



State of Ohio Environmental Protection Agency

STREET ADDRESS:

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50 W. Town St., Suite 700
Columbus, Ohio 43215

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www.epa.state.oh.us

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P.O. Box 1049
Columbus, OH 43216-1049

9/29/2008

TODD DAVIS
STICKNEY WEST IND PARK C&DD L.L.C.
ONE CORPORATE EXCHANGE
25825 SCIENCE PARK DRIVE, SUITE 265
CLEVELAND, OH 44122

RE: FINAL AIR POLLUTION PERMIT-TO-INSTALL AND OPERATE
Facility ID: 0448011697
Permit Number: P0103679
Permit Type: Administrative Modification
County: Lucas

Certified Mail

| | |
|-----|----------------------|
| No | TOXIC REVIEW |
| No | PSD |
| No | SYNTHETIC MINOR |
| No | CEMS |
| No | MACT |
| No | NSPS |
| Yes | NESHAPS |
| No | NETTING |
| No | MAJOR NON-ATTAINMENT |
| No | MODELING SUBMITTED |

Dear Permit Holder:

Enclosed please find a final Air Pollution Permit-to-Install and Operate ("PTIO") which will allow you to install, modify, and/or operate the described emissions unit(s) in the manner indicated in the permit. Because this permit contains conditions and restrictions, please read it very carefully.

Ohio EPA maintains a document entitled "Frequently Asked Questions about the PTIO". The document can be downloaded from the DAPC Web page, www.epa.state.oh.us/dapc, from the "Permits" link. This document contains additional information related to your permit, such as what activities are covered under the PTIO, who has enforcement authority over the permit and Ohio EPA's authorization to inspect your facility and records. Please contact the Office of Compliance Assistance and Pollution Prevention at (614) 644-3469 if you need assistance.

The issuance of this PTIO is a final action of the Director and may be appealed to the Environmental Review Appeals Commission ("ERAC") under Section 3745.04 of the Ohio Revised Code. The appeal must be in writing and describe the action complained of and the grounds for the appeal. The appeal must be filed with the ERAC within thirty (30) days after notice of the Director's action. A filing fee of \$70.00 must be submitted to the ERAC with the appeal, although the ERAC, has discretion to reduce the amount of the filing fee if you can demonstrate (by affidavit) that payment of the full amount of the fee would cause extreme hardship. If you file an appeal of this action, you must notify Ohio EPA of the filing of the appeal (by providing a copy to the Director) within three (3) days of filing your appeal with the ERAC. Ohio EPA requests that a copy of the appeal also be provided to the Ohio Attorney General's Office, Environmental Enforcement Section. An appeal may be filed with the ERAC at the following address:

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

If you have any questions regarding this permit, please contact the Toledo Department of Environmental Services. This permit has been posted to the Division of Air Pollution Control (DAPC) Web page www.epa.state.oh.us/dapc.

Sincerely,

Michael W. Ahern
Michael W. Ahern, Manager
Permit Issuance and Data Management Section, DAPC

Cc: TDES
Toledo-Lucas County Health Department

Ted Strickland, Governor
Lee Fisher, Lieutenant Governor
Chris Korleski, Director



**State of Ohio Environmental Protection Agency
Division of Air Pollution Control**

FINAL

**Air Pollution Permit-to-Install and Operate
for
STICKNEY WEST IND PARK C&DD L.L.C.**

Facility ID: 0448011697
Permit Number: P0103679
Permit Type: Administrative Modification
Issued: 9/29/2008
Effective: 9/29/2008
Expiration: 9/17/2018



State of Ohio Environmental Protection Agency
Division of Air Pollution Control

Air Pollution Permit-to-Install and Operate
for
STICKNEY WEST IND PARK C&DD L.L.C.

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Final Permit-to-Install and Operate
Permit Number: P0103679
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Effective Date: 9/29/2008

Authorization

Facility ID: 0448011697
Application Number(s): A0035600
Permit Number: P0103679
Permit Description: Administrative Modification to emission limitations and terms and conditions contained in PTI 04-1171 issued on 11/24/1999..
Permit Type: Administrative Modification
Permit Fee: \$200.00
Issue Date: 9/29/2008
Effective Date: 9/29/2008
Expiration Date: 9/17/2018
Permit Evaluation Report (PER) Annual Date: Jan 1 - Dec 31, Due Feb 15

This document constitutes issuance to:

STICKNEY WEST IND PARK C&DD L.L.C.
4425 CREEKSIDE AVENUE
TOLEDO, OH 43612

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

Ohio EPA District Office or local air agency responsible for processing and administering your permit:

Toledo Department of Environmental Services
348 South Erie Street
Toledo, OH 43604
(419)936-3015

The above named entity is hereby granted this Permit-to-Install and Operate for the air contaminant source(s) (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 described emissions unit(s) will operate in compliance with applicable State and federal laws and regulations.

This permit is granted subject to the conditions attached hereto.

Ohio Environmental Protection Agency

Chris Korleski
Director



State of Ohio Environmental Protection Agency
Division of Air Pollution Control

Final Permit-to-Install and Operate
Permit Number: P0103679
Facility ID: 0448011697
Effective Date: 9/29/2008

Authorization (continued)

Permit Number: P0103679
Permit Description: Administrative Modification to emission limitations and terms and conditions contained in PTI 04-1171 issued on 11/24/1999..

