



NORTH DAKOTA
DEPARTMENT of HEALTH

ENVIRONMENTAL HEALTH SECTION
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Bismarck, ND 58501-1947
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February 23, 2010

Ms. Mary Jo Roth
Manager, Environmental Services
Great River Energy
12300 Elm Creek Boulevard
Maple Grove, MN 55369-4718

Re: BART Permit to Construct

Dear Ms. Roth:

Pursuant to Subsection 33-15-25-02.2 of the Air Pollution Control Rules of the State of North Dakota, the Department of Health has completed final review of your Best Available Retrofit Technology (BART) analysis dated January, 2008. Enclosed is a Permit to Construct which establishes the BART emission limits for the Stanton Station located in Mercer County. A public comment period was held regarding BART and other elements of the Regional Haze State Implementation Plan (SIP) from December 8, 2009 to January 8, 2010, during which comments were received by the Department and considered in our determination.

Please advise the Department within 15 days after completing the project to allow for an inspection by the Department. Compliance with the BART limits must be achieved as expeditiously as possible, but not later than five years after the Environmental Protection Agency's approval of those limits as part of North Dakota's Regional Haze SIP.

In addition, within 12 months after commencing operation of the new and/or modified equipment, a permit revision application for the project for a significant modification to Title V Permit to Operate No. T5F76007 must be submitted to the Department.

If you have any questions, please contact me at (701)328-5188.

Sincerely,

Terry L. O'Clair, P.E.
Director
Division of Air Quality

TLO/CDT:saj

Enc:

xc/enc: Gail Fallon, EPA - Region 8
Custer District Health Unit, Mandan



**AIR POLLUTION CONTROL
PERMIT TO CONSTRUCT
FOR
BEST AVAILABLE RETROFIT TECHNOLOGY (BART)**

Pursuant to the Air Pollution Control Rules of the State of North Dakota (North Dakota Administrative Code Article 33-15, Chapter 33-15-14 and Chapter 33-15-25), the North Dakota Department of Health hereby grants a Permit to Construct for the following BART source:

I. General Information:

A. **Permit to Construct Number:** PTC10006

B. **Source:**

1. **Name:** Stanton Generating Station
2. **Location:** Section 21, T144N, R84W, Mercer County, North Dakota
3. **Source Type:** Fossil-fuel fired steam electric plant with a nominal generating capacity of 188 megawatts.
4. **Equipment at the Facility Subject to BART:**

Unit 1 - Coal-fired boiler (nominal 1,800 x 10⁶ Btu/hour heat input)

C. **Owner/Operator:**

1. **Name:** Great River Energy
2. **Address:** 12300 Elm Creek Blvd
Maple Grove, MN 55369-4718

II. Permit Conditions:

The Permit to Construct only establishes the BART emission limits if, and when, EPA approves those limits as part of the Regional Haze SIP. This permit allows the construction and initial operation of new or modified air pollution control equipment and process modifications at the source to comply with the BART limits. If new emission units are created, then a new Permit to Construct may be required in accordance with NDAC 33-15-14-02. The source shall be operated in accordance with the terms of this Permit to Construct and the Title V Permit to Operate until a

revised Title V Permit to Operate is issued. The source is subject to all applicable rules, regulations, and orders now or hereafter in effect of the North Dakota Department of Health and to the conditions specified below:

A. **Special Conditions:**

1. **Emission Limits:** The term “30-day rolling average”, as used in this permit, shall be determined by calculating an arithmetic average of all hourly rates for the current boiler operating day and the previous 29 boiler operating days. A new 30-day rolling average shall be calculated for each boiler operating day. Each 30-day rolling average rate shall include start-up, shutdown, emergency and malfunction periods unless those periods are exempt by this permit. The 30-day rolling average emission rate is calculated as follows:

- Calculate the hourly average emission rate for any hour in which any fuel is combusted in the boiler.
- Calculate the 30-day rolling average emission rate as the arithmetic average of all valid hourly average emission rates for the 30 successive boiler operating days.

