each affected unit at the source shall comply with the monitoring requirements as provided in 40 CFR Parts 74, 75, and 76. [40 CFR 72.50, 72.31, 72.9(b)(1)]
3. The emissions measurements recorded and reported in accordance with 40 CFR Part 75 shall be used to determine compliance by the unit with the acid rain emissions limitations and emissions reduction requirements for sulfur dioxide (SO₂) under the Acid Rain Program. [40 CFR 72.9(b)(2), 40 CFR 75.2]
4. The requirements of 40 CFR Parts 74 and 75 shall not affect the responsibility of the operator to monitor emissions of other pollutants or other emissions characteristics at the unit under other applicable requirements and other provisions of this permit. [40 CFR 72.9(b)(3), 40 CFR 72.5]

Sulfur Dioxide Requirements

5. The owners and operators of each source and each affected unit at the source shall:
 - (A) Hold allowances, as of the allowance transfer deadline, in the unit's compliance subaccount (after deductions under 40 CFR Part 73, Section 73.34(C)) not less than the total annual emissions of SO₂ for the previous calendar year from the unit; and, [40 CFR 72.9(c)(i)],
 - (B) Comply with the applicable acid rain emissions limitations for SO₂. [40 CFR 72.9(c)(ii)]
6. Each ton of SO₂ emitted in excess of the acid rain emissions limitations for sulfur dioxide shall constitute a separate violation of the Act. [40 CFR 72.9(g)(7)]

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APPENDIX B: RULE EMISSION LIMITS [40CFR 72 - Acid Rain Provisions 11-24-1997]

7. SO₂ allowances shall be held in, deducted from, or transferred among allowance tracking system accounts in accordance with the Acid Rain Program. [40 CFR 72.9(g)(4)]
8. A SO₂ allowance shall not be deducted in order to comply with the requirements under paragraph 41(A) of the SO₂ requirements prior to the calendar year for which the allowance was allocated. [40 CFR 72.9(g)(5)]
9. An affected unit shall be subject to the SO₂ requirements under the Acid Rain Program as follows:[40 CFR 72.6(a)]
 - (A) Starting January 1, 2000, an affected unit under 40 CFR Part 72, Section 72.6(a)(2); or [40 CFR 72.6(a)(2)]
 - (B) Starting on the later of January 1, 2000 or the deadline for monitor certification under 40 CFR Part 75, an affected unit under 40 CFR Part 72, Section 72.6(a)(3). [40CFR 72.6(a)(3)]
10. An allowance allocated by the EPA administrator under the Acid Rain Program is a limited authorization to emit SO₂ in accordance with the Acid Rain Program. No provision of the Acid Rain Program, the acid rain permit application, the acid rain permit, or the written exemption under 40 CFR Part 72, Sections 72.7, 72.8, or 72.14, and no provision of law shall be construed to limit the authority of the United States to terminate or limit such authorization. [40 CFR 72.9 (c)(6)]
11. An allowance allocated by the EPA Administrator under the Acid Rain Program does not constitute a property right. [40 CFR 72.9(c)(7)]

Excess Emissions Requirements

12. The designated representative of an affected unit that has excess emissions in any calendar year shall submit a proposed offset plan, as required under 40 CFR Part 77. [40 CFR 72.9(e)]

FACILITY PERMIT TO OPERATE AES HUNTINGTON BEACH, LLC

APPENDIX B: RULE EMISSION LIMITS [40CFR 72 - Acid Rain Provisions 11-24-1997]

13. The owners and operators of an affected unit that has excess emissions in any calendar year shall: [40 CFR 72.9(e)(2)]
- (A) Pay without demand the penalty required, and pay upon demand the interest on that penalty, as required by 40 CFR Part 77; and [40 CFR 72.9(e)(2)(i)]
- (B) Comply with the terms of an approved offset plan, as required by 40 CFR Part 77. [40 CFR 72.9(e)(2)(ii)]

Recordkeeping and Reporting Requirements

14. Unless otherwise provided, the owners and operators of the source and each affected unit at the source that are subject to the acid rain provisions under Title IV shall keep on site at the source each of the following documents for a period of five years from the date the document is created. This period may be extended for cause, at any time prior to the end of five years, in writing by the EPA Administrator or the Executive Officer: [40 CFR 72.9(f)(1)]
- (A) The certificate of representation for the designated representative for the source and each affected unit at the source and all documents that demonstrate the truth of the statements in the certificate of representation, in accordance with 40 CFR 72.24; provided that the certificate and documents shall be retained on site at the source beyond such five year period until such documents are superseded because of the submission of a new certificate of representation changing the designated representative; [40 CFR 72.9(f)(1)(i)]
- (B) All emissions monitoring information, in accordance with 40 CFR Part 75; [40 CFR 72.9(f)(1)(ii)]
- (C) Copies of all reports, compliance certifications, and other submissions and all records made or required under the Acid Rain Program; and, [40 CFR 72.9(f)(1)(iii)]
- (D) Copies of all documents used to complete an acid rain permit application and any other submission under the Acid Rain Program or to demonstrate compliance with the requirements of the Acid Rain Program. [40 CFR 72.9(f)(1)(iv)]

