



STATE OF IDAHO
DEPARTMENT OF
ENVIRONMENTAL QUALITY

1410 North Hillton • Boise, Idaho 83706 • (208) 373-0502
www.deq.idaho.gov

C.L. "Butch" Otter, Governor
John H. Tippetts, Director

February 10, 2016

Patrick Clark, Environmental Advisor
Jack B Parson Companies 00140
2350 S 1900 W Suite 100
Ogden, UT 84401

RE: Facility ID No.777-00140, Jack B Parson Companies 00140, Portable
Final Permit Letter

Dear Mr. Clark:

The Department of Environmental Quality (DEQ) is issuing Permit to Construct (PTC) No. P-2008.0072 PROJ 61616 to Jack B Parson Companies 00140 for adding natural gas and propane as allowable fuel for the drum dryer. This PTC is issued in accordance with IDAPA 58.01.01.200 through 228 (Rules for the Control of Air Pollution in Idaho) and is based on the certified information provided in your PTC application received on October 22, 2015.

This permit is effective immediately and replaces PTC No. P-2008.0072, issued on November 10, 2008. This permit does not release Jack B Parson Companies 00140 from compliance with all other applicable federal, state, or local laws, regulations, permits, or ordinances.

In order to fully understand the compliance requirements of this permit, DEQ highly recommends that you schedule a meeting with Rick Elkins, Air Quality Analyst, at (208) 236-6061 to review and discuss the terms and conditions of this permit. Should you choose to schedule this meeting, DEQ recommends that the following representatives attend the meeting: your facility's plant manager, responsible official, environmental contact, and any other staff responsible for day-to-day compliance with permit conditions.

Pursuant to IDAPA 58.01.23, you, as well as any other entity, may have the right to appeal this final agency action within 35 days of the date of this decision. However, prior to filing a petition for a contested case, I encourage you to contact Shawnee Chen at (208) 373-0502 or Shawnee.chen@deq.idaho.gov to address any questions or concerns you may have with the enclosed permit.

Sincerely,

A handwritten signature in black ink that reads "Mike Simon". The signature is written in a cursive style.

Mike Simon
Stationary Source Program Manager
Air Quality Division

MS\SYC

Permit No. P-2008.0072 PROJ 61616

Enclosures

Air Quality
PERMIT TO CONSTRUCT

Permittee Jack B. Parson Companies
Permit Number P-2008.0072
Project ID 61616
Facility ID 777-00140
Facility Location Portable

Permit Authority

This permit (a) is issued according to the "Rules for the Control of Air Pollution in Idaho" (Rules), IDAPA 58.01.01.200-228; (b) pertains only to emissions of air contaminants regulated by the State of Idaho and to the sources specifically allowed to be constructed or modified by this permit; (c) has been granted on the basis of design information presented with the application; (d) does not affect the title of the premises upon which the equipment is to be located; (e) does not release the permittee from any liability for any loss due to damage to person or property caused by, resulting from, or arising out of the design, installation, maintenance, or operation of the proposed equipment; (f) does not release the permittee from compliance with other applicable federal, state, tribal, or local laws, regulations, or ordinances; and (g) in no manner implies or suggests that the Idaho Department of Environmental Quality (DEQ) or its officers, agents, or employees assume any liability, directly or indirectly, for any loss due to damage to person or property caused by, resulting from, or arising out of design, installation, maintenance, or operation of the proposed equipment. Changes in design, equipment, or operations may be considered a modification subject to DEQ review in accordance with IDAPA 58.01.01.200-228.

