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

4/26/2013

Certified Mail

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

PAUL SCALA
KENMORE ASPHALT PRODUCTS, INC.
700 HOME AVE
AKRON, OH 44310-4104

RE: DRAFT AIR POLLUTION PERMIT-TO-INSTALL AND OPERATE

Facility ID: 1677011122
Permit Number: P0113396
Permit Type: Initial Installation
County: Summit

Dear Permit Holder:

A draft of the Ohio Administrative Code (OAC) Chapter 3745-31 Air Pollution Permit-to-Install and Operate (PTIO)for the referenced facility has been issued for the emissions unit(s) listed in the Authorization section of the enclosed draft permit. This draft action is not an authorization to begin construction or modification of your emissions unit(s). The purpose of this draft is to solicit public comments on the permit. A public notice will appear in the Ohio Environmental Protection Agency (EPA) Weekly Review and the local newspaper, Akron Beacon Journal. A copy of the public notice and the draft permit are enclosed. This permit can be accessed electronically 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. Comments will be accepted as a marked-up copy of the draft permit or in narrative format. Any comments must be sent to the following:

Andrew Hall
Permit Review/Development Section
Ohio EPA, DAPC
122 South Front Street
Columbus, Ohio 43215

and

Akron Regional Air Quality Management District
146 South High Street, Room 904
Akron, OH 44308

Comments and/or a request for a public hearing will be accepted within 30 days of the date the notice is published in the newspaper. You will be notified if a public hearing is scheduled. A decision on issuing a final permit-to-install will be made after consideration of comments received and oral testimony if a public hearing is conducted. Any permit fee that will be due upon issuance of a final Permit-to-Install is indicated in the Authorization section. Please do not submit any payment now. If you have any questions, please contact Akron Regional Air Quality Management District at (330)375-2480.

Sincerely,

Michael W. Ahern

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

Cc: U.S. EPA Region 5 *Via E-Mail Notification*
ARAQMD; Pennsylvania; West Virginia; Canada

PUBLIC NOTICE
4/26/2013 Issuance of Draft Air Pollution Permit-To-Install and Operate

KENMORE ASPHALT PRODUCTS, INC.
700 HOME AVE,
Akron, OH 44310-4104
Summit County
FACILITY DESC.: Asphalt Paving Mixture and Block Manufacturing
PERMIT #: P0113396
PERMIT TYPE: Initial Installation
PERMIT DESC: FEPTIO for installation of a 400 tons per hour, portable, counter-flow drum, hot mix asphalt (HMA) plant and associated paved and unpaved roads and storage piles.

The Director of the Ohio Environmental Protection Agency issued the draft permit above. The permit and complete instructions for requesting information or submitting comments may be obtained at: http://epa.ohio.gov/dapc/permitsonline.aspx by entering the permit # or: Duane LaClair, Akron Regional Air Quality Management District, 146 South High Street, Room 904, Akron, OH 44308. Ph: (330)375-2480

Permit Strategy Write-Up

1. Check all that apply:

   _X_ Synthetic Minor Determination

   Netting Determination

2. Source Description:

   Kenmore Asphalt Products, Inc., 700 Home Avenue, Akron, Summit County, Ohio 44310, submitted an application for a federally enforceable permit-to-install and operate (FEPTIO) for a hot mix asphalt (HMA) plant, emissions unit P902.

3. Facility Emissions and Attainment Status:

   This facility has requested a synthetic minor permit because the unrestricted potential to emit, at 8760 hours per year, for this emissions unit would make this facility a major source, subject to Title V permitting.Federally enforceable restrictions will lower the potential to emit below all applicable Title V emission thresholds, thus avoiding requirements of the Title V program. This portable HMA plant will be permitted out of the company's 700 Home Avenue, Akron home office, but it's initial site location is yet to be determined. Summit County is attainment for particulate matter 10 micrometers in size (PM-10), sulfur dioxide, carbon monoxide, lead, ozone and oxides of nitrogen. Summit County is in non-attainment for PM-2.5.

4. Source Emissions:

   Kenmore Asphalt Products, Inc. has requested federally enforceable restrictions on the annual production to 500,000 tons. With the proposed production limitation, the annual NOx, CO, SO2, PM-10 and VOC emissions will be limited to 15.5tpy, 38.1tpy, 24.0 tpy, 9.0 tpy, and 29.1 tpy, respectively, per rolling, 12-month period.

5. Conclusion:

   This facility will have federally enforceable limitations that will keep permit allowable emissions below the threshold levels for Title V program requirements.

6. Please provide additional notes or comments as necessary:

   None

7. Total Permit Allowable Emissions Summary (for informational purposes only):

Pollutant	Tons Per Year
PM-10	9.0
NOx	15.5
CO	38.1
SO2	24.0
VOC	29.1

DRAFT

Division of Air Pollution Control
Permit-to-Install and Operate
for
KENMORE ASPHALT PRODUCTS, INC.

Facility ID:	1677011122
Permit Number:	P0113396
Permit Type:	Initial Installation
Issued:	4/26/2013
Effective:	To be entered upon final issuance
Expiration:	To be entered upon final issuance

Division of Air Pollution Control
Permit-to-Install and Operate
for
KENMORE ASPHALT PRODUCTS, INC.

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Authorization

Facility ID:	1677011122
Application Number(s):	A0047124
Permit Number:	P0113396
Permit Description:	FEPTIO for installation of a 400 tons per hour, portable, counter-flow drum, hot mix asphalt (HMA) plant and associated paved and unpaved roads and storage piles.
Permit Type:	Initial Installation
Permit Fee:	$1,850.00*DO NOT send payment at this time, subject to change before final issuance*
Issue Date:	4/26/2013
Effective Date:	To be entered upon final issuance
Expiration Date:	To be entered upon final issuance
Permit Evaluation Report (PER) Annual Date:	To be entered upon final issuance

This document constitutes issuance to:

KENMORE ASPHALT PRODUCTS, INC.
700 HOME AVE
Akron, OH 44310-4104

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:

Akron Regional Air Quality Management District
146 South High Street, Room 904
Akron, OH 44308
(330)375-2480

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: P0113396
Permit Description: FEPTIO for installation of a 400 tons per hour, portable, counter-flow drum, hot mix asphalt (HMA) plant and associated paved and unpaved roads and storage piles.

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

Emissions Unit ID:	**F003**
Company Equipment ID:	Paved Roadways
Superseded Permit Number:	
General Permit Category and Type:	Not Applicable
Emissions Unit ID:	**F004**
Company Equipment ID:	Unpaved Roadways
Superseded Permit Number:	
General Permit Category and Type:	Not Applicable
Emissions Unit ID:	**F005**
Company Equipment ID:	Storage Piles
Superseded Permit Number:	
General Permit Category and Type:	Not Applicable
Emissions Unit ID:	**P902**
Company Equipment ID:	Hot Mix Asphalt Plant
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 taken by 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 Akron Regional Air Quality Management District 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. F003, Paved Roadways

Operations, Property and/or Equipment Description:

Portable paved roadways associated with portable HMA plant.

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	Emissions of particulate matter 10 microns and less in diameter (PM10) shall not exceed 2.75 TPY. See b)(2)a.
b.	OAC rule 3745-31-05(C), as effective 12/01/06	See b)(2)b.
c.	ORC 3704.03(T)	No visible particulate emissions from paved roadways and parking areas except for a period of time not to exceed one minute during any 60-minute observation period.
d.	OAC rule 3745-17-07(B)(4) (Applicable only if this emission unit is located in an area identified in Appendix A of OAC rule 3745-17-08)	The emission limitation specified by this rule is less stringent than the emission limitation established pursuant to ORC 3704.03(T).
e.	OAC rule 3745-17-08(B) (Applicable only if this emission unit is located in an area identified in	See b)(2)c. through b)(2)f.

	Applicable Rules/Requirements	Applicable Emissions Limitations/Control Measures
	Appendix A of OAC rule 3745-17-08)	

(2) Additional Terms and Conditions

a. The permittee has satisfied the Best Available Technology (BAT) requirements pursuant to Ohio Administrative Code (OAC) paragraph 3745-31-05(A)(3), as effective November 30, 2001, 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.

b. 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.

Federally Enforceable Permit to Install and Operate (FEPTIO) P0113396 for this air contaminant source takes into account the following voluntary restrictions (including the use of any applicable air pollution control equipment) as proposed by the permittee for the purpose of avoiding Best Available Technology (BAT) requirements under OAC rule 3745-31-05(A)(3):

i. Watering of paved roadways and other control measures to control PM10 emissions by 95%;

ii. Emissions of PM10 shall not exceed 2.75 TPY.

c. The permittee shall employ best available control measures on all paved roadways and parking areas for the purpose of ensuring compliance with the above-mentioned applicable requirements. In accordance with the permittee's application, the permittee has committed to treat the paved roadways and parking areas by application of chemical stabilization/dust suppressants and/or watering at sufficient treatment frequencies to ensure compliance. Nothing in this paragraph shall prohibit the permittee from employing other control measures to ensure compliance.

d. 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 paved roadways and parking areas that are 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. Implementation of any control

measure may be suspended if unsafe or hazardous driving conditions would be created by its use.

e. 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.

f. 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.

g. 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 each of the roadway segments and parking areas in accordance with the following frequencies:

paved roadways and parking areas	minimum inspection frequency
all roads and parking areas	daily

(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; and

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. The PER must be completed electronically and submitted via the Ohio EPA eBusiness Center: Air Services 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.

(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.

The above information shall be provided as an attachment to the PER. If there were no day(s) and/or instances(s) 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 measure(s) were properly implemented.

f) Testing Requirements

(1) Compliance with the Emissions 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 and Voluntary Restriction:

Particulate emissions 10 microns and less in diameter (PM10) shall not exceed 2.75 TPY.

