Ohio Environmental Protection Agency
John R. Kasich, Governor
Mary Taylor, Lt. Governor
Scott J. Nally, Director

7/13/2012

Certified Mail

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

John Butler
Rumpke Sanitary Landfill, Inc.
10795 Hughes Road
Cincinnati, OH 45251-4598

RE: FINALAIR POLLUTION PERMIT-TO-INSTALL
Facility ID: 1431092049
Permit Number: P0110218
Permit Type: Administrative Modification
County: Hamilton

Dear Permit Holder:

Enclosed please find a final Air Pollution Permit-to-Install (PTI) which will allow you to install or modify the described emissions unit(s) in a manner indicated in the permit. Because this permit contains several conditions and restrictions, we urge you to read it carefully.Please complete a survey at www.epa.ohio.gov/dapc/permitsurvey.aspx and give us feedback on your permitting experience. We value your opinion.

The issuance of this PTI is a final action of the Director and may be appealed to the Environmental Review Appeals Commission pursuant to Section 3745.04 of the Ohio Revised Code. The appeal must be in writing and set forth the action complained of and the grounds upon which the appeal is based. The appeal must be filed with the Commission within thirty (30) days after notice of the Director's action. The appeal must be accompanied by a filing fee of $70.00, made payable to “Ohio Treasurer Josh Mandel," which the Commission, in its discretion, may reduce if by affidavit you demonstrate that payment of the full amount of the fee would cause extreme hardship. Notice of the filing of the appeal shall be filed with the Director within three (3) days of filing with the Commission. Ohio EPA requests that a copy of the appeal be served upon the Ohio Attorney General’s Office, Environmental Enforcement Section. An appeal may be filed with the Environmental Review Appeals Commission at the following address:

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

The Ohio EPA is encouraging companies to investigate pollution prevention and energy conservation. Not only will this reduce pollution and energy consumption, but it can also save you money. If you would like to learn ways you can save money while protecting the environment, please contact our Office of Compliance Assistance and Pollution Prevention at (614) 644-3469. If you have any questions regarding this permit, please contact the Southwest Ohio Air Quality Agency. This permit can be accessed electronically on the Division of Air Pollution Control (DAPC) Web page,www.epa.ohio.gov/dapc by clicking the "Issued Air Pollution Control Permits" link.

Sincerely,

Michael W. Ahern

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

Cc: U.S. EPA
SWOAQA; Indiana; Kentucky

Ohio | Environmental Protection Agency

FINAL

Division of Air Pollution Control
Permit-to-Install
for
Rumpke Sanitary Landfill, Inc.

Facility ID:	1431092049
Permit Number:	P0110218
Permit Type:	Administrative Modification
Issued:	7/13/2012
Effective:	7/13/2012

Ohio Environmental Protection Agency

Division of Air Pollution Control
Permit-to-Install
for
Rumpke Sanitary Landfill, Inc.

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Authorization

Facility ID: 1431092049
Facility Description: municipal solid waste landfill
Application Number(s): M0001741
Permit Number: P0110218
Permit Description: Administrative permit modification to PTI 14-06010 to establish BAT, following Sierra Club v. Korleski.
Permit Type: Administrative Modification
Permit Fee: $0.00
Issue Date: 7/13/2012
Effective Date: 7/13/2012

This document constitutes issuance to:

Rumpke Sanitary Landfill, Inc.
10795 Hughes Road
Cincinnati, OH 45251-4598

of a Permit-to-Install 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:

Southwest Ohio Air Quality Agency
250 William Howard Taft Rd.
Cincinnati, OH 45219
(513)946-7777

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

This permit is granted subject to the conditions attached hereto.

Ohio Environmental Protection Agency

Scott J. Nally
Director

Authorization (continued)

Permit Number: P0110218
Permit Description: Administrative permit modification to PTI 14-06010 to establish BAT, following Sierra Club v. Korleski.

