



COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF ENVIRONMENTAL PROTECTION
AIR QUALITY PROGRAM

STATE ONLY OPERATING PERMIT

Issue Date: May 18, 2006

Effective Date: May 18, 2006

Expiration Date: May 18, 2011

In accordance with the provisions of the Air Pollution Control Act, the Act of January 8, 1960, P.L. 2119, as amended, and 25 Pa. Code Chapter 127, the Owner, [and Operator if noted] (hereinafter referred to as permittee) identified below is authorized by the Department of Environmental Protection (Department) to operate the air emission source(s) more fully described in this permit. This Facility is subject to all terms and conditions specified in this permit. Nothing in this permit relieves the permittee from its obligations to comply with all applicable Federal, State and Local laws and regulations.

The regulatory or statutory authority for each permit condition is set forth in brackets. All terms and conditions in this permit are federally enforceable unless otherwise designated.

State Only Permit No: 04-00721

Synthetic Minor

Federal Tax Id - Plant Code: 35-2197695-1

Owner Information

Name: BEAVER VALLEY ASPHALT CORP

Mailing Address: 6010 WOODLAWN RD
ALIQUIPPA, PA 15001-2461

Plant Information

Plant: BEAVER VALLEY ASPHALT CORP / ALIQUIPPA PLT

Location: 04 Beaver County 04001 Aliquippa (D) City
SIC Code:

Responsible Official

Name: CHARLES J BETTERS II

Title: PRESIDENT

Phone: (724) 312 - 9400

Permit Contact Person

Name: CHARLES J BETTERS II

Title: PRESIDENT

Phone: (724) 312 - 9400

[Signature] _____

Mark A WAYNER, SOUTHWEST REGION AIR PROGRAM MANAGER



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101	ASPHALT PLANT		
C101	CYCLONE		
C102	BAG HOUSE		

PERMIT MAPS

**SECTION B. General State Only Requirements**

#001 [25 Pa. Code § 121.1]

Definitions.

Words and terms that are not otherwise defined in this permit shall have the meanings set forth in Section 3 of the Air Pollution Control Act (35 P.S. § 4003) and in 25 Pa. Code § 121.1.

#002 [25 Pa. Code § 127.446]

Operating Permit Duration.

- (a) This operating permit is issued for a fixed term of five (5) years and shall expire on the date specified on Page 1 of this permit.
- (b) The terms and conditions of the expired permit shall automatically continue pending issuance of a new operating permit, provided the permittee has submitted a timely and complete application and paid applicable fees required under 25 Pa. Code Chapter 127, Subchapter I and the Department is unable, through no fault of the permittee, to issue or deny a new permit before the expiration of the previous permit.

#003 [25 Pa. Code §§ 127.412, 127.413, 127.414, 127.446 & 127.703(b)&(c)]

Permit Renewal.

- (a) The permittee shall submit a timely and complete application for renewal of the operating permit to the appropriate Regional Air Program Manager. The application for renewal of the operating permit shall be submitted at least six (6) months and not more than 18 months before the expiration date of this permit.
- (b) The application for permit renewal shall include the current permit number, a description of any permit revisions that occurred during the permit term, and any applicable requirements that were promulgated and not incorporated into the permit during the permit term. An application is complete if it contains sufficient information to begin processing the application, has the applicable sections completed and has been signed by a responsible official.
- (c) The permittee shall submit with the renewal application a fee for the processing of the application and an additional annual administrative fee as specified in 25 Pa. Code § 127.703(b) and (c). The fees shall be made payable to "The Commonwealth of Pennsylvania - Clean Air Fund" and shall be for the amount specified in the following schedule specified in 25 Pa. Code § 127.703(b) and (c).
- (1) Three hundred dollars for applications filed during the 2000-2004 calendar years.
- (2) Three hundred seventy-five dollars for applications filed for the calendar years beginning in 2005.
- (d) The renewal application shall also include submission of proof that the local municipality and county, in which the facility is located, have been notified in accordance with 25 Pa. Code § 127.413.
- (e) The application for renewal of the operating permit shall also include submission of supplemental compliance review forms in accordance with the requirements of 25 Pa. Code § 127.412(b) and § 127.412(j).
- (f) The permittee, upon becoming aware that any relevant facts were omitted or incorrect information was submitted in the permit application, shall promptly submit such supplementary facts or corrected information as necessary to address any requirements that become applicable to the source after the permittee submits a complete application, but prior to the date the Department takes action on the permit application.