Permits for the following emissions unit(s) or groups of emissions units are in this document as indicated below:

| | |
|-----------------------------------|----------------------------|
| Emissions Unit ID: | F001 |
| Company Equipment ID: | Roadways and parking areas |
| Superseded Permit Number: | |
| General Permit Category and Type: | Not Applicable |

| | |
|-----------------------------------|---------------------|
| Emissions Unit ID: | F002 |
| Company Equipment ID: | Landfill operations |
| Superseded Permit Number: | |
| General Permit Category and Type: | Not Applicable |



State of Ohio Environmental Protection Agency
Division of Air Pollution Control

Final Permit-to-Install and Operate

Permit Number: P0103679

Facility ID: 0448011697

Effective Date: 9/29/2008

A. Standard Terms and Conditions



1. What does this permit-to-install and operate ("PTIO") allow me to do?

This permit allows you to install and operate the emissions unit(s) identified in this PTIO. You must install and operate the unit(s) in accordance with the application you submitted and all the terms and conditions contained in this PTIO, including emission limits and those terms that ensure compliance with the emission limits (for example, operating, recordkeeping and monitoring requirements).

2. Who is responsible for complying with this permit?

The person identified on the "Authorization" page, above, is responsible for complying with this permit until the permit is revoked, terminated, or transferred. "Person" means a person, firm, corporation, association, or partnership. The words "you," "your," or "permittee" refer to the "person" identified on the "Authorization" page above.

The permit applies only to the emissions unit(s) identified in the permit. If you install or modify any other equipment that requires an air permit, you must apply for an additional PTIO(s) for these sources.

3. What records must I keep under this permit?

You must keep all records required by this permit, including monitoring data, test results, strip-chart recordings, calibration data, maintenance records, and any other record required by this permit for five years from the date the record was created. You can keep these records electronically, provided they can be made available to Ohio EPA during an inspection at the facility. Failure to make requested records available to Ohio EPA upon request is a violation of this permit requirement.

4. What are my permit fees and when do I pay them?

There are two fees associated with permitted air contaminant sources in Ohio:

- PTIO fee. This one-time fee is based on a fee schedule in accordance with Ohio Revised Code (ORC) section 3745.11, or based on a time and materials charge for permit application review and permit processing if required by the Director.

You will be sent an invoice for this fee after you receive this PTIO and payment is due within 30 days of the invoice date. You are required to pay the fee for this PTIO even if you do not install or modify your operations as authorized by this permit.

- Annual emissions fee. Ohio EPA will assess a separate fee based on the total annual emissions from your facility. You self-report your emissions in accordance with Ohio Administrative Code (OAC) Chapter 3745-78. This fee assessed is based on a fee schedule in ORC section 3745.11 and funds Ohio EPA's permit compliance oversight activities. For facilities that are permitted as synthetic minor sources, the fee schedule is adjusted annually for inflation. Ohio EPA will notify you when it is time to report your emissions and to pay your annual emission fees.

5. When does my PTIO expire, and when do I need to submit my renewal application?

This permit expires on the date identified at the beginning of this permit document (see "Authorization" page above) and you must submit a renewal application to renew the permit. Ohio EPA will send a renewal notice to you approximately six months prior to the expiration date of this permit. However, it is very important that you submit a complete renewal permit application (postmarked prior to expiration of this permit) even if you do not receive the renewal notice.



If a complete renewal application is submitted before the expiration date, Ohio EPA considers this a timely application for purposes of ORC section 119.06, and you are authorized to continue operating the emissions unit(s) covered by this permit beyond the expiration date of this permit until final action is taken by Ohio EPA on the renewal application.

6. What happens to this permit if my project is delayed or I do not install or modify my source?

This PTIO expires 18 months after the issue date identified on the "Authorization" page above unless otherwise specified if you have not (1) started constructing the new or modified emission sources identified in this permit, or (2) entered into a binding contract to undertake such construction. This deadline can be extended by up to 12 months, provided you apply to Ohio EPA for this extension within a reasonable time before the 18-month period has ended and you can show good cause for any such extension.

7. What reports must I submit under this permit?

An annual permit evaluation report (PER) is required in addition to any malfunction reporting required by OAC rule 3745-15-06 or other specific rule-based reporting requirement identified in this permit. Your PER due date is identified in the Authorization section of this permit.

8. If I am required to obtain a Title V operating permit in the future, what happens to the operating provisions and PER obligations under this permit?

If you are required to obtain a Title V permit under OAC Chapter 3745-77 in the future, the permit-to-operate portion of this permit will be superseded by the issued Title V permit. From the effective date of the Title V permit forward, this PTIO will effectively become a PTI (permit-to-install) in accordance with OAC rule 3745-31-02(B). The following terms and conditions will no longer be applicable after issuance of the Title V permit: Section B, Term 1.b) and Section C, for each emissions unit, Term a)(2).

The PER requirements in this permit remain effective until the date the Title V permit is issued and is effective, and cease to apply after the effective date of the Title V permit. The final PER obligation will cover operations up to the effective date of the Title V permit and must be submitted on or before the submission deadline identified in this permit on the last day prior to the effective date of the Title V permit.

9. What are my obligations when I perform scheduled maintenance on air pollution control equipment?

You must perform scheduled maintenance of air pollution control equipment in accordance with OAC rule 3745-15-06(A). If scheduled maintenance requires shutting down or bypassing any air pollution control equipment, you must also shut down the emissions unit(s) served by the air pollution control equipment during maintenance, unless the conditions of OAC rule 3745-15-06(A)(3) are met. Any emissions that exceed permitted amount(s) under this permit (unless specifically exempted by rule) must be reported as deviations in the annual permit evaluation report (PER), including nonexempt excess emissions that occur during approved scheduled maintenance.



10. Do I have to report malfunctions of emissions units or air pollution control equipment? If so, how must I report?

If you have a reportable malfunction of any emissions unit(s) or any associated air pollution control system, you must report this to the Toledo Department of Environmental Services in accordance with OAC rule 3745-15-06(B). Malfunctions that must be reported are those that result in emissions that exceed permitted emission levels. It is your responsibility to evaluate control equipment breakdowns and operational upsets to determine if a reportable malfunction has occurred.

If you have a malfunction, but determine that it is not a reportable malfunction under OAC rule 3745-15-06(B), it is recommended that you maintain records associated with control equipment breakdown or process upsets. Although it is not a requirement of this permit, Ohio EPA recommends that you maintain records for non-reportable malfunctions.