Applicable Compliance Method:

Compliance with the fugitive PM10 limitation and voluntary restriction shall be determined by using the Emission Factor (EF) equations in Section 13.2.1, in Compilation of Air Pollutant Emission Factors, AP-42, Fifth Edition, Volume 1 (revised 12/03) for paved roadways. Should further updates in AP-42 occur, the most current equations for paved roads shall be used.

The applicable emission limitation/voluntary restriction was established based on information provided by the permittee in application A0047124 for FEPTIO P0113396 including a maximum of 70,000 vehicle miles traveled (VMT) per year, and a 95% control efficiency (CE) for PM10:

EF (pound PM10/VMT) = $k(sL)^{0.91}(W)^{1.02}(1-P/4N)$

Where: k = particle size multilplier for particle size range and units of interest, pound/VMT

sL = road surface silt loading, g/m^2

W = average weight of the vehicles traveling the road, tons

P = number of "wet" days with at least 0.254 mm (0.01 in) of precipitation during theaveraging period

N = number of days in the averaging period

EF = $0.0022(52.55)^{0.91}(20.35)^{1.02}[1-(150/4(365))]$ = 1.57 pounds PM10/VMT

70,000 VMT/year x 1.57 pounds PM10/VMT x (1 – 0.95 CE) 1 Ton/2000 pounds = 2.75 TPY PM10.

b. Emission Limitation:

No visible particulate emissions from paved roadways and parking areas 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 the approval of the Director (the appropriate Ohio EPA District Office or local air agency). The Director may issue a “Notice of Site Approval” if the following criteria is 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 Ohio EPA District Office or local air agency that has issued the effective current permit) 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 (e.g. roadways or storage piles), 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" for the site.

(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 or local air agency 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.

2. F004, Unpaved Roadways

Operations, Property and/or Equipment Description:

Portable unpaved roadways associated with portable HMA plant.

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	Emissions of particulate matter 10 microns and less in diameter (PM10) shall not exceed 3.11 TPY. See b)(2)a.
b.	OAC rule 3745-31-05(C), as effective 12/01/06	See b)(2)b.
c.	ORC 3704.03(T)	No visible particulate emissions from unpaved roadways and parking areas except for a period of time not to exceed three minutes during any 60-minute observation period.
d.	OAC rule 3745-17-07(B)(4) (Applicable only if this emission unit is located in an area identified in Appendix A of OAC rule 3745-17-08)	The emission limitation specified by this rule is less stringent than the emission limitation established pursuant to ORC 3704.03(T)).
e.	OAC rule 3745-17-08(B) (Applicable only if this emission unit is located in an area identified in	See b)(2)c. through b)(2)g.

	Applicable Rules/Requirements	Applicable Emissions Limitations/Control Measures
	Appendix A of OAC rule 3745-17-08)	

(2) Additional Terms and Conditions

a. The permittee has satisfied the Best Available Technology (BAT) requirements pursuant to Ohio Administrative Code (OAC) paragraph 3745-31-05(A)(3), as effective November 30, 2001, 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.

b. 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.

Federally Enforceable Permit to Install and Operate (FEPTIO) P0113396 for this air contaminant source takes into account the following voluntary restrictions (including the use of any applicable air pollution control equipment) as proposed by the permittee for the purpose of avoiding Best Available Technology (BAT) requirements under OAC rule 3745-31-05(A)(3):

i. Watering of unpaved roadways and other control measures to control PM10 emissions by 95%;

ii. Emissions of PM10 shall not exceed 3.11 TPY.

c. The permittee shall employ best 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 permittee's application, the permittee has committed to treat the unpaved roadways and parking areas by application of chemical stabilization/dust suppressants and/or watering at sufficient treatment frequencies to ensure compliance. Nothing in this paragraph shall prohibit the permittee from employing other control measures to ensure compliance.

d. 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 unpaved roadways and parking areas that are 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. Implementation of any control

measure may be suspended if unsafe or hazardous driving conditions would be created by its use.

e. 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.

f. Any unpaved roadway or parking area that is subsequently paved, may require an Administrative Modification of the FEPTIO issued for the paved roadways and parking areas.

g. 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.

h. 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 each of the roadway segments and parking areas in accordance with the following frequencies:

unpaved roadways and parking areas	minimum inspection frequency
all roads and parking areas	daily

(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; and

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 Term 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. The PER must be completed electronically and submitted via the Ohio EPA eBusiness Center: Air Services 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.

(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.

The above information shall be provided as an attachment to the PER. If there were no day(s) and/or instances(s) 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 measure(s) were properly implemented.

f) Testing Requirements

(1) Compliance with the Emissions 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 and Voluntary Restriction:

Particulate emissions 10 microns and less in diameter (PM10) shall not exceed 3.11 tons per year (TPY).

Applicable Compliance Method:

Compliance with the fugitive PM10 limitationand voluntary restriction shall be determined by using the Emission Factor (EF) equations in Section 13.2.2, in Compilation of Air Pollutant Emission Factors, AP-42, Fifth Edition, Volume 1 (revised 12/03) for unpaved roadways. Should further updates in AP-42 occur, the most current equations for unpaved roads shall be used.

The applicable emission limitation/voluntary restriction was established based on information provided by the permittee in application A0047124 for FEPTIO P0113396 including a maximum of 70,000 vehicle miles traveled (VMT) per year, and a 95% control efficiency (CE) for PM10:

EF (pound PM10/VMT) = $k(s/12)^a(W/3)^b[(365-P)/365]$

Where: k, a, and b are empirical constants for particle size range and units of interest; for k, pound/VMT

s = surface material silt content, %

W = mean vehicle weight, tons

P = number of days in a year with at least 0.254 mm (0.01 in) of precipitation

EF = $1.5(10/12)^{0.9}(20.35/3)^{0.45}[(365-150)/365]$ = 1.78 pounds PM10/VMT

70,000 VMT/year x 1.78 pounds PM10/VMT x (1 – 0.95 CE) 1 Ton/2000 pounds = 3.11 TPY PM10

b. Emission Limitation:

No visible particulate emissions from unpaved roadways and parking areas except for a period of time not to exceed three 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 the approval of the Director (the appropriate Ohio EPA District Office or local air agency). The Director may issue a “Notice of Site Approval” if the following criteria is 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 Ohio EPA District Office or local air agency that has issued the effective current permit) 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 (e.g. roadways or storage piles), 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”for the site.

(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 or local air agency 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. F005, Storage Piles

Operations, Property and/or Equipment Description:

Portable storage piles associated with portable HMA plant.

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	Emissions of particulate matter 10 microns and less in diameter (PM10) shall not exceed 0.13 ton per year (TPY). Particulate emissions (PE) shall not exceed 0.27 TPY. 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 PEfrom wind erosion, except for a period of time not to exceed one minute during any 60-minute observation period. See b)(2)a., b)(2)c. through b)(2)g.
b.	OAC rule 3745-31-05(A)(3)(b),	See b)(2)b.

	Applicable Rules/Requirements	Applicable Emissions Limitations/Control Measures
	as effective 12/01/06	
c.	OAC rule 3745-17-07(B) (Applicable only if this emission unit is located in an area identified in Appendix A of OAC rule 3745-17-08)	The emission limitation specified by this rule is less stringent than the emission limitation established pursuant to OAC rule 3745-31-05(A)(3).
d.	OAC rule 3745-17-08(B) (Applicable only if this emission unit is located in an area identified in Appendix A of OAC rule 3745-17-08)	See b)(2)c. through b)(2)g.

(2) Additional Terms and Conditions

a. The permittee has satisfied the Best Available Technology (BAT) requirements pursuant to Ohio Administrative Code (OAC) paragraph 3745-31-05(A)(3), as effective November 30, 2001, 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.

b. 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.

The "Best Available Technology (BAT)" requirements under OAC rule 3745-31-05(A)(3) are not applicable to the particulate emissions (PE) emitted from this emissions unit (PE is emitted in the form of filterable PM10 emissions). 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) is an air contaminant without an established NAAQS.

The Best Available Technology (BAT) requirements under OAC rule 3745-31-05(A)(3) do not apply to the PM10 from this air contaminant source since the uncontrolled potential to emit for PM10 is less than 10 TPY.

c. 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 permittee's application, the permittee has committed to maintain minimal

drop heights for stackers and front-loaders, and chemical stabilization/dust suppressants and/or watering/sprinkling systems at sufficient treatment frequencies to ensure compliance.

d. 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.

e. The above-mentioned control measure(s) 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 measure(s) are necessary to ensure compliance with the above-mentioned applicable requirements. Any required implementation of the control measure(s) shall continue during any such operation until further observation confirms that use of the measure(s) is unnecessary.

f. 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 perform one or more of the following: (chemical stabilization, watering/sprinkling systems/hoses, covering the storage piles) to ensure compliance. Nothing in this paragraph shall prohibit the permittee from employing other control measures to ensure compliance.

g. The above-mentioned control measure(s) shall be employed for wind erosion from each pile if the permittee determines, as a result of the inspection conducted pursuant to the monitoring section of this permit, that the control measure(s) are necessary to ensure compliance with the above-mentioned applicable requirements. Implementation of the control measure(s) 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.

h. Implementation of the above-mentioned control measures in accordance with the terms and conditions of this permit is appropriate and sufficient to satisfy the requirements of OAC rule 3745-31-05(A)(3).

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	daily

(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	daily

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

storage pile identification	minimum wind erosion inspection frequency
all	daily

(4) 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 event(s) has (have) ended, except if the next required inspection is within one week.

(5) The purpose of the inspections is to determine the need for implementing the control measures specified in this permit for load-in and load-out of a storage pile, and wind erosion from the surface of a storage pile. The inspections shall be performed during representative, normal storage pile operating conditions.