The term “boiler operating day”, as used in this permit, means any twenty-four-hour period between midnight and the following midnight during which any fuel is combusted at any time at the steam generating unit.

- a. When burning only lignite coal, Great River Energy shall not discharge or cause the discharge of sulfur dioxide (SO₂) into the atmosphere from Unit No. 1 in excess of either:
 - 1) 0.24 pounds per million British thermal units (lb/10⁶ Btu) of heat input on a 30-day rolling average basis;
 - or
 - 2) 10.0% of the SO₂ reaching the spray dryer inlet on a 30-day rolling average basis (90.0% reduction).
- b. When burning subbituminous coal, Great River Energy shall not discharge or cause the discharge of sulfur dioxide (SO₂) into the atmosphere from Unit No. 1 in excess of either:
 - 1) 0.16 pounds per million British thermal units (lb/10⁶ Btu) of heat input on a 30-day rolling average basis;
 - or
 - 2) 10.0% of the SO₂ reaching the spray dryer inlet on a 30-day rolling average basis (90.0% reduction).

c. When both lignite coal and subbituminous coal are burned in Unit 1 in a 30-day averaging period, Great River Energy shall not discharge or cause the discharge of sulfur dioxide (SO₂) into the atmosphere from Unit 1 in excess of either:

1) The SO₂ emission limit determined using the following formula:

$$E_{SO_2} = (E_L H_L + E_S H_S) / (H_L + H_S)$$

Where:

E_{SO_2} = SO₂ emission limit in pounds per million British thermal units (lb/10⁶ Btu) of heat input on a 30-day rolling average basis

E_L = 0.24 lb/10⁶ Btu of heat input

E_S = 0.16 lb/10⁶ Btu of heat input

H_L = total heat input (in million Btu) from the combustion of lignite coal for the current operating day and the previous 29 boiler operating days

H_S = total heat input (in million Btu) from the combustion of subbituminous coal for the current operating day and the previous 29 boiler operating days

or

2) 10.0% of the SO₂ reaching the spray dryer inlet on a 30-day rolling average basis (90.0% reduction).

d. When burning only lignite coal, Great River Energy shall not discharge or cause the discharge of nitrogen oxides (NO_x) into the atmosphere from Unit No. 1 in excess of 0.29 pounds per million British thermal units (lb/10⁶ Btu) of heat input, on a 30-day rolling average basis.

e. When burning subbituminous coal, Great River Energy shall not discharge or cause the discharge of nitrogen oxides (NO_x) into the atmosphere from Unit No. 1 in excess of 0.23 pounds per million British thermal units (lb/10⁶ Btu) of heat input, on a 30-day rolling average basis.

f. When both lignite coal and subbituminous coal are burned in Unit 1 in a 30-day averaging period, Great River Energy shall not discharge or cause the discharge of nitrogen oxides (NO_x) into the atmosphere from Unit No. 1 in excess of the NO_x emission limit determined using the following formula:

$$E_{NOX} = (E_L H_L + E_S H_S) / (H_L + H_S)$$

Where:

E_{NOX} = NO_x emission limit in pounds per million British thermal units (lb/10⁶ Btu) of heat input on a 30-day rolling average basis

E_L = 0.29 lb/10⁶ Btu of heat input

E_S = 0.23 lb/10⁶ Btu of heat input

H_L = total heat input (in million Btu) from the combustion of lignite coal for the current operating day and the previous 29 boiler operating days

H_S = total heat input (in million Btu) from the combustion of subbituminous coal for the current operating day and the previous 29 boiler operating days