11. Can Ohio EPA or my local air agency inspect the facility where the emission unit(s) is/are located?

Yes. Under Ohio law, the Director or his authorized representative may inspect the facility, conduct tests, examine records or reports to determine compliance with air pollution laws and regulations and the terms and conditions of this permit. You must provide, within a reasonable time, any information Ohio EPA requests either verbally or in writing.

12. What happens if one or more emissions units operated under this permit is/are shut down permanently?

Ohio EPA can terminate the permit terms associated with any permanently shut down emissions unit. "Shut down" means 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.

You should notify Ohio EPA of any emissions unit that is permanently shut down by submitting a certification that identifies the date on which the emissions unit was permanently shut down. The certification must be submitted by an authorized official from the facility. You cannot continue to operate an emission unit once the certification has been submitted to Ohio EPA by the authorized official.

You must comply with all recordkeeping and reporting for any permanently shut down emissions unit in accordance with the provisions of the permit, regulations or laws that were enforceable during the period of operation, such as the requirement to submit a PER, air fee emission report, or malfunction report. You must also keep all records relating to any permanently shutdown emissions unit, generated while the emissions unit was in operation, for at least five years from the date the record was generated.

Again, you cannot resume operation of any emissions unit certified by the authorized official as being permanently shut down without first applying for and obtaining a permit pursuant to OAC Chapter 3745-31.

13. Can I transfer this permit to a new owner or operator?

You can transfer this permit to a new owner or operator. If you transfer the permit, you must follow the procedures in OAC Chapter 3745-31, including notifying Ohio EPA or the local air agency of the



State of Ohio Environmental Protection Agency
Division of Air Pollution Control

Final Permit-to-Install and Operate

Permit Number: P0103679

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change in ownership or operator. Any transferee of this permit must assume the responsibilities of the transferor permit holder.

14. Does compliance with this permit constitute compliance with OAC rule 3745-15-07, "air pollution nuisance"?

This permit and OAC rule 3745-15-07 prohibit operation of the air contaminant source(s) regulated under this permit in a manner that causes a nuisance. Ohio EPA can require additional controls or modification of the requirements of this permit through enforcement orders or judicial enforcement action if, upon investigation, Ohio EPA determines existing operations are causing a nuisance.

15. What happens if a portion of this permit is determined to be invalid?

If a portion of this permit is determined to be invalid, the remainder of the terms and conditions remain valid and enforceable. The exception is where the enforceability of terms and conditions are dependent on the term or condition that was declared invalid.



State of Ohio Environmental Protection Agency
Division of Air Pollution Control

Final Permit-to-Install and Operate

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B. Facility-Wide Terms and Conditions



State of Ohio Environmental Protection Agency
Division of Air Pollution Control

Final Permit-to-Install and Operate

Permit Number: P0103679

Facility ID: 0448011697

Effective Date: 9/29/2008

1. This permit document constitutes a permit-to-install issued in accordance with ORC 3704.03(F) and a permit-to-operate issued in accordance with ORC 3704.03(G).
 - a) For the purpose of a permit-to-install document, the facility-wide terms and conditions identified below are federally enforceable with the exception of those listed below which are enforceable under state law only.
 - (1) None.
 - b) For the purpose of a permit-to-operate document, the facility-wide terms and conditions identified below are enforceable under state law only with the exception of those listed below which are federally enforceable.
 - (1) None.



State of Ohio Environmental Protection Agency
Division of Air Pollution Control

Final Permit-to-Install and Operate

Permit Number: P0103679

Facility ID: 0448011697

Effective Date: 9/29/2008

C. Emissions Unit Terms and Conditions



1. F001, Roadways and parking areas

Operations, Property and/or Equipment Description:

Paved and unpaved roadways and parking areas.

- a) This permit document constitutes a permit-to-install issued in accordance with ORC 3704.03(F) and a permit-to-operate issued in accordance with ORC 3704.03(G).
 - (1) For the purpose of a permit-to-install document, the emissions unit terms and conditions identified below are federally enforceable with the exception of those listed below which are enforceable under state law only.
 - a. None.
 - (2) For the purpose of a permit-to-operate document, the emissions unit terms and conditions identified below are enforceable under state law only with the exception of those listed below which are federally enforceable.
 - a. None.
- b) Applicable Emissions Limitations and/or Control Requirements
 - (1) The specific operations(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. 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 |
|----|--|--|
| | Paved roadways and parking areas [see b)(2)a.] | |
| a. | OAC rule 3745-31-05(A)(3)(a)(iii)(c) | no visible particulate emissions (PE) except for one minute during any 60-minute observation period best available control measures that are sufficient to minimize or eliminate visible PE of fugitive dust [see b)(2)c. through b)(2)j., and b)(2)l.] |
| b. | OAC rule 3745-17-07(B)(4) | see b)(2)k. |
| c. | OAC rule 3745-17-08(B), (B)(8), (B)(9) | see b)(2)c. through b)(2)j., and b)(2)l. |
| | Unpaved roadways and parking areas [see b)(2)b.] | |



| | Applicable Rules/Requirements | Applicable Emissions Limitations/Control Measures |
|----|--|---|
| d. | OAC rule 3745-31-05(A)(3), (A)(3)(a)(iii)(c) | no visible PE except for 3 minutes during any 60-minute period best available control measures that are sufficient to minimize or eliminate visible PE of fugitive dust [see b)(2)c. through b)(2)j., and b)(2)l.] |
| e. | OAC rule 3745-17-07(B)(5) | see b)(2)k. |
| f. | OAC rule 3745-17-08(B), (B)(2) | see b)(2)c. through b)(2)j., and b)(2)l. |

(2) Additional Terms and Conditions

- a. The paved roadways and parking areas that are covered by this permit and subject to the above-mentioned requirements are listed below.

