



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

MAILING ADDRESS:

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

1/6/2009

Jim Scheub
Gerken Materials, Inc.
PO Box 607
9-051 US Route 24
Napoleon, OH 43522

RE: FINAL AIR POLLUTION PERMIT-TO-INSTALL AND OPERATE
Facility ID: 0335940003
Permit Number: P0104272
Permit Type: Renewal
County: Henry

Certified Mail

No	TOXIC REVIEW
No	PSD
No	SYNTHETIC MINOR
No	CEMS
No	MACT
No	NSPS
No	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 Ohio EPA DAPC, Northwest District Office. 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, Manager
Permit Issuance and Data Management Section, DAPC

Cc: Ohio EPA-NWDO

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
Gerken Materials, Inc.**

Facility ID: 0335940003
Permit Number: P0104272
Permit Type: Renewal
Issued: 1/6/2009
Effective: 1/6/2009
Expiration: 1/6/2014



State of Ohio Environmental Protection Agency
Division of Air Pollution Control

Air Pollution Permit-to-Install and Operate
for
Gerken Materials, Inc.

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State of Ohio Environmental Protection Agency
Division of Air Pollution Control

Final Permit-to-Install and Operate
Permit Number: P0104272
Facility ID: 0335940003
Effective Date: 1/6/2009

Authorization

Facility ID: 0335940003
Application Number(s): A0036644
Permit Number: P0104272
Permit Description: Portable shredder/grinder system with diesel fired engine, unpaved roadways and parking areas and storage piles
Permit Type: Renewal
Permit Fee: \$0.00
Issue Date: 1/6/2009
Effective Date: 1/6/2009
Expiration Date: 1/6/2014
Permit Evaluation Report (PER) Annual Date: Jan 1 - Dec 31, Due Feb 15
This document constitutes issuance to:

Gerken Materials, Inc.
9-051 US Route 24
Napoleon, OH 43545

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:

Ohio EPA DAPC, Northwest District Office
347 North Dunbridge Road
Bowling Green, OH 43402
(419)352-8461

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: P0104272
Facility ID: 0335940003
Effective Date: 1/6/2009

Authorization (continued)

Permit Number: P0104272
 Permit Description: Portable shredder/grinder system with diesel fired engine, unpaved roadways and parking areas and storage piles

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: | Roads |
| Superseded Permit Number: | 03-17294 |
| General Permit Category and Type: | Not Applicable |
| Emissions Unit ID: | F002 |
| Company Equipment ID: | Aggreg. Storage Pile |
| Superseded Permit Number: | 03-17294 |
| General Permit Category and Type: | Not Applicable |
| Emissions Unit ID: | P901 |
| Company Equipment ID: | Recycler |
| Superseded Permit Number: | 03-17294 |
| 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: P0104272

Facility ID: 0335940003

Effective Date: 1/6/2009

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 Ohio EPA DAPC, Northwest District Office 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: P0104272

Facility ID: 0335940003

Effective Date: 1/6/2009

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

Permit Number: P0104272

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Effective Date: 1/6/2009

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: P0104272

Facility ID: 0335940003

Effective Date: 1/6/2009

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: P0104272

Facility ID: 0335940003

Effective Date: 1/6/2009

C. Emissions Unit Terms and Conditions



1. F001, Unpaved Roads

Operations, Property and/or Equipment Description:

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
a.	OAC rule 3745-31-05(A)(3)	See b)(2)a. and b)(2)b.
b.	OAC rule 3745-17-07(B)(5)	There shall be no visible emissions of fugitive dust from any unpaved roadway or parking area except for a period of time not 13 minutes during any sixty-minute observation period [See b)(2)b.]
c.	OAC rule 3745-17-08(B)	The permittee shall utilize reasonably available control measures that are sufficient to minimize or eliminate visible emissions of fugitive dust [See b)(2)b.]

(2) Additional Terms and Conditions

a. The permit for this air contaminant source takes into account the following voluntary restrictions as proposed by the permittee for purposes of establishing requirements that would be equivalent to Best Available Technology (BAT) requirements under OAC rule-3745-31-05(A)(3):

i. watering as necessary



- ii. visible emissions of fugitive dust from any unpaved roadway and parking area shall not exceed 3 minutes during any sixty-minute observation period

The voluntary restrictions above are being defined as equivalent to BAT requirements such that this emissions unit meets the criteria in g)(1)a. associated with the relocation of a portable source. BAT requirements under OAC rule 3745-31-05(A)(3) do not apply to the fugitive particulate emissions (PE) and fugitive particulate matter 10 microns or less in size (PM10) emissions from this air contaminant source since the calculated annual emission rate for PE and PM10 is less than ten tons per year taking into account the permittee's request for voluntary restrictions equivalent to BAT requirements.

