



State of Ohio Environmental Protection Agency

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

**RE: FINAL PERMIT TO INSTALL MODIFICATION**

**CERTIFIED MAIL**

**MAHONING COUNTY**

**Application No: 02-20937**

**Fac ID: 0250110936**

**DATE: 3/14/2006**

Tri County Asphalt Material, Inc.  
Chuck Royer  
P.O. Box 338  
North Lima, OH 44452

|           |                              |
|-----------|------------------------------|
|           | TOXIC REVIEW                 |
|           | PSD                          |
| Y         | SYNTHETIC MINOR              |
|           | CEMS                         |
|           | MACT                         |
| Subpart I | NSPS                         |
|           | NESHAPS                      |
|           | NETTING                      |
|           | MAJOR NON-ATTAINMENT         |
|           | MODELING SUBMITTED           |
|           | GASOLINE DISPENSING FACILITY |

Enclosed Please find a modification to the Ohio EPA Permit To Install referenced above which will modify the terms and conditions.

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  
309 South Fourth Street, Room 222  
Columbus, Ohio 43215

Sincerely,

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

CC: USEPA

NEDO



FINAL ADMINISTRATIVE MODIFICATION OF PERMIT TO INSTALL 02-20937

Application Number: 02-20937

Facility ID: 0250110936

Permit Fee: **\$0**

Name of Facility: Tri County Asphalt Material, Inc.

Person to Contact: Chuck Royer

Address: P.O. Box 338  
North Lima, OH 44452

Location of proposed air contaminant source(s) [emissions unit(s)]:  
**405 Andrews Ave.  
Youngstown, Ohio**

Description of proposed emissions unit(s):  
**Admin. Mod. to correct burner tuning language.**

The above named entity is hereby granted a modification to the permit to install described above pursuant to Chapter 3745-31 of the Ohio Administrative Code. Issuance of this modification 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 source(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 included in the application, the above described source(s) of pollutants will be granted the necessary operating permits.

This permit is granted subject to the conditions attached hereto.

Ohio Environmental Protection Agency

Director

## Part I - GENERAL TERMS AND CONDITIONS

### A. State and Federally Enforceable Permit-To-Install General Terms and Conditions

#### 1. Monitoring and Related Recordkeeping 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:
  - i. The date, place (as defined in the permit), and time of sampling or measurements.
  - ii. The date(s) analyses were performed.
  - iii. The company or entity that performed the analyses.
  - iv. The analytical techniques or methods used.
  - v. The results of such analyses.
  - vi. 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:
  - i. Reports of any required monitoring and/or recordkeeping of federally enforceable information shall be submitted to the appropriate Ohio EPA District Office or local air agency.
  - ii. Quarterly written reports of (i) any deviations from federally enforceable emission limitations, operational restrictions, and control device operating parameter limitations, 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 appropriate Ohio EPA District Office or local air 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 B.9 below if no deviations occurred during the quarter.

- iii. Written reports, which identify any deviations from the federally enforceable monitoring, recordkeeping, and reporting requirements contained in this permit shall be submitted (i.e., postmarked) to the appropriate Ohio EPA District Office or local air 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.
  - iv. If this permit is for an emissions unit located at a Title V facility, then 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.

## **2. 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 appropriate Ohio EPA District Office or local air 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).

## **3. 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.

**4. 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.

**5. Severability Clause**

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.

**6. 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.

**7. 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.

**8. Federal and State Enforceability**

Only those terms and conditions designated in this permit as federally enforceable, that are required under the Act, or any 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. All other terms and conditions of this permit shall not be federally enforceable and shall be enforceable under State law only.

**9. Compliance Requirements**

- a. 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.
- b. 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:
  - i. 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.
  - ii. 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.
  - iii. Inspect at reasonable times any facilities, equipment (including monitoring and air pollution control equipment), practices, or operations regulated or required under this permit.
  - iv. 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.

- c. The permittee shall submit progress reports to the appropriate Ohio EPA District Office or local air 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:
  - i. Dates for achieving the activities, milestones, or compliance required in any schedule of compliance, and dates when such activities, milestones, or compliance were achieved.
  - ii. 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.

#### **10. Permit-To-Operate Application**

- a. If 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).
- b. If the permittee is required to apply for permit(s) pursuant to OAC Chapter 3745-35, the source(s) identified in this permit is (are) permitted to operate for a period of up to one year from the date the source(s) commenced operation. 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 source(s) covered by this permit.

#### **11. 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.

#### **12. 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.

### **13. Permit-To-Install**

A permit-to-install must be obtained pursuant to OAC Chapter 3745-31 prior to "installation" of "any air contaminant source" as defined in OAC rule 3745-31-01, or "modification", as defined in OAC rule 3745-31-01, of any emissions unit included in this permit.

