



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

6/13/2013

Drew Johnson
 Midwest Terminals of Toledo, Inc.
 383 W. Dussell Drive
 Maumee, OH 43537

RE: DRAFT AIR POLLUTION PERMIT-TO-INSTALL

Facility ID: 0448011928
 Permit Number: P0112792
 Permit Type: Initial Installation
 County: Lucas

Dear Permit Holder:

A draft of the Ohio Administrative Code (OAC) Chapter 3745-31 Air Pollution Permit-to-Install 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, Toledo Blade. 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
 50 West Town Street, Suite 700
 P.O. Box 1049
 Columbus, Ohio 43216-1049

and Toledo Department of Environmental Services
 348 South Erie Street
 Toledo, OH 43604

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 in writing 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 Toledo Department of Environmental Services at (419)936-3015.

Sincerely,

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

Cc: U.S. EPA Region 5 -Via E-Mail Notification
 TDES; Michigan; Indiana; Canada

Certified Mail

No	TOXIC REVIEW
No	PSD
Yes	SYNTHETIC MINOR TO AVOID MAJOR NSR
No	CEMS
No	MACT/GACT
No	NSPS
No	NESHAPS
No	NETTING
No	MAJOR NON-ATTAINMENT
No	MODELING SUBMITTED
No	MAJOR GHG
No	SYNTHETIC MINOR TO AVOID MAJOR GHG

PUBLIC NOTICE
Issuance of Draft Air Pollution Permit-To-Install
Midwest Terminals of Toledo, Inc.

Issue Date: 6/13/2013
Permit Number: P0112792
Permit Type: Initial Installation
Permit Description: Installation of a transloading operation for marine vessels that will allow the loading of crude oil in barges.
Facility ID: 0448011928
Facility Location: Midwest Terminals of Toledo, Inc.
2863 Front St,
Toledo, OH 43605
Facility Description: Other Warehousing and Storage

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: Pam Barnhart, Toledo Department of Environmental Services, 348 South Erie Street, Toledo, OH 43604. Ph: (419)936-3015



Permit Strategy Write-Up

1. Check all that apply:

Synthetic Minor Determination

Netting Determination

2. Source Description:

This permit is for Midwest Terminals of Toledo, Inc. located on 2863 Front St, Toledo, Ohio. The crude oil transfer operation will be constructed at the Toledo-Lucas County Port Authority "Ironville Site".

This permit is for a new installation of a transloading operation for marine vessels (new emissions unit J001) that will allow the loading of crude oil into the barges. NOTE: the previous PTI P0109805, (emissions units P801, T001 and T002) allows the unloading of crude oil from marine vessels, rail cars and tanker trucks into the two storage vessels and then load-out from the storage vessels to the pipeline.

3. Facility Emissions and Attainment Status:

This facility is considered a major source of volatile organic compounds (VOC) emissions and a minor source of HAPs under the Title V rules. Lucas County is designated attainment for all criteria pollutants.

All emissions from this facility will be fugitive emissions. Fugitive VOC emissions from the storage tanks (T001 and T002) at this facility were originally counted towards determining major source status per OAC rule 3745-31-01(LLI)(4)(aa) and OAC rule 3745-77-01(X)(2)(aa), since crude oil storage tanks were regulated under NSPS Ka as of 8/7/1980.

Per OAC rule 3745-31-01(LLI)(2)(b), this facility is minor source of criteria pollutants under the New Source Review program since potential emissions of all criteria pollutants are less than 250 tons per year. This facility is also a minor source of HAP emissions per OAC rule 3745-31-01(III).

Under the Title V permitting program, this facility is a major source of VOC emissions per OAC rule 3745-77-01(X)(2), since potential emissions of VOC from the storage tanks were greater than 100 tons per year.

4. Source Emissions:

There are no stack emissions associated with this equipment, all emissions are fugitive emissions from transfer hose emissions; storage tank standing and working losses and emissions from equipment leaks. The facility uses submerged fill when loading crude oil.