(6) 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; and

d. on a calendar quarter basis, the total number of days the control measures were implemented and, for wind erosion from pile surfaces, the total number of days where snow and/or ice cover or precipitation were sufficient to not require the control measure(s).

The information required in d)(6)d. shall be kept separately for (i) the load-in operations, (ii) the load-out operations, and (iii) the pile surfaces (wind erosion), 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. The PER must be completed electronically and submitted via the Ohio EPA eBusiness Center: Air Services 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.

(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)(6) 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.

The above information shall be provided as an attachment to the PER. If there were no day(s) and/or instances(s) 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 measure(s) were properly implemented.

f) Testing Requirements

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

a. <u>Emission Limitations</u>:

Emissions of particulate matter 10 microns and less in diameter (PM10) shall not exceed 0.13 tons per year (TPY).

Particulate emissions (PE) shall not exceed 0.27 TPY.

<u>Applicable Compliance Method</u>:

Compliance with fugitive PE limitations shall be determined by using the Emission Factor (EF) equations in Section 13.2.4, in Compilation of Air Pollutant Emission Factors, AP-42, Fifth Edition, Volume 1 (revised 11/06), Aggregate Handling and Storage Piles, for load-in/load-out operations, and USEPA Reference Document, "Fugitive Dust Background Document and Technical Information Document for Best Available Control Measures", September 1992, for wind erosion.

The applicable emission limitations were established based on information provided by the permittee in application A0045754 for FEPTIO P0111435 including a maximum production of 1,000,000 tons per year, a maximum storage surface area equal to 2.01 acres, and a 95 % overall control efficiency (CE) for

PE and PM10. For emissions from wind erosion, the fraction of PE which is PM10 is 0.5:

EF (pound/ton), from load-in/load-out = $k(0.0032)[(U/5)^{1.3}/(M/2)^{1.4}]$

Where: k = particle size multiplier, dimensionless

U = mean wind speed, mph

M = material moisture content, %

EF = $0.35(0.0032)[(10.7/5)^{1.3}/(3/2)^{1.4}]$ = 0.00171 pound of PM10/ton

EF (pound/day/acre) = 1.7(s/1.5)[(365-p)/235](f/15)

Where: s = silt content of material, %

P = number of days in a year with at least 0.254 mm (0.01 in) of precipitation

f = amount of time that the unobstructed wind speed exceeds 12 mph at the mean pile height, %

EF = 1.7(10/1.5)[(365-150)/235](14/15) = 9.68 pounds of PE/day/acre

1,000,000 tons of material, load-in/load-out/year x 0.00171 pound of PM10/ton material x (1 – 0.95 CE) x 1 Ton/2000 pounds = 0.04 TPY of PM10, from load-in/load-out

1,000,000 tons of material, load-in/load-out/year x 0.00361 pound of PE/ton material x (1 – 0.95 CE) x 1 Ton/2000 pounds = 0.09 TPY of PE, from load-in/load-out

4.839 pounds of PM10/day/acre x 2.01 acres = 9.726 pounds of PM10/day

9.726 pounds of PM10/day x 365 days/year x (1 – 0.95 CE) x 1 Ton/2000 pounds = 0.09 TPY of PM10, from wind erosion

9.678 pounds of PE/day/acre x 2.01 acres = 19.453 pounds of PE/day

19.453 pounds of PE/day x 365 days/year x (1 – 0.95 CE) x 1 Ton/2000 pounds = 0.18 TPY of PE, from wind erosion

0.04 TPY of PM10 + 0.09 TPY of PM10 = 0.13 TPY of PM10

0.09 TPY of PE + 0.18 TPY of PE = 0.27 TPY of PE.

The uncontrolled potential to emit for PM10 and PE is less than 10 TPY, each:

0.13 TPY of PM10/(1 – 0.95 CE) = 2.60 TPY of PM10.

0.27 TPY of PE / (1 – 0.95 CE) = 5.40 TPY of PE.

b. Emission Limitation:

No visible PE from load-in or load-out, 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 Method 22 of 40 CFR, Part 60, Appendix A.

c. Emission Limitation:

No visible PE from wind erosion, 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 Method 22 of 40 CFR, Part 60, Appendix A.

d. Emission Limitation:

No visible PE, except for a period of time not to exceed thirteen 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 Method 22 of 40 CFR, Part 60, Appendix A.

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 the approval of the Director (the appropriate Ohio EPA District Office or local air agency). The Director may issue a ""Notice of Site Approval" if the following criteria is 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 Ohio EPA District Office or local air agency that has issued the effective current permit) 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 (e.g. roadways or storage piles), 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" for the site.

(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 or local air agency 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.

4. P902, Hot Mix Asphalt Plant

Operations, Property and/or Equipment Description:

Drum mix counter-flow hot mix asphalt (HMA) plant. Continuous hot mixdesign with a maximum production capacity of 400 tons per hour. The aggregate dryer has a rated heat input capacity of 125 million Btu per hour, and is capable of burning natural gas, on-spec used oil and Nos. 2, 4 and 6 fuel oils. The aggregate mix includes limestone, sand and gravel. Other materials, including recycled asphalt pavement (RAP), latex, shredded tires and shingles, are added to the raw ingredient mix. No slag will be used in the aggregate mix. Particulate emissions controlled by a baghouse.

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. g)(1).

(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. b)(1)a., b)(1)d. through b)(1)f., b)(2)c. through b)(2)h., b)(2)k., c)(1), c)(2), c)(4) through (6), d)(1) through (3), d)(5) through d)(7), e)(2), e)(3), e)(5) through (7), and f)(1), f)(2) and f)(4).

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.	ORC 3704.03(T) Best Available Technology	<u>Stack Emissions</u> Nitrogen Oxides (NO_x) emissions while burning natural gas shall not exceed 0.029 pound per ton of asphalt produced. NO_x emissions while burning propane, on-spec used oil or number 2 fuel oil shall not exceed 0.053 pound per ton of asphalt produced.

	Applicable Rules/Requirements	Applicable Emissions Limitations/Control Measures
		NO_x emissions while burning number 4 or number 6 fuel oil shall not exceed 0.062 pound per ton of asphalt produced. Sulfur dioxide (SO_2) emissions while burning natural gas or propane shall not exceed 0.011 pound per ton of asphalt produced. SO_2 emissions while burning on-spec used oil or number 2 fuel oil shall not exceed 0.066 pound per ton of asphalt produced. SO_2 emissions while burning number 4 fuel oil shall not exceed 0.11 pound per ton of asphalt produced. SO_2 emissions while burning number 6 fuel oil shall not exceed 0.17 pound per ton of asphalt produced. Carbon monoxide (CO) emissions while burning any approved fuel shall not exceed 0.15 pound per ton of asphalt produced. Volatile organic compound (VOC) emissions while burning any approved fuel shall not exceed 0.10 pound per ton of asphalt produced. The requirements of this rule also include compliance with the requirements of 40 CFR Part 60, Subpart Ifor PE. (Per the application, the hourly stack particulate emissions (PE) and PM_{10} mass emissions rates are equivalent.) <u>Fugitive Emissions</u> Visible PE from fugitive dust shall not exceed 10% opacity, as a 3-minute average. The permittee shall employ control

	Applicable Rules/Requirements	Applicable Emissions Limitations/Control Measures
		measures that are sufficient to minimize or eliminate visible emissions of fugitive dust. The drop height of the front end loader bucket shall be minimized to the extent possible in order to minimize or eliminate visible emissions of fugitive dust from the aggregate storage bins. The aggregate loaded into the cold aggregate bins shall have a moisture content sufficient to minimize or eliminate visible emissions of fugitive dust from conveyors and all transfer points to the dryer. There shall be no visible emissions of fugitive dust from the enclosures for the rotary drum. See b)(2)a. through (2)h.
b.	OAC rule 3745-31-05(A)(3), as effective 11/30/01 Best Available Technology	Particulate matter equal to or less than 10 microns in aerodynamic diameter (PM_{10}) emissions while burning any approved fuel shall not exceed 0.036 pound per ton of asphalt produced. The requirements of this rule also include compliance with the requirements of OAC rule 3745-31-05(D) for PM_{10}. See b)(2)h.
c.	OAC rule 3745-31-05(A)(3)(a)(ii), as effective 12/01/06	See b)(2)i.
d.	OAC rule 3745-31-05(D) [Synthetic minor to avoid Title V, major New Source Review and State modeling requirements for PM_{10} and SO_2 emissions]	NO_x emissions shall not exceed 15.5 tons per rolling, 12-month period. SO_2 emissions shall not exceed 24.0 tons per rolling, 12-month period. CO emissions shall not exceed 38.1 tons per rolling, 12-month period. VOC emissions shall not exceed 29.1 tons per rolling, 12-month period.

	Applicable Rules/Requirements	Applicable Emissions Limitations/Control Measures
		PM_{10} emissions shall not exceed 9.0 tons per rolling, 12-month period. PE shall not exceed 20.0 tons per rolling, 12-month period.
e.	OAC rule 3745-15-07(B)	See b)(2)j., c)(3), d)(3), e)(5) and f)(4).
f.	40 CFR Part 60, Subpart I	Per § 60.92(a)*Standard for particulate matter*, on and after the date on which the performance test required to be conducted by § 60.8 is completed, no owner or operator subject to the provisions of this subpart shall discharge or cause the discharge into the atmosphere from any affected facility any gases which: i. Contain particulate matter (PM) in excess of 90 mg/dscm(0.04 gr/dscf). ii. Exhibit 20 percent opacity, or greater.
g.	OAC rule 3745-17-07(A)(1) OAC rule 3745-17-11(B)(1) OAC rule 3745-17-07(B) OAC rule 3745-17-08 OAC rule 3745-18-06(E)	The emission limitations specified by these rules are less stringent than the emission limitations established pursuant to ORC 3704.03(T) or 40 CFR Part 60, Subpart I.