#004 [25 Pa. Code § 127.703]

Operating Permit Fees under Subchapter I.

- (a) The permittee shall pay fees according to the following schedule specified in 25 Pa. Code § 127.703(b):
- (1) Three hundred dollars for applications filed during the 2000-2004 calendar years.

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(2) Three hundred seventy-five dollars for applications filed for the calendar years beginning in 2005.

This fee schedule shall apply to the processing of an application for an operating permit as well as the extension, modification, revision, renewal, and re-issuance of each operating permit or part thereof.

(b) The permittee shall pay an annual operating permit administrative fee according to the fee schedule established in 25 Pa. Code § 127.703(c).

(1) Two hundred fifty dollars for applications filed during the 1995-1999 calendar years.

(2) Three hundred dollars for applications filed during the 2000-2004 calendar years.

(3) Three hundred seventy-five dollars for applications filed during the years beginning in 2005.

(c) The applicable fees shall be made payable to "The Commonwealth of Pennsylvania - Clean Air Fund".

#005 [25 Pa. Code §§ 127.450 (a)(4) and 127.464]

Transfer of Operating Permits.

(a) This operating permit may not be transferred to another person, except in cases of transfer-of-ownership that are documented and approved by the Department.

(b) In accordance with 25 Pa. Code § 127.450(a)(4), a change in ownership of the source shall be treated as an administrative amendment if the Department determines that no other change in the permit is required and a written agreement has been submitted to the Department identifying the specific date of the transfer of permit responsibility, coverage and liability between the current and the new permittee and a compliance review form has been submitted to, and the permit transfer has been approved by, the Department.

(c) This operating permit is valid only for those specific sources and the specific source locations described in this permit.

#006 [25 Pa. Code § 127.441 and 35 P.S. § 4008]

Inspection and Entry.

(a) Upon presentation of credentials and other documents as may be required by law, the permittee shall allow the Department or authorized representatives of the Department to perform the following:

(1) Enter at reasonable times upon the permittee's premises where a source is located or emissions related activity is conducted, or where records are kept under the conditions of this permit;

(2) Have access to and copy, at reasonable times, any records that are kept under the conditions of this permit;

(3) Inspect at reasonable times, any facilities, equipment including monitoring and air pollution control equipment, practices, or operations regulated or required under this permit;

(4) Sample or monitor, at reasonable times, any substances or parameters, for the purpose of assuring compliance with the permit or applicable requirements as authorized by the Clean Air Act, the Air Pollution Control Act, or the regulations promulgated under the Acts.

(b) Pursuant to 35 P.S. § 4008, no person shall hinder, obstruct, prevent or interfere with the Department or its personnel in the performance of any duty authorized under the Air Pollution Control Act or regulations adopted thereunder including denying the Department access to a source at this facility. Refusal of entry or access may constitute grounds for permit revocation and assessment of criminal and/or civil penalties.

(c) Nothing in this permit condition shall limit the ability of the EPA to inspect or enter the premises of the permittee in accordance with Section 114 or other applicable provisions of the Clean Air Act.

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#007 [25 Pa. Code §§ 127.441 & 127.444]

Compliance Requirements.

(a) The permittee shall comply with the conditions of this operating permit. Noncompliance with this permit constitutes a violation of the Clean Air Act and the Air Pollution Control Act and is grounds for one or more of the following:

- (1) Enforcement action
- (2) Permit termination, revocation and reissuance or modification
- (3) Denial of a permit renewal application

(b) A person may not cause or permit the operation of a source which is subject to 25 Pa. Code Article III unless the source(s) and air cleaning devices identified in the application for the plan approval and operating permit and the plan approval issued for the source is operated and maintained in accordance with specifications in the applications and the conditions in the plan approval and operating permit issued by the Department. A person may not cause or permit the operation of an air contamination source subject to 25 Pa. Code Chapter 127 in a manner inconsistent with good operating practices.

(c) For purposes of Sub-condition (b) of this permit condition, the specifications in applications for plan approvals and operating permits are the physical configurations and engineering design details which the Department determines are essential for the permittee's compliance with the applicable requirements in this State-Only permit. Nothing in this sub-condition shall be construed to create an independent affirmative duty upon the permittee to obtain a predetermination from the Department for physical configuration or engineering design detail changes made by the permittee.