- g. Great River Energy shall not discharge or cause the discharge of filterable (non-condensable) particulate matter (PM) into the atmosphere from Unit No. 1 in excess of 0.07 pounds per million British thermal units (lb/10⁶ Btu) of heat input. Compliance with the limit is determined in accordance with the procedures in Condition II.A.4.b.(5).
 - h. The emission limits shall apply at all times including startup, shutdown, emergency and malfunction.
2. **Compliance Date:** Compliance with the emission limits and other requirements of this permit is required as expeditiously as practicable but in no event later than five years after the U.S. Environmental Protection Agency approves this permit as a part of the Regional Haze SIP. Compliance shall be demonstrated within 180 days of initial startup of the equipment required to meet the BART limits, but no later than five years after the U.S. EPA approves this permit as a part of the Regional Haze SIP.
 3. **Continuous Emission Monitoring (CEM):** The emissions from Unit 1 shall be measured by continuous emission monitors (CEM) for SO₂, NO_x, CO₂, and flow. For SO₂ and NO_x, the CEM location for each pollutant shall be downstream of the control equipment for each pollutant. If the permittee chooses to demonstrate compliance with the percent reduction requirements for SO₂, then a second CEM shall be located upstream of the SO₂ control equipment. Emissions from Unit 1 and Unit 10 must be measured separately. The monitoring requirements under Condition II.A.4 shall be the compliance determination method for SO₂ and NO_x.
 4. **Monitoring Requirements and Conditions:**
 - a. Requirements:

Great River Energy is only required to monitor compliance with one SO₂ limit (i.e., either the lb/10⁶ Btu limit or the 90% reduction limit). If Great River Energy monitors for both limits, and compliance is indicated for one limit but not the other, no excess emissions or monitoring deviations shall be reported with respect to the other limit.

Testing and monitoring protocols used to demonstrate compliance with the emission limits of Condition II.A.1 above shall be as follows:

Pollutant/ Parameter	Monitoring Requirement (Method)	Condition Number (II.A. ...)
Particulate	Compliance Assurance Monitoring (CAM)/ Emissions Test	4.b.(6)/4.b.(5)
SO ₂ (inlet)	CEM; or Coal Sampling Data & Emission Factor ^a	4.b.(1), 4.b.(2), 4.b.(3), & 4.b.(7)
SO ₂ (outlet)	CEM	4.b.(1), 4.b.(2), 4.b.(3) & 4.b.(7)
NO _x	CEM	4.b.(1), 4.b.(2) & 4.b.(3)
CO ₂	CEM	4.b.(1), 4.b.(2), & 4.b.(3)
Flow	Flow Monitor	4.b.(1), 4.b.(2), & 4.b.(3)

^a Emission factor refers to the value (e.g. percentage of inlet sulfur leaving the boiler), that is determined by stack testing, which is used to calculate the scrubber SO₂ inlet rate.

b. Emission Monitoring Conditions

- (1) The monitoring shall be in accordance with the following applicable requirements of Chapter 33-15-06 of the North Dakota Air Pollution Control Rules and the Acid Rain Program. Emissions are calculated using 40 CFR Part 75.
 - (a) Section 33-15-06-04 of the North Dakota Air Pollution Control Rules, Monitoring Requirements.
 - (b) 40 CFR 72 and 40 CFR 75.
- (2) The Department may require additional performance audits of the CEM systems.
- (3) When a failure of a continuous emission monitoring system occurs, an alternative method, acceptable to the Department, for measuring or estimating

emissions must be undertaken as soon as possible. The procedures outlined in 40 CFR 75, Subpart D for substitution are considered an acceptable method for the emission rate limit. The procedures of Method 19, Paragraph 12.7, are considered an acceptable method for the percent reduction requirement. Timely repair of the emission monitoring system must be made.