(2) Additional Terms and Conditions

a. The stack NO_X,CO, VOC, SO_2 and PM_{10} emission limits established pursuant to ORC 3704.03(T) and the PM/PE limit from 40 CFR Part 60, Subpart I are equal to or greater than the potential to emit for this emissions unit. Therefore, no monitoring, record keeping, or reporting requirements are necessary to ensure ongoing compliance with these emissions limits.

b. The permittee shall apply for and, if required, obtain a modification to this permit or obtain a new final federally enforceable permit-to-install and operate (FEPTIO) prior to making any change to equipment, change in fuels burned, change in the method of operation, or any other change to this emissions unit that results in an increase in the allowable emissions or results in an increase in emissions of greater than the de minimis levels in OAC rule 3745-15-05 for any type of air contaminant not previously emitted.

c. The permittee shall properly install (or have properly installed), adjust, operate, and maintain a baghouse to serve this emissions unit, including enclosures, ductwork, fans, and any other equipment necessary to capture, contain, and vent particulate emissions to the baghouse serving this emissions unit, in accordance

with the manufacturer's recommendations, instructions, and operating manuals,and to the extent possible with good engineering design.

d. The process emissions from this emissions unit shall be vented to abaghouse at all times the emissions unit is in operation.

e. All number 2 and on-spec used oil burned in this emission unit shall have a sulfur content equal to or less than 0.5 percent, by weight.

f. All number 4 fuel oil burned in this emissions unit shall have a sulfur content equal to or less than 0.8 percent, by weight.

g. All number 6 fuel oil burned in this emissions unit shall have a sulfur content equal to or less than 1.0 percent, by weight.

h. The permittee has satisfied the Best Available Technology (BAT) emission limitation/control measure requirements pursuant to Ohio Administrative Code (OAC) paragraph 3745-31-05(A)(3), as effective November 30, 2001, 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 employment of BAT is not required if the air contaminant source was installed or modified on or after August 3, 2006 and has the potential to emit, taking into account air pollution controls installed on the source, less than ten tons per year of 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. 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 employ 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, employment of BAT is no longer a requirement based upon the above-mentioned conditions.

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

BAT requirements under OAC rule 3745-31-05(A)(3), as effective December 1, 2006, do not apply to the PM_{10} emissions from this air contaminant source since the controlled potential to emit (PTE) is less than 10 tons per year taking into consideration federally enforceable requirements established pursuant to OAC rule 3745-31-05(D).

The BAT requirements pursuant to OAC rule 3745-31-05(A)(3)(a) are not applicable to the PE from this emissions unit. Employment of BAT is only applicable to emissions of an air contaminant or precursor of an air contaminant for which a NAAQS has been adopted under the Clean Air Act. PE (also referred to as filterable particulate matter) is an air contaminant without an established NAAQS.

j. Each shipment of oil burned in this emissions unit shall be on-specification (on-spec) oil and shall meet the used oil specifications contained in OAC rule 3745-279-11. The permittee shall determine that the used fuel oilmeets these specifications by performing analyses or obtaining copies of analyses or other information from the supplier documenting that the used fuel oil does not exceed (except for flash point which shall not fall below) the following limitations:

Contaminant/Property	Allowable Specifications
Arsenic	5 ppm, maximum
Cadmium	2 ppm, maximum
Chromium	10 ppm, maximum
Total halogens	less than 1,000 ppm; or less than 4,000 ppm if the presumption that the used oil contains hazardous waste is rebutted, as described below
Lead	100 ppm, maximum
Flash point	100°F, minimum

The used oil burned in this emissions unit shall contain less than the quantifiable levels of PCBs as defined in 40 CFR 761.3; and shallalso not exceed the following mercury limitation nor fall below the following heating value:

Heat content	135,000 Btu/gallon, minimum
PCB's	Less than 2 ppm
Mercury	1 ppm, maximum

Used oil containing 1,000 ppm or greater total halogens is presumed to be a hazardous waste under the rebuttable presumption provided under paragraph (B)(1) of rule 3745-279-10 of the Administrative Code. The permittee may receive and burn used oil equaling or exceeding 1,000 ppm total halogens, but less than 4,000 ppm, only if the permittee has successfully demonstrated, pursuant to OAC rule 3745-279-63,that the used oil does not contain a listed hazardous waste, by either acquiring and maintaining source process information which demonstrates that the used oil was contaminated by halogenated constituents that would not be listed hazardous waste or by demonstrating that the used oil does not contain significant concentrations of halogens by acquiring and maintaining representative analytical data. Acceptable analytical test

protocols that can be used to analyze used oil for halogenated hazardous constituents include SW-846 Test Methods 9075, 9076, and 9077.*

If analytical results demonstrate that used oil containing 1,000 ppm or more total halogens, but less than 4,000 total halogens, does not contain greater than 100 ppm of any individual halogenated hazardous constituent found in the F001 and F002 listings in OAC rule 3745-51-31 and there is no information suggesting that any other halogenated hazardous constituent (e.g., chlorinated pesticides) has come in contact with the oil, then the presumption that the oil contains hazardous waste has been successfully rebutted.** The rebuttable presumption does not apply to either metal working oils/fluids containing chlorinated paraffins, if processed through a tolling arrangement as described in OAC rule 3745-279-24(C), or used oils contaminated with chlorofluorocarbons removed from refrigeration units.

The burning of used oil not meeting the above limitations is prohibited in this emissions unit and the fuel oil analyses shall document compliance with each limitation before it is burned. The management and burning of used oil is subject to the Standards for the Management of Used Oil, OAC Chapter 3745-279, and the permittee shall document and assure that used oils burned in this emissions unit meet all of the applicable requirements of this Chapter.If the used oil analyses shows total halogens of 1,000 ppm or greater, the permittee shall obtain and maintain all the necessary records to successfully rebut the presumption that the used oil contains or has been mixed with a listed hazardous waste in accordance with this permit.

*EPA publication SW-846, 3rd (or most current) edition, is available from the Government Printing Office, P.O. Box 371954, Pittsburgh, PA 15250-7954; 202/512-1800, document number 955-001-00000-1.

**DMWM policy documented in “Used Oil Burners - New Guidance for Rebuttable Presumption”, published April 2008 or most current policy.

c) Operational Restrictions

(1) The permittee shall employ the baghouse serving this emissions unit at all times the emissions unit is in operation.

(2) In order to maintain compliance with the applicable PM/PE limitation(s) contained in this permit, the acceptable range established for the pressure drop, in inches of water, across the baghouse shall be based upon the manufacturer’s recommendations, with any modifications deemed necessary by the permittee, until such time as any required emissions testing is conducted that establishes an appropriate range or limit for the pressure drop while the emissions unit demonstratescompliance with the applicable PM/PE limitation(s).

(3) The permittee may not receive or burn any used oil which does not meet the standards in OAC rule 3745-279-11 and the specifications listed in this permit without first obtaining a permit-to-install or permit-to-install and operate that authorizes the burning of off-

specification used oil. The burning of off-specification used oil, subject to OAC rule 3745-279-60 through 67, is prohibited as a fuel in this emissions unit.

(4) The permittee has requested a federally enforceable limitation on asphalt produced in order to restrict the federally enforceable potential to emit. Annual asphalt production from emissions unit P902, using any approved fuel or combination of approved fuels, shall not exceed 500,000 tons per year, based upon a rolling, 12-month summation of the monthly production rates. To ensure enforceability during the first 12 calendar months of operation or the first 12 calendar months following the issuance of this permit, the permittee shall not exceed the production levels specified in the following table:

Month(s)	Maximum Allowable Cumulative Production (Tons)
1	125,000
1-2	250,000
1-3	375,000
1-12	500,000

After the first 12 calendar months of operation or the first 12 calendar months following the issuance of this permit, compliance with the annual production rate limitation shall be based upon a rolling, 12-month summation of the production rates.

(5) In addition to the production restrictions of c)(4) above, the amount of asphalt produced and the SO_2 emissions are restricted by the following equation:

$[(0.011)*(a) + (0.066)*(b) + (0.11)*(c) + (0.17)*(d)]/2000 \leq 24.0$ tons of SO_2 emissions per rolling, 12-month period

Where:

a = tons asphalt produced with natural gas and/or propane per rolling, 12-month period;

b = tons asphalt produced with #2 fuel oil and/or used oil per rolling, 12-month period;

c = tons asphalt produced with #4 fuel oil per rolling, 12-month period; and

d = tons asphalt produced with #6 fuel oil per rolling, 12-month period.

* Factors may be revised based upon Ohio EPA validated emissions testing and shall be revised if emissions testing results in higher emissions.

(6) The permittee shall only burn natural gas, propane, number 2 fuel oil, number 4 fuel oil, number 6 fuel oil and/or on-spec used oil in this emissions unit. In order to use a fuel on an ongoing basis, the permittee shall complete the emissions testing for that fuel per paragraph f)(1).

(7) The permittee shall operate and maintain the fuel burner in accordance with the manufacturer's recommendations to ensure efficient combustion of the fuel(s) and to ensure compliance with the applicable emission limitations for CO and NOx.

(8) The permittee may substitute reclaimed asphalt pavement (RAP) in the raw material feed mix in amounts not to exceed 50 per cent of all aggregate materials on an hourly basis.

(9) The permittee may substitute latex, shredded tires and shingles in the raw material feed mix in amounts not to exceed those amounts specified in the application. The permittee should be advised that in accordance with OAC rule 3745-15-04, the Director may require testing under such conditions.

(10) Asphalt shingles removed from buildings (tear-off material) may be used but only if it has been determined that they do not contain asbestos. Verification that the shingles do not contain asbestos can either be done by actual testing of a representative sample of the shingles, or by verification from the shingle supplier that the shingles do not contain asbestos. Records shall be kept documenting the asbestos verification of any shingles used in the feed mix consistent with the language requirements in the standard terms and conditions.