#008 [25 Pa. Code § 127.441]

Need to Halt or Reduce Activity Not a Defense.

It shall not be a defense for the permittee in an enforcement action that it was necessary to halt or reduce the permitted activity in order to maintain compliance with the conditions of this permit.

#009 [25 Pa. Code §§ 127.442(a) & 127.461]

Duty to Provide Information.

(a) The permittee shall submit reports to the Department containing information the Department may prescribe relative to the operation and maintenance of each source at the facility.

(b) The permittee shall furnish to the Department, in writing, information that the Department may request to determine whether cause exists for modifying, revoking and reissuing, or terminating this permit, or to determine compliance with the permit. Upon request, the permittee shall also furnish to the Department copies of records that the permittee is required to maintain in accordance with this permit.

#010 [25 Pa. Code § 127.461]

Revising an Operating Permit for Cause.

This operating permit may be terminated, modified, suspended or revoked and reissued if one or more of the following applies:

- (1) The permittee constructs or operates the source subject to the operating permit so that it is in violation of the Air Pollution Control Act, the Clean Air Act, the regulations thereunder, a plan approval, a permit or in a manner that causes air pollution.
- (2) The permittee fails to properly or adequately maintain or repair an air pollution control device or equipment attached to or otherwise made a part of the source.

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(3) The permittee has failed to submit a report required by the operating permit or an applicable regulation.

(4) The EPA determines that the permit is not in compliance with the Clean Air Act or the regulations thereunder.

#011 [25 Pa. Code §§ 127.450 & 127.462]

Operating Permit Modifications

(a) The permittee is authorized to make administrative amendments, minor operating permit modifications and significant operating permit modifications, under this permit, as outlined below:

(b) Administrative Amendments. The permittee shall make administrative operating permit amendments (as defined in 25 Pa. Code § 127.450(a)), according to procedures specified in § 127.450 unless precluded by the Clean Air Act or its regulations.

(c) Minor Operating Permit Modifications. The permittee shall make minor operating permit modifications (as defined 25 Pa. Code § 121.1) in accordance with 25 Pa. Code § 127.462.

(d) Permit modifications which do not qualify as minor permit modifications under 25 Pa. Code § 127.541 will be treated as a significant operating permit revision subject to the public notification procedures in §§ 127.424 and 127.425.

#012 [25 Pa. Code § 127.441]

Severability Clause.

The provisions of this permit are severable, and if any provision of this permit is determined by a court of competent jurisdiction to be invalid or unenforceable, such a determination will not affect the remaining provisions of this permit.

#013 [25 Pa. Code § 127.449]

De Minimis Emission Increases.

(a) This permit authorizes de minimis emission increases in accordance with 25 Pa. Code § 127.449 so long as the permittee provides the Department with seven (7) days prior written notice before commencing any de minimis emissions increase. The written notice shall:

(1) Identify and describe the pollutants that will be emitted as a result of the de minimis emissions increase.

(2) Provide emission rates expressed in tons per year and in terms necessary to establish compliance consistent with any applicable requirement.

(b) The Department may disapprove or condition de minimis emission increases at any time.

(c) Except as provided below in (d), the permittee is authorized to make de minimis emission increases (expressed in tons per year) up to the following amounts without the need for a plan approval or prior issuance of a permit modification:

(1) Four tons of carbon monoxide from a single source during the term of the permit and 20 tons of carbon monoxide at the facility during the term of the permit.

(2) One ton of NO_x from a single source during the term of the permit and 5 tons of NO_x at the facility during the term of the permit.

(3) One and six-tenths tons of the oxides of sulfur from a single source during the term of the permit and 8.0 tons of oxides of sulfur at the facility during the term of the permit.

(4) Six-tenths of a ton of PM₁₀ from a single source during the term of the permit and 3.0 tons of PM₁₀ at the facility during the term of the permit. This shall include emissions of a pollutant regulated under Section 112 of the Clean Air

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Act unless precluded by the Clean Air Act, the regulations thereunder or 25 Pa. Code Article III.

