John R. Kasich, Governor
Mary Taylor, Lt. Governor
Scott J. Nally, Director

4/23/2013

Certified Mail

Brian Riedmaier
National Lime & Stone Company
1331 Broad Avenue, Suite 100
Findlay, OH 45840

No	TOXIC REVIEW
No	SYNTHETIC MINOR TO AVOID MAJOR NSR
No	CEMS
No	MACT/GACT
No	NSPS
No	NESHAPS
No	NETTING
No	MODELING SUBMITTED
No	SYNTHETIC MINOR TO AVOID TITLE V
No	FEDERALLY ENFORCABLE PTIO (FEPTIO)
No	SYNTHETIC MINOR TO AVOID MAJOR GHG

RE: FINALAIR POLLUTION PERMIT-TO-INSTALL AND OPERATE
Facility ID: 0332012026
Permit Number: P0109864
Permit Type: Initial Installation
County: Hancock

Dear Permit Holder:

Enclosed please find a final Ohio Environmental Protection Agency (EPA) Air Pollution Permit-to-Install and Operate (PTIO) which will allow you to install, modify, and/or operate the described emissions unit(s) in the manner indicated in the permit. Because this permit contains conditions and restrictions, please read it very carefully. In this letter you will find the information on the following topics:

- **How to appeal this permit**
- **How to save money, reduce pollution and reduce energy consumption**
- **How to give us feedback on your permitting experience**
- **How to get an electronic copy of your permit**

How to appeal this permit

The issuance of this PTIO is a final action of the Director and may be appealed to the Environmental Review Appeals Commission pursuant to Section 3745.04 of the Ohio Revised Code. The appeal must be in writing and set forth the action complained of and the grounds upon which the appeal is based. The appeal must be filed with the Commission within thirty (30) days after notice of the Director's action. The appeal must be accompanied by a filing fee of $70.00, made payable to “Ohio Treasurer Josh Mandel," which the Commission, in its discretion, may reduce if by affidavit you demonstrate that payment of the full amount of the fee would cause extreme hardship. Notice of the filing of the appeal shall be filed with the Director within three (3) days of filing with the Commission. Ohio EPA requests that a copy of the appeal be served upon the Ohio Attorney General’s Office, Environmental Enforcement Section. An appeal may be filed with the Environmental Review Appeals Commission at the following address:

Environmental Review Appeals Commission
77 South High Street, 17th Floor
Columbus, OH 43215

How to save money, reduce pollution and reduce energy consumption

The Ohio EPA is encouraging companies to investigate pollution prevention and energy conservation. Not only will this reduce pollution and energy consumption, but it can also save you money. If you would like to learn ways you can save money while protecting the environment, please contact our Office of Compliance Assistance and Pollution Prevention at (614) 644-3469. Additionally, all or a portion of the capital expenditures related to installing air pollution control equipment under this permit may be eligible for financing and State tax exemptions through the Ohio Air Quality Development Authority (OAQDA) under Ohio Revised Code Section 3706. For more information, see the OAQDA website: www.ohioairquality.org/clean_air

How to give us feedback on your permitting experience

Please complete a survey at www.epa.ohio.gov/dapc/permitsurvey.aspx and give us feedback on your permitting experience. We value your opinion.

How to get an electronic copy of your permit

This permit can be accessed electronically via the eBusiness Center: Air Services in Microsoft Word format or in Adobe PDF on the Division of Air Pollution Control (DAPC) Web page, www.epa.ohio.gov/dapc by clicking the "Search for Permits" link under the Permitting topic on the Programs tab.

If you have any questions, please contact Ohio EPA DAPC, Northwest District Office at (419)352-8461or the Office of Compliance Assistance and Pollution Prevention at (614) 644-3469.

Sincerely,

Michael W. Ahern

Michael W. Ahern, Manager
Permit Issuance and Data Management Section, DAPC

Cc: Ohio EPA-NWDO

FINAL

Division of Air Pollution Control
Permit-to-Install and Operate
for
National Lime & Stone Company

Facility ID:	0332012026
Permit Number:	P0109864
Permit Type:	Initial Installation
Issued:	4/23/2013
Effective:	4/23/2013
Expiration:	4/23/2023

Division of Air Pollution Control
Permit-to-Install and Operate
for
National Lime & Stone Company

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Authorization

Facility ID:	0332012026
Application Number(s):	A0044265
Permit Number:	P0109864
Permit Description:	Installation permit for a portable material handling system and associated storage piles, unpaved roadways and parking areas.
Permit Type:	Initial Installation
Permit Fee:	$1,650.00
Issue Date:	4/23/2013
Effective Date:	4/23/2013
Expiration Date:	4/23/2023

Permit Evaluation Report (PER) Annual Date: Apr 1 - Mar 31, Due May 15

This document constitutes issuance to:

National Lime & Stone Company
551 Lake Cascades Parkway
Findlay, OH 45839

of a Permit-to-Install and Operate for the emissions unit(s) identified on the following page.

Ohio Environmental Protection Agency (EPA) District Office or local air agency responsible for processing and administering your permit:

Ohio EPA DAPC, Northwest District Office
347 North Dunbridge Road
Bowling Green, OH 43402
(419)352-8461

The above named entity is hereby granted this Permit-to-Install and Operate for the air contaminant source(s) (emissions unit(s))listed in this section pursuant to Chapter 3745-31 of the Ohio Administrative Code. Issuance of this permit does not constitute expressed or implied approval or agreement that, if constructed or modified in accordance with the plans included in the application, the described emissions unit(s) will operate in compliance with applicable State and federal laws and regulations.

This permit is granted subject to the conditions attached hereto.

Ohio Environmental Protection Agency

Scott J. Nally
Director

Authorization (continued)

Permit Number: P0109864
Permit Description: Installation permit for a portable material handling system and associated storage piles, unpaved roadways and parking areas.

Permits for the following Emissions Unit(s) or groups of Emissions Units are in this document as indicated below:

Emissions Unit ID:	**F001**
Company Equipment ID:	Unpaved Roadways and Parking Areas
Superseded Permit Number:	
General Permit Category and Type:	Not Applicable
Emissions Unit ID:	**F002**
Company Equipment ID:	Storage Piles
Superseded Permit Number:	
General Permit Category and Type:	Not Applicable
Emissions Unit ID:	**F003**
Company Equipment ID:	Material Handling
Superseded Permit Number:	
General Permit Category and Type:	Not Applicable

A. Standard Terms and Conditions

1. What does this permit-to-install and operate ("PTIO") allow me to do?

This permit allows you to install and operate the emissions unit(s) identified in this PTIO. You must install and operate the unit(s) in accordance with the application you submitted and all the terms and conditions contained in this PTIO, including emission limits and those terms that ensure compliance with the emission limits (for example, operating, recordkeeping and monitoring requirements).

2. Who is responsible for complying with this permit?

The person identified on the "Authorization" page, above, is responsible for complying with this permit until the permit is revoked, terminated, or transferred. "Person" means a person, firm, corporation, association, or partnership. The words "you," "your," or "permittee" refer to the "person" identified on the "Authorization" page above.

