☒ **Synthetic Minor Determination and/or** ☐ **Netting Determination**

Permit To Install **06-07832**

## A. Source Description

P001 is a portable 500 HP diesel-fired generator that is used to provide power for portable asphalt plant operations.

## B. Facility Emissions and Attainment Status

Shelly 21.0017 is being permitted out of Perry County, which is currently in attainment for all criteria pollutants. As a portable emissions unit, this source has been assigned its own unique facility ID number. Therefore, facility emissions for this portable unit are equivalent to source emissions. When this portable emissions unit is located at a stationary source or at a source comprised of portable emission units, the permittee will be required to include the potential emissions from the portable emission units in the facility potential to emit calculations for Title V and PSD applicability.

## C. Source Emissions

The facility has requested federally enforceable limitations to limit the potential to emit of P001 to avoid Title V applicability. Hours of operation are therefore being limited to 2,205 hours as a rolling, 12-month summation in accordance with OAC rule 3745-35-07(B). Based on the rolling, 12-month hours of operation limitation, rolling, 12-month emissions limits have been established at 17.1 tons NOx, 3.8 tons CO, 1.3 tons $SO_2$, 1.3 ton PE, and 1.5 ton VOC.

## D. Conclusion

The operational restrictions, emission limits, record keeping and reporting requirements of this permit are sufficient to provide federally enforceable limitations to limit the potential to emit from this portable emissions unit. With issuance of this permit, the federally enforceable potential to emit from P001 will be 17.1 tons NOx, 3.8 tons CO, 1.3 tons $SO_2$, 1.3 ton PE, and 1.5 ton VOC.

State of Ohio Environmental Protection Agency

**RE: DRAFT PERMIT TO INSTALL** **CERTIFIED MAIL**
**PERRY COUNTY**

Street Address: Mailing Address: Lazarus Gov. Center
Lazarus Gov. Center **TELE:** (614) 644-3020 **FAX:** (614) 644-2329

**Application No:** 06-07832
**Fac ID:** 0664960035

**DATE:** 6/9/2005

Shelly Materials Inc 21.0017
Beth Mowrey
P.O. Box 266 8775 Blackbird Rd.
Thornville, OH 43076

You are hereby notified that the Ohio Environmental Protection Agency has made a draft action recommending that the Director issue a Permit to Install for the air contaminant source(s) [emissions unit(s)] shown on the enclosed draft permit. This draft action is not an authorization to begin construction or modification of your emissions unit(s). The purpose of this draft is to solicit public comments on the proposed installation. A public notice concerning the draft permit will appear in the Ohio EPA Weekly Review and the newspaper in the county where the facility will be located. Public comments will be accepted by the field office within 30 days of the date of publication in the newspaper. Any comments you have on the draft permit should be directed to the appropriate field office within the comment period. A copy of your comments should also be mailed to Robert Hodanbosi, Division of Air Pollution Control, Ohio EPA, P.O. Box 1049, Columbus, OH, 43266-0149.

A Permit to Install may be issued in proposed of final form based on the draft action, any written public comments received within 30 days of the public notice, or record of a public meeting if one is held. You will be notified in writing of a scheduled public meeting. Upon issuance of a final Permit to Install a fee of **$500** will be due. Please do not submit any payment now.

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. If you have any questions about this draft permit, please contact the field office where you submitted your application, or Mike Ahern, Field Operations & Permit Section at (614) 644-3631.

Sincerely,

Michael W. Ahern

Michael W. Ahern, Manager
Permit Issuance and Data Management Section
Division of Air Pollution Control

**CC:** **USEPA** **SEDO** **WV**

**PERRY COUNTY**

PUBLIC NOTICE
ISSUANCE OF DRAFT PERMIT TO INSTALL **06-07832** FOR AN AIR CONTAMINANT SOURCE FOR
**Shelly Materials Inc 21.0017**

On 6/9/2005 the Director of the Ohio Environmental Protection Agency issued a draft action of a Permit To Install an air contaminant source for **Shelly Materials Inc 21.0017**, located at **8775 Blackbird Rd., Thornville**, Ohio.

Installation of the air contaminant source identified below may proceed upon final issuance of Permit To Install 06-07832:

**Portable diesel fired engine 21.0017.**

Comments concerning this draft action, or a request for a public meeting, must be sent in writing to the address identified below no later than thirty (30) days from the date this notice is published. All inquiries concerning this draft action may be directed to the contact identified below.