## **B. State Only Enforceable Permit-To-Install General Terms and Conditions**

### **1. Compliance Requirements**

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.

### **2. 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 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 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 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 (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.)

### **3. 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.

**4. Authorization To Install or Modify**

If applicable, authorization to install or modify any new or existing 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 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.

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

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.

**6. 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.

**7. 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).

**8. Construction Compliance Certification**

If applicable, the applicant shall provide Ohio EPA with a written certification (see enclosed form if applicable) 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.

9. Additional Reporting Requirements When There Are No Deviations of Federally Enforceable Emission Limitations, Operational Restrictions, or Control Device Operating Parameter Limitations (See Section A of This Permit)

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.

### C. 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> |
|------------------|----------------------|
| PE/PM-10         | 5.3                  |
| SO <sub>2</sub>  | 8.8                  |
| NO <sub>x</sub>  | 12.0                 |
| CO               | 40.4                 |
| VOC              | 5.3                  |

**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> | <u>Applicable Emissions Limitations/Control Measures</u>   |
|---|--------------------------------------|--|
| <p>P901 - 240 TPH Stansteel asphalt batch plant including rotary dryer, hot aggregate elevator, vibrating screen, weigh hopper, aggregate storage bins, and cold aggregate elevator</p> | <p>OAC rule 3745-31-05(A)(3)</p>     | <p><u>Stack Emissions:</u></p> <p>Nitrogen oxides (NO<sub>x</sub>) emissions shall not exceed 28.8 lbs/hr.</p> <p>Sulfur Dioxide (SO<sub>2</sub>) emissions shall not exceed 21.1 lbs/hr.</p> <p>Carbon monoxide (CO) emissions shall not exceed 96 lbs/hr.</p> <p>Volatile organic compound (VOC) emissions shall not exceed 8.6 lbs/hr.</p> <p>Particulate emissions (PE) shall not exceed 0.030 gr/dscf of total exhaust gases.</p> <p>Arsenic, cadmium, chromium, and lead emissions are limited by the fuel specifications in A.2.b below.</p> <p>The requirements of this rule also include compliance with the requirements of OAC rule 3745-31-05(C).</p> <p>See sections A.2.a-m below.</p> |
| <p>The terms and conditions of this PTI supercede those for P901 only in PTI 02-8193, issued on May 25, 1994.</p>   | <p>OAC rule 3745-31-05(C)</p>        | <p><u>Stack Emissions:</u></p>   |

NOx emissions shall not exceed 12.0 tons per rolling, 12-month period.

SO<sub>2</sub> emissions shall not exceed 8.8 tons per rolling, 12-month period.

CO emissions shall not exceed 40.0 tons per rolling, 12-month period.

VOC emissions shall not exceed 3.6 tons per rolling, 12-month period.

PE shall not exceed 3.8 tons per rolling, 12-month period.

Asphalt Load-out Emissions:

Emissions from load-out operations shall not exceed 0.2 tons of CO per rolling, 12-month period, 0.1 tons of PE per rolling, 12-month period and 0.4 tons of VOC per rolling, 12-month period.

Asphalt Silo Filling Emissions:

Emissions from silo filling operations shall not exceed 0.2 tons of CO per rolling, 12-month period, 0.1 tons of PE per rolling, 12-month period and 1.3 tons of VOC per rolling, 12-month period.

Cold End Fugitive Dust Emissions:

Emissions of fugitive dust associated with the weigh hopper loading, aggregate transfer operations and sand transfer operations shall not exceed 1.3

|   |  |
|---|--|
|   | tons of PE per rolling, 12-month period.   |
| OAC rule 3745-23-06(B)  | See section A.2.l.   |
| OAC rule 3745-21-08(B)  | See section A.2.m.   |
| OAC rule 3745-17-07(A)(1)<br>OAC rule 3745-17-11(B)(1)<br>OAC rule 3745-17-07(B)<br>OAC rule 3745-17-08<br>OAC rule 3745-18-06(E)<br>40 CFR, Part 60, Subpart I | The emissions limitations specified by these rules are less stringent than the emission limitations established pursuant to OAC rule 3745-31-05(A)(3). |

**2. Additional Terms and Conditions**

- 2.a** The permittee shall ensure that the baghouse is operated with sufficient air volume to eliminate visible fugitive emissions from the rotary drum.
- 2.b** All on-spec used oil burned in this emissions unit shall meet the following specifications:

| Contaminant/Property | Allowable Specifications    |
|----------------------|-----------------------------|
| arsenic              | 5 ppm, maximum              |
| cadmium              | 2 ppm, maximum              |
| chromium             | 10 ppm, maximum             |
| lead                 | 100 ppm, maximum            |
| PCB's                | 50 ppm, maximum             |
| total halogens       | 4,000 ppm maximum           |
| mercury              | 1 ppm, maximum              |
| flash point          | 100 degrees F, minimum      |
| heat content         | 135,000 Btu/gallon, minimum |