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

Emissions Unit ID:	**P020**
Company Equipment ID:	Unit #81734 (P020)
Superseded Permit Number:	14-06010
General Permit Category and Type:	Not Applicable

A. Standard Terms and Conditions

1. Federally Enforceable Standard Terms and Conditions

a) All Standard Terms and Conditions are federally enforceable, with the exception of those listed below which are enforceable under State law only:

(1) Standard Term and Condition A.2.a), Severability Clause

(2) Standard Term and Condition A.3.c) through A. 3.e)General Requirements

(3) Standard Term and Condition A.6.c) and A. 6.d), Compliance Requirements

(4) Standard Term and Condition A.9., Reporting Requirements

(5) Standard Term and Condition A.10., Applicability

(6) Standard Term and Condition A.11.b) through A.11.e), Construction of New Source(s) and Authorization to Install

(7) Standard Term and Condition A.14., Public Disclosure

(8) Standard Term and Condition A.15., Additional Reporting Requirements When There Are No Deviations of Federally Enforceable Emission Limitations, Operational Restrictions, or Control Device Operating Parameter Limitations

(9) Standard Term and Condition A.16., Fees

(10) Standard Term and Condition A.17., Permit Transfers

2. Severability Clause

a) A determination that any term or condition of this permit is invalid shall not invalidate the force or effect of any other term or condition thereof, except to the extent that any other term or condition depends in whole or in part for its operation or implementation upon the term or condition declared invalid.

b) All terms and conditions designated in parts B and C of this permit are federally enforceable as a practical matter, if they are required under the Act, or any of its applicable requirements, including relevant provisions designed to limit the potential to emit of a source, are enforceable by the Administrator of the U.S. EPA and the State and by citizens (to the extent allowed by section 304 of the Act) under the Act. Terms and conditions in parts B and C of this permit shall not be federally enforceable and shall be enforceable under State law only, only if specifically identified in this permit as such.

3. General Requirements

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

b) It shall not be a defense for the permittee in an enforcement action that it would have been necessary to halt or reduce the permitted activity in order to maintain compliance with the federally enforceable terms and conditions of this permit.

c) This permit may be modified, revoked, or revoked and reissued, for cause. The filing of a request by the permittee for a permit modification, revocation and reissuance, or revocation, or of a notification of planned changes or anticipated noncompliance does not stay any term and condition of this permit.

d) This permit does not convey any property rights of any sort, or any exclusive privilege.

e) The permittee shall furnish to the Director of the Ohio EPA, or an authorized representative of the Director, upon receipt of a written request and within a reasonable time, any information that may be requested to determine whether cause exists for modifying or revoking this permit or to determine compliance with this permit. Upon request, the permittee shall also furnish to the Director or an authorized representative of the Director, copies of records required to be kept by this permit. For information claimed to be confidential in the submittal to the Director, if the Administrator of the U.S. EPA requests such information, the permittee may furnish such records directly to the Administrator along with a claim of confidentiality.

4. Monitoring and Related Record Keeping and Reporting Requirements

a) Except as may otherwise be provided in the terms and conditions for a specific emissions unit, the permittee shall maintain records that include the following, where applicable, for any required monitoring under this permit:

(1) The date, place (as defined in the permit), and time of sampling or measurements.

(2) The date(s) analyses were performed.

(3) The company or entity that performed the analyses.

(4) The analytical techniques or methods used.

(5) The results of such analyses.

(6) The operating conditions existing at the time of sampling or measurement.

b) Each record of any monitoring data, testing data, and support information required pursuant to this permit shall be retained for a period of five years from the date the record was created. Support information shall include, but not be limited to all calibration and maintenance records and all original strip-chart recordings for continuous monitoring instrumentation, and copies of all reports required by this permit. Such records may be maintained in computerized form.

c) Except as may otherwise be provided in the terms and conditions for a specific emissions unit, the permittee shall submit required reports in the following manner:

(1) Reports of any required monitoring and/or recordkeeping of federally enforceable information shall be submitted to the Southwest Ohio Air Quality Agency.

(2) Quarterly written reports of (i) any deviations from federally enforceable emissionlimitations, operationalrestrictions, andcontroldeviceoperatingparameterlimitations, excluding deviations resulting from malfunctions reported in accordance with OAC rule 3745-15-06, that have been detected by the testing, monitoring and recordkeeping requirements specified in this permit, (ii) the probable cause of such deviations, and (iii) any corrective actions or preventive measures taken, shall be made to the Southwest Ohio Air Quality Agency. The written reports shall be submitted (i.e., postmarked) quarterly, by January 31, April 30, July 31, and October 31 of each year and shall cover the previous calendar quarters. See A.15. below if no deviations occurred during the quarter.

