



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

10/14/2016

Mesa Perry  
 DP&L, J.M. Stuart Generating Station  
 PO Box 468  
 Aberdeen, OH 45101

RE: DRAFT AIR POLLUTION PERMIT-TO-INSTALL

Facility ID: 0701000007  
 Permit Number: P0121585  
 Permit Type: Administrative Modification  
 County: Adams

Certified Mail

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

Dear Permit Holder:

A draft of the Ohio Administrative Code (OAC) Chapter 3745-31 Air Pollution Permit-to-Install for the referenced facility has been issued for the emissions unit(s) listed in the Authorization section of the enclosed draft permit. This draft action is not an authorization to begin construction or modification of your emissions unit(s). The purpose of this draft is to solicit public comments on the permit. A public notice will appear in the Ohio Environmental Protection Agency (EPA) Weekly Review and the local newspaper, The Peoples Defender. A copy of the public notice and the draft permit are enclosed. This permit can be accessed electronically on the Division of Air Pollution Control (DAPC) Web page, [www.epa.ohio.gov/dapc](http://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 Portsmouth City Health Dept., Air Pollution Unit  
 605 Washington Street  
 3rd Floor  
 Portsmouth, OH 45662

Comments and/or a request for a public hearing will be accepted within 30 days of the date the notice is published in the newspaper. You will be notified in writing if a public hearing is scheduled. A decision on issuing a final permit-to-install will be made after consideration of comments received and oral testimony if a public hearing is conducted. Any permit fee that will be due upon issuance of a final Permit-to-Install is indicated in the Authorization section. Please do not submit any payment now. If you have any questions, please contact Portsmouth City Health Dept., Air Pollution Unit at (740)353-5156.

Sincerely,

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

Cc: U.S. EPA Region 5 -Via E-Mail Notification  
 Portsmouth; Kentucky; West Virginia



## 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](mailto:HClerk@epa.ohio.gov)

### Draft Air Pollution Permit-to-Install Administrative Modification

DP&L, J.M. Stuart Generating Station

745 U.S. Route 52,, Aberdeen, OH 45101

ID#:P0121585

Date of Action: 10/14/2016

Permit Desc:Administrative modification to reduce gypsum handling from 2 million tons per year to 600,000 tons per year and reduce vehicle miles traveled on roadways affecting Carter Hollow Landfill as well as internal Stuart Station roadways and parking areas..

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: Matt Freeman, Portsmouth City Health Dept., Air Pollution Unit, 605 Washington Street 3rd Floor, Portsmouth, OH 45662. Ph: (740)353-5156





**DRAFT**

**Division of Air Pollution Control  
Permit-to-Install  
for  
DP&L, J.M. Stuart Generating Station**

Facility ID:	0701000007
Permit Number:	P0121585
Permit Type:	Administrative Modification
Issued:	10/14/2016
Effective:	To be entered upon final issuance





**Division of Air Pollution Control**  
**Permit-to-Install**  
for  
DP&L, J.M. Stuart Generating Station

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**Draft Permit-to-Install**  
DP&L, J.M. Stuart Generating Station  
**Permit Number:** P0121585  
**Facility ID:** 0701000007  
**Effective Date:** To be entered upon final issuance

## Authorization

Facility ID: 0701000007  
Facility Description: Electric Generating Station  
Application Number(s): M0004144, M0004151  
Permit Number: P0121585  
Permit Description: Administrative modification to reduce gypsum handling from 2 million tons per year to 600,000 tons per year and reduce vehicle miles traveled on roadways affecting Carter Hollow Landfill as well as internal Stuart Station roadways and parking areas.  
Permit Type: Administrative Modification  
Permit Fee: \$825.00 *DO NOT send payment at this time, subject to change before final issuance*  
Issue Date: 10/14/2016  
Effective Date: To be entered upon final issuance

This document constitutes issuance to:

DP&L, J.M. Stuart Generating Station  
745 U.S. Route 52  
Aberdeen, OH 45101

of a Permit-to-Install for the emissions unit(s) identified on the following page.

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

Portsmouth City Health Dept., Air Pollution Unit  
605 Washington Street  
3rd Floor  
Portsmouth, OH 45662  
(740)353-5156

The above named entity is hereby granted a Permit-to-Install for the emissions unit(s) listed in this section pursuant to Chapter 3745-31 of the Ohio Administrative Code. Issuance of this permit does not constitute expressed or implied approval or agreement that, if constructed or modified in accordance with the plans included in the application, the emissions unit(s) of environmental pollutants will operate in compliance with applicable State and Federal laws and regulations, and does not constitute expressed or implied assurance that if constructed or modified in accordance with those plans and specifications, the above described emissions unit(s) of pollutants will be granted the necessary permits to operate (air) or NPDES permits as applicable.

This permit is granted subject to the conditions attached hereto.

Ohio Environmental Protection Agency

Craig W. Butler  
Director



## Authorization (continued)

Permit Number: P0121585

Permit Description: Administrative modification to reduce gypsum handling from 2 million tons per year to 600,000 tons per year and reduce vehicle miles traveled on roadways affecting Carter Hollow Landfill as well as internal Stuart Station roadways and parking areas.