- 2.c** Used oil containing more than 1,000 ppm total halogens is presumed to be a hazardous waste under the rebuttable presumption provided under 40 CFR 266.40(c) and OAC rule 3745-279. Therefore, the permittee may receive and burn used oil exceeding 1,000 ppm of total halogens (but less than 4,000 ppm, maximum) only if the supplier ["marketer" in 40 CFR 266.43(a)] has demonstrated to the Ohio EPA's Division of Hazardous Waste Management that the used oil does not contain any hazardous waste.
- 2.d** All number 2 and on-spec used oil burned in this emissions unit shall have a sulfur content equal to or less than 0.5%, by weight.

- 2.e** All number 4 fuel oil burned in this emissions unit shall have a sulfur content equal to or less than 0.8%, by weight.
- 2.f** Visible particulate emissions from the stack shall not exceed 20 percent opacity, as a three-minute average.
- 2.g** Best available control measures that are sufficient to minimize or eliminate visible emissions of fugitive dust (see section A.2.a).
- 2.h** No visible emissions of fugitive dust from the enclosures for the hot aggregate elevator and vibrating screens.
- 2.i** Visible emissions of fugitive dust (from areas other than the enclosures for the hot aggregate elevator and vibrating screens) shall be less than or equal to 10 percent opacity, as a three-minute average.
- 2.j** The drop height of the front end loader bucket shall be minimized to the extent possible in order to minimize or eliminate visible emissions of fugitive dust from the aggregate storage bins.
- 2.k** The aggregate loaded into the storage bins shall have a moisture content sufficient to minimize or eliminate the visible emissions of fugitive dust from conveyors and all transfer points to the dryer.
- 2.l** 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.
- 2.m** The permittee has satisfied the "best available control techniques and operating practices" required pursuant to OAC rule 3745-21-08(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.

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

**B. Operational Restrictions**

1. The pressure drop across the fabric filter shall be maintained within the range of 1 to 6 inches of water column while the emissions unit is in operation.
2. The permittee may not receive or burn any used oil which does not meet the specifications listed in A.2.b of this permit without first obtaining a permit to install that authorizes the burning of off-specification used oil. The burning of off-specification used oil is subject to OAC rules 3745-279-60 through 67.
3. The permitted has requested a federally enforceable limit on asphalt produced in order to restrict the federally enforceable potential to emit. The permittee shall not produce more than 200,000 tons per year of asphalt.
4. The permittee shall operate and maintain the fuel burner in accordance with the manufacturer's recommendations to ensure efficient combustion of the fuel(s) and to ensure compliance with the applicable emission limitations for CO and NOx.
5. The permittee may substitute reclaimed asphalt pavement (RAP) in the raw material feed mix in amounts not to exceed 50 per cent of all aggregate materials.
6. The permittee shall only burn natural gas, propane, no. 2 fuel oil, no. 4 fuel oil, and/or used oil in this emissions unit. In order to use a fuel on an ongoing basis, the permittee shall complete the emissions testing for that fuel per section E.1.a.

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

1. The permittee shall receive a chemical analysis with each shipment of on-spec used oil from the supplier. The analysis shall identify the name and address of the supplier, the supplier's U.S. EPA's identification number, and the following information:
  - a. date of shipment or delivery;
  - b. quantity of on-spec used oil received;
  - c. the Btu value of the on-spec used oil;
  - d. the flash point of the on-spec used oil;
  - e. the arsenic content, in ppm;
  - f. the cadmium content, in ppm;
  - g. the chromium content, in ppm;
  - h. the lead content, in ppm;
  - i. the PCB content, in ppm;
  - j. the total halogen content, in ppm; and
  - k. the mercury content, in ppm.

Each analysis shall be kept in a readily accessible location for at least 5 years and shall be made available to the Director (the Northeast District Office of Ohio EPA) upon

verbal or written request. The Director or any authorized representative of the Director may require or may conduct periodic, detailed chemical analyses through an independent laboratory of any used oil shipment received by this facility, of any used oil stored at this facility, or of any used oil sampled at the dryer.

