

Permitting & Enforcement Committee Meeting - March 13, 2007
Lazarus Government Center
Ohio EPA
7th Floor conference room

Attendees: Co-Chairs - Jim Orlemann (CO), Jim Braun (Cleveland)
Minutes - Ed Fasko (NEDO)
- Mike Ahern, Mike Hopkins, Cheryl Suttman, Abdur Rahim, Jennifer Hunter, (CO), Jim Carney, (OCAPP), Mike Riggleman, Todd Scarborough, (CDO), Jeff Canan, Heather Kawecki, (RAPCA), Mark Budge, (NWDO), Sara Harter, Laura Stalder, (SEDO), Laura Miracle, (Akron), Joslyn Summers, (Toledo), Cindy Charles, (Portsmouth)

1. **Enforcement issues** - Jim Orlemann did an overhead projector presentation, once again DAPC has crossed \$1 million mark in penalties, 50 referrals to AGO. The goal was to resolve 90 cases and 50 with F & O's. The actual total cases resolved was 110; 40 with F& O's. 107 new cases last year, backlog down to 79; this is the lowest since '89. Compliance % was at 96.7 for HPF's, the goal is 95%. Partial role agencies contributed to the resolution of cases. Jim is working on the negotiations for County Wide settlement. AGO staffing is up to where it should be, should see more action in 2007. Jim will send his presentation to the air unit managers and directors at the locals. There were emission reductions from the settlements. These reductions can be credited in the SIP if the control project is undertaken after the baseline date.

Action Item: Continue work on EAR's, work with AG on resolving cases.

2. **Title V permits and issuance update** - Mike Ahern showed us a work up of the revised Title V application for the STARS II program. This is the most recent version with the comments from the DO/LAA's incorporated. In addition to the facility profile, which includes a description of operations at the facility; the application lists each significant emissions unit as in the past and employs a matrix for rule requirements. It also allows for flow diagrams in PDF format. The three sections are general information, the significant EU section and the rule requirements section. The rule requirements will include the applicability for the significant units as well as the insignificant EU determination. Rather than the final quality check that is presently used in the submittal of applications, there will be on screen quality checks. Mike will be soliciting additional comments when Central Office invites STARShip users and permit writers to review application.

For the month of February, 5 draft Title V renewal actions were issued, 5 PPP, 3 PP, 4 final. Central Office is processing PTO's and issuing registration status permits. Mike is concerned that there are 26 FESOP applications that have not been issued draft yet. There is a problem with the accuracy of the PTO backlog as it relates to STARdust. At some time during the issuance of the last 108 final state PTO's the function in STARdust which indicates the action had been migrated to STARS stopped working. This gave them a false number of the PTO backlog.

Action Item: DO/LAA's to keep working on TV renewals, initial Title V's and FESOP's as well as PTO's.

3. **New Source Review** - Mike Hopkins stated the governor's office has hired a person to address

permitting issues in the state. Although we have made improvements with the PPEC resulting in the PBR, general permits, etc., air permits will be looked at for process improvement possibilities. Not sure where the attention will be focused; TV, PTI, PTO backlog. The BAT revised guidance promised by Andrew will be delayed. Andrew Hall is out for at least a week. He broke a collarbone when he was hit by a car while riding his bicycle. New projects of concern are the BAARD energy project in Wellsville, and the Warren Steel restart. (Old CSC plant)

Portable concrete crushers and NSPS. This is on Mike's list to review the memo. Recently, in NEDO, there was an issue regarding actual NOx emissions from a lime kiln in reporting correct emission inventory data. It was suggested to address the accuracy of Nox emissions data from kilns without a short term limit or BAT requirements, stack testing might be requested to establish accurate emissions inventory reporting.

Action Item: Andrew has to get better and get back to work....Mike has to put aside a half hour to review the crusher IOC.

4. **Permit Issuance and Data Management** - Mike Ahern is concerned about the description of the projects being entered in PTI 2K. These descriptions are transferred directly to the letter the director signs for the PTI and for the public notice. The initial entry that is not complete can be changed up till task 12 for a direct PTI and at the FAR stage for a PTI that goes draft. There is a three line limit, so please get an accurate description in the proper field prior to the PTI going down to Central Office.

Mike also indicated the new short Compliance Certification form is on the web. (see March 7, 2007 e-mail from Jennifer Hunter) The reminder letters for compliance certification have gone out as well as the reminder letters for the fee emission reports. Remember the condensibles must be reported for emission inventory, but the facility will only be billed for the front half of the particulate. (see February 27, 2007 e-mail from Elisa Thomas).