(3) Written reports, which identify any deviations from the federally enforceable monitoring, recordkeeping, andreportingrequirements contained in this permit shall be submitted (i.e., postmarked) to the Southwest Ohio Air Quality Agency every six months, by January 31 and July 31 of each year for the previous six calendar months. If no deviations occurred during a six-month period, the permittee shall submit a semi-annual report, which states that no deviations occurred during that period.

(4) This permit is for an emissions unit located at a Title V facility. Each written report shall be signed by a responsible official certifying that, based on information and belief formed after reasonable inquiry, the statements and information in the report are true, accurate, and complete.

d) The permittee shall report actual emissions pursuant to OAC Chapter 3745-78 for the purpose of collecting Air Pollution Control Fees.

5. Scheduled Maintenance/Malfunction Reporting

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

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

6. Compliance Requirements

a) The emissions unit(s) identified in this Permit shall remain in full compliance with all applicable State laws and regulations and the terms and conditions of this permit.

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

c) Upon presentation of credentials and other documents as may be required by law, the permittee shall allow the Director of the Ohio EPA or an authorized representative of the Director to:

(1) At reasonable times, enter upon the permittee's premises where a source is located or the emissions-related activity is conducted, or where records must be kept under the conditions of this permit.

(2) Have access to and copy, at reasonable times, any records that must be kept under the conditions of this permit, subject to the protection from disclosure to the public of confidential information consistent with ORC section 3704.08.

(3) Inspect at reasonable times any facilities, equipment (including monitoring and air pollution control equipment), practices, or operations regulated or required under this permit.

(4) As authorized by the Act, sample or monitor at reasonable times substances or parameters for the purpose of assuring compliance with the permit and applicable requirements.

d) The permittee shall submit progress reports to the Southwest Ohio Air Quality Agency concerning any schedule of compliance for meeting an applicable requirement. Progress reports shall be submitted semiannually or more frequently if specified in the applicable requirement or by the Director of the Ohio EPA. Progress reports shall contain the following:

(1) Dates for achieving the activities, milestones, or compliance required in any schedule of compliance, and dates when such activities, milestones, or compliance were achieved.

(2) An explanation of why any dates in any schedule of compliance were not or will not be met, and any preventive or corrective measures adopted.

7. Best Available Technology

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

8. Air Pollution Nuisance

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

9. Reporting Requirements

The permittee shall submit required reports in the following manner:

a) Reports of any required monitoring and/or recordkeeping of state-only enforceable information shall be submitted to the Southwest Ohio Air Quality Agency.

b) Except as otherwise may be provided in the terms and conditions for a specific emissions unit, quarterly written reports of (a) any deviations (excursions) from state-only required emission limitations, operational restrictions, and control device operating parameter limitations that have

been detected by the testing, monitoring, and recordkeeping requirements specified in this permit, (b) the probable cause of such deviations, and (c) any corrective actions or preventive measures which have been or will be taken, shall be submitted to the Southwest Ohio Air Quality Agency. If no deviations occurred during a calendar quarter, the permittee shall submit a quarterly report, which states that no deviations occurred during that quarter. The reports shall be submitted (i.e., postmarked) quarterly, by January 31, April 30, July 31, and October 31 of each year and shall cover the previous calendar quarters. (These quarterly reports shall exclude deviations resulting from malfunctions reported in accordance with OAC rule 3745-15-06.)

10. Applicability

This Permit-to-Install is applicable only to the emissions unit(s) identified in the Permit-to-Install. Separate application must be made to the Director for the installation or modification of any other emissions unit(s).

