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

9/19/2012

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
Yes	SYNTHETIC MINOR TO AVOID TITLE V
Yes	FEDERALLY ENFORCABLE PTIO (FEPTIO)
No	SYNTHETIC MINOR TO AVOID MAJOR GHG

Brian Riedmaier
National Lime and Stone Company
1331 Broad Avenue, Suite 100
Findlay, OH 45840

RE: FINAL AIR POLLUTION PERMIT-TO-INSTALL AND OPERATE
Facility ID: 0332960008
Permit Number: P0110673
Permit Type: Renewal
County: Marion

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. 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

If you have any questions, please contact Ohio EPA DAPC, Northwest District Office at (419)352-8461or the Office of Compliance Assistance and Pollution Prevention at (614) 644-3469. This permit can be accessed electronically on the DAPCWeb 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: Ohio EPA-NWDO

Ohio | Environmental Protection Agency

FINAL

Division of Air Pollution Control
Permit-to-Install and Operate
for
National Lime and Stone Company

Facility ID:	0332960008
Permit Number:	P0110673
Permit Type:	Renewal
Issued:	9/19/2012
Effective:	9/19/2012
Expiration:	9/19/2017

Ohio Environmental Protection Agency

Division of Air Pollution Control
Permit-to-Install and Operate
for
National Lime and Stone Company

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Authorization

Facility ID:	0332960008
Application Number(s):	A0045382
Permit Number:	P0110673
Permit Description:	Renewal PTIO for a portable 425 HP diesel-fired generator set (P001)
Permit Type:	Renewal
Permit Fee:	$0.00
Issue Date:	9/19/2012
Effective Date:	9/19/2012
Expiration Date:	9/19/2017
Permit Evaluation Report (PER) Annual Date:	Apr 1 - Mar 31, Due May 15

This document constitutes issuance to:

National Lime and Stone Company
700 Likens Road
Marion, OH 43301

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

Scott J. Nally
Director

Authorization (continued)

Permit Number: P0110673
Permit Description: Renewal PTIO for a portable 425 HP diesel-fired generator set (P001)

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

Emissions Unit ID:	**P001**
Company Equipment ID:	Portable 425 HP diesel-fired back-up engine
Superseded Permit Number:	P0087142
General Permit Category and Type:	Not Applicable

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. Unless otherwise specified, facilities subject to one or more synthetic minor restrictions must use Ohio EPA's "Air Services" to submit annual emissions associated with this permit requirement.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 takenby 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[1] 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 emissions 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.

[1]Permittees that use Ohio EPA's "Air Services" can mark the affected emissions unit(s) as "permanently shutdown" in the facility profile 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).

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 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.

B. Facility-Wide Terms and Conditions

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.

2. The permittee is advised that this facility is subject to the "Generally Available Control Technology" (GACT) requirements under 40 CFR, Part 63, Subpart ZZZZ (National Emission Standards for Hazardous Air Pollutants: Stationary Reciprocating Internal Combustion Engines). The U.S EPA is responsible for the administration of the requirements of this rule at this time. It should be noted that the enforcement authority of the GACT requirements has not been delegated to the Ohio EPA at the time of this permit processing. The complete requirements of this rule (including the Part 63 General Provisions) may be accessed via the Internet from the Electronic Code of Federal Regulations (e-CFR) website http://ecfr.gpoaccess.gov or by contacting the Northwest District Office.

C. Emissions Unit Terms and Conditions

1. P001, Portable 425 HP diesel-fired back-up engine

Operations, Property and/or Equipment Description:

2.98mmBtu/hr portable diesel fired generator.

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)b., b)(2)b., c)(2), d)(3), e)(2) and f)(1)b.

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)	13.14 lbs nitrogen oxides (NOx)/hour 2.83lbs carbon monoxide (CO)/hour and 4.02 tons of CO/year 1.04 lbsvolatile organic compounds (VOC)/hour and 1.48 tons of VOC/year 0.86 lb sulfur dioxide (SO2)/hour and 1.23 tons of SO2/year 1.31 tons particulate emissions (PE)/year Visible PE shall not exceed 10% opacity as a 6-minute average, except during start-up and shutdown See b)(2)a. and c)(1)
b.	OAC rule 3745-31-05(D)	18.65 tons of NOx per rolling, 12-month period

	Applicable Rules/Requirements	Applicable Emissions Limitations/Control Measures
		See b)(2)b. and c)(2)
c.	OAC rule 3745-17-07(A)	See b)(2)c.
d.	OAC rule 3745-17-11(B)(5)(a)	0.310 lb of PE/mmBtu of actual heat input
e.	OAC rule 3745-18-06(G)	See b)(2)d.