J001: Fugitive VOC and HAP emissions from crude oil transloading where crude oil (primarily Bakken crude oil) loaded into the marine barges from the rail cars, tanker trucks and storage tanks. Using AP-42, Section 5.2 (06/08), equations 2 and 3, we can calculate the VOC emission factor for loading crude oil:

Equation 3 calculates C_G (the generated emission factor, contributed by evaporation during loading (lb/1000 gallons crude loaded):



$$C_G = 1.84 (0.44P - 0.42) * ((M * G) / T)$$

Where:

Facility provided information:

P = true vapor pressure of loaded crude oil (psia)	3.8386 (USEPA TANKS Model)
M = molecular weight of vapors (lb/lb-mole)	45.19 (ND DAQ pg 13)
G = vapor growth factor = 1.02 (constant)	
T = temperature of the vapors, °R (°F + 460)	510.2 (USEPA TANKS Model)

Using the information provided by the facility in the permit application:

$$C_G = 1.84 (0.44 * 3.8386 - 0.42) * ((45.19 * 1.02) / 510.2)$$
$$C_G = 0.2105 \text{ lb/1000 gallons loaded}$$

Using AP-42, Section 5.2, Equation 2 to calculate the total VOC emissions from the barge:

$$C_L = C_A + C_G$$

Where:

C_L = total VOC emission loss (lb/1000 gallons of crude loaded)

C_A = arrival emission factor, contributed by vapors in the empty tank compartment before loading, from Table 5.2-3 for uncleaned barge volatile = 0.86 lb/1000 gal

C_G = calculated above from equation 3.

Using the information provided above:

$$C_L = 0.86 + 0.2015$$

$$C_L = 1.0705 \text{ or } \mathbf{1.07 \text{ lbs VOC/1000 gallons loaded of crude oil}}$$

The permittee requested a restriction for a maximum of 3,550,000 barrels (149,100,000 gallons) of crude oil transfer loaded in the marine barge. The maximum crude oil transfer rate is 596,400 gallons per day based on 250 days of operation and a maximum hourly transfer rate of 37,275 gallons/hour based on 16 hours per day. Using the calculated emission factor, 1.07 lbs VOC per 1000 gallons loaded, the maximum hourly, daily and annual emission rates are as follows:

$$\text{Max. Hourly VOC emission rate} = \text{max. hourly transfer rate} * C_L$$
$$= 37,275 \text{ gal/hr} * 1.07 \text{ lb/1000 gal} = \mathbf{39.88 \text{ lbs VOC/hr}}$$

$$\text{Max. Daily VOC emission rate} = 596,400 \text{ gal/day} * 1.07 \text{ lb/1000 gal} = \mathbf{638.148 \text{ lbs VOC/day}}$$

$$\text{Max. Annual VOC emission rate} = 149,100,000 \text{ gal/yr} * 1.07 \text{ lb/1000 gal} = \mathbf{159,537 \text{ lbs VOC/year or } 79.8 \text{ tons VOC per year}}$$

HAP emissions were estimated to be as the same proportion of HAP to VOC emissions as calculated by the TANKS 4.09d program for storage tanks.

Barge Loading HAP Emissions:

<u>Pollutant</u>	<u>lbs/hr</u>	<u>tons/yr</u>
VOC	39.88	79.8



<u>Speciated HAP</u>	<u>lbs/hr</u>	<u>tons/yr</u>	<u>Percent of Total</u>
Hexane (-n)	0.16	0.32	0.40
Benzene	0.24	0.48	0.60
Isooctane	0.04	0.12	0.10
Toluene	0.40	0.80	1.00
Ethylbenzene	0.16	0.32	0.40
Xylene (-m)	0.56	1.11	1.40
Isopropyl benzene	<u>0.04</u>	<u>0.12</u>	<u>0.10</u>
Combined HAPs	1.6	3.27	4.00%*

*The other 96% is from unidentified components.

Maximum individual HAP: 1.11 TPY (from xylene)=(79.8 TPY * 0.0140)
 Total Barge Loading HAPs: **3.27 TPY**

Total Permit Allowable Emissions for J001:

- VOC: 79.8 tons/yr VOC
- Maximum individual HAP: 1.11 tons/yr xylene (-m)
- Combined HAPs: 3.27 tons/yr HAPs (this permit)
- Facility-wide combined HAPs: 3.27(J001) + 5.6(T001 & T002) + 0.16(P801) = 9.03tons/yr HAPs

Air Toxics

Potential impacts of Toxic Air Contaminants were not evaluated for the marine barge crude oil loading operation. According to ORC 3704.03(F)(4)(f)(i), "Division (F)(4) of the section and the document entitled "Review of New Sources of Air Toxics Emissions, Option A" do not apply to parking lots, storage piles, storage tanks, *transfer operations*....." Therefore, no air toxics review was performed.