All paved roadways and parking areas
- b. The unpaved roadways and parking areas that are covered by this permit and subject to the above-mentioned requirements are listed below.

Haul roads and unpaved parking areas
- c. The permittee shall employ best available control measures on all paved 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 flushing with water 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 permittee shall employ best available control measures on all unpaved shoulders of all paved roadways 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 shoulders of all paved roadways with water and/or any other suitable dust suppressant at sufficient treatment frequencies to ensure compliance. Nothing in this paragraph shall prohibit the permittee from employing other control measures to ensure compliance.
- e. The permittee shall employ best available control measures on all unpaved roadways 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 with water and any other suitable dust suppression chemicals at sufficient treatment frequencies to ensure



compliance. Nothing in this paragraph shall prohibit the permittee from employing other control measures to ensure compliance.

- f. 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.
- g. Any unpaved roadway, which during the term of this permit is paved or takes the characteristics of a paved surface due to the application of certain types of dust suppressants, may be controlled with the control measure(s) specified above for paved surfaces. Any unpaved roadway that takes the characteristics of a paved roadway due to the application of certain types of dust suppressants shall remain subject to the visible emission limitation for unpaved roadways. Any unpaved roadway that is paved shall be subject to the visible emission limitation for paved roadways.
- h. 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.
- i. 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.
- j. Implementation of the above-mentioned control measures in accordance with the terms and conditions of this permit is appropriate and sufficient to satisfy the best available technology requirements of OAC rule 3745-31-05(A)(3).
- k. The emission limitation specified by this rule is less stringent than the emission limitation established pursuant to OAC rule 3745-31-05(A)(3).
- l. Particulate emissions (PE) from the paved and unpaved roadways and parking areas shall not exceed 34.25 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> |
| all paved roads and parking areas | daily |
| <u>unpaved roadways and parking areas</u> | <u>minimum inspection frequency</u> |
| all unpaved roads and parking areas | daily |

(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.

The information required in (3)d. shall be kept separately for (i) the paved roadways and parking areas and (ii) the unpaved roadways and parking areas, and shall be updated on a calendar quarter basis within 30 days after the end of each calendar quarter.

e) Reporting Requirements

(1) Annual Permit Evaluation Report (PER) forms will be mailed to the permittee at the end of the reporting period specified in the Authorization section of this permit. The permittee shall submit the PER in the form and manner provided by the director by the due date identified in the Authorization section of this permit. The permit evaluation report shall cover a reporting period of no more than twelve-months for each air contaminant source identified in this permit.

f) Testing Requirements

- (1) Compliance with the emission limitations in b) shall be determined in accordance with the following methods:
- a. Emission Limitations:
PE shall not exceed 34.25 tons per year.



Applicable Compliance Method:

Compliance with PE limitations shall be determined by using the emission factor equations in Sections 13.2.1 and 13.2.2, in Compilation of Air Pollutant Emission Factors, AP-42, Fifth Edition, Volume 1 (revised 12/03) for paved and unpaved roadways along with a 70% control efficiency. Should further updates in AP-42 occur, the most current equations for unpaved roads shall be used.

b. Emission Limitation:

No visible PE from paved roadways and parking areas except for a period of time not to exceed one minute during any 60-minute observation period. 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.

Applicable Compliance Method:

If required, compliance with the visible PE limitations 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"), as such Appendix existed on July 1, 1996, and the modifications listed in paragraphs (B)(4)(a) through (B)(4)(d) of OAC rule 3745-17-03. Alternative U.S. EPA approved test methods may be used with prior written approval from the Ohio EPA.

g) Miscellaneous Requirements

- (1) Permit to Install Operate P0103679 is an Administrative Modification to PTI 04-1171 issued on 11/24/1999. The terms and conditions contained in this Permit for emissions unit F001 supercede all requirements for F001 contained in PTI 04-1171.



2. F002, Landfill operations

Operations, Property and/or Equipment Description:

Construction and demolition debris (C&DD) landfill operations

- a) This permit document constitutes a permit-to-install issued in accordance with ORC 3704.03(F) and a permit-to-operate issued in accordance with ORC 3704.03(G).
 - (1) For the purpose of a permit-to-install document, the emissions unit terms and conditions identified below are federally enforceable with the exception of those listed below which are enforceable under state law only.
 - a. None.
 - (2) For the purpose of a permit-to-operate document, the emissions unit terms and conditions identified below are enforceable under state law only with the exception of those listed below which are federally enforceable.
 - a. None.
- b) Applicable Emissions Limitations and/or Control Requirements
 - (1) The specific operations(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. 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 |
|----|--|--|
| | Construction and demolition debris (C&DD) landfill operations [see b)(2)a. through f.] | |
| a. | OAC rule 3745-31-05(A)(3)(a)(iii)(c) | Particulate emissions (PE) shall not exceed 27.32 tons per year. Visible PE of fugitive dust shall not exceed 10 percent opacity as a three-minute average. See c)(1) through c)(4). |
| b. | OAC rule 3745-17-07(B)(1) | See b)(2)l. |
| c. | OAC rule 3745-17-08(B), (B)(1), (B)(6), (B)(7) | See b)(2)a. through b)(2)c. |
| d. | Substitute Amended House Bill 397 | See b)(2)d. |



| | Applicable Rules/Requirements | Applicable Emissions Limitations/Control Measures |
|----|--|--|
| e. | OAC rule 3745-19 | See b)(2)e. |
| f. | ORC section 3704.03(L) | See b)(2)f. |
| | Asbestos activities [see b)(2)g. through k.] | |
| g. | OAC rule 3745-31-05(A)(3) | The requirements of this rule include compliance with the requirements of OAC rule 3745-20-05 through 3745-20-08 and 40 CFR Part 61 subpart M. |
| h. | 40 CFR Part 61 subpart A | See b)(2)k. |
| i. | 40 CFR Part 61 subpart M | See Sections b)(2)g., b)(2)i. and b)(2)j. |
| j. | OAC rule 3745-20-05 through 3745-20-08 | See b)(2)g. through b)(2)j. |