Date Issued February 10, 2016



Shawnee Chen, P.E., Permit Writer



Mike Simon, Stationary Source Manager

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List of Acronyms, Units, and Chemical Nomenclature

acfm	actual cubic feet per minute
AFS	AIRS Facility Subsystem
AIRS	Aerometric Information Retrieval System
AQCR	Air Quality Control Region
ASTM	American Society for Testing and Materials
BACT	Best Available Control Technology
Btu	British thermal unit
CAA	Clean Air Act
CFR	Code of Federal Regulations
CO	carbon monoxide
DEQ	Department of Environmental Quality
dscf	dry standard cubic feet
EPA	U.S. Environmental Protection Agency
gpm	gallons per minute
gr	grain (1 lb = 7,000 grains)
HAP	hazardous air pollutant
hp	horsepower
IDAPA	a numbering designation for all administrative rules in Idaho promulgated in accordance with the Idaho Administrative Procedures Act
km	kilometer
lb/hr	pounds per hour
m	meter(s)
MACT	Maximum Achievable Control Technology
MMBtu	million British thermal units
NESHAP	Nation Emission Standards for Hazardous Air Pollutants
NO ₂	nitrogen dioxide
NO _x	nitrogen oxides
NSPS	New Source Performance Standards
PM	particulate matter
PM ₁₀	particulate matter with an aerodynamic diameter less than or equal to a nominal 10 micrometers
ppm	parts per million
PSD	Prevention of Significant Deterioration
PTC	permit to construct
PTE	potential to emit
scf	standard cubic feet
SIC	Standard Industrial Classification
SIP	State Implementation Plan
SM	synthetic minor
SO ₂	sulfur dioxide
SO _x	sulfur oxides
TAP	toxic air pollutant
T/yr	tons per year
µg/m ³	micrograms per cubic meter
UTM	Universal Transverse Mercator
VOC	volatile organic compound

1. PERMIT SCOPE

Purpose

- 1.1 This is a revised permit to construct (PTC) for allowing natural gas and propane be used for the drum dryer. [2/10/2016]
- 1.2 Those permit conditions that have been modified or revised by this permitting action are identified by the permit issue date citation located directly under the permit condition and on the right-hand margin.
- 1.3 This PTC replaces Permit to Construct No. P-2008.0072, issued on November 10, 2008. [2/10/2016]

Regulated Sources

Table 1.1 lists all sources of regulated emissions in this permit.

Table 1.1 SUMMARY OF REGULATED SOURCES

Permit Section	Source Description	Emissions Control
3	Hot-Mix asphalt plant dryer, Cedarapids drum mix, 450-T/hr capacity	Standard Havens baghouse, Model: Alpha Mark III

2. FACILITY-WIDE CONDITIONS

Fugitive Emissions

2.1 Reasonable Control of Fugitive Emissions

All reasonable precautions shall be taken to prevent PM from becoming airborne as required in IDAPA 58.01.01.651. In determining what is reasonable, consideration will be given to factors such as the proximity of dust-emitting operations to human habitations and/or activities and atmospheric conditions that might affect the movement of PM. Some of the reasonable precautions include, but are not limited to, the following:

- Use, where practical, of water or chemicals for control of dust in the demolition of existing buildings or structures, construction operations, the grading of roads, or the clearing of lands.
- Application, where practical, of asphalt, oil, water or suitable chemicals to, or covering of, dirt roads, material stockpiles, and other surfaces which can create dust.
- Installation and use, where practical, of hoods, fans, and fabric filters or equivalent systems to enclose and vent the handling of dusty materials. Adequate containment methods should be employed during sandblasting or other operations.
- Covering, where practical, of open-bodied trucks transporting materials likely to give rise to airborne dusts.
- Paving or roadways and their maintenance in a clean condition, where practical.
- Prompt removal of earth or other stored material from streets, where practical.

2.2 Reasonable Control Measures

The permittee shall monitor and record the periodic method(s) used to reasonably control emissions from this facility during operation. The record shall include the type of control used (e.g., water, environmentally safe chemical dust suppressants, etc.), as well as the circumstances under which no controls are used.

