Ohio Environmental Protection Agency

John R. Kasich, Governor
Mary Taylor, Lt. Governor
Craig W. Butler, Director

7/11/2016

Certified Mail

Patricia Lawson
ReTech Steel, LLC.
36790 Giles Road
Grafton, OH 44044

Facility ID: 0247052005
Permit Number: P0114204
County: Lorain

RE: DRAFT AIR POLLUTION TITLE V PERMIT
Permit Type: Initial

Dear Permit Holder:

A draft of the OAC Chapter 3745-77 Title V permit for the referenced facility has been issued. The purpose of this draft is to solicit public comments. A public notice will appear in the Ohio Environmental Protection Agency (EPA) Weekly Review and the local newspaper, The Chronicle Telegram. A copy of the public notice, the Statement of Basis, 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

Ohio EPA DAPC, Northeast District Office
2110 East Aurora Road
Twinsburg, OH 44087

Comments and/or a request for a public hearing will be accepted within 30 days of the date the notice is published in the newspaper. You will be notified if a public hearing is scheduled. A decision on processing the Title V permit will be made after consideration of comments received and oral testimony if a public hearing is conducted. You will then be provided with a Preliminary Proposed Title V permit and another opportunity to comment prior to the 45-day Proposed Title V permit submittal to U.S. EPA Region 5. The permit will be issued final after U.S. EPA review is completed and no objections to the final issuance have been received. If you have any questions, please contact Ohio EPA DAPC, Northeast District Office at (330)963-1200.

Sincerely,

Michael E. Hopkins,P.E
Assistant Chief, Permitting Section, DAPC

Cc: U.S. EPA Region 5 - *Via E-Mail Notification*
Ohio EPA-NEDO

PUBLIC NOTICE

The following matters are the subject of this public notice by the Ohio Environmental Protection Agency. The complete public notice, including any additional instructions for submitting comments, requesting information, a public hearing, or filing an appeal may be obtained at:http://epa.ohio.gov/actions.aspx or Hearing Clerk, Ohio EPA, 50 W. Town St., Columbus, Ohio 43215. Ph: 614-644-2129 email:HClerk@epa.ohio.gov

Draft Title V Permit Initial
ReTech Steel, LLC.
36790 Giles Road, , Grafton, OH 44044
ID#: P0114204
Date of Action: 7/11/2016
Permit Desc: Initial Title V permit for a tumbler (to remove ash) and shredder (to produce uniform material size) used to recycle material from the Ross Incineration Services ("Ross") incineration process. The shredder is also used to process non-incinerated items..
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 ID # or: Kristen Switzer, Ohio EPA DAPC, Northeast District Office, 2110 East Aurora Road, Twinsburg, OH 44087. Ph: (330)963-1200

Statement of Basis For Air Pollution Title V Permit

Facility ID:	0247052005
Facility Name:	ReTech Steel, LLC.
Facility Description:	Facility recycles steel from a hazardous waste incinerator
Facility Address:	36790 Giles Road, Grafton, OH 44044
Permit #:	P0114204, Initial

This facility is subject to Title V because it is major for:

☐ Lead ☐ Sulfur Dioxide ☐ Carbon Monoxide ☐ Volatile Organic Compounds ☐ Nitrogen Oxides
☐ Particulate Matter ≤ 10 microns ☐ Single Hazardous Air Pollutant ☐ Combined Hazardous Air Pollutants
☐ Maximum Available Control Technology Standard(s) ☐ GHG ☐ Title IV **X** It is linked with a Title V facility

A. Standard Terms and Conditions

Has each insignificant emissions unit been reviewed to confirm it meets the definition in OAC rule 3745-77-01(U)?	Yes
Were there any "common control" issues associated with this facility? If yes, provide a summary of those issues and explain how the DAPC decided to resolve them.	Yes. ReTech Steel, LLC (ReTech) is located within Ross Incineration Services (RIS) property boundaries. Initially, RIS obtained permits for the Trommel Operations (P005) and Shredder Operations (P010) because initially those pieces of equipment were planned to be used exclusively at and for RIS, separating recyclable steel from incinerator ash. However, it was realized the Trommel and Shredding operations could be used in a variety of applications (i.e. shredding automobiles, and larger metal pieces). ReTech/RIS requested the facility be permitted under its own facility ID. Engineering Guide #58 (EG58) attempts to answer questions regarding facilities being classified as the same facility or splitting the facilities apart into two separate facilities. EG 58 address such issues as: adjacent/contiguous properties, common control/ownership, and similar SIC codes. In the ReTech/RIS scenario, ReTech is located on the property, currently ReTech is controlled by the “Family of Ross” companies, and ReTech (currently) mainly is supplied by RIS. An argument could be made either way to permit ReTech independent of RIS or to include ReTech Operations with RIS. The facility requested and a decision was made to allow ReTech to be considered a separate facility; however, it has been required to apply for and receive a Title V Permit.
Please identify the affected unit(s) and associated PTI, if applicable, along with a brief description of any changes to the permit	N/A

document that qualify as a minor permit modification per OAC rule 3745-77-08(C)(1)	
Please identify the affected unit(s) and associated PTI, if applicable, along with a brief description of any changes to the permit document that qualify as a significant permit modification per OAC rule 3745-77-08(C)(3)	N/A
Please identify the affected unit(s)and associated PTI, if applicable, along with a brief description of any changes to the permit document that qualify as a reopening per OAC rule 3745-77-08(D)	N/A
Please identify the affected unit(s) and associated PTI, if applicable, along with a brief description of any changes to the permit document resulting from a renewal per OAC rule 3745-77-08(E)	N/A
Please identify the affected unit(s) and pollutant(s) for which a Compliance Assurance Monitoring (CAM) Plan is required per 40 CFR 64. Provide more emissions unit specific detail in Section C.	N/A

B. Facility-Wide Terms and Conditions

Term and Condition (paragraph)	Basis		Comments
	SIP (3745-)	Other	
None			

C. Emissions Unit Terms and Conditions

Key:

EU =	emissions unit ID	R =	record keeping requirements
ND =	negative declaration (i.e., term that indicates that a particular rule(s) is (are) not applicable to a specific emissions unit)	Rp =	reporting requirements
		ET =	emission testing requirements (not including compliance method terms)
OR =	operational restriction	St =	streamlining term used to replace a PTI monitoring, record keeping, or reporting requirement with an equivalent or more stringent requirement
M =	monitoring requirements		
ENF =	did noncompliance issues drive the monitoring requirements?	Misc =	miscellaneous requirements

EU(s)	Limitation	Basis		ND	OR	M	ENF	R	Rp	ET	St	Misc	Comments
		SIP (3745-)	Other										
P005	Fugitive PE not to exceed 6.51 TPY		31-05(A)(3)	N	Y	Y	N	N	Y	N	N		Daily check for VEs is required. Material is to be moist when processed.
P005	NOx not to exceed 1.88 lbs/hr and 8.23 TPY		31-05(A)(3)	N	N	N	N	N	N	N	N		Engine not subject to NSPS or MACT. Emission factors provided by manufacturer
P005	CO not to exceed 1.43 lbs/hr and 6.25 TPY		31-05(A)(3)	N	N	N	N	N	N	N	N		Engine not subject to NSPS or MACT. Emission factors provided by manufacturer
P005	VE not to exceed 5% opacity as a 6 min aver.		31-05(A)(3)	Y	Y	Y	N	N	Y	N	N		Daily check for VEs is required. Material is to be moist when processed.
P010	CO not to exceed 0.62 lb/hr and 0.91 TPY		31-05(E)	N	Y	Y	N	Y	Y	N	N		Facility has restricted the diesel engine to operate no more than 8 hours per day. Recordkeeping of hours operated and reporting if 8 hours is exceeded.