- b. This emissions unit is a portable source associated with the portable shredder/grinder system (emissions unit P901) permitted under facility ID 0335940003 and is applicable to the requirements of OAC rule 3745-17-07(B) and OAC rule 3745-17-08(B) when located in an "Appendix A" area as identified in OAC rule 3745-17-08. Voluntary restrictions proposed by the permittee under OAC rule 3745-31-05(C) are equivalent to or more stringent than any requirements/emissions limitations as may be applicable under OAC 3745-17-07(B) and OAC 3745-17-08(B).
- c. The unpaved roadways and parking areas that are covered by this permit and subject to the above-mentioned requirements are listed below:

unpaved roadways and parking areas
all unpaved roadways and parking areas
- d. The permittee shall employ the voluntary restrictions outlined in b)(2)a. on all unpaved roadways and parking areas. In accordance with the permittee's permit application, the permittee has committed to treat the unpaved roadways and parking areas with watering at sufficient frequencies to ensure compliance. Nothing in this paragraph shall prohibit the permittee from employing other control measures to ensure compliance.
- e. The needed frequencies of implementation of the voluntary restrictions outlined in b)(2)a. shall be determined by the permittee's inspections pursuant to the monitoring section of this permit. Implementation of the voluntary control measures shall not be necessary for an unpaved roadway or parking area that is covered with snow and/or ice or if precipitation has occurred that is sufficient for that day. Implementation of any control measure may be suspended if unsafe or hazardous driving conditions would be created by its use.
- f. 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.



g. 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.

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 the roadways and parking areas in accordance with the following frequencies:

<u>unpaved roadways and parking areas</u>	<u>minimum inspection frequency</u>
all	once during each day of operation

(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 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 (d) shall be kept 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 limitation in section b)(1) of the terms and conditions of this permit shall be determined in accordance with the following method:

a. Emission Limitation

There shall be no visible emissions of fugitive dust from any unpaved roadway or parking area except for a period of time not to exceed thirteen minutes during any sixty-minute observation period

Applicable Compliance Method

Actual visible fugitive particulate emissions from this emissions unit will be less than the thirteen minutes during any sixty-minute observation period limitation due to the voluntary restrictions to water as necessary such that visible emissions of fugitive dust do not exceed three minutes during any sixty-minute observation period [See b)(2)a.]. If required, compliance shall be demonstrated in accordance with OAC rule 3745-17-03(B)(4).

g) Miscellaneous Requirements

- (1) The permittee may relocate the portable source within the State of Ohio without first obtaining a permit to install (PTI) providing the appropriate exemption requirements have been met and following the approval of the director. The director may issue a "Notice of Site Approval" if the portable source meets the following criteria pursuant to OAC rule 3745-31-03(A)(1)(p)(i):

- a. the portable source has been issued a permit to install (PTI) and the permittee continues to comply with any applicable best available technology (BAT) determination and state and/or federal rules;
- b. the portable source is operating pursuant to a currently effective PTI and/or any applicable permit to operate (PTO) and continues to comply with the requirements of the permit;
- c. the permittee has provided a minimum of 30 days notice of the intent to relocate the portable source to the permitting authority (the Ohio EPA District Office or local air agency that has issued the effective current permit) prior to the scheduled relocation*;
- d. the Ohio EPA district office or local air agency having jurisdiction over the new site has determined that the permitted emissions would not cause a nuisance in violation of OAC rule 3745-15-07; and the relocation of the portable source, along with any supporting permitted emissions (e.g. roadways and/or storage piles), would not result in the installation of a major stationary source or a modification of an existing major stationary source at the new site; and
- e. the director has issued a "Notice of Site Approval", stating that the proposed site is acceptable under OAC rule 3745-15-07 and the relocation will not result in the installation of a major stationary source or a modification of an existing major stationary source.



The portable source can be relocated upon receipt of the director's "Notice of Site Approval" for the site.

- (2) If the relocation of the portable source would result in the installation of a major source or the modification of a major source, as defined in OAC rule 3745-31-01, the permittee shall submit an application and obtain a PTI for the new location prior to moving the portable source.

When a portable source is located at a stationary source or at a site with multiple portable sources, the potential emissions of the portable source may be required to be added to that of the facility, in order to determine the potential to emit for Title V and PSD applicability. Relocation of any portable source that results in the creation of a major source, as defined in OAC rule 3745- 77-01, must also meet all applicable requirements under the Title V program contained in OAC rule 3745-77, which may include the requirement to apply for a Title V permit.

