

PERMIT TO OPERATE AN AIR CONTAMINANT SOURCEDate of Issuance **01/07/94**Application No. **1741000149F002**Effective Date **01/07/94**Permit Fee **\$000**

This document constitutes issuance to:

**C&E INC., FLY ASH DISPOSAL SITE
SALINE TWSHP. ROAD 452
SALINE TOWNSHIP OHIO 44026**

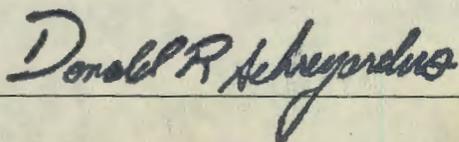
of a permit to operate for:

**DISPOSAL/COMPACTING/COVERING OF FLYASH
FLYASH DISPOSAL ACTIVITIES**

The following terms and conditions are hereby expressly incorporated into this permit to operate:

1. This permit to operate shall be effective until **01/06/97**
You will be contacted approximately six months prior to this date regarding the renewal of this permit. If you are not contacted, please write to the appropriate Ohio EPA field office.
2. The above-described source is and shall remain in full compliance with all applicable State and federal laws and regulations and the terms and conditions of this permit.
3. Prior to any modification of this source, as defined in rule 3745-31-01 of the Ohio Administrative Code (OAC), a permit to install must be granted by the Ohio EPA pursuant to OAC Chapter 3745-31.
4. The Director of the Ohio EPA or an authorized representative may, subject to the safety requirements of the permit holder, enter upon the premises of this source at any 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 and federal air pollution laws and regulations and the terms and conditions of this permit.
5. A permit fee in the amount specified above must be remitted within 15 days from the issuance date of this permit.
6. Any transferee of this permit shall assume the responsibilities of the prior permit holder. The appropriate Ohio EPA field office must be notified in writing of any transfer of this permit.
7. This source and any associated air pollution control system(s) shall be maintained regularly in accordance with good engineering practices in order to minimize air contaminant emissions. Any malfunction of this source or any associated air pollution control system(s) shall be reported immediately to the appropriate Ohio EPA field office in accordance with 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 this source.
8. Any unauthorized or emergency release of an air contaminant from this source which, due to the toxic or hazardous nature of the material, may pose a threat to public health, or otherwise endanger the safety or welfare of the public, shall be reported immediately to the appropriate Ohio EPA field office (during normal business hours) or to the Ohio EPA's Emergency Response Group (1-800-282-9378). (Additional reporting may be required pursuant to the federal Comprehensive Environmental Response, Compensation, and Liability Act.)
9. The appropriate Ohio EPA field office is:
**NORTH OHIO VALLEY AIR AUTHORITY
814 ADAMS ST.
STEUBENVILLE, OH 43952 (614) 282-3908/3303**
10. If this term and condition is checked, the permit holder is subject to the attached special terms and conditions.

OHIO ENVIRONMENTAL PROTECTION AGENCY



Director

APPLICATION NUMBER: 1741000149 F002
 FACILITY NAME: C&E Coal, Inc.
 EQUIPMENT DESCRIPTION: Disposal/Compacting/Covering of Flyash
 COMPANY ID: Flyash Disposal Site Activities

SPECIAL TERMS AND CONDITIONS

1. Operations and Authority

The specific operations, equipment and/or property, which constitute the air contaminant source and which are covered by this permit are listed in the following table with the applicable rules of the Ohio Administrative Code (OAC), Ohio Regulatory Code (ORC) and Code of Federal Regulations(CFR).

<u>Operations, Equipment and/or Property</u>	<u>Applicable Rules or Regulations</u>
Asbestos Waste Material Disposal	OAC Rule 3745-20-05 OAC Rule 3745-20-06 OAC Rule 3745-20-07 40 CFR Part 61 Subpart A & M
All Regulated Operations Authority to Enter	ORC 3704.03
Flyash Disposal, Cover, Soil Handling	OAC Rule 3745-17-08 OAC Rule 3745-15-07 OAC Rule 3745-31-05

2. Allowable Mass Emission Limitation(s) and/or Control Requirements

The allowable mass emission limitation(s) and/or control requirements for the operation(s), equipment and/or property identified above are specified in the following table:

<u>Operation(s), Equipment and/or Property</u>	<u>Allowable Mass Emission Limitation(s) and/or Control Requirements</u>
Flyash Disposal, Cover, Soil Handling	Minimize or eliminate fugitive dust such that the visible emission of particulate matter

does not exceed ten percent opacity as a six-minute average as determined by Method 9 of 40 CFR Part 60.

3. Authority to Enter

Any representative of the Director of the Ohio Environmental Protection Agency may upon presentation of proper identification, enter upon any portion of the property including any improvements thereon, at any reasonable time, to make inspections, take samples, conduct tests and examine records or reports pertaining to any emission of air contaminants and any monitoring equipment, emission control equipment or methods. No operator or agent of this facility shall act in any manner to refuse, hinder, or thwart legal right of entry.

4. Asbestos Disposal

This facility is not authorized to accept and dispose of asbestos-containing waste materials, construction/demolition debris or any other solid waste other than flyash.

In accordance with the provisions of OAC Rule 3745-31, C&E Coal, Inc. shall not accept for disposal any asbestos containing waste, construction/demolition debris or any other waste material without first applying for and obtaining an Ohio EPA Permit to Install.

5. Flyash Disposal

This facility shall ensure that flyash and soils are deposited, spread and compacted in such a manner as to minimize or eliminate visible emissions of dust. This facility shall require all truckloads of flyash and soils to be unloaded in a manner which will minimize the drop height of the flyash and soils. All dusty flyash and soils likely to become airborne shall be watered as necessary prior to or during dumping operations in order to minimize or eliminate visible emissions of fugitive dust. Watering shall be done in such a manner as to avoid the pooling of liquids and runoff. No dusty material shall be dumped during periods of high wind speed unless it has been treated to prevent it from becoming airborne. All flyash and soils shall be handled in a manner to minimize or eliminate fugitive dust such that the visible emission of particulate matter does not exceed ten percent opacity as a six-minute average as determined by Method 9 of 40 CFR Part 60.

PREPARED BY: Harold G. Strohmeyer
DATE PREPARED: 11-15-93