(5) One ton of VOCs from a single source during the term of the permit and 5.0 tons of VOCs at the facility during the term of the permit. This shall include emissions of a pollutant regulated under Section 112 of the Clean Air Act unless precluded by the Clean Air Act, the regulations thereunder or 25 Pa. Code Article III.

(6) Other sources and classes of sources determined to be of minor significance by the Department.

(d) In accordance with § 127.14, the permittee is authorized to install the following minor sources without the need for a plan approval or permit modification:

(1) Air conditioning or ventilation systems not designed to remove pollutants generated or released from other sources.

(2) Combustion units rated at 2,500,000 or less Btu per hour of heat input.

(3) Combustion units with a rated capacity of less than 10,000,000 Btu per hour heat input fueled by natural gas supplied by a public utility or by commercial fuel oils which are No. 2 or lighter, viscosity less than or equal to 5.82 c St, and which meet the sulfur content requirements of 25 Pa. Code §123.22 (relating to combustion units). For purposes of this permit, commercial fuel oil shall be virgin oil which has no reprocessed, recycled or waste material added.

(4) Space heaters which heat by direct heat transfer.

(5) Laboratory equipment used exclusively for chemical or physical analysis.

(6) Other sources and classes of sources determined to be of minor significance by the Department.

(e) This permit does not authorize de minimis emission increases if the emissions increase would cause one or more of the following:

(1) Increase the emissions of a pollutant regulated under Section 112 of the Clean Air Act except as authorized in Subparagraphs (c)(4) and (5) of this permit condition.

(2) Subject the facility to the prevention of significant deterioration requirements in 25 Pa. Code Chapter 127, Subchapter D and/or the new source review requirements in Subchapter E.

(3) Violate any applicable requirement of this permit, the Air Pollution Control Act, the Clean Air Act, or the regulations promulgated under either of the acts.

(f) Emissions authorized under this permit condition shall be included in the monitoring, recordkeeping and reporting requirements of this permit.

(g) Except for de minimis emission increases, installation of minor sources made pursuant to this permit condition and Plan Approval Exemptions under 25 Pa. Code § 127.14 (relating to exemptions), the permittee is prohibited from making changes or engaging in activities that are not specifically authorized under this permit without first applying for a plan approval. In accordance with § 127.14(b), a plan approval is not required for the construction, modification, reactivation, or installation of the sources creating the de minimis emissions increase.

(h) The permittee may not meet de minimis emission threshold levels by offsetting emission increases or decreases at the same source.

#014 [25 Pa. Code § 127.3]

[Operational Flexibility.](#)

The permittee is authorized to make changes within the facility in accordance with the regulatory provisions outlined

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in 25 Pa. Code § 127.3 (relating to operational flexibility) to implement the operational flexibility requirements provisions authorized under Section 6.1(i) of the Air Pollution Control Act and the operational flexibility terms and conditions of this permit. The provisions in 25 Pa. Code Chapter 127 which implement the operational flexibility requirements include the following:

- (1) Section 127.14 (relating to exemptions)
- (2) Section 127.447 (relating to alternative operating scenarios)
- (3) Section 127.448 (relating to emissions trading at facilities with Federally enforceable emissions caps)
- (4) Section 127.449 (relating to de minimis emission increases)
- (5) Section 127.450 (relating to administrative operating permit amendments)
- (6) Section 127.462 (relating to minor operating permit modifications)
- (7) Subchapter H (relating to general plan approvals and general operating permits)

#015 [25 Pa. Code § 127.11]

Reactivation

(a) The permittee may not reactivate a source that has been out of operation or production for at least one year unless the reactivation is conducted in accordance with a plan approval granted by the Department or in accordance with reactivation and maintenance plans developed and approved by the Department in accordance with 25 Pa. Code § 127.11a(a).

(b) A source which has been out of operation or production for more than five (5) years but less than 10 years may be reactivated and will not be considered a new source if the permittee satisfies the conditions specified in 25 Pa. Code § 127.11a(b).

#016 [25 Pa. Code § 127.36]

Health Risk-based Emission Standards and Operating Practice Requirements.

(a) When needed to protect public health, welfare and the environment from emissions of hazardous air pollutants from new and existing sources, the permittee shall comply with the health risk-based emission standards or operating practice requirements imposed by the Department, except as precluded by §§ 6.6(d)(2) and (3) of the Air Pollution Control Act [35 P.S. § 4006.6(d)(2) and (3)].