Visible Emissions

- 2.3 No person shall discharge any air pollutant to the atmosphere from any point of emission for a period or periods aggregating more than three minutes in any 60-minute period which is greater than 20% opacity as determined by procedures contained in IDAPA 58.01.01.625. These provisions shall not apply when the presence of uncombined water, NO_x, and/or chlorine gas is the only reason(s) for the failure of the emissions to comply with the requirements of this section.
- 2.4 Unless specified elsewhere in this permit, the permittee shall conduct a quarterly facility-wide inspection of potential sources of visible emissions during daylight hours and under normal operating conditions. The inspection shall consist of a see/no see evaluation for each potential source. If any visible emissions are present from a point of emission, the permittee shall either take appropriate corrective action as expeditiously as practicable or perform a Method 9 opacity test in accordance with the procedures outlined in IDAPA 58.01.01.625. A minimum of 30 observations shall be recorded when conducting the opacity test. If opacity is greater than 20% for a period or periods aggregating more than three minutes in any 60-minute period, the permittee shall take all necessary corrective actions and report the exceedance in accordance with IDAPA 58.01.01.130-136. The permittee shall maintain records of the results of each

visible emission inspection and each opacity test when conducted. The records shall include, at a minimum, the date and results of each inspection and test, and a description of the following: The permittee's assessment of the conditions existing at the time visible emissions are present (if observed), any corrective action taken in response to the visible emissions, and the date corrective action was taken.

Excess Emissions

- 2.5 The permittee shall comply with the procedures and requirements of IDAPA 58.01.01.130-136 for excess emissions due to startup, shutdown, scheduled maintenance, safety measures, upsets, and breakdowns.

Monitoring and Recordkeeping

- 2.6 The permittee shall maintain sufficient recordkeeping to assure compliance with all of the terms and conditions of this operating permit. Records of monitoring information shall include, but not be limited to the following: (a) the date, place, and times of sampling or measurements; (b) the date analyses were performed; (c) the company or entity that performed the analyses; (d) the analytical techniques or methods used; (e) the results of such analyses; and (f) the operating conditions existing at the time of sampling or measurement. All monitoring records and support information shall be retained for a period of at least five years from the date of the monitoring sample, measurement, report, or application. Supporting information includes, but is not limited to, all calibration and maintenance records, all original strip-chart recordings for continuous monitoring instrumentation, and copies of all reports required by this permit. All records required to be maintained by this permit shall be made available in either hard copy or electronic format to Department representatives upon request.

Reports and Certifications

2.7 Relocation

All existing portable equipment shall be registered. At least 10 days prior to relocation of any equipment covered by this permit, the permittee shall submit a scaled plot plan and, in accordance with IDAPA 58.01.01.500, a complete Portable Equipment Registration and Relocation Form (available from the Department website at http://www.deq.idaho.gov/media/576773-ptc_relocation.pdf) to the following address:

Air Quality - PERF Processing
Idaho Department of Environmental Quality
1410 N. Hilton
Boise, ID 83706-1255

[2/10/2016]

Sulfur Content

- 2.8 No person shall sell, distribute, use, or make available for use any fuel oil containing more than the following percentages of sulfur:
- ASTM Grade 1 fuel oil - 0.3% by weight.
 - ASTM Grade 2 fuel oil - 0.5% by weight.
 - Residual fuel oil (ASTM Grade 4, 5, and 6) – 1.75% by weight.

2.9 The permittee shall maintain documentation of supplier verification of fuel oil sulfur content on an as-received basis.

Air Stagnation Advisory Days

2.10 The permittee shall comply with the Air Pollution Emergency Rules in IDAPA 58.01.01.550 through 562.

3. HOT- MIX ASPHALT DRYER

The permittee shall comply with the following source-wide conditions when the hot-mix asphalt facility is operated anywhere (nonattainment, attainment, or unclassifiable areas) within the state of Idaho.

3.1 Process Description

This is a hot-mix asphalt plant for asphalt production and soil remediation.

3.2 Control Description

Particulate matter point source emissions from the dryer are controlled by a baghouse. Fugitive emissions are controlled by best management practices.