The permit applies only to the emissions unit(s) identified in the permit. If you install or modify any other equipment that requires an air permit, you must apply for an additional PTIO(s) for these sources.

3. What records must I keep under this permit?

You must keep all records required by this permit, including monitoring data, test results, strip-chart recordings, calibration data, maintenance records, and any other record required by this permit for five years from the date the record was created. You can keep these records electronically, provided they can be made available to Ohio EPA during an inspection at the facility. Failure to make requested records available to Ohio EPA upon request is a violation of this permit requirement.

4. What are my permit fees and when do I pay them?

There are two fees associated with permitted air contaminant sources in Ohio:

- PTIO fee. This one-time fee is based on a fee schedule in accordance with Ohio Revised Code (ORC) section 3745.11, or based on a time and materials charge for permit application review and permit processing if required by the Director.

  You will be sent an invoice for this fee after you receive this PTIO and payment is due within 30 days of the invoice date. You are required to pay the fee for this PTIO even if you do not install or modify your operations as authorized by this permit.

- Annual emissions fee. Ohio EPA will assess a separate fee based on the total annual emissions from your facility. You self-report your emissions in accordance with Ohio Administrative Code (OAC) Chapter 3745-78. This fee assessed is based on a fee schedule in ORC section 3745.11 and funds Ohio EPA's permit compliance oversight activities. Unless otherwise specified, facilities subject to one or more synthetic minor restrictions must use Ohio EPA's "Air Services" to submit annual emissions associated with this permit requirement.Ohio EPA will notify you when it is time to report your emissions and to pay your annual emission fees.

5. When does my PTIO expire, and when do I need to submit my renewal application?

This permit expires on the date identified at the beginning of this permit document (see "Authorization" page above) and you must submit a renewal application to renew the permit. Ohio EPA will send a renewal notice to you approximately six months prior to the expiration date of this permit. However, it is

very important that you submit a complete renewal permit application (postmarked prior to expiration of this permit) even if you do not receive the renewal notice.

If a complete renewal application is submitted before the expiration date, Ohio EPA considers this a timely application for purposes of ORC section 119.06, and you are authorized to continue operating the emissions unit(s) covered by this permit beyond the expiration date of this permit until final action is takenby Ohio EPA on the renewal application.

6. What happens to this permit if my project is delayed or I do not install or modify my source?

This PTIO expires 18 months after the issue date identified on the "Authorization" page above unless otherwise specified if you have not (1) started constructing the new or modified emission sources identified in this permit, or (2) entered into a binding contract to undertake such construction. This deadline can be extended by up to 12 months, provided you apply to Ohio EPA for this extension within a reasonable time before the 18-month period has ended and you can show good cause for any such extension.

7. What reports must I submit under this permit?

An annual permit evaluation report (PER) is required in addition to any malfunction reporting required by OAC rule 3745-15-06 or other specific rule-based reporting requirement identified in this permit. Your PER due date is identified in the Authorization section of this permit.

8. If I am required to obtain a Title V operating permit in the future, what happens to the operating provisions and PER obligations under this permit?

If you are required to obtain a Title V permit under OAC Chapter 3745-77 in the future, the permit-to-operate portion of this permit will be superseded by the issued Title V permit. From the effective date of the Title V permit forward, this PTIO will effectively become a PTI (permit-to-install) in accordance with OAC rule 3745-31-02(B). The following terms and conditions will no longer be applicable after issuance of the Title V permit: Section B, Term 1.b) and Section C, for each emissions unit, Term a)(2).

The PER requirements in this permit remain effective until the date the Title V permit is issued and is effective, and cease to apply after the effective date of the Title V permit. The final PER obligation will cover operations up to the effective date of the Title V permit and must be submitted on or before the submission deadline identified in this permit on the last day prior to the effective date of the Title V permit.

9. What are my obligations when I perform scheduled maintenance on air pollution control equipment?

You must perform scheduled maintenance of air pollution control equipment in accordance with OAC rule 3745-15-06(A). If scheduled maintenance requires shutting down or bypassing any air pollution control equipment, you must also shut down the emissions unit(s) served by the air pollution control equipment during maintenance, unless the conditions of OAC rule 3745-15-06(A)(3) are met. Any emissions that exceed permitted amount(s) under this permit (unless specifically exempted by rule) must be reported as deviations in the annual permit evaluation report (PER), including nonexempt excess emissions that occur during approved scheduled maintenance.

10. Do I have to report malfunctions of emissions units or air pollution control equipment? If so, how must I report?

If you have a reportable malfunction of any emissions unit(s) or any associated air pollution control system, you must report this to the Ohio EPA DAPC, Northwest District Office in accordance with OAC rule 3745-15-06(B). Malfunctions that must be reported are those that result in emissions that exceed permitted emission levels. It is your responsibility to evaluate control equipment breakdowns and operational upsets to determine if a reportable malfunction has occurred.

If you have a malfunction, but determine that it is not a reportable malfunction under OAC rule 3745-15-06(B), it is recommended that you maintain records associated with control equipment breakdown or process upsets. Although it is not a requirement of this permit, Ohio EPA recommends that you maintain records for non-reportable malfunctions.

11. Can Ohio EPA or my local air agency inspect the facility where the emission unit(s) is/are located?

Yes. Under Ohio law, the Director or his authorized representative may inspect the facility, conduct tests, examine records or reports to determine compliance with air pollution laws and regulations and the terms and conditions of this permit. You must provide, within a reasonable time, any information Ohio EPA requests either verbally or in writing.

12. What happens if one or more emissions units operated under this permit is/are shut down permanently?

Ohio EPA can terminate the permit terms associated with any permanently shut down emissions unit. "Shut down" means the emissions unit has been physically removed from service or has been altered in such a way that it can no longer operate without a subsequent "modification" or "installation" as defined in OAC Chapter 3745-31.

You should notify Ohio EPA of any emissions unit that is permanently shut down by submitting[1] a certification that identifies the date on which the emissions unit was permanently shut down. The certification must be submitted by an authorized official from the facility. You cannot continue to operate an emissions unit once the certification has been submitted to Ohio EPA by the authorized official.

You must comply with all recordkeeping and reporting for any permanently shut down emissions unit in accordance with the provisions of the permit, regulations or laws that were enforceable during the period of operation, such as the requirement to submit a PER, air fee emission report, or malfunction report. You must also keep all records relating to any permanently shutdown emissions unit, generated while the emissions unit was in operation, for at least five years from the date the record was generated.

Again, you cannot resume operation of any emissions unit certified by the authorized official as being permanently shut down without first applying for and obtaining a permit pursuant to OAC Chapter 3745-31.

[1] Permittees that use Ohio EPA's "Air Services" can mark the affected emissions unit(s) as "permanently shutdown" in the facility profile along with the date the emissions unit(s) was permanently removed and/or disabled. Submitting the facility profile update will constitute notifying of the permanent shutdown of the affected emissions unit(s).

