



State of Ohio Environmental Protection Agency

**RE: FINAL PERMIT TO INSTALL  
LUCAS COUNTY**

**CERTIFIED MAIL**

Street Address:

122 S. Front Street

Lazarus Gov. Center TELE: (614) 644-3020 FAX: (614) 644-2329

Mailing Address:

Lazarus Gov. Center  
P.O. Box 1049

**Application No: 04-01285**

**DATE: 6/27/2002**

Seaway Sand and Stone, Inc.  
Jim Schueb  
P.O. Box 607  
Napoleon, OH 43545

Enclosed please find an Ohio EPA Permit to Install which will allow you to install the described source(s) in a manner indicated in the permit. Because this permit contains several conditions and restrictions, I urge you to read it carefully.

The Ohio EPA is urging 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 Pollution Prevention at (614) 644-3469.

You are hereby notified that this action by the Director is final and may be appealed to the Ohio Environmental Review Appeals Commission pursuant to Chapter 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. It must be filed within thirty (30) days after the notice of the Directors action. A copy of the appeal must be served on the Director of the Ohio Environmental Protection Agency within three (3) days of filing with the Commission. An appeal may be filed with the Environmental Review Appeals Commission at the following address:

Environmental Review Appeals Commission  
236 East Town Street, Room 300  
Columbus, Ohio 43215

Very truly yours,

Thomas G. Rigo, Manager  
Field Operations and Permit Section  
Division of Air Pollution Control

cc: USEPA

TDES



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**Permit To Install  
Terms and Conditions**

**Issue Date: 6/27/2002  
Effective Date: 6/27/2002**

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**FINAL PERMIT TO INSTALL 04-01285**

Application Number: 04-01285  
APS Premise Number: 0448002075  
Permit Fee: **\$400**  
Name of Facility: Seaway Sand and Stone, Inc.  
Person to Contact: Jim Schueb  
Address: P.O. Box 607  
Napoleon, OH 43545

Location of proposed air contaminant source(s) [emissions unit(s)]:  
**11330 Airport Hwy.  
Swanton, Ohio**

Description of proposed emissions unit(s):  
**Portable generator and diesel fuel storage tank.**

The above named entity is hereby granted a Permit to Install for the above described emissions unit(s) 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 above described 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

Director

## Part I - GENERAL TERMS AND CONDITIONS

### A. Permit to Install General Terms and Conditions

#### 1. Compliance Requirements

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

#### 2. Reporting Requirements Related to Monitoring and Recordkeeping Requirements

The permittee shall submit required reports in the following manner:

- a. Reports of any required monitoring and/or recordkeeping information shall be submitted to the appropriate Ohio EPA District Office or local air 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 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 appropriate Ohio EPA District Office or local air 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 quarterly, i.e., 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.)

#### 3. Records Retention Requirements

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.

#### 4. Inspections and Information Requests

The Director of the Ohio EPA, or an authorized representative of the Director, may, subject to the safety requirements of the permittee and without undue delay, enter upon the premises of this source at any reasonable time for purposes of making inspections, conducting tests, examining records or reports pertaining to any emission of air contaminants, and determining compliance with any applicable State air pollution laws and regulations and the terms and conditions of this permit. The permittee shall furnish to the Director of the Ohio EPA, or an authorized

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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, reopening or revoking this permit or to determine compliance with this permit. Upon verbal or written request, the permittee shall also furnish to the Director of the Ohio EPA, or an authorized representative of the Director, copies of records required to be kept by this permit.

**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 of any emissions units or any associated air pollution control system(s) shall be reported to the appropriate Ohio EPA District Office or local air agency in accordance with paragraph (B) of 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 emissions unit(s) that is (are) served by such control system(s).

**6. Permit Transfers**

Any transferee of this permit shall assume the responsibilities of the prior permit holder. The appropriate Ohio EPA District Office or local air agency must be notified in writing of any transfer of this permit.

**7. 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.

**8. Termination of Permit to Install**

This Permit to Install shall terminate within eighteen months of the effective date of the Permit to Install if the owner or operator has not undertaken a continuing program of installation or modification or has not entered into a binding contractual obligation to undertake and complete within a reasonable time a continuing program of installation or modification. 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.

**9. Construction of New Sources(s)**

The proposed emissions unit(s) shall be constructed in strict accordance with the plans and application submitted for this permit to the Director of the Ohio Environmental Protection Agency. There may be no deviation from the approved plans without the express, written approval of the Agency. Any deviations from the approved plans or the above conditions may lead to such sanctions and penalties as provided under Ohio law. Approval of these plans does not constitute an assurance that the proposed facilities will operate in compliance with all Ohio laws and regulations. Additional facilities shall be installed upon orders of the Ohio

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Environmental Protection Agency if the proposed sources cannot meet the requirements of this permit or cannot meet applicable standards.