2. The permittee shall properly operate and maintain equipment to monitor the pressure drop across the baghouse while the emissions unit is in operation. The monitoring equipment shall be installed, calibrated, operated, and maintained in accordance with the manufacturer's recommendations, instructions, and operating manual(s). The permittee shall record the pressure drop across the baghouse on daily basis.
3. The permittee shall maintain monthly records of the following information:
  - a. the total asphalt production for each month;
  - b. the total asphalt produced for each fuel type for each month;
  - c. the rolling, 12-month summation of the total asphalt production and the asphalt production by fuel type; and
  - d. the maximum percentage of RAP used for any mix.
4. For each shipment of number 2 fuel oil, number 4 fuel oil and on-spec used oil received for burning in this emissions unit, the permittee shall maintain records of the total quantity of oil received and the permittees or oil supplier's analyses for sulfur content and heat content.
5. The permittee shall perform daily visible emission checks, when the emissions unit is in operation and when the weather conditions allow, for any abnormal (above the allowable) visible particulate emissions from the baghouse serving this emissions unit. If abnormal visible particulate emissions are observed, the permittee shall note the following in the operation log:
  - a. the color of the visible emissions;
  - b. the cause of the visible emissions;
  - c. the total duration of the visible emission incident; and
  - d. corrective actions taken to correct the excess visible particulate emissions.
6. The permittee shall perform daily visible emission checks, when the emissions unit is in operation and when the weather conditions allow, for any visible emissions of fugitive dust from the hot aggregate elevator, vibrating screens, weigh hopper, the aggregate storage bins, the rotary drum and cold aggregate elevator/conveyor serving this emissions unit. If visible emissions are observed, the permittee shall note the following in the operation log:
  - a. the location and color of the visible emissions;
  - b. the cause of the visible particulate emissions;
  - c. the total duration of any visible emissions incident; and
  - d. any corrective actions taken to minimize or eliminate the visible emissions.

7. While performing each burner tuning, the permittee shall record the results of the burner tuning using the *Burner Tuning Reporting Form from Asphalt Concrete Plants* from (as found in there F.2). An alternate form may be used upon approval of the Northeast District Office of Ohio EPA.

#### D. Reporting Requirements

1. The permittee shall submit quarterly pressure drop deviation (excursion) reports that identify all periods of time during which the pressure drop across the baghouse did not comply with the allowable range specified above. These reports are due by the dates described in Part I - General Terms and Condition of this permit under section (A)(2).
2. The permittee shall submit quarterly deviation (excursion) reports that identify all exceedances of the rolling 12-month asphalt production limitations. These reports are due by the dates described in Part I - General Terms and Conditions of this permit under section (A)(2).
3. The permittee shall submit quarterly deviation (excursion) reports that identify all exceedances of the RAP limitation specified above. These reports are due by the dates described in Part I - General Terms and Condition of this permit under section (A)(2).
4. The permittee shall submit quarterly deviation (excursion) reports that identify all exceedances of the rolling, 12-month total PE, SO<sub>2</sub>, NO<sub>x</sub>, VOC and CO emission limitations. These reports are due by the dates described in Part I - General Terms and Conditions of this permit under section (A)(2).
5. The permittee shall notify the U.S. EPA and the Ohio EPA if any of the used oil exceeds the onspec used oil specifications found in OAC rule 3745-279-11. If the permittee is burning used oil which exceeds the specifications found in OAC rule 3745-279-11, the permittee is subject to that rule and must comply with all provisions of that rule. The required notification shall be submitted within 30 days of the date in which the exceedance occurred.
6. The permittee shall submit quarterly deviation (excursion) reports that identify all exceedances of the sulfur content limit specified above. These reports are due by the dates described in Part I - General Terms and Condition of this permit under section (A)(2).
7. The permittee shall submit semiannual written deviation (excursion) reports that (a) identify all days during which any abnormal (above the allowable) visible particulate emissions were observed from the stack serving this emissions unit, and (b) describe any corrective actions taken to eliminate the abnormal visible particulate emissions. These reports shall be submitted to the Northeast District Office of Ohio EPA by January 31 and July 31 of each year and shall cover the previous 6-month period.

8. The permittee shall submit semiannual written deviation (excursion) reports that (a) identify all days during which any visible fugitive particulate emissions were observed from the hot aggregate elevator, vibrating screens, weigh hopper, the aggregate storage bins, and cold aggregate elevator/conveyor serving this emissions unit, and (b) describe any corrective actions taken to eliminate the visible particulate emissions. These reports shall be submitted to the Northeast District Office of Ohio EPA by January 31 and July 31 of each year and shall cover the previous 6-month period.
9. The permittee shall submit a copy of the *Burner Tuning Reporting Form for Asphalt Concrete Plants* form to the appropriate Ohio EPA district office or local air agency to summarize the results of each burner turning procedure. These reports shall be submitted to the Ohio EPA district office or local air agency by January 31 of each year and shall cover the previous calendar year.

#### E. Testing Requirements

1. Compliance with the emission limitations specified in section A.1. of these terms and conditions shall be determined in accordance with the following methods:

- 1.a Emission Limitations:

NO<sub>x</sub> emissions shall not exceed 28.8 lbs/hr.

SO<sub>2</sub> emissions shall not exceed 21.1 lbs/hr.