P010	NOx not to exceed 4.93 lbs/hr and 7.20 TPY		31-05(E)	N	Y	Y	N	Y	Y	N	N		Facility has restricted the diesel engine to operate no more than 8 hours per day. Recordkeeping of hours operated and reporting if 8 hours is exceeded.
P010	Fugitive PE not to exceed 1.03 TPY		31-05(E)	N	Y	Y	N	Y	Y	N	N		Facility has restricted the diesel engine to operate no more than 8 hours per day. Recordkeeping of hours operated and reporting if 8 hours is exceeded.
P010	VE not to exceed 5% opacity as a 6-min aver		31-05(A)(3)	N	N	Y	N	Y	Y	N	N		Daily check for VEs is required. Quarterly report if VEs were visible. Material is to be moist when processed.
P010	VE from stack not to exceed 10% opacity as a 6-min aver		31-05(A)(3)	N	N	Y	N	Y	Y	N	N		Daily check for VEs is required. Quarterly report if VEs were visible. Material is to be moist when processed.
P010	PM not to exceed 0.5 g/kW-hr		40 CFR, Part 60 Subpart IIII	N	N	N	N	N	N	N	N		If required, testing can be done to check emissions. Facility needs to keep readily available all manufacturer information regarding emissions from the engine.
P010	NOx and THC not to exceed 8.7		40 CFR, Part 60 Subpart	N	N	N	N	N	N	N	N		If required, testing can be done to check emissions. Facility needs to keep readily available all manufacturer information regarding emissions from the engine.

	g/kW-hr		IIII										
P010	CO not to exceed 5.0 g/kW-hr		40 CFR, Part 60 Sub part IIII	N	N	N	N	N	N	N	N		If required, testing can be done to check emissions. Facility needs to keep readily available all manufacturer information regarding emissions from the engine.

DRAFT

Division of Air Pollution Control
Title V Permit
for
ReTech Steel, LLC.

Facility ID:	0247052005
Permit Number:	P0114204
Permit Type:	Initial
Issued:	7/11/2016
Effective:	To be entered upon final issuance
Expiration:	To be entered upon final issuance

Ohio Environmental Protection Agency

Division of Air Pollution Control
Title V Permit
for
ReTech Steel, LLC.

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Authorization

Facility ID:	0247052005
Facility Description:	
Application Number(s):	A0047579
Permit Number:	P0114204
Permit Description:	Initial Title V permit for a tumbler (to remove ash) and shredder (to produce uniform material size) used to recycle material from the Ross Incineration Services ("Ross") incineration process. The shredder is also used to process non-incinerated items.
Permit Type:	Initial
Issue Date:	7/11/2016
Effective Date:	To be entered upon final issuance
Expiration Date:	To be entered upon final issuance
Superseded Permit Number:	

This document constitutes issuance of an OAC Chapter 3745-77 Title V permit to:

ReTech Steel, LLC.
36790 Giles Road
Grafton, OH 44044

Ohio Environmental Protection Agency (EPA) District Office or local air agency responsible for processing and administering your permit:

Ohio EPA DAPC, Northeast District Office
2110 East Aurora Road
Twinsburg, OH 44087
(330)963-1200

The above named entity is hereby granted a Title V permit pursuant to Chapter 3745-77 of the Ohio Administrative Code. This permit and the authorization to operate the air contaminant sources (emissions units) at this facility shall expire at midnight on the expiration date shown above. You will be sent a notice approximately 18 months prior to the expiration date regarding the renewal of this permit. If you do not receive a notice, please contact the Ohio EPA DAPC, Northeast District Office. If a renewal permit is not issued prior to the expiration date, the permittee may continue to operate pursuant to OAC rule 3745-77-08(E) and in accordance with the terms of this permit beyond the expiration date, if a timely renewal application is submitted. A renewal application will be considered timely if it is submitted no earlier than 18 months and no later than 6 months prior to the expiration date.

This permit is granted subject to the conditions attached hereto.

Ohio Environmental Protection Agency

Craig W. Butler
Director

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. 24., Reporting Requirements Related to Monitoring and Record Keeping Requirements of State-Only Enforceable Permit Terms and Conditions

(2) Standard Term and Condition A. 25., Records Retention Requirements for State-Only Enforceable Permit Terms and Conditions

(3) Standard Term and Condition A. 27., Scheduled Maintenance/Malfunction Reporting For State-Only Requirements

(4) Standard Term and Condition A. 29., Additional Reporting Requirements When There Are No Deviations of Federally Enforceable Emission Limitations, Operational Restrictions, or Control Device Operating Parameter Limitations

(5) Standard Term and Condition A. 30.

(Authority for term: ORC 3704.036(A))

2. 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 (i.e., in section C. Emissions Unit Terms and Conditions of this Title V permit), 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.

(Authority for term: OAC rule 3745-77-07(A)(3)(b)(i))

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 all calibration and maintenance records and all original strip-chart recordingsfor continuous monitoring instrumentation, and copies of all reports required by this permit. Such records may be maintained in computerized form.

(Authority for term: OAC rule 3745-77-07(A)(3)(b)(ii))

c) The permittee shall submit required reports in the following manner:

(1) All reporting required in accordance with OAC rule 3745-77-07(A)(3)(c) for deviations caused by malfunctions shall be submitted in the following manner:

Any malfunction, as defined in OAC rule 3745-15-06(B)(1), shall be promptly reported to the Ohio EPA in accordance with OAC rule 3745-15-06. In addition, to fulfill the OAC rule 3745-77-07(A)(3)(c) deviation reporting requirements for malfunctions, written reports that identify each malfunction that occurred during each calendar quarter (including each malfunction reported only verbally in accordance with OAC rule 3745-15-06) shall be submitted by January 31, April 30, July 31, and October 31 of each year in accordance with Standard Term and Condition A.2.c)(2) below; and each report shall cover the previous calendar quarter. An exceedance of the visible emission limitations specified in OAC rule 3745-17-07(A)(1) that is caused by a malfunction is not a violation and does not need to be reported as a deviation if the owner or operator of the affected air contaminant source or air pollution control equipment complies with the requirements of OAC rule 3745-17-07(A)(3)(c).

In accordance with OAC rule 3745-15-06, a malfunction reportable under OAC rule 3745-15-06(B) is a deviation of the federally enforceable permit requirements. Even though verbal notifications and written reports are required for malfunctions pursuant to OAC rule 3745-15-06, the written reports required pursuant to this term must be submitted quarterly to satisfy the prompt reporting provision of OAC rule 3745-77-07(A)(3)(c).