Emissions Limits

3.3 Asphalt Dryer Emission Limits

The PM emissions from the hot-mix asphalt dryer stack shall not exceed 0.04 gr/dscf (NSPS limit), nor shall PM₁₀, CO, NO_x, and SO₂ emissions from the hot-mix asphalt dryer stack exceed any corresponding emission rate limit listed in Section 5 of the permit.

3.4 Other Particulate Matter Emission Limits –NSPS

Gases from systems for screening, handling, storing, and weighing hot aggregate that emanate from a stack, vent, or other functionally equivalent opening shall not contain PM emissions in excess of 0.04 gr/dscf.

Operating Requirements

3.5 Facility Production Limits

The production rate of the hot-mix asphalt plant shall not exceed a maximum of 7,080 tons per calendar day, or 936,000 tons per consecutive 12-month period, whether located alone or in combination with the rock crushing plant.

[2/10/2016]

3.6 Non-Attainment Area Production Limits

- The production rate of the hot-mix asphalt plant shall not exceed a maximum of 3,195 tons per consecutive 24-hour period (T/day) when co-located with the rock crushing plant in any PM₁₀ non-attainment area or proposed PM₁₀ non-attainment area.
- The production rate of the hot-mix asphalt plant shall not exceed a maximum of 6,194 tons per consecutive 24-hour period (T/day) when located alone in any PM₁₀ non-attainment area or proposed PM₁₀ non-attainment area.

3.7 Dryer Burner Fuel Limits

The burner fuel shall be residual fuel (ASTM Grade 4, 5, or 6), distillate fuel (ASTM Grade 1 or 2), used oil, natural gas, or propane.

[2/10/2016]

3.8 Monitoring Equipment

The permittee shall install, calibrate, maintain, and operate, in accordance with manufacturer specifications, equipment to continuously measure the pressure differential across the baghouse.

3.9 Operations and Maintenance Manual Requirements

By January 10, 2009, the permittee shall have developed an O&M manual for the air pollution control device which describes the procedures that will be followed to comply with General Provision 8.2 and the baghouse requirements contained in this permit. The manual shall remain onsite at all times and shall be made available to DEQ representatives upon request.

3.10 Pressure Drop Across Air Pollution Control Device

The pressure drop across the baghouse shall be maintained within manufacturer and O&M manual specifications. Documentation of both the manufacturer and O&M manual operating pressure drop specifications shall remain onsite at all times and shall be made available to DEQ representatives upon request.

3.11 Used Oil Specifications

The concentrations/parameters of contaminants in any used-oil fuel or used oil-contaminated soil or aggregate shall not exceed the following levels, as defined in 40 CFR 279.11:

Arsenic	5 ppm by weight
Cadmium	2 ppm by weight
Chromium	10 ppm by weight
Lead	100 ppm by weight
Total halogens	1,000 ppm by weight

3.12 Used Oil Sulfur Content

The sulfur content of the used oil shall not exceed 0.66% by weight.

3.13 Reserved

3.14 Performance Testing Requirements

By November 11, 2020, a performance test shall be conducted on the hot mix asphalt dryer stack under worst-case normal operating conditions in accordance with IDAPA 58.01.01.157, General Provisions 8.7, 8.8 and 8.9 of this permit. The performance test shall be conducted to demonstrate compliance with the applicable PM standards defined in 40 CFR 60.92 and the PM₁₀ emissions rate limit listed in Permit Condition 3.3. The PM/PM₁₀ performance test must include condensible particulate matter (Method 202). The following shall be monitored and recorded during the performance tests:

- the hourly asphalt production rate expressed as tons per hour, once every 15 minutes
- The recycled asphalt pavement usage in tons per hour, once every 15 minutes,
- burner fuel type (i.e., distillate fuel oil, used oil, natural gas, or propane)

- amount of used oil-contaminated soil and aggregate remediated
- gasoline concentration, in mg/kg, of used oil-contaminated soil and aggregate remediated
- burner fuel flow rate (i.e., gallons per hour)
- fuel oil sulfur content (i.e., percent by weight)
- The pressure drop across the baghouse, recorded once every 15 minutes, and
- the visible emissions observed during the performance tests

The permittee shall conduct performance tests at a frequency of no less than once every five years in order to demonstrate compliance with the 0.04 gr/dscf of PM emissions limit, PM₁₀ emissions limit in Permit Condition 3.3, and the 20% opacity emissions limits of Permit Condition 2.3, Visible Emissions.