(11) No unapproved materials shall be used in the raw material feed mix without prior written notification to and written approval from Ohio EPA.

(12) No slag of any type shall be used in this emissions unit without (1) receiving prior written approval from Ohio EPA, Division of Air Pollution Control, Central Office and (2) final issuance of a modification to this permit or final issuance of a new FEPTIO.

d) Monitoring and/or Recordkeeping Requirements

(1) The permittee shall document when the baghouse serving this emissions unit was not in service when the emissions unit was in operation.

(2) The permittee shall properly install, operate, and maintain equipment to continuously monitor the pressure drop, in inches of water, across the baghouse when the controlled emissions unitisin operation, including periods of startup and shutdown. The permittee shall record the pressure drop across the baghouseon a daily basis. The monitoring equipment shall be installed, calibrated, operated, and maintained in accordance with the manufacturer's recommendations, instructions, and operating manual(s), with any modifications deemed necessary by the permittee.

Whenever the monitored value for the pressure drop deviates from the limit or range established in accordance with this permit,the permittee shall promptly investigate the cause of the deviation. The permittee shall maintain records of the following information for each investigation:

a. the date and time the deviation began;

b. the magnitude of the deviation at that time;

c. the date the investigation was conducted;

d. the name(s) of the personnel who conducted the investigation; and

e. the findings and recommendations.

In response to each required investigation to determine the cause of a deviation, the permittee shall take prompt corrective action to bring the operation of the control equipment within the acceptable range specified in this permit, unless the permittee determines that corrective action is not necessary and documents the reasons for that determination and the date and time the deviation ended. The permittee shall maintain records of the following information for each corrective action taken:

f. a description of the corrective action;

g. the date corrective action was completed;

h. the date and time the deviation ended;

i. the total period of time (in minutes) during which there was a deviation;

j. the pressure drop readings immediately after the corrective action was implemented; and

k. the name(s) of the personnel who performed the work.

Investigation and records required by this paragraph do not eliminate the need to comply with the requirements of OAC rule 3745-15-06 if it is determined that a malfunction has occurred.

Thepermitted range or limit on the pressure drop across the baghouse is effective for the duration of this permit, unless revisions are requested by the permittee and approved in writing by the appropriate Ohio EPA District Office or local air agency. The permittee may request revisions to the permitted limit or range for the pressure drop based upon information obtained during future testing that demonstrates compliance with the allowable PM/PE rate for the controlled emissions unit(s). In addition, approved revisions to the range or limit will not constitute a relaxation of the monitoring requirements of this permit and may be incorporated into this permit by means of anadministrative modification.

(3) The permittee shall receive and maintain the chemical analyses from the supplier/marketer for each shipment of used oil burned in this emissions unit (or if the oil is generated on site, the permittee shall conduct the chemical analyses), which shall contain the following information:

a. the date the used oil was received at the facility and the amount received;

b. the name, address, and U.S. EPA identification number (if applicable) of the generator, transporter, processor/refiner, supplier, and/or marketer;

c. the results of the following chemical analyses, demonstrating that the used oil meets the standards in OAC rule 3745-279-11:

i. arsenic content, in ppm;

ii. the cadmium content, in ppm;

iii. the chromium content, in ppm;

iv. the lead content, in ppm;

v. total halogens, in ppm; and

vi. the flash point;

d. where the chemical analysis shows a total halogen content between 1,000 ppm, and below 4,000 ppm, the successful demonstration for the rebuttal of the presumption that the used oil contains or has been mixed with a listed hazardous waste, as described in OAC rule 3745-279-63(C); and

e. the results of the analyses demonstrating that the used oil meets the heating value and the mercury and PCB limitations contained in this permit.

Each analysis shall be kept in a readily accessible location for a period of not less than 5 years* following the receipt of each shipment of used oil and shall be made available to the Ohio EPA Division of Hazardous Waste Management and/or the Division of Air Pollution Control(the appropriate Ohio EPA District Office or local air agency) upon verbal or written request. Any authorized representative of the Ohio EPA may sample or require sampling of any used oil shipments received, stored, or burned by/at this facility for periodic detailed chemical analyses through an independent laboratory.

*The Division of Air Pollution Control requires these records to be maintained for 5years.

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

a. the actual amounts, in per cent, for each of RAP, shredded tires, latex and shingles used in any asphalt mix produced;

b. whether or not slag was used, and if slag was used, the actual amount and type of slag used in any asphalt mix produced, in tons and size classification respectively, and the sulfur content analysis for each type of slag used; and

c. whether or not any unapproved material(s) was/were used in any asphalt mix produced, and if such material(s) was/were used, the description or identification and actual amount(s)of such material(s) used, in tons.

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

a. the total asphalt production, in tons, for each month;

b. the total asphalt produced, in tons, for each fuel type for each month;

c. the rolling, 12-month summation of the total asphalt production;and the asphalt production by fuel type;

d. the rolling, 12-month summation of the PE, PM_{10}, SO_2*, NO_x, VOC, and CO emissions;

e. the total amount, of sand, in tons, employed in the mix each month;

f. the total amount, of aggregate, in tons, employed in the mix each month;

g. the rolling, 12-month summation, in tons, of the total sand employed in the mix; and

h. the rolling, 12-month summation, in tons, of the total aggregate employed in the mix.

i. the rolling, 12-month summation, in tons, of the total weigh hopper material amount.

* The rolling, 12-month summation of SO_2 shall be calculated by using the equation in c)(5).

(6) For each shipment of number 2 fuel oil, number 4 fuel oil, number 6 fuel oil, and on-spec used oil received for burning in this emissions unit, the permittee shall maintain records of the total quantity of oil received and the permittee's or oil supplier's analyses for sulfur content and heat content. A shipment may be comprised of multiple tank truck loads from the same supplier's batch, and the quality of the oil for those loads may be represented by a single batch analysis from the supplier.

(7) The permittee shall perform daily checks, when the emissions unit is in operation and weather conditions allow, for any visible particulate emissions from the stack and for any visible emissions of fugitive dust from non stack egress points serving this emissions unit. The presence or absence of any visible emissions shall be noted in an operations log. If visible emissions are observed, the permittee shall also note the following in the operations log:

a. the color of the emissions;

b. whether the emissions are representative of normal operations;

c. if the emissions are not representative of normal operations, the cause of the abnormal emissions;

d. the total duration of any visible emission incident; and

e. any corrective actions taken to eliminate the visible emissions.

If visible emissions are present, a visible emission incident has occurred. The observer does not have to document the exact start and end times for the visible emission incident under item d)(7)d. above or continue the daily check until the incident has ended. The observer may indicate that the visible emission incident was continuous during the observation period (or, if known, continuous during the operation of the emissions unit). With respect to the documentation of corrective actions, the observer may indicate that no corrective actions were taken if the visible emissions were representative of normal operations, or specify the minor corrective actions that were taken to ensure that the emissions unit continued to operate under normal conditions, or specify the corrective actions that were taken to eliminate abnormal visible emissions.

(8) While performing each burner tuning, the permittee shall record the results of the burner tuning using the *Burner Tuning Reporting Form for Asphalt Concrete Plants* form (as found in g)(5)). An alternative form may be used upon approval of the appropriate Ohio EPA District Office or local air agency. The burner tuning form shall be submitted as part of the permittee's annual permit evaluation report (PER) submission.

e) Reporting Requirements

(1) Unless other arrangements have been approved by the Director, all notifications and reports shall be submitted through the Ohio EPA's eBusiness Center: Air Services online web portal.

(2) The permittee shall notify the Director (the appropriate District Office or local air agency) in writing of any record showing that the baghouse serving this emissions unit was not in service when the emissions unit was in operation. The notification shall include a copy of such record and shall be sent to the Director (the appropriate District Office or local air agency) within 30 days after the event occurs.

(3) The permittee shall submit quarterly deviation (excursion) reports that identify:

a. all deviations (excursions) of the following emission limitations, operational restrictions and/or control device operating parameter limitations that restrict the PTE of any applicable air pollutant and that have been detected by the monitoring, record keeping and/or testing requirements in this permit:

i. all exceedances of the rolling, 12-month summation production limitation for this emissions unit;

ii. all exceedances of the rolling, 12-month summation PM_{10}, SO_2, NOx, VOC and CO emissions limitations;

iii. all exceedances of the sulfur content limitations listed in b)(2)e. through b)(2)g;

iv. each period of time (start time and date, and end time and date) when the pressure drop across the baghouse was outside of the acceptable range;

v. any period of time (start time and date, and end time and date) when the emissions unit was in operation and the process emissions were not vented to the baghouse or the baghouse was not operating when the emissions unit was in operation;

vi. all exceedances or non compliance with the RAP, latex, shredded tires and/or shingles substitution limitations and unapproved materials usage prohibition specified in terms c)(8) through (11) for each asphalt mix produced; and

vii. for each day, as recorded in term d)(4)b., the actual amount and type of slag used in any asphalt mix produced, in tons and size classification respectively, and the sulfur content analysis for each type of slag used.

b. probable cause of each deviation (excursion);

c. any corrective actions that were taken to remedy the deviations (excursions) or prevent future deviations (excursions); and

d. the magnitude and duration of each deviation (excursion).

If no deviations (excursions) occurred during a calendar quarter, thepermittee shall submit a report that states that no deviations (excursions) occurred during the quarter.

The quarterly reports shall be submitted, electronically through Ohio EPA Air Services, each year by January 31 (covering October to December), April 30 (covering January to March), July 31 (covering April to June), and October 31 (covering July to September), unless an alternative schedule has been established and approved by the Director (the appropriate District Office or local air agency).