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

**Emissions Unit ID:**

Company Equipment ID:  
Superseded Permit Number:  
General Permit Category and Type:

**F001**

Plant Grounds, Roadways and Parking Areas  
P0107967  
Not Applicable

**Emissions Unit ID:**

Company Equipment ID:  
Superseded Permit Number:  
General Permit Category and Type:

**F006**

Carter Hollow Landfill - Unpaved Roads  
P0106503  
Not Applicable

**Emissions Unit ID:**

Company Equipment ID:  
Superseded Permit Number:  
General Permit Category and Type:

**F007**

Carter Hollow Landfill - Landfill Operations  
P0106503  
Not Applicable



**Draft Permit-to-Install**  
DP&L, J.M. Stuart Generating Station  
**Permit Number:** P0121585  
**Facility ID:** 0701000007  
**Effective Date:** To be entered upon final issuance

## **A. Standard Terms and Conditions**

## **1. Federally Enforceable Standard Terms and Conditions**

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

## **2. Severability Clause**

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

## **3. General Requirements**

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

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

#### **4. Monitoring and Related Record Keeping and Reporting Requirements**

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

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

## 5. Scheduled Maintenance/Malfunction Reporting

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

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

## 6. Compliance Requirements

- a) 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 of an 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 appropriate Ohio EPA District Office or contracted

local air agency, 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 electronic signature date shall constitute the date that the required application, notification or report is considered to be "submitted". Any document requiring signature may be represented by entry of the personal identification number (PIN) by responsible official as part of the electronic submission process or by the scanned attestation document signed by the Authorized Representative that is attached to the electronically submitted written report.

Any document (including reports) required to be submitted and required by a federally applicable requirement in this permit shall include a certification by a Responsible Official that, based on information and belief formed after reasonable inquiry, the statements in the document are true, accurate, and complete

- 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 ORC section 3704.08.
  - (3) Inspect at reasonable times any facilities, equipment (including monitoring and air pollution control equipment), practices, or operations regulated or required under this permit.
  - (4) As authorized by the Act, sample or monitor at reasonable times substances or parameters for the purpose of assuring compliance with the permit and applicable requirements.
- c) The permittee shall submit progress reports to the Portsmouth City Health Dept., Air Pollution Unit concerning any schedule of compliance for meeting an applicable requirement. Progress reports shall be submitted semiannually or more frequently if specified in the applicable requirement or by the Director of the Ohio EPA. Progress reports shall contain the following:
  - (1) Dates for achieving the activities, milestones, or compliance required in any schedule of compliance, and dates when such activities, milestones, or compliance were achieved.
  - (2) An explanation of why any dates in any schedule of compliance were not or will not be met, and any preventive or corrective measures adopted.

## **7. Best Available Technology**

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

**8. Air Pollution Nuisance**

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

**9. Reporting Requirements**

The permittee shall submit required reports in the following manner:

- a) Reports of any required monitoring and/or recordkeeping of state-only enforceable information shall be submitted to the Portsmouth City Health Dept., Air Pollution Unit.
- b) Except as otherwise may be provided in the terms and conditions for a specific emissions unit, quarterly written reports of (a) any deviations (excursions) from state-only required emission limitations, operational restrictions, and control device operating parameter limitations that have been detected by the testing, monitoring, and recordkeeping requirements specified in this permit, (b) the probable cause of such deviations, and (c) any corrective actions or preventive measures which have been or will be taken, shall be submitted to the Portsmouth City Health Dept., Air Pollution Unit. 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.)

**10. Applicability**

This Permit-to-Install is applicable only to the emissions unit(s) identified in the Permit-to-Install. Separate application must be made to the Director for the installation or modification of any other emissions unit(s) not exempt from the requirement to obtain a Permit-to-Install.

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

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

Director within a reasonable time before the termination date and the permittee shows good cause for any such extension.

- c) The permittee may notify Ohio EPA of any emissions unit that is permanently shut down (i.e., the emissions unit has been physically removed from service or has been altered in such a way that it can no longer operate without a subsequent "modification" or "installation" as defined in OAC Chapter 3745-31) by submitting a certification from the authorized official that identifies the date on which the emissions unit was permanently shut down. Authorization to operate the affected emissions unit shall cease upon the date certified by the authorized official that the emissions unit was permanently shut down. At a minimum, notification of permanent shut down shall be made or confirmed by marking the affected emissions unit(s) as "permanently shut down" in "Air Services" along with the date the emissions unit(s) was permanently removed and/or disabled. Submitting the facility profile update electronically will constitute notifying the Director of the permanent shutdown of the affected emissions unit(s).
- d) The provisions of this permit shall cease to be enforceable for each affected emissions unit after the date on which an emissions unit is permanently shut down (i.e., emissions unit has been physically removed from service or has been altered in such a way that it can no longer operate without a subsequent "modification" or "installation" as defined in OAC Chapter 3745-31). All records relating to any permanently shutdown emissions unit, generated while the emissions unit was in operation, must be maintained in accordance with law. All reports required by this permit must be submitted for any period an affected emissions unit operated prior to permanent shut down. At a minimum, the permit requirements must be evaluated as part of the reporting requirements identified in this permit covering the last period the emissions unit operated.

Unless otherwise exempted, no emissions unit certified by the responsible official as being permanently shut down may resume operation without first applying for and obtaining a permit pursuant to OAC Chapter 3745-31 and OAC Chapter 3745-77 if the restarted operation is subject to one or more applicable requirements.

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

## **12. Permit-To-Operate Application**

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

**13. Construction Compliance Certification**

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

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

**14. Public Disclosure**

The facility is hereby notified that this permit, and all agency records concerning the operation of this permitted source, are subject to public disclosure in accordance with OAC rule 3745-49-03.