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

a) This permit does not constitute an assurance that the proposed source will operate in compliance with all Ohio laws and regulations. This permit does not constitute expressed or implied assurance that the proposed facility has been constructed in accordance with the application and terms and conditions of this permit. The action of beginning and/or completing construction prior to obtaining the Director's approval constitutes a violation of OAC rule 3745-31-02. Furthermore, issuance of this permit does not constitute an assurance that the proposed source will operate in compliance with all Ohio laws and regulations. Issuance of this permit is not to be construed as a waiver of any rights that the Ohio Environmental Protection Agency (or other persons) may have against the applicant for starting construction prior to the effective date of the permit. Additional facilities shall be installed upon orders of the Ohio Environmental Protection Agency if the proposed facilities cannot meet the requirements of this permit or cannot meet applicable standards.

b) If applicable, authorization to install any new emissions unit included in this permit shall terminate within eighteen months of the effective date of the permit if the owner or operator has not undertaken a continuing program of installation or has not entered into a binding contractual obligation to undertake and complete within a reasonable time a continuing program of installation. This deadline may be extended by up to 12 months if application is made to the Director within a reasonable time before the termination date and the party shows good cause for any such extension.

c) The permittee may notify Ohio EPA of any emissions unit that is permanently shut down (i.e., the emissions unit has been physically removed from service or has been altered in such a way that it can no longer operate without a subsequent "modification" or "installation" as defined in OAC Chapter 3745-31) by submitting a certification from the authorized official that identifies the date on which the emissions unit was permanently shut down. Authorization to operate the affected emissions unit shall cease upon the date certified by the authorized official that the emissions unit was permanently shut down. At a minimum, notification of permanent shut down shall be made or confirmed by marking the affected emissions unit(s) as “permanently shut down” in Ohio EPA’s “Air Services” along with the date the emissions unit(s) was permanently removed and/or disabled. Submitting the facility profile update will constitute notifying of the permanent shutdown of the affected emissions unit(s).

d) The provisions of this permit shall cease to be enforceable for each affected emissions unit after the date on which an emissions unit is permanently shut down (i.e., emissions unit has been physically removed from service or has been altered in such a way that it can no longer operate without a subsequent "modification" or "installation" as defined in OAC Chapter 3745-31). All records relating to any permanently shutdown emissions unit, generated while the emissions unit was in operation, must be maintained in accordance with law. All reports required by this permit must be submitted for any period an affected emissions unit operated prior to permanent shut down. At a minimum, the permit requirements must be evaluated as part of the reporting requirements identified in this permit covering the last period the emissions unit operated.

No emissions unit certified by the authorized official as being permanently shut down may resume operation without first applying for and obtaining a permit pursuant to OAC Chapter 3745-31.

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

12. Permit-To-Operate Application

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

13. Construction Compliance Certification

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

a) Completion of initial installation date shall be enteredupon completion of construction and prior to start-up.

b) Commence operation after installation or latest modification date shall be entered within 90 days after commencing operation of the applicable emissions unit.

14. Public Disclosure

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

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

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

16. Fees

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

17. Permit Transfers

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

18. Risk Management Plans

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

19. Title IV Provisions

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

B. Facility-Wide Terms and Conditions

1. All the following facility-wide terms and conditions are federally enforceable with the exception of those listed below which are enforceable under state law only:

   a) None.

C. Emissions Unit Terms and Conditions

1. P020, Unit #81734 (P020)

Operations, Property and/or Equipment Description:

John Deere 0.81 mmBtu/hr diesel engine

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

(1) None.

b) Applicable Emissions Limitations and/or Control Requirements

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

	Applicable Rules/Requirements	Applicable Emissions Limitations/Control Measures
a.	OAC rule 3745-31-05(A)(3), as effective 11/30/01.	Particulate emissions (PE) and particulate matter 10 microns and less in diameter (PM10) emissions shall not exceed 0.25 lb/hr and 0.49 ton/yr. Emissions of sulfur dioxide (SO2) shall not exceed 0.23 lb/hr and 0.46 ton/yr. Emissions of nitrogen oxides (NOx) shall not exceed 3.55 lbs/hr and 7.03 tons/yr. Emissions of carbon monoxide (CO) shall not exceed 0.76 lb/hr and 1.51 tons/yr. Emissions of volatile organic compounds (VOC) shall not exceed 0.29 lb/hr and 0.57 ton/yr. See b)(2)a. The requirements of this rule also include compliance with the requirements of OAC rules 3745-17-07(A)(1) and 3745-17-11(B)(5)(a).
b.	OAC rule 3745-31-05(A)(3)(a)(ii), as effective 12/01/06.	See b)(2)b.
c.	OAC rule 3745-31-05(D)	See b)(2)c.