CO emissions shall not exceed 96 lbs/hr.

VOC emissions shall not exceed 8.6 lbs/hr.

PE shall not exceed 0.030 gr/dscf of total exhaust gases.

Applicable Compliance Method:

The permittee shall conduct, or have conducted, emission testing for this emissions unit in accordance with the following requirements:

- i. The emission testing shall be conducted within 60 days after achieving the maximum production rate for the primary fuel but no later than 120 days after initial startup of the emissions unit. Emissions testing for secondary fuels shall be conducted within 60 days after the switch to the secondary fuel.
- ii. The emission testing shall be conducted to demonstrate compliance with the allowable mass emission rates for PE, VOC, CO, NO<sub>x</sub> and SO<sub>2</sub>.
- iii. The following test method(s) shall be employed to demonstrate compliance with the allowable mass emission rate(s) for:

For PE, Methods 1-5 of 40 CFR Part 60, Appendix A.

For NO<sub>x</sub>, Methods 1-4 and 7 or 7E of 40 CFR Part 60, Appendix A.

For SO<sub>2</sub>, Methods 1-4 and 6 or 6C of 40 CFR Part 60, Appendix A

For CO, Methods 1-4 and 10 of 40 CFR Part 60, Appendix A  
For VOC, Methods 1-4 and 25 and/or 18 of 40 CFR Part 60, Appendix A

The VOC pounds per hour emission rate observed during the emissions test shall be calculated in accordance with OAC 3745-21-10(C)(7) where the average molecular weight of the VOC emissions equals 16. i.e., the VOC as carbon emission rate observed during testing shall be converted to the appropriate units by multiplying the VOC as carbon emission rate observed during testing by 16 and dividing by 12.

Alternative U.S. EPA approved test methods may be used with prior approval from the Ohio EPA.

- iv. The test(s) shall be conducted while this emissions unit is operating at or near its maximum capacity and burning natural gas, number 2 fuel oil, number 4 fuel oil or on-spec used oil for PE, VOC, CO, NO<sub>x</sub> and SO<sub>2</sub> and employing RAP to verify VOC emissions, unless otherwise specified or approved by the Northeast District Office of Ohio EPA.

Not later than 30 days prior to the proposed test date(s), the permittee shall submit an "Intent to Test" notification to the Ohio EPA District Office or local air agency. The "Intent to Test" notification shall describe in detail the proposed test methods and procedures, the emissions unit operating parameters, the time(s) and date(s) of the test(s), and the person(s) who will be conducting the test(s). Failure to submit such notification for review and approval prior to the test(s) may result in the Northeast District Office of Ohio EPA's refusal to accept the results of the emission test(s).

Personnel from the Northeast District Office of Ohio EPA shall be permitted to witness the test(s), examine the testing equipment, and acquire data and information necessary to ensure that the operation of the emissions unit and the testing procedures provide a valid characterization of the emissions from the emissions unit and/or the performance of the control equipment.

A comprehensive written report on the results of the emissions test(s) shall be signed by the person or persons responsible for the tests and submitted to the Northeast District Office of Ohio EPA within 30 days following completion of the test(s). The permittee may request additional time for the submittal of the written report, where warranted, with prior approval from the Northeast District Office of Ohio EPA.

- 1.b Emissions Limitation:  
PE emissions shall not exceed 3.8 tons per rolling, 12-month period.

Applicable Compliance Method:

Compliance with the annual emissions limitation shall be determined by multiplying the observed emission rate from the most recent emissions testing, in pounds of PE per ton of asphalt produced, by the actual rolling, 12 month summation of asphalt produced, in tons per rolling, 12-month period (as derived from the records required by term and condition C.3 above), and dividing by 2000.

1.c Emission Limitation:

VOC emissions shall not exceed 3.6 tons per rolling, 12-month period.

Applicable Compliance Method:

Compliance with the annual emissions limitation shall be determined by multiplying the observed emission rate from the most recent emissions testing, in pounds of VOC per ton of asphalt produced, by the actual rolling, 12 month summation of asphalt produced, in tons per rolling, 12-month period (as derived from the records required by term and condition C.3 above), and dividing by 2000.

1.d Emission Limitation:

CO emissions shall not exceed 40 tons per rolling, 12-month period.

Applicable Compliance Method:

Compliance with the annual emissions limitation shall be determined by multiplying the observed emission rate from the most recent emissions testing, in pounds of CO per ton of asphalt produced, by the actual rolling, 12 month summation of asphalt produced, in tons per rolling, 12-month period (as derived from the records required by term and condition C.3 above), and dividing by 2000.

1.e Emission Limitation:

SO<sub>2</sub> emissions shall not exceed 8.8 tons per rolling, 12-month period.