(2) Additional Terms and Conditions

- a. All vehicles hauling construction and demolition (C & D) materials shall be closed, covered or tarped when coming to or leaving the facility in order to minimize or eliminate visible emissions of fugitive dust and to eliminate load loss.
- b. The permittee shall ensure C & D materials are deposited, spread and compacted in such a manner as to minimize or prevent visible emissions of fugitive dust.
 - i. When dumping C & D materials, the permittee shall implement the following procedures:
 - (a) any loads which appear to contain dusty C & D materials shall be watered prior to dumping of the load;
 - (b) no dusty C & D materials shall be dumped during periods of high wind speed, unless they have been treated to prevent them from becoming airborne;
 - (c) the permittee shall ensure that all truckloads of C & D materials are unloaded in a manner which will minimize the drop height of the C & D materials and are dumped as near to the point of final placement as possible; and
 - (d) during the dumping of any load of C & D materials, in which dusty C & D materials become airborne, the C & D materials shall be



watered as necessary to minimize or eliminate visible emissions of fugitive dust.

- c. When handling and stockpiling C & D materials and/or cover materials, the permittee shall implement the following procedures:
 - i. any dusty C & D materials to be stored prior to disposal, shall be watered, as necessary, or have a temporary soil cover;
 - ii. all exposed C & D materials shall be covered with cover materials by the end of each week=s operation;
 - iii. to minimize handling of the C & D materials, spreading and compacting shall occur in one operation;
 - iv. the permittee shall minimize the handling and the stockpiling of cover materials, except for top soil;
 - v. unvegetated cover materials and soil in the waste disposal area must be periodically wetted with water and shall be handled in such a manner as to minimize or eliminate visible emissions of fugitive dust; and
 - vi. the frequency and amounts of water applications will depend on weather conditions, cover material conditions, and soil conditions.
 - vii. a record of water applications required by these terms and conditions shall be maintained at the facility site for a period of not less than three years and shall be made available to the Director, or any authorized representative of the Director, for review during normal business hours;
- d. Under Substitute Amended House Bill 397 (Sub. Am. H.B. 397), effective December 22, 2005, Ohio EPA is required to develop rules governing the operation of construction and demolition (C & D) landfills. Sub. Am. H.B. 397 authorizes the Director of Ohio EPA to adopt rules requiring contingency plans for effective action in response to hydrogen sulfide or other gases created by the operation of a C & D facility. Because these rules are not yet written, Ohio EPA has not placed terms and conditions detailing the contingency plan requirements in this permit. However, Ohio EPA believes it is important to have in place a contingency plan to deal with potential hydrogen sulfide/other gas emissions from C & D facilities. Therefore, as a condition of this permit, the permittee is required to develop and implement a hydrogen sulfide/other gas emission contingency plan by the dates required for sources in the C & D rules developed in response to Sub. Am. H.B. 397.
- e. There shall be no open burning, in violation of OAC Chapter 3745-19, at this facility.
- f. Pursuant to the authority in ORC section 3704.03(L), any representative of the Director may, upon presentation of proper identification, enter at any reasonable time upon any portion of the property where this landfill is located, including any improvements thereon, to make inspections; take samples; conduct tests; examine records or reports pertaining to any emissions of air contaminants; and



inspect monitoring equipment, emissions control equipment, and/or methods of operation and gas sampling. No operator or agent of this landfill shall act in any manner to refuse, hinder, or thwart this legal right of entry.

- g. The landfill, approved to accept asbestos-containing waste materials shall maintain the following work practice standards:
 - i. There shall be no visible emissions from asbestos-containing waste materials during on-site transportation, transfer, unloading, deposition, compacting operations, or from any inactive asbestos waste disposal sites.
 - ii. Deposition and burial operations shall be conducted in a careful manner that prevents asbestos-containing waste materials from being broken up or dispersed before the materials are buried.
 - iii. The permittee shall inspect each load of asbestos-containing material delivered to the facility. The inspection shall consist of a visual examination to ensure that each shipment of asbestos-containing waste materials is received in intact, leak-tight containers labeled with appropriate hazard warning labels, the name of the waste generator, and the location of waste generation. The inspection also shall determine whether the waste shipment records accompany the consignment and accurately describe the waste material and quantity.
 - iv. If on the basis of the inspection, the waste material is found to be improperly received, the load shall be disposed of in accordance with the procedures in the Asbestos Spill Contingency Plan, and the discrepancy shall be noted on the waste shipment record.
- h. The permittee shall develop, implement, and maintain an "Asbestos Disposal Operating Procedure and Spill Contingency Plan" consisting of:
 - i. authorized personnel training;
 - ii. inspection and disposal operating procedures;
 - iii. non-conforming load response procedures;
 - iv. inventory and maintenance procedures for safety and emissions control equipment;
 - v. record keeping procedures; and
 - vi. emergency notification procedures.

Authorized personnel shall be knowledgeable in the procedures, and the Plan shall be available for inspection at this facility at all times. Emissions control equipment shall be available for wetting and containing asbestos in the event of a release or non-conforming load disposal. All equipment required to implement the "Asbestos Disposal Operating Procedure and Spill Contingency Plan" shall



be maintained in accordance with good engineering practices to ensure that the equipment is in a ready-to-use condition and in an appropriate location for use.