In identifying each deviation caused by a malfunction, the permittee shall specify the emission limitation(s) (or control requirement(s)) for which the deviation occurred, describe each deviation, and provide the magnitude and duration of each deviation. For a specific malfunction, if this information has been provided in a written report that was submitted in accordance with OAC rule 3745-15-06, the permittee may simply reference that written report to identify the deviation. Nevertheless, all malfunctions, including those reported only verbally in accordance with OAC rule 3745-15-06, must be reported in writing on a quarterly basis.

Any submittedscheduled maintenancerequests, as referenced in OAC rule 3745-15-06(A)(1), that results in a deviation from a federally enforceable emission limitation (or control requirement) shall be reported in the same manner as described above for malfunctions.

(Authority for term: OAC rule 3745-77-07(A)(3)(c))

(2) Except as may otherwise be provided in the terms and conditions for a specific emissions unit (i.e., in section C. Emissions Unit Terms and Conditions of this Title V permit or, in some cases, in section B. Facility-Wide Terms and Conditions of this Title V permit), all reporting required in accordance with OAC rule 3745-77-07(A)(3)(c) for deviations of the emission limitations, operational restrictions, and control device operating parameter limitations shall be submitted in the following manner:

Written reports of (a) any deviations from federally enforceable emission limitations, operational restrictions, and control device operating parameter limitations, (b) the

probable cause of such deviations, and (c) any corrective actions or preventive measures taken, shall be submitted promptly to the Ohio EPA DAPC, Northeast District Office. Except as provided below, the written reports shall be submitted by January 31, April 30, July 31, and October 31 of each year; and each report shall cover the previous calendar quarter.

In identifying each deviation, the permittee shall specify the emission limitation(s), operational restriction(s), and/or control device operating parameter limitation(s) for which the deviation occurred, describe each deviation, and provide the estimated magnitude and duration of each deviation.

These written deviation reports shall satisfy the requirements of OAC rule 3745-77-07(A)(3)(c) pertaining to the submission of monitoring reports every six months and to the prompt reporting of all deviations. Full compliance with OAC rule 3745-77-07(A)(3)(c) requires reporting of all other deviations of the federally enforceable requirements specified in the permit as required by such rule.

If an emissions unit has a deviation reporting requirement for a specific emission limitation, operational restriction, or control device operating parameter limitation that is not on a quarterly basis (e.g., within 30 days following the end of the calendar month, or within 30 or 45 days after the exceedance occurs), that deviation reporting requirement satisfies the reporting requirements specified in this Standard Term and Condition for that specific emission limitation, operational restriction, or control device parameter limitation. Following the provisions of that non-quarterly deviation reporting requirement will also satisfy (for the deviations so reported) the requirements of OAC rule 3745-77-07(A)(3)(c) pertaining to the submission of monitoring reports every six months and to the prompt reporting of all deviations, and additional quarterly deviation reports for that specific emission limitation, operational restriction, or control device parameter limitation are not required pursuant to this Standard Term and Condition.

See A.29 below if no deviations occurred during the quarter.

(Authority for term: OAC rule 3745-77-07(A)(3)(c))

(3) All reporting required in accordance with the OAC rule 3745-77-07(A)(3)(c) for other deviations of the federally enforceable permit requirements which are not reported in accordance with Standard Term and Condition A.2)c)(2) above shall be submitted in the following manner:

Unless otherwise specified by rule, written reports that identify deviations of the following federally enforceable requirements contained in this permit; Standard Terms and Conditions: A.3, A.4, A.5, A.7.e), A.8, A.13, A.15, A.19, A.20, A.21, and A.23 of this Title V permit, as well as any deviations from the requirements in section C. Emissions Unit Terms and Conditions of this Title V permit, and any monitoring, record keeping, and reporting requirements, which are not reported in accordance with Standard Term and Condition A.2.c)(2) above shall be submitted to the Ohio EPA DAPC, Northeast District Office by January 31 and July 31 of each year; and each report shall cover the previous six calendar months. Unless otherwise specified by rule, all other deviations from federally enforceable requirements identified in this permit shall be submitted annually as part of the annual compliance certification, including deviations of federally

enforceable requirements not specifically addressed by permit or rule for the insignificant activities or emissions levels (IEU) identified in section B. Facility-Wide Terms and Conditions of this Title V permit. Annual reporting of deviations is deemed adequate to meet the deviation reporting requirements for IEUs unless otherwise specified by permit or rule.

In identifying each deviation, the permittee shall specify the federally enforceable requirement for which the deviation occurred, describe each deviation, and provide the magnitude and duration of each deviation.

These semi-annual and annual written reports shall satisfy the reporting requirements of OAC rule 3745-77-07(A)(3)(c) for any deviations from the federally enforceable requirements contained in this permit that are not reported in accordance with Standard Term and Condition A.2.c)(2) above.

If no such deviations occurred during a six-month period, the permittee shall submit a semi-annual report which states that no such deviations occurred during that period.

(Authority for term: OAC rules 3745-77-07(A)(3)(c)(i) and (ii) and OAC rule 3745-77-07(A)(13)(b))

(4) 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 (including any written malfunction reports required by OAC rule 3745-15-06 that are referenced in the deviation reports) are true, accurate, and complete." Signature by the Responsible Official may be represented by entry of the personal identification number (PIN) by the Responsible Official as part of the electronic submission process or by the scanned attestation document signed by the Responsible Official that is attached to the electronically submitted written report.

(Authority for term: OAC rule 3745-77-07(A)(3)(c)(iv))

(5) Consistent with A.2.c.1. above, reports of any required monitoring and/or record keeping information required to be submitted to Ohio EPA shall be submitted to Ohio EPA DAPC, Northeast District Office unless otherwise specified.

(Authority for term: OAC rule 3745-77-07(A)(3)(c))

3. Reporting of Any Exceedence of a Federally Enforceable Emission Limitation or Control Requirement Resulting From Scheduled Maintenance

Any scheduled maintenance of air pollution control equipment shall be performed in accordance with paragraph (A) of OAC rule 3745-15-06. Except as provided in OAC rule 3745-15-06(A)(3), any scheduled maintenance 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). Any scheduled maintenance, as defined in OAC rule 3745-15-06(A)(1), that results in a deviation from a federally enforceable emission limitation (or control requirement) shall be reported in the same manner as described for malfunctions in Standard Term and Condition A.2.c)(1) above.

(Authority for term: OAC rule 3745-77-07(A)(3)(c))

4. Risk Management Plans

If applicable, the permittee shall 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"); and, pursuant to 40 C.F.R. 68.215(a), the permittee shall submit either of the following:

a) a compliance plan for meeting the requirements of 40 C.F.R. Part 68 by the date specified in 40 C.F.R. 68.10(a) and OAC 3745-104-05(A); or

b) as part of the compliance certification submitted under 40 C.F.R. 70.6(c)(5), a certification statement that the source is in compliance with all requirements of 40 C.F.R. Part 68 and OAC Chapter 3745-104, including the registration and submission of the risk management plan.

(Authority for term: OAC rule 3745-77-07(A)(4))

5. 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.