Bruce Weinberg, Ohio EPA, Southeast District Office, 2195 Front Street, Logan, OH 43138 [(740)385-8501]

# DRAFT PERMIT TO INSTALL 06-07832

| | |
|---|---|
| Application Number: | 06-07832 |
| Facility ID: | 0664960035 |
| Permit Fee: | **To be entered upon final issuance** |
| Name of Facility: | Shelly Materials Inc 21.0017 |
| Person to Contact: | Beth Mowrey |
| Address: | P.O. Box 266 8775 Blackbird Rd.<br>Thornville, OH 43076 |

Location of proposed air contaminant source(s) [emissions unit(s)]:
**8775 Blackbird Rd.**
**Thornville, Ohio**

Description of proposed emissions unit(s):
**Portable diesel fired engine 21.0017.**

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

## 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

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 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 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 Permit To Install for the installation or modification of any other emissions unit(s) are required for any emissions unit for which a Permit To Install is required.

**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 ninety (90) days after commencing operation of the emissions unit(s) covered by this permit.

**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

| Pollutant | Tons Per Year |
|---|---|
| NOx | 17.1 |
| CO | 3.8 |
| $SO_2$ | 1.3 |
| PE | 1.3 |
| VOC | 1.5 |

**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.

| Operations, Property, and/or Equipment | Applicable Rules/Requirements |
|---|---|
| P001 - 500 HP portable diesel-fired engine | OAC rule 3745-31-02(A)(2) |
| | OAC rule 3745-17-11(B)(5)(a) |
| | OAC rule 3745-17-07(A)(1) |
| | OAC rule 3745-18-06(G) |
| | OAC rule 3745-23-06(B) |
| | OAC rule 3745-35-07(B) |

| Applicable Emissions Limitations/Control Measures | |
|---|---|
| Emissions shall not exceed: | See Section A.2.b below. |
| 1.1 pound per hour (lbs/hr) of sulfur dioxide ($SO_2$); | Visible particulate emissions shall not exceed 20% opacity as a six-minute average, except as provided by rule. |
| 15.5 lbs/hr of nitrogen oxides ($NO_x$); | Exempt. See Section A.2.c below. |
| 1.3 lb/hr of volatile organic compounds (VOC); and | See Section A.2.d below. |
| 3.4 lbs/hr of carbon monoxide (CO). | |
| The requirements of this rule also include compliance with the requirements of OAC rules 3745-35-07(B), 3745-17-11(B)(5)(a) and 3745-17-07(A). | |
| Emissions shall not exceed, as a rolling, 12-month summation:<br><br>1.3 ton $SO_2$<br>17.1 tons $NO_x$<br>1.5 ton VOC<br>3.8 tons CO<br>1.3 ton particulate emissions (PE) | |
| See Section B.2 below. | |
| Emissions shall not exceed 0.25 lb PE/million Btu of actual heat input. See Section A.2.a below. | |
| Emissions shall not exceed 0.310 lb PE/million Btu of actual heat input. | |

**2. Additional Terms and Conditions**

**2.a** The requirement to comply with this particulate emission limitation shall terminate on the date the U.S. EPA approves the 0.310 lb/million Btu actual heat input emission limitation as a revision to the Ohio SIP for particulate matter.

**2.b** This particulate emission limitation shall be effective and federally enforceable on the date the U.S. EPA approves this particulate emission limitation as a revision to the Ohio SIP for particulate matter.

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

**2.d** The permittee has satisfied the "latest available control techniques and operating practices required pursuant to OAC rule 3745-23-06(B) by committing to comply with the best available technology requirements established pursuant to OAC rule 3745-31-05(A)(3) in this permit to install.

The requirement to comply with OAC rule 3745-23-06 shall terminate on the date the U.S. EPA approves the rescission of OAC rule 3745-23-06 as a revision to the Ohio SIP for nitrogen oxide.

**B. Operational Restrictions**

**1.** The permittee shall only burn No. 2 fuel oil or diesel fuel, containing less than 0.5% sulfur by weight, in this emissions unit.