- i. The facility can accept for disposal any regulated asbestos-containing material as defined in the National Emission Standards for Hazardous Air Pollutants (NESHAP) for Asbestos, 40 CFR Part 61, Subpart M, Section 141 and OAC rule 3745-20, or any subsequent revisions to either rule. Regulated asbestos-containing material is defined to include:
 - i. friable asbestos material;
 - ii. Category I nonfriable asbestos-containing material that has become friable;
 - iii. Category I nonfriable asbestos-containing material that will be or has been subjected to sanding, grinding, cutting, or abrading; or
 - iv. Category II nonfriable asbestos-containing material that has a high probability of becoming or has become crumbled, pulverized, or reduced to powder by the forces expected to act on the material in the course of demolition or renovation operations regulated by this subpart.
- j. The permittee shall ensure that any Category I and/or Category II nonfriable asbestos-containing waste material received does not become friable during processing at the landfill. If any asbestos material arrives at the landfill and meets the description of a regulated asbestos-containing material as described in i. through iv. above, the landfill shall:
 - i. cause or permit no visible emissions to the outside air from the asbestos-containing waste materials during on-site transportation, transfer, deposition, or compacting operations;
 - ii. assure that deposition and burial operations are conducted in a manner which prevents handling by equipment or persons that causes asbestos-containing waste materials to be broken-up or dispersed before the materials are buried;
 - iii. cover the asbestos-containing waste material with at least twelve inches of nonasbestos-containing material, as soon as practicable after deposition, but no later than at the end of the operating day; and
 - iv. assure that during the unloading, deposition, burial, and initial compaction of asbestos-containing waste materials, the disposal site is restricted adequately to deter unauthorized entry of the general public and any unauthorized personnel to within one hundred feet of the operations.
- k. 40 CFR Part 61 subpart A provides applicability provisions, definitions, and other general provisions that are pertinent to emissions units affected by 40 CFR Part 61.
- l. The emission limitation specified by this rule is less stringent than the emission limitation established pursuant to OAC rule 3745-31-05(A)(3).



c) Operational Restrictions

- (1) The permittee shall ensure that solid wastes are deposited, spread, and compacted in such a manner as to minimize or prevent visible emissions of fugitive dust. The permittee shall require all truckloads of solid waste to be unloaded in a manner that will minimize the drop height of the solid wastes. Any dusty materials or wastes 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 conducted 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 the material has been treated to prevent fugitive dust emissions from becoming airborne.
- (2) The permittee shall employ best available control measures for the above-identified landfill fugitive dust operations/sources for the purpose of ensuring compliance with the above-mentioned applicable requirements. In accordance with the permit application, the permittee maintains that the inherent moisture content of the materials involved in fugitive dust operations/sources is at a level which is more than sufficient to comply with all applicable requirements. If at any time the moisture content is not sufficient to meet the above applicable requirements, the permittee shall employ best available control measures to ensure compliance.
- (3) The above-identified control measure(s) shall be implemented if the permittee determines, as a result of the inspection conducted pursuant to the monitoring section of this permit, that the control measures are necessary to ensure compliance with the above-mentioned applicable requirements. Any required implementation of the control measure(s) shall continue during the operation of the fugitive dust operation/sources until further observation confirms that use of the control measure(s) is unnecessary.
- (4) Implementation of the above-mentioned control measures in accordance with the terms and conditions of this permit is appropriate and sufficient to satisfy the requirements of OAC rule 3745-31-05.
- (5) During the unloading, deposition, burial, and initial compaction of asbestos-containing waste materials, the owner or operator of the active waste disposal site shall establish a restricted area adequate to deter the unauthorized entry of the general public and any unauthorized personnel from any location within one hundred feet of the operations. The following information shall be displayed on a sign not less than twenty by fourteen inches, so that it is visible at all entrances, from all directions, and at intervals of three hundred feet or less either along the property line of the facility or along the fencing immediately surrounding the restricted area(s). The signs shall use letter sizes and styles of a visibility at least equal to the following specifications:

Legend:

ASBESTOS WASTE DISPOSAL SITE 2.5 cm (1 inch) Sans Serif, Gothic or Block

DO NOT CREATE DUST 1.9 cm (3/4 inch) Sans Serif, Gothic or Block 14 Point Gothic

BREATHING ASBESTOS IS HAZARDOUS TO YOUR HEALTH 14 Point Gothic



Spacing between any two lines must be at least equal to the height of the upper two lines.

[40 CFR 61.154(b)] and [OAC rule 3745-20-06(B)(4) and (5)]

(6) The permittee shall cover and compact asbestos wastes in accordance with the following requirements:

a. As soon as practical after the placement of asbestos, but no later than the end of each working day, the asbestos-containing waste materials deposited at the site during the operating day shall be covered with at least 12 inches of non-asbestos-containing materials. Once the asbestos-containing waste materials are covered, the area shall be compacted.

b. Care shall be taken to ensure that disposed asbestos shall not be re-excavated in subsequent operations. Any accidentally exposed material shall be immediately recovered in accordance with the provisions of this permit.

c. Asbestos-containing waste materials shall be separated from the landfill final grade by no less than 24 inches of compacted non-asbestos-containing materials or by at least 6 inches of compacted non-asbestos-containing materials with a permanent cover of vegetation over the area.

[40 CFR 61.151(a)], [40 CFR 61.154(c) and (g)], [OAC rule 3745-20-06(B)(3)], and [OAC rule 3745-20-07(A)(2) and (3)]

(7) Leachate collected on-site from cells not storing asbestos may be used to control fugitive dust during dumping, transfer, compaction, and covering of the C&DD material in the landfill footprint. Leachate collected on-site from cells storing asbestos may be used to control fugitive dust during dumping, transfer, compaction, and covering of the C&DD material in the landfill footprint provided the leachate contains no detectable asbestos as determined in f)(1).

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

(1) 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 non-asbestos-containing materials resulting from any landfill operations (such as wastes unloading, covering, excavation, and wind erosion). The presence or absence of any visible emissions of fugitive dust 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 color of the emissions;

b. whether the emissions are representative of normal operations;

c. if the emissions are not representative of normal operations, the cause of the abnormal emissions;

d. the total duration of any visible emission incident; and

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



- (2) The permittee shall maintain a daily operations log which records/documents any watering activity employed to minimize or eliminate visible emissions of fugitive dust for each waste dumping/placement area; the record shall include the time, the location, and the amount of water employed, in gallons.