5. **Applicable Rules/Regulations:**

ORC rule 3704.03(T)	BAT requirements apply to J001. BAT for the load-in of crude oil to marine vessels will be compliance with the annual VOC emission limitation stated below and submerged fill.
OAC rule 3745-31-05(D) (voluntary restriction to maintain VOC emissions below 80 tons per year to avoid a BAT Cost Effectiveness Study and to avoid triggering PSD on a facility-wide basis)	Volatile organic compound emissions from the load-in operations shall not exceed 79.8 tons per year as a rolling, 12-month summation of the monthly emissions.
40 CFR Part 63, subpart H	Not applicable, because the facility is not a major source of HAPs, nor does it contact a fluid that is at least 5% by weight of total organic HAPs. The maximum HAP composition of crude oil is less than 5% by weight.
40 CFR Part 63, subpart Y	Not applicable to J001, because neither J001 or the total facility are classified as a major source of HAPs. It appears that J001 may be an affected source per 63.560 but the definition of "sources with emissions less than 10 and 25 tons" indicates that the facility, where this size of source is located, first has to be a major source of HAPs, therefore, J001 is not subject to this MACT. The source also is not subject to the RACT requirements in 63.560(b), since the throughput is less than 200 million barrels of crude on a 24-month annual average.
40 CFR Part 63, subpart EEEE	Not applicable, because the facility is not a major source of HAPs, nor does it contact a fluid that is at least 5% by weight of total organic HAPs.



	The maximum HAP composition of crude oil is less than 5% by weight.
Air Toxics Policy ORC 3704.03(F)(4)	Exempt, according to ORC 3704.03(F)(4)(f)(i) because it does not apply to transfer operations or storage tanks.

6. Conclusion:

The proposed installation and modification will be a minor source of VOC and HAP under the PSD rules. The proposed installation of emissions unit J001 will be a major source of VOC emissions under the Title V rules and a minor source of HAP under the Title V rules. It is recommended that this permit be issued draft as a Federally Enforceable permit because of the voluntary restrictions the facility requested on load-in to the barge to maintain facility-wide VOC emissions below 250 tons to avoid triggering PSD, hence the restriction of 79.8 TPY of VOC on a rolling, 12-month summation of emissions.

7. Please provide additional notes or comments as necessary:

To avoid confusion regarding the original application and the amended application, the following information should clarify the issues. The permittee originally requested the new installation of a new transloading operation for the barges (new emissions unit J001) and a modification of the two 40,000 barrel (bbl) aboveground storage tanks (emissions units T001 and T002) to allow load-in of crude oil to marine barges. A previous PTI permit P0109805 for emissions units P801, T001 & T002, allowed load-out of up to 5.5 million barrels per year of Bakken crude from tanker trucks and rail cars into the two tanks. This permit was going to modify the tanks with a Federally Enforceable operational restriction of 4.5 million barrels of load-in to the tanks prior to the load-in of the marine barges. The amended application decided to not make the changes to the two tanks at this time.

Also, in the original application, the facility requested a maximum throughput of 5,500,000 barrels of crude oil transfer loaded to the marine barge. The amended application changed this to 3,550,000 barrels of crude oil along with a Federal Restriction.

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

<u>Pollutant</u>	<u>Tons Per Year</u>
VOC	79.8
HAPs	3.27



DRAFT

**Division of Air Pollution Control
Permit-to-Install
for
Midwest Terminals of Toledo, Inc.**

Facility ID:	0448011928
Permit Number:	P0112792
Permit Type:	Initial Installation
Issued:	6/13/2013
Effective:	To be entered upon final issuance



Division of Air Pollution Control
Permit-to-Install
for
Midwest Terminals of Toledo, Inc.