(4) The permittee shall submit an annual Permit Evaluation Report (PER) to the Ohio EPA. The PER must be completed electronically and submitted via the Ohio EPA eBusiness Center: Air Services 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.

(5) The permittee shall identify in the annual PER the following information concerning the quality of used oil burned in this emissions unit:

a. any exceedance of the used oil standards in OAC rule 3745-279-11;

b. any occasion where used oil containing 1,000 ppm or more total halogens was burned prior to receiving information demonstrating a successful rebuttal of the presumption that the used oil contains or has been mixed with a listed hazardous waste;

c. any exceedance of the limitations for mercury and/or PCBs; and

d. any deviation from the minimum heat content of 135,000 Btu/gallon.

Where the analytical results for any shipment of used oil burned in this emissions unit establish that the used oil contains total halogens greater than 1,000 ppm, but less than 4,000 ppm, the results of the analysis for total halogens (from the appropriate test Method 9075, 9076, or 9077) and the information obtained to rebut the presumption that the used oil contains or has been mixed with a listed hazardous waste shall be submitted to the appropriate District Office or local air agency. Each rebuttal demonstration shall include:

e. the date the used oil was received;

f. the facility location or identification number where the oil was or will be burned;

g. the amount of oil in the shipment; and

h. all information, including all the analytical results, relied upon by the permittee to rebut the presumption that the used oil contains or has been mixed with a listed hazardous waste.

The rebuttal demonstrations for used oil received from October to December shall be submitted by January 31; used oil received from January to March, by April 30; used oil received from April to June, by July 31; and used oil received from July to September, by October 31.

(6) The permittee shall identify in the annual PER the following information concerning the operations of the baghouse during the 12-month reporting period for this emissions unit, in accordance with the requirements in termsb)(2)d., d)(1) and (2) above:

a. each period of time (start time and date, and end time and date)when the pressure drop across the baghouse was outside of the acceptable range;

b. an identification of each incident of deviation described in “a” (above) where a prompt investigation was not conducted;

c. an identification of each incident of deviation described in “a” where prompt corrective action, that would bring the pressure drop into compliance with the acceptable range, was determined to be necessary and was not taken;

d. an identification of each incident of deviation described in “a” where proper records were not maintained for the investigation and/or the corrective action(s), as identified in the monitoring and record keeping requirements of this permit; and

e. anidentificationof each incident and an explanation of the circumstances when the process emissions were not vented to the baghouse or the baghouse was not operating when the emissions unit was in operation.

(7) The permittee shall identify the following information in the annual PER in accordance with the monitoring requirements for visible emissions in term d)(7) above:

a. all days during which any visible particulate emissions were observed from any stack serving this emissions unit;

b. all days during which any visible emissions of fugitive dust were observed fromany non stack egress point serving this emissions unit; and

c. any corrective actions taken to minimize or eliminate the visible emissions.

The above information shall be provided as an attachment to the PER. If there are no day(s) and/or corrective action(s) to identify as required above, the permittee shall indicate within the "Additional Information and Corrections" section of the PER that no visible emissions were observed and no corrective actions were taken.

f) Testing Requirements

(1) Compliance with the Emissions 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 Limitations:

NO_x emissions while burning natural gas shall not exceed 0.029 pound per ton; NO_x emissions while burning propane, on-spec used oil or number 2 fuel oil shall not exceed 0.053 pound per ton; NOx emissions while burning number 4 or number 6 fuel oil shall not exceed 0.062 pound per ton; SO_2 emissions while burning natural gas or propane shall not exceed 0.011 pound per ton; SO_2 emissions while burning on-spec used oil or number 2 fuel oil shall not exceed 0.066 pound per ton; SO_2 emissions while burning number 4 fuel oil shall not exceed 0.11 pound per ton; SO_2 emissions while burning number 6 fuel oil shall not exceed 0.17 pound per ton; CO emissions while burning any approved fuel shall not exceed 0.15 pound per ton; VOC emissions while burning any approved fuel shall not exceed 0.10 pound per ton; PM_{10} emissions shall not exceed 0.036 pound per ton; andPM/PE shall not exceed 0.04 gr/dscf.

Applicable Compliance Method:

The permittee shall determine compliance with the emission limitations above in accordance with the testing requirements in f)(2).

b. Emission Limitation:

Gases shall not be discharged to the atmosphere which exhibit 20 percent opacity, or greater.

Applicable Compliance Method:

Upon request by the appropriate Ohio EPA District Office or local air agency, opacity of stack emissions shall be determined according to USEPA Method 9 of 40 CFR, Part 60, Appendix A.

c. Emission Limitation:

Visible PE from fugitive dust shall not exceed 10% opacity, as a 3-minute average.

Applicable Compliance Method:

Upon request by the appropriate Ohio EPA District Office or local air agency, visible particulate emissions shall be determined according to USEPA Method 9 of 40 CFR, Part 60, Appendix A and the modifications listed in paragraphs (B)(3)(a) and B)(3)(b) of OAC rule 3745-17-03.

d. Emission Limitations:

PE shall not exceed 20.0 tons per rolling, 12-month period.

Applicable Compliance Method:

$\{[(E_{PE2})(R_2)+(E_{PE4})(R_4)+(E_{PE6})(R_6)+(E_{PEuo})(R_{uo})+(E_{PENG})(R_{NG})] + [PE_{SF}+PE_{LO}+PE_{CE}]\} /2000$

Where:

E_{PE2} =observed PE emission rate from the most recent emissions testing, in pound per ton of asphalt produced while using #2 fuel.

E_{PE4}=observed PE emission rate from the most recent emissions testing, in pound per ton of asphalt produced while using #4 fuel.

E_{PE6} = observed PE emission rate from the most recent emissions testing, in pound per ton of asphalt produced while using #6 fuel.

E_{PEUO} = observed PE emission rate from the most recent emissions testing, in pound per ton of asphalt produced while using used oil.

E_{PENG} = observed PE emission rate from the most recent emissions testing, in pound per ton of asphalt produced while using natural gas.

R_2 = the actual rolling 12-month summation of asphalt produced with #2 fuel, in tons per rolling 12-month period (as derived from records required by d)(5)).

R_4=the actual rolling 12-month summation of asphalt produced with #4 fuel, in tons per rolling 12-month period (as derived from records required by d)(5)).

R_6= the actual rolling 12-month summation of asphalt produced with #6 fuel, in tons per rolling 12-month period (as derived from records required by d)(5)).

R_{UO}= the actual rolling 12-month summation of asphalt produced with used oil, in tons per rolling 12-month period (as derived from records required by d)(5)).

R_{NG}= the actual rolling 12-month summation of asphalt produced with natural gas, in tons per rolling 12-month period (as derived from records required by d)(5)).

and

$PE_{SF} = EF_{SF} *(R_{TOT})$

$PE_{LO} = EF_{LO} *(R_{TOT})$

$PE_{CE} = .0048 **(Rwh) +(.0069)**(R_{AGG})+(.0021)**(R_{sand})$

Where

$EF_{SF} =.000332 + (.00105)*C$

$EF_{LO} = .000181 + (0.00141)*C$

C=-V*e^((.0251)(T+460)-20.43); V=.5 and T=325

*(Emission factors: AP -42, Table 11.1-14 (3/2004)

**(Emission factors: AP -42, Table 11.12-2 (6/2006)

R_{TOT} = the rolling, 12-month summation of the total asphalt production, in tons, per rolling 12-month period (as derived from records required by d)(5)).

R_{AGG} = the rolling, 12-month summation of the total aggregate throughput, in tons, per rolling 12-month period (as derived from records required by d)(5)).

R_{SAND} = the rolling, 12-month summation of the total sand throughput, in tons, per rolling 12-month period (as derived from records required by d)(5)).

Rwh= the rolling, 12-month summation of the total amount of material thru the weigh hopper, in tons, per rolling 12-month period (as derived from records required by d)(5)).

e. <u>Emissions Limitation</u>:

VOC emissions shall not exceed 29.1 tons per rolling, 12-month period.

<u>Applicable Compliance Method</u>:

$\{[(E_{VOC2})(R_2)+(E_{VOC4})(R_4)+(E_{VOC6})(R_6)+(E_{VOCuo})(R_{uo})+(E_{VOCNG})(R_{NG})] + [VOC_{SF}+VOC_{LO}]\} /2000$

Where:

E_{VOC2} =observed VOC emission rate from the most recent emissions testing, in pound per ton of asphalt produced while using #2 fuel.

E_{VOC4}=observed VOC emission rate from the most recent emissions testing, in pound per ton of asphalt produced while using #4 fuel.

E_{VOC6} = observed VOC emission rate from the most recent emissions testing, in pound per ton of asphalt produced while using #6 fuel.

E_{VOCUO} = observed VOC emission rate from the most recent emissions testing, in pound per ton of asphalt produced while using used oil.

E_{VOCNG} = observed VOC emission rate from the most recent emissions testing, in pound per ton of asphalt produced while using natural gas.

R_2 = the actual rolling 12-month summation of asphalt produced with #2 fuel, in tons per rolling 12-month period (as derived from records required by d)(5)).

R_4=the actual rolling 12-month summation of asphalt produced with #4 fuel, in tons per rolling 12-month period (as derived from records required by d)(5)).

R_6= the actual rolling 12-month summation of asphalt produced with #6 fuel, in tons per rolling 12-month period (as derived from records required by d)(5)).

R_{UO}= the actual rolling 12-month summation of asphalt produced with used oil, in tons per rolling 12-month period (as derived from records required by d)(5)).

R_{NG}= the actual rolling 12-month summation of asphalt produced with natural gas, in tons per rolling 12-month period (as derived from records required by d)(5)).