[2/10/2016]

3.15 Reserved

3.16 Performance Test Methods – NSPS

The permittee shall comply with the applicable requirements of 40 CFR 60, Subpart I – Standards of Performance for Hot Mix Asphalt Facilities and Subpart A – General Provisions.

- In accordance with 40 CFR 60.93(b) and 60.11(b), the permittee shall determine compliance with the particulate matter standards in Permit Condition 3.3 as follows:
 - EPA Reference Method 5 shall be used to determine the particulate matter concentration. The sampling time and sample volume for each run shall be at least 60 minutes and 0.90 dscm (31.8 dscf).
 - EPA Reference Method 9 and the procedures in 40 CFR 60.11 shall be used to determine opacity.
- In accordance with 40 CFR 60.93(a), in conducting performance tests the permittee shall use as reference methods and procedures the test methods in 40 CFR 60 Appendix A.

3.17 Reserved

Monitoring and Recordkeeping Requirements

3.18 Operating Parameters

The following parameters shall be monitored and recorded:

- Pressure drop across the baghouse on a daily basis
- Hot-mix asphalt production in tons per day and tons per month

3.19 Analysis of Used Oil Fuel

The permittee shall demonstrate compliance with Permit Conditions 3.11, and 3.12 by performing analyses or obtaining copies of analyses or other information for each used oil delivery documenting that the used oil fuel meets the specifications.

Reporting Requirements

3.20 Performance Test Reporting

Performance test reports shall include records of the monitoring required by Permit Condition 3.19 and documentation that the performance test was conducted in accordance with Permit Conditions 3.16.

Performance test reports shall be submitted by the permittee to the following address:

Air Quality Permit Compliance
Pocatello Regional Office
Department of Environmental Quality
444 Hospital Way, #300
Pocatello, ID 83201

Phone: (208) 236-6160

Fax: (208) 236-6168

[2/10/2016]

4. PERMIT REQUIREMENTS FOR REMEDIATING PETROLEUM-CONTAMINATED SOILS AND AGGREGATES

The permittee shall comply with Permit Conditions 3.1 through 3.20 and the following permit requirements whenever the hot-mix asphalt facility remediates petroleum-contaminated soils and aggregates for subsequent hot-mix asphalt production.

Operating Requirements

4.1 Petroleum-Contaminated Soil and Aggregate Throughput Limit

The maximum amount of petroleum-contaminated soil and aggregate to be remediated by the hot-mix asphalt facility shall not exceed 87,000 tons per any consecutive 12-month period.

The maximum amount of used oil-contaminated soil and aggregate to be remediated shall not exceed 4,800 tons per any consecutive 24-hour period. The permittee shall comply with the hot mix asphalt production limitations specified in Permit Condition 3.6 while operating in a PM₁₀ non-attainment area.

All remediated materials shall be used in conjunction with the production of asphalt.

4.2 Gasoline Concentration

The gasoline concentration in any petroleum-contaminated soil and aggregate to be remediated shall not exceed 5,000 mg/kg.

4.3 Used Oil-Contaminated Soil and Aggregate

The permittee shall not remediate used oil-contaminated soil or aggregate material that is a RCRA hazardous waste.

Monitoring and Recordkeeping Requirements

4.4 Petroleum Contaminated Soil and Aggregate

The permittee shall monitor and record the amount of petroleum-contaminated soil and aggregate remediated by this hot-mix asphalt facility on a monthly and annual basis to demonstrate compliance with Permit Condition 4.1. The throughput shall be recorded as tons per month, and tons per any consecutive 12-month period (T/yr).