13. Can I transfer this permit to a new owner or operator?

You can transfer this permit to a new owner or operator. If you transfer the permit, you must follow the procedures in OAC Chapter 3745-31, including notifying Ohio EPA or the local air agency of the change in ownership or operator. Any transferee of this permit must assume the responsibilities of the transferor permit holder.

14. Does compliance with this permit constitute compliance with OAC rule 3745-15-07, "air pollution nuisance"?

This permit and OAC rule 3745-15-07 prohibit operation of the air contaminant source(s) regulated under this permit in a manner that causes a nuisance. Ohio EPA can require additional controls or modification of the requirements of this permit through enforcement orders or judicial enforcement action if, upon investigation, Ohio EPA determines existing operations are causing a nuisance.

15. What happens if a portion of this permit is determined to be invalid?

If a portion of this permit is determined to be invalid, the remainder of the terms and conditions remain valid and enforceable. The exception is where the enforceability of terms and conditions are dependent on the term or condition that was declared invalid.

B. Facility-Wide Terms and Conditions

1. This permit document constitutes a permit-to-install issued in accordance with ORC 3704.03(F) and a permit-to-operate issued in accordance with ORC 3704.03(G).

   a) For the purpose of a permit-to-install document, the facility-wide terms and conditions identified below are federally enforceable with the exception of those listed below which are enforceable under state law only.

      (1) None

   b) For the purpose of a permit-to-operate document, the facility-wide terms and conditions identified below are enforceable under state law only with the exception of those listed below which are federally enforceable.

      (1) None

C. Emissions Unit Terms and Conditions

1. F001, Unpaved Roadways and Parking Areas

Operations, Property and/or Equipment Description:

Unpaved Roadways and Parking Areas

a) This permit document constitutes a permit-to-install issued in accordance with ORC 3704.03(F) and a permit-to-operate issued in accordance with ORC 3704.03(G).

(1) For the purpose of a permit-to-install document, the emissions unit terms and conditions identified below are federally enforceable with the exception of those listed below which are enforceable under state law only.

a. None

(2) For the purpose of a permit-to-operate document, the emissions unit terms and conditions identified below are enforceable under state law only with the exception of those listed below which are federally enforceable.

a. None

b) Applicable Emissions Limitations and/or Control Requirements

(1) The specific operation(s), property, and/or equipment that constitute each emissions unit along with the applicable rules and/or requirements and with the applicable emissions limitations and/or control measures are identified below. Emissions from each unit shall not exceed the listed limitations, and the listed control measures shall be specified in narrative form following the table.

	Applicable Rules/Requirements	Applicable Emissions Limitations/Control Measures
a.	OAC rule 3745-31-05(A)(3), as effective 11/30/01	2.59 tons of fugitive particulate matter 10 microns or less in size (PM10) per year <u>Unpaved Roadways and Parking Areas</u> No visible particulate emissions (PE) except for a period of time not to exceed three minutes during any 60-minute observation period. Best available control measures that are sufficient to minimize or eliminate visible emissions of fugitive dust (see b)(2)g. through b)(2)k.) See b)(2)a. and b)(2)b.
b.	OAC rule 3745-31-05(A)(3), as effective 12/01/06	See b)(2)d.
c.	OAC rule 3745-17-07(B)	See b)(2)e.
d.	OAC rule 3745-17-08(B)	See b)(2)e.

(2) Additional Terms and Conditions

a. This permit establishes the following best available technology (BAT) requirements in accordance with the OAC rule 3745-31-05(A)(3), as effective 11/30/01:

i. fugitive emission limitation of 2.59 tons of PM10 per year;

ii. applying best available control measures (see b)(2)f. - b)(2)j.); and

iii. no visible PE except for a period of time not to exceed three minutes during any 60-minute observation period.

b. The permittee has satisfied the BAT requirements pursuant to OAC paragraph 3745-31-05(A)(3), as effective 11/30/01, in this permit. On December 1, 2006, paragraph (A)(3) of OAC rule 3745-31-05 was revised to conform to the Ohio Revised Code (ORC) changes effective August 3, 2006 (Senate Bill 265 changes), such that BAT is no longer required by State regulations for National Ambient Air Quality Standards (NAAQS) pollutant(s) less than ten tons per year. However, that rule revision has not yet been approved by U.S. EPA as a revision to Ohio's State Implementation Plan (SIP). Therefore, until the SIP revision occurs and the U.S. EPA approves the revisions to OAC rule 3745-31-05, the requirement to satisfy BAT still exists as part of the federally-approved SIP for Ohio. Once U.S. EPA approves the December 1, 2006 version of OAC rule 3745-31-05, then these emission limitations/control measures no longer apply.

c. The following outlines the requirements contained in this permit that will no longer apply after approval of the 12/01/06 version of OAC rule 3745-31-05:

i. fugitive emission limitation of 2.59 tons of PM10 per year; and

ii. visible emission restrictions when located in non-Appendix A areas (see b)(2)a.).

d. This rule paragraph applies once U.S. EPA approves the December 1, 2006 version of OAC rule 3745-31-05 as part of the SIP.

PTIO P0109864 for this air contaminant source takes into account the following voluntary restrictions as proposed by the permittee for the purpose of avoiding BAT requirements under OAC rule 3745-31-05(A)(3), as effective 12/01/06:

i. applyingwater as necessary.

e. This emissions unit is a portable source associated with the portable material handling system (emissions unit F003) permitted under facility ID 0332012026 and is applicable to the following requirements when located in an "Appendix A" area as identified in OAC rule 3745-17-08:

i. no visible PE from any unpaved roadway or parking area except for a period of time not to exceed thirteen minutes during any sixty minute observation period per OAC rule 3745-17-07(B); and

ii. the requirement to employ reasonably available control measures for unpaved roadways (applying water and/or chemical stabilization, surface improvements as necessary) and paved roadways (applying water as necessary) per OAC rule 3745-17-08(B).

f. The unpaved roadways and parking areas that are covered by this permit and subject to the above-mentioned requirements are listed below:

<u>Unpaved Roadways and Parking Areas</u>
All unpaved roadways and parking areas

g. The permittee shall employ best/reasonably available control measures on all unpaved roadways and parking areas for the purpose of ensuring compliance with the above-mentioned applicable requirements. In accordance with the permit application, the permittee has committed to treat the unpaved roadways with water and surface stabilization as needed to ensure compliance. Nothing in this paragraph shall prohibit the permittee from employing other control measures to ensure compliance.

h. The needed frequencies of implementation of the control measures shall be determined by the permittee's inspections pursuant to the monitoring section of this permit. Implementation of the control measures shall not be necessary for any unpaved roadway or parking area that is covered with snow and/or ice or if precipitation has occurred that is sufficient for the day to ensure compliance with the above-mentioned applicable requirements. Implementation of any control measure may be suspended if unsafe or hazardous driving conditions would be created by its use.