The "Notice of Intent to Relocate" shall be submitted to the Ohio EPA District Office or local air agency responsible for issuing the permits for the portable source. Upon receipt of the notice, the permitting office shall notify the appropriate Ohio EPA District Office or local air agency having jurisdiction over the new site. Failure to submit said notification or failure to receive Ohio EPA approval prior to relocation of the portable source may result in fines and civil penalties.



2. F002, Storage Piles

Operations, Property and/or Equipment Description:

Storage Piles-Beast 3680 Shredder/Recycler

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
a.	OAC rule 3745-31-05(A)(3)	See b)(2)a. and b)(2)b.
b.	OAC rule 3745-17-07(B)(6)	There shall be no visible emissions of fugitive dust from any material storage pile except for a period of time not to exceed thirteen minutes during any sixty-minute observation period [See b)(2)b.]
c.	OAC rule 3745-17-08(B)	The permittee shall utilize reasonably available control measures that are sufficient to minimize or eliminate visible emissions of fugitive dust [See b)(2)b.]

(2) Additional Terms and Conditions

a. The permit for this air contaminant source takes into account the following voluntary restrictions as proposed by the permittee for purposes of establishing requirements that would be equivalent to Best Available Technology (BAT) requirements under OAC rule-3745-31-05(A)(3):

i. watering as needed



- ii. reduced drop heights
- iii. visible emissions of fugitive dust from any material storage pile shall not exceed one minute during any sixty-minute observation period (includes load-in/load-out of storage pile and wind erosion from storage pile)

The voluntary restrictions above are being defined as equivalent to BAT requirements such that this emissions unit meets the criteria in g)(1)a. associated with the relocation of a portable source. BAT requirements under OAC rule 3745-31-05(A)(3) do not apply to the fugitive particulate emissions (PE) and fugitive particulate matter 10 microns or less in size (PM10) emissions from this air contaminant source since the calculated annual emission rate for PE and PM10 is less than ten tons per year taking into account the permittee's request for voluntary restrictions equivalent to BAT requirements.

- b. This emissions unit is a portable source associated with the portable shredder/grinder system (emissions unit P901) permitted under facility ID 0335940003 and is applicable to the requirements of OAC rule 3745-17-07(B) and OAC rule 3745-17-08(B) when located in an "Appendix A" area as identified in OAC rule 3745-17-08. Voluntary restrictions proposed by the permittee under OAC rule 3745-31-05(C) are equivalent to or more stringent than any requirements/emissions limitations as may be applicable under OAC 3745-17-07(B) and OAC 3745-17-08(B).
- c. The storage piles that are covered by this permit and subject to the above-mentioned requirements are listed below:

all storage piles
- d. The above-mentioned control measures shall be employed for each load-in and load-out operation of each storage pile 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 measures shall continue during any such operation until further observation confirms that use of the measures is unnecessary.
- e. The above-mentioned control measures shall be employed for wind erosion from each pile 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. Implementation of the control measures shall not be necessary for a storage pile 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.
- f. The requirements of OAC rule 3745-17-08(B) shall apply to this emissions unit, regardless of location if, in the director's judgment, probable cause exists to believe that such source is causing or contributing to an air pollution nuisance, in accordance with OAC rule 3745-15-07, or a violation of ambient air quality standards, in accordance with OAC rule 3745-17-02.



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 load-in operation at each storage pile in accordance with the following frequencies:

<u>Storage Pile Identification</u>	<u>Minimum Load-In Inspection Frequency</u>
all storage piles	once during each day of operation

(2) Except as otherwise provided in this section, the permittee shall perform inspections of each load-out operation at each storage pile in accordance with the following frequencies:

<u>Storage Pile identification</u>	<u>Minimum Load-Out Inspection Frequency</u>
all storage piles	once during each day of operation

(3) Except as otherwise provided in this section, the permittee shall perform inspections of the wind erosion from pile surfaces associated with each storage pile in accordance with the following frequencies:

<u>Storage Pile Identification</u>	<u>Minimum Wind Erosion Inspection Frequency</u>
all storage piles	once during each day of operation

(4) No inspection shall be necessary for wind erosion from the surface of a storage pile when the pile is covered with snow and/or ice and for any storage pile 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.

(5) 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 of a storage pile, and wind erosion from the surface of a storage pile. The inspections shall be performed during representative, normal storage pile operating conditions.

(6) 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 (d) shall be kept separately for (i) the load-in operations, (ii) the loadout operations, and (iii) wind erosion from the pile surfaces, 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 limitation in section b)(1) of the terms and conditions of this permit shall be determined in accordance with the following method:

- a. Emission Limitation

There shall be no visible emissions of fugitive dust from any material storage pile except for a period of time not to exceed thirteen minutes during any sixty-minute observation period (includes load-in/load-out of storage pile and wind erosion from storage pile).