(b) A person challenging a performance or emission standard established by the Department has the burden to demonstrate that performance or emission standard does not meet the requirements of Section 112 of the Clean Air Act.

#017 [25 Pa. Code § 121.9]

Circumvention.

No person may permit the use of a device, stack height which exceeds good engineering practice stack height, dispersion technique or other technique which, without resulting in reduction of the total amount of air contaminants emitted, conceals or dilutes an emission of air contaminants which would otherwise be in violation of 25 Pa. Code Article III, except that with prior approval of the Department, the device or technique may be used for control of malodors.

#018 [25 Pa. Code §§ 127.402(d) & 127.442]

Reporting Requirements.

(a) The permittee shall comply with the applicable reporting requirements of the Clean Air Act, the regulations thereunder, the Air Pollution Control Act and 25 Pa. Code Article III including Chapters 127, 135 and 139.



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(b) The permittee shall submit reports to the Department containing information the Department may prescribe relative to the operation and maintenance of any air contamination source.

(c) Reports, test data, monitoring data, notifications and requests for renewal of the permit shall be submitted to the:

Regional Air Program Manager

PA Department of Environmental Protection

(At the address given in the permit transmittal letter, or otherwise notified)

(d) Any records or information including applications, forms, or reports submitted pursuant to this permit condition shall contain a certification by a responsible official as to truth, accuracy and completeness. The certifications submitted under this permit shall require a responsible official of the facility to certify that based on information and belief formed after reasonable inquiry, the statements and information in the documents are true, accurate and complete.

(e) Any records, reports or information submitted to the Department shall be available to the public except for such records, reports or information which meet the confidentiality requirements of § 4013.2 of the Air Pollution Control Act and §§ 112(d) and 114(c) of the Clean Air Act. The permittee may not request a claim of confidentiality for any emissions data generated for the facility.

#019 [25 Pa. Code §§ 127.441(c) & 135.5]

Sampling, Testing and Monitoring Procedures.

(a) The permittee shall comply with the monitoring, recordkeeping or reporting requirements of 25 Pa. Code Chapter 139 and the other applicable requirements of 25 Pa. Code Article III and additional requirements related to monitoring, reporting and recordkeeping required by the Clean Air Act and the regulations thereunder including the Compliance Assurance Monitoring requirements of 40 CFR Part 64, where applicable.

(b) Unless alternative methodology is required by the Clean Air Act and regulations adopted thereunder, sampling, testing and monitoring required by or used by the permittee to demonstrate compliance with any applicable regulation or permit condition shall be conducted in accordance with the requirements of 25 Pa. Code Chapter 139.

#020 [25 Pa. Code §§ 127.441(c) and 135.5]

Recordkeeping.

(a) The permittee shall maintain and make available, upon request by the Department, the following records of monitored information:

- (1) The date, place (as defined in the permit) and time of sampling or measurements.
- (2) The dates the analyses were performed.
- (3) The company or entity that performed the analyses.
- (4) The analytical techniques or methods used.
- (5) The results of the analyses.
- (6) The operating conditions as existing at the time of sampling or measurement.

(b) The permittee shall retain records of any required monitoring data and supporting information for at least five (5) years from the date of the monitoring, sample, measurement, report or application. Supporting information includes the calibration data and maintenance records and original strip-chart recordings for continuous monitoring instrumentation, and copies of reports required by the permit.

(c) The permittee shall maintain and make available to the Department upon request, records including computerized

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records that may be necessary to comply with the reporting, recordkeeping and emission statement requirements in 25 Pa. Code Chapter 135 (relating to reporting of sources). In accordance with 25 Pa. Code Chapter 135, § 135.5, such records may include records of production, fuel usage, maintenance of production or pollution control equipment or other information determined by the Department to be necessary for identification and quantification of potential and actual air contaminant emissions.

#021 [25 Pa. Code § 127.441(a)]

Property Rights.

This permit does not convey any property rights of any sort, or any exclusive privileges.

#022 [25 Pa. Code § 127.447]

Alternative Operating Scenarios.

The permittee is authorized to make changes at the facility to implement alternative operating scenarios identified in this permit in accordance with 25 Pa. Code § 127.447.



SECTION C. Site Level Requirements

I. RESTRICTIONS.

Emission Restriction(s).