- (4) Great River Energy shall maintain and operate air pollution control monitoring equipment in a manner consistent with the manufacturer's recommended Operations and Maintenance (O&M) procedures, or a site-specific O&M procedure (developed from the manufacturer's recommended O&M procedures). Great River Energy shall have the O&M procedures available on-site and provide the Department with a copy when requested.
- (5) Within 180 days of initial startup of the equipment required to meet the BART limits, but not later than 5 years after approval of the Regional Haze SIP by the U.S. Environmental Protection Agency, Great River Energy shall conduct an emissions test to measure particulate emissions, using EPA Test Method 5B or Method 17 in 40 CFR Part 60, Appendix A. A test shall consist of three runs, with each run at least 120 minutes in duration and each run collecting a minimum sample of 60 dry standard cubic feet. Other EPA-approved test methods may be used provided they are approved, in advance, by the Department.
- (6) Monitoring for particulate matter shall be conducted in accordance with the Compliance Assurance Monitoring (CAM) Plan developed in accordance with NDAC 33-15-14-06.10. The CAM plan revision to address the BART PM limit shall be submitted with the Title V revision application for the BART limits.
- (7) In lieu of using a continuous emission monitor to determine the SO₂ reaching the spray dryer / fabric filter inlet in accordance with Condition II.A.1.a., II.A.1.b. or II.A.1.c., Great River Energy may use coal sampling and an emission factor established by stack testing. The requirements in 40 CFR 60, Appendix A, Method 19 shall be used to determine coal sampling and analysis requirements.

For purposes of determining compliance with the SO₂ percent reduction requirement, the reduction efficiency shall be determined as follows:

$$\% \text{Reduction} = \frac{\text{Inlet SO}_2 \text{ Rate} - \text{Outlet SO}_2 \text{ Rate}}{\text{Inlet SO}_2 \text{ Rate}} \times 100$$

Where: The Inlet SO₂ Rate is in units of lb/10⁶ Btu, lb/hr, or ppmvd @ 3% O₂ and the Outlet SO₂ Rate is in the same units as the Inlet SO₂ Rate.

Notes:

- 30-day rolling average is determined for the 30 successive boiler operating days defined in the permit.
- % reduction can be on either a lb/10⁶ Btu, ppmvd @ 3% O₂, or pounds of SO₂ basis.

5. Recordkeeping Requirements:

- a. Great River Energy shall maintain compliance monitoring records for Unit 1 as outlined in Table 1 Monitoring Records, that includes the following information:
- (1) The date, place (as defined in the permit) and time of sampling or measurement.
 - (2) The date(s) testing was performed.
 - (3) The company, entity, or person that performed the testing.
 - (4) The testing techniques or methods used.
 - (5) The results of such testing.
 - (6) The unit load that existed at the time of sampling or measurement.
 - (7) The records of quality assurance for emissions measuring systems including but not limited to quality control activities, audits and calibration drifts as required by the applicable test method.
 - (8) A copy of all field data sheets from the emissions testing.
 - (9) A record shall be kept of all major maintenance activities conducted on the emission units or air pollution control equipment.
 - (10) Records shall be kept as to the type of fuel usage.

Table 1 Monitoring Records

Pollutant/Parameter	Compliance Monitoring Record
Particulate	CAM Data & Emissions Test Data
SO ₂ outlet (lb/10 ⁶ Btu)	CEM Data
SO ₂ inlet (% Reduction)	CEM Data; or Coal Sampling Data & Emission Factor for Inlet SO ₂ Rate
SO ₂ outlet (% Reduction)	CEM Data

Pollutant/Parameter	Compliance Monitoring Record
NO _x	CEM Data
CO ₂	CEM Data
Flow	Flow Monitor Data

- b. In addition to requirements outlined in Condition II.A.5.a, recordkeeping for Unit 1 shall be in accordance with the following applicable requirements of Chapter 33-15-06 and Chapter 33-15-14 of the North Dakota Air Pollution Control Rules and the Acid Rain Program:
- (1) Section 33-15-06-05 of the North Dakota Air Pollution Control Rules, Reporting and Recordkeeping Requirements.
 - (2) 40 CFR 72 and 40 CFR 75.
 - (3) 40 CFR Part 64, Section 64.9 - Reporting and Recordkeeping Requirements, Paragraph (b) General Recordkeeping Requirements.
- c. Great River Energy shall retain records of all required compliance monitoring data and support information for a period of at least five years from the date of the compliance monitoring sampling, measurement, report, or application. Support information includes all maintenance records of the emission units and all original strip-chart recordings/computer printouts and calibrations of the continuous compliance monitoring instrumentation, and copies of all reports required by the permit.