**2.** The maximum number of operating hours for emissions unit P001 shall not exceed 2,205 hours as a rolling, 12-month summation. 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(s) | Maximum Cumulative Operating Hours |
|---|---|
| 1-1 | 744 |
| 1-2 | 1,488 |
| 1-3 | 2,044 |
| 1-4 | 2,205 |
| 1-5 | 2,205 |
| 1-6 | 2,205 |

| | |
|---|---|
| 1-7 | 2,205 |
| 1-8 | 2,205 |
| 1-9 | 2,205 |
| 1-10 | 2,205 |
| 1-11 | 2,205 |
| 1-12 | 2,205 |

After the first 12 calendar months of operation following the startup of emissions unit P001, compliance with the annual operating hours limitation shall be based upon a rolling, 12-month summation of the operating hours.

## C. Monitoring and/or Record keeping Requirements

**1.** The permittee shall maintain documentation on the sulfur content of all fuels received.

**2.** 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.

**3.** The permittee shall maintain monthly records of the following information:

a. The hours of operation for P001 for each month;

b. During the first 12 calendar months of operation following the issuance of this permit, the cumulative hours of operation, calculated by adding the current month's operating hours to the operating hours for each calendar month since the issuance of this permit; and

c. Beginning after the first 12 calendar months of operation following the issuance of this permit, the rolling, 12-month summation of the hours of operation, calculated by adding the current month's operating hours to the operating hours for the preceding eleven calendar months.

## D. Reporting Requirements

**1.** The permittee shall submit deviation (excursion) reports that identify each day when a fuel other than No. 2 fuel oil or diesel fuel was burned in this emissions unit. Each report shall be submitted within 30 days after the deviation occurs.

**2.** The permittee shall submit quarterly deviation (excursion) reports which identify the following:

a. For the first 12 calendar months of operation following the issuance of this permit, all exceedances of the maximum allowable cumulative hours of operation;

b. Any exceedance of the rolling, 12-month hours of operation limitation; and

c. Any exceedance of the sulfur content fuel restriction specified in Section B.1.

These deviation (excursion) reports shall be submitted in accordance with Section A.2 of the General Terms and Conditions of this permit.

## E. Testing Requirements

**1.** Compliance with the emissions limitations in Section A.1 of these terms and conditions shall be determined in accordance with the following methods:

a. Emissions Limitation:
Emissions shall not exceed 1.1 lb/hr $SO_2$.

Applicable Compliance Method:
Compliance shall be demonstrated by multiplying the emission factor from AP-42, Table 3.3-1, 10/1996 (0.00205 lb/HP-hr) by the maximum rated capacity of P001 (500 HP).

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

b. Emissions Limitation:
Emissions shall not exceed 1.3 ton $SO_2$ as a rolling, 12-month summation.

Applicable Compliance Method:
Compliance shall be demonstrated by multiplying the hourly $SO_2$ emission rate by the total number of hours operated per rolling, 12-month period, as recorded in Section C.3.c, and dividing by 2000 lbs/ton.

c. Emissions Limitation**:**
Emissions shall not exceed 15.5 lbs/hr $NO_x$.

Applicable Compliance Method**:**
Compliance shall be demonstrated by multiplying the emissions factor from AP-42, Table 3.3-1, 10/1996 (0.031 lb/HP-hr) by the maximum rated capacity of P001 (500 HP).

If required, the permittee shall demonstrate compliance with this emission limitation in accordance with the methods and procedures specified in Methods 1-4 and 7 of 40

CFR Part 60, Appendix A.

d. Emissions Limitation:
Emissions shall not exceed 17.1 tons $NO_x$ as a rolling, 12-month summation.

Applicable Compliance Method:
Compliance shall be demonstrated by multiplying the hourly $NO_x$ emission rate by the total number of hours operated per rolling, 12-month period, as recorded in Section C.3.c, and dividing by 2000 lbs/ton.

e. Emissions Limitation:
Emissions shall not exceed 1.3 lb/hr VOC.

Applicable Compliance Method:
Compliance shall be demonstrated by multiplying the emission factor from AP-42, Table 3.3-1, 10/1996 (0.00251 lb/HP-hr) by the maximum rated capacity of P001 (500 HP).

If required, the permittee shall demonstrate compliance with this emission limitation in accordance with the methods and procedures specified in Methods 1-4 and 25A of 40 CFR Part 60, Appendix A.

f. Emissions Limitation:
Emissions shall not exceed 1.5 ton VOC as a rolling, 12-month summation.

Applicable Compliance Method:
Compliance shall be demonstrated by multiplying the hourly VOC emission rate by the total number of hours operated per rolling, 12-month period, as recorded in Section C.3.c, and dividing by 2000 lbs/ton.

g. Emissions Limitation:
Emissions shall not exceed 3.4 lbs/hr CO.