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Draft Permit-to-Install
Midwest Terminals of Toledo, Inc.
Permit Number: P0112792
Facility ID: 0448011928
Effective Date: To be entered upon final issuance

Authorization

Facility ID: 0448011928
Facility Description:
Application Number(s): A0046299, A0047816
Permit Number: P0112792
Permit Description: Installation of a transloading operation for marine vessels that will allow the loading of crude oil in barges.
Permit Type: Initial Installation
Permit Fee: \$750.00 *DO NOT send payment at this time, subject to change before final issuance*
Issue Date: 6/13/2013
Effective Date: To be entered upon final issuance

This document constitutes issuance to:

Midwest Terminals of Toledo, Inc.
2863 Front St
Toledo, OH 43605

of a Permit-to-Install 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:

Toledo Department of Environmental Services
348 South Erie Street
Toledo, OH 43604
(419)936-3015

The above named entity is hereby granted a Permit-to-Install for the 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 emissions unit(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 emissions unit(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

Scott J. Nally
Director



Draft Permit-to-Install
Midwest Terminals of Toledo, Inc.
Permit Number: P0112792
Facility ID: 0448011928

Effective Date: To be entered upon final issuance

Authorization (continued)

Permit Number: P0112792
Permit Description: Installation of a transloading operation for marine vessels that will allow the loading of crude oil in barges.

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

Emissions Unit ID:	J001
Company Equipment ID:	Barge Loading
Superseded Permit Number:	
General Permit Category and Type:	Not Applicable



Draft Permit-to-Install
Midwest Terminals of Toledo, Inc.
Permit Number: P0112792
Facility ID: 0448011928
Effective Date: To be entered upon final issuance

A. Standard Terms and Conditions



1. Federally Enforceable Standard Terms and Conditions

- a) All Standard Terms and Conditions are federally enforceable, with the exception of those listed below which are enforceable under State law only:
 - (1) Standard Term and Condition A.2.a), Severability Clause
 - (2) Standard Term and Condition A.3.c) through A. 3.e) General Requirements
 - (3) Standard Term and Condition A.6.c) and A. 6.d), Compliance Requirements
 - (4) Standard Term and Condition A.9., Reporting Requirements
 - (5) Standard Term and Condition A.10., Applicability
 - (6) Standard Term and Condition A.11.b) through A.11.e), Construction of New Source(s) and Authorization to Install
 - (7) Standard Term and Condition A.14., Public Disclosure
 - (8) Standard Term and Condition A.15., Additional Reporting Requirements When There Are No Deviations of Federally Enforceable Emission Limitations, Operational Restrictions, or Control Device Operating Parameter Limitations
 - (9) Standard Term and Condition A.16., Fees
 - (10) Standard Term and Condition A.17., Permit Transfers

2. Severability Clause

- a) A determination that any term or condition of this permit is invalid shall not invalidate the force or effect of any other term or condition thereof, except to the extent that any other term or condition depends in whole or in part for its operation or implementation upon the term or condition declared invalid.
- b) All terms and conditions designated in parts B and C of this permit are federally enforceable as a practical matter, if they are required under the Act, or any of its applicable requirements, including relevant provisions designed to limit the potential to emit of a source, are enforceable by the Administrator of the U.S. EPA and the State and by citizens (to the extent allowed by section 304 of the Act) under the Act. Terms and conditions in parts B and C of this permit shall not be federally enforceable and shall be enforceable under State law only, only if specifically identified in this permit as such.

3. General Requirements

- a) The permittee must comply with all terms and conditions of this permit. Any noncompliance with the federally enforceable terms and conditions of this permit constitutes a violation of the Act, and is grounds for enforcement action or for permit revocation, revocation and re-issuance, or modification.



- b) It shall not be a defense for the permittee in an enforcement action that it would have been necessary to halt or reduce the permitted activity in order to maintain compliance with the federally enforceable terms and conditions of this permit.
- c) This permit may be modified, revoked, or revoked and reissued, for cause. The filing of a request by the permittee for a permit modification, revocation and reissuance, or revocation, or of a notification of planned changes or anticipated noncompliance does not stay any term and condition of this permit.
- d) This permit does not convey any property rights of any sort, or any exclusive privilege.
- e) The permittee shall furnish to the Director of the Ohio EPA, or an authorized representative of the Director, upon receipt of a written request and within a reasonable time, any information that may be requested to determine whether cause exists for modifying or revoking this permit or to determine compliance with this permit. Upon request, the permittee shall also furnish to the Director or an authorized representative of the Director, copies of records required to be kept by this permit. For information claimed to be confidential in the submittal to the Director, if the Administrator of the U.S. EPA requests such information, the permittee may furnish such records directly to the Administrator along with a claim of confidentiality.