If the construction of the proposed emissions unit(s) has already begun or has been completed prior to the date the Director of the Environmental Protection Agency approves the permit application and plans, the approval does not constitute expressed or implied assurance that the proposed facility has been constructed in accordance with the approved plans. 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 the Permit to Install does not constitute an assurance that the proposed source will operate in compliance with all Ohio laws and regulations. Approval of the plans in any case is not to be construed as an approval of the facility as constructed and/or completed. Moreover, issuance of the Permit to Install 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.

**10. 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.

**11. 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).

**12. Best Available Technology**

As specified in OAC Rule 3745-31-05, all new sources must employ Best Available Technology (BAT). Compliance with the terms and conditions of this permit will fulfill this requirement.

**13. Source Operation and Operating Permit Requirements After Completion of Construction**

This facility is permitted to operate each source described by this Permit to Install for a period of up to one year from the date the source commenced operation. This permission to operate is granted only if the facility complies with all requirements contained in this permit and all applicable air pollution laws, regulations, and policies. Pursuant to OAC Chapter 3745-35, the permittee shall submit a complete operating permit application within thirty (30) days after commencing operation of the emissions unit(s) covered by this permit.

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**14. Construction Compliance Certification**

The applicant shall provide Ohio EPA with a written certification (see enclosed form) that the facility has been constructed in accordance with the Permit to Install application and the terms and conditions of the Permit to Install. The certification shall be provided to Ohio EPA upon completion of construction but prior to startup of the source.

**15. 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 this Permit to Install.

**B. Permit to Install Summary of Allowable Emissions**

The following information summarizes the total allowable emissions, by pollutant, based on the individual allowable emissions of each air contaminant source identified in this permit.

**SUMMARY (for informational purposes only)  
TOTAL PERMIT TO INSTALL ALLOWABLE EMISSIONS**

<u>Pollutant</u>	<u>Tons Per Year</u>
CO	2.4
NOx	25
PE	0.39
SO2	6.5
VOC	0.96

**PART II - SPECIAL TERMS AND CONDITIONS FOR SPECIFIC EMISSIONS UNIT(S)**

**A. Applicable Emissions Limitations and/or Control Requirements**

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

<u>Operations, Property, and/or Equipment</u>	<u>Applicable Rules/Requirements</u>	OAC rule 3745-31-05(D)
B001 - Portable diesel fueled Caterpillar model 3508B generator, 910 kilowatt (9.3 mmBtu per hour, 1350 bhp) internal combustion engine with timing retard and positive crankcase ventilation.	OAC rule 3745-31-05(A)(3)	
	OAC rule 3745-17-07(A)(1)	
	OAC rule 3745-17-11(B)(5)(b)	
	OAC rule 3745-18-06(B)	

**Seawa****PTI A****Issued: 6/27/2002**Emissions Unit ID: **B001**

Applicable Emissions  
Limitations/Control  
Measures

See B.3.

1.7 pounds of carbon monoxide (CO) per hour,  
2.4 tons of CO per year,  
18 pounds of nitrogen oxides (NO<sub>x</sub>) per hour,  
0.28 pound of particulate emissions (PE) per hour,  
0.39 ton of PE per year,  
4.7 pounds of sulfur dioxide (SO<sub>2</sub>) per hour,  
6.5 tons of SO<sub>2</sub> per year,  
0.69 pound of volatile organic compounds (VOC) per hour,  
0.96 ton of VOC per year,  
and

The requirements of this rule also include compliance with the requirements of OAC rule 3745-17-07(A)(1) and OAC Rule 3745-31-05(D).

see A.2.b and B.1.

20% opacity as a 6-minute average except as provided by rule.

0.062 pound of PE per million Btu.

Exempt, see A.2.a.

25 tons NO<sub>x</sub> per rolling 12-month period,

## 2. Additional Terms and Conditions

- 2.a** Exemption from OAC rule 3745-18-06 requirements for SO<sub>2</sub>: stationary internal combustion engine less than 10 mmBtu per hour.
- 2.b** The permittee shall equip and maintain a discharge stack height for this emissions unit of not less than 6 meters.

## B. Operational Restrictions

1. The permittee shall use only diesel fuel with a maximum sulfur content of 0.5% by weight for combustion in this emissions unit.
2. Engine ignition shall be retarded at least 4 degrees from peak power settings at all times when the emissions unit is in operation.
3. The maximum annual operating hours for this emissions unit shall not exceed 2,775 hours, based upon a rolling, 12-month summation of the operating hours.