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

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

**16. Fees**

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

**17. Permit Transfers**

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

**18. Risk Management Plans**

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

**19. Title IV Provisions**

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



**Draft Permit-to-Install**  
DP&L, J.M. Stuart Generating Station  
**Permit Number:** P0121585  
**Facility ID:** 0701000007  
**Effective Date:** To be entered upon final issuance

## **B. Facility-Wide Terms and Conditions**



**Draft Permit-to-Install**  
DP&L, J.M. Stuart Generating Station  
**Permit Number:** P0121585  
**Facility ID:** 0701000007

**Effective Date:** To be entered upon final issuance

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



**Draft Permit-to-Install**  
DP&L, J.M. Stuart Generating Station  
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## **C. Emissions Unit Terms and Conditions**



**1. F001, Plant Grounds, Roadways and Parking Areas**

**Operations, Property and/or Equipment Description:**

Paved and unpaved roadways and parking areas. Administrative modification to PTI P0107967 due to decreased PE and PM<sub>10</sub> emissions from truck traffic on the existing Stuart Station roadways in support Carter Hollow Landfill operations.

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

(1) None.

b) Applicable Emissions Limitations and/or Control Requirements

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

	Applicable Rules/Requirements	Applicable Emissions Limitations/Control Measures
a.	ORC 3704.03(T)	The requirements of this rule also include compliance with the requirements of OAC rules 3745-31-10 through 20.  See b)(2)b.
b.	OAC rules 3745-31-10 through 20	Fugitive particulate emissions (PE) shall not exceed 64.83 tons per year.  Fugitive particulate matter with a diameter equal to or less than 10 microns in diameter (PM <sub>10</sub> ) shall not exceed 16.67 tons per year.  There shall be no visible PE from any paved roadway or parking area except for a period of time not to exceed 1 minute during any 60-minute observation period.  There shall be no visible PE from any unpaved roadway or parking area except for a period of time not to exceed 3 minutes during any 60-minute observation period.  The permittee shall employ best available control measures that are sufficient to minimize or eliminate visible PE of



	Applicable Rules/Requirements	Applicable Emissions Limitations/Control Measures
		fugitive dust.  See b)(2)a through b)(2)f.
c.	OAC paragraph 3745-31-05(A)(3), as effective 11/30/01	Fugitive particulate matter with a diameter equal to or less than 2.5 microns in diameter (PM <sub>2.5</sub> ) shall not exceed 1.93 tons per year.  See b)(2)g.
d.	OAC paragraph 3745-31-05(A)(3), as effective 12/01/06	See b)(2)h.

(2) Additional Terms and Conditions

- a. Based on the “Prevention of Significant Deterioration” (PSD) analysis conducted to ensure the application of “Best Available Control Technology” (BACT), it has been determined that the following control measures constitute BACT for PE and PM<sub>10</sub> emissions from this emissions unit.
  - i. Use of reduced speed limits, sweeping, (flushing) watering, good housekeeping, and the emission limitations listed under OAC rules 3745-31-10 through 20 above constitutes BACT for this emissions unit (paved roadways and parking areas)
  - ii. Use of chemical stabilization and the emission limitation listed under OAC rules 3745-31-10 through 20 above constitutes BACT for this emissions unit (unpaved roadways and parking areas).

The emission limitations based on the BACT requirements are listed under OAC rules 3745-31-10 through 3745-31-20 in b)(1)b above. The controls and practices that constitute BACT also meet the BAT requirements of ORC 3704.03(T).

- b. Compliance with ORC 3704.03(T) shall be demonstrated by the emission limitations and compliance with applicable fuel restrictions, BACT requirements, record keeping, reporting, and emissions testing required by this permit that are associated with the above ORC 3704.03(T) limitations and requirements.

The above-specified limitations under ORC 3704.03(T) represent best available technology (BAT) requirements that were triggered as a result of the New Source Review (NSR) major modification in this permit action for the Carter Hollow Landfill project which increased potential emissions of PE and PM<sub>10</sub>.

- c. The permittee shall employ best available control measures on all paved/unpaved roadways and parking areas for the purpose of ensuring compliance with the above-mentioned applicable requirements. In accordance with the permittee's application, the permittee has committed to treat the paved

roadways and parking areas by using reduced speed limits, watering (flushing), sweeping, at sufficient treatment frequencies to ensure compliance. The permittee has committed to treat the unpaved roadways and parking areas using chemical stabilization at sufficient treatment frequencies to ensure compliance. Nothing in this paragraph shall prohibit the permittee from employing other control measures to ensure compliance.

- d. The needed frequencies of implementation of the control measures shall be determined by the permittee's inspections pursuant to the monitoring section of this permit. Implementation of the control measures shall not be necessary for paved/unpaved roadways and parking areas that are covered with snow and/or ice or if precipitation has occurred that is sufficient for that day to ensure compliance with the above-mentioned applicable requirements. Implementation of any control measure may be suspended if unsafe or hazardous driving conditions would be created by its use.
- e. The permittee shall promptly remove, in such a manner as to minimize or prevent resuspension, earth and/or other material from paved streets onto which such material has been deposited by trucking or earth moving equipment or erosion by water or other means.
- f. Open-bodied vehicles transporting materials likely to become airborne shall have such materials covered at all times if the control measure is necessary for the materials being transported.
- g. The permittee has satisfied the Best Available Technology (BAT) requirements pursuant to OAC paragraph 3745-31-05(A)(3), as effective November 30, 2001, in this permit. On December 1, 2006, paragraph (A)(3) or OAC rule 3745-31-05 was revised to conform to ORC changes effective August 3, 2006 (S.B. 265 changes), such that BAT is no longer required by State regulations for NAAQS pollutant less than ten tons per year. However, that rule revision has not yet been approved by U.S. EPA as a revision to Ohio's State Implementation Plan (SIP). Therefore, until the SIP revision occurs and the U.S. EPA approves the revisions to OAC rule 3745-31-05, the requirement to satisfy BAT still exists as part of the federally-approved SIP for Ohio. Once U.S. EPA approves the December 1, 2006 version of 3745-31-05, then these emission limits/control measures no longer apply.
- h. This rule paragraph applies once U.S. EPA approves the December 1, 2006 version of OAC rule 3745-31-05 as part of the State Implementation Plan.