Applicable Compliance Method

Actual visible fugitive particulate emissions from this emissions unit will be less than the thirteen minutes during any sixty-minute observation period limitation due to the voluntary restrictions specified in b)(2)a. such that visible emissions of fugitive dust do not exceed one minute during any sixty-minute observation period. If required, compliance shall be demonstrated in accordance with OAC rule 3745-17-03(B)(4).

g) Miscellaneous Requirements

- (1) The permittee may relocate the portable source within the State of Ohio without first obtaining a permit to install (PTI) providing the appropriate exemption requirements have been met and following the approval of the director. The director may issue a "Notice of Site Approval" if the portable source meets the following criteria pursuant to OAC rule 3745-31-03(A)(1)(p)(i):

- a. the portable source has been issued a permit to install (PTI) and the permittee continues to comply with any applicable best available technology (BAT) determination and state and/or federal rules;



- b. the portable source is operating pursuant to a currently effective PTI and/or any applicable permit to operate (PTO) and continues to comply with the requirements of the permit;
- c. the permittee has provided a minimum of 30 days notice of the intent to relocate the portable source to the permitting authority (the Ohio EPA District Office or local air agency that has issued the effective current permit) prior to the scheduled relocation*;
- d. the Ohio EPA district office or local air agency having jurisdiction over the new site has determined that the permitted emissions would not cause a nuisance in violation of OAC rule 3745-15-07; and the relocation of the portable source, along with any supporting permitted emissions (e.g. roadways and/or storage piles), would not result in the installation of a major stationary source or a modification of an existing major stationary source at the new site; and
- e. the director has issued a "Notice of Site Approval", stating that the proposed site is acceptable under OAC rule 3745-15-07 and the relocation will not result in the installation of a major stationary source or a modification of an existing major stationary source.

The portable source can be relocated upon receipt of the director's "Notice of Site Approval" for the site.

- (2) If the relocation of the portable source would result in the installation of a major source or the modification of a major source, as defined in OAC rule 3745-31-01, the permittee shall submit an application and obtain a PTI for the new location prior to moving the portable source.

When a portable source is located at a stationary source or at a site with multiple portable sources, the potential emissions of the portable source may be required to be added to that of the facility, in order to determine the potential to emit for Title V and PSD applicability. Relocation of any portable source that results in the creation of a major source, as defined in OAC rule 3745- 77-01, must also meet all applicable requirements under the Title V program contained in OAC rule 3745-77, which may include the requirement to apply for a Title V permit.

The "Notice of Intent to Relocate" shall be submitted to the Ohio EPA District Office or local air agency responsible for issuing the permits for the portable source. Upon receipt of the notice, the permitting office shall notify the appropriate Ohio EPA District Office or local air agency having jurisdiction over the new site. Failure to submit said notification or failure to receive Ohio EPA approval prior to relocation of the portable source may result in fines and civil penalties.



3. P901, Shredder/Grinder

Operations, Property and/or Equipment Description:

Portable Shredder/Grinder System with Diesel fired Engine(Bandit Beast 3680 Recycler)

- 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. b)(1)e., c)(1), d)(1), e)(1) and f)(1)f.
- 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
Shredder/Grinder and Material Handling Operations		
a.	OAC rule 3745-31-05(A)(3)	See b)(2)a. and b)(2)b.
b.	OAC rule 3745-17-07(B)(1)	Visible particulate emissions (PE) from any fugitive dust source shall not exceed 20% opacity as a three-minute average, except as provided by rule [See b)(2)b.]
c.	OAC rule 3745-17-08(B)	The permittee shall utilize reasonably available control measures that are sufficient to minimize or eliminate visible emissions of fugitive dust [See b)(2)b.]
d.	40 CFR, Part 60, Subpart OOO	See b)(2)g.
Diesel Engine		
e.	OAC rule 3745-31-05(D)	<u>Emissions from diesel engine:</u> 3.57 lbs of nitrogen oxide (NOx)/hour; 7.14 tons of NO _x per rolling, 12-month period 0.67 lb of carbon monoxide (CO)/hour;