	Applicable Rules/Requirements	Applicable Emissions Limitations/Control Measures
d.	OAC rule 3745-17-07(A)(1)	Visible particulate emissions from any stack associated with this emissions unit shall not exceed 20 percent opacity, as a six-minute average, except as specified by rule.
e.	OAC rule 3745-17-11(B)(5)(a)	Particulate emissions shall not exceed 0.310 pound per million Btu of actual heat input.
f.	OAC rule 3745-18-06(G)	Exempt, pursuant to OAC rule 3745-18-06(B).
g.	OAC rule 3745-110-03	Exempt, pursuant to OAC rule 3745-110-03(J)(3).
h.	40 CFR Part 60, Subpart IIII - Standards of Performance for Stationary Compression Ignition Internal Combustion Engines	Exempt, pursuant to 40 CFR 60.4200(a)(2)(i).
i.	40 CFR Part 63, Subpart ZZZZ - National Emissions Standards for Hazardous Air Pollutants for Stationary Reciprocating Internal Combustion Engines.	The permittee shall comply with the applicable General Provisions of 40 CFR Part 63, as specified in Table 8 of 40 CFR Part 63, Subpart ZZZZ. See b)(2)d., d)(3), e)(3) and f)(2).

(2) Additional Terms and Conditions

a. The permittee has satisfied the Best Available Technology (BAT) requirements pursuant to Ohio Administrative Code (OAC) paragraph 3745-31-05(A)(3), as effective November 30, 2001, in this permit. On December 1, 2006, paragraph (A)(3) of OAC rule 3745-31-05 was revised to conform to the Ohio Revised Code (ORC) changes effective August 3, 2006 (Senate Bill 265 changes), such that BAT is no longer required by State regulations for National Ambient Air Quality Standards (NAAQS) pollutant(s) less than ten tons per year. However, that rule revision has not yet been approved by U.S. EPA as a revision to Ohio's State Implementation Plan (SIP). Therefore, until the SIP revision occurs and the U.S. EPA approves the revisions to OAC rule 3745-31-05, the requirement to satisfy BAT still exists as part of the federally-approved SIP for Ohio. Once U.S. EPA approves the December 1, 2006 version of OAC rule 3745-31-05, then these emission limitations/control measures no longer apply.

b. The Best Available Technology (BAT) requirements under OAC rule 3745-31-05(A)(3) do not apply to the particulate emissions (PE), particulate matter 10

microns or less in diameter (PM10) emissions, carbon monoxide (CO) emissions, sulfur dioxide (SO2) emissions, and volatile organic compound (VOC) emissions from this air contaminant source since the uncontrolled potential to emit for PE, PM10, CO, SO2 and VOC is less than 10 tons per year.

This rule paragraph applies once U.S. EPA approves the December 1, 2006 version of OAC rule 3745-31-05 as part of the State Implementation Plan.

c. Permit to Install #P0110218 for this air contaminant source takes into account the following voluntary restrictions as proposed by the permittee for the purpose of avoiding Best Available Technology (BAT) requirements under OAC rule 3745-31-05(A)(3) for nitrogen oxides (NOx) emissions:

i. the permittee shall burn only No. 2 fuel oil or diesel fuel in this emissions unit, and

ii. the maximum annual usage ofNo. 2 fuel oil or diesel fuel burned in this emissions unit shall not exceed 22,600 gallons per year to ensure potential NOx emissions do not exceed 9.9 tons per year.

d. This emissions unit is subject to the requirements of 40 CFR Part 63, Subpart ZZZZ - National Emissions Standards for Hazardous Air Pollutants for Stationary Reciprocating Internal Combustion Engines. The permittee shall comply with the applicable emission limitations and operational restrictions specified in 40 CFR Part 63.6600-63.6605 by the applicable compliance date specified in 40 CFR 63.6595.

c) Operational Restrictions

(1) None.

d) Monitoring and/or Recordkeeping Requirements

(1) For each day during which the permittee burns a fuel other than No. 2 fuel oil or diesel fuel, the permittee shall maintain a record of the type and quantity of fuel burned in this emissions unit.