001 [25 Pa. Code §123.1]

Prohibition of certain fugitive emissions

(a) No person may permit the emission into the outdoor atmosphere of fugitive air contaminant from a source other than the following:

- (1) Construction or demolition of buildings or structures.
- (2) Grading, paving and maintenance of roads and streets.
- (3) Use of roads and streets. Emissions from material in or on trucks, railroad cars and other vehicular equipment are not considered as emissions from use of roads and streets.
- (4) Clearing of land.
- (5) Stockpiling of materials.
- (6) Open burning operations.
- (7) Not applicable.
- (8) Not applicable.
- (9) Sources and classes of sources other than those identified in paragraphs (1)-(8), for which the operator has obtained a determination from the Department that fugitive emissions from the source, after appropriate control, meet the following requirements:
 - (i) the emissions are of minor significance with respect to causing air pollution; and
 - (ii) the emissions are not preventing or interfering with the attainment or maintenance of any ambient air quality standard.
- (b) Not applicable.
- (c) See work practice standards below.
- (d) Not applicable.

002 [25 Pa. Code §123.13]

Processes

- (a) Not Applicable
- (b) No person may permit the emission into the outdoor atmosphere of particulate matter from the process, at any time, either in excess of the rate calculated by the formula below or in such a manner that the concentration of particulate matter in the effluent gas exceeds .02 grains per dry standard cubic foot, whichever is greater:

$$A = .76E^{(0.42)}$$

where:

- A = Allowable emissions in pounds per hour.
E = Emission index = F x W pounds per hour.
F = Process factor = 6 pounds per ton.
W = Production or charging rate in tons per hour.

The factor F was extracted from Table (1), Pa. Code 123.13. The factor is applicable to Asphaltic Concrete Production

003 [25 Pa. Code §123.2]

Fugitive particulate matter

A person may not permit fugitive particulate matter to be emitted into the outdoor atmosphere from a source specified in 123.1(a)(1) -- (9) (relating to prohibition of certain fugitive emissions) if such emissions are visible at the point the emissions pass outside the person's property.

004 [25 Pa. Code §123.21]

General

No person may permit the emission into the outdoor atmosphere of sulfur oxides from a source in a manner that the concentration of the sulfur oxides, expressed as SO₂, in the effluent gas exceeds 500 parts per million, by volume, dry basis.

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005 [25 Pa. Code §123.31]

Limitations

A person may not permit the emission into the outdoor atmosphere of any malodorous air contaminants from any source in such a manner that the malodors are detectable outside the property of the person on whose land the source is being operated.

006 [25 Pa. Code §123.42]

Exceptions

The opacity limitations shall not apply to a visible emission in any of the following instances:

- (1) when the presence of uncombined water is the only reason for failure of the emission to meet the limitations.
- (2) When the emission results from the operation of equipment used solely to train and test persons in observing the opacity of visible emissions.
- (3) When the emission results from sources specified in 123.1(a)(1) -- (9) (relating to prohibition of certain fugitive emissions).
- (4) Not Applicable

007 [25 Pa. Code §127.441]

Operating permit terms and conditions.

Emissions from this facility shall not exceed the following on a consecutive 12-month rolling average basis:

99.0 tons of PM-10 (PARTICULATE MATTER < 10 MICRONS)
99.0 tons of NO_x (NITROGEN OXIDES)
99.0 tons of SO_x (SULFUR OXIDES)
99.0 tons of CO (CARBON MONOXIDE)
49.0 tons of VOCs (VOLATILE ORGANIC COMPOUNDS)
9.0 tons of SINGLE HAP (HAZARDOUS AIR POLLUTANT)
24.0 tons of ALL HAPS COMBINED

008 [25 Pa. Code §127.441]

Operating permit terms and conditions.

A person may not permit the emission into the outdoor atmosphere of visible air contaminants in such a manner that the opacity of the emission is equal to or greater than 20% for a period or periods aggregating more than three minutes in any 1 hour.