	Applicable Rules/Requirements	Applicable Emissions Limitations/Control Measures
		1.34 tons of CO per rolling, 12-month period 0.0024 lb of sulfur dioxide (SO ₂)/hour; 0.005 ton of SO ₂ per rolling, 12-month period 0.42 lb of volatile organic compound (VOC)/hour; 0.85 ton of VOC per rolling, 12-month period 0.09 lb particulate matter 10 microns or less (PM ₁₀)/hour; 0.04 ton of PM ₁₀ per rolling, 12-month period See b)(2)a. and b)(2)f.
f.	OAC rule 3745-17-11(B)(5)(a)	0.031 lb of PE/mmBtu
g.	OAC rule 3745-17-07(A)	Visible particulate emissions shall not exceed 20% opacity, as a six-minute average, except as provided by rule
h.	OAC rule 3745-18-06(G)	See b)(2)c.
i.	OAC rule 3745-21-07(B)	See b)(2)e.
j.	OAC rule 3745-21-08(B)	See b)(2)e.
k.	40 CFR, Part 60, Subpart IIII	See b)(2)n.

(2) Additional Terms and Conditions

- a. The permit for this air contaminant source takes into account the following voluntary restrictions as proposed by the permittee for purposes of establishing requirements that would be equivalent to Best Available Technology (BAT) requirements under OAC rule-3745-31-05(A)(3):
 - i. watering as necessary for shredder/grinder
 - ii. reduced drop heights from front-end loader
 - iii. synthetic minor limits for diesel engine

The voluntary restrictions above are being defined as equivalent to BAT requirements such that this emissions unit meets the criteria in g)(1)a. associated with the relocation of a portable source. BAT requirements under OAC rule 3745-31-05(A)(3) do not apply to the fugitive particulate emissions (PE) and



fugitive particulate matter 10 microns or less in size (PM10) emissions from the screening and material handling operations or NO_x, CO, VOC, SO₂, and PM10* from the diesel engine since the calculated annual emission rate for PE, PM10, NO_x, CO, VOC, and SO₂ is less than ten tons per year taking into account the permittee's request for voluntary restrictions equivalent to BAT requirements and synthetic minor restrictions.

*All particulate matter emissions from the diesel engine are PM10.

- b. This emissions unit is a portable source and is applicable to the requirements of OAC rule 3745-17-07(B) and OAC rule 3745-17-08(B) when located in an "Appendix A" area as identified in OAC rule 3745-17-08. Voluntary restrictions proposed by the permittee under OAC rule 3745-31-05(C) are equivalent to or more stringent than any requirements/emissions limitations as may be applicable under OAC 3745-17-07(B) and OAC 3745-17-08(B).
- c. This emissions unit is exempt from the requirements of OAC rule 3745-18-06 pursuant to OAC rule 3745-18-06(B).
- d. This emissions unit is a portable source and is applicable to the requirements of OAC rule 3745-17-07(B) and OAC rule 3745-17-08(B) when located in an "Appendix A" area as identified in OAC rule 3745-17-08. The voluntary restrictions proposed by the permittee under OAC 3745-31-05(C) are equivalent to or more stringent than any requirements/emissions limitations as may be applicable under OAC 3745-17-07(B) and OAC 3745-17-08(B).
- e. The permittee has satisfied the "latest available control techniques and operating practices" required pursuant to OAC rule 3745-21-07(B) and the "best available control techniques and operating practices" required pursuant to OAC rule 3745-21-08(B) by committing to comply with the limitations and restrictions established pursuant to OAC rule 3745-31-05(C) and 40 CFR Part 60 Subpart IIII in this permit to install.

On November 5, 2002, OAC rule 3745-21-08 was revised to delete paragraph (B); therefore, paragraph (B) is no longer part of the State regulations. However, that rule revision has not yet been submitted to the 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 3745-21-08, the requirement to satisfy the "best available control techniques and operating practices" still exists as part of the federally-approved SIP for Ohio.

- f. This permit establishes the following federally enforceable emission limitations based on an operational restriction [See c)(1)] for purposes of limiting potential to emit:
 - i. 7.14 tons of NO_x per rolling, 12-month period
 - ii. 1.34 tons of CO per rolling, 12-month period
 - iii. 0.005 ton of SO₂ per rolling, 12-month period
 - iv. 0.85 ton of VOC per rolling, 12-month period



- v. 0.04 ton of PM10 per rolling, 12-month period

The unrestricted potential to emit (PTE) from emissions unit P901 and the associated roadways, parking areas, and storage piles does not exceed major source thresholds for Title V or New Source Review. Given the portable nature of this emissions unit, the permittee has requested federally enforceable limitations for the purpose of limiting any combined PTE when this emissions unit (and the associated roadways/parking areas and storage piles) is located at a stationary source or at a source comprised of portable emissions units.