The Best Available Technology (BAT) requirements under OAC rule 3745-31-05(A)(3) do not apply to the PM<sub>2.5</sub> emissions from the roadways because they are less than 10 tons per year.

c) Operational Restrictions

- (1) None.

d) Monitoring and/or Recordkeeping Requirements

(1) Except as otherwise provided in this section, the permittee shall perform inspections of each of the roadway segments and parking areas in accordance with the following frequencies:

<u>paved roadways and parking areas</u>	<u>minimum inspection frequency</u>
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all roads and parking areas	daily
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<u>unpaved roadways and parking areas</u>	<u>minimum inspection frequency</u>
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all roads and parking areas	daily
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(2) The purpose of the inspections is to determine the need for implementing the above-mentioned control measures. The inspections shall be performed during representative, normal traffic conditions. No inspection shall be necessary for a roadway or parking area that is covered with snow and/or ice or if precipitation has occurred that is sufficient for that day to ensure compliance with the above-mentioned applicable requirements. Any required inspection that is not performed due to any of the above-identified events shall be performed as soon as such event(s) has (have) ended, except if the next required inspection is within one week.

(3) The permittee shall maintain records of the following information:

- a. the date and reason any required inspection was not performed, including those inspections that were not performed due to snow and/or ice cover or precipitation;
- b. the date of each inspection where it was determined by the permittee that it was necessary to implement the control measures;
- c. the dates the control measures were implemented; and
- d. on a calendar quarter basis, the total number of days the control measures were implemented and the total number of days where snow and/or ice cover or precipitation were sufficient to not require the control measures.

(4) The information required in d)(3)d shall be updated on a calendar quarter basis within 30 days after the end of each calendar quarter.

e) Reporting Requirements

(1) The permittee shall submit deviation reports that identify any of the following occurrences:

- a. each day during which an inspection was not performed by the required frequency, excluding an inspection which was not performed due to an exemption for snow and/or ice cover or precipitation; and

- b. each instance when a control measure, that was to be implemented as a result of an inspection, was not implemented.
  - (2) The quarterly deviation reports shall be submitted in accordance with the requirements specified in the Standard Terms and Conditions of this permit.
  - (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.
- 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:

Fugitive PE shall not exceed 64.83 tons per year.

Applicable Compliance Method:

Compliance shall be demonstrated by calculating the sum of i and ii below.

      - i. paved roads and parking areas

Compliance for the paved roadway emissions shall be demonstrated by the sum of the vehicle types. The total sum is calculated by multiplying the annual vehicle miles traveled (VMT) per year for each vehicle type in the fleet, in tons, times the calculated uncontrolled PE lbs/VMT emission factor, times 0.10, assuming 90% control efficiency for use of reduced speed limits, sweeping, (flushing) watering, and good housekeeping, then dividing by 2,000 pounds/ton. The particulate emission factors were calculated using AP-42 Section 13.2.1, Equation (1), dated 01/11. The control efficiency was obtained from RACM, Table 2.1.1-3, dated 08/83.
      - ii. unpaved roads and parking areas

Compliance for the unpaved roadway emissions shall be demonstrated by the sum of the vehicle types. The total sum is calculated by multiplying the annual vehicle miles traveled (VMT) per year for each vehicle type in the fleet, in tons, times the calculated uncontrolled PE lbs/VMT emission factor, times 0.10, assuming 90% control efficiency for using chemical suppression as needed, then dividing by 2,000 pounds/ton. The particulate emission factors were calculated using AP-42, Section 13.2.2, Equation (1), dated 12/03.
    - b. Emission Limitation:

Fugitive PM<sub>10</sub> emissions shall not exceed 16.67 tons per year.



Applicable Compliance Method:

Compliance shall be demonstrated by calculating the sum of i and ii below.

i. paved roads and parking areas

Compliance for the paved roadway emissions shall be demonstrated by the sum of the vehicle types. The total sum is calculated by multiplying the annual vehicle miles traveled (VMT) per year for each vehicle type in the fleet, in tons, times the calculated uncontrolled PM<sub>10</sub> lbs/VMT emission factor, times 0.10, assuming a 90% control efficiency for use of reduced speed limits, sweeping, (flushing) watering, and good housekeeping, then dividing by 2,000 pounds/ton. The particulate emission factors were calculated using AP-42 Section 13.2.1, dated 01/11. The control efficiency was obtained from RACM, Table 2.1.1-3, dated 08/83.

ii. unpaved roads and parking areas

Compliance for the unpaved roadway emissions shall be demonstrated by the sum of the vehicle types. The total sum is calculated by multiplying the annual vehicle miles traveled (VMT) per year for each vehicle type in the fleet, in tons, times the uncontrolled PM<sub>10</sub> lbs/VMT emission factor, times 0.10, assuming 90% control for chemical suppression as needed, then dividing by 2,000 pounds/ton. The particulate emission factors were calculated using AP-42, Section 13.2.2, Equation (1), dated 12/03. The control efficiency was obtained from RACM, Table 2.1.1-3, dated 08/83.

c. Emission Limitation:

Fugitive PM<sub>2.5</sub> emissions shall not exceed 1.93 tons per year.