i. The permittee shall promptly remove, in such a manner as to minimize or prevent resuspension, earth and/or other material from paved streets onto which such material has been deposited by trucking or earth moving equipment or erosion by water or other means.

j. Open-bodied vehicles transporting materials likely to become airborne shall have such materials covered at all times if the control measure is necessary for the materials being transported.

k. Implementation of the above-mentioned control measures in accordance with the terms and conditions of this permit is appropriate and sufficient to satisfy the best available technology requirements of OAC rule 3745-31-05.

c) Operational Restrictions

(1) None.

d) Monitoring and/or Recordkeeping Requirements

(1) Except as otherwise provided in this section, the permittee shall perform inspections of the roadways and parking areas in accordance with the following frequencies:

unpaved roadways and parking areas	minimum inspection frequency
all unpaved roadways and parking areas	once during each day of operation

(2) The purpose of the inspections is to determine the need for implementing the above-mentioned control measures. The inspections shall be performed during representative, normal traffic conditions. No inspection shall be necessary for a roadway or parking area that is covered with snow and/or ice or if precipitation has occurred that is sufficient for that day to ensure compliance with the above-mentioned applicable requirements. Any required inspection that is not performed due to any of the above-identified events shall be performed as soon as such event(s) has (have) ended, except if the next required inspection is within one week.

(3) The permittee shall maintain records of the following information:

a. The date and reason any required inspection was not performed, including those inspections that were not performed due to snow and/or ice cover or precipitation.

b. The date of each inspection where it was determined by the permittee that it was necessary to implement the control measures.

c. The dates the control measures were implemented.

d. On a calendar quarter basis, the total number of days the control measures were implemented and the total number of days where snow and/or ice cover or precipitation were sufficient to not require the control measures.

The information required in d)(3)d. shall be updated on a calendar quarter basis within 30 days after the end of each calendar quarter.

e) Reporting Requirements

(1) The permittee shall submit an annual Permit Evaluation Report (PER) to the Ohio EPA District Office or Local Air Agency by the due date identified in the Authorization section of this permit. The permit evaluation report shall cover a reporting period of no more than twelve months for each air contaminant source identified in this permit. It is recommended that the PER is submitted electronically through the Ohio EPA's "e-Business Center: Air Services" although PERs can be submitted via U.S. postal service or can be hand delivered.

(2) The permittee shall identify the following information in the annual PER in accordance with the monitoring requirements for visible emissions in term number d)(3) above:

a. each day during which an inspection was not performed by the required frequency, excluding an inspection which was not performed due to an exemption for snow and/or ice cover or precipitation; and

b. each instance when a control measure that was to be implemented as a result of an inspection was not implemented.

This information shall be submitted as an attachment to the PER. If there were no days and/or instances to identify as required above, the permittee shall indicate within the "Additional Information and Corrections" section of the PER that all inspections were performed by the required frequency and control measures were properly implemented.

f) Testing Requirements

(1) Compliance with the emission limitations in Section b)(1) of the terms and conditions of this permit shall be determined in accordance with the following methods:

a. Emission Limitation:
2.59 tons of fugitive particulate matter less than 10 microns in size (PM10)/year

Applicable Compliance Method:
The PM10 limitation was determined by multiplying an AP-42 emission factor for unpaved roadways of 2.03 lbs of PM10/VMT [Section 13.2.2 (11/06)] by a maximum of 51,000 vehicle miles traveled per year, a control efficiency of 95%, and dividing by 2000 lbs/ton.

Therefore, provided compliance is shown with the requirements of this permit to apply control measures, compliance with the annual PM10 limitation will be demonstrated.

b. Emission Limitation:
No visible PE from unpaved roadways and parking areas except for a period of time not to exceed 3 minutes during any 60-minute observation period.

Applicable Compliance Method:
If required, compliance with the visible PE limitation listed above shall be determined in accordance with Test Method 22 as set forth in "Appendix on Test Methods" in 40 CFR, Part 60 ("Standards of Performance for New Stationary Sources").

g) Miscellaneous Requirements

(1) The permittee may relocate the portable source within the State of Ohio without first obtaining a permit to install and operate (PTIO) or a permit to install (PTI), providing the appropriate exemption requirements have been met and following approval of the Director (the Northwest District Office). The Director may issue a "Notice of Site Approval" if the following criteria are met, pursuant to the permanent exemption for portable sources in OAC rule 3745-31-03(A)(1):

a. the portable source is operated in compliance with any applicable best available technology (BAT) determination issued in a permit and all applicable state and/or federal rules and laws;

b. the portable source is operating pursuant to a currently effective PTIO or PTI and/or permit to operate (PTO) and continues to comply with the requirements of the permit;

c. the permittee has provided a minimum of 30 days' notice of the intent to relocate the portable source to the permitting authority (the Northwest District Office) prior to the scheduled relocation;

d. the Ohio EPA district office or local air agency having jurisdiction over the new site has determined that the permitted emissions would not cause a nuisance and would be acceptable under OAC rule 3745-15-07; and

e. the Director has issued a "Notice of Site Approval" stating that the proposed site is acceptable and the relocation of the portable source, along with any supporting permitted emissions would not result in the installation of a major stationary source or a modification of an existing major stationary source at the new site.

The portable source can be relocated upon receipt of the Director's Notice of Site Approval.

(2) If the relocation of the portable source would result in the installation of a major source or the modification of a major source, as defined in OAC rule 3745-31-01, the permittee shall submit an application and obtain a PTIO or PTI (as applicable) for the new location prior to moving the portable source.

When a portable source is located at a stationary source or at a site with multiple portable sources, the potential emissions of the portable source may be required to be added to that of the facility in order to determine the potential to emit for Title V and PSD applicability. Relocation of any portable source that results in the creation of a major source as defined in OAC rule 3745-77-01, must also meet all applicable requirements under the Title V program contained in OAC rule 3745-77, which may include the requirement to apply for a Title V permit.

The Notice of Intent to Relocate shall be submitted to the Ohio EPA District Office responsible for issuing the permits for the portable source. Upon receipt of the notice, the permitting office shall notify the appropriate Ohio EPA District Office or local air agency having jurisdiction over the new site. Failure to submit said notification or failure to receive Ohio EPA approval prior to relocation of the portable source may result in fines and civil penalties.

(3) The unpaved roadways and parking areas are associated with the portable material handling system (emissions unit F003) permitted under Facility ID 0332012026. The emission level of 2.59 tons fugitive PM_{10} per year represents the maximum emissions which will be emitted from the unpaved roadways and parking areasassociated with the portable asphalt plant.

2. F002, Storage Piles

Operations, Property and/or Equipment Description:

Storage Piles

a) This permit document constitutes a permit-to-install issued in accordance with ORC 3704.03(F) and a permit-to-operate issued in accordance with ORC 3704.03(G).