4. Monitoring and Related Record Keeping and Reporting Requirements

- a) Except as may otherwise be provided in the terms and conditions for a specific emissions unit, the permittee shall maintain records that include the following, where applicable, for any required monitoring under this permit:
 - (1) The date, place (as defined in the permit), and time of sampling or measurements.
 - (2) The date(s) analyses were performed.
 - (3) The company or entity that performed the analyses.
 - (4) The analytical techniques or methods used.
 - (5) The results of such analyses.
 - (6) The operating conditions existing at the time of sampling or measurement.
- b) Each record of any monitoring data, testing data, and support information required pursuant to this permit shall be retained for a period of five years from the date the record was created. Support information shall include, but not be limited to all calibration and maintenance records and all original strip-chart recordings for continuous monitoring instrumentation, and copies of all reports required by this permit. Such records may be maintained in computerized form.
- c) Except as may otherwise be provided in the terms and conditions for a specific emissions unit, the permittee shall submit required reports in the following manner:
 - (1) Reports of any required monitoring and/or recordkeeping of federally enforceable information shall be submitted to the Toledo Department of Environmental Services.



- (2) Quarterly written reports of (i) any deviations from federally enforceable emission limitations, operational restrictions, and control device operating parameter limitations, excluding deviations resulting from malfunctions reported in accordance with OAC rule 3745-15-06, that have been detected by the testing, monitoring and recordkeeping requirements specified in this permit, (ii) the probable cause of such deviations, and (iii) any corrective actions or preventive measures taken, shall be made to the Toledo Department of Environmental Services. The written reports shall be submitted (i.e., postmarked) quarterly, by January 31, April 30, July 31, and October 31 of each year and shall cover the previous calendar quarters. See A.15. below if no deviations occurred during the quarter.
 - (3) Written reports, which identify any deviations from the federally enforceable monitoring, recordkeeping, and reporting requirements contained in this permit shall be submitted (i.e., postmarked) to the Toledo Department of Environmental Services every six months, by January 31 and July 31 of each year for the previous six calendar months. If no deviations occurred during a six-month period, the permittee shall submit a semi-annual report, which states that no deviations occurred during that period.
 - (4) This permit is for an emissions unit located at a Title V facility. Each written report shall be signed by a responsible official certifying that, based on information and belief formed after reasonable inquiry, the statements and information in the report are true, accurate, and complete.
- d) The permittee shall report actual emissions pursuant to OAC Chapter 3745-78 for the purpose of collecting Air Pollution Control Fees.

5. Scheduled Maintenance/Malfunction Reporting

Any scheduled maintenance of air pollution control equipment shall be performed in accordance with paragraph (A) of OAC rule 3745-15-06. The malfunction, i.e., upset, of any emissions units or any associated air pollution control system(s) shall be reported to the Toledo Department of Environmental Services in accordance with paragraph (B) of OAC rule 3745-15-06. (The definition of an upset condition shall be the same as that used in OAC rule 3745-15-06(B)(1) for a malfunction.) The verbal and written reports shall be submitted pursuant to OAC rule 3745-15-06.

Except as provided in that rule, any scheduled maintenance or malfunction necessitating the shutdown or bypassing of any air pollution control system(s) shall be accompanied by the shutdown of the emission unit(s) that is (are) served by such control system(s).

6. Compliance Requirements

- a) The emissions unit(s) identified in this Permit shall remain in full compliance with all applicable State laws and regulations and the terms and conditions of this permit.
- b) Any document (including reports) required to be submitted and required by a federally applicable requirement in this permit shall include a certification by a responsible official that, based on information and belief formed after reasonable inquiry, the statements in the document are true, accurate, and complete.