Applicable Compliance Method:

Compliance shall be demonstrated by calculating the sum of i and ii below.

i. paved roads and parking areas

Compliance for the paved roadway emissions shall be demonstrated by the sum of the vehicle types. The total sum is calculated by multiplying the annual vehicle miles traveled (VMT) per year for each vehicle type in the fleet, in tons, times the calculated uncontrolled PM<sub>2.5</sub> lbs/VMT emission factor, times 0.10, assuming a 90% control efficiency for use of reduced speed limits, sweeping, (flushing) watering, and good housekeeping, then dividing by 2,000 pounds/ton. The particulate emission factors were calculated using AP-42 Section 13.2.1, dated 01/11. The control efficiency was obtained from RACM, Table 2.1.1-3, dated 08/83.



ii. unpaved roads and parking areas

Compliance for the unpaved roadway emissions shall be demonstrated by the sum of the vehicle types. The total sum is calculated by multiplying the annual vehicle miles traveled (VMT) per year for each vehicle type in the fleet, in tons, times the uncontrolled PM<sub>2.5</sub> lbs/VMT emission factor, times 0.10, assuming 90% control for chemical suppression as needed, then dividing by 2,000 pounds/ton. The particulate emission factors were calculated using AP-42, Section 13.2.2, Equation (1), dated 12/03. The control efficiency was obtained from RACM, Table 2.1.1-3, dated 08/83.

d. Emission Limitation:

There shall be no visible PE from any paved roadway or parking area except for a period of time not to exceed 1 minute during any 60-minute observation period.

Applicable Compliance Method:

If required, compliance with the visible PE limitation listed above shall be demonstrated in accordance with Test Method 22 as set forth in "Appendix on Test Methods" in 40 CFR Part 60 ("Standards of Performance for New Stationary Sources").

e. Emission Limitation:

There shall be no visible PE from any unpaved roadway or parking area except for a period of time not to exceed 3 minutes during any 60-minute observation period.

Applicable Compliance Method:

If required, compliance with the visible PE limitation listed above shall be demonstrated in accordance with Test Method 22 as set forth in "Appendix on Test Methods" in 40 CFR Part 60 ("Standards of Performance for New Stationary Sources").

g) Miscellaneous Requirements

- (1) None.

**2. F006, Carter Hollow Landfill - Unpaved Roads**

**Operations, Property and/or Equipment Description:**

Carter Hollow Landfill -unpaved roads. Administrative modification to PTI P0106503 to change roadways from paved to unpaved due to decreased PE and PM10 emissions from truck traffic and to decrease landfill gypsum throughput from 2,000,000 tons annually to 600,000 tons annually.

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

(1) None.

b) Applicable Emissions Limitations and/or Control Requirements

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

	Applicable Rules/Requirements	Applicable Emissions Limitations/Control Measures
a.	ORC 3704.03(T)	The requirements of this rule also include compliance with the requirements of OAC rules 3745-31-10 through 20.  See b)(2)b.
b.	OAC rules 3745-31-10 thru 20	Fugitive particulate emissions (PE) shall not exceed 20.80 tons per year.  Fugitive particulate matter emissions less than or equal to 10 microns in diameter (PM <sub>10</sub> ) shall not exceed 5.61 tons per year.  There shall be no visible PE from unpaved roadways and parking areas except for a period of time not to exceed 3 minutes during any 60-minute observation period.  The permittee shall employ best available control measures that are sufficient to minimize or eliminate visible PE of fugitive dust.  See b)(2)a through b)(2)f.



	Applicable Rules/Requirements	Applicable Emissions Limitations/Control Measures
c.	OAC paragraph 3745-31-05(A)(3), as effective 11/30/01	Fugitive particulate matter emissions less than or equal to 2.5 microns in diameter (PM <sub>2.5</sub> ) shall not exceed 0.56 ton per year.  See b)(2)g.
d.	OAC paragraph 3745-31-05(A)(3), as effective 12/01/06	See b)(2)h.

(2) Additional Terms and Conditions

- a. Based on the “Prevention of Significant Deterioration” (PSD) analysis conducted to ensure the application of “Best Available Control Technology” (BACT), it has been determined that the following control measures constitute BACT for PE and PM10 emissions from this emissions unit.
  - i. Use of reduced speed limits, chemical suppression, good housekeeping, and the emission limitations listed under OAC rules 3745-31-10 through 20 above constitutes BACT for this emissions unit.
  - ii. The emission limitations based on the BACT requirements are listed under OAC rules 3745-31-10 through 3745-31-20 in b)(1)b. above. The controls and practices that constitute BACT also meet the BAT requirements of ORC 3704.03(T).
- b. Compliance with ORC 3704.03(T) shall be demonstrated by the emission limitations and compliance with applicable fuel restrictions, BACT requirements, record keeping, reporting, and emissions testing required by this permit that are associated with the above ORC 3704.03(T) limitations and requirements.

The above-specified limitations under ORC 3704.03(T) represent best available technology (BAT) requirements that were triggered as a result of the New Source Review (NSR) major modification in this permit action for the Carter Hollow Landfill project which increased potential emissions of PE and PM10.

- c. The permittee shall employ best available control measures on all unpaved roadways and parking areas for the purpose of ensuring compliance with the above-mentioned applicable requirements. In accordance with the permittee’s application, the permittee has committed to treat the unpaved roadways and parking areas by using reduced speed limits, chemical suppression at sufficient treatment frequencies to ensure compliance. Nothing in this paragraph shall prohibit the permittee from employing other control measures to ensure compliance.