(2) Additional Terms and Conditions

a. The requirements of this rule also include compliance with the requirements of OAC rule 3745-31-05(D) and OAC rule 3745-17-11(B)(5)(a).

b. This permit establishes the following federally enforceable emission limitation for purposes of avoiding applicability of Title V requirements. The federally enforceable emission limitation is based on the operational restriction contained in c)(2):

i. 18.65 tons of NOx per rolling, 12-month period.

c. The emission limitation specified by this rule is less stringent than the emission limitation established pursuant to OAC rule 3745-31-05(A)(3).

d. This emissions unit is exempt from the requirements of OAC rule 3745-18-06 pursuant to OAC rule 3745-18-06(B).

c) Operational Restrictions

(1) The permittee shall combust only distillate fuel oil in this emissions unit.The sulfur content of the distillate oil shall contain no more than 0.5 weight percent sulfur.

(2) The maximum annual fuel usage for emissions unit P001 shall not exceed 60,000 gallons per year, based upon a rolling, 12-month summation of the gallon usage.

This emissions unit has been in operation for more than 12 months and, as such, the permittee has existing records to generate the rolling, 12-month summation of the gallon usage, upon issuance of this permit.

d) Monitoring and/or Recordkeeping Requirements

(1) For each day during which the permittee burns a fuel other than distillate oil, the permittee shall maintain a record of the type and quantity of fuel burned in this emissions unit.

(2) The permittee shall use records of fuel supplier certification (product transfer document) to demonstrate compliance with the operational restriction in Section c)(1) Records of fuel supplier certification (product transfer document) shall include the following information:

a. the name of the oil supplier; and

b. a statement from the oil supplier that the oil complies with the specifications under the definition of distillate oil in c)(1) above.

(3) The permittee shall maintain monthly records of the following information for this emissions unit:

a. the fuel usage, in gallons;

b. the rolling, 12-month summation of the fuel usage, in gallons;

c. the calculated monthly emission rate for NOx using the following equation:

NOx emissions in tons = [fuel usage] x [emission factor from AP-42, Chapter 3.3, Table 3.3-1] x [heat content of fuel used] [1 ton/2000 lbs] = [d)(3)a.]x [4.41 lbsNOx/mmBtu] x [0.141mmBtu/gal] x [1 ton/2000 lbs]; and

d. the rolling, 12-month summation of the emission rate for NOx, in tons.

e) Reporting Requirements

(1) Unless other arrangements have been approved by the Director, all notifications and reports shall be submitted through the Ohio EPA's eBusiness Center: Air Services online web portal

(2) The permittee shall submit quarterly deviation (excursion) reports that identify:

a. all deviations (excursions) of the following emission limitations, operational restrictions and/or control device operating parameter limitations that restrict the potential to emit (PTE) of any regulated air pollutant and have been detected by the monitoring, record keeping and/or testing requirements in this permit:

i. all exceedances of the 18.65 tons of NOx per rolling, 12-month period emission limitation; and

ii. allexceedances of the rolling, 12-month limitation on fuel usage.

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

The quarterly reports shall be submitted,electronically through Ohio EPA Air Services, each year by January 31 (covering October to December), April 30 (covering January to March), July 31 (covering April to June), and October 31 (covering July to September), unless an alternative schedule has been established and approved by the Director (the appropriate District Office or local air agency).

(3) The permittee shall submit an annual Permit Evaluation Report (PER) to the Ohio EPA. The PER must be completed electronically and submitted via the Ohio EPA eBusiness Center: Air Services 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 and/or Control Requirements specified in section b) of these terms and conditions shall be determined in accordance with the following methods:

a. Emission Limitation: 13.14 lbs PE/hr

Applicable Compliance Method: Compliance with the hourly emission limitation shall be determined by multiplying an emission factor of 4.41 lbs of NOx/mmBtu derived from AP-42, Table 3.3-1 (revised 10/96) and a maximum heat input of 3.86 mmBtu/hr. If required, the permittee shall demonstrate compliance by testing in accordance with Methods 1 - 4 and 7 of 40 CFR, Part 60, Appendix A.