Applicable Compliance Method:

Compliance with the annual emissions limitation shall be determined by multiplying the observed emission rate from the most recent emissions testing, in pounds of SO<sub>2</sub> per ton of asphalt produced, by the actual rolling, 12 month summation of asphalt produced, in tons per rolling, 12-month period (as derived from the records required by term and condition C.3 above), and dividing by 2000.

1.f Emission Limitation:

NO<sub>x</sub> emissions shall not exceed 3.8 tons per rolling, 12-month period.

Applicable Compliance Method:

Compliance with the annual emissions limitation shall be determined by multiplying the observed emission rate from the most recent emissions testing, in pounds of NO<sub>x</sub> per ton of asphalt produced, by the actual rolling, 12 month summation of asphalt produced,

in tons per rolling, 12-month period (as derived from the records required by term and condition C.3 above), and dividing by 2000.

1.g Emission Limitation:

Visible particulate emissions from the stack shall not exceed 20 percent opacity, as a three-minute average.

Applicable Compliance Method:

Compliance shall be determined using Method 9 as set forth in 40 CFR, Part 60, Appendix A, as such appendix existed on July 1, 2002 and the modifications listed in paragraphs (B)(3)(a) and (B)(3)(b) of OAC rule 3745-17-03.

1.h Emission Limitation:

No visible emissions of fugitive dust from the enclosures for the hot aggregate elevator, vibrating screens, the rotary drum and weigh hopper.

Applicable Compliance Method:

Compliance with the limitations on visible emissions of fugitive dust found in section A.1 of this permit shall be demonstrated by the monitoring and record keeping in section C.6. If required, compliance shall be determined in accordance with Test Method 22 as set forth in "Appendix on Test Methods" in 40 CFR, Part 60, Standards of Performance for New Stationary Sources, as such Appendix existed on July 1, 2002, and the modifications listed in paragraphs (B)(4)(a) through (B)(4)(d) of OAC rule 3745-17-03.

1.i Emission Limitation:

Visible emissions of fugitive dust (from areas other than the enclosures for the hot aggregate elevator, vibrating screens, the rotary drum and weigh hopper) shall be less than or equal to 10 percent opacity, as a three-minute average.

Applicable Compliance Method:

Compliance shall be determined in accordance with Test Method 9 as set forth in "Appendix on Test Methods" in 40 CFR, Part 60 ("Standards of Performance for New Stationary Sources"), as such Appendix existed on July 1, 2002, and the modifications listed in paragraphs (B)(3)(a) and (B)(3)(b) of OAC rule 3745-17-03.

1.j Emissions Limitation:

Fugitive PE emissions from the cold end shall not exceed 1.3 tons per rolling, 12-month period. (AP-42 5th Edition, Table 11.12-2(10/01) and 11.1.2.5 (12/00))

Applicable Compliance Method:

Compliance with the annual emissions limitation shall be assumed based upon the following worst case calculations:

Fugitives emissions from the cold end are calculated as follows:

Weigh hopper loading:

200,000 tons of material/year X 0.0051 lb PE/ton of material = 1,020 lbs of PE/yr

Aggregate transfer:

200,000 tons of aggregate/year X 0.0069 lb PE/ton of aggregate = 1,380 lbs of PE/yr

Sand transfer:

80,000 tons of sand/year X 0.0021 lb PE/ton of sand = 168 lbs of PE/yr

The sum of the above is 2,568 lbs of PE/yr X 1 ton/2000 pounds = 1.3 tons of PE

1.k Emission Limitation:

Fugitives emissions from the hot end (hot mix asphalt (HMA) load-out and silo filling) are calculated as follows:

Asphalt plant silo filling and plant load-out emissions from AP-42, Table 11.1-14 dated 3/2004

Known:

V = -0.5 Asphalt volatility factor (default) T = 325 HMA mix temp (F) (default)

For silo filling, 1.4% of TOC is not VOC AP-42 Table 11.1-16 dated 3/2004

For plant load-out, 7.3% of TOC is not VOC AP-42 Table 11.1-16 dated 3/2004

| Activity     | Pollutant | Predictive Emission Factor Equation, lb/ton                    |
|--------------|-----------|--|
| Silo filling | PE        | $EF=0.000332+0.00105(-V)e^{((0.0251)(T+460)-20.43)}$           |
| Load-out     | PE        | $EF=0.000181+0.00141(-V)e^{((0.0251)(T+460)-20.43)}$           |
| Silo filling | VOC       | $EF= [0.0504(-V)e^{((0.0251)(T+460)-20.43)}] \times (1-0.014)$ |
| Load-out     | VOC       | $EF= [0.0172(-V)e^{((0.0251)(T+460)-20.43)}] \times (1-0.073)$ |
| Silo filling | CO        | $EF=0.00488(-V)e^{((0.0251)(T+460)-20.43)}$                    |
| Load-out     | CO        | $EF=0.00558(-V)e^{((0.0251)(T+460)-20.43)}$                    |