- g. The shredder/grinder and associated material handling operations (excluding front-end load to feeder transfer point) is applicable to the requirements of 40 CFR Part 60 Subpart OOO when the shredder/grinder is used to crush or grind any non-metallic mineral material as defined in 60.671. The provisions of 40 CFR Part 60 Subpart OOO do not apply to the shredder/grinder and associated material handling operations when used to process material that is not defined as a non-metallic mineral. The voluntary restrictions proposed by the permittee under OAC 3745-31-05(C) are equivalent to or more stringent than any requirements/emissions limitations as may be applicable under 40 CFR Part 60 Subpart OOO.
- h. The processes and material handling operation(s) that are covered by this permit and subject to the above-mentioned requirements are listed below:

Front-End Loader to Feeder
Feed Conveyor to Shredder
Shredder/Recycler
Shredder/Recycler to Main Conveyor
- i. The permittee shall employ the voluntary restrictions outlined in b)(2)a. for the above-identified processes and material handling operations for the purpose of ensuring compliance with the above-mentioned applicable requirements. Nothing in this paragraph shall prohibit the permittee from employing other control measures to ensure compliance.
- j. For each processing and material handling operation that is not adequately enclosed, the above-identified control measures 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 measures shall continue during the operation of the material processing/handling operations until further observation confirms that use of the control measures is unnecessary.
- k. Visible PE from the shredder/grinder and material handling operations shall not exceed the following opacity restrictions:



Emissions Point (Company ID)	Equipment Type	Opacity Limit	Regulatory Basis for Limit
Front-End Loader to Feeder	transfer point	20% as a 3-minute average	OAC rule 3745-31-05(C)
Feed Conveyor to Shredder/Recycler	transfer point	15% as a 6-minute average	OAC rule 3745-31-05(C) & NSPS Subpart OOO [See b)(2)g.]
Shredder/Recycler	crusher	15% as a 6-minute average	OAC rule 3745-31-05(C) & NSPS Subpart OOO [See b)(2)g.]
Shredder/Recycler to Main Conveyor	transfer point	15% as a 6-minute average	OAC rule 3745-31-05(C) & NSPS Subpart OOO [See b)(2)g.]

- I. The application and enforcement of the provisions of NSPS, as promulgated by the United States Environmental Protection Agency, 40 CFR Part 60, are delegated to the Ohio Environmental Protection Agency. The requirements of 40 CFR Part 60 are also federally enforceable.
- m. The hourly emission limitations represent the potential to emit for this emissions unit. Therefore, no monitoring, record keeping, or reporting requirements are necessary to ensure compliance with these emission limitations.
- n. This emissions unit is subject to 40 CFR Part 60, Subpart IIII, Standards of Performance for Stationary Compression Ignition Internal Combustion. The permittee shall comply with all applicable requirements of 40 CFR Part 60, Subpart IIII. The permittee shall also comply with all applicable requirements of 40 CFR Part 60, Subpart A. (General Provisions) as identified in Table 8 of 40 CFR Part 60, Subpart IIII.

c) **Operational Restrictions**

- (1) The maximum annual operating hours for emissions unit P901 shall not exceed 4000 hours, based upon a rolling, 12-month summation of operating hours.
- (2) The permittee shall combust only diesel fuel that meets the per gallon standards of 40 CFR 80.510.

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

- (1) The permittee shall maintain monthly records of the following information for this emissions unit:
 - a. number of hours operated;
 - b. the rolling, 12-month summation of the number of hours operated.



- b. the probable cause of each deviation (excursion);
- c. any corrective actions that were taken to remedy the deviations (excursions) or prevent future deviations (excursions); and
- d. the magnitude and duration of each deviation (excursion).

If no deviations (excursions) occurred during a calendar quarter, the permittee shall submit a report that states that no deviations (excursions) occurred during the quarter.

The quarterly reports shall be submitted (postmarked) each year by the thirty-first of January (covering October to December), the thirtieth of April (covering January to March), the thirty-first of July (covering April to June), and the thirty-first of October (covering July to September), unless an alternative schedule has been established and approved by the director (the appropriate district office or local air agency).

- (2) 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 emissions limitations in section b)(1) of these terms and conditions shall be determined in accordance with the following methods:

- a. Emission Limitation:
0.09 lb PM/hr (from diesel engine)

Applicable Compliance Method:

The hourly emission limitation represents the potential to emit* for this emissions unit. Therefore no hourly recordkeeping, deviation reporting, or compliance method calculations are required to demonstrate compliance with this limitation.

*Potential to emit for this emissions unit was established by multiplying a maximum engine power rating of 447 kw, an emission factor of 0.092 g/kw-hr [from engine manufacturer's test data (7/22/05)] and an conversion factor of lb/454 g.