To ensure enforceability during the first 12 calendar months of operation following the issuance of this permit, the permittee shall not exceed the operating hours specified in the following table:

Month	Maximum Allowable Cumulative Operating Hours
1	500
1-2	1,000
1-3	1,500
1-4	2,000
1-5	2,500
1-6	2,775
1-7	2,775
1-8	2,775
1-9	2,775
1-10	2,775
1-11	2,775
1-12	2,775

After the first 12 calendar months of operation following the issuance of this permit, compliance with the annual operating hours limitation shall be based upon a rolling, 12-month summation of

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**Seawa**

**PTI A**

**Issued: 6/27/2002**

Emissions Unit ID: **B001**

the operating hours rates.

**C. Monitoring and/or Recordkeeping Requirements**

1. For each day during which the permittee burns a fuel other than diesel fuel with a maximum sulfur content of 0.5% by weight, the permittee shall maintain a record of the type, sulfur content and quantity of fuel burned in this emissions unit.
2. The permittee shall maintain daily records that document any time periods when the engine ignition was not retarded at least 4 degrees from peak power settings when the emissions unit was in operation.
3. The permittee shall maintain monthly records of the following information:
  - a. The operating hours for each month.
  - b. The cumulative operating hours for each calendar year.

**D. Reporting Requirements**

1. The permittee shall submit deviation (excursion) reports that identify each day during which a fuel other than diesel fuel with a maximum sulfur content of 0.5% by weight is used in this emissions unit.
2. The permittee shall submit deviation (excursion) reports that identify each day during which the engine ignition was not retarded at least 4 degrees from peak power settings when the emissions unit was in operation.
3. The permittee shall submit deviation (excursion) reports identifying any monthly record which shows that the summation of the operating hours exceeds the applicable limitation.
4. Each report shall be submitted to the Toledo Division of Environmental Services within 30 days of the discovery of the deviation.

**E. Testing Requirements**

1. Compliance with the emission limitation(s) of these terms and conditions shall be determined in accordance with the following methods(s):
  - a. Emission Limitation: 20% opacity as a six-minute average.

Emissions Unit ID: **B001**

Applicable Compliance Method: If required, the permittee shall demonstrate compliance with this emission limitation through visible emission readings performed in accordance with Method 9 of 40 CFR Part 60 Appendix A using the methods and procedures specified in OAC 3745-17-03(B)(1).

- b. Emission Limitation: 1.7 pounds CO per hour.

Applicable Compliance Method: Compliance shall be based upon the manufacturer's test results of 1.72 pounds of CO per hour at the maximum horsepower rating of 1350. If required, the permittee shall demonstrate compliance with this emission limitation in accordance with the methods and procedures specified in Method 10 of 40 CFR Part 60, Appendix A.

- c. Emission Limitation: 2.4 tons CO per year.

Applicable Compliance Method: This emission limitation was established to reflect the potential to emit for this emissions unit at the maximum allowable 2,775 hours per rolling, 12-month period of operation. Compliance may be demonstrated through calculations performed as follows: multiply the short term emission rate of 1.7 pounds of CO per hour by 2,775 hours per year and divide by 2,000 pounds per ton.

- d. Emission Limitation: 18 pounds of NO<sub>x</sub> per hour.

Applicable Compliance Method: Compliance shall be based upon an emission factor of 1.9 lb/mmBtu and a maximum heat input rate of 9.3 mmBtu/hr. This emission factor is specified in USEPA reference document AP-42, Fifth Edition, Compilation of Air Pollution Emission Factors, dated 10/96 Section 3.4, Table 3.4-1. If required, the permittee shall demonstrate compliance with this emission limitation in accordance with the methods and procedures specified in Method 7 of 40 CFR Part 60, Appendix A.

- e. Emission Limitation: 25 tons NO<sub>x</sub> per year.

Applicable Compliance Method: This emission limitation was established to reflect the potential to emit for this emissions unit at the maximum allowable 2,775 hours per rolling, 12-month period of operation. Compliance may be demonstrated through calculations performed as follows: multiply the short term emission rate of 18 pounds of NO<sub>x</sub> per hour by 2,775 hours per year and divide by 2,000 pounds per ton.

- f. Emission Limitation: 0.062 pound of PE per million Btu.

Applicable Compliance Method: Compliance may be determined based on an emission factor of 0.062 pound of PE per million Btu specified in USEPA reference document AP-42, Fifth Edition, Compilation of Air Pollution Emission Factors, Table 3.4-2 dated 10/96.

- g. Emission Limitation: 0.28 pound PE per hour.

Applicable Compliance Method: Compliance shall be based upon the manufacturer's test results of 0.28 pound of PE per hour at the maximum horsepower rating of 1350. If required, the permittee shall demonstrate compliance with this emission limitation through emission testing performed in accordance with Method 5 of 40 CFR Part 60 Appendix A using the methods and procedures specified in OAC rule 3745-17-03(B)(10).

- h. Emission Limitation: 0.39 ton PE per year.