(Authority for term: OAC rule 3745-77-07(A)(5))

6. Severability Clause

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.

(Authority for term: OAC rule 3745-77-07(A)(6))

7. General Requirements

a) 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 reissuance, or modification, or for denial of a permit renewal application.

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 permitexcept as provided pursuant to A.16 below.

c) This permit may be modified, reopened, revoked, or revoked and reissued, for cause, in accordance with A.11 below. 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, reopening 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.

f) Except as otherwise indicated below, this Title V permit, or permit modification, is effective for five years from the original effective date specified in the permit. In the event that this facility becomes eligible for non-title V permits, this permit shall cease to be enforceable when:

(1) the permittee submits an approved facility-wide potential to emit analysis supporting a claim that the facility no longer meets the definition of a "major source" as defined in OAC rule 3745-77-01(W) based on the permanent shutdown and removal of one or more emissions units identified in this permit; or

(2) the permittee no longer meets the definition of a "major source" as defined in OAC rule 3745-77-01(W) based on obtaining restrictions on the facility-wide potential(s) to emit that are federally enforceable or legally and practically enforceable ; or

(3) a combination of (1) and (2) above.

The permittee shall continue to comply with all applicable OAC Chapter 3745-31 requirements for all regulated air contaminant sources once this permit ceases to be enforceable. The permittee shall comply with any residual requirements, such as quarterly deviation reports, semi-annual deviation reports, and annual compliance certifications covering the period during which this Title V permit was enforceable. All records relating to this permit must be maintained in accordance with law.

(Authority for term: OAC rule 3745-77-01(W), OAC rule 3745-77-07(A)(3)(b)(ii), OAC rule 3745-77(A)(7))

8. 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.

(Authority for term: OAC rule 3745-77-07(A)(8))

9. Marketable Permit Programs

No revision of this permit is required under any approved economic incentive, marketable permits, emissions trading, and other similar programs or processes for changes that are provided for in this permit.

(Authority for term: OAC rule 3745-77-07(A)(9))

10. Reasonably Anticipated Operating Scenarios

The permittee is hereby authorized to make changes among operating scenarios authorized in this permit without notice to the Ohio EPA, but, contemporaneous with making a change from one operating scenario to another, the permittee must record in a log at the permitted facility the scenario under which the permittee is operating. The permit shield provided in these standard terms and conditions shall apply to all operating scenarios authorized in this permit.

(Authority for term: OAC rule 3745-77-07(A)(10))

11. Reopening for Cause

This Title V permit will be reopened prior to its expiration date under the following conditions:

a) Additional applicable requirements under the Act become applicable to one or more emissions units covered by this permit, and this permit has a remaining term of three or more years. Such a reopening shall be completed not later than eighteen (18) months after promulgation of the applicable requirement. No such reopening is required if the effective date of the requirement is later than the date on which the permit is due to expire, unless the original permit or any of its terms and conditions has been extended pursuant to paragraph (E)(1) of OAC rule 3745-77-08.

b) This permit is issued to an affected source under the acid rain program and additional requirements (including excess emissions requirements) become applicable. Upon approval by the Administrator, excess emissions offset plans shall be deemed to be incorporated into the permit, and shall not require a reopening of this permit.

c) The Director of the Ohio EPA or the Administrator of the U.S. EPA determines that the federally applicable requirements in this permit are based on a material mistake, or that inaccurate statements were made in establishing the emissions standards or other terms and conditions of this permit related to such federally applicable requirements.

d) The Administrator of the U.S. EPA or the Director of the Ohio EPA determines that this permit must be revised or revoked to assure compliance with the applicable requirements.

(Authority for term: OAC rules 3745-77-07(A)(12) and 3745-77-08(D))

12. Federal and State Enforceability

Only those terms and conditions designated in this permit as federally enforceable, that 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, the State, and citizens under the Act. All other terms and conditions of this permit shall not be federally enforceable and shall be enforceable under State law only.

(Authority for term: OAC rule 3745-77-07(B))

13. Compliance Requirements

a) Any document (including reports) required to be submitted and required by a federally applicable requirement in this Title V permit shall include a certification by a Responsible

Officialthat, based on information and belief formed after reasonable inquiry, the statements in the document are true, accurate, and complete.

b) 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 paragraph (E) of OAC rule 3745-77-03.

(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.

c) The permittee shall submit progress reports to the Ohio EPA DAPC, Northeast District Office 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.

d) Compliance certifications concerning the terms and conditions contained in this permit that are federally enforceable emission limitations, standards, or work practices, shall be submitted to the Director (the Ohio EPA DAPC, Northeast District Office) and the Administrator of the U.S. EPA in the following manner and with the following content:

(1) Compliance certifications shall be submitted annually on a calendar year basis. The annual certification shall be submitted on or before April 30th of each year during the permit term.

(2) Compliance certifications shall include the following:

a. Identification of each term or condition that is the basis of the certification. The identification may include a statement by the Responsible Official that every term and condition that is federally enforceable has been reviewed, and such terms and conditions with which there has been continuous compliance throughout the year are not separately identified.

b. The permittee's current compliance status.

c. Whether compliance was continuous or intermittentconsistent with A.13.d.2.a above.

d. The method(s) used for determining the compliance status of the source currently and over the required reporting period consistent with A.13.d.2.a above.

e. Such other facts as the Director of the Ohio EPA may require in the permit to determine the compliance status of the source.

(3) Compliance certifications shall contain such additional requirements as may be specified pursuant to sections 114(a)(3) and 504(b) of the Act.

(Authority for term: OAC rules 3745-77-07(C)(1),(2),(4) and (5) and ORC section 3704.03(L))

14. Permit Shield

a) Compliance with the terms and conditions of this permit (including terms and conditions established for alternate operating scenarios, emissions trading, and emissions averaging, but excluding terms and conditions for which the permit shield is expressly prohibited under OAC rule 3745-77-07) shall be deemed compliance with the applicable requirements identified and addressed in this permit as of the date of permit issuance.

b) This permit shield provision shall apply to any requirement identified in this permit pursuant to OAC rule 3745-77-07(F)(2), as a requirement that does not apply to the source or to one or more emissions units within the source.

(Authority for term: OAC rule 3745-77-07(F))

15. Operational Flexibility

The permittee is authorized to make the changes identified in OAC rule 3745-77-07(H)(1)(a) to (H)(1)(c) within the permitted stationary source without obtaining a permit revision, if such change is not a modification under any provision of Title I of the Act [as defined in OAC rule 3745-77-01(JJ)], and does not result in an exceedance of the emissions allowed under this permit (whether expressed therein as a rate of emissions or in terms of total emissions), and the permittee provides the Administrator of the U.S. EPA and the Ohio EPA DAPC, Northeast District Office with written notification within a minimum of seven days in advance of the proposed changes, unless the change is associated with, or in response to, emergency conditions. If less than seven days notice is provided because of a need to respond more quickly to such emergency conditions, the permittee shall provide notice to the Administrator of the U.S. EPA and the Ohio EPA DAPC, Northeast District Office as soon as possible after learning of the need to make the change. The notification shall contain the items required under OAC rule 3745-77-07(H)(2)(d).