(2) The permittee shall keep annual records of the amount of fuel oil or diesel fuel burned in this emissions unit.

(3) The permittee shall collect and record the applicable information specified in 40 CFR Part 63.6625, 40 CFR Part 63.6630, 40 CFR Part 63.6635, 40 CFR Part 63.6640, and /or 40 CFR Part 63.6655, as specified in 40 CFR 63.6660, to demonstrate initial and ongoing compliance with the emission limitations and operational restrictions of 40 CFR Part 63, Subpart ZZZZ.

e) Reporting Requirements

(1) The permittee shall notify the Hamilton County Department of Environmental Services in writing of any fuel burned in this emissions unit other than No. 2 fuel oil or diesel fuel.

The notifications shall include a copy of such record and shall be sent to the Hamilton County Department of Environmental Services within 45 days after the deviation occurs.

(2) The permittee shall notify the Hamilton County Department of Environmental Services by January 31 of each year if the amount of fuel oil or diesel fuel burned in this emissions unit during the previous year, exceeds the limitation contained in this permit.

(3) The permittee shall submit the applicable notifications and reports specified in 40 CFR Part 63.6645 and 63.6650 by the dates specified in these sections.

f) Testing Requirements

(1) Compliance with the emission limitations and operational restrictions specified in b)(1) and b)(2) shall be determined in accordance with the following methods:

a. Emissions Limitation:

Particulate emissions (PE) and particulate matter 10 microns and less in diameter (PM10) emissions shall not exceed 0.25 lb/hr and 0.49 ton/yr.

Applicable Compliance Method:

The hourly emission limitations are based upon the emissions unit's potential to emit and were established by multiplying the total heat input of 0.81 MMBtu/hr by the emission factor of 0.31 lb of PE/PM10/MMBtu. This emission factor is from AP-42, Fifth Edition, Section 3.3, Table 3.3-1 (October, 1996).

Compliance with the annual emission limitations may be demonstrated by multiplying the lb/mmBtu values by the maximum rated heat input capacity of the emissions unit (in mmBtu/hr), multiplying by 3748 hours per year (22,600 gallons/year x 1 hour/6.03 gallons) and dividing by 2000 lbs/ton.

If required, the permittee shall demonstrate compliance with the hourly PE limitation through emission tests performed in accordance with 40 CFR Part 60, Appendix A, Methods 1-5.

If required, the permittee shall demonstrate compliance with the hourly filterable PM10 emission limitation through emission tests performed in accordance with 40 CFR Part 51, Appendix M, Method 201.

b. Emissions Limitation:

Emissions of sulfur dioxide (SO2) shall not exceed 0.23 lb/hr and 0.46 ton/yr.

Applicable Compliance Method:

The hourly emission limitation is based upon the emissions unit's potential to emit and was established by multiplying the total heat input of 0.81 MMBtu/hr by the emission factor of 0.29 lb of SO2/MMBtu. This emission factor is from AP-42, Fifth Edition, Section 3.3, Table 3.3-1 (October, 1996).

Compliance with the annual emission limitations may be demonstrated by multiplying the lb/mmBtu values by the maximum rated heat input capacity of the emissions unit (in mmBtu/hr), multiplying by 3748 hours per year (22,600 gallons/year x 1 hour/6.03 gallons) and dividing by 2000 lbs/ton.

If required, the permittee shall demonstrate compliance with the hourly SO2 emission limitation through emission tests performed in accordance with Method 6 of 40 CFR Part 60, Appendix A.

c. Emissions Limitation:

Emissions of nitrogen oxides (NOx) shall not exceed 3.55 lbs/hr and 7.03 tons/yr.

Applicable Compliance Method:

The hourly emission limitation is based upon the emissions unit's potential to emit and was established by multiplying the total heat input of 0.81 MMBtu/hr by the emission factor of 4.41 lbs of NOx/MMBtu. This emission factor is from AP-42, Fifth Edition, Section 3.3, Table 3.3-1 (October, 1996).