Based on the above information, the emission factors and emissions are as follows:

| Activity     | Pollutant | lb/ton                  | tons/yr (at 200,000 tons/yr production) |
|--------------|-----------|-------------------------|---|
| Silo filling | PE        | 5.86 x 10 <sup>-4</sup> | 0.1                                     |
| Load-out     | PE        | 5.22 x 10 <sup>-4</sup> | 0.1                                     |
| Silo filling | VOC       | 1.20 x 10 <sup>-2</sup> | 1.3                                     |
| Load-out     | VOC       | 3.86 x 10 <sup>-3</sup> | 0.4                                     |
| Silo filling | CO        | 1.18 x 10 <sup>-3</sup> | 0.2                                     |
| Load-out     | CO        | 1.35 x 10 <sup>-3</sup> | 0.2                                     |

2. Burner Tuning

a. Introduction

The permittee is required to conduct periodic turning of the asphalt plant burner. The purpose of this tuning is to ensure that the burner is adjusted properly so that air pollution emissions remain in compliance with allowable emissions rates and are minimized.

b. Qualifications for Burner Tuning

Technicians who conduct the burner tuning must be qualified to perform the expected tasks. The permittee is required to provide training to the technicians who perform the burner tuning procedure. Technicians who are qualified shall, at a minimum, have passed manufacturer's training concerning burner tuning, or have been trained by someone who has completed the manufacturer's training concerning burner tuning.

c. Portable Monitor Requirements

The permittee shall properly operate and maintain portable device(s) to monitor the concentration of NO<sub>x</sub>, O<sub>2</sub> and CO in the stack exhaust gases from this emissions unit. The monitor(s) shall be capable of measuring the expected concentrations of the measured gases. The monitoring equipment shall be calibrated, operated and maintained in accordance with the manufacturer's recommendations, instructions, and operating manual(s). The permittee shall maintain records of each portable monitoring device's calibration.

d. Burner Tuning Procedure

The first steps concerning burner tuning involve setting the pollutant baseline levels (concentrations) utilizing the portable monitor. These baselines shall be set during the initial U.S. EPA approved emissions testing that demonstrated the emissions unit was in compliance with all applicable emissions limitations as described in term E.1.a. The baselines shall be determined for NO<sub>x</sub> and CO. Sampling should measure the exhaust gas values exiting the baghouse. The duration of each sample shall follow the portable monitor manufacture's recommendations. Record these values on the Burner Tuning Reporting Form for Asphalt Concrete Plants form (as found in Section F.2) in the "Recent Stack Test Basis Values" column.

Once the pollutant baseline levels are set, the burner shall be next tuned based on the frequency described in Section E.2.e. The general procedure for tuning the burner involves the following steps:

- i. Review the plant operations to ensure the plant is operating normally.
- ii. Confirm that the portable monitor is calibrated per the manufacture's specifications.
- iii. Using the calibrated monitor and the monitor manufacturer's recommended sampling duration, measure the stack exhaust gas values for NOx and CO. These measurements shall be taken at the same location as the location where the baseline samples were taken. Record the values in the "Pre Tuning" results column on the Burner Tuning Reporting Form for Asphalt Concrete Plants form.
- iv. Compare the measured stack exhaust gas values with the pollutant baseline values. If all of the measured stack exhaust gas values are equal to or less than 115 percent of the pollutant baseline values, then it is not necessary to tune the burner. Go on to Section v. below.

The permittee shall have the burners tuned within two calendar weeks of any measured stack exhaust values greater than 115 percent of the baseline values. Make any necessary adjustments and repairs. Repeat Sections iii. and iv. until the measured stack exhaust gas values are equal to or less than 115 percent of the pollutant baseline values.

- v. Once all of the measured stack exhaust gas values are within the 115 per cent of the pollutant baseline values, record the measured stack exhaust gas values in the "Post Tuning" results column on the Burner Tuning Reporting Form for Asphalt Concrete Plants form.
  - vi. By January 31st of each year, submit a copy of all Burner Tuning Reporting Form for Asphalt Concrete Plants forms produced during the past calendar year to the Ohio EPA District Office or local air agency responsible for the permitting of the facility.
- e. Burner Tuning Frequency

The permittee shall conduct the burner tuning procedure within 20 production days after commencement of the production season in the State of Ohio. The permittee shall conduct another burner tuning procedure within 10 production days before or after June 1st of each year and within 10 production days before or after September 1st of each year. For purposes of this permit, the production season is defined as the time period between the date the first ton of asphalt is produced and the date that the last ton of asphalt is produced during the same calendar year. A burner tuning is not required if the production season ends prior to the associated tuning due date.