(Authority for term: OAC rules 3745-77-07(H)(1) and (2))

16. Emergencies

The permittee shall have an affirmative defense of emergency to an action brought for noncompliance with technology-based emission limitations if the conditions of OAC rule 3745-77-07(G)(3) are met. This emergency defense provision is in addition to any emergency or upset provision contained in any applicable requirement.

(Authority for term: OAC rule 3745-77-07(G))

17. Off-Permit Changes

The owner or operator of a Title V source may make any change in its operations or emissions at the source that is not specifically addressed or prohibited in the Title V permit, without obtaining an amendment or modification of the permit, provided that the following conditions are met:

a) The change does not result in conditions that violate any applicable requirements or that violate any existing federally enforceable permit term or condition.

b) The permittee provides contemporaneous written notice of the change to the Director and the Administrator of the U.S. EPA, except that no such notice shall be required for changes that qualify as insignificant emissions levels or activities as defined in OAC rule 3745-77-01(U). Such written notice shall describe each such change, the date of such change, any change in emissions or pollutants emitted, and any federally applicable requirement that would apply as a result of the change.

c) The change shall not qualify for the permit shield under OAC rule 3745-77-07(F).

d) The permittee shall keep a record describing all changes made at the source that result in emissions of a regulated air pollutant subject to an applicable requirement, but not otherwise regulated under the permit, and the emissions resulting from those changes.

e) The change is not subject to any applicable requirement under Title IV of the Act or is not a modification under any provision of Title I of the Act.

Paragraph (I) of rule 3745-77-07 of the Administrative Code applies only to modification or amendment of the permittee's Title V permit. The change made may require a permit-to-install under Chapter 3745-31 of the Administrative Code if the change constitutes a modification as defined in that Chapter. Nothing in paragraph (I) of rule 3745-77-07 of the Administrative Code shall affect any applicable obligation under Chapter 3745-31 of the Administrative Code.

(Authority for term: OAC rule 3745-77-07(I))

18. Compliance Method Requirements

Nothing in this permit shall alter or affect the ability of any person to establish compliance with, or a violation of, any applicable requirement through the use of credible evidence to the extent authorized by law. Nothing in this permit shall be construed to waive any defenses otherwise available to the permittee, including but not limited to, any challenge to the Credible Evidence Rule (see 62 Federal Register 8314, Feb. 24, 1997), in the context of any future proceeding.

(This term is provided for informational purposes only.)

19. Insignificant Activities or Emissions Levels

Each IEU that is subject to one or more applicable requirements shall comply with those applicable requirements.

(Authority for term: OAC rule 3745-77-07(A)(1))

20. Permit to Install Requirement

Prior to the "installation" or "modification" of any "air contaminant source," as those terms are defined in OAC rule 3745-31-01, a permit to install must be obtained from the Ohio EPA pursuant to OAC Chapter 3745-31.

(Authority for term: OAC rule 3745-77-07(A)(1))

21. 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.

(Authority for term: OAC rule 3745-77-07(A)(1))

22. Permanent Shutdown of an Emissions Unit

The permittee may notify Ohio EPA of any emissions unit that is permanently shut down by submitting a certification from the Responsible 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 Responsible Official that the emissions unit was permanently shut down.

After the date on which an emissions unit is permanently shut down (i.e., that 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 and therefore ceases to meet the definition of an "emissions unit" as defined in OAC rule 3745-77-01(O)), rendering existing permit terms and conditions irrelevant, the permittee shall not be required, after the date of the certification and submission to Ohio EPA, to meet any Title V permit requirements applicable to that emissions unit, except for any residual requirements, such as the quarterly deviation reports, semi-annual deviation reports and annual compliance certification covering the period during which the emissions unit last operated. All records relating to the shutdown emissions unit, generated while the emissions unit was in operation, must be maintained in accordance with law.

Unless otherwise exempted, noemissions unit identified in this permit that has beencertified by the Responsible Official as being permanently shut down may resume operation without first applying for and obtaining a permit to install pursuant to OAC Chapter 3745-31.

(Authority for term: OAC rule 3745-77-01)

23. Title VI Provisions

If applicable, the permittee shall comply with the standards for recycling and reducing emissions of ozone depleting substances pursuant to 40 CFR Part 82, Subpart F, except as provided for motor vehicle air conditioners in Subpart B of 40 CFR Part 82:

a) Persons operating appliances for maintenance, service, repair, or disposal must comply with the required practices specified in 40 CFR 82.156.

b) Equipment used during the maintenance, service, repair, or disposal of appliances must comply with the standards for recycling and recovery equipment specified in 40 CFR 82.158.

c) Persons performing maintenance, service, repair, or disposal of appliances must be certified by an approved technician certification program pursuant to 40 CFR 82.161.

(Authority for term: OAC rule 3745-77-01(H)(11)))

24. Reporting Requirements Related to Monitoring and Record Keeping Requirements Under State Law Only

The permittee shall submit required reports in the following manner:

a) Reports of any required monitoring and/or record keeping information shall be submitted to theOhio EPA DAPC, Northeast District Office.

b) Except as otherwise may be provided in the terms and conditions for a specific emissions unit, quarterly written reports of (i) any deviations (excursions) from emission limitations, operational restrictions, and control device operating parameter limitations that have been detected by the testing, monitoring, and record keeping requirements specified in this permit, (ii) the probable cause of such deviations, and (iii) any corrective actions or preventive measures which have been or will be taken, shall be submitted to the Ohio EPA DAPC, Northeast District Office. In identifying each deviation, the permittee shall specify the applicable requirement for which the deviation occurred, describe each deviation, and provide the magnitude and duration of each deviation. 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, 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.)

25. Records Retention Requirements Under State Law Only

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.

26. 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.

(Authority for term: OAC rule 3745-77-07(C))

27. Scheduled Maintenance/Malfunction Reporting For State-Only Requirements

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 Ohio EPA DAPC, Northeast District Office 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).

28. Permit Transfers

Any transferee of this permit shall assume the responsibilities of the prior permit holder. The Ohio EPA DAPC, Northeast District Office must be notified in writing of any transfer of this permit.

(Authority for term: OAC rule 3745-77-01(C))

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

If no emission limitation (or control requirement), operational restriction and/or control device parameter limitation 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 by January 31, April 30, July 31, and October 31 of each year; and each report shall cover the previous calendar quarter.

The permittee is not required to submit a quarterly report which states that no deviations occurred during that quarter for the following situations:

a) where an emissions unit has deviation reporting requirements for a specific emission limitation, operational restriction, or control device parameter limitation that override the deviation reporting requirements specified in Standard Term and Condition A.2.c)(2); or

b) where an uncontrolled emissions unit has no monitoring, record keeping, or reporting requirements and the emissions unit's applicable emission limitations are established at the potential to emit; or

c) where the company's Responsible Official has certified that an emissions unit has been permanently shut down.

