State of Ohio Environmental Protection Agency

RE: FINAL PERMIT TO INSTALL **CERTIFIED MAIL**
MONTGOMERY COUNTY

Street Address:
122 S. Front Street

Lazarus Gov. Center **TELE:** (614) 644-3020 **FAX:** (614) 644-2329

Mailing Address:
Lazarus Gov. Center
P.O. Box 1049

Application No: 08-04816
Fac ID: 0857043068
DATE: 12/29/2006

Martin Marietta Materials Inc-Dayton PRP
Patrick Montgomery
4770 Duke Drive Suite 200
Mason, OH 45040

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.

The Ohio EPA is urging companies to investigate pollution prevention and energy conservation. Not only will this reduce pollution and energy consumption, but it can also save you money. If you would like to learn ways you can save money while protecting the environment, please contact our Office of Pollution Prevention at (614) 644-3469.

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

Environmental Review Appeals Commission
309 South Fourth Street, Room 222
Columbus, OH 43215

Sincerely,

Michael W. Ahern

Michael W. Ahern, Manager
Permit Issuance and Data Management Section
Division of Air Pollution Control

CC: **USEPA** **RAPCA**

STATE OF OHIO ENVIRONMENTAL PROTECTION AGENCY

Permit To Install	**Issue Date: 12/29/2006**
Terms and Conditions	**Effective Date: 12/29/2006**

FINAL PERMIT TO INSTALL 08-04816

Application Number:	08-04816
Facility ID:	0857043068
Permit Fee:	**$200**
Name of Facility:	Martin Marietta Materials Inc-Dayton PRP
Person to Contact:	Patrick Montgomery
Address:	4770 Duke Drive Suite 200 Mason, OH 45040

Location of proposed air contaminant source(s) [emissions unit(s)]:
2229 Roxanna-New Burlington Rd
Spring Valley, **Ohio**

Description of proposed emissions unit(s):
Chapter 31 modification replacing PTI 08-03968 issued 4/14/99 to increase the rated capacity.

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

Joseph P. Koncelik

Director

Part I - GENERAL TERMS AND CONDITIONS

A. Permit to Install General Terms and Conditions

1. Compliance Requirements

The emissions unit(s) identified in this Permit to Install shall remain in full compliance with all applicable State laws and regulations and the terms and conditions of this permit.

2. Reporting Requirements

The permittee shall submit required reports in the following manner:

a. Reports of any required monitoring and/or recordkeeping information shall be submitted to the appropriate Ohio EPA District Office or local air agency.

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 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 appropriate Ohio EPA District Office or local air agency. 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.)

3. Records Retention Requirements

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.

4. Inspections and Information Requests

The Director of the Ohio EPA, or an authorized representative of the Director, may, subject to the safety requirements of the permittee and without undue delay, enter upon

the premises of this source at any reasonable time for purposes of making inspections, conducting tests, examining records or reports pertaining to any emission of air contaminants, and determining compliance with any applicable State air pollution laws and regulations and the terms and conditions of this permit. 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, reopening or revoking this permit or to determine compliance with this permit. Upon verbal or written request, the permittee shall also furnish to the Director of the Ohio EPA, or an authorized representative of the Director, copies of records required to be kept by this permit.

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 of any emissions units or any associated air pollution control system(s) shall be reported to the appropriate Ohio EPA District Office or local air agency in accordance with paragraph (B) of 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 emissions unit(s) that is (are) served by such control system(s).

6. Permit Transfers

Any transferee of this permit shall assume the responsibilities of the prior permit holder. The appropriate Ohio EPA District Office or local air agency must be notified in writing of any transfer of this permit.

7. 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.

8. Termination of Permit to Install

This Permit to Install shall terminate within eighteen months of the effective date of the Permit to Install if the owner or operator has not undertaken a continuing program of installation or modification or has not entered into a binding contractual obligation to undertake and complete within a reasonable time a continuing program of installation or modification. 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.

9. Construction of New Sources(s)

The proposed emissions unit(s) 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 cannot meet the requirements of this permit or cannot meet applicable standards.

If the construction of the proposed emissions unit(s) has already begun or has been completed prior to the date the Director of the Environmental Protection Agency approves the permit application and plans, the approval does not constitute expressed or implied assurance that the proposed facility has been constructed in accordance with the approved plans. 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 the Permit to Install does not constitute an assurance that the proposed source will operate in compliance with all Ohio laws and regulations. Approval of the plans in any case is not to be construed as an approval of the facility as constructed and/or completed. Moreover, issuance of the Permit to Install 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.

10. 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.

11. Applicability

This Permit To Install is applicable only to the emissions unit(s) identified in the Permit To Install. Separate Permit To Install for the installation or modification of any other emissions unit(s) are required for any emissions unit for which a Permit To Install is required.

12. Best Available Technology

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.

13. Source Operation and Operating Permit Requirements After Completion of Construction

This facility is permitted to operate each source described by this Permit to Install for a period of up to one year from the date the source commenced operation. This permission to operate is granted only if the facility complies with all requirements contained in this permit and all applicable air pollution laws, regulations, and policies. Pursuant to OAC Chapter 3745-35, the permittee shall submit a complete operating permit application within ninety (90) days after commencing operation of the emissions unit(s) covered by this permit.

14. Construction Compliance Certification

The applicant shall provide Ohio EPA with a written certification (see enclosed form) that the facility has been constructed in accordance with the Permit to Install application and the terms and conditions of the Permit to Install. The certification shall be provided to Ohio EPA upon completion of construction but prior to startup of the source.

15. 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 this Permit to Install.

B. Permit to Install Summary of Allowable Emissions

The following information summarizes the total allowable emissions, by pollutant, based on the individual allowable emissions of each air contaminant source identified in this permit.

SUMMARY (for informational purposes only)
TOTAL PERMIT TO INSTALL ALLOWABLE EMISSIONS

Pollutant	Tons Per Year
particulate emissions	1.10
nitrogen oxides	30.09
carbon monoxide	13.46

organic compounds	1.43
sulfur dioxide	24.07

Emissions Unit ID: **B001**

Issued: 12/29/2006

PART II - SPECIAL TERMS AND CONDITIONS FOR SPECIFIC EMISSIONS UNIT(S)

A. Applicable Emissions Limitations and/or Control Requirements

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

Operations, Property, and/or Equipment - (B001) - 3.6158 mmBtu/hr portable diesel generator, modified post 08/03/2006

Applicable Rules/Requirements	Applicable Emissions Limitations/Control Measures
OAC rule 3745-31-05(A)(3)	The sulfur dioxide (SO2) emissions from this emissions unit shall not exceed 5.49 lbs/hr and 24.07 tons/yr. The nitrogen oxides (NOx) emissions from this emissions unit shall not exceed 6.87 lbs/hr and 30.09 tons/yr. The carbon monoxide (CO) emissions from this emissions unit shall not exceed 3.07 lbs/hr and 13.46 tons/yr.
OAC rule 3704.03(T)(4)	See A.2.a.
OAC rule 3745-17-07(A)(1)	The visible particulate emissions from any stack shall not exceed 20% opacity, as a six-minute average, except for one 6-minute period per hour of not more than 60% opacity.
OAC rule 3745-17-11(B)(5)(b)	The particulate emissions (PE) shall not exceed 0.062 pounds per million BTU of actual heat input for a stationary large internal combustion engine.
OAC rule 3745-18-06(G)	See A.2.c.
OAC rule 3745-23-06(B)	See A.2.d.
OAC rule 3745-21-08(B)	See A.2.d.
OAC rule 3745-21-07(B)	See A.2.e.

2. Additional Terms and Conditions

2.a The Best Available Technology (BAT) requirements under OAC rule 3745-31-5(A)(3) do not apply to the particulate emissions (PE), and organic compound (OC) emissions from this air contaminant source since the uncontrolled potential to emit for PE and OC are less than ten tons per year.

2.b The lb/mmBtu actual heat input, lbs/hr and tons/yr emissions limitations are based on the emissions unit's potential to emit. Therefore, no monitoring, record keeping and reporting requirements are necessary to ensure compliance with these limitations.

2.c This emissions unit is exempt from the requirements of OAC rule 3745-18-06(G) in accordance with OAC rule 3745-18-06(B).

2.d The permittee has satisfied the "best available control techniques and operating practices" and "latest available control techniques and operating practices" required pursuant to OAC rules 3745-21-08 and 3745-23-06, respectively by committing to comply with the emissions limitations established pursuant to OAC rule 3745-21-08(B) and 3745-31-05(A)(3), respectively.

On November 5, 2002, OAC rule 3745-21-08 was revised to delete paragraph (B); therefore, paragraph (B) is no longer part of the State regulations. However, that rule revision has not yet been submitted to the 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 3745-21-08, the requirement to satisfy the "best available control techniques and operating practices" still exists as part of the federally-approved SIP for Ohio.

On February 15, 2005, OAC rule 3745-23-06 was rescinded; therefore, it is no longer part of the State regulations. However, that rule revision has not yet been submitted to the 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 3745-23-06, the requirement to satisfy the "latest available control techniques and operating practices" still exists as part of the federally approved SIP for Ohio.

2.e The permittee has satisfied the "latest available control techniques and operating practices" required pursuant to OAC rule 3745-21-07(B) by committing to comply with the emissions limitations established pursuant to OAC rule 3745-21-07(B).

B. Operational Restrictions

1. The permittee shall burn only No. 2 or diesel fuel in this emissions unit.

Emissions Unit ID: **B001**

C. Monitoring and/or Record keeping Requirements

1. For each day during which the permittee burns a fuel other than No.2 or diesel fuel in this emissions unit, the permittee shall maintain a record of the type and quantity of fuel burned.

D. Reporting Requirements

1. The permittee shall submit deviation (excursion) reports to the Director (the appropriate Ohio EPA district Office or local air agency) that identify each day when a fuel other than No. 2 or diesel fuel was burned in this emissions unit. Each report shall be submitted within 45 days after the deviation occurs.

E. Testing Requirements

1. Compliance with the emission limitations in Section A.1 of these terms and conditions shall be determined in accordance with the following methods:

   a. Emission Limitation(s):

      The SO2 emissions from this emissions unit shall not exceed 5.49 lbs/hr and 24.07 tons/yr.

      Applicable Compliance Method(s):

      The emission limitations were based upon the emission factor from AP-42, "Compilation of Air Pollutant Emission Factors", 5th Edition, Section 3.4, Table 3.4-1 (10/96). Compliance with the lb/hr emission limitation is based on the emission factor of 1.52 lbs SO2/MMBtu heat input. Compliance with the annual emission limitation may be demonstrated by multiplying the emission factor of 1.52 lbs SO2/mmBtu heat input value by the maximum rated heat input capacity of the emissions unit (3.61 mmBtu/hr), then multiplying by 8760 hrs/yr and dividing by 2000 lbs/ton.

      If required, the permittee shall demonstrate compliance with the lb/mmBtu emission limitation through emission tests performed in accordance with 40 CFR Part 60, Appendix A, Methods 1- 4, and 6.

   b. Emission Limitation(s):

      The NOx emissions from this emissions unit shall not exceed 6.87 lbs/hr and 30.09 tons/yr.

      Applicable Compliance Method(s):

      The emission limitations were based upon the emission factor from AP-42,

"Compilation of Air Pollutant Emission Factors", 5th Edition, Section 3.4, Table 3.4-1 (10/96). Compliance with the lb/hr emission limitation is based on the controlled emission factor of 1.90 lbs NOx/MMBtu heat input. Compliance with the annual emission limitation may be demonstrated by multiplying the emission factor of 1.90 lbs NOx/mmBtu heat input value by the maximum rated heat input capacity of the emissions unit (3.61 mmBtu/hr), then multiplying by 8760 hrs/yr and dividing by 2000 lbs/ton.

If required, the permittee shall demonstrate compliance with the lb/mmBtu emission limitation through emission tests performed in accordance with 40 CFR Part 60, Appendix A, Methods 1- 4, and 7.

c. Emission Limitation(s):

The CO emissions from this emissions unit shall not exceed 3.07 lbs/hr and 13.46 tons/yr.

Applicable Compliance Method(s):

The emission limitations were based upon the emission factor from AP-42, "Compilation of Air Pollutant Emission Factors", 5th Edition, Section 3.4, Table 3.4-1 (10/96). Compliance with the lb/hr emission limitation is based on the emission factor of 0.85 lb CO/MMBtu heat input. Compliance with the annual emission limitation may be demonstrated by multiplying the emission factor of 0.85 lb CO/mmBtu heat input value by the maximum rated heat input capacity of the emissions unit (3.61 mmBtu/hr), then multiplying by 8760 hrs/yr and dividing by 2000 lbs/ton.

If required, the permittee shall demonstrate compliance with the lb/mmBtu emission limitation through emission tests performed in accordance with 40 CFR Part 60, Appendix A, Methods 1- 4, and 10.

d. Emission Limitation:

The visible particulate emissions from any stack shall not exceed 20% opacity, as a six-minute average, except for one 6-minute period per hour of not more than 60% opacity.

Applicable Compliance Method:

Emissions Unit ID: **B001**

Compliance shall be determined through visible emission observations performed in accordance with 40 CFR Part 60, Appendix A, Method 9.

e. Emission Limitation:

The PE shall not exceed 0.062 pounds per million BTU of actual heat input for a stationary large internal combustion engine.

Applicable Compliance Method:

If required, the permittee shall demonstrate compliance with the lb/mmBtu emission limitation through emission tests performed in accordance with 40 CFR Part 60, Appendix A, Methods 1- 5.

F. Miscellaneous Requirements

1. The terms and conditions in this permit supercede those identified in PTI 08-03968 issued 04/14/1999 and represents an increase of 0.84 ton PE/yr, 22.01 tons SO2/yr, 16.97 tons NOx/yr, 10.0 tons CO/yr and 1.07 tons OC/yr.

2. Notice to Relocate a Portable Source

   Pursuant to OAC rule 3745-31-03(A)(1)(p), the permittee of a portable source may relocate within the State of Ohio without first obtaining a permit to install (PTI) providing certain criteria are met. The portable source shall meet one of the two following scenarios in order to qualify for this PTI exemption for the new location:

   a. The following determinations have been documented, pursuant to OAC rule 3745-31-03(A)(1)(p)(i):

      i. the portable source is equipped with the best available technology for such portable source;

      ii. the portable source is operating pursuant to a currently effective permit to install, permit to operate (PTO), or registration status;

      iii. the applicant has provided proper notice of the intent to relocate the portable source to the (1.) Ohio EPA District Office or local air agency responsible for the permit(s) for the source and (2.) the appropriate Ohio EPA District Office or local air agency having jurisdiction over the new site within a minimum of 30 days prior to the scheduled relocation; and

      iv. in the judgement of the Ohio EPA District Office or local air agency having jurisdiction over the new site, the proposed site is acceptable under OAC rule 3745-15-07.

   b. In the alternative, pursuant to OAC rule 3745-31-03(A)(1)(p)(ii), the permittee of a portable source may relocate within the State of Ohio without first obtaining a

PTI, providing the following criteria of OAC rule 3745-31-05(E) are met:

i. the portable source permittee possesses an Ohio EPA PTI, PTO or registration status;

ii. the portable source is equipped with best available technology;

iii. the portable source owner has identified the proposed site to Ohio EPA;

iv. Ohio EPA has determined that the portable source, at the proposed site, will have an acceptable environmental impact;

v. a public notice, consistent with OAC Chapter 3745-47, is published in the county where the proposed site is located;

vi. the owner of the proposed site has provided the portable source owner with approval or equivalent declaration that it is acceptable to the site owner to move the portable source to this proposed site; and

vii. the portable source owner has provided Ohio EPA with 15 days written notice of the relocation.

Any site approvals issued by the Ohio EPA, pursuant to OAC rule 3745-31-03(A)(1)(p)(ii), shall be valid for no longer than 3 years and are subject to renewal.

In order for the permitting Ohio EPA District Office or local air agency and the appropriate field office having jurisdiction over the new site to determine compliance with all of the above criteria, the permittee of the portable source must file a " Notice of Intent to Relocate" within the specified time frame (30 or 15 days), prior to the relocation of the portable source with the Ohio EPA District Office or local air agency responsible for the permits for the source and the appropriate Ohio EPA District Office or local air agency having jurisdiction over the new site. Upon receipt of the notice, the Ohio EPA District Office or local air agency responsible for the permits for the portable source, and/or appropriate Ohio EPA District Office or local air agency having jurisdiction over the new site, will evaluate the request in accordance with the above criteria.

Failure to submit said notification and to receive Ohio EPA approval prior to relocation of the portable source may result in fines and civil penalties.

Emissions Unit ID: **B001**

Pursuant to OAC rule 3745-31-05(F), the Director may modify the site approval to add or delete certain portable sources or add or delete certain terms and conditions as appropriate.