Applicable Compliance Method: This emission limitation was established to reflect the potential to emit for this emissions unit at the maximum allowable 2,775 hours per rolling, 12-month period of operation. Compliance may be demonstrated through calculations performed as follows: multiply the short term emission rate of 0.28 pound of PE per hour by 2,775 hours per year and divide by 2,000 pounds per ton.

- i. Emission Limitation: 4.7 pounds of SO<sub>2</sub> per hour.

Applicable Compliance Method: Compliance shall be based upon an emission factor of  $1.01S \text{ lb/mmBtu}$ , where  $S = 0.5$ , and a maximum heat input rate of 9.3 mmBtu/hr. This emission factor is specified in USEPA reference document AP-42, Fifth Edition, Compilation of Air Pollution Emission Factors, dated 10/96 Section 3.4, Table 3.4-1. If required, the permittee shall demonstrate compliance with this emission limitation through emission testing performed in accordance with Method 6 of 40 CFR Part 60 Appendix A using the methods and procedures specified in OAC rule 3745-18-04.

- j. Emission Limitation: 6.5 tons SO<sub>2</sub> per year.

Applicable Compliance Method: This emission limitation was established to reflect the potential to emit for this emissions unit at the maximum allowable 2,775 hours per rolling, 12-month period of operation. Compliance may be demonstrated through calculations performed as follows: multiply the short term emission rate of 4.7 pounds of CO per hour by 2,775 hours per year and divide by 2,000 pounds per ton.

- k. Emission Limitation: 0.69 pound VOC per hour.

Applicable Compliance Method: Compliance shall be based upon the manufacturer's test results of 0.69 pound of TOC per hour at the maximum horsepower rating of 1350. If required, the permittee shall demonstrate compliance with this emission limitation through emission testing performed in accordance with Method 25 of 40 CFR Part 60 Appendix A

Emissions Unit ID: **B001**

using the methods and procedures specified in OAC rule 3745-21-10.

1. Emission Limitation: 0.96 ton VOC per year.

Applicable Compliance Method: This emission limitation was established to reflect the potential to emit for this emissions unit at the maximum allowable 2,775 hours per rolling, 12-month period of operation. Compliance may be demonstrated through calculations performed as follows: multiply the short term emission rate of 0.69 pound of VOC per hour by 2,775 hours per year and divide by 2,000 pounds per ton.

## F. Miscellaneous Requirements

1. Pursuant to Ohio Administrative Code (OAC) rule 3745-31-03(A)(1)(p)(i), the permittee of a portable or mobile emissions unit may relocate within the State of Ohio without first obtaining a PTI providing the following criteria are met:
  - a. the portable emissions unit is equipped with the best available control technology for such portable emissions unit;
  - b. the portable emissions unit is operating pursuant to a currently effective permit to permit to install, permit to operate or registration;
  - c. the applicant has provided proper notice of intent to relocate the portable emissions unit to the Toledo Division of Environmental Services (TDOES) and the appropriate field office having jurisdiction over the new site within a minimum of thirty days prior to the scheduled relocation; and,
  - d. in the TDOES's and the appropriate field office's judgement, the proposed site is acceptable under the rule 3745-15-07 of the Administrative Code.
2. In the alternative, pursuant to OAC rule 3745-31-03(A)(1)(p)(ii), the permittee of a portable or mobile emissions unit may relocate within the State of Ohio without first obtaining a PTI providing the following criteria of OAC rule 3745-31-05(F) are met:
  - a. the portable emissions unit permittee possesses an Ohio EPA PTI, PTO or registration status;
  - b. the portable emissions unit is equipped with best available technology;
  - c. the portable emission unit owner has identified the proposed site to Ohio EPA;
  - d. Ohio EPA has determined that the portable emissions unit, at the proposed site, will have

an acceptable environmental impact;

- e. a public notice, consistent with Chapter 3745-47 of the Administrative Code, is published in the county where the proposed site is located;
- f. the owner of the proposed site has provided the portable emissions unit owner with approval or equivalent declaration that it is acceptable to the site owner to move the portable emissions unit to the proposed site; and
- g. the portable emissions unit owner has provided the Ohio EPA with fifteen days written notice of the relocation.

Any site approvals issued by the Ohio EPA, pursuant to this section, shall be valid for no longer than three years and are subject to renewal.

3. In order for the TDOES and the appropriate field office having jurisdiction over the new site to determine compliance with all of the above criteria, the owner or operator of the portable or mobile emissions unit must file a "Notice of Intent to Relocate", within the specified time frame (30 or 15 days) prior to the relocation of the emissions unit with the Toledo Division of Environmental Services (348 S. Erie St., Toledo, Ohio 43602) ) and with the appropriate field office having jurisdiction over the new site. Upon receipt of the notice, the TDOES and/or the appropriate field office having jurisdiction over the new site, will evaluate the request in accordance with the above criteria.