(1) For the purpose of a permit-to-install document, the emissions unit terms and conditions identified below are federally enforceable with the exception of those listed below which are enforceable under state law only.

a. None

(2) For the purpose of a permit-to-operate document, the emissions unit terms and conditions identified below are enforceable under state law only with the exception of those listed below which are federally enforceable.

a. None

b) Applicable Emissions Limitations and/or Control Requirements

(1) The specific operation(s), property, and/or equipment that constitute each emissions unit along with the applicable rules and/or requirements and with the applicable emissions limitations and/or control measures are identified below. Emissions from each unit shall not exceed the listed limitations, and the listed control measures shall be specified in narrative form following the table.

	Applicable Rules/Requirements	Applicable Emissions Limitations/Control Measures
a.	OAC rule 3745-31-05(A)(3), as effective 11/30/01	0.68 ton of fugitive particulate matter 10 microns or less in size (PM10) per year No visible particulate emissions (PE) from load-in or load-out except for a period of time not to exceed one minute during any 60-minute observation period. No visible PE from wind erosion except for a period of time not to exceed one minute during any 60-minute observation period. Best available control measures that are sufficient enough to minimize or eliminate visible emissions of fugitive dust (see b)(2)g. through b)(2)k.) See b)(2)a. and b)(2)b.

	Applicable Rules/Requirements	Applicable Emissions Limitations/Control Measures
b.	OAC rule 3745-31-05(A)(3), as effective 12/01/06	See b)(2)d.
c.	OAC rule 3745-17-07(B)	See b)(2)e.
d.	OAC rule 3745-17-08(B)	See b)(2)e.

(2) Additional Terms and Conditions

a. This permit establishes the following best available technology (BAT) requirements in accordance with OAC rule 3745-31-05(A)(3), as effective 11/30/01:

i. fugitive emission limitation of 0.68 ton of PM10/year;

ii. applying best available control measures (see b)(2)f. - b)(2)j.); and

iii. visible emissions of fugitive dust from any storage pile shall not exceed one minute during any 60-minute observation period.

b. The permittee has satisfied the BAT requirements pursuant to OAC paragraph 3745-31-05(A)(3), as effective 11/30/01, in this permit. On December 1, 2006, paragraph (A)(3) of OAC rule 3745-31-05 was revised to conform to Ohio Revised Code (ORC) changes effective August 3, 2006 (Senate Bill 265 Changes), such that BAT is no longer required by State regulations for NAAQS pollutants less than ten tons per year. However, that rule revision has not yet been approved by U.S. EPA as a revision to Ohio's State Implementation Plan (SIP). Therefore, until the SIP revision occurs and the U.S. EPA approves the revisions to OAC rule 3745-31-05, the requirement to satisfy BAT still exists as part of the federally-approved SIP for Ohio. Once U.S. EPA approves the December 1, 2006 version of OAC rule 3745-31-05, then the requirements of OAC rule 3745-31-05(A)(3), effective November 30, 2001, will no longer apply.

c. The following outlines the requirements contained in this permit that will no longer apply after approval of the 12/01/06 version of OAC rule 3745-31-05:

i. fugitive emission limitation of 0.68 tons of PM10 per year; and

ii. visible emission restrictions when located in non-Appendix A areas (see b)(2)a.).

d. This rule paragraph applies once U.S. EPA approves the December 1, 2006 version of OAC rule 3745-31-05 as part of the State Implementation Plan.

PTIO P0109864 for this air contaminant source takes into account the following voluntary restrictions as proposed by the permittee for the purpose of avoiding BAT requirements under OAC rule 3745-31-05(A)(3), as effective 12/01/06:

i. applying water as necessary; and

ii. minimize drop heights.

e. This emissions unit is a portable source associated with the portable aggregate material handling system (emissions unit F003) permitted under facility ID 0332012026 and is applicable to the following requirements when located in an "Appendix A" area as identified in OAC rule 3745-17-08:

i. no visible PE from any material storage pile except for a period of time not to exceed thirteen minutes during any 60-minute observation period per OAC rule 3745-17-07(B); and

ii. the requirement to employ reasonably available control measures (employing minimal drop heights and watering as necessary) per OAC rule 3745-17-08(B).

f. The storage piles that are covered by this permit and subject to the above-mentioned requirements are listed below:

<u>Storage Piles</u>
all storage piles

g. The permittee shall employ best available control measures on all load-in and load-out operations associated with the storage piles for the purpose of ensuring compliance with the above-mentioned applicable requirements. In accordance with the application, the permittee has committed to maintain minimal drop heights, and to water at sufficient treatment frequencies to ensure compliance. The operator shall avoid dragging any front end loader bucket along the ground. Nothing in this paragraph shall prohibit the permittee from employing other control measures to ensure compliance.

h. The above-mentioned control measures shall be employed for each load-in and load-out operation of each storage pile if the permittee determines, as a result of the inspection conducted pursuant to the monitoring section of this permit, that the control measures are necessary to ensure compliance with the above-mentioned applicable requirements. Any required implementation of the control measures shall continue during any such operation until further observation confirms that the use of the measures is unnecessary.

i. The permittee shall employ best available control measures for wind erosion from the surfaces of all storage piles for the purpose of ensuring compliance with the above-mentioned applicable requirements. In accordance with the application, the permittee has committed to watering to ensure compliance. Nothing in this paragraph shall prohibit the permittee from employing other control measures to ensure compliance.

j. The above-mentioned control measures shall be employed for wind erosion from each storage pile if the permittee determines, as a result of the inspection conducted pursuant to the monitoring section of this permit, that the control measures are necessary to ensure compliance with the above-mentioned applicable requirements. Implementation of the control measures shall not be

necessary for a storage pile that is covered with snow and/or ice or if precipitation has occurred that is sufficient for that day to ensure compliance with the above-mentioned applicable requirements.

k. Implementation of the above-mentioned control measures in accordance with the terms and conditions of this permit is appropriate and sufficient to satisfy the best available technology requirements of OAC rule 3745-31-05.

l. The requirements of OAC rule 3745-17-08(B) shall apply to this emissions unit, regardless of location if, in the director's judgment, probable cause exists to believe that such source is causing or contributing to an air pollution nuisance, in accordance with OAC rule 3745-15-07, or a violation of ambient air quality standards, in accordance with OAC rule 3745-17-02.

c) Operational Restrictions

(1) None

d) Monitoring and/or Recordkeeping Requirements

(1) Except as otherwise provided in this section, the permittee shall perform inspections of each load-in operation at each storage pile in accordance with the following frequencies:

Storage Pile Identification	Minimum Load-In Inspection Frequency
all storage piles	once during each day of operation

(2) Except as otherwise provided in this section, the permittee shall perform inspections of each load-out operation at each storage pile in accordance with the following frequencies:

Storage Pile Identification	Minimum Load-Out Inspection Frequency
all storage piles	once during each day of operation

(3) Except as otherwise provided in this section, the permittee shall perform inspections of the wind erosion from storage pile surfaces in accordance with the following frequencies:

Storage Pile Identification	Minimum Wind Erosion Inspection Frequency
all storage piles	once during each day of operation

(4) The purpose of the inspections is to determine the need for implementing the above-mentioned control measures. The inspections shall be performed during representative, normal storage pile operating conditions. No inspection shall be necessary for wind erosion from the surface of a storage pile when the pile is covered with snow and/or ice and for any storage pile activity if precipitation has occurred that is sufficient for that day to ensure compliance with the above-mentioned applicable requirements. Any required inspection that is not performed due to any of the above-identified events shall be performed as soon as such events have ended, except if the next required inspection is within one week.