$VOC_{SF} = EF_{VOCSF} *(R_{TOT})$

$VOC_{LO} = EF_{VOCLO} *(R_{TOT})$

Where:

EF_{VOCSF} = (.0504)*C

EF_{VOCLO} = (0.0172)*C

C=(-V)*e^((.0251)(T+460)-20.43); V=default asphalt volatility factor=-.5 and T=default HMA temperature (T) = 325

(Emission factors: AP -42, Table 11.1-14 and 11.1-16(3/2004)

R_{TOT} = the rolling, 12-month summation of the total asphalt production, in tons, per rolling 12-month period (as derived from records required by d)(5)).

f. <u>Emissions Limitation</u>:

CO emissions shall not exceed 38.1 tons per rolling, 12-month period.

<u>Applicable Compliance Method</u>:

$\{[(E_{CO2})(R_2)+(E_{CO4})(R_4)+(E_{CO6})(R_6)+(E_{COuo})(R_{uo})+(E_{CONG})(R_{NG})] + [CO_{SF}+CO_{LO}]\}$ /2000

Where:

E_{CO2} =observed CO emission rate from the most recent emissions testing, in pound per ton of asphalt produced while using #2 fuel.

E_{CO4}=observed CO emission rate from the most recent emissions testing, in pound per ton of asphalt produced while using #4 fuel.

E_{CO6} = observed CO emission rate from the most recent emissions testing, in pound per ton of asphalt produced while using #6 fuel.

E_{COUO} = observed CO emission rate from the most recent emissions testing, in pound per ton of asphalt produced while using used oil.

E_{CONG} = observed CO emission rate from the most recent emissions testing, in pound per ton of asphalt produced while using natural gas.

R_2 = the actual rolling 12-month summation of asphalt produced with #2 fuel, in tons per rolling 12-month period (as derived from records required by d)(5)).

R_4=the actual rolling 12-month summation of asphalt produced with #4 fuel, in tons per rolling 12-month period (as derived from records required by d)(5)).

R_6= the actual rolling 12-month summation of asphalt produced with #6 fuel, in tons per rolling 12-month period (as derived from records required by d)(5)).

R_{UO}= the actual rolling 12-month summation of asphalt produced with used oil, in tons per rolling 12-month period (as derived from records required by d)(5)).

R_{NG}= the actual rolling 12-month summation of asphalt produced with natural gas, in tons per rolling 12-month period (as derived from records required by d)(5)).

$CO_{SF} = EF_{COSF} *(R_{TOT})$

$CO_{LO} = EF_{COLO} *(R_{TOT})$

Where:

$EF_{COSF} = (.00488)*C$

$EF_{COLO} = (0.00558)*C$

C=(-V)*e^((.0251)(T+460)-20.43); V=default asphalt volatility factor=-.5 and T=default HMA temperature (T) = 325

(Emission factors: AP -42, Table 11.1-14 (3/2004)

> R_{TOT} = the rolling, 12-month summation of the total asphalt production, in tons, per rolling 12-month period (as derived from records required by d)(5)).

g. Emissions Limitation:

SO_2 emissions shall not exceed 24.0 tons per rolling, 12-month period.

Applicable Compliance Method:

Compliance shall be determined by calculating the emissions using the equation in c)(5) (as derived from the records required by d)(5).

h. Emissions Limitation:

NO_x emissions shall not exceed 15.5 tons per rolling, 12-month period.

Applicable Compliance Method:

Compliance shall be determined by multiplying the observed emission rate from the most recent emissions testing, in pounds of NOx per ton of asphalt produced for each fuel, by the actual rolling 12-month summation of asphalt produced for each fuel, in tons per rolling 12-month period (as derived from the records required by d)(5)), summing the results for all fuels, and dividing by 2,000.

i. Emissions Limitation:

PM_{10} emissions shall not exceed 9.0 tons per rolling, 12-month period.

Applicable Compliance Method:

Compliance shall be determined by multiplying the observed emission rate from the most recent emissions testing, in pounds of PM_{10} per ton of asphalt produced for each fuel, by the actual rolling 12-month summation of asphalt produced for each fuel, in tons per rolling 12-month period (as derived from the records required by d)(5)), summing the results for all fuels, and dividing by 2,000.

j. Emission Limitation:

There shall be no visible emissions of fugitive dust from the enclosures for the rotary drum.

Applicable Compliance Method:

Upon request by the appropriate Ohio EPA District Office or local air agency, visible particulate emissions shall be determined according to USEPA Method 22 of 40 CFR, Part 60, Appendix A.

(2) The permittee shall conduct, or have conducted, emission testing for this emissions unit in accordance with the following requirements:

a. Emissions testing to demonstrate compliance with emission limitations established under 40 CFR Part 60 Subpart I, Section 60.92 of 0.04 gr/dscf and no greater than 20 percent opacity shall be conducted within 60 days after

achieving the maximum production rate at which the emissions unit will be operated, but not later than 180 days after initial startup of the emissions unit.

Testing shall be conducted in accordance with the provisions of 40 CFR Part 60, Subpart I, Section 60.93.

b. Emissions testing shall be conducted to demonstrate compliance with the emission limitations listed in f)(1)a.

c. The testing requirements identified in f)(2)b. may be conducted in conjunction with the testing in f)(2)a. above. In the event that all other required emission testing is not conducted in conjunction with the testing under f)(2)a., this testing shall be conducted no later than a date 120 days after the facility produces asphalt in a single day of operation that exceeds the calculated amount below:

TPD > (5.4)(PMH)

Where:

TPD = asphalt production in a single day of operation;

5.4 = a factor equating to 6 hours of production at a 90% process weight rate (achieving this level of production would be sufficient for fulfilling testing requirements contained in this permit); and

PMH = permitted maximum ton per hour production level for the asphalt plant.

d. The permittee shall maintain daily production records, in support of term f)(2)c., until such time as the testing requirement in f)(2)b. has been satisfied.

e. The emissions testing requirement in f)(2)b. above shall not extend beyond 12 months from the issuance date of this permit, except as otherwise provided in f)(2)c.

f. Emission testing for the use of any secondary fuels shall be conducted within 60 days after the switch to the secondary fuel.

g. Testing time frame(s) specified above, excluding testing requirements in f(2)a., may be amended or waived for cause upon prior request of, and written approval from, the District Office or local air agency. Any request to amend or waive the emission testing requirements of this permit must be received at least 30 days prior to required stack testing dates contained in this permit.

h. The emission testing shall be conducted to demonstrate compliance with the allowable mass emission rates for PE, PM_{10}, VOC, CO, NOx and SO_2 for the primary fuel. Prior to secondary fuel use emissions testing, the permittee shall consult the appropriate Ohio EPA District Office or local air agency to determine which pollutants should be tested.

i. The following test method(s) shall be employed to demonstrate compliance with the allowable mass emission rate(s) for:

PE, Methods 1-5 of 40 CFR Part 60, Appendix A

PM_{10}, Methods 1-4 of 40 CFR Part 60, Appendix A and Methods 201/201A and 202 of 40 CFR Part 51, Appendix M.

NOx, Methods 1-4 and 7 or 7E of 40 CFR Part 60, Appendix A.

SO_2, Methods 1-4 and 6 or 6C of 40 CFR Part 60, Appendix A

CO, Methods 1-4 and 10 of 40 CFR Part 60, Appendix A

VOC, Methods 1-4 and 18, 25 or 25A, as applicable, of 40 CFR Part 60, Appendix A

The VOC pounds per hour emission rate observed during the emissions test shall be calculated in accordance with OAC rule 3745-21-10(C)(7). In lieu of this, the permittee shall convert the mass emission value from VOC as carbon to VOC using the molecular weight of propane, i.e., the VOC as carbon emission rate observed during testing shall be converted to the appropriate units by multiplying the VOC emission rate observed during testing (in lbs/hr) by 44 (propane) and dividing by 36 (3 atoms of carbon).

Alternative U.S. EPA-approved test methods may be used with prior approval from the Ohio EPA.

j. The test(s) shall be conducted at a Maximum Source Operating Rate (MSOR), unless otherwise specified or approved by the appropriate Ohio EPA District Office or local air agency. MSOR is defined as the condition that is most likely to challenge the emission control measures with regards to meeting the applicable emission standard(s). Although it generally consists of operating the emissions unit at its maximum material input/production rates and results in the highest emission rate of the tested pollutant, there may be circumstances where a lower emissions loading is deemed the most challenging control scenario. Failure to test at the MSOR is justification for not accepting the test results as a demonstration of compliance.

k. Following the initial emission testing specified in f)(2)a. and f)(2)b., additional emissions testing shall be conducted during the third production season following the initial emissions test (or most recent compliance demonstration), unless otherwise approved or required by the Ohio EPA District Office.

l. Additional emission testing requirements specified in f)(2)j. shall be conducted in accordance with the requirements as specified in f)(2)b.

[Note: In the event that a renewal action is not issued for emissions unit P902 upon expiration of this permit, the testing requirements (including time frames) contained in f)(2)b. above shall apply until a renewal permit is issued final (i.e. emission testing will be required every third production season following the most previous test that demonstrated compliance).

For purposes of this permit, the production season is defined as the time period between the date the first ton of asphalt is produced and the date that the last ton of asphalt is produced during the same calendar year.]

Not later than 30 days prior to the proposed test date(s), the permittee shall submit an "Intent to Test" notification to the appropriate Ohio EPA District Office or local air agency. The "Intent to Test" notification shall describe in detail the proposed test methods and procedures, the emissions unit operating parameters, the time(s) and date(s) of the test(s), and the person(s) who will be conducting the test(s). Failure to submit such notification for review and approval prior to the test(s) may result in the appropriate Ohio EPA District Office or local air agency's refusal to accept the results of the emission test(s).