Compliance with the annual emission limitations may be demonstrated by multiplying the lb/mmBtu values by the maximum rated heat input capacity of the emissions unit (in mmBtu/hr), multiplying by 3748 hours per year (22,600 gallons/year x 1 hour/6.03 gallons) and dividing by 2000 lbs/ton.

If required, the permittee shall demonstrate compliance with the hourly NOx emission limitation through emission tests performed in accordance with Method 7 of 40 CFR, Part 60, Appendix A.

d. Emissions Limitation:

Emissions of carbon monoxide (CO) shall not exceed 0.76 lb/hr and 1.51 tons/yr.

Applicable Compliance Method:

The hourly emission limitation is based upon the emissions unit's potential to emit and was established by multiplying the total heat input of 0.81 MMBtu/hr by the emission factor of 0.95 lbs of CO/MMBtu. This emission factor is from AP-42, Fifth Edition, Section 3.3, Table 3.3-1 (October, 1996).

Compliance with the annual emission limitations may be demonstrated by multiplying the lb/mmBtu values by the maximum rated heat input capacity of the emissions unit (in mmBtu/hr), multiplying by 3748 hours per year (22,600 gallons/year x 1 hour/6.03 gallons) and dividing by 2000 lbs/ton.

If required, the permittee shall demonstrate compliance with the hourly CO emission limitation through emission tests performed in accordance with Method 10 of 40 CFR Part 60, Appendix A.

e. Emissions Limitation:

Emissions of volatile organic compounds (VOC) shall not exceed 0.29 lb/hr and 0.57 ton/yr.

Applicable Compliance Method:

The hourly emission limitation is based upon the emissions unit's potential to emit and was established by multiplying the total heat input of 0.81 MMBtu/hr by the emission factor of 0.36 lb of VOC/MMBtu. This emission factor is from AP-42, Fifth Edition, Section 3.3, Table 3.3-1 (October, 1996).

Compliance with the annual emission limitations may be demonstrated by multiplying the lb/mmBtu values by the maximum rated heat input capacity of the emissions unit (in mmBtu/hr), multiplying by 3748 hours per year (22,600 gallons/year x 1 hour/6.03 gallons) and dividing by 2000 lbs/ton.

If required, the permittee shall demonstrate compliance with the hourly VOC emission limitation through emission tests performed in accordance with Method 25 of 40 CFR, Part 60, Appendix A.

f. Emissions Limitation:

Visible particulate emissions from any stack associated with this emissions unit shall not exceed 20 percent opacity, as a six-minute average

Applicable Compliance Method:

If required, compliance shall be determined through visible emission observations performed in accordance with U.S. EPA Method 9.

g. Emissions Limitation:

Particulate emissions shall not exceed 0.310 lb/mmBtu of actual heat input.

Applicable Compliance Method:

Compliance with the emissions limitation may be determined from the emission factors in AP-42, "Compilation of Air Pollutant Emission Factors", 5th Edition, Section 3.3, Table 3.3-1 (October, 1996) and the maximum rated heat input capacity of the emissions unit (in mmBtu/hr).

If required, compliance shall be determined in accordance with Test Methods 1-5, as set forth in "Appendix on Test Methods" in 40 CFR Part 60 ("Standards of Performance for New Stationary Sources").

h. Emission Limitations:

The PE, PM10, CO, SO2 and VOC emissions from this emissions unit shall not exceed 9.9 tons per year.

Applicable Compliance Method:

The emission limitations were based upon the emissions unit's uncontrolled potential to emit and the emission factors from AP-42, "Compilation of Air Pollutant Emission Factors", 5th Edition, Section 3.3, Table 3.3-1 (October, 1996). Compliance with the annual emission limitations may be demonstrated by multiplying the lb/mmBtu values for PE, PM10, SO2, CO, and VOC (as TOC) by the maximum rated heat input capacity of the emissions unit (in mmBtu/hr), multiplying by 8760 hours per year and dividing by 2000 lbs/ton.

i. Emission Limitations:

The NOx emissions from this emissions unit shall not exceed 9.9 tons per year.