- d. The needed frequencies of implementation of the control measures shall be determined by the permittee's inspections pursuant to the monitoring section of this permit. Implementation of the control measures shall not be necessary for unpaved roadways and parking areas that are covered with snow and/or ice or if precipitation has occurred that is sufficient for that day to ensure compliance with the above-mentioned applicable requirements. Implementation of any control measure may be suspended if unsafe or hazardous driving conditions would be created by its use.
- e. The permittee shall promptly remove, in such a manner as to minimize or prevent resuspension, earth and/or other material from paved streets onto which such material has been deposited by trucking or earth moving equipment or erosion by water or other means.
- f. Open-bodied vehicles transporting materials likely to become airborne shall have such materials covered at all times if the control measure is necessary for the materials being transported.
- g. The permittee has satisfied the Best Available Technology (BAT) requirements pursuant to OAC paragraph 3745-31-05(A)(3), as effective November 30, 2001, in this permit. On December 1, 2006, paragraph (A)(3) or OAC rule 3745-31-05 was revised to conform to ORC changes effective August 3, 2006 (S.B. 265 changes), such that BAT is no longer required by State regulations for NAAQS pollutant less than ten tons per year. However, that rule revision has not yet been approved by U.S. EPA as a revision to Ohio's State Implementation Plan (SIP). Therefore, until the SIP revision occurs and the U.S. EPA approves the revisions to OAC rule 3745-31-05, the requirement to satisfy BAT still exists as part of the federally-approved SIP for Ohio. Once U.S. EPA approves the December 1, 2006 version of 3745-31-05, then these emission limits/control measures no longer apply.
- h. This rule paragraph applies once U.S. EPA approves the December 1, 2006 version of OAC rule 3745-31-05 as part of the State Implementation Plan.

The Best Available Technology (BAT) requirements under OAC rule 3745-31-05(A)(3) do not apply to the PM<sub>2.5</sub> emissions from the roadways because they are less than 10 tons per year.

c) Operational Restrictions

- (1) None.

d) Monitoring and/or Recordkeeping Requirements

- (1) Except as otherwise provided in this section, the permittee shall perform inspections of each of the roadway segments and parking areas in accordance with the following frequencies:



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:

Fugitive PE shall not exceed 20.80 tons per year.

Applicable Compliance Method:

Compliance shall be demonstrated by multiplying the annual vehicle miles traveled (VMT) per year for the average vehicle fleet weight, in tons, times the calculated PM emission factor 5.23 lbs/VMT, times 0.10, assuming a 90% control efficiency for use of reduced speed limits, chemical stabilization, and good housekeeping, then dividing by 2,000 lbs/ton. The particulate emission factors were calculated in accordance with AP-42 Section 13.2.1, Equation (1), dated 11/06. The control efficiency was obtained from RACM, Table 2.1.1-3, dated 08/83.

b. Emission Limitation:

Fugitive PM<sub>10</sub> emissions shall not exceed 5.61 tons per year.

Applicable Compliance Method:

Compliance shall be demonstrated by multiplying the annual vehicle miles traveled (VMT) per year for the average vehicle fleet weight in tons, times the calculated PM<sub>10</sub> emission factor 1.41 lb/VMT, times 0.10, assuming a 90% control efficiency, for use of reduced speed limits, chemical stabilization, and good housekeeping and then dividing by 2,000 pounds/ton. The particulate emission factors were calculated in accordance with AP-42 Section 13.2.1, Equation (1), dated 11/06. The control efficiency was obtained from RACM, Table 2.1.1-3, dated 08/83.

c. Emission Limitation:

Fugitive PM<sub>2.5</sub> emissions shall not exceed 0.56 ton per year.

Applicable Compliance Method:

Compliance shall be demonstrated by multiplying the annual vehicle miles traveled (VMT) per year for the average vehicle fleet weight in tons, times the calculated PM<sub>2.5</sub> emission factor 0.14 lb/VMT, times 0.10, assuming a 90% control efficiency, for use of reduced speed limits, chemical stabilization, and good housekeeping and then dividing by 2,000 pounds/ton. The particulate emission factors were calculated in accordance with AP-42 Section 13.2.1, Equation (1), dated 11/06. The control efficiency was obtained from RACM, Table 2.1.1-3, dated 08/83.



d. Emission Limitation:

No visible PE from unpaved roadways and parking areas not to exceed 3 minutes during any 60-minute observation period.

Applicable Compliance Method:

If required, compliance with the visible PE limitation listed above shall be determined in accordance with Test Method 22 as set forth in "Appendix on Test Methods" in 40 CFR, Part 60 ("Standards of Performance for New Stationary Sources").

g) Miscellaneous Requirements

(1) None.

**3. F007, Carter Hollow Landfill - Landfill Operations**

**Operations, Property and/or Equipment Description:**

Gypsum, fly ash, bottom ash landfill operations including truck unloading, surface grading, and wind erosion. Administrative modification to PTI P0106503 due to decreased PE and PM10 emissions from reducing gypsum throughput from 2,000,000 tons annually to 600,000 tons annually.

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

(1) None.

b) Applicable Emissions Limitations and/or Control Requirements

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

	Applicable Rules/Requirements	Applicable Emissions Limitations/Control Measures
a.	ORC 3704.03(T)	The requirements of this rule also include compliance with the requirements of OAC rules 3745-31-10 through 20.  See b)(2)b and c(1).
b.	OAC rules 3745-31-10 thru 20	Fugitive particulate emissions (PE) shall not exceed 4.40 tons per rolling, 12-month period.  Fugitive particulate matter emissions less than or equal to 10 microns in diameter (PM <sub>10</sub> ) shall not exceed 2.06 tons per rolling, 12-month period.  There shall be no visible PE (including load-in, load-out and surface grading) except for 3 minutes during any 60-minute period.  The permittee shall employ best available control measures that are sufficient to minimize or eliminate visible emissions of fugitive dust.  See b)(2)a through b)(2)f.



