



State of Ohio Environmental Protection Agency

P.O. Box 1049, 1800 WaterMark Dr.  
Columbus, Ohio 43266-0149

Richard F. Celeste  
Governor

Re: Permit to Install  
Lawrence County  
Application No. Ø7-195

CERTIFIED MAIL

JULY 20, 1989

BARGE & RAIL TERMINALS, INC. III  
TOM HATFIELD  
P.O. BOX 1Ø71  
ASHLAND, KY 411Ø1

Dear Sir:

Enclosed please find an Ohio EPA Permit to Install which will allow you to install the described source(s) in a manner indicated in the permit. Because this permit contains several conditions and restrictions I urge you to read it carefully.

You are hereby notified that this action by the Director is final and may be appealed to the Ohio Environmental Board of Review pursuant to Chapter 3745.04 of the Ohio Revised Code. The appeal must be in writing and set forth the action complained of and the grounds upon which the appeal is based. It must be filed with the Environmental Board of Review within thirty (30) days after notice of the Director's action. A copy of the appeal must be served on the Director of the Ohio Environmental Protection Agency and the Environmental Law Division of the Office of the Attorney General within three (3) days of filing with the Board. An appeal may be filed with the Environmental Board of Review at the following address:

Environmental Board of Review  
236 East Town Street, Room 300  
Columbus, Ohio 43215

Very truly yours,

Thomas G. Rigo, Manager  
Field Operations Section  
Division of Air Pollution Control

TGR/gs

cc: US EPA  
PORTSMOUTH CITY HEALTH DEPT

JUL 28 1989

PORTSMOUTH LOCAL  
AIR AGENCY



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## Permit to Install Terms and Conditions

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Application No. 07-195  
APS Premise No. 0744000114  
Permit Fee: \$1100.00

Name of Facility: BARGE & RAIL TERMINALS, INC. III

Person to Contact: TOM HATFIELD

Address: P.O. BOX 1071  
ASHLAND, KY 41101

Location of proposed source(s): DAYTON LANE  
IRONTON, OH

Description of proposed source(s): CLEANING COAL, COKE AND  
MISCELLANEOUS FOREIGN MATERIAL  
FROM RAILCARS, FACILITY ROADWAYS  
AND PARKING AREAS

Date of Issuance: JULY 20, 1989

Effective Date: JULY 20, 1989

The above named entity is hereby granted a permit to install for the above described source(s) 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 above described source(s) of environmental pollutants will operate in compliance with applicable State and Federal laws and regulations, and does not constitute expressed or implied assurance that if constructed or modified in accordance with those plans and specifications, the above described source(s) of pollutants will be granted the necessary permits to operate (air) or NPDES permits as applicable.

This permit is granted subject to the conditions attached hereto.

Ohio Environmental Protection Agency

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Director

Substantial construction for installation must take place within eighteen months of the effective date of this permit. This deadline may be extended by up to twelve months, if application is made to the Director within a reasonable time before the termination date and the party shows good cause for any such extension.

The Director of the Ohio Environmental Protection Agency, or his authorized representatives, may enter upon the premises of the above-named applicant during construction and operation at any reasonable time for the purpose of making inspections, conducting tests, examining records or reports pertaining to the construction, modification or installation of the above described source of environmental pollutants.

As specified in OAC Rule 3745-31-05, all new sources must employ Best Available Technology (BAT). Compliance with the terms and conditions of this permit will fulfill this requirement.

The specified permit fee must be remitted within 15 days of the effective date of this permit to install.

The proposed source shall be constructed in strict accordance with the plans and application submitted for this permit to the Director of the Ohio Environmental Protection Agency. There may be no deviation from the approved plans without the express, written approval of the Agency. Any deviations from the approved plans or the above conditions may lead to such sanctions and penalties as provided under Ohio law. Approval of these plans does not constitute an assurance that the proposed facilities will operate in compliance with all Ohio laws and regulations. Additional facilities shall be installed upon orders of the Ohio Environmental Protection Agency if the proposed sources are inadequate or cannot meet applicable standards.

#### EMISSION SUMMARY

The air contaminant sources listed below comprise the Permit to Install for Barge and Rail Terminals, Inc. III located in Lawrence County. The sources listed below shall not exceed the emission limits/control requirements contained in the following table:

<u>Ohio EPA Source No.</u>	<u>Source Identification</u>	<u>BAT Determination</u>	<u>Applicable Ohio EPA rule</u>	<u>Allowable Emissions (lb/hr, lb/MMBTU, gr/DSCF, etc.)</u>
F001	Railcar cleaning (cleaning coal, coke, and debris from open railcars)	*	3745-31-05 (A)(3) 3745-17-08	Minimize or eliminate visible emissions of fugitive dust.
F002	Roadways and Parking Areas	**	3745-31-05 (A)(3) 3745-17-08	Minimize or eliminate visible emissions of fugitive dust.

\* Partially enclosed underground dump hopper with water sprays. Partially enclosed conveyor with water sprays. Truck loading with telescopic chute and water sprays.

\*\* Water flushing of paved roads. Oiling and water spraying of gravel roadways. Speed limit of 6 m p h.

SUMMARY  
 TOTAL NEW SOURCE EMISSIONS

<u>Pollutant</u>	<u>Tons/Year</u>
Particulate	20.21

This condition in no way limits the applicability of any other state or federal regulation.

APPLICABILITY

This Permit to Install is applicable only to the air contaminant sources listed and does not include the installation or modification of wastewater disposal systems or solid waste disposal facilities. Separate application must be made to the Director for the installation or modification of any such wastewater disposal systems or solid waste disposal facilities.

CONSTRUCTION STATUS

The Portsmouth City Health Department shall be notified in writing

as to (a) the construction starting date (b) the construction completion date and (c) the date the facilities were placed into operation.

WASTE DISPOSAL

The owner/operator shall comply with any applicable state and federal requirements governing the storage, treatment, transport, and disposal of any waste material generated by the operation of the sources.

REPORTING

Any reports required by the Permit to Install shall be submitted to Portsmouth City Health Department.

PERMIT TO OPERATE APPLICATION

A Permit to Operate Application and a \$15 application fee must be submitted to the appropriate field office for each source in this Permit to Install. In accordance with OAC rule 3745-35-02, the application shall be made at least ninety days prior to start-up of the source.

PUBLIC DISCLOSURE

The facility is hereby notified that this permit, and all agency records concerning the operation of this permitted source are subject to public disclosure in accordance with OAC Rule 3745-49-03.

MALFUNCTION/ABATEMENT

This source and its associated air pollution control system(s) shall be maintained regularly in accordance with good engineering practices and the recommendations of the respective manufacturers in order to minimize air contaminant emissions.

In accordance with OAC Rule 3745-15-06, any malfunction of the source(s) or associated air pollution control system(s) shall be reported immediately to the Portsmouth City Health Department. Except as provided by OAC Rule 3745-15-06(A)(3), scheduled maintenance of air pollution control equipment, that requires the shutdown or bypassing of said equipment, must be accompanied by the shutdown of the associated air pollution sources.

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SPECIAL TERMS AND CONDITIONS

There will be no wastewater generated or discharged, there will be no stockpiling, and the area will be kept clean to prevent contaminated runoff/drainage.