5. STARS2 update - Linda Ours talked about roles and the workflow issue. It is clear that different offices handle the work assignments differently. However, there must be a name associated with the tasks so that things can move forward. Adam Ward talked about the assignments by geographical areas as being the simplest way to load the system. Both Linda and Adam agreed that the supervisors at the offices would be able to change the task assignments at any time, as workload and tasks can constantly change. A list of the roles and example assignment sheet was handed out; Adam will be leading this project, and will E mail the list to the offices. Get back to him ASAP regarding the assignments. The rebuild team will be seeking industry comments in the future; training is being planned.

6. Excess Emission Reports (EER) and MACT requirements - Todd Brown told the group that sources adding Continuous Emissions Monitors (CEM's) to comply with MACT also need to comply with the quarterly EER requirements that we have to fulfill for Region V. The MACT may say semi-annual, but our work agreement with Region V says quarterly. Region V has told us that we can request quarterly reports. The information needed to complete the EER's is the same as the MACT requirement, and thereby could be rolled into the quarterly EER's that are being sent to Todd now. Right now, Todd is the only one who certifies each CEM. Apparently, the whole thing is a permit language issue, a federal requirement and a MACT requirement. Cheryl Suttman has already put quarterly language into the Boiler MACT terms. Mike Hopkins is to take a look at this issue.

7. **Engineering Guide update -**

- #5 - Finalized -Update needs to be put on the web
 - #6 - PTI for Coal to oil conversion - Cleveland - Mike Hopkins to review
 - #7 - Inclusion of weight of water in PWR - NWDO - adding Jim O's comments
 - #9 - PTI/PTO Determinations for grain dryers - NWDO - adding Jim O's comments
 - #10 - Stone processing - Toledo - signed 11/13 - Update not on web yet
 - #11 - Table I of 17-11 - Cleveland - No comments received - Jim O. working on sign-off finalization
 - #12 - GDF guidance - NEDO - Jim O. working
 - #13,14,15 - Minor changes - Jim Orlemann will post a review date on the guides. It was also discovered that incorrect versions were posted on the web and Jim O. is working with Mike Van Matre to get the correct version posted.
 - #16 - Conditions for requiring additional source compliance tests - NWDO - in progress
 - #17 - Boiler operational rate for compliance tests - RAPCA - signed 11/13 - Update not on web
 - #18 - SO2 compliance determination for boilers - Toledo - No changes - Jim O.to review
 - #19 - Coke plants - PM rule applicability -HAMCO - HAMCO not at meeting
 - #20 - VE limits, determination for stack sources - Akron - Address stack issue only - no progress
 - #23 - Significant figures for TSP emission limitations - SEDO - No progress
 - #44 - Portable Plants - Mike Hopkins and Central Office to respond to NEDO's questions
 - # 53 - Open Burning Standards - Central Office - Hearing upcoming
 - #74 - Classification of PM - Central Office - No progress
- New guides
- #27 - Determination of Heat input during a boiler stack test - RAPCA
 - #24 - Application of Fugitive Dust Requirements to Affected Facilities - Toledo
 - #25 - Determination of source numbers and Permit fees for fugitive dust sources - Cleveland
 - #26 - Inclusion of weight of water in the weight of "refuse" charged for incinerators.- NEDO

8. **Terms and conditions and Policy distribution -**

Jennifer Hunter talked about the navigation of the library of terms that is being worked on. The plan is to link it to the new STARS. It will be a tree structure of the terms based on the rules. It may be out as soon as summer. Cheryl is working on the boiler templates. Jenny announced the interested party package for PTIO rules has been sent out. Chapter 35 will be gone and all the applicable rules will be in Chapter 31. All the quarterly reports are to go to annual for the PTIO. The effective date for the new rule is planned for the implementation of the new STARS.

P & E and permit call notes are up 11/14/06 and 10/19/06 respectively on the web

9. **CETA update** - USEPA is auditing the enforcement programs of DAPC, Wastewater, and RCRA. They will probably be doing a file review and the DO/LAA's may have to send the files to the Central Office. They also may visit a district office. Jim Orlemann believes we are doing more stack testing than what is showing up in CETA. We need to get the credit for the work we do . USEPA will be concerned with any items that are less than the national average.

Action Item : Everybody has to update CETA, especially with the stack tests.

10. **Stack Testing** - No update

11. **New items and parking lot -**

The DAPC Web Applications page is accessed by Ohio EPA Central Office and District Offices through:<http://dapcnet/>

LAAs who are not on the DAPC intranet need to use the following link:

<http://dapcnet.epa.state.oh.us/>

Next meeting is May 8, 2007