30. Submitting Documents Required by this Permit

All applications, notifications or reports required by terms and conditions in this permit to be submitted or "reported in writing" are to be submitted to Ohio EPA through the Ohio EPA's eBusiness Center: Air Services web service ("Air Services"). Ohio EPA will accept hard copy submittals on an as-needed basis if the permittee cannot submit the required documents through the Ohio EPA eBusiness Center. In the event ofan alternative hard copy submission in lieu of the eBusiness Center, the post-marked date or the date the document is delivered in person will be recognized as the date submitted. Electronic submission of applications, notifications, or reports required to be submitted to Ohio EPA fulfills the requirement to submit the required information to the Director, the Ohio EPA DAPC, Northeast District Office, and/or any other individual or organization specifically identified as an additional recipient identified in this permit unless otherwise specified. Consistent with OAC rule 3745-15-03, the required application, notification or report is considered to be "submitted" on the date the submission is successful using a valid electronic signature. Signature by the Responsible Official may be represented as provided through procedures established in Air Services.

B. Facility-Wide Terms and Conditions

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.

C. Emissions Unit Terms and Conditions

1. P005, Rotary Trommel

Operations, Property and/or Equipment Description:

Rotary Trommel and Diesel Engine

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.	OAC rule 3745-31-05(A)(3) PTI 02-21537	Fugitive particulate emissions shall not exceed 6.51 tons per year. Nitrogen oxide emissions shall not exceed 1.88 pounds per hour and 8.23 tons per year. Carbon monoxide emissions shall not exceed 1.43 pounds per hour and 6.25 tons per year. Visible emissions shall not exceed 5% opacity as a 6-minute average.
b.	OAC rule 3745-17-08(B)	Exempt. Not located within an Appendix A area.
c.	OAC rule 3745-17-11(B)(5)	The emission limitation specified by this rule is less stringent than the emission limitation established pursuant to OAC rule3745-31-05(A)(3).
d.	OAC rule 3745-17-07(B)	Exempt. Not located within an Appendix A area.

(2) Additional Terms and Conditions

a. The emissions unit shall be equipped with a fugitive particulate suppression system that is capable of controlling fugitive particulate emissions.

c) Operational Restrictions

(1) The permittee shall only process inherently moist material through the tumbler. The material exiting the incinerator is considered to be inherently moist so long as the material passes through the water curtain at the egress of the incinerator.

[Authority for Term: OAC rule 3745-77-07(A)(1) and PTI 02-21537]

(2) The permittee shall implement the fugitive particulate suppression system if the permittee determines that visible fugitive particulate emissions may exceed the applicable visible emissions limitation.

[Authority for Term: OAC rule 3745-77-07(A)(1) and PTI 02-21537]

d) Monitoring and/or Recordkeeping Requirements

(1) The permittee shall record the amount of material loaded into the tumbler on a daily basis.

[Authority for Term: OAC rule 3745-77-07(C)(1) and PTI 02-21537]

(2) The permittee shall perform daily checks, when the emissions unit is in operation and when the weather conditions allow, for any visible emissions of fugitive dust from the egress points (i.e., building windows, doors, roof monitors, etc.) serving this emissions unit. The presence or absence of any visible fugitive 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 emissions incident; and

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

If visible emissions are present, a visible emissions incident has occurred. The observer does not have to document the exact start and end times for the visible emissions incident under item (d) above or continue the daily check until the incident has ended. The observer may indicate that the visible emissions 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.

[Authority for Term: OAC rule 3745-77-07(C)(1) and PTI 02-21537]

(3) The permittee shall record the days and times the fugitive particulate suppression system was implemented.

[Authority for Term: OAC rule 3745-77-07(C)(1) and PTI 02-21537]

e) Reporting Requirements

(1) The permittee shall submit semiannual written reports that identify:

a. all days during which any visible emissions of fugitive dust were observed from the egress points (i.e., building windows, doors, roof monitors, etc.) serving this emissions unit; and

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

These reports shall be submitted to the Northeast District Office of the Ohio EPA by January 31 and July 31 of each year and shall cover the previous 6-month period.

[Authority for Term: OAC rule 3745-77-07(C)(1) and PTI 02-21537]

f) Testing Requirements

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

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

Fugitive particulate emissions shall not exceed 6.51 tons per year.

<u>Applicable Compliance Method</u>:

Compliance shall be demonstrated by using the following equation:

E = PPY x 0.028 x 1/2000

where:

E = particulate emissions, tons per year;
PPY = actual material processed in year, tons per year;
0.028 = emission factor from AP-42, Section 11.19.2, Crushed Stone Processing, for Screening and Conveying; and
2000 = conversion factor, pounds per ton.

b. <u>Emission Limitation:</u>

Nitrogen oxide emissions shall not exceed 1.88 pounds per hour and 8.23 tons per year.

Applicable Compliance Method:

The emission limitation is based on maximum production using a manufacturer's emission factor of 6.6 grams per kilowatt hour for non-methane hydrocarbons and nitrogen oxide.

c. Emission Limitation:

Carbon monoxide emissions shall not exceed 1.43 pounds per hour and 6.25 tons per year.

Applicable Compliance Method:

The emission limitation is based on maximum production using a manufacturer's emission factor of 5.0 grams per kilowatt hour.

d. Emission Limitation:

Visible emissions shall not exceed 5% opacity as a 6-minute.

Applicable Compliance Method:

If required, compliance shall be demonstrated based upon visible particulate emission observations performed in accordance with the methods and procedures specified in 40 CFR Part 60, Appendix A, Method 9.

[Authority for Term: OAC rule 3745-77-07(C)(1) and PTI 02-21537]

g) Miscellaneous Requirements

(1) None.

2. P010, Shear Shredder

Operations, Property and/or Equipment Description:

Shear Shredding and Diesel Engine

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.	OAC rule 3745-31-05(E)	Carbon monoxide emissions from the diesel engine shall not exceed 0.62 pound per hour and 0.91 ton per year. Nitrogen oxide emissions from the diesel engine shall not exceed 4.93 pounds per hour and 7.20 tons per year. Fugitive particulate emissions shall not exceed 1.03 tons per year. Compliance with the requirements of this rule also includes compliance with the requirements of 40 CFR Part 60, Subpart IIII. See b)(2)a.
b.	OAC rule 3745-31-05(A)(3), as effective 11/30/2001 PTI P0111314	Visible fugitive emissions shall not exceed 5% opacity as a 3-minute average. The maximum emission of sulfur dioxide from this emissions unit shall not exceed 0.5 pound of sulfur dioxide per mmBtu actual heat input. The emission limitations established pursuant to this rule are less stringent than the emission limitations established