6. Reporting:

- a. For Unit 1, reporting shall be in accordance with the following applicable requirements of Chapter 33-15-06 and Chapter 33-15-14 of the North Dakota Air Pollution Control Rules and the Acid Rain Program.
- (1) Section 33-15-06-05 of the North Dakota Air Pollution Control Rules, Reporting and Recordkeeping Requirements.
 - (2) 40 CFR 72 and 40 CFR 75.
 - (3) 40 CFR Part 64, Section 64.9 - Reporting and Recordkeeping Requirements, Paragraph (a) General Reporting Requirements.
 - (4) Quarterly excess emissions reports for Unit 1 shall be submitted no later than the 30th day following the end of each calendar quarter. Excess emissions are defined as emissions which exceed the emission limits for Unit 1 as outlined in Condition II.A.1. Data regarding only one of the two SO₂ limits needs to be

included in the excess emissions report. Excess emissions shall be reported for the following:

<u>Parameter</u>	<u>Reporting Period</u>
SO ₂ lb/10 ⁶ Btu or % reduction	(30-day rolling average)
NO _x lb/10 ⁶ Btu	(30-day rolling average)

- b. Great River Energy shall submit a semi-annual report for all monitoring records required under Condition II.A.5 on forms supplied or approved by the Department. All instances of deviations from the permit must be identified in the report. A monitoring report shall be submitted within 45 days after June 30 and December 31 of each year.
- c. Great River Energy shall submit an annual compliance certification report within 45 days after December 31 of each year on forms supplied or approved by the Department.
- d. For emission units where the method of compliance monitoring is demonstrated by either an EPA Test Method or a portable analyzer test, the test report shall be submitted to the Department within 60 days after completion of the test.
- e. Great River Energy shall submit an annual emission inventory report on forms supplied or approved by the Department. This report shall be submitted by March 15 of each calendar year. Insignificant units/activities listed in this permit do not need to be included in the annual emission inventory report.
- f. Great River Energy shall submit to the Department written semi-annual reports detailing progress toward completion of the requirements of this permit. The semi-annual reports shall be submitted no later than 45 days after June 30 and December 31 of each year. The first report shall be due following the end of the first complete semi-annual period after the permit is issued.
- g. Great River Energy shall notify the Department of the actual startup date of the equipment required to meet the BART limits.

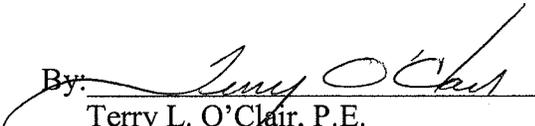
B. General Conditions:

1. This permit shall in no way permit or authorize the maintenance of a public nuisance or danger to public health or safety.
2. Great River Energy shall comply with all State and Federal environmental laws and rules. In addition, Great River Energy shall comply with all local building, fire, zoning, and other applicable ordinances, codes, rules and regulations.

3. All reasonable precautions shall be taken by Great River Energy to prevent and/or minimize fugitive emissions during the construction period.
4. Great River Energy shall at all times, including periods of startup, shutdown, and malfunction, maintain and operate Unit 1 and all other emission units including associated air pollution equipment and fugitive dust suppression operations in a manner consistent with good air pollution control practices for minimizing emissions.
5. Any duly authorized officer, employee or agent of the North Dakota Department of Health may enter and inspect any property, premise or place at which the source listed in Item I.B. of this permit is or will be located at any time for the purpose of ascertaining the state of compliance with the North Dakota Air Pollution Control Rules and the conditions of this permit.
6. Any violation of a condition issued as part of this approval to construct is regarded as a violation of construction authority and is subject to enforcement action.
7. The conditions of this permit herein become, upon the effective date of this permit, enforceable by the Department pursuant to any remedies it now has or may in the future have, under the North Dakota Air Pollution Control Law, NDCC Chapter 23-25. Each and every condition of this permit is a material part thereof, and is not severable.

FOR THE NORTH DAKOTA
DEPARTMENT OF HEALTH

Date: 2/23/10

By: 
Terry L. O'Clair, P.E.
Director
Division of Air Quality