4.5 Used Oil Contaminated Soil and Aggregate

The permittee shall monitor and record the amount of used oil-contaminated soil and aggregate remediated by this hot-mix asphalt facility on daily, monthly, and annual bases in units of tons per day, tons per month, and tons per any consecutive 12-month period (T/yr).

4.6 Gasoline Concentration and Used Oil Contaminant Monitoring

All petroleum product and used oil-contaminated soil and aggregate to be remediated by this hot-mix asphalt facility shall be analyzed by an independent laboratory to demonstrate compliance with Permit Conditions 3.11 and 4.2.

5. FACILITY EMISSION RATE LIMITS SUMMARY

Table 5.1 provides the emission rate limits for the sources in this permit.

Table 5.1 EMISSION RATE LIMITS

Emissions Limits ^a – Hourly (lb/hr) and Annual (T/yr) ^b								
Source Description	PM ₁₀ ^c		CO		NO _x		SO ₂	
	lb/hr	T/yr	lb/hr	T/yr	lb/hr	T/yr	lb/hr	T/yr
Asphalt Dryer	6.7	6.9	16.2	16.9	33.7	35.1	88.2	91.8

^a Compliance determined by a pollutant-specific U.S. EPA reference method, Department-approved alternative, or as determined by the Department's emissions estimation methods used in this permit analysis.

^b Compliance with annual limits determined by multiplying the actual or allowable (if actual is not available) pound-per-hour emission rate by the allowable hours per year that the process(es) may operate(s), or by actual annual production rates.

^c PM₁₀ limits include condensables.

6. FACILITY EMISSION INVENTORY

Table 6.1 provides a summary of the emission inventory for criteria air pollutants based on the potential to emit when collocated with the J.K. Merrill & Sons, Inc. portable rock crushing plant, Permit by Rule issued May 19, 2004. Any limitations imposed by this permit are included in calculating potential to emit. This table is for informational purposes only.

Table 6.1 FACILITY EMISSIONS INVENTORY

Source	PM ₁₀ ^c	SO ₂	CO	NO _x	VOC
	T/yr	T/yr	T/yr	T/yr	T/yr
Asphalt dryer	6.9	91.8	16.9	35.1	NA
Rock crushers	46.0				
Generator	0.8	7.2	11.6	44.4	NA
Total	53.7	99.0	18.5	79.5	

^a As determined by a pollutant-specific EPA reference method, a Department-approved alternative, or as determined by the Department's emissions estimation methods used in this permit analysis.

^b As determined by multiplying the actual or allowable (if actual is not available) pound-per-hour emission rate by the allowable hours per year that the process(es) may operate(s), or by actual annual production rates.

^c Includes condensables.

7. GENERATOR ENGINE AND 40 CFR 63 SUBPART ZZZZ

40 CFR 63, Subpart ZZZZ—National Emissions Standards For Hazardous Air Pollutants For Stationary Reciprocating Internal Combustion Engines

- 7.1 The requirements of 40 CFR 63 Subpart ZZZZ will become applicable to the engine(s) if the engine(s) does not qualify as a nonroad engine.

In accordance with 40 CFR 1068.30, nonroad engine means:

(1) Except as discussed in paragraph (2) of this definition, a nonroad engine is an internal combustion engine that meets any of the following criteria:

(i) It is (or will be) used in or on a piece of equipment that is self-propelled or serves a dual purpose by both propelling itself and performing another function (such as garden tractors, off-highway mobile cranes and bulldozers).

(ii) It is (or will be) used in or on a piece of equipment that is intended to be propelled while performing its function (such as lawnmowers and string trimmers).

(iii) By itself or in or on a piece of equipment, it is portable or transportable, meaning designed to be and capable of being carried or moved from one location to another. Indicia of transportability include, but are not limited to, wheels, skids, carrying handles, dolly, trailer, or platform.