(5) The permittee shall maintain records of the following information:

a. The date and reason any required inspection was not performed, including those inspections that were not performed due to snow and/or ice cover or precipitation.

b. The date of each inspection where it was determined by the permittee that it was necessary to implement the control measures.

c. The dates the control measures were implemented.

d. On a calendar quarter basis, the total number of days the control measures were implemented and the total number of days where snow and/or ice cover or precipitation were sufficient to not require the control measures.

The information required in d)(5)d. shall be kept separately for load-in operations, load-out operations, and wind erosion from the pile surfaces, and shall be updated on a calendar quarter basis within 30 days after the end of each calendar quarter.

e) Reporting Requirements

(1) The permittee shall submit an annual Permit Evaluation Report (PER) to the Ohio EPA District Office or Local Air Agency by the due date identified in the Authorization section of this permit. The permit evaluation report shall cover a reporting period of no more than twelve months for each air contaminant source identified in this permit. It is recommended that the PER is submitted electronically through the Ohio EPA's "e-Business Center: Air Services" although PERs can be submitted via U.S. postal service or can be hand delivered.

(2) The permittee shall also identify the following information in the annual PER in accordance with the monitoring requirements for visible emissions in d)(5) above:

a. each day during which an inspection was not performed by the required frequency, excluding an inspection which was not performed due to an exemption for snow and/or ice cover or precipitation; and

b. each instance when a control measure that was to be implemented as a result of an inspection was not implemented.

This information shall be submitted as an attachment to the PER. If there were no days and/or instances to identify as required above, the permittee shall indicate within the "Additional Information and Corrections" section of the PER that all inspections were performed by the required frequency and control measures were properly implemented.

f) Testing Requirements

(1) Compliance with the Emission Limitations and/or Control Requirements specified in section b) of these terms and conditions shall be determined in accordance with the following methods:

a. Emission Limitation:
0.68 ton of fugitive particulate matter 10 microns or less in size (PM10)/year

Applicable Compliance Method:
The PM10 limitation was determined by summarizing the following calculations:

Load-In: The PM10 limitation was established by multiplying the maximum load-in rate of 1,000,000 tons/year by an emission factor of 0.002 lb of PM10/ton of material (AP-42 Section 13.2.4.3 [11/06]), dividing by 2000 lbs, and applying 95% control efficiency for watering.

Load-Out: The PM10 limitation was established by multiplying the maximum load-out rate of 1,000,000 tons/year by 0.002 lb of PM10/ton of material (AP-42 Section 13.2.4.3 [11/06]), and dividing by 2000 lbs, and applying 95% control efficiency for watering

Wind Erosion: The PM10 limitation was established by multiplying the maximum area of 15.0 acres by 8.46 lb/acre/day (U.S. EPA's Control of Open Fugitive Dust Sources [09/88]), 365 days/year, and a ratio factor of 0.50 PM10/PM, dividing by 2000 lbs, and applying 95% control efficiency for watering.

Therefore, provided compliance is shown with the requirements of this permit to apply control measures, compliance with the annual PM10 limitation will be demonstrated.

b. Emission Limitation:
No visible PE except for a period of time not to exceed one minute during any 60-minute observation period.

Applicable Compliance Method:
If required, compliance with the visible PE limitation listed above shall be determined in accordance with Test Method 22 as set forth in "Appendix on Test Methods" in 40 CFR, Part 60 ("Standards of Performance for New Stationary Sources").

g) Miscellaneous Requirements

(1) The permittee may relocate the portable source within the State of Ohio without first obtaining a permit to install and operate (PTIO) or a permit to install (PTI), providing the appropriate exemption requirements have been met and following approval of the Director (the Northwest District Office). The Director may issue a "Notice of Site Approval" if the following criteria are met, pursuant to the permanent exemption for portable sources in OAC rule 3745-31-03(A)(1):

a. the portable source is operated in compliance with any applicable best available technology (BAT) determination issued in a permit and all applicable state and/or federal rules and laws;

b. the portable source is operating pursuant to a currently effective PTIO or PTI and/or permit to operate (PTO) and continues to comply with the requirements of the permit;

c. the permittee has provided a minimum of 30 days' notice of the intent to relocate the portable source to the permitting authority (the Northwest District Office) prior to the scheduled relocation;

d. the Ohio EPA district office or local air agency having jurisdiction over the new site has determined that the permitted emissions would not cause a nuisance and would be acceptable under OAC rule 3745-15-07; and

e. the Director has issued a "Notice of Site Approval" stating that the proposed site is acceptable and the relocation of the portable source, along with any supporting permitted emissions would not result in the installation of a major stationary source or a modification of an existing major stationary source at the new site.

The portable source can be relocated upon receipt of the Director's Notice of Site Approval.

(2) If the relocation of the portable source would result in the installation of a major source or the modification of a major source, as defined in OAC rule 3745-31-01, the permittee shall submit an application and obtain a PTIO or PTI (as applicable) for the new location prior to moving the portable source.

When a portable source is located at a stationary source or at a site with multiple portable sources, the potential emissions of the portable source may be required to be added to that of the facility in order to determine the potential to emit for Title V and PSD applicability. Relocation of any portable source that results in the creation of a major source as defined in OAC rule 3745-77-01, must also meet all applicable requirements under the Title V program contained in OAC rule 3745-77, which may include the requirement to apply for a Title V permit.

The Notice of Intent to Relocate shall be submitted to the Ohio EPA District Office responsible for issuing the permits for the portable source. Upon receipt of the notice, the permitting office shall notify the appropriate Ohio EPA District Office or local air agency having jurisdiction over the new site. Failure to submit said notification or failure to receive Ohio EPA approval prior to relocation of the portable source may result in fines and civil penalties.

(3) The storage piles are associated with the portable material handling system (emissions unit F003) permitted under Facility ID 0332012026. The emission level of 0.68 ton fugitive PM_{10} per year represents the maximum emissions which will be emitted from the storage piles associated with the portable asphalt plant.

3. F003, Material Handling

Operations, Property and/or Equipment Description:

Portable Material Handling System

a) This permit document constitutes a permit-to-install issued in accordance with ORC 3704.03(F) and a permit-to-operate issued in accordance with ORC 3704.03(G).

(1) For the purpose of a permit-to-install document, the emissions unit terms and conditions identified below are federally enforceable with the exception of those listed below which are enforceable under state law only.

a. None

(2) For the purpose of a permit-to-operate document, the emissions unit terms and conditions identified below are enforceable under state law only with the exception of those listed below which are federally enforceable.

a. None

b) Applicable Emissions Limitations and/or Control Requirements

(1) The specific operation(s), property, and/or equipment that constitute each emissions unit along with the applicable rules and/or requirements and with the applicable emissions limitations and/or control measures are identified below. Emissions from each unit shall not exceed the listed limitations, and the listed control measures shall be specified in narrative form following the table.