If required, the permittee shall demonstrate compliance in accordance with the test methods and procedures in Methods 1-5 of 40 CFR Part 60, Appendix A. Alternative U.S. EPA approved test methods may be used with prior approval from the Ohio EPA, Northwest District Office.

- b. Emission Limitation:
3.56 lbs NO_x/hr (from diesel engine)



Applicable Compliance Method:

The hourly emission limitation represents the potential to emit* for this emissions unit. Therefore no hourly recordkeeping, deviation reporting, or compliance method calculations are required to demonstrate compliance with this limitation.

*Potential to emit for this emissions unit was established by multiplying a maximum engine power rating of 447 kw, an emission factor of 3.62 g/kw-hr [Engine Manufacturer (Cummins) Emission Data] and an conversion factor of lb/454 g.

If required, the permittee shall demonstrate compliance in accordance with the test methods and procedures in Methods 1-4 and 7 of 40 CFR Part 60, Appendix A.

- c. Emission Limitation:
0.67 lb CO/hr (from diesel engine)

Applicable Compliance Method:

The hourly emission limitation represents the potential to emit* for this emissions unit. Therefore no hourly recordkeeping, deviation reporting, or compliance method calculations are required to demonstrate compliance with this limitation.

*Potential to emit for this emissions unit was established by multiplying a maximum engine power rating of 447 kw, an emission factor of 0.68 g/kw-hr [Engine Manufacturer (Cummins) Emission Data] and an conversion factor of lb/454 g.

If required, the permittee shall demonstrate compliance in accordance with the test methods and procedures in Methods 1-4 and 10 of 40 CFR Part 60, Appendix A.

- d. Emission Limitation:
0.0024 lb SO₂/hr (from diesel engine)

Applicable Compliance Method:

The hourly emission limitation represents the potential to emit* for this emissions unit. Therefore no hourly recordkeeping, deviation reporting, or compliance method calculations are required to demonstrate compliance with this limitation.

*Potential to emit for this emissions unit was established by multiplying a maximum engine power rating of 600 hp and an emission factor of 0.00809S lb/hp-hr, where S = 0.05% sulfur [from 40 CFR 80.510].

If required, the permittee shall demonstrate compliance in accordance with the test methods and procedures in Methods 1-4 and 6 of 40 CFR Part 60, Appendix A.

- e. Emission Limitation:
0.423 lb OC/hr (from diesel engine)



Applicable Compliance Method:

The hourly emission limitation represents the potential to emit* for this emissions unit. Therefore no hourly recordkeeping, deviation reporting, or compliance method calculations are required to demonstrate compliance with this limitation.

*Potential to emit for this emissions unit was established by multiplying a maximum engine power rating the engine of 600 hp and an emission factor of 7.05×10^{-4} lb/hp-hr [from AP-42, Section 3.4-1 (10/96)].

If required, the permittee shall demonstrate compliance in accordance with the test methods and procedures in Methods 1-4 and 18, 25, or 25A as applicable, of 40 CFR Part 60, Appendix A.

- f. Emission Limitations (from diesel engine):
7.14 tons NO_x per rolling, 12-month period
1.34 tons CO per rolling, 12-month period
0.005 ton SO₂ per rolling, 12-month period
0.85 ton OC per rolling, 12-month period
0.18 ton PM per rolling, 12-month period

Applicable Compliance Method:

The annual emission limitations were established by multiplying the hourly emission limitations by a maximum operating schedule of 4000 hours per rolling, 12-month period and dividing by 2000 lbs/ton. Therefore provided compliance is shown the hourly limitation and with the 4000 hours per rolling 12-month period operational restriction, compliance with the annual limitation will be assumed.

- g. Emission Limitation:
20% opacity, as a 3-minute average from the shredder/recycler and from the associated material handling operations.

Applicable Compliance Method:

If required, compliance shall be demonstrated using 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, 2002, and the modifications listed in paragraphs (B)(3)(a) and (B)(3)(b) of OAC rule 3745-17-03.

- h. Emission Limitation:
Visible particulate emissions shall not exceed 20% opacity as a six-minute average, except as provided by rule

Applicable Compliance Method:

If required, compliance shall be demonstrated in accordance with OAC rule 3745-17-03(B)(1).

- (2) In the first instance when this emissions unit operates as an affected facility at a nonmetallic mineral processing plant as specified in 60.670(a)(1), the permittee shall conduct, or have conducted, emission testing for the shredder/grinder operation and material handling operations (transfer points) of emissions unit P901. The emissions testing requirements of 40 CFR Part 60 Subpart OOO do not apply to the



shredder/grinder operation and associated material handling operations when used to process material that is not defined as a non-metallic mineral. (Non-metallic mineral is defined in 60.671).