Applicable Compliance Method:

The emissions limitation was based upon a voluntary restriction on the potential to emit and the emission factors, in lb/mmBtu, from AP-42, "Compilation of Air Pollutant Emission Factors", 5th Edition, Section 3.3, Table 3.3-1 (October, 1996). Compliance with the annual emissions limitation may be demonstrated by multiplying the lb/mmBtu values for NOx by the maximum rated heat input capacity of the emissions unit (in mmBtu/hr), multiplying by the ratio of the total gallons of fuel used to the maximum hourly fuel usage rate, and dividing by 2000 lbs/ton.

j. Operational Restrictions:

i. the permittee shall burn only No. 2 fuel oil or diesel fuel in this emissions unit; and

ii. the maximum annual usage ofNo. 2 fuel oil or diesel fuel burned in this emissions unit shall not exceed 22,600 gallons per year to ensure potential NOx emissions do not exceed 9.9 tons per year.

Applicable Compliance Method:

Compliance with the restrictions in terms and conditions b)(2)c.i. and b)(2)c.ii. shall be demonstrated by the record keeping requirement in terms and conditions d)(1) and d)(2).

(2) The permittee shall comply with the applicable Testing and Initial Compliance Requirements as specified in 40 CFR Part 63.6610, 40 CFR Part 63.6612, 40 CFR Part 63.6615, and/or 40 CFR Part 63.6620. The Testing and Initial Compliance Requirements shall be completed by the dates specified in 40 CFR Part 63.6610, 40 CFR Part 63.6612, 40 CFR Part 63.6615, and/or 40 CFR Part 63.6620.

g) Miscellaneous Requirements

(1) At the discretion and following the approval of the Director (the appropriate Ohio EPA District Office or local air agency), the permittee may relocate the portable source within the State of Ohio without first obtaining a permit-to-install and operate (PTIO) or a

permit-to-install (PTI), providing the appropriate notification and exemption requirements have been met. The Director may issue a "Notice of Site Approval" through either of the following scenarios:

a. Where future locations of the proposed portable source are unknown, the approval to relocate the portable source shall be acquired in accordance the permanent exemption for portable sources in OAC rule 3745-31-03(A)(1):

   i. the portable source is operated in compliance with any applicable best available technology (BAT) determination issued in a permit and all applicable state and/or federal rules and laws;

   ii. the portable source is operating pursuant to a currently effective PTIO or PTI and/or permit to operate (PTO) and continues to comply with the requirements of the permit;

   iii. 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;

   iv. 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 and would be acceptable under OAC rule 3745-15-07; and

   v. the Director has issued a Notice of Site Approval, stating that the proposed site is acceptable and the relocation of the portable source, along with any supporting permitted emissions (e.g. roadways 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.

   The portable source can be relocated upon receipt of the Director s Notice of Site Approval for the site; **or**

b. As the alternative for any pre-disclosed location, the Director may issue a Notice of Site Approval if the portable source meets the requirements of OAC rule 3745-31-05(H), as follows:

   i. the portable source is operating pursuant to a currently effective permit-to-install (PTI), permit-to-install and operate (PTIO), or has been approved for registration status and continues to comply with the requirements of the permit and any applicable state and/or federal rules;

   ii. the portable source has been issued a PTIO or PTI and the permittee continues to comply with the requirements of the permit, including any applicable best available technology (BAT) determination;

   iii. the portable source owner has identified and submitted the proposed site to the Ohio EPA;

iv. the permitting District Office/local air agency and the District Office/local air agency having jurisdiction over the new site (if different) have determined that the portable source will have an acceptable environmental impact at the proposed site;

v. a public notice, meeting the requirements OAC rule 3745-47, is published in the county where the proposed site is located;

vi. the owner of the proposed site (if not the permittee) has provided the portable source owner with approval, or an equivalent declaration, that it is acceptable to move the portable source to the proposed site; and

vii. thepermittee has provided the Ohio EPA with a minimum of a 15-day written notice of the relocation.

The portable source can be relocated upon receipt of the Director s Notice of Site Approval for the site. Any site approval issued by the Ohio EPA, pursuant to OAC rule 3745-31-05(H), is subject to expiration and renewal. Pursuant to OAC rule 3745-31-07(C)(3), any site approval for a portable source shall be issued for a period of time determined to be appropriate by the Director and the renewal will be reevaluated and subject to the same requirements above.

(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 PTIO or PTI (as applicable) 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.