	Applicable Rules/Requirements	Applicable Emissions Limitations/Control Measures
c.	OAC paragraph 3745-31-05(A)(3), as effective 11/30/01	Fugitive particulate matter emissions less than or equal to 2.5 microns in diameter (PM <sub>2.5</sub> ) shall not exceed 0.30 ton per year.  See b)(2)g.
d.	OAC paragraph 3745-31-05(A)(3), as effective 12/01/06	See b)(2)h.

(2) Additional Terms and Conditions

a. Based on the “Prevention of Significant Deterioration” (PSD) analysis conducted to ensure the application of “Best Available Control Technology” (BACT), it has been determined that the following control measures constitute BACT for PE and PM10 emissions from this emissions unit.

- i. use of speed reductions, watering, natural wind breaks, inherent high moisture content and the emission limitations listed under OAC rules 3745-31-10 through 20 above constitutes BACT for this emissions unit; and
- ii. a 600,000 tons per rolling, 12-month period of gypsum, flyash, and bottom ash throughput limitation.

The emission limitations based on the BACT requirements are listed under OAC rules 3745-31-10 through 3745-31-20 in b)(1)b above. The controls and practices that constitute BACT also meet the BAT requirements of ORC 3704.03(T)

b. Compliance with ORC 3704.03(T) shall be demonstrated by the emission limitations and compliance with the applicable annual throughput restriction, BACT requirements, record keeping, reporting, and emissions testing required by this permit that are associated with the above ORC 3704.03(T) limitations and requirements.

The above specified limitations under ORC 3704.03(T) represent best available technology (BAT) requirements that were triggered as a result of the New Source Review (NSR) major modification in this permit action for the Carter Hollow Landfill project which increased potential emissions of PE and PM10.

c. The permittee shall employ reasonably available control measures on all load-in and load-out operations associated with the landfill for the purpose of ensuring compliance with the above-mentioned applicable requirements. In accordance with the permittee’s permit application, the permittee has committed to handling material with sufficient moisture content to prevent visible fugitive dust emissions to ensure compliance. Nothing in this paragraph shall prohibit the permittee from employing other control measures to ensure compliance.

- d. The above-mentioned control measure(s) shall be employed for each load-in and load-out operation of the landfill if the permittee determines, as a result of the inspection conducted pursuant to the monitoring section of this permit, that the control measure(s) are necessary to ensure compliance with the above-mentioned applicable requirements. Any required implementation of the control measure(s) shall continue during any such operation until further observation confirms that use of the measure(s) is unnecessary.
  - e. The permittee shall employ reasonably available control measures for wind erosion from the surfaces of the landfill for the purpose of ensuring compliance with the above-mentioned applicable requirements. In accordance with the permittee's permit application, the permittee has committed to compacting the material, natural wind breaks, inherent high moisture content and using cover/vegetation to ensure compliance. Nothing in this paragraph shall prohibit the permittee from employing other control measures to ensure compliance.
  - f. The above-mentioned control measure(s) shall be employed for wind erosion from the landfill if the permittee determines, as a result of the inspection conducted pursuant to the monitoring section of this permit, that the control measure(s) are necessary to ensure compliance with the above-mentioned applicable requirements. Implementation of the control measure(s) shall not be necessary if the landfill is covered with snow and/or ice or if precipitation has occurred that is sufficient for that day to ensure compliance with the above-mentioned applicable requirements.
  - g. The permittee has satisfied the Best Available Technology (BAT) requirements pursuant to OAC paragraph 3745-31-05(A)(3), as effective November 30, 2001, in this permit. On December 1, 2006, paragraph (A)(3) or OAC rule 3745-31-05 was revised to conform to ORC changes effective August 3, 2006 (S.B. 265 changes), such that BAT is no longer required by State regulations for NAAQS pollutant less than ten tons per year. However, that rule revision has not yet been approved by U.S. EPA as a revision to Ohio's State Implementation Plan (SIP). Therefore, until the SIP revision occurs and the U.S. EPA approves the revisions to OAC rule 3745-31-05, the requirement to satisfy BAT still exists as part of the federally-approved SIP for Ohio. Once U.S. EPA approves the December 1, 2006 version of 3745-31-05, then these emission limits/control measures no longer apply.
  - h. This rule paragraph applies once U.S. EPA approves the December 1, 2006 version of OAC rule 3745-31-05 as part of the State Implementation Plan.  
  
The Best Available Technology (BAT) requirements under OAC rule 3745-31-05(A)(3) do not apply to the PM<sub>2.5</sub> emissions from the gypsum and ash handling operations because they are less than 10 tons per year.
- c) Operational Restrictions
- (1) The maximum throughput for this emissions unit shall not exceed 600,000 tons of gypsum and/or bottom ash and fly ash, based upon a rolling, 12-month summation of the throughput rates.



To ensure enforceability during the first 12 calendar months of operation following the issuance of this permit, the permittee shall not exceed the gypsum and/or bottom ash, fly ash throughput specified in the following table:

<u>Month(s)</u>	<u>Maximum Allowable Throughput, Tons</u>
1	100,000
1-2	150,000
1-3	200,000
1-4	250,000
1-5	300,000
1-6	350,000
1-7	400,000
1-8	450,000
1-9	500,000
1-10	550,000
1-11	575,000
1-12	600,000

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

d) **Monitoring and/or Recordkeeping Requirements**

- (1) The permittee shall maintain monthly records of the following information for this emissions unit in order to monitor compliance with the applicable material throughput restriction:
  - a. the material throughput for each month; and
  - b. beginning after the first 12 calendar months of operation following the issuance of this permit, the rolling, 12-month summation of the material throughput.