009 [25 Pa. Code §129.14]

Open burning operations

- (a) No person may permit the open burning of material in an air basin.
- (b) Not Applicable
- (c) Exceptions: The requirements of subsections (a) and (b) do not apply where the open burning operations result from:
 - (1) A fire set to prevent or abate a fire hazard, when approved by the Department and set by or under the supervision of a public officer.
 - (2) A fire set for the purpose of instructing personnel in fire fighting, when approved by the Department.
 - (3) A fire set for the prevention and control of disease or pests, when approved by the Department.
 - (4) Not Applicable
 - (5) Not Applicable
 - (6) A fire set solely for recreational or ceremonial purposes.
 - (7) A fire set solely for cooking food.
- (d) Clearing and grubbing wastes. The following is applicable to clearing and grubbing wastes:
 - (1) As used in this subsection the following terms shall have the following meanings:
Air curtain destructor -- A mechanical device which forcefully projects a curtain of air across a pit in which open burning is

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being conducted so that combustion efficiency is increased and smoke and other particulate matter are contained. Clearing and grubbing wastes -- Trees, shrubs, and other native vegetation which are cleared from land during or prior to the process of construction. The term does not include demolition wastes and dirt laden roots.

(2) Subsection (a) notwithstanding, clearing and grubbing wastes may be burned in a basin subject to the following requirements:

(i) Air curtain destructors shall be used when burning clearing and grubbing wastes.

(ii) Each proposed use of air curtain destructors shall be reviewed and approved by the Department in writing with respect to equipment arrangement, design and existing environmental conditions prior to commencement of burning. Proposals approved under this subparagraph need not obtain plan approval or operating permits under Chapter 127 (relating to construction modification, reactivation and operation of sources).

(iii) Approval for use of an air curtain destructor at one site may be granted for a specified period not to exceed 3 months, but may be extended for additional limited periods upon further approval by the Department.

(iv) The Department reserves the right to rescind approval granted if a determination by the Department indicates that an air pollution problem exists.

(3) Not Applicable

(4) During an air pollution episode, open burning is limited by Chapter 137 (relating to air pollution episodes) and shall cease as specified in such chapter.

Throughput Restriction(s).

010 [25 Pa. Code §127.441]

Operating permit terms and conditions.

Total hot mixed asphalt (HMA) concrete production shall not exceed 495,000 tons per consecutive 12-month period. This throughput limitation may be revised with written Department approval.

II. TESTING REQUIREMENTS.

011 [25 Pa. Code §127.441]

Operating permit terms and conditions.

Permittee (or his designee) shall conduct periodic testing to demonstrate good combustion practices at this facility.

1. Permittee shall use a portable CO analyzer that is acceptable to the Department.

2. The CO content of the exhaust gases shall be tested at a representative point downstream of the burner. The duration of the demonstration test shall be one hour.

3. The plant is required to test within 2 weeks of the start of operations at the beginning of the season. The frequency of subsequent testing shall depend on the plant's fuel usage record. If the plant burns only one fuel, only one test per season is normally required. If the plant switches fuels, the plant is required to repeat testing within each 500-hour operating period following the first test. Permittee shall keep records of all testing results and make them available to the Department upon request.

4. CO levels of less than 500 PPM at 7% O₂ shall be acceptable to demonstrate compliance with the plant's CO, NO_x, and VOC emission limitations. Should the plant fail to demonstrate compliance with the CO limit, the company shall take immediate actions to correct the combustion problem. If the problem can be corrected within the duration of the one hour test, the company is only required to keep a record of the episode and make it available to the Department upon request. If the desired CO limits cannot be achieved during the one hour test, the company shall notify the Department within 24 hours of a failure to demonstrate good combustion. Within 14 days, the company must follow up the notification with a control plan, agreeable to the Department, which will reduce the CO concentrations to acceptable levels.

III. MONITORING REQUIREMENTS.

012 [25 Pa. Code §123.43]

Measuring techniques

Visible emissions may be measured using either of the following:

(1) A device approved by the Department and maintained to provide accurate opacity measurements.

**SECTION C. Site Level Requirements**

(2) Observers, trained and qualified to measure plume opacity with the naked eye or with the aid of any devices approved by the Department.

013 [25 Pa. Code §127.441]

Operating permit terms and conditions.

The permittee shall monitor fugitive emissions, stack emissions, and malodors every day of plant operation. The permittee shall take immediate corrective action to eliminate any emissions that are out of compliance with the plant's operating permit. Any periods of non-compliance, along with the corrective actions taken, shall be recorded and kept for 5 years. Records shall be made available to the Department upon request.

