



NOV 07 2013

Paul Bement  
Franzia Winery LLC  
1887 N. Mooney Blvd  
Tulare, CA 93274

**RE: Notice of Final Action - Authority to Construct**  
**Facility Number: S-1201**  
**Project Number: S-1133409**

Dear Mr. Bement:

The Air Pollution Control Officer has issued the Authority to Construct permits to Franzia Winery LLC for increasing the throughput on permit units -46 and -56, at 1887 N. Mooney, Tulare. Enclosed are the Authority to Construct permits and a copy of the notice of final action to be published approximately three days from the date of this letter.

Notice of the District's preliminary decision to issue the Authority to Construct permits was published on October 3, 2013. The District's analysis of the proposal was also sent to CARB and US EPA Region IX on September 30, 2013. No comments were received following the District's preliminary decision on this project.

Also enclosed is an invoice for the engineering evaluation fees pursuant to District Rule 3010. Please remit the amount owed, along with a copy of the attached invoice, within 60 days.

**Seyed Sadredin**  
Executive Director/Air Pollution Control Officer

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**Northern Region**  
4800 Enterprise Way  
Modesto, CA 95356-8718  
Tel: (209) 557-6400 FAX: (209) 557-6475

**Central Region (Main Office)**  
1990 E. Gettysburg Avenue  
Fresno, CA 93726-0244  
Tel: (559) 230-6000 FAX: (559) 230-6061  
[www.valleyair.org](http://www.valleyair.org)    [www.healthyairliving.com](http://www.healthyairliving.com)

**Southern Region**  
34946 Flyover Court  
Bakersfield, CA 93308-9725  
Tel: 661-392-5500 FAX: 661-392-5585

Mr. Paul Bement  
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Thank you for your cooperation in this matter. If you have any questions, please contact Mr. Jim Swaney at (559) 230-6000.

Sincerely,

A handwritten signature in black ink, appearing to read 'D. Warner', with a long horizontal flourish extending to the right.

David Warner  
Director of Permit Services

DW:dr

Enclosures

cc: Mike Tollstrup, CARB (w/enclosure) via email  
cc: Gerardo C. Rios, EPA (w/enclosure) via email



## AUTHORITY TO CONSTRUCT

**PERMIT NO:** S-1201-46-2

**ISSUANCE DATE:** 11/04/2013

**LEGAL OWNER OR OPERATOR:** FRANZIA WINERY LLC

**MAILING ADDRESS:** PO BOX 90  
TRACY, CA 95378

**LOCATION:** 1887 N MOONEY BLVD  
TULARE, CA 93274

**EQUIPMENT DESCRIPTION:**

MODIFICATION OF 42,330 GALLON STEEL DISTILLED SPIRITS STORAGE TANK (TANK #99) WITH PRESSURE/VACUUM VALVE AND INSULATION: ADD A SPECIFIC LIMITING CONDITION TO INCREASE ANNUAL THROUGHPUT

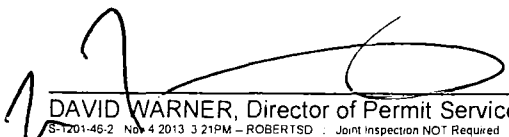
### CONDITIONS

1. Prior to operating equipment under this Authority to Construct, permittee shall surrender VOC emission reduction credits for the following quantity of emissions: 1st quarter - 250 lb, 2nd quarter - 250 lb, 3rd quarter - 251 lb, and fourth quarter - 251 lb. These amounts include the applicable offset ratio specified in Rule 2201 Section 4.8 (as amended 4/21/11) for the ERC specified below. [District Rule 2201]
2. ERC Certificate Number S-3842-1 (or a certificate split from this certificate) shall be used to supply the required offsets, unless a revised offsetting proposal is received and approved by the District, upon which this Authority to Construct shall be reissued, administratively specifying the new offsetting proposal. Original public noticing requirements, if any, shall be duplicated prior to reissuance of this Authority to Construct. [District Rule 2201]
3. This tank shall be equipped with and operated with a pressure-vacuum relief valve, which shall operate within 10% of the maximum allowable working pressure of the tank, operate in accordance with the manufacturer's instructions, and be permanently labeled with the operating pressure settings. [District Rule 2201]
4. The pressure-vacuum relief valve and storage tank shall remain in a gas-tight condition, except when the operating pressure of the tank exceeds the valve set pressure. A gas-tight condition shall be determined by measuring the gas leak in accordance with the procedures in EPA Method 21. [District Rule 2201]
5. Daily tank throughput shall not exceed 42,330 gallons per day. [District Rule 2201]

CONDITIONS CONTINUE ON NEXT PAGE

YOU **MUST** NOTIFY THE DISTRICT COMPLIANCE DIVISION AT (661) 392-5500 WHEN CONSTRUCTION IS COMPLETED AND PRIOR TO OPERATING THE EQUIPMENT OR MODIFICATIONS AUTHORIZED BY THIS AUTHORITY TO CONSTRUCT. This is NOT a PERMIT TO OPERATE. Approval or denial of a PERMIT TO OPERATE will be made after an inspection to verify that the equipment has been constructed in accordance with the approved plans, specifications and conditions of this Authority to Construct, and to determine if the equipment can be operated in compliance with all Rules and Regulations of the San Joaquin Valley Unified Air Pollution Control District. Unless construction has commenced pursuant to Rule 2050, this Authority to Construct shall expire and application shall be cancelled two years from the date of issuance. The applicant is responsible for complying with all laws, ordinances and regulations of all other governmental agencies which may pertain to the above equipment.