Also during the first 12 calendar months of operation following the issuance of this permit, the permittee shall record the cumulative material throughput for each calendar month.

- (2) Except as otherwise provided in this section, the permittee shall perform weekly inspections of each load-in operation, each load-out operation, and of the wind erosion at the landfill.
- (3) No inspection shall be necessary for wind erosion from the surface of the landfill when the landfill is covered with snow and/or ice and for any landfill activity if precipitation has occurred that is sufficient for that day to ensure compliance with the above-mentioned applicable requirements. Any required inspection that is not performed due to any of the above identified events shall be performed as soon as such event(s) has (have) ended, except if the next required inspection is within one week.
- (4) The purpose of the inspections is to determine the need for implementing the control measures specified in this permit for load-in and load-out at the landfill, and wind erosion from the surface of the landfill. The inspections shall be performed during representative, normal landfill operating conditions.
- (5) The permittee shall maintain records of the following information:
  - a. the date and reason any required inspection was not performed, including those inspections that were not performed due to snow and/or ice cover or precipitation;
  - b. the date of each inspection where it was determined by the permittee that it was necessary to implement the control measures;
  - c. the dates the control measures were implemented; and
  - d. on a calendar quarter basis, the total number of days the control measures were implemented and, for wind erosion from the landfill surface, the total number of days where snow and/or ice cover or precipitation were sufficient to not require the control measure(s).

The information required in d)(5)d shall be kept separately for (i) the load-in operations, (ii) load-out operations, and (iii) the landfill surface (wind erosion), and shall be updated on a calendar quarter basis within 30 days after the end of each calendar quarter.

e) Reporting Requirements

- (1) The permittee shall submit deviation (excursion) reports that identify all exceedances of the rolling, 12-month material throughput restriction, and for the first 12 calendar months of operation following issuance of this permit, all exceedances of the maximum allowable cumulative throughput levels.
- (2) The permittee shall submit deviation reports that identify any of the following occurrences:
  - a. each day during which an inspection was not performed by the required frequency, excluding an inspection which was not performed due to an exemption for snow and/or ice cover or precipitation; and



- b. each instance when a control measure, that was to be implemented as a result of an inspection, was not implemented.
- (3) The quarterly deviation reports shall be submitted in accordance with the requirements specified in the Standard Terms and Conditions of this permit.
- (4) Unless other arrangements have been approved by the Director, all notifications and reports shall be submitted through the Ohio EPA's eBusiness Center: Air Services online web portal.
- f) Testing Requirements
  - (1) Compliance with the Emissions Limitations and/or Control Requirements specified in section b) of these terms and conditions shall be determined in accordance with the following methods:
    - a. Emission Limitation:

Fugitive PE shall not exceed 4.40 tons per rolling, 12-month period.

Applicable Compliance Method:

Compliance with the rolling, 12-month emission limitation specified above shall be determined by the record keeping requirements specified in d)(1) above and the equations contained in AP-42 Chapter 13.2.4 (Aggregate Handling and Storage Piles, dated 11/2006), AP-42 Chapter 11.9-1(Western Surface Coal Mining, dated 10/1998), AP-42 Chapter 13.2.5 (Industrial Wind Erosion, dated January 1995) and the parameters as listed in Permit to Install application P0121585, which was submitted to the Portsmouth Local Air Agency on September 7, 2016.
    - b. Emission Limitation:

Fugitive PM<sub>10</sub> shall not exceed 2.06 tons per rolling, 12-month period.

Applicable Compliance Method:

Compliance with the rolling, 12-month emission limitation specified above shall be determined by the record keeping requirements specified in d)(1) above and the equations contained in AP-42 Chapter 13.2.4 (Aggregate Handling and Storage Piles, dated 11/2006), AP-42 Chapter 11.9-1(Western Surface Coal Mining, dated 10/1998), AP-42 Chapter 13.2.5 (Industrial Wind Erosion, dated January 1995) and the parameters as listed in Permit to Install application P0121585, which was submitted to the Portsmouth Local Air Agency on September 7, 2016.
    - c. Emission Limitation:

Fugitive PM<sub>2.5</sub> shall not exceed 0.30 ton per rolling, 12-month period.



Applicable Compliance Method:

Compliance with the rolling, 12-month emission limitation specified above shall be determined by the record keeping requirements specified in d)(1) above and the equations contained in AP-42 Chapter 13.2.4 (Aggregate Handling and Storage Piles, dated 11/2006), AP-42 Chapter 11.9-1(Western Surface Coal Mining, dated 10/1998), AP-42 Chapter 13.2.5(Industrial Wind Erosion, dated January 1995) and the parameters as listed in Permit to Install application P0121585, which was submitted to the Portsmouth Local Air Agency on September 7, 2016.

d. Emission Limitation:

There shall be no visible PE (including load-in, load-out and surface grading) except for 3 minutes during any 60-minute period.

Applicable Compliance Method:

If required, compliance with the visible emissions limitation for fugitive dust from the material storage piles areas identified in this permit shall be determined in accordance with 40 CFR Part 60, Appendix A, Method 22 and the modifications listed in paragraphs (B)(4)(a) through (B)(4)(c) of OAC rule 3745-17-03.

g) Miscellaneous Requirements

- (1) None.