In addition to the burner tuning procedure required above, the permittee shall conduct the burner tuning procedure within 20 production days from the date the facility switches to a fuel that is different than the fuel burned during the initial emissions tests that establish the pollutant baseline levels or the fuel burned during the most recent burner tuning procedure, whichever is later.

## F. Miscellaneous Requirements

1. The following source is subject to the applicable provision of the New Source Performance Standards (NSPS) as promulgated by the United States Environmental Protection Agency, 40 CFR, Part 60.

| Source Number | Source Description       | NSPS Regulation (Subpart) |
|---------------|--------------------------|---------------------------|
| P901          | 240 ton/hr asphalt plant | Subpart I                 |

The application and enforcement of these standards are delegated to the Ohio EPA. The requirements of 40 CFR, Part 60 are also federally enforceable.

Pursuant to the NSPS, the source owner/operator is hereby advised of the requirement to report the following at the appropriate times:

1. Construction date (no later than 30 days after such date);
2. Actual start-up date (within 15 days after such date); and
3. Date of performance testing (If required, at least 30 days prior to testing).

Reports are to be sent to the Northeast District Office of Ohio EPA.

2. Modeling to demonstrate compliance with the Ohio EPA's "Air Toxic Policy" was not necessary because the increase in emissions due to the modification(s) to the emissions unit was less than 1 ton per year of each toxic pollutant that has a listed Threshold Limit Value (TLV), as documented in the most current version of the American Conference of Governmental Industrial Hygienists' (ACGIH's) handbook entitled "TLVs and BEIs" ("Threshold Limit Values for Chemical Substances and Physical Agents, Biological Exposure Indices").
3. The following terms and conditions of this permit are federally enforceable: all except F.2.
4. Burner Tuning Form (see next page)

**Tri County Asphalt Material, Inc.**  
**PTI Application: 02-20937**  
**Modification Issued: 3/14/2006**

**Facility ID: 025011093**  
**Emissions Unit ID: P901**

| BURNER TUNING REPORTING FORM FOR ASPHALT CONCRETE PLANTS |  |
|--|--|
| Facility ID:   | Tuning Date:   |
| Legal Name:  | Other Company Name (if different than legal name):               |
| Mailing Address:   | Other Company Site Address: (if different than mailing address): |
| City, State, Zip Code:                                   | Other Company City, County, Zip Code:                            |
| Site Contact Person:                                     | Site Contact Telephone Number:                                   |
| Site Contact Title:                                      | Site Contact Fax Number:   |
| Name of company performing tuning:                       | Name of company performing emission monitoring:                  |
| Type of plant (ie: batch, drum mix, etc.):               | Calibration date for analyzers:                                  |

Reason for Tuning:  Season Initial Tuning  June Tuning  September Tuning  Fuel Switch  Other (describe)

---

Fuel employed during tuning:  Natural Gas  #2 Fuel Oil  #4 Fuel Oil  Used Oil  Other (describe)

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**Tuning Results:**

| Parameter  | Recent Stack Test Pollutant Baseline Levels <sup>1</sup> | Results    |                          |
|--|--|------------|--------------------------|
|  |  | Pre Tuning | Post Tuning <sup>3</sup> |
| Fuel flow to the burner (gallon/hr) (for fuel oil and on-spec used oil)                    |  |            |                          |
| Fuel pressure (psi)  |  |            |                          |
| For burners that require compressed air for proper operation, pressure at the burner (psi) |  |            |                          |
| Carbon Monoxide (CO) concentrations (ppm) <sup>2</sup>                                     |  |            |                          |
| NOx concentrations (ppm) <sup>2</sup>  |  |            |                          |
| Oxygen concentrations (%) <sup>2</sup>   |  |            |                          |
| Asphalt Production (tons/hr)   |  |            |                          |

<sup>1</sup>These values are based on the results of the most recent Ohio EPA approved emissions test.

<sup>2</sup> Specify whether on a dry or wet basis.

<sup>3</sup> If the burner did not require adjusting, please record N/A in the post tuning column.

Describe in detail a list of adjustments and/or repairs made to bring the operating parameters into conformance with the manufacturers specifications. Use additional paper if necessary.

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**Tri County Asphalt Material, Inc.**

**PTI Application: 02-20937**

**Modification Issued: 3/14/2006**

**Facility ID: 025011093**

**Emissions Unit ID: P901**

Authorized Signature: This signature shall constitute personal affirmation that all statements or assertions of fact made in this form are true and complete, comply fully with applicable state requirements, and shall subject the signatory to liability under applicable state laws forbidding false or misleading statements.

|                                      |                                     |
|--------------------------------------|-------------------------------------|
| Name of Official (Printed or Typed): | Title of Official and Phone Number: |
| Signature of Official:               | Date:                               |