(2) An internal combustion engine is not a nonroad engine if it meets any of the following criteria:

(i) The engine is used to propel a motor vehicle, an aircraft, or equipment used solely for competition.

(ii) The engine is regulated under 40 CFR part 60, (or otherwise regulated by a federal New Source Performance Standard promulgated under section 111 of the Clean Air Act (42 U.S.C. 7411)).

(iii) The engine otherwise included in paragraph (1)(iii) of this definition remains or will remain at a location for more than 12 consecutive months or a shorter period of time for an engine located at a seasonal source. A location is any single site at a building, structure, facility, or installation. Any engine (or engines) that replaces an engine at a location and that is intended to perform the same or similar function as the engine replaced will be included in calculating the consecutive time period. An engine located at a seasonal source is an engine that remains at a seasonal source during the full annual operating period of the seasonal source. A seasonal source is a stationary source that remains in a single location on a permanent basis (i.e., at least two years) and that operates at that single location approximately three months (or more) each year. See 40 CFR 1068.31 for provisions that apply if the engine is removed from the location.

[2/10/2016]

- 7.2 The permittee shall notify DEQ within 30 days when the engine(s) become applicable to 40 CFR 63 Subpart ZZZZ. The notification shall be sent to the following address:

Department of Environmental Quality
Pocatello Regional Office
444 Hospital Way, #300
Pocatello, ID 83201

[2/10/2016]

8. GENERAL PROVISIONS

General Compliance

8.1 The permittee has a continuing duty to comply with all terms and conditions of this permit. All emissions authorized herein shall be consistent with the terms and conditions of this permit and the "Rules for the Control of Air Pollution in Idaho." The emissions of any pollutant in excess of the limitations specified herein, or noncompliance with any other condition or limitation contained in this permit, shall constitute a violation of this permit, the "Rules for the Control of Air Pollution in Idaho," and the Environmental Protection and Health Act (Idaho Code §39-101, et seq.)

[Idaho Code §39-101, et seq.]

8.2 The permittee shall at all times (except as provided in the "Rules for the Control of Air Pollution in Idaho") maintain in good working order and operate as efficiently as practicable all treatment or control facilities or systems installed or used to achieve compliance with the terms and conditions of this permit and other applicable Idaho laws for the control of air pollution.

[IDAPA 58.01.01.211, 5/1/94]

8.3 Nothing in this permit is intended to relieve or exempt the permittee from the responsibility to comply with all applicable local, state, or federal statutes, rules, and regulations.

[IDAPA 58.01.01.212.01, 5/1/94]

Inspection and Entry

8.4 Upon presentation of credentials, the permittee shall allow DEQ or an authorized representative of DEQ to do the following:

- Enter upon the permittee's premises where an emissions source is located, emissions-related activity is conducted, or where records are kept under conditions of this permit;
- Have access to and copy, at reasonable times, any records that are kept under the conditions of this permit;
- Inspect at reasonable times any facilities, equipment (including monitoring and air pollution control equipment), practices, or operations regulated or required under this permit; and
- As authorized by the Idaho Environmental Protection and Health Act, sample or monitor, at reasonable times, substances or parameters for the purpose of determining or ensuring compliance with this permit or applicable requirements.

[Idaho Code §39-108]

Construction and Operation Notification

8.5 This permit shall expire if construction has not begun within two years of its issue date, or if construction is suspended for one year.

[IDAPA 58.01.01.211.02, 5/1/94]

8.6 The permittee shall furnish DEQ written notifications as follows:

- A notification of the date of initiation of construction, within five working days after occurrence; except in the case where pre-permit construction approval has been granted then notification shall be made within five working days after occurrence or within five working days after permit issuance whichever is later;
- A notification of the date of any suspension of construction, if such suspension lasts for one year or more;
- A notification of the anticipated date of initial start-up of the stationary source or facility not more than sixty days or less than thirty days prior to such date; and

- A notification of the actual date of initial start-up of the stationary source or facility within fifteen days after such date; and
- A notification of the initial date of achieving the maximum production rate, within five working days after occurrence - production rate and date.