- c) Upon presentation of credentials and other documents as may be required by law, the permittee shall allow the Director of the Ohio EPA or an authorized representative of the Director to:
 - (1) At reasonable times, enter upon the permittee's premises where a source is located or the emissions-related activity is conducted, or where records must be kept under the conditions of this permit.
 - (2) Have access to and copy, at reasonable times, any records that must be kept under the conditions of this permit, subject to the protection from disclosure to the public of confidential information consistent with ORC section 3704.08.
 - (3) Inspect at reasonable times any facilities, equipment (including monitoring and air pollution control equipment), practices, or operations regulated or required under this permit.
 - (4) As authorized by the Act, sample or monitor at reasonable times substances or parameters for the purpose of assuring compliance with the permit and applicable requirements.
- d) The permittee shall submit progress reports to the Toledo Department of Environmental Services concerning any schedule of compliance for meeting an applicable requirement. Progress reports shall be submitted semiannually or more frequently if specified in the applicable requirement or by the Director of the Ohio EPA. Progress reports shall contain the following:
 - (1) Dates for achieving the activities, milestones, or compliance required in any schedule of compliance, and dates when such activities, milestones, or compliance were achieved.
 - (2) An explanation of why any dates in any schedule of compliance were not or will not be met, and any preventive or corrective measures adopted.

7. Best Available Technology

As specified in OAC Rule 3745-31-05, new sources that must employ Best Available Technology (BAT) shall comply with the Applicable Emission Limitations/Control Measures identified as BAT for each subject emissions unit.

8. Air Pollution Nuisance

The air contaminants emitted by the emissions units covered by this permit shall not cause a public nuisance, in violation of OAC rule 3745-15-07.

9. Reporting Requirements

The permittee shall submit required reports in the following manner:

- a) Reports of any required monitoring and/or recordkeeping of state-only enforceable information shall be submitted to the Toledo Department of Environmental Services.
- b) Except as otherwise may be provided in the terms and conditions for a specific emissions unit, quarterly written reports of (a) any deviations (excursions) from state-only required emission



limitations, operational restrictions, and control device operating parameter limitations that have been detected by the testing, monitoring, and recordkeeping requirements specified in this permit, (b) the probable cause of such deviations, and (c) any corrective actions or preventive measures which have been or will be taken, shall be submitted to the Toledo Department of Environmental Services. If no deviations occurred during a calendar quarter, the permittee shall submit a quarterly report, which states that no deviations occurred during that quarter. The reports shall be submitted (i.e., postmarked) quarterly, by January 31, April 30, July 31, and October 31 of each year and shall cover the previous calendar quarters. (These quarterly reports shall exclude deviations resulting from malfunctions reported in accordance with OAC rule 3745-15-06.)

10. Applicability

This Permit-to-Install is applicable only to the emissions unit(s) identified in the Permit-to-Install. Separate application must be made to the Director for the installation or modification of any other emissions unit(s).

11. Construction of New Sources(s) and Authorization to Install

- a) This permit does not constitute an assurance that the proposed source will operate in compliance with all Ohio laws and regulations. This permit does not constitute expressed or implied assurance that the proposed facility has been constructed in accordance with the application and terms and conditions of this permit. The action of beginning and/or completing construction prior to obtaining the Director's approval constitutes a violation of OAC rule 3745-31-02. Furthermore, issuance of this permit does not constitute an assurance that the proposed source will operate in compliance with all Ohio laws and regulations. Issuance of this permit is not to be construed as a waiver of any rights that the Ohio Environmental Protection Agency (or other persons) may have against the applicant for starting construction prior to the effective date of the permit. Additional facilities shall be installed upon orders of the Ohio Environmental Protection Agency if the proposed facilities cannot meet the requirements of this permit or cannot meet applicable standards.
- b) If applicable, authorization to install any new emissions unit included in this permit shall terminate within eighteen months of the effective date of the permit if the owner or operator has not undertaken a continuing program of installation or has not entered into a binding contractual obligation to undertake and complete within a reasonable time a continuing program of installation. This deadline may be extended by up to 12 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.
- c) The permittee may notify Ohio EPA of any emissions unit that is permanently shut down (i.e., 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) by submitting a certification from the authorized official that identifies the date on which the emissions unit was permanently shut down. Authorization to operate the affected emissions unit shall cease upon the date certified by the authorized official that the emissions unit was permanently shut down. At a minimum, notification of permanent shut down shall be made or confirmed by marking the affected emissions unit(s) as "permanently shut down" in Ohio EPA's "Air Services" 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).