- (3) Testing shall be conducted in accordance with the provisions of 40 CFR Part 60, Subpart A, Section 60.8 and 40 CFR Part 60, Subpart OOO, Section 60.675.
 - (4) The testing time frame indicated in this section shall be initiated by the first instance when this emissions unit operates at an affected facility at a nonmetallic mineral processing plant as specified in 60.670(a)(1). The emission testing shall be conducted within 60 days after achieving the maximum production rate at which the affected facility will be operated, but not later than 180 days after the initial startup of such facility and at such other times as may be required by the Ohio Environmental Protection Agency, Division of Air Pollution Control. The emission testing shall be conducted to demonstrate compliance with the allowable visible emission rates for particulate emissions.
 - (5) The following test methods shall be employed to demonstrate compliance with the allowable visible emission rates: Method 9 of 40 CFR Part 60, Appendix A shall be used to determine opacity.
 - (6) The tests shall be conducted while the emissions unit is operating at its maximum capacity, unless otherwise specified or approved by the Ohio EPA, Division of Air Pollution Control.
 - (7) Not later than 30 days prior to the proposed test dates(s), the permittee shall submit an "Intent to Test" notification to the Northwest District Office. The "Intent to Test" notification shall describe in detail the proposed test methods and procedures, the emissions unit operating parameters, the time(s) and date(s) of the test(s), and the person(s) who will be conducting the test. Failure to submit such notification for review and approval prior to the test(s) may result in the Northwest District Office's refusal to accept the results of the emissions tests.
 - (8) Personnel from the Northwest District Office shall be permitted to witness the test, examine the testing equipment, and acquire data and information necessary to ensure that the operation of the emissions unit and the testing procedures provide a valid characterization of the emissions unit and/or the performance of the control equipment.
 - (9) A comprehensive written report of the emissions test(s) shall be signed by the person(s) responsible for the test(s) and submitted to the Northwest District Office within 30 days following completion of the test(s). The permittee may request additional time for the submittal of the written report, where warranted, with prior approval from the Northwest District Office.
- g) Miscellaneous Requirements
- (1) The permittee may relocate the portable source within the State of Ohio without first obtaining a permit to install (PTI) providing the appropriate exemption requirements have been met and following the approval of the director. The director may issue a "Notice of Site Approval" if the portable source meets the following criteria pursuant to OAC rule 3745-31-03(A)(1)(p)(i):



- a. the portable source has been issued a permit to install (PTI) and the permittee continues to comply with any applicable best available technology (BAT) determination and state and/or federal rules;
- b. the portable source is operating pursuant to a currently effective PTI and/or any applicable permit to operate (PTO) and continues to comply with the requirements of the permit;
- c. the permittee has provided a minimum of 30 days notice of the intent to relocate the portable source to the permitting authority (the Ohio EPA District Office or local air agency that has issued the effective current permit) prior to the scheduled relocation*;
- d. the Ohio EPA district office or local air agency having jurisdiction over the new site has determined that the permitted emissions would not cause a nuisance in violation of OAC rule 3745-15-07; and the relocation of the portable source, along with any supporting permitted emissions (e.g. roadways and/or storage piles), would not result in the installation of a major stationary source or a modification of an existing major stationary source at the new site; and
- e. the director has issued a "Notice of Site Approval", stating that the proposed site is acceptable under OAC rule 3745-15-07 and the relocation will not result in the installation of a major stationary source or a modification of an existing major stationary source.

The portable source can be relocated upon receipt of the director's "Notice of Site Approval" for the site.

- (2) If the relocation of the portable source would result in the installation of a major source or the modification of a major source, as defined in OAC rule 3745-31-01, the permittee shall submit an application and obtain a PTI for the new location prior to moving the portable source.

When a portable source is located at a stationary source or at a site with multiple portable sources, the potential emissions of the portable source may be required to be added to that of the facility, in order to determine the potential to emit for Title V and PSD applicability. Relocation of any portable source that results in the creation of a major source, as defined in OAC rule 3745- 77-01, must also meet all applicable requirements under the Title V program contained in OAC rule 3745-77, which may include the requirement to apply for a Title V permit.

The "Notice of Intent to Relocate" shall be submitted to the Ohio EPA District Office or local air agency responsible for issuing the permits for the portable source. Upon receipt of the notice, the permitting office shall notify the appropriate Ohio EPA District Office or local air agency having jurisdiction over the new site. Failure to submit said notification or failure to receive Ohio EPA approval prior to relocation of the portable source may result in fines and civil penalties.