b. Emission Limitation: 18.52 tons of NOx per rolling, 12-month period

Applicable Compliance Method:Compliance with the tons ofNOx per rolling, 12-month period shall be demonstrated by the record keeping requirements in Section d)(3).

c. Emission Limitations: 2.83 lbs CO/hour and 4.02 tons CO/yr

Applicable Compliance Method:Compliance with the hourly emission limitation shall be determined by multiplying an emission factor of 0.95 lb of CO/mmBtu derived from AP-42, Table 3.3-1 (revised 10/96) and a maximum heat input of 2.98mmBtu/hr. If required, the permittee shall demonstrate compliance by testing in accordance with Methods 1 - 4 and 10 of 40 CFR, Part 60, Appendix A.

The annual emission limitation was established by multiplying the emission factor of 0.95 lb of CO/mmBtu, a heat content of 0.141mmBtu/gal and a maximum annual usage rate of 60,000 gallons, then dividing by 2000 lbs/ton. Therefore, provided compliance is shown with the rolling, 12-month fuel usage restriction, compliance with the annual limitation shall also be demonstrated.

d. Emission Limitations: 1.04 lbs VOC/hour and 1.48 tons VOC/yr

Applicable Compliance Method:Compliance with the hourly emission limitation shall be determined by multiplying an emission factor of 0.35 lb VOC/mmBtu derived from AP-42, Table 3.3-1 (revised 10/96) and a maximum heat input of 2.98mmBtu/hr. If required, the permittee shall demonstrate compliance by testing in accordance with Methods 1 - 4 and 18, 25 or 25A of 40 CFR Part 60, Appendix A.

The annual emission limitation was established by multiplying the emission factor of 0.35 lb of VOC/mmBtu, a heat content of 0.141mmBtu/gal and a maximum

annual usage rate of 60,000 gallons, then dividing by 2000 lbs/ton. Therefore, provided compliance is shown with the rolling, 12-month fuel usage restriction, compliance with the annual limitation shall also be demonstrated.

e. Emission Limitations: 0.86 lb SO2/hour and 1.23 tons of SO2/yr

Applicable Compliance Method:Compliance with the hourly emission limitation shall be determined by multiplying an emission factor of 0.29 lb of SO2/mmBtu derived from AP-42, Table 3.3-1 (revised 10/96) and a maximum heat input of 2.98mmBtu/hr. If required, the permittee shall demonstrate compliance by testing in accordance with Methods 1 - 4 and 6 of 40 CFR, Part 60, Appendix A.

The annual emission limitation was established by multiplying the emission factor of 0.29 lb of SO2/mmBtu, a heat content of 0.141mmBtu/gal and a maximum annual usage rate of 60,000 gallons, then dividing by 2000 lbs/ton. Therefore, provided compliance is shown with the rolling, 12-month fuel usage restriction, compliance with the annual limitation shall also be demonstrated.

f. Emission Limitation: 1.31 tons of PE/yr

Applicable Compliance Method: The annual emission limitation was established by multiplying the emission limitation of 0.310 lb of PE/mmBtu, a heat content of 0.141mmBtu/gal and a maximum annual usage rate of 60,000 gallons, then dividing by 2000 lbs/ton. Therefore, provided compliance is shown with the rolling, 12-month fuel usage restriction, compliance with the annual limitation shall also be demonstrated.

g. Emission Limitation:Visible PE shall not exceed 10% opacity as a 6-minute average, except during start-up and shutdown.

Applicable Compliance Method: If required, the permittee shall demonstrate compliance with the emission limitation above in accordance with Method 9 of 40 CFR, Part 60, Appendix A.

h. Emission Limitation:0.310 lb of PE/mmBtu of actual heat input

Applicable Compliance Method: If required, the permittee shall demonstrate compliance with the emission limitation above in accordance with OAC rule 3745-17-03(B)(10).

g) Miscellaneous Requirements

(1) 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 exemption requirements have been met and following the approval of the Director (the appropriate Ohio EPA District Office or local air agency). The Director may issue a “Notice of Site Approval” if the following criteria is met, pursuant to the permanent exemption for portable sources in OAC rule 3745-31-03(A)(1):

a. 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;

b. 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;

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

e. 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.

(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.