- d) The provisions of this permit shall cease to be enforceable for each affected emissions unit after the date on which an emissions unit is permanently shut down (i.e., 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). All records relating to any permanently shutdown emissions unit, generated while the emissions unit was in operation, must be maintained in accordance with law. All reports required by this permit must be submitted for any period an affected emissions unit operated prior to permanent shut down. At a minimum, the permit requirements must be evaluated as part of the reporting requirements identified in this permit covering the last period the emissions unit operated.

No emissions unit certified by the authorized official as being permanently shut down may resume operation without first applying for and obtaining a permit pursuant to OAC Chapter 3745-31.

- e) The permittee shall comply with any residual requirements related to this permit, such as the requirement to submit a deviation report, air fee emission report, or other any reporting required by this permit for the period the operating provisions of this permit were enforceable, or as required by regulation or law. All reports shall be submitted in a form and manner prescribed by the Director. All records relating to this permit must be maintained in accordance with law.

12. Permit-To-Operate Application

The permittee is required to apply for a Title V permit pursuant to OAC Chapter 3745-77. The permittee shall submit a complete Title V permit application or a complete Title V permit modification application within twelve (12) months after commencing operation of the emissions units covered by this permit. However, if the proposed new or modified source(s) would be prohibited by the terms and conditions of an existing Title V permit, a Title V permit modification must be obtained before the operation of such new or modified source(s) pursuant to OAC rule 3745-77-04(D) and OAC rule 3745-77-08(C)(3)(d).

13. Construction Compliance Certification

The applicant shall identify the following dates in the online facility profile for each new emissions unit identified in this permit.

- a) Completion of initial installation date shall be entered upon completion of construction and prior to start-up.
- b) Commence operation after installation or latest modification date shall be entered within 90 days after commencing operation of the applicable emissions unit.

14. 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.



15. Additional Reporting Requirements When There Are No Deviations of Federally Enforceable Emission Limitations, Operational Restrictions, or Control Device Operating Parameter Limitations

If no deviations occurred during a calendar quarter, the permittee shall submit a quarterly report, which states that no deviations occurred during that quarter. The reports shall be submitted quarterly (i.e., postmarked), by January 31, April 30, July 31, and October 31 of each year and shall cover the previous calendar quarters.

16. Fees

The permittee shall pay fees to the Director of the Ohio EPA in accordance with ORC section 3745.11 and OAC Chapter 3745-78. The permittee shall pay all applicable permit-to-install fees within 30 days after the issuance of any permit-to-install. The permittee shall pay all applicable permit-to-operate fees within thirty days of the issuance of the invoice.

17. Permit Transfers

Any transferee of this permit shall assume the responsibilities of the prior permit holder. The new owner must update and submit the ownership information via the "Owner/Contact Change" functionality in Air Services once the transfer is legally completed. The change must be submitted through Air Services within thirty days of the ownership transfer date.

18. Risk Management Plans

If the permittee is required to develop and register a risk management plan pursuant to section 112(r) of the Clean Air Act, as amended, 42 U.S.C. 7401 et seq. ("Act"), the permittee shall comply with the requirement to register such a plan.

19. Title IV Provisions

If the permittee is subject to the requirements of 40 CFR Part 72 concerning acid rain, the permittee shall ensure that any affected emissions unit complies with those requirements. Emissions exceeding any allowances that are lawfully held under Title IV of the Act, or any regulations adopted thereunder, are prohibited.



Draft Permit-to-Install
Midwest Terminals of Toledo, Inc.
Permit Number: P0112792
Facility ID: 0448011928
Effective Date: To be entered upon final issuance

B. Facility-Wide Terms and Conditions



Draft Permit-to-Install
Midwest Terminals of Toledo, Inc.
Permit Number: P0112792
Facility ID: 0448011928
Effective Date: To be entered upon final issuance

1. All the following facility-wide terms and conditions are federally enforceable with the exception of those listed below which are enforceable under state law only:
 - a) None.



Draft Permit-to-Install
Midwest Terminals of Toledo, Inc.
Permit Number: P0112792
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C. Emissions Unit Terms and Conditions



1. J001, Barge Loading

Operations, Property and/or Equipment Description:

J001 - Crude oil barge loading rack with submerged fill.

a) The following emissions unit terms and conditions are federally enforceable with the exception of those listed below which are enforceable under state law only.