	Applicable Rules/Requirements	Applicable Emissions Limitations/Control Measures
		pursuant to OAC rule 3745-31-05(E). Visible particulate emissions from the exhaust stack shall not exceed 10% opacity as a 6-minute average. See b)(2)b.
c.	OAC rule 3745-31-05(A)(3), as effective 12/01/2006	The emission limitations established pursuant to this rule are less stringent than the emission limitations established pursuant to OAC rule 3745-31-05(E). See b)(2)a.
d.	OAC rule 3745-17-11(B)(5)	The emission limitation established pursuant to this rule is less stringent than the emission limitation established under OAC rule 3745-31-05(E).
e.	OAC rule 3745-17-08(B)	Exempt, not located within an Appendix A area.
f.	OAC rule 3745-17-07(B)	Exempt, not located within an Appendix A area.
g.	OAC rule 3745-17-07(A)	The emission limitation established pursuant to this rule is less stringent than the emission limitation established pursuant to OAC rule 3745-31-05(A)(3).
h.	OAC rule 3745-18-06(G)	The emission limitation established pursuant to this rule is equivalent to the emission limitation established pursuant to OAC rule 3745-31-05(A)(3).
i.	40 CFR Part 60, Subpart IIII	The exhaust emissions of particulate matter shall not exceed 0.5 gram/kW-hr. The combined exhaust emissions of nitrogen oxides and total hydrocarbons shall not exceed 8.7 grams/kW-hr. The exhaust emissions of carbon monoxide shall not exceed 5.0 grams/kW-hr. See b)(2)c.
j.	40 CFR Part 63, Subpart ZZZZ	Operating in compliance with 40 CFR Part 60, Subpart IIII is the demonstration of compliance for 40 CFR Part 63, Subpart ZZZZ.

(2) Additional Terms and Conditions

a. Permit to Install (P0111314) for this air contaminant source takes into account the following voluntary restrictions (including the use of any applicable air pollution control equipment), as provided by the permittee, for the purpose of avoiding Best Available Technology (BAT) requirements under OAC rule 3745-31-05(A)(3):

i. The maximum daily operating hours for the diesel engine shall not exceed 8 hours.

ii. The permittee shall process only inherently *moist material through the shredder.

* - The material exiting the incinerator is considered to be inherently moist so long as the material passes through the water curtain at the egress of the incinerator.

b. The sulfur content of the diesel fuel burned in this emissions unit shall not exceed 15 ppm or 0.0015% sulfur, by weight.

c. The stationary compression ignition (CI) internal combustion engine (ICE) has been or shall be purchased certified by the manufacturer, for its useful life*, to emission standards as stringent as those identified in 40 CFR 60.4201(d)(1) and found in 40 CFR 94.8(a)(2), for engines of the same model year, cylinder displacement range, and maximum engine power.

* “useful life” defined in Miscellaneous Requirements section

d. The quality of the diesel fuel burned in this emissions unit shall meet the following specifications on an “as received” basis:

i. a sulfur content which is sufficient to comply with the allowable sulfur dioxide emission limitation of 0.5 pound of sulfur dioxide per mmBtu actual heat input and 15 ppm sulfur or 0.0015% sulfur, by weight;

ii. a minimum cetane index of 40 or a minimum aromatic content of 35 volume percent; and

iii. a heating value greater than 135,000 Btu/gallon.

Compliance with the above-mentioned specifications shall be determined by using the analytical results provided by the permittee or oil supplier for each shipment of oil.

c) Operational Restrictions

(1) The permittee shall only process inherently moist material through the shredder. The stationary CI ICE and any control device shall be installed, operated, and maintained according to the manufacturer’s emission-related written instructions and the permittee shall only change those emission-related settings that are allowed by the manufacturer.

The CI ICE must also be installed and operated to meet the applicable requirements from 40 CFR Part 89, Control of Emissions from New and In-use Non-road CI ICE; and Part 1068, the General Compliance Provisions for Engine Programs. The permittee shall operate and maintain the stationary CI ICE to achieve the emissions standards established in 40 CFR 60.4204 over the entire life of the engine(s).

[Authority for Term: OAC rule 3745-77-07(A)(1) and P0111314]

(2) Diesel fuel burned in the CI, ICE shall not exceed the limit for sulfur as specified by 40 CFR 80.510(b), i.e., the maximum sulfur content of diesel fuel shall not exceed 15 ppm or 0.0015% sulfur, by weight.

[Authority for Term: OAC rule 3745-77-07(A)(1) and P0111314]

(3) The stationary CI ICE and any control device shall be installed, operated, and maintained according to the manufacturer's emission-related written instructions and the permittee shall only change those emission-related settings that are allowed by the manufacturer. The CI ICE must also be installed and operated to meet the applicable requirements from 40 CFR Part 89, Control of emissions from New and In-use Non-road CI ICE; and Part 1068, the General Compliance Provisions for Engine Programs. The permittee shall operate and maintain the stationary CI ICE to achieve the emissions standards established in 40 CFR 60.4204 over the entire life of the engine(s).

[Authority for Term: OAC rule 3745-77-07(A)(1) and P0111314]

d) Monitoring and/or Recordkeeping Requirements

(1) The permittee shall record the amount of material loaded into the steel shredder on a daily basis.

[Authority for Term: OAC rule 3745-77-07(C)(1) and P0111314]

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

a. the 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 emissions incident; and

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

If visible emissions are present, a visible emissions incident has occurred. The observer does not have to document the exact start and end times for the visible emissions incident under item (d) above or continue the daily check until the incident has ended. The observer may indicate that the visible emissions 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.

[Authority for Term: OAC rule 3745-77-07(C)(1) and P0111314]

(3) For each shipment of oil received for burning in this emissions unit, the permittee shall maintain records of the total quantity of the diesel oil received and the oil supplier's (or permittee's) analyses for sulfur content, in parts per million (40 CFR 80.510) or percent by weight. The permittee shall perform of require the supplier to perform the analyses for sulfur content and heat content in accordance with 40 CFR 80.580, using the appropriate ASTM methods. These records shall be retained for a minimum of 5 years and shall be available for inspection by the Director or his/her representative.

[Authority for Term: OAC rule 3745-77-07(C)(1) and P0111314]

(4) The permittee shall maintain the manufacturer's certification to the applicable emission standard in 40 CFR 94.8(a)(2) on site or at a central location for all facility CI ICE and it shall be made available for review upon request. If the manufacturer's certification is not kept on site, the permittee shall maintain a log for the location of each ICE and it shall identify the agency-assigned emissions unit number, the manufacturer's identification number, and the certificate identification number. The manufacturer's operations manual and any written instructions or procedures developed by the permittee and approved by the manufacturer shall be maintained at the same location as the ICE.

[Authority for Term: OAC rule 3745-77-07(C)(1) and P0111314]

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

a. a copy of all notifications submitted to comply with 40 CFR Part 60, Subpart IIII and the documentation supporting the report;

b. maintenance conducted on the engine;

c. daily operating time for the engine, in hours; and

d. documentation from the manufacturer that the engine is certified to the emission standards in 40 CFR 94.8(a)(2).

[Authority for Term: OAC rule 3745-77-07(C)(1) and P0111314]

e) Reporting Requirements

(1) The permittee shall submit quarterly deviation (excursion) reports that identify the following:

a. any exceedance of the daily limitation on the hours of operation for the diesel engine;

b. all days during which any visible emissions from the stack and any visible emissions of fugitive dust were observed from the egress points serving this emissions unit; and

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

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

[Authority for Term: OAC rule 3745-77-07(C)(1) and P0111314]

(2) The permittee shall submit an initial notification to the Division of Air Pollution Control at the Northeast District Office to include the following information:

a. the name and address of the facility;

b. the address of the CI ICE;

c. the make, model engine family, serial number, model year, maximum engine power, and engines displacement;

d. any emission control equipment;

e. the fuel used; and

f. a statement that the CI ICE is certified by the manufacturer to the standards in 40 CFR 94.8(a)(2).

