



# MOJAVE DESERT AIR QUALITY MANAGEMENT DISTRICT

14306 Park Avenue Victorville, CA 92392-2310  
760.245.1661 -- 800.635.4617 -- FAX 760.245.2022

## AUTHORITY TO CONSTRUCT

G009700

If construction is not completed by the expiration date of this permit, it may be renewed for one additional year upon payment of applicable fees. Any additional extension will require the written approval of the Air Pollution Control Officer. This Authority to Construct may serve as a temporary Permit to Operate provided the APCO is given prior notice of intent to operate and the Permit to Operate is not specifically denied.

**EXPIRES LAST DAY OF: AUGUST 2026**

### OWNER OF OPERATOR (Co.#2258)

Flyers Energy LLC  
2360 Lindbergh Street  
Auburn, CA 95602

### EQUIPMENT LOCATION (Fac.#2891)

Flyers #4401 "I" Avenue  
11350 I Avenue  
Hesperia, CA 92345

#### Description:

GASOLINE DISPENSING FACILITY consisting of: ATC: Modification processed 3/9/22 for removal of ISD. One two-compartment Above-Ground Storage Tank (AST), equipped with VR-302 Standing Loss Compliance, VR-402 Morrison Brothers Phase I Vapor Recovery System, and VR-501-D Phase II Vapor Recovery. For permitting purposes, the two-compartment tank is described as two tanks. There are also two Above-Ground Storage Tanks (AST), one for clear diesel with a capacity of 20,000 gallons, and one for red-dyed diesel with a capacity of 10,000 gallons (both diesel storage tanks exempt from permitting, pursuant to MD Rule 219(E)(15)(c)(iii)). Facility Elevation is 3020 feet above MSL.

#### FUEL TANKS

Tank No.	Material Stored	Volume (US Gallons)	Above/Underground
1	87U	10,000	Above Ground
2	91U	5,000	Above Ground
3	Diesel	10,000	Above Ground
4	Diesel	20,000	Above Ground

#### DISPENSING EQUIPMENT

Fuel Type	Quantity
87U	8

Fee Schedule: 6 (N/A)

Rating: 24 product-nozzles SIC: 5541

SCC: 40600403

Location/UTM(Km):  
473E/3808N

This permit does not authorize the emission of air contaminants in excess of those allowed by law, including Division 26 of the Health and Safety Code of the State of California and the Rules and Regulations of the District. This permit cannot be construed as permission to violate existing laws, ordinances, statutes or regulations of this or other governmental agencies. This permit must be renewed by the expiration date above. If billing for renewal fee required by Rule 301(c) is not received by expiration date above, please contact the District.

Flyers Energy LLC  
2360 Lindbergh Street  
Auburn, CA 95602

By: **COPY**  
**Eldon Heaston**  
Air Pollution Control Officer

Fuel Type	Quantity
Diesel	22

## VAPOR CONTROL EQUIPMENT

Type	Equipment Name	Compliance
SL	SL	VR-302
PI	MB	VR-402
PII		VR-501-D

## CONDITIONS:

1. The owner/operator shall conspicuously post, in the gasoline dispensing area, the operating instructions and the district's toll-free telephone number for complaints (1-800-635-4617).  
[District Rule 461 - Gasoline Transfer and Dispensing]
2. The owner/operator shall maintain a log of all inspections, maintenance and repairs, and throughput on equipment. Such logs or records shall be maintained at the facility for at least two (2) years and shall be available to the District upon request.  
[District Rule 461 - Gasoline Transfer and Dispensing]
3. Any modifications or changes to the piping, control fittings, or configurations of the vapor recovery system require prior approval from the District.  
[District Regulation XIII - NSR]
4. Pursuant to California Health and Safety Code sections 39600, 39601 and 41954, these aboveground tanks shall be installed and maintained in accordance with Executive Order (EO) VR-402 for EVR Phase I and VR-302 (Standing Loss Control). Vapor vent pipes are to be equipped with Husky 5885 pressure relief valves or as otherwise allowed by the Executive Order.  
[Executive Orders VR-402 and VR-302]
5. ATC ONLY: Any modification or installation involving exposure of underground storage tank and/or associated piping requires that the District be notified via telephone or via email request to VaporRecoveryTesting@mdaqmd.ca.gov at least 24 hours prior to backfilling. Vapor control piping and fittings must remain exposed until the District has inspected the installation or given approval to complete backfill.  
[District Rule 461 - Gasoline Transfer and Dispensing, District Regulation XIII - NSR]
6. ATC ONLY: The District shall be notified via telephone or via email request to VaporRecoveryTesting@mdaqmd.ca.gov for inspection no later than 10-days after completion of backfill, modification and/or installation of all vapor control piping and control fittings. Upon notification, the District will determine if an inspection of vapor control piping is required or approval will be given to commence gasoline dispensing.  
[District Rule 204 - Permit Conditions, District Rule 461 - Gasoline Transfer and Dispensing, District Regulation XIII - NSR]
7. The Enhanced Vapor Recovery (EVR), Standing Loss, Phase I and II Vapor Recovery System must be tested in accordance with the requirements of CARB Executive Orders, VR-102 and Order VR-201, no later than 60 days after initial startup/modification, and at least once every twelve (12) months using the latest adopted version of the required test procedures.  
  
The District must be notified a minimum of 10 days prior to performing the required tests with the final results submitted to the District within 30 days of completion of the tests. Testing notifications and testing results may be sent to VaporRecoveryTesting@mdaqmd.ca.gov  
[District Rule 461 - Gasoline Transfer and Dispensing, Executive Orders VR-302, VR-402, and VR-501-D]

8. The annual throughput of gasoline shall not exceed 600,000 gallons per year. Throughput records shall be kept on site and available to District personnel upon request, and annual throughput for the previous calendar year shall be provided to the District not later than the end of February of each year. Before this annual throughput can be increased the facility is required to submit to the District an application to modify the permit which may require a Health Risk Assessment (HRA). In addition, public notice and/or a commenting period may be required.

[District Rule 1320 - NSR for Toxic Air Contaminants; District Rule 107(b); H&S Code 39607 & 44341-44342; and 40 CFR 51, Subpart A]

9. Enhanced Vapor Recovery (EVR), 2-Point Phase I Vapor Control Equipment must be installed and maintained in compliance with CARB Executive Order VR-402. The owner or operator shall perform the required maintenance as specified in ARB-Approved Installation and Maintenance Manual for the Phase I Vapor Recovery System, including PV maintenance, as applicable.

[District Rule 461 - Gasoline Transfer and Dispensing, Executive Order VR-402, 40 CFR 63, Subpart CCCCCC]

10. Pursuant to Executive Order VR-402, Exhibit 2, Maintenance and repair of system components, including removal and installation of such components in the course of any required tests, shall be performed by technicians certified on Morris Brothers equipment.

11. Enhanced Vapor Recovery (EVR), Phase II Vapor Control Equipment must be installed and maintained in compliance with CARB Executive Order VR-501-D. The owner or operator shall install, operate and maintain the Phase II Vapor Recovery System as specified in the ARB-approved Installation, Operation and Maintenance Manual for the Phase II Vapor Recovery System.

[District Rule 461 - Gasoline Transfer and Dispensing, Executive Order VR-501-D, 40 CFR 63, Subpart CCCCCC]

12. A facility-wide Comprehensive Emission Inventory (CEI) for all emitted criteria and toxic air pollutants must be submitted to the District, in a format approved by the District, upon District request.

[District Rule 107(b), Health and Safety Code 39607 and 44341-44342, 40 CFR 51, Subpart A]