- (3) 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 asbestos-containing waste materials during on-site transportation, transfer, unloading, deposition, or compacting operations. 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 color of the emissions;
 - b. the total duration of any visible emission incident; and
 - c. any corrective actions taken to eliminate the visible emissions.

[40 CFR 61.154(a), in part] and [OAC rule 3745-20-06(A) and (B)(1)]

- (4) The permittee shall maintain a record of the inspection required in d)(5) for each load of asbestos-containing material delivered to the facility. These records shall be maintained for a period of 5 years.

[40 CFR 61.154(e)(4)], [OAC rule 3745-20-05(E)(5)], and [OAC rule 3745-20-06(C)(1) and (3)]

- (5) The permittee shall maintain a permanent record of the location, depth and area, and quantity in cubic yards of all asbestos-containing waste materials within the disposal site, on a map or a diagram of the disposal area.

[40 CFR 61.154(f) and (g)] and [OAC rule 3745-20-06(C)(2)]

- (6) The permittee shall keep readily accessible documentation of the nature, date of deposition, amount, and location of asbestos-containing and/or nondegradable wastes, excluded from collection as provided in 40 CFR 60.759(a)(3)(i), as well as any nonproductive areas excluded from collection as provided in 40 CFR 60.759(a)(3)(ii).

[40 CFR 60.758(d)(2)]

- (7) The permittee shall require that all asbestos waste shipments received be accompanied by a waste shipment record. The waste shipment records shall include the following information:
 - a. the name of the work site or facility where the asbestos-containing waste was generated and the mailing address and telephone number of the facility owner;
 - b. the name, mailing address and telephone number of the owner or operator (waste generator) responsible for handling, packing, marking, and labeling the asbestos-containing waste material;
 - c. active waste disposal site designated by the generator to receive the asbestos-containing waste material for disposal;



- d. the name and address of the local, state or U.S. EPA regional agency responsible for administering the National Emission Standards for Hazardous Air Pollutants (NESHAP) program for asbestos;
- e. a description of the asbestos-containing waste materials included in the waste shipment;
- f. the number and type of containers included in the waste shipment;
- g. the approximate volume of asbestos-containing waste material included in the waste shipment, in cubic yards;
- h. special handling instructions or additional information relative to the waste shipment the waste generator may specify;
- i. a certification that the contents of this consignment are fully and accurately described by proper shipping name and are classified, packed, marked, and labeled, and are in all respects in proper condition for transport by highway according to applicable international and government regulations;
- j. the name, address and phone number of the transporter;
- k. a signature by the transporter, to acknowledge receipt of the asbestos-containing waste shipment, described by the waste generator for the conditions recorded on the waste shipment record;
- l. a discrepancy indication space to be completed by the transporter or waste shipment owner or operator if any improperly contained asbestos waste is observed or if there is any discrepancy in the quantity of asbestos shipped and the quantity of asbestos waste received at the asbestos waste disposal site;
- m. the name and telephone number of the disposal site operator;
- n. a signature by the waste disposal site operator to acknowledge receipt of the asbestos-containing waste shipment described by the waste generator in the conditions above, except as noted in the discrepancy indication space; and
- o. the date of receipt of the asbestos-containing waste.

Significant amounts of improperly contained waste shall be reported in writing to the appropriate Ohio EPA District Office or local air agency by the following working day. The report shall include a copy of the waste shipment. The waste shipment record forms shall be retained at the facility for at least two years, and shall be made available for inspection upon request.

[40 CFR 61.154(e)] and [OAC rule 3745-20-05(E)]

- (8) If the permittee uses leachate from asbestos-containing waste landfill cells to control fugitive dust emissions, then the permittee shall sample the leachate from these landfill cells on a quarterly basis. Each leachate sample shall be tested for the presence of asbestos by the test method specified in f)(1).



e) Reporting Requirements

- (1) As soon as possible and no longer than 30 days after receipt of the asbestos-containing waste material, the permittee shall send a copy of the signed waste shipment record to the waste generator.

[40 CFR 61.154(e)(2)] and [OAC rule 3745-20-06(E)(2)(b)(ii)]

- (2) Upon discovery of a discrepancy between the quantity of asbestos-containing waste material designated on a waste shipment record and the quantity actually received, the permittee shall attempt to reconcile the discrepancy with the waste generator. If the discrepancy is not resolved within 15 days after receiving the waste, immediately report in writing to the State, local, district, or U.S. EPA regional office responsible for administering the asbestos NESHAP program for the waste generator (identified in the waste shipment record), and the Director (the appropriate Ohio EPA District Office or local air agency) if the waste was received from out of State. Describe the discrepancy and attempts to reconcile it, and submit a copy of the waste shipment record along with the report.

[40 CFR 61.154(e)(3)] and [OAC rule 3745-20-05(E)(2)(b)(iii)]

- (3) The permittee shall submit, upon closure of the facility, a copy of the records of the asbestos waste disposal locations and quantities.

[40 CFR 61.154(h)] and [OAC rule 3745-20-06(E)]

- (4) The permittee shall notify the Director, in writing, at least 45 days prior to excavating or otherwise disturbing any asbestos-containing waste material that has been deposited at a waste disposal site and is covered. If the excavation will begin on a date other than the one contained in the original notice, notice of the new start date must be provided at least 10 working days before excavation begins and in no event shall excavation begin earlier than the date specified in the original notification. The following information shall be included in the notice:

- a. scheduled starting and completion dates;
- b. reason for disturbing the waste;
- c. procedures to be used to control emissions during the excavation, storage, transport, and ultimate disposal of the excavated asbestos-containing waste material (if deemed necessary, the Director may require changes in the proposed emission control procedures); and
- d. location of any temporary storage site and the final disposal site.