[IDAPA 58.01.01.211.03, 5/1/94]

Performance Testing

- 8.7 If performance testing (air emissions source test) is required by this permit, the permittee shall provide notice of intent to test to DEQ at least 15 days prior to the scheduled test date or shorter time period as approved by DEQ. DEQ may, at its option, have an observer present at any emissions tests conducted on a source. DEQ requests that such testing not be performed on weekends or state holidays.
- 8.8 All performance testing shall be conducted in accordance with the procedures in IDAPA 58.01.01.157. Without prior DEQ approval, any alternative testing is conducted solely at the permittee's risk. If the permittee fails to obtain prior written approval by DEQ for any testing deviations, DEQ may determine that the testing does not satisfy the testing requirements. Therefore, at least 30 days prior to conducting any performance test, the permittee is encouraged to submit a performance test protocol to DEQ for approval. The written protocol shall include a description of the test method(s) to be used, an explanation of any or unusual circumstances regarding the proposed test, and the proposed test schedule for conducting and reporting the test.
- 8.9 Within 60 days following the date in which a performance test required by this permit is concluded, the permittee shall submit to DEQ a performance test report. The written report shall include a description of the process, identification of the test method(s) used, equipment used, all process operating data collected during the test period, and test results, as well as raw test data and associated documentation, including any approved test protocol.

[IDAPA 58.01.01.157, 4/5/00 and 4/11/15]

Monitoring and Recordkeeping

- 8.10 The permittee shall maintain sufficient records to ensure compliance with all of the terms and conditions of this permit. Monitoring records shall include, but not be limited to, the following: (a) the date, place, and times of sampling or measurements; (b) the date analyses were performed; (c) the company or entity that performed the analyses; (d) the analytical techniques or methods used; (e) the results of such analyses; and (f) the operating conditions existing at the time of sampling or measurement. All monitoring records and support information shall be retained for a period of at least five years from the date of the monitoring sample, measurement, report, or application. Supporting information includes, but is not limited to, all calibration and maintenance records, all original strip-chart recordings for continuous monitoring instrumentation, and copies of all reports required by this permit. All records required to be maintained by this permit shall be made available in either hard copy or electronic format to DEQ representatives upon request.

[IDAPA 58.01.01.211, 5/1/94]

Excess Emissions

- 8.11 The permittee shall comply with the procedures and requirements of IDAPA 58.01.01.130–136 for excess emissions due to start-up, shut-down, scheduled maintenance, safety measures, upsets, and breakdowns.

[IDAPA 58.01.01.130–136, 4/5/00]

Certification

- 8.12 All documents submitted to DEQ—including, but not limited to, records, monitoring data, supporting information, requests for confidential treatment, testing reports, or compliance certification—shall contain a certification by a responsible official. The certification shall state that, based on information and belief formed after reasonable inquiry, the statements and information in the document(s) are true, accurate, and complete.

[IDAPA 58.01.01.123, 5/1/94]

False Statements

- 8.13 No person shall knowingly make any false statement, representation, or certification in any form, notice, or report required under this permit or any applicable rule or order in force pursuant thereto.

[IDAPA 58.01.01.125, 3/23/98]

Tampering

- 8.14 No person shall knowingly render inaccurate any monitoring device or method required under this permit or any applicable rule or order in force pursuant thereto.

[IDAPA 58.01.01.126, 3/23/98]

Transferability

- 8.15 This permit is transferable in accordance with procedures listed in IDAPA 58.01.01.209.06.

[IDAPA 58.01.01.209.06, 4/11/06]

Severability

- 8.16 The provisions of this permit are severable, and if any provision of this permit to any circumstance is held invalid, the application of such provision to other circumstances, and the remainder of this permit, shall not be affected thereby.

[IDAPA 58.01.01.211, 5/1/94]