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APPENDIX B: RULE EMISSION LIMITS [40CFR 72 - Acid Rain Provisions 11-24-1997]

15. The designated representative of an affected source and each affected unit at the source shall submit the reports and compliance certifications required under the Acid Rain Program, including those under 40 CFR Part 72 Subpart I and 40 CFR Part 75. [40 CFR 72.9(f)(2)]

Liability

16. Any person who knowingly violates any requirement or prohibition of the Acid Rain Program, a complete acid rain permit application, an acid rain permit, or a written exemption under 40 CFR Part 72, Sections 72.7, 72.8, or 72.14, including any requirement for the payment of any penalty owed to the United States, shall be subject to enforcement pursuant to Section 113(c) of the Act. [40 CFR 72.9 (g)(1)]
17. Any person who knowingly makes a false, material statement in any record, submission, or report under the Acid Rain Program shall be subject to criminal enforcement pursuant to Section 113(c) of the Act and 18 U.S.C. 1001. [40 CFR 72.9 (g)(2)]
18. No permit revision shall excuse any violation of the requirements of the Acid Rain Program that occurs prior to the date that the revision takes effect. [40 CFR 72.9 (g)(3)]
19. Each affected source and each affected unit shall meet the requirements of the Acid Rain Program. [40 CFR 72.9 (g)(4)]
20. Any provision of the Acid Rain Program that applies to an affected source (including a provision applicable to the designated representative of an affected source) shall also apply to the owners and operators of such source and of the affected units at the source. [40 CFR 72.9 (g)(5)]

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APPENDIX B: RULE EMISSION LIMITS [40CFR 72 - Acid Rain Provisions 11-24-1997]

21. Any provision of the Acid Rain Program that applies to an affected unit (including a provision applicable to the designated representative of an affected unit) shall also apply to the owners and operators of such unit. Except as provided under 40 CFR Part 72, Section 72.44 (Phase II repowering extension plans) and 40 CFR Part 76, Section 76.11 (NOx averaging plans), and except with regard to the requirements applicable to units with a common stack under 40 CFR Part 75 (including 40 CFR Part 75, Sections 75.16, 75.17, and 75.18), the owners and operators and the designated representative of one affected unit shall not be liable for any violation by any other affected unit of which they are not owners or operators or the designated representative and that is located at a source of which they are not owners or operators or the designated representative. [40 CFR 72.9 (g)(6)]
22. Each violation of a provision of 40 CFR Parts 72, 73, 74, 75, 76, 77, and 78 by an affected source or affected unit, or by an owner or operator or designated representative of such source or unit, shall be a separate violation of the Act. [40 CFR 72.9 (g)(7)]

Effect on Other Authorities

23. No provision of the Acid Rain Program, an acid rain permit application, an acid rain permit, or a written exemption under 40 CFR Part 72, Sections 72.7, 72.8, or 72.14 shall be construed as: [40 CFR 72.9 (h)]

(A) Except as expressly provided in Title IV of the Act, exempting or excluding the owners and operators and, to the extent applicable, the designated representative of an affected source or affected unit from compliance with any other provision of the Act, including the provisions of Title I of the Act relating to applicable National Ambient Air Quality Standards or state implementation plans; [40 CFR 72.9 (h)(1)]

(B) Limiting the number of allowances a unit can hold; *provided*, that the number of allowances held by the unit shall not affect the source's obligation to comply with any other provisions of the Act; [40 CFR 72.9 (h)(2)]

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APPENDIX B: RULE EMISSION LIMITS [40CFR 72 - Acid Rain Provisions 11-24-1997]

(C) Requiring a change of any kind in any state law regulating electric utility rates and charges, affecting any state law regarding such state regulation, or limiting such state regulation, including any prudence review requirements under such state law; [40 CFR 72.9 (h)(3)]

(D) Modifying the Federal Power Act or affecting the authority of the Federal Energy Regulatory Commission under the Federal Power Act; or, [40 CFR 72.9 (h)(4)]

(E) Interfering with or impairing any program for competitive bidding for power supply in a state in which such program is established. [40 CFR 72.9 (h)(5)]