[40 CFR 61.154(j)], [OAC rule 3745-20-06(F)], and [OAC rule 3745-20-07(D)]

- (5) The permittee shall notify the Director of any load of asbestos-containing material which is rejected, or any non-conforming load disposed of in accordance with the "Asbestos Spill Contingency Plan." Notification shall be provided as soon as possible by a phone contact, followed in writing by the next working day. The written notification shall provide a copy of the waste shipment record, if available, or when waste is not shipped with a



waste shipment record, provide available information concerning vehicle identification, source of the load, a description of the load, nature of discrepancy, and the location of disposal. If possible, non-conforming loads of suspect friable material shall be detained, or the location of disposal protected from damage, until the appropriate Ohio EPA District Office or local air agency is informed and provided the opportunity to inspect.

[40 CFR 61.154(e), in part] and [OAC rule 3745-20-05(E)(2)(iii), in part]

- (6) Annual Permit Evaluation Report (PER) forms will be mailed to the permittee at the end of the reporting period specified in the Authorization section of this permit. The permittee shall submit the PER in the form and manner provided by the director by the due date identified in the Authorization section of this permit. The permit evaluation report shall cover a reporting period of no more than twelve-months for each air contaminant source identified in this permit.

f) Testing Requirements

- (1) Compliance with the emission limitations in b) shall be determined in accordance with the following methods:

a. Emission Limitation:

There shall be no visible emissions from asbestos-containing waste materials during on-site transportation, transfer, unloading, deposition or compacting operations.

Applicable Compliance Method:

If required, compliance 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"), as such Appendix existed on July 1, 1996, and the modifications listed in paragraphs (B)(4)(a) through (B)(4)(c) of OAC rule 3745-17-03.

b. Emission Limitation:

10 percent opacity as a three-minute average for all landfill operations

Applicable Compliance Method:

If required, compliance with the visible PE limitation listed above shall be determined in accordance with Test Method 9 as set forth in "Appendix on Test Methods" in 40 CFR, Part 60 ("Standards of Performance for New Stationary Sources"), as such Appendix existed on July 1, 1996, and the modifications listed in paragraphs (B)(3)(a) through (B)(3)(d) of OAC rule 3745-17-03. Alternative U.S. EPA approved test methods may be used with prior written approval from the Ohio EPA.

c. Emission Limitation:

PE shall not 27.32 tons per year



Applicable Compliance Method:

These emission limitations reflect the potential to emit for this emissions unit at the maximum annual waste received as specified in the PTIO application of 2,000 tons per day and 624,000 tons per year. Compliance may be demonstrated using emission factors contained in AP-42 Section 13.2.4 Equation 1 dated 11/06 and Table 11.9-1 dated 7/98.

d. Emission Limitation:

No detectable asbestos in the leachate collected from asbestos-containing waste material landfill cells, and the leachate from asbestos-containing waste material landfill cells is used to control fugitive dust.

Applicable Compliance Method:

If required, the permittee shall demonstrate compliance with this limitation in accordance with Test Methods in EPA-600/4-83-043. Alternative U.S. EPA approved test methods may be used with prior written approval from the Ohio EPA.

g) Miscellaneous Requirements

(1) Asbestos NESHAP - Definitions related to Landfills

- a. Asbestos containing waste materials (ACWM) - As applied to demolition and renovation operations, ... includes regulated asbestos containing material waste and materials contaminated with asbestos including disposable equipment and clothing.
- b. Category I nonfriable asbestos containing material (ACM) - asbestos containing packing, gaskets, resilient floor covering, and asphalt roofing products containing more than one per cent asbestos...
- c. Category II nonfriable asbestos containing material (ACM) - any material, excluding Category I nonfriable asbestos containing material (ACM), containing more than one per cent asbestos
- d. Friable asbestos material - any material containing more than one per cent asbestos when dry can be crumbled, pulverized, or reduced to powder by hand pressure
- e. Nonfriable asbestos containing material - any material containing more than one per cent asbestos when dry, cannot be crumbled, pulverized, or reduced to powder by hand pressure.
- f. Regulated asbestos containing material (RACM) means -
 - i. Friable asbestos material;
 - ii. Category I nonfriable asbestos containing material that has become friable;



- iii. Category I nonfriable asbestos containing material that will be or has been subjected sanding, grinding, cutting, or abrading; or
 - iv. Category II nonfriable asbestos containing material that has a high probability of becoming or has become crumbled, pulverized, or reduced to powder by the forces expected to act on the material in the course of demolition or renovation operations regulated by O.C. 3745-20.
- g. Resilient floor covering - asbestos containing floor tile, including asphalt and vinyl floor tile, and sheet vinyl floor covering containing more than one per cent asbestos....
- (2) OAC 3745-20-05 - Standard for Asbestos Waste Handling - requires that all asbestos containing waste material (RACM and/or friable) to be disposed in a NESHAP approved/permitted landfill.

It is EPA's position that, as applied to demolition and renovation, the term "asbestos containing waste material" applies to friable asbestos waste and not to nonfriable asbestos waste that has not been crumbled, pulverized, or reduced to powder. Therefore, the asbestos NESHAP regulations allows any asbestos containing materials generated from a NESHAP regulated source, and the ACM is NOT RACM, that it can be disposed at any C&D or solid waste landfill which is permitted to accept this material AS LONG AS it remains in a nonfriable condition.

- (3) Upon closure, the permittee shall comply with the provisions of OAC rule 3745-20-07.
- (4) Permit to Install Operate P0103679 is an Administrative Modification to PTI 04-1171 issued on 11/24/1999. The terms and conditions contained in this Permit for emissions unit F002 supercede all requirements for F002 contained in PTI 04-1171.