[Authority for Term: OAC rule 3745-77-07(C)(1) and P0111314]

(3) 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.

[Authority for Term: OAC rule 3745-77-07(C)(1) and P0111314]

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:

Carbon monoxide emissions from the diesel engine shall not exceed 0.62 pound per hour.

Applicable Compliance Method:

If required, compliance shall be demonstrated based upon an emission test performed in accordance with the methods and procedures specified in 40 CFR Part 60, Appendix A, Method 10.

b. Emission Limitation:

Carbon monoxide emissions from the diesel engine shall not exceed 0.91 ton per year.

Applicable Compliance Method:

Compliance shall be demonstrated based upon the following equation:

E = EF x H/2000

where:

E = CO emissions, in tpy;
EF = emission factor provided by manufacturer (0.62 lb/hr);
H = annual hours of operation; and
2000 = conversion factor, in pounds per ton.

c. Emission Limitation:

Nitrogen oxide emissions from the diesel engine shall not exceed 4.93 pounds per hour.

Applicable Compliance Method:

If required, compliance shall be demonstrated based upon an emission test performed in accordance with the methods and procedures specified in 40 CFR Part 60, Appendix A, Method 7.

d. Emission Limitation:

Nitrogen oxide emissions from the diesel engine shall not exceed 7.20 tons per year.

Applicable Compliance Method:

Compliance shall be demonstrated based upon the following equation:

E = EF x H/2000

where:

E = NO_X emissions, in tpy;
EF = emission factor provided by manufacturer (4.93 lbs/hr);
H = annual hours of operation; and
2000 = conversion factor, in pounds per ton.

e. Emission Limitation:

Fugitive particulate emissions shall not exceed 1.03 tons per year.

Applicable Compliance Method:

Compliance shall be demonstrated based upon the following equation:

E = EF x T/2000

where:

E = emissions, in tpy;
EF = 0.0084 lb PM/ton material processed (from AP-42, Section 11.19.2, "Crushed Stone Processing and Pulverized Mineral Processing", Table 11.19.2-2, Tertiary Crushing - 0.0054 lb./ton of material, plus, Conveyor Transfer Point - 0.0030 lb. PM/ton of material);
T = throughput of material, in tons; and
2000 = conversion factor, in pounds per ton.

f. Emission Limitation:

Visible fugitive emissions shall not exceed 5% opacity as a 3-minute average.

Applicable Compliance Method:

If required, compliance shall be demonstrated based upon visible emission observations performed in accordance with the methods and procedures specified in 40 CFR Part 60, Appendix A, Method 9 and OAC rule 3745-17-03(B)(3).

g. Emission Limitation:

Visible emissions from the exhaust stack shall not exceed 10% opacity as a 6-minute average.

Applicable Compliance Method:

If required, compliance shall be demonstrated based upon visible emission observations performed in accordance with the methods and procedures specified in 40 CFR Part 60, Appendix A, Method 9.

h. Emission Limitation:

The exhaust emissions of particulate matter shall not exceed 0.5 gram/kW-hr.

Applicable Compliance Method:

Compliance with the PM emission limitation shall be based on the manufacturer's certification of the engine and by maintaining it according to the manufacturer's specifications. The g/kW-hr limit is the emission limitation from 40 CFR 94.8(a)(2) for an engine of the same model year and cylinder displacement.

If required, the permittee shall demonstrate compliance with the emission limitation through performance tests conducted in accordance with the requirements specified in f)(2).

i. Emission Limitation:

The combined exhaust emission of nitrogen oxide and total hydrocarbons shall not exceed 8.7 grams/kW-hr.

Applicable Compliance Method:

Compliance with the NO_X emission limitation shall be based on the manufacturer's certification of the engine and by maintaining it according to the manufacturer's specifications. The g/kW-hr limit is the emission limitation from 40 CFR 94.8(a)(2) for an engine of the same model year and cylinder displacement.

For the purpose of reporting emissions, where the limit is for NO_X + THC, the NO_X and THC limits shall be calculated using a ratio of82.2% NO_X to 17.8% THC where the combined limit is 8.7 g/kW-hr. This ratio is based upon the linear relationship of NO_X to THC from Table 1 of 40 CFR Part 60, Subpart IIII, Table 1 from 40 CFR 89.112, Tables 4, 5 and 6 from 40 CFR 1039.102 and Table A-1 from 40 CFR 94.8.

If required, the permittee shall demonstrate compliance with the emission limitation through performance tests conducted in accordance with the requirements specified in f)(2).

j. Emission Limitation:

The exhaust emissions of carbon monoxide shall not exceed 5.0 grams/kW-hr.

Applicable Compliance Method:

Compliance with the CO emission limitation shall be based on the manufacturer's certification of the engine and by maintaining it according to the manufacturer's specifications. The g/kW-hr limit is the emission limitation from 40 CFR 94.8(a)(2) for an engine of the same model year and cylinder displacement.

If required, the permittee shall demonstrate compliance with the emission limitations through performance tests conducted in accordance with the requirements specified in f)(2).

k. Emission Limitation:

The maximum emission of sulfur dioxide from this emissions unit shall not exceed 0.5 pound of sulfur dioxide per mmBtu actual heat input.

Applicable Compliance Method:

Compliance shall be demonstrated based upon the requirements specified in c)(2) and d)(3).

[Authority for Term: OAC rule 3745-77-07(C)(1) and P0111314]

(2) If it is determined by the Ohio EPA that a compliance demonstration is required through performance testing, it shall be conducted using one of the following test methods or procedures:

a. According to 40 CFR 60.4212, conduct the exhaust emissions testing according to the in-use testing procedures found in 40 CFR Part 1039, Subpart F, measuring the emissions of the regulated pollutants as specified in 40 CFR Part 1065; or

b. According to 40 CFR 60.4213, using the test methods identified in Table 7 of 40 CFR Part 60, Subpart IIII.

If demonstrating compliance through the in-use testing procedures in 40 CFR Part 1039, Subpart F, exhaust emissions from the 2007 or later model year stationary CI ICE shall not exceed the “not to exceed” (NTE) numerical requirements, rounded to the same number of decimal places as the applicable standard in 40 CFR 94.8(a)(2), determined from the following equation:

NTE requirement for each pollutant = 1.25 x STD

where:

STD = the standard specified for the pollutant in 40 CFR 94.8(a)(2).

[Authority for Term: OAC rule 3745-77-07(C)(1) and P0111314]

g) Miscellaneous Requirements

(1) Useful life means the period during which the engine is designed to properly function in terms of reliability and fuel consumption, without being remanufactured, specified as a number of hours of operation or calendar years, whichever comes first. The values for useful life for stationary CI ICE with a displacement of less than 10 liters per cylinder are given in 40 CFR 1039.101(g). The values for useful life for stationary CI ICE with a displacement of greater than or equal to 10 liters per cylinder and less than 30 liters per cylinder are given in 40 CFR 94.9(a).