	Applicable Rules/Requirements	Applicable Emissions Limitations/Control Measures
a.	OAC rule 3745-31-05(A)(3), as effective 11/30/01	1.39 tons of fugitive particulate matter 10 microns or less in size (PM10)/year Opacity restrictions (see b)(2)l.) See b)(2)a. and b)(2)b.
b.	OAC rule 3745-31-05(A)(3), as effective 12/01/06	See b)(2)d.
c.	OAC rule 3745-17-07(B)	See b)(2)f.
d.	OAC rule 3745-17-08(B)	See b)(2)f.

(2) Additional Terms and Conditions

a. This permit establishes the following best available technology (BAT) requirements in accordance with OAC rule 3745-31-05(A)(3), as effective 11/30/01:

i. fugitive emission limitation of 1.39 tons of PM10/year;

ii. applying water as necessary;

iii. visible emission limitations;

iv. a production restriction of 1,000,000 tons per year; and

v. compliance with the terms and conditions of this permit.

b. The permittee has satisfied the BAT requirements pursuant to OAC paragraph 3745-31-05(A)(3), as effective 11/30/01, in this permit. On December 1, 2006, paragraph (A)(3) of OAC rule 3745-31-05 was revised to conform to Ohio Revised Code (ORC) changes effective August 3, 2006 (Senate Bill 265 Changes), such that BAT is no longer required by State regulations for NAAQS pollutants less than ten tons per year. However, that rule revision has not yet been approved by U.S. EPA as a revision to Ohio's State Implementation Plan (SIP). Therefore, until the SIP revision occurs and the U.S. EPA approves the revisions to OAC rule 3745-31-05, the requirement to satisfy BAT still exists as part of the federally-approved SIP for Ohio. Once U.S. EPA approves the December 1, 2006 version of OAC rule 3745-31-05, then the requirements of OAC rule 3745-31-05(A)(3), effective November 30, 2001, will no longer apply.

c. The following outlines the requirements contained in this permit that will no longer apply after approval of the 12/01/06 version of OAC rule 3745-31-05:

i. fugitive emission limitation of 1.39 tons of PM10 per year; and

ii. visible emission restrictions when located in non-Appendix A areas (see b)(2)a.).

d. This rule paragraph applies once U.S. EPA approves the December 1, 2006 version of OAC rule 3745-31-05 as part of the State Implementation Plan.

PTIO P0109864 for this air contaminant source takes into account the following voluntary restrictions as proposed by the permittee for the purpose of avoiding BAT requirements under OAC rule 3745-31-05(A)(3), as effective 12/01/06:

i. applying water as necessary; and

ii. a material throughput restriction of 1,000,000 tons per year.

e. The BAT requirements under OAC rule 3745-31-05(A)(3) are not applicable to the particulate emissions emitted from this emissions unit. BAT is only applicable to emissions of an air contaminant or precursor of an air contaminant for which a national ambient air quality standard (NAAQS) has been adopted under the Clean Air Act. Particulate emissions (also referred to as total suspended particulate or particulate matter) do not involve an established NAAQS.

f. This emissions unit is a portable source associated with the portable aggregate material handling system (emissions unit F003) permitted under facility ID

0332012026 and is applicable to the following requirements when located in an "Appendix A" area as identified in OAC rule 3745-17-08:

i. visible particulate emissions of fugitive dust shall not exceed 20% as a three-minute average as per OAC rule 3745-17-07(B); and

ii. the requirement to employ reasonably available control measures (applying watering as necessary) per OAC rule 3745-17-08(B).

g. The provisions of 40 CFR Part 60 Subpart OOO are not applicable to this emissions unit because it will not be located in a fixed or portable nonmetallic mineral processing plant. Should the facility relocate this equipment to a fixed or portable mineral processing plant, a modification to this PTIO will be required.

h. The processes and material handling operations that are covered by this permit and subject to the above-mentioned requirements are listed below:

Railcar unloading into hoppers
Unloading hoppers to C1, C2, or C3 conveyors
C1 conveyor to C4 conveyor
C2 conveyor to C5 conveyor
C3 conveyor to C6 conveyor
C4, C5, or C6 conveyors to C7 conveyor
C7 conveyor to C8 or C10 conveyor
C8 conveyor to C9 conveyor
C10 conveyor to C11 conveyor
C11 conveyor to C12 conveyor
C12 conveyor to C13 conveyor
C13 conveyor to C14 conveyor or storage pile
C14 conveyor to C15 conveyor

i. The permittee shall employ the voluntary restrictions listed outlined in b)(2)a. for the above-identified processes and material handling operations for the purpose of ensuring compliance with the above-mentioned applicable requirements. Nothing in this paragraph shall prohibit the permittee from employing other control measures to ensure compliance.

j. For each processing and material handling operation that is not adequately enclosed, the above-identified voluntary restrictions shall be implemented if the permittee determines, as a result of the inspection required pursuant to the monitoring section of this permit, that the control measures are necessary to ensure compliance with the above-mentioned applicable requirements. Any required implementation of the control measures shall continue during the operation of the material processing/handling operations until further observation confirms that use of the control measures is unnecessary.

k. 40 CFR Part 60 Subpart OOO is not applicable to this emissions unit because it will not be located in a fixed or portable nonmetallic mineral processing plant, as per 40 CFR 60.670(a)(1). If this emissions unit relocates to a fixed or portable

nonmetallic mineral processing plant, a PTIO modification will be required prior to the relocation.

I. Visible PE from the crusher and material handling operations shall not exceed the following opacity restrictions:

Emissions Point	Equipment Type	Opacity Limit	Regulatory Basis
Railcar Unloading into Hoppers	Transfer Point	7% as a six-minute average	OAC rule 3745-31-05(A)(3), as effective 11/30/01
Unloading Hoppers to C1, C2, or C3 Conveyors	Transfer Point	7% as a six-minute average	OAC rule 3745-31-05(A)(3), as effective 11/30/01
C1 Conveyor to C4 Conveyor	Transfer Point	7% as a six-minute average	OAC rule 3745-31-05(A)(3), as effective 11/30/01
C2 Conveyor to C5 Conveyor	Transfer Point	7% as a six-minute average	OAC rule 3745-31-05(A)(3), as effective 11/30/01
C3 Conveyor to C6 Conveyor	Transfer Point	7% as a six-minute average	OAC rule 3745-31-05(A)(3), as effective 11/30/01
C4, C5, or C6 Conveyors to C7 Conveyor	Transfer Point	7% as a six-minute average	OAC rule 3745-31-05(A)(3), as effective 11/30/01
C7 Conveyor to C8 or C10 Conveyor	Transfer Point	7% as a six-minute average	OAC rule 3745-31-05(A)(3), as effective 11/30/01
C8 Conveyor to C9 Conveyor	Transfer Point	7% as a six-minute average	OAC rule 3745-31-05(A)(3), as effective 11/30/01
C10 Conveyor to C11 Conveyor	Transfer Point	7% as a six-minute average	OAC rule 3745-31-05(A)(3), as effective 11/30/01
C11 Conveyor to C12 Conveyor	Transfer Point	7% as a six-minute average	OAC rule 3745-31-05(A)(3), as effective 11/30/01
C12 Conveyor to C13 Conveyor	Transfer Point	7% as a six-minute average	OAC rule 3745-31-05(A)(3), as effective 11/30/01
C13 Conveyor to C14 Conveyor or Storage Pile	Transfer Point	7% as a six-minute average	OAC rule 3745-31-05(A)(3), as effective 11/30/01
C14 Conveyor to C15 Conveyor	Transfer Point	7% as a six-minute average	OAC rule 3745-31-05(A)(3), as effective 11/30/01