(1) 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.	ORC 3704.03(T)	The requirements of this rule are equivalent to the requirements of OAC rule 3745-31-05(D).
b.	OAC rule 3745-31-05(D) (voluntary restriction to maintain VOC emissions below 80 tons per year to avoid a BAT Cost Effectiveness Study and to avoid triggering PSD on a facility-wide basis)	Volatile organic compound emissions from the load-in operations shall not exceed 79.8 tons per year as a rolling, 12-month summation of the monthly emissions. See b)(2)a.
c.	Air Toxics Policy ORC 3704.03(F)(4)	Exempt, according to ORC 3704.03(F)(4)(f)(i) because it does not apply to transfer operations.

(2) Additional Terms and Conditions

a. The maximum throughput loading of crude oil at this emissions unit shall not exceed 149,100,000 gallons per year, based upon a rolling, 12-month, summation of the throughput.

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 throughput levels specified in the following table:

Maximum Allowable



Effective Date: To be entered upon final issuance

<u>Month</u>	<u>Throughput (gallons)</u>
1	16,152,500
1-2	32,305,000
1-3	48,457,500
1-4	64,610,000
1-5	80,762,500
1-6	96,915,000
1-7	105,790,000
1-8	114,665,000
1-9	123,540,000
1-10	132,415,000
1-11	141,290,000
1-12	149,100,000

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

c) Operational Restrictions

- (1) The permittee shall only load crude oil at this emissions unit.

d) Monitoring and/or Recordkeeping Requirements

- (1) The permittee shall maintain monthly records of the following information on any day that material other than crude oil with a vapor pressure greater than 3.84 psia is loaded at this emissions unit:
- a. name of material loaded;
 - b. volume of material loaded;
 - c. maximum true vapor pressure of material loaded;
 - d. vapor molecular weight of material loaded; and
 - e. hazardous air pollutant content of material loaded in percent by weight.



- (2) The permittee shall maintain monthly records of the following information:
- a. the total crude oil loaded in throughput at this emissions unit, in gallons;
 - b. the rolling, 12-month summation of the crude oil throughput loaded at this emissions unit, in gallons;

current month's gallons of throughput + previous 11-months gallons of throughput = total 12-month gallons of throughput;

during the first 12 calendar months of operation or the first 12 calendar months following the issuance of this permit, the permittee shall record the cumulative throughput for each calendar month in gallons; and
 - c. the total VOC emissions, in tons, generated by barge loading operations determined in accordance with f)(1)a.

e) Reporting Requirements

- (1) The permittee shall submit quarterly deviation (excursion) reports that identify the following:
- a. identification of each day during which a material other than crude oil was loaded at this emissions unit along with the information required to be recorded under d)(1) for each such day.
 - b. identification of each exceedence of the rolling, 12-month summation of the monthly emissions for VOC;
 - c. all exceedences of the rolling, 12-month throughput loading limitation; and for the first 12 calendar months of operation or the first 12 calendar months following the issuance of this permit, all exceedences of the maximum allowable cumulative throughput loading levels; and
 - d. identification of each day during which a material with a vapor pressure greater than 3.84 psia was loaded into the barges.

The quarterly deviation (excursion) reports shall be submitted in accordance with the reporting requirements of the Standard Terms and Conditions of this permit.

- (2) 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.

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:

Volatile organic compound emissions from load-in shall not exceed 79.8 tons per year as a rolling, 12-month summation of the monthly emissions.

Applicable Compliance Method:

The permittee shall demonstrate compliance with this emission limitation by using the equations in AP-42, Section 5.2 (06/08), equations 2 and 3, to calculate the emission factor of 1.07 lbs VOC/1000 gallons loaded of crude oil. Multiply the emission factor by the throughput for the past twelve months, see d)(2)b. and divide by 2000 pounds per ton.

The emission factor was initially calculated using the above equations with the following parameters in equation 3: true vapor pressure of loaded crude oil (psia) = 3.84 psia; vapor molecular weight = 45.19 lb/lb-mole; the temperature of the vapors was 510°R and the vapor growth factor, G, a constant, was 1.02.

g) Miscellaneous Requirements

(1) None.