Seyed Sadredin, Executive Director / APCO

  
DAVID WARNER, Director of Permit Services  
S-1201-46-2 Nov 4 2013 3:21PM - ROBERTSD - Joint Inspection NOT Required

6. Combined annual throughput of permit units S-1201-46 and S-1201-56 shall not exceed 1,500,000 gallons per year. [District Rule 2201]
7. Ethanol content of the distilled spirits stored in this tank shall not exceed 98%. [District Rule 2201]
8. Daily throughput records, including records of filling and emptying operations, the dates of such operations, the volume percent ethanol in the batch, and the volume of spirits transferred, shall be maintained. [District Rule 2201]
9. All records shall be retained on-site for a period of at least five years and made available for District inspection upon request. [District Rule 2201]



## AUTHORITY TO CONSTRUCT

**PERMIT NO:** S-1201-56-2

**ISSUANCE DATE:** 11/04/2013

**LEGAL OWNER OR OPERATOR:** FRANZIA WINERY LLC

**MAILING ADDRESS:** PO BOX 90  
TRACY, CA 95378

**LOCATION:** 1887 N MOONEY BLVD  
TULARE, CA 93274

**EQUIPMENT DESCRIPTION:**

MODIFICATION OF 25,430 GALLON STEEL DISTILLED SPIRITS STORAGE TANK (TANK #109) WITH PRESSURE/VACUUM VALVE AND INSULATION: ADD A SPECIFIC LIMITING CONDITION TO INCREASE ANNUAL THROUGHPUT

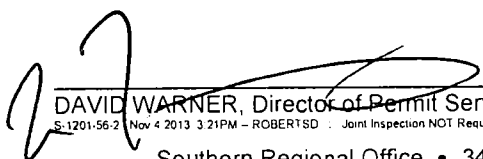
### CONDITIONS

1. Prior to operating equipment under this Authority to Construct, permittee shall surrender VOC emission reduction credits for the following quantity of emissions: 1st quarter - 250 lb, 2nd quarter - 250 lb, 3rd quarter - 251 lb, and fourth quarter - 251 lb. These amounts include the applicable offset ratio specified in Rule 2201 Section 4.8 (as amended 4/21/11) for the ERC specified below. [District Rule 2201]
2. ERC Certificate Number S-3842-1 (or a certificate split from this certificate) shall be used to supply the required offsets, unless a revised offsetting proposal is received and approved by the District, upon which this Authority to Construct shall be reissued, administratively specifying the new offsetting proposal. Original public noticing requirements, if any, shall be duplicated prior to reissuance of this Authority to Construct. [District Rule 2201]
3. This tank shall be equipped with and operated with a pressure-vacuum relief valve, which shall operate within 10% of the maximum allowable working pressure of the tank, operate in accordance with the manufacturer's instructions, and be permanently labeled with the operating pressure settings. [District Rule 2201]
4. The pressure-vacuum relief valve and storage tank shall remain in a gas-tight condition, except when the operating pressure of the tank exceeds the valve set pressure. A gas-tight condition shall be determined by measuring the gas leak in accordance with the procedures in EPA Method 21. [District Rule 2201]
5. Daily tank throughput shall not exceed 25,430 gallons per day. [District Rule 2201]

CONDITIONS CONTINUE ON NEXT PAGE

**YOU MUST NOTIFY THE DISTRICT COMPLIANCE DIVISION AT (661) 392-5500 WHEN CONSTRUCTION IS COMPLETED AND PRIOR TO OPERATING THE EQUIPMENT OR MODIFICATIONS AUTHORIZED BY THIS AUTHORITY TO CONSTRUCT.** This is NOT a PERMIT TO OPERATE. Approval or denial of a PERMIT TO OPERATE will be made after an inspection to verify that the equipment has been constructed in accordance with the approved plans, specifications and conditions of this Authority to Construct, and to determine if the equipment can be operated in compliance with all Rules and Regulations of the San Joaquin Valley Unified Air Pollution Control District. Unless construction has commenced pursuant to Rule 2050, this Authority to Construct shall expire and application shall be cancelled two years from the date of issuance. The applicant is responsible for complying with all laws, ordinances and regulations of all other governmental agencies which may pertain to the above equipment.

Seyed Sadredin, Executive Director / APCO

  
DAVID WARNER, Director of Permit Services  
S-1201-56-2 Nov 4 2013 3:21PM - ROBERTSD Joint Inspection NOT Required

6. Combined annual throughput of permit units S-1201-46 and S-1201-56 shall not exceed 1,500,000 gallons per year. [District Rule 2201]
7. Ethanol content of the distilled spirits stored in this tank shall not exceed 98%. [District Rule 2201]
8. Daily throughput records, including records of filling and emptying operations, the dates of such operations, the volume percent ethanol in the batch, and the volume of spirits transferred, shall be maintained. [District Rule 2201]
9. All records shall be retained on-site for a period of at least five years and made available for District inspection upon request. [District Rule 2201]