c) Operational Restrictions

(1) The maximum annual material throughput for this emissions unit shall not exceed 1,000,000 tons.

d) Monitoring and/or Recordkeeping Requirements

(1) The permittee shall maintain monthly records of material processed through this emissions unit in (a) tons per month and (b) total tons, to date, for the calendar year.

(2) Except as otherwise provided in this section, for each material handling and processing operation that is not adequately enclosed, the permittee shall perform inspections of such material processing and handling operations in accordance with the following minimum frequencies:

Material Handling/Processing Operation	Minimum Inspection Frequency
all operations	once each day of operation

The above-mentioned inspections shall be performed during representative, normal operating conditions.

(3) The permittee shall maintain records of the following information:

a. the date and reason any required inspection was not performed;

b. the date of each inspection where it was determined by the permittee that is was necessary to implement the control measures;

c. the dates the control measures were implemented; and

d. on a calendar quarter basis, the total number of days the control measures were implemented.

The information in d)(3)d. shall be kept separately for each material handling operation identified above, and shall be updated on a calendar quarter basis within 30 days after the end of each calendar quarter.

e) Reporting Requirements

(1) The permittee shall submit an annual Permit Evaluation Report (PER) to the Ohio EPA District Office or Local Air Agency by the due date identified in the Authorization section of this permit. The permit evaluation report shall cover a reporting period of no more than twelve months for each air contaminant source identified in this permit. It is recommended that the PER is submitted electronically through the Ohio EPA's "e-Business Center: Air Services" although PERs can be submitted via U.S. postal service or can be hand delivered.

(2) The permittee shall identify in the PER forms the following information concerning inspection requirements during the 12-month reporting period for this emissions unit:

a. each day during which an inspection was not performed by the required frequency, excluding an inspection which was not performed due to an exemption for snow and/or ice cover or precipitation; and

b. each instance when a control measure that was to be implemented as a result of an inspection was not implemented.

This information shall be submitted as an attachment to the PER. If there were no days and/or instances to identify as required above, the permittee shall indicate within the "Additional Information and Corrections" section of the PER that all inspections were performed by the required frequency and control measures were properly implemented.

f) Testing Requirements

(1) Compliance with the emission limitations in b)(1) of these terms and conditions shall be determined in accordance with the following methods:

a. Emission Limitation
1.39 tons of particulate matter 10 microns or less in size (PM10)/year

Applicable Compliance Method
The annual limitation was established by summing the following fugitive PM10 rates:

Railcar Unloading: The PM10 limitation was established by multiplying the maximum load-in rate of 1,000,000 tons/year by an emission factor of 0.002 lb of PE/ton of material (AP-42 Section 13.2.4.3 [01/95]), and dividing by 2000 lbs.

Transfer Points: The PM10 limitation was established by multiplying the maximum load-out rate of 1,000,000 tons/year by 0.000046 lb of PE/ton of material (AP-42 Section 13.2.4.3 [01/95]) and 6 transfer points, then dividing by 2000 lbs.

Therefore, provided compliance is shown with the annual restriction by means of the monitoring and record keeping requirement in d)(1) and the requirements to apply control measures to prevent fugitive emissions, compliance with the annual emission limitation shall be demonstrated.

b. Emission Limitation
10% opacity as a six-minute average from transfer points

Applicable Compliance Method
If required, compliance shall be demonstrated using Test Method 9 as set forth in "Appendix on Test Methods" in 40 CFR Part 60 ("Standards of Performance for New Stationary Sources") and the procedures outlined in 60.675(c)(1).

g) Miscellaneous Requirements

(1) The permittee may relocate the portable source within the State of Ohio without first obtaining a permit to install and operate (PTIO) or a permit to install (PTI), providing the

appropriate exemption requirements have been met and following approval of the Director (the Northwest District Office). The Director may issue a "Notice of Site Approval" if the following criteria are met, pursuant to the permanent exemption for portable sources in OAC rule 3745-31-03(A)(1):

a. the portable source is operated in compliance with any applicable best available technology (BAT) determination issued in a permit and all applicable state and/or federal rules and laws;

b. the portable source is operating pursuant to a currently effective PTIO or PTI and/or permit to operate (PTO) and continues to comply with the requirements of the permit;

c. the permittee has provided a minimum of 30 days' notice of the intent to relocate the portable source to the permitting authority (the Northwest District Office) prior to the scheduled relocation;

d. the Ohio EPA district office or local air agency having jurisdiction over the new site has determined that the permitted emissions would not cause a nuisance and would be acceptable under OAC rule 3745-15-07; and

e. the Director has issued a "Notice of Site Approval" stating that the proposed site is acceptable and the relocation of the portable source, along with any supporting permitted emissions would not result in the installation of a major stationary source or a modification of an existing major stationary source at the new site.

The portable source can be relocated upon receipt of the Director's Notice of Site Approval.

(2) If the relocation of the portable source would result in the installation of a major source or the modification of a major source, as defined in OAC rule 3745-31-01, the permittee shall submit an application and obtain a PTIO or PTI (as applicable) for the new location prior to moving the portable source.

When a portable source is located at a stationary source or at a site with multiple portable sources, the potential emissions of the portable source may be required to be added to that of the facility in order to determine the potential to emit for Title V and PSD applicability. Relocation of any portable source that results in the creation of a major source as defined in OAC rule 3745-77-01, must also meet all applicable requirements under the Title V program contained in OAC rule 3745-77, which may include the requirement to apply for a Title V permit.

The Notice of Intent to Relocate shall be submitted to the Ohio EPA District Office responsible for issuing the permits for the portable source. Upon receipt of the notice, the permitting office shall notify the appropriate Ohio EPA District Office or local air agency having jurisdiction over the new site. Failure to submit said notification or failure to receive Ohio EPA approval prior to relocation of the portable source may result in fines and civil penalties.

The portable material handling system has an established allowable limitation of 1.39 tons of fugitive PM10 which represents the maximum emissions emitted from the material handling system operations.