Applicable Compliance Method:
Compliance shall be demonstrated by multiplying the emissions factor from AP-42, Table 3.3-1, 10/1996 (0.00668 lb/HP-hr) by the maximum rated capacity of P001 (500 HP).

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

h. Emissions Limitation:

Emissions shall not exceed 3.8 tons CO as a rolling, 12-month summation.

Applicable Compliance Method:
Compliance shall be demonstrated by multiplying the hourly CO emission rate by the total number of hours operated per rolling, 12-month period, as recorded in Section C.3.c, and dividing by 2000 lbs/ton.

i. Emissions Limitation:
Emissions shall not exceed 0.25 lb PE/million Btu of actual heat input.

Applicable Compliance Method:
The permittee cannot demonstrate compliance with this emission limitation based upon the current emission factor contained in AP-42, Table 3.3-1 (10/96). Note that Ohio EPA has revised the emission limitation specified in OAC rule 3745-17-11(B)(5)(a) based upon the currently applicable emission factor. The revised rule was adopted by the Director of Ohio EPA in December of 1997, and it will be submitted to the U.S. EPA as a proposed revision to the Ohio SIP for particulate matter. When the SIP revision is approved by the U.S. EPA, the 0.25 lb/million Btu actual heat input emission limitation will no longer be applicable.

j. Emissions Limitation:
0.310 lb PE/million Btu of actual heat input.

Applicable Compliance Method:
Compliance shall be determined based on the emission factor of 0.31 lb/million Btu specified in AP-42, Table 3.3-1 (10/96).

k. Emissions Limitation:
Emissions shall not exceed 1.3 ton PE as a rolling 12-month summation.

Applicable Compliance Method:
Compliance shall be demonstrated by multiplying the emissions factor from AP-42, Table 3.3-1, 10/1996 (0.0022 lb/HP-hr) by the maximum rated capacity of P001 (500 HP) and then multiplying by the total number of hours operated per rolling, 12-month period, as recorded in Section C.3.c, and dividing by 2000 lbs/ton.

l. Emissions Limitation:
Visible particulate emissions shall not exceed 20% opacity as a 6-minute average, except as provided by rule.

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

**2.** Compliance with the operational restrictions in Section B of these terms and conditions shall be determined in accordance with the following methods:

a. Operational Limitation:
The permittee shall only burn No. 2 fuel oil or diesel fuel, containing less than 0.5% sulfur by weight, in this emissions unit.

Applicable Compliance Method:
Compliance shall be based on record keeping as specified in Sections C.1 and C.2 of this permit.

b. Operational Limitation:
The maximum number of operating hours for emissions unit P001 shall not exceed 2,205 hours as a rolling, 12-month summation.

Applicable Compliance Method:
Compliance shall be based on record keeping as specified in Section C.3 of this permit.

## 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 permit to install (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 PTI, permit to operate (PTO) or registration;

c. The applicant has provided proper notice of intent to relocate the portable emissions unit to the Southeast District Office (SEDO) 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 SEDO'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 Ohio EPA with fifteen days written notice of the relocation.

Any site approvals issued by 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 SEDO 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 SEDO (2195 Front Street, Logan, Ohio 43138) and the appropriate office having jurisdiction over the new site. Upon receipt of the notice, the SEDO and/or the appropriate field office having jurisdiction over the new site, will evaluate the request in accordance with the above criteria.

**4.** The permittee should be advised that when portable emission units are located at a stationary source or at a source comprised of portable emission units, potential emissions from the portable emission units are included in the facility potential to emit calculations for Title V and PSD applicability.

The permittee shall include a potential to emit analysis of facility-wide emissions (including the

portable sources) for the proposed relocation in the "Notice of Intent to Relocate".

**5.** Modeling to demonstrate compliance with Ohio EPA's "Air Toxic Policy" was not necessary because the emissions unit's maximum annual emissions for each toxic compound will be less than 1.0 ton. OAC Chapter 3745-31 requires permittees to apply for and obtain a new or modified permit

to install prior to making a "modification" as defined by OAC rule 3745-31-01. The permittee is hereby advised that changes in the composition of the materials, or use of new materials, that would cause the emissions of any pollutant that has a listed TLV to increase to above 1.0 ton per year may require the permittee to apply for and obtain a new permit to install.