Personnel from the appropriate Ohio EPA District Office or local air agency shall be permitted to witness the test(s), examine the testing equipment, and acquire data and information necessary to ensure that the operation of the emissions unit and the testing procedures provide a valid characterization of the emissions from the emissions unit and/or the performance of the control equipment.

A comprehensive written report on the results of the emissions test(s) shall be signed by the person or persons responsible for the tests and submitted to the appropriate Ohio EPA District Office or local air agency within 30 days following completion of the test(s). The permittee may request additional time for the submittal of the written report, where warranted, with prior approval from the appropriate Ohio EPA District Office or local air agency.

(3) Burner Tuning

a. Introduction

The permittee shall submit a “burner tuning procedure” to the appropriate Ohio EPA district office, for this facility thirty days after receiving this permit to install. The burner tuning procedure shall contain the basic elements as described in the language below with the ability for the permittee to adjust the frequency of the burner tuning procedure depending upon the production of the plant. In the event no burner tuning procedure is submitted then the following shall be adhered to:

b. Qualifications for Burner Tuning

Technicians who conduct the burner tuning must be qualified to perform the expected tasks. The permittee is required to provide training to the technicians who perform the burner tuning procedure. Technicians who are qualified shall, at a minimum, have passed manufacturer’s training concerning burner tuning, or have been trained by someone who has completed the manufacturer’s training concerning burner tuning.

c. Portable Monitor Requirements

The permittee shall properly operate and maintain portable device(s) to monitor the concentration of NOx, O_2 and CO in the stack exhaust gases from this emissions unit. The monitor(s) shall be capable of measuring the expected concentrations of the measured gases. The monitoring equipment shall be calibrated, operated and maintained in accordance with the manufacturer's recommendations, instructions, and operating manual(s). The permittee shall maintain records of each portable monitoring device's calibration.

d. Burner Tuning Procedure

The first steps concerning burner tuning involve setting the pollutant baseline levels (concentrations) utilizing the portable monitor. These baselines shall be set during the initial U.S. EPA approved emissions testing that demonstrated the emissions unit was in compliance with all applicable emissions limitations as described in f)(1). The baselines shall be determined for NOx, and CO. Sampling should measure the exhaust gas values exiting the dryer or the baghouse. The duration of each sample shall follow the portable monitor manufacturer's recommendations. Record these values on the *Burner Tuning Reporting Form for Asphalt Concrete Plants* form (as found in g) in the "Recent Stack Test Basis Values" column.

Once the pollutant baseline levels are set, the burner shall be next tuned based on the frequency described in f)(3)e. The general procedure for tuning the burner involves the following steps:

i. Review the plant operations to ensure the plant is operating normally.

ii. Confirm that the portable monitor is calibrated per the manufacturer's specifications.

iii. Using the calibrated monitor and the monitor manufacturer's recommended sampling duration, measure the stack exhaust gas values for O_2, NOx, and CO. These measurements shall be taken at the same location as the location where the baseline samples were taken. Record the values in the "Pre-Tuning" results column on the *Burner Tuning Reporting Form for Asphalt Concrete Plants* form.

iv. Compare the measured stack exhaust gas values with the pollutant baseline values. If all of the measured stack exhaust gas values are equal to or less than 115 percent of the pollutant baseline values, then it is not necessary to tune the burner. Go on to Section v. below.

The permittee shall have the burners tuned within two calendar weeks of any measured stack exhaust values greater than 115 percent of the baseline values. Make any necessary adjustments and repairs. Repeat Sections iii. and iv. until the measured stack exhaust gas values are equal to or less than 115 percent of the pollutant baseline values.

v. Once all of the measured stack exhaust gas values are within the 115 per cent of the pollutant baseline values, record the measured stack exhaust gas values in the "Post Tuning" results column on the *Burner Tuning Reporting Form for Asphalt Concrete Plants* form.

vi. Submit a copy of all *Burner Tuning Reporting Form(s) for Asphalt Concrete Plants* produced during the past calendar year to the appropriate Ohio EPA District Office or local air agency responsible for the permitting of the facility with the PER.

e. Burner Tuning Frequency

The permittee shall conduct the burner tuning procedure within 20 production days after commencement of the production season in the State of Ohio. The permittee shall conduct another burner tuning procedure within 10 production days before or after June 1st of each year and within 10 production days before or after September 1st of each year. For purposes of this permit, the production season is defined as the time period between the date the first ton of asphalt is produced and the date that the last ton of asphalt is produced during the same calendar year. A burner tuning is not required if the production season ends prior to the associated tuning due date. If the baseline level testing or the initial season tuning is done within 30 days prior to June 1 or September 1, the tuning associated with that due date is not required.

In addition to the burner tuning procedure required above, the permittee shall conduct the burner tuning procedure within 20 production days from the date the facility switches to a fuel that is different than the fuel burned during the initial emissions tests that establish the pollutant baseline levels or the fuel burned during the most recent burner tuning procedure, whichever is later.

(4) Used Oil Analyses

The concentrations of contaminants (arsenic, barium, cadmium, chromium, lead, mercury, PCBs, and total halogens) in the used oil shall be analyzed using a “total constituent analysis” method, as specified in U.S. EPA publication SW-846, "Test Methods for Evaluating Solid Waste, Physical/Chemical Methods." The applicable test methods that should be used are as follows:

Arsenic, barium, cadmium, chromium, and lead: SW-846, Method 3031 or 3051 (digestion procedures), followed by analysis using Method 6010B or 6020;

Mercury: SW-846, Method 7471A;

PCBs: SW-846, Method 8270C or 8082; and

Total halogens: SW-846, Method 9075, 9076, or 9077.

The permittee shall submit a written request to and receive approval from Ohio EPA Division of Hazardous Waste Management and/or the Division of Air Pollution Control, of

Central Office, before an alternative test method, not listed above, can be used for the total constituent analysis of the above-mentioned used oil contaminants.

g) Miscellaneous Requirements

(1) Modeling to demonstrate compliance with, the Toxic Air Contaminant Statute, ORC 3704.03(F)(4)(b), was not necessary because the emissions units maximum annual emissions for each toxic air contaminant, as defined in OAC rule 3745-114-01, will be less than 1.0 ton per year. OAC Chapter 3745-31 requires permittees to apply for and obtain a new or modified Federally Enforceable permit-to-install and operate (FEPTIO) prior to making a "modification" as defined by OAC rule 3745-31-01. The permittee is hereby advised that changes in the composition of the materials or use of new materials that would cause the emissions of any toxic air contaminant to increase to above 1.0 ton per year may require the permittee to apply for and obtain a new FEPTIO.

(2) 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 the approval of the Director (the appropriate Ohio EPA District Office or local air agency). The Director may issue a “Notice of Site Approval” if the following criteria is 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 Ohio EPA District Office or local air agency that has issued the effective current permit) 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 (e.g. roadways or storage piles), 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” for the site.

(3) 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

permitteeshall 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 or local air agency 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.

(4) The following source is subject to the applicable provision of the New Source Performance Standards (NSPS) as promulgated by the United States Environmental Protection Agency, 40 CFR Part 60.

Source Number	Source Description	NSPS Regulation (Subpart)
P901	400 TPH Portable HMA Plant	Subpart I

The application and enforcement of these standards are delegated to the Ohio EPA. The requirements of 40 CFR Part 60 are also federally enforceable.

Pursuant to NSPS, the source owner/operator is hereby advised of the requirement to report the following at the appropriate times:

a. Construction date (no later than 30 days after such date);

b. Actual start-up date (within 15 days after such date); and

c. Date of performance testing (If required, at least 30 days prior to testing).

Reports are to be sent to the appropriate Ohio EPA District Office or local air agency responsible for the permitting of the facility.

(5) BURNER TUNING REPORTING FORM FOR ASPHALT CONCRETE PLANTS

(Next page)

BURNER TUNING REPORTING FORM FOR ASPHALT CONCRETE PLANTS	
Facility ID:	Tuning Date:
Legal Name:	Other Company Name (if different than legal name):
Mailing Address:	Other Company Site Address: (if different than mailing address):
City, State, Zip Code:	Other Company City, County, Zip Code:
Site Contact Person:	Site Contact Telephone Number:
Site Contact Title:	Site Contact Fax Number:
Name of company performing tuning:	Name of company performing emission monitoring:
Type of plant (ie: batch, drum mix, etc.):	Calibration date for analyzers:

Reason for Tuning: ☐ Season Initial Tuning ☐ June Tuning ☐ September Tuning ☐ Fuel Switch ☐Other (describe)

Fuel employed during tuning: ☐ Natural Gas ☐ Propane ☐ # 2 Fuel Oil ☐ # 4 Fuel Oil ☐ Used Oil ☐ Other (describe)

Tuning Results:

Parameter	Recent Stack Test Pollutant Baseline Levels[1]	Results	
		Pre Tuning	Post Tuning[3]
Fuel flow to the burner (gallon/hr) (for fuel oil and on-spec used oil)			
Fuel pressure (psi)			
For burners that require compressed air for proper operation, pressure at the burner (psi)			
Carbon Monoxide (CO) concentrations (ppm)[2]			
NOx concentrations (ppm)[2]			
Oxygen concentrations (per cent)[2]			
Asphalt Production (tons/hr)			

[1]These values are based on the results of the most recent Ohio EPA approved emissions test.
[2] Specify whether on a dry or wet basis.
[3] If the burner did not require adjusting, please record N/A in the post tuning column.
Describe in detail a list of adjustments and/or repairs made to bring the operating parameters into conformance with the manufacturers specifications. Use additional paper if necessary.

Authorized Signature: This signature shall constitute personal affirmation that all statements or assertions of fact made in this form are true and complete, comply fully with applicable state requirements, and shall subject the signatory to liability under applicable state laws forbidding false or misleading statements.

Name of Official (Printed or Typed):	Title of Official and Phone Number:
Signature of Official:	Date: