☒ **Synthetic Minor Determination and/or** ☐ **Netting Determination**

Permit To Install **08-04544**

A. Source Description

Barrett Paving Materials, 08057043250, Permit # 08-04544, Plant 171 is a new portable 400 TPH hot-mix asphaltic concrete drum-mix plant that will be permitted out of the Dayton home office**.** The plant is approved for the use of recycled asphalt.

B. Facility Emissions and Attainment Status

The facility has accepted a short term restriction of 400 TPH and a federally enforceable annual restriction of 600,000 TPY to avoid TV reporting and requirements for SO2, OC, and CO. The annual restriction is based on a rolling 12- month summation of asphalt production. There are no HAPs emitted over 10 TPY individually or 25 TPY combined. The facility is located in Montgomery county which is in attainment for all pollutants.

C. Source Emissions

The short term limit for PE was based on NSPS 0.04 gr/dscf. The short term limits for SO2, OC, CO, and NOx were based on AP-42 emission factors All emission factors are worst case scenarios for the type of fuel that is burned. The annual allowable for PE was based on the controlled AP-42 emission factor multiplied by the annual restriction of 600,000 tons and divided by 2000 lbs. The annual limitation for all other pollutants are based on AP-42 emission factors multiplied by the annual restriction of 600,000 tons and divided by 2000 lbs. The PTE's are based on AP-42 emission factors multiplied by 8760 and divided by 2000. Modeling was performed on heptane, the worst case scenario and passed the OEPA Air Toxics Policy. There were no HAPs that triggered TV thresholds for this source.

D. Conclusion

The PTE (in tons)for the facility is as follows: PE, 24.53; SO2, 101.6; NOx, 96.36; CO, 227.8; OC, 105.1. The maximum annual throughput for the new plant will be restricted to 600,000 TPY in order to avoid TV reporting requirements. The facility has accepted federally enforceable restrictions and will utilize a baghouse for control of the particulate emissions. The facility emissions will be as follows: PE, 4.2; SO2, 17.4; NOx, 16.5; CO, 39.0; OC, 18.0. The facility will be synthetic minor for TV and not subject to the TV permitting requirements.

State of Ohio Environmental Protection Agency

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

RE: DRAFT PERMIT TO INSTALL **CERTIFIED MAIL**
MONTGOMERY COUNTY
Application No: 08-04544
DATE: 2/24/2004

Barrett Paving Material 171
Gerald Bushelman
P O Box 13591
Dayton, OH 454130591

You are hereby notified that the Ohio Environmental Protection Agency has made a draft action recommending that the Director issue a Permit to Install for the air contaminant source(s) [emissions unit(s)] shown on 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 proposed installation. A public notice concerning the draft permit will appear in the Ohio EPA Weekly Review and the newspaper in the county where the facility will be located. Public comments will be accepted by the field office within 30 days of the date of publication in the newspaper. Any comments you have on the draft permit should be directed to the appropriate field office within the comment period. A copy of your comments should also be mailed to Robert Hodanbosi, Division of Air Pollution Control, Ohio EPA, P.O. Box 1049, Columbus, OH, 43266-0149.

A Permit to Install may be issued in proposed of final form based on the draft action, any written public comments received within 30 days of the public notice, or record of a public meeting if one is held. You will be notified in writing of a scheduled public meeting. Upon issuance of a final Permit to Install a fee of **$1250** will be due. Please do not submit any payment now.

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. If you have any questions about this draft permit, please contact the field office where you submitted your application, or Mike Ahern, Field Operations & Permit Section at (614) 644-3631.

Very truly yours,

Michael W. Ahern

Michael W. Ahern, Supervisor
Field Operations and Permit Section
Division of Air Pollution Control

CC: USEPA **RAPCA** **Miami Valley Regional Planning Commission** **KY**
IN

MONTGOMERY COUNTY

PUBLIC NOTICE
ISSUANCE OF DRAFT PERMIT TO INSTALL **08-04544** FOR AN AIR CONTAMINANT SOURCE FOR
BARRETT PAVING MATERALS 171

On 2/24/2004 the Director of the Ohio Environmental Protection Agency issued a draft action of a Permit To Install an air contaminant source for **Barrett Paving Materals 171**, located at **12220 Kirkwood Rd, Sidney**, Ohio.

Installation of the air contaminant source identified below may proceed upon final issuance of Permit To Install 08-04544:

400 TPH portable asphalt plant.

Comments concerning this draft action, or a request for a public meeting, must be sent in writing to the address identified below no later than thirty (30) days from the date this notice is published. All inquiries concerning this draft action may be directed to the contact identified below.

John Paul, Regional Air Pollution Control Agency, 117 South Main Street, Dayton, OH 45422-1280
[(937)225-4435]

DRAFT PERMIT TO INSTALL 08-04544

Application Number:	08-04544
APS Premise Number:	0857043250
Permit Fee:	**To be entered upon final issuance**
Name of Facility:	Barrett Paving Material 171
Person to Contact:	Gerald Bushelman
Address:	P O Box 13591 Dayton, OH 454130591

Location of proposed air contaminant source(s) [emissions unit(s)]:
12220 Kirkwood Rd
Sidney, **Ohio**

Description of proposed emissions unit(s):
400 TPH portable asphalt plant.

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

_____
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 quarterly, i.e., 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

a. If 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).

b. If the permittee is required to apply for permit(s) pursuant to OAC Chapter 3745-35, the source(s) identified in this Permit To Install is (are) permitted to operate for a period of up to one year from the date the source(s) commenced operation. 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 source(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	**4.2**
Sulfur dioxides	**17.4**
Nitrogen dioxides	**16.5**
Carbon monoxide	**39.0**

Organic compounds	**18.0**

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	
P901 - 400 TPH Portable Asphalt Plant, drum mix, rotary dryer, controlled with a baghouse	Aggregate Storage Bins, Cold Aggregate Elevators, Plant Silo and Load-out

*** Modification**

Applicable Rules/Requirements		
OAC rule 3745-31-05(A)(3)		OAC rule 3745-17-07(B) and OAC rule 3745-17-08(B)
	OAC rule 3745-17-07(A) and OAC rule 3745-17-11(B)	
	OAC rule 3745-18-06(E)(2)	
	OAC rule 3745-31-05(A)(3)	
OAC rule 3754-35-07(B) (synthetic minor to avoid Title V)		
NSPS 40 CFR Part 60, Subpart I		

Applicable Emissions Limitations/Control Measures	See A. 2.d.	Visible particulate emissions from any fugitive dust sources shall not exceed 20% as a three minute average.
The requirements of this rule also include compliance with the requirements of NSPS 40 CFR Part 60, Subpart I and OAC rule 3745-35-07.	Particulate emissions shall not exceed 0.04 grain per dry standard cubic foot of exhaust gases.	See A.2. e.
The carbon monoxide emissions from this emissions unit shall not exceed 52.0 lbs/hr.	Visible particulate emissions shall not exceed 20 percent opacity, as a 6-minute average, from the stack, except as provided by 40 CFR Part 60.11.	
The sulfur dioxide emissions from this emissions unit shall not exceed 23.2 lbs/hr.	The emission limitations specified in these rules are less stringent than the emission limitations specified in 40 CFR Part 60, Subpart I.	
The nitrogen dioxide emissions from this emissions unit shall not exceed 22.0 lbs/hr and 16.5 TPY.	The emission limitation specified by this rule is less stringent than the emission limitation specified in OAC rule 3745-18-06(H) (i.e. 40 CFR, Part 60 Subpart I).	
The organic compound emissions from this emissions unit shall not exceed 17.6 lbs/hr.		
The particulate emissions from this emissions unit shall not exceed 4.2 TPY.	The OC emissions shall not exceed 6.4 lbs/hr and 4.8 TPY.	
The carbon monoxide emissions from this emissions unit shall not exceed 39.0 TPY.	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 elevator loading area.	
The sulfur dioxide emissions from this emissions unit shall not exceed 17.4 TPY.		
The organic compound emissions from this emissions unit shall not exceed 18.0 TPY.	The aggregate loaded into the storage bins shall have a moisture content sufficient to minimize or eliminate the visible emissions of fugitive dust from the elevator and the transfer point to the dryer.	
The ton/yr limitations are based upon a rolling 12-month summation		

2. Additional Terms and Conditions

2.a The 23.2 lbs/hr of SO2, 17.6 lbs/hr of OC from the plant and 6.4 lbs/hr from the silo and load-out, 22.0 lbs/hr of NOx, and 52.0 lbs/hr of CO, emissions limitations were established for PTI purposes to reflect the potential to emit for this emissions unit. Therefore, it is not necessary to develop record keeping and/or reporting requirements to ensure compliance with these limits.

2.b This emissions unit has been approved for the use of recycled asphalt products.

2.c The particulate matter (PM) emission limitation specified above includes particulate matter (PM-10) emissions that are less than 10 microns in diameter.

2.d The permittee has accepted limits in production to avoid Title V for SO2, OC, and CO.

2.e OAC rules 3745-17-07(B) and 3745-17-08(B) are applicable only when the emissions unit is located in an "Appendix A" area, as specified in OAC rule 3745-17-08.

B. Operational Restrictions

1. The maximum annual production rate for this emissions unit shall not exceed 600,000 tons, based upon a rolling 12-month summation. Since this is an existing emissions unit, the applicant has existing production records and shall use them to determine compliance upon startup under this permit.
2. The pressure drop across the baghouse shall be maintained within the range of 2.5 to 5.5 inches of water when the emissions unit is in operation.

3. Specifications for the Used Oil Burned in the Dryer

All recycled, used oil burned in this emissions unit shall meet the following specifications:

Contaminant/Property	Allowable Specification*
arsenic	5 ppm, maximum
cadmium	2 ppm, maximum
chromium	10 ppm, maximum
lead	100 ppm, maximum
PCBs	50 ppm, maximum**
total halogens	4000 ppm maximum***
mercury	1 ppm, maximum
flash point	100 degrees Fahrenheit, minimum
heat content	135,000 Btu/gallon, minimum

* Some or all of these used oil specifications exceed the Resource Conservation & Recovery Act Standards of 40 CFR Part 266.40 and OAC rule 3745-58-50, thereby, making the used oil off-specification..

** If the permittee is burning used oil with any quantifiable level 2ppm < 50 ppm of PCBs, then the permittee is subject to any applicable requirements found under 40 CFR part 279., subparts G and H and 40 CFR 761.20(e).

*** Used oil containing more than 1000 ppm total halogens is presumed to be a hazardous waste under the rebuttable presumption provided under 40 CFR 279.10(b)(1)(ii) and OAC rule 3745-279- 10(B)(1)(b). Therefore, the permittee may receive and burn used oil exceeding 1000 ppm of total halogens (but less than 4000 ppm, maximum) only if the used oil supplier has demonstrated the used oil does not contain any hazardous waste pursuant to OAC rule 3745-279-63.

C. Monitoring and/or Recordkeeping Requirements

1. The permittee shall maintain monthly records of the following information:

   a. the total quantity of asphalt produced each month; and

   b. the rolling, 12-month summation of the monthly production rates.

2. The permittee shall properly, operate, and maintain equipment to monitor the pressure drop across the baghouse when the emissions unit is in operation. The monitoring equipment shall be installed, calibrated, operated, and maintained in accordance with the manufacturer's recommendations, instructions, and operating manual(s). The permittee shall record the pressure drop across the baghouse on a daily basis.

3. The permittee shall receive a chemical analysis with each shipment of used oil from the supplier. The analysis shall identify the name and address of the supplier, the supplier's USEPA identification number, and the following information:

   a. The date of shipment or delivery.
   b. The quantity of used oil received.
   c. The Btu value of the used oil, in BTU/gallon.
   d. The flash point of the used oil, in degrees F.
   e. The arsenic content, in ppm.
   f. The cadmium content, in ppm.
   g. The chromium content, in ppm.
   h. The lead content, in ppm.
   i. The PCB content, in ppm.
   j. The total halogen content, in ppm.

k. The mercury content, in ppm.

Each analysis shall be kept in a readily accessible location for at least 5 years and shall be made available to the Director (the appropriate Ohio EPS District Office or local air agency) upon verbal or written request. The Director or any authorized representative of the Director may require or may conduct periodic, detailed chemical analyses through an independent laboratory of any used oil shipment received by this facility, of any used oil stored at this facility, or of any used oil sampled at the dryer.

4. The permittee shall perform daily checks, when the emissions unit is in operation and when the weather conditions allow, for any visible particulate emissions from the stack and for any visible fugitive particulate emissions from the hot aggregate elevator, vibrating screens, weigh hopper, aggregate storage bins and cold aggregate elevator 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 location and 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 minimize or eliminate the abnormal 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) 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.

5. The permittee may, upon receipt of written approval from the appropriate Ohio EPA District Office or local air agency, modify the above-mentioned frequencies for performing the visible emissions checks if operating experience indicates that less frequent visible emissions checks would be sufficient to ensure compliance with the above-mentioned applicable requirements.

6. This permit allows the use of materials (typically coatings and cleanup materials) specified by the permittee in the permit to install application for this emissions unit. To fulfill the best available technology requirements of (OAC) rule 3745-31-05 and to ensure compliance with OAC rule 3745-15-07 (Air Pollution Nuisances Prohibited), the emission limitation(s) specified in this permit was (were) established using the Ohio EPA's "Review of New Sources of Air Toxic Emissions" policy ("Air Toxic Policy") and is (are) based on both the materials used and the design parameters of the emissions unit's exhaust system, as specified in the application. The Ohio EPA's "Air Toxic Policy" was applied for each pollutant using the SCREEN 3.0 model and comparing the predicted 1-hour maximum ground-level concentration to the Maximum Acceptable Ground-Level Concentration (MAGLC). The following summarizes the results of the modeling for the "worse case" each pollutant(s):

Pollutant: Heptane

TLV (ug/m3): 1,639,264

Maximum Hourly Emission Rate (lbs/hr): 3.73

Predicted 1-Hour Maximum Ground-Level Concentration (ug/m3): 4.32

MAGLC (ug/m3): 39,030

Physical changes or changes in the method of operation of the emissions unit that result in changes to the factors affecting the air toxic analysis could result in noncompliance with this permit to install. In order to avoid this noncompliance situation, prior to initiating any changes, permittees are required to conduct an evaluation to determine that the "Air Toxic Policy" is still satisfied. Changes that can affect the "Air Toxic Policy" include, but are not limited to, the following:

a. changes in the composition of the materials used (typically for coatings or cleanup materials), or the use of new materials, that would result in the emission of a compound with a lower Threshold Limit Value (TLV), as indicated in the most recent version of the handbook entitled "American Conference of Governmental Industrial Hygienists (ACGIH)," than the lowest TLV value previously modeled;

b. changes in the composition of the materials, or use of new materials, that would result in an increase in emissions of any pollutant with a listed TLV that was proposed in the application and modeled; and,

c. physical changes to the emissions unit or its exhaust parameters (e.g., increased/decreased exhaust flow, changes in stack height, changes in stack diameter, etc.)

7. The Ohio EPA will not consider any of the above-mentioned as a "modification" requiring a permit to install, if the following conditions are met:

a. the change is not otherwise considered a "modification" under OAC Chapter 3745-31;

b. the permittee can continue to comply with the allowable emission limitations specified in its permit to install; and,

c. prior to the change, the applicant conducts an evaluation pursuant to the Air Toxic Policy, determines that the changed emissions unit still satisfies the Air Toxic Policy, and the permittee maintains documentation that identifies the change and the results of the application of the Air Toxic Policy for the change.

For any change to the emissions unit or its method of operation that either would require an increase in the emission limitation(s) established by this permit or would otherwise be considered a "modification" as defined in OAC rule 3745-31-01, the permittee shall obtain a final permit to install prior to the change.

D. Reporting Requirements

1. The permittee shall submit quarterly deviation (excursion) reports to the Director (the appropriate District Office or local air agency) which identify all exceedances of the rolling, 12-month production rate limitation. The deviation reports shall be submitted in accordance with the General Terms and Conditions of this permit.

2. The permittee shall notify the USEPA and the Ohio EPA (the appropriate District Office or local air agency) if any of the used oil exceeds the used oil specifications. An identification number from USEPA shall be obtained prior to the combustion of any used oil.

Before the permittee accepts the first shipment of any off-specification used oil from a marketer, the permittee must provide the marketer a one-time, written and signed notice certifying that:

a. the company has notified USEPA of its used oil management activities and that the notice included the location and description of those activities; and

b. the company will burn the used oil only in an industrial furnace or boiler identified in 40 CFR Part 266.41(b) and OAC rule 3745-279-42.

A copy of each certification notice that the permittee sends to a marketer must be kept on file for a minimum of 5 years from the date it last received off-specification used oil from that marketer.

3. The permittee shall submit quarterly pressure drop deviation (excursion) reports that identify all periods of time during which the pressure drop across the baghouse did not comply with the allowable range specified above. The deviation reports shall be submitted in accordance with the General Terms and Conditions of this permit..

4. The permittee shall submit annual reports of the production rate and the total PM, OC, NOx, SO2 and CO emissions for this emissions units. These reports shall be submitted by January 31 of each year to the Director (District Office or Local Air Agency).

5. The permittee shall submit quarterly deviation (excursion) reports that (a) identify all days during which any visible particulate emissions were observed in excess of the allowable opacity limit specified above from the stack serving this emissions unit, (b) identify all days during which any visible fugitive particulate emissions were observed in excess of the allowable opacity limit specified above from the hot aggregate elevator, vibrating screens, weigh hopper, aggregate storage bins and cold aggregate elevator serving this emissions unit, and (c) describe any corrective actions taken to minimize the abnormal visible particulate and/or visible fugitive particulate emissions. The deviation reports shall be submitted in accordance with the General Terms and Conditions of this permit.

E. Testing Requirements

1. Compliance Methods

Compliance with the emission limitation(s) in Section A.1. of these terms and conditions shall be determined in accordance with the following method(s):

a. Emission Limitation -
Particulate emission shall not exceed 0.04 gr/dscf of exhaust gases,

Applicable Compliance Method -
If required, compliance shall be based on conducting a stack test in accordance with USEPA Reference Method 5, of 40 CFR Part 60, Appendix A.

b. Emission Limitation -
4.2 TPY particulate emissions

Applicable Compliance Method -
Compliance shall be based on the record keeping specified in C.1., multiplying the 12-month production summation by the emission factor of 0.0014 lb PM/ton of asphalt production (AP-42 Section 11.1: Hot Mix Asphalt Plants, Table 11.1-3, 12/00), and. dividing by 2,000 lbs/ton.

c. Emission Limitation -
23.2 lb/hr SO2

Applicable Compliance Method -

Compliance with the hourly allowable SO2 emission rate shall be determined by multiplying the maximum hourly production rate of 400 tons/hour by the emission factor of 0.058 lb SO2/ton of asphalt production (AP-42 Section 11.1: Hot Mix Asphalt Plants, Table 11.1-7, 12/00).
If required, compliance shall be based on conducting a stack test in accordance with either USEPA Reference Method 6, of 40 CFR Part 60, Appendix A.

d. Emission Limitation -
17.4 TPY SO2

Applicable Compliance Method -
Compliance shall be based on the record keeping specified in C.1., multiplying the 12-month production summation by the emission factor of 0.058 lb SO2/ton of asphalt production (AP-42 Section 11.1: Hot Mix Asphalt Plants, Table 11.1-7, 12/00) and dividing by 2,000 lbs/ton.

e. Emission Limitation -
17.6 lbs/hr OC from the plant

Applicable Compliance Method -
Compliance with the hourly allowable OC emission rate shall be determined by multiplying the maximum hourly production rate of 400 tons/hour by the emission factor of 0.044 lb OC/ton of asphalt production (AP-42 Section 11.1: Hot Mix Asphalt Plants, Table 11.1-8, 12/00).

If required, compliance shall be based on conducting a stack test in accordance with either USEPA Reference Method 25, of 40 CFR Part 60, Appendix A.

f. Emission Limitation-
6.4 lbs/hr of OC from plant load out and silo filling

Compliance shall be determined by multiplying the maximum hourly production rate of 400 tons/hr by the emission factors of 0.012 lb VOC/ton silo filling and 0.004 lb VOC/ton plant load out, emission factors estimated using default values for silo filling and plant load out and the predictive emission factor equations USEPA reference document AP-42, 11.1-14 (12/00).

g. Emission Limitation -
13.2 TPY OC from the plant

Applicable Compliance Method -
Compliance shall be based on the record keeping specified in C.1., multiplying the 12-month production summation by the emission factor of 0.044 lb OC/ton of asphalt production (AP-42 Section 11.1: Hot Mix Asphalt Plants, Table 11.1-8, 12/00), and

dividing by 2,000 lbs/ton.

h. Emission Limitation-
4.8 TPY OC from the plant silo and load-out

Applicable Compliance Method -
Compliance shall be determined by multiplying each 12-month production summation by the emission factors of 0.012 lb VOC/ton silo filling and 0.004 lb VOC/ton plant load out, emission factors estimated using default values for silo filling and plant load out and the predictive emission factor equations USEPA reference document AP-42, 11.1-14 (12/00), and dividing by 2,000 pounds per ton.

i. Emission Limitation -
22.0 lb/hr NOx

Applicable Compliance Method -
Compliance with the hourly allowable NOx emission rate shall be determined by multiplying the maximum hourly production rate of 400 tons/hour by the emission factor of 0.055 lb NOx/ton of asphalt production (AP-42 Section 11.1: Hot Mix Asphalt Plants, Table 11.1-7, 12/00), and dividing by 2,000 lbs/ton**.**

If required, compliance shall be based on conducting a stack test in accordance with USEPA Reference Method 7 or 7A (as appropriate), of 40 CFR Part 60, Appendix A.

j. Emission Limitation -
16.5 TPY NOx

Applicable Compliance Method -
Compliance shall be based on the record keeping specified in C.1., multiplying the 12-month production summation by the emission factor of 0.055 lb NOx/ton of asphalt production (AP-42 Section 11.1: Hot Mix Asphalt Plants, Table 11.1-7, 12/00), and dividing by 2,000 lbs/ton.

k. Emission Limitation -
52.0 lbs/hr CO

Applicable Compliance Method -
Compliance shall be determined by multiplying the maximum hourly production rate of 400 tons/hour by the emission factor of 0.13 lb/ton of asphalt production (AP-42 Section 11.1: Hot Mix Asphalt Plants, Table 11.1-7, 12/00), and dividing by 2,000 lbs/ton.

If required, compliance shall be based on conducting a stack test in accordance with USEPA Reference Method 10, of 40 CFR Part 60, Appendix A.

l. Emission Limitation -
39.0 TPY CO

Applicable Compliance Method -
Compliance shall be based on the record keeping specified in C.2., multiplying the 12-month production summation by the emission factor of 0.13 lb CO/ton of asphalt production (AP-42 Section 11.1: Hot Mix Asphalt Plants, Table 11.1-7, 12/00), and dividing by 2,000 lbs/ton.

m. Emission Limitation -
20% opacity visible emissions as a 6-minute average (for stack emissions)

Applicable Compliance Method -
OAC rule 3745-17-03(B)(1)

n. Emission Limitation -
20% opacity visible emissions as a 3-minute average (for fugitive emissions)

Applicable Compliance Method -
OAC rule 3745-17-03(B)(3)

2. During the first full production season which this permit is effective, the permittee shall conduct, or have conducted, an emission test(s) for this emissions unit in order to demonstrate compliance with the allowable mass emission rate(s) for particulates. The particulates test(s) shall be conducted in accordance with the test methods and procedures specified in "USEPA Reference Method 5, of 40 CFR Part 60, Appendix A" while the emissions unit is operating at or near maximum capacity and using only "virgin aggregate".

During the first full production season which this permit is effective, the permittee shall conduct, or have conducted, an emission test(s) for this emissions unit in order to demonstrate compliance with the allowable mass emission rate(s) for organic compounds. The organic compounds test(s) shall be conducted in accordance with the test methods and procedures specified in "USEPA Reference Method 25, of 40 CFR Part 60, Appendix A" while the emissions unit is operating at or near maximum capacity and using only "virgin aggregate".

During the first full production season which this permit is effective, the permittee shall conduct, or have conducted, an emission test(s) for this emissions unit in order to demonstrate compliance with the allowable mass emission rate(s) for carbon monoxide The carbon monoxide test(s) shall be conducted in accordance with test methods and procedures specified in "USEPA Reference Method 10, of 40 CFR Part 60, Appendix A" while the emissions unit is operating at or near maximum capacity and using only "virgin aggregate".

During the first full production season which this permit is effective, the permittee shall conduct,

or have conducted, an emission test(s) for this emissions unit in order to demonstrate compliance with the allowable mass emission rate(s) for nitrogen oxides. The nitrogen oxides test(s) shall be

conducted in accordance with test methods and procedures specified in "USEPA Reference Method 7 or 7A, of 40 CFR Part 60, Appendix A" while the emissions unit is operating at or near maximum capacity and using only "virgin aggregate".

During the first full production season which this permit is effective, the permittee shall conduct, or have conducted, an emission test(s) for this emissions unit in order to demonstrate compliance with the allowable mass emission rate(s) for sulfur dioxides. The sulfur dioxides test(s) shall be conducted in accordance with test methods and procedures specified in "USEPA Reference Method 6, of 40 CFR Part 60, Appendix A" while the emissions unit is operating at or near maximum capacity and using only "virgin aggregate".

Not later than 30 days prior to the proposed test date(s), the permittee shall submit an "Intent to Test" notification. 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 field office's refusal to accept the results of the emissions test(s).

Personnel from the 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 regarding the emissions unit operating parameters.

A comprehensive written report on the results of the emission test(s) shall be submitted within 30 days following completion of the test(s).

F. Miscellaneous Requirements

1. The terms and conditions of Section A, B, C (except for C.6.), and D are federally enforceable.

2. Terms in this permit supercede those identified in PTI 04-1178 issued 7/31/01 and this modification represents the following increases and decreases in the applicable emissions limitations: PE -26.8 tons/yr (previous permit was TSP), CO 0 tons/yr, NOx 0 tons/yr, SO2 +0.6 tons/yr and OC +4.8 tons/yr. PTI 04-01178 was permitted out of Lucas County Ohio and should be withdrawn after the issuance of this PTI.

3. Notice to Relocate a Portable or Mobile Source

   a. Pursuant to Ohio Administrative Code (OAC) rule 3745-31-03(A)(1)(p)(i), the permittee of a portable or mobile emissions unit may relocate within the State of Ohio without first obtaining a PTI providing the following criteria are met:

i. the portable emissions unit is equipped with the best available control technology for such portable emissions unit;

ii. the portable emissions unit is operating pursuant to a currently effective permit to operate (PTO);

iii. the applicant has provided proper notice of intent to relocate the portable emissions unit to the RAPCA and the appropriate field office having jurisdiction over the new site within a minimum of thirty days prior to the scheduled relocation; and

iv. in RAPCA's and the appropriate field office's judgement, the proposed site is acceptable under the rule 3745-15-07 of the Administrative Code.

b. In the alternative, pursuant to OAC rule 3745-31-03(A)(1)(p)(ii), the permittee of a portable or mobile emissions unit may relocate within the State of Ohio without first obtaining a PTI providing the following criteria of OAC rule 3745-31-05(F) are met:

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

ii. the portable emissions unit is equipped with best available technology;

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

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

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

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

vii. the portable emissions unit owner has provided Ohio EPA with fifteen days written notice of the relocation.

c. Any site approvals issued by the Ohio EPA, pursuant to F.2. above, shall be valid for no longer than three years and are subject to renewal.

In order for the RAPCA and the appropriate field office having jurisdiction over the new site to determine compliance with all of the above criteria, the owner or operator of the portable or mobile emissions unit must file a "Notice of Intent to Relocate", within the

specified time frame (30 or 15 days) prior to the relocation of the emissions unit with the RAPCA (117 S. Main Street, Dayton, OH 45422) and the appropriate field office having jurisdiction over the new site. Upon receipt of the notice, the RAPCA and/or appropriate field office 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 emissions unit may result in fines and civil penalties.