IV. RECORDKEEPING REQUIREMENTS.

014 [25 Pa. Code §127.441]

Operating permit terms and conditions.

(a) The owner / operator shall keep, and maintain on site for five years, records of the following:

1. Total asphalt concrete production per consecutive 12-month periods.
2. Total fuels usage per consecutive 12-month periods.
3. Fuel analysis records.

(b) These records shall be maintained on-site for a minimum of five years and made available to the Department upon request.

V. REPORTING REQUIREMENTS.

015 [25 Pa. Code §127.441]

Operating permit terms and conditions.

(a) The permittee shall report to the Department each malfunction that may result in an emissions increase. For purposes of this condition, a malfunction is defined as any sudden, infrequent, and not reasonably preventable failure of air pollution control or process equipment; or, operating in a non-permitted manner.

(b) When the malfunction poses an imminent and substantial danger to the public's health and safety, or potential harm to the environment, the permittee shall report the incident to the Department within one hour.

(1) The report shall describe the:

- (i) name and location of the facility;
- (ii) nature and cause of the malfunction;
- (iii) time when the malfunction was first observed;
- (iv) expected duration of excess emissions; and
- (v) estimated rate of emissions.

(2) The owner or operator shall notify the Department immediately when corrective measures have been accomplished.

(c) Unless otherwise required by specific reporting requirements, any malfunction that is not subject to the notice requirements of paragraph (b) of this permit condition, shall be reported to the Department within 24 hours (or the next business day) by telephone, and within five days by mail, of discovery. The report shall contain the same information required by subsection (b)(1).

(d) Malfunctions shall be reported to the Department at the following address:

Office of Air Quality
400 Waterfront Drive
Pittsburgh, PA 15222-4745
(412)-442-4000

016 [25 Pa. Code §127.441]

Operating permit terms and conditions.

This facility is subject to the New Source Performance Standards of 40 CFR, Part 60, Subpart I, Standards of Performance for Hot Mix Asphalt Facilities. In accordance with 40 CFR 60.4, copies of all requests, reports, applications, and submittals, and

**SECTION C. Site Level Requirements**

other communications, shall be forwarded to both EPA and the Department at the addresses listed below, unless otherwise noted.

Air Enforcement Branch (3AP12)
United States Environmental Protection Agency
Region 3
1650 Arch Street
Philadelphia, PA 19103-2029

and

Pennsylvania DEP
Office of Air Quality
400 Waterfront Drive
Pittsburgh, PA 15222

017 [25 Pa. Code §127.441]

Operating permit terms and conditions.

Owner / Operator shall provide EPA with the notifications required by 40 CFR 60.7. Required notifications may include but are not necessarily limited to : date of commencement of construction (within 30 days after starting construction), date of anticipated start-up (30-60 days prior to equipment start-up), actual start-up date (within 15 days after equipment start-up), physical or operational changes (60 days or as soon as practicable before equipment start-up), opacity observations (within 30 days) and performance test (60 days before testing).

018 [25 Pa. Code §135.3]

Reporting

(a) The permittee shall submit by March 1 of each year a source report for the preceding calendar year. The report shall include information for all previously reported sources, new sources which were first operated during the proceeding calendar year, and sources modified during the same period which were not previously reported.

(b) Not Applicable.

(c) A source owner or operator may request an extension of time from the Department for the filing of a source report, and the Department may grant the extension for reasonable cause.

VI. WORK PRACTICE REQUIREMENTS.

019 [25 Pa. Code §123.1]

Prohibition of certain fugitive emissions

A person responsible for any source specified in subsections 123.1(a)(1) -- (7) or (9) shall take all reasonable actions to prevent particulate matter from becoming airborne. These actions shall include, but not be limited to, the following:

- (1) Use, where possible, of water or chemicals for control of dust in the demolition of buildings or structures, construction operations, the grading of roads, or the clearing of land.
- (2) Application of asphalt, oil, water or suitable chemicals on dirt roads, material stockpiles and other surfaces which may give rise to airborne dusts.
- (3) Paving and maintenance of roadways.
- (4) Prompt removal of earth or other material from paved streets onto which earth or other material has been transported by trucking or earth moving equipment, erosion by water, or other means.

020 [25 Pa. Code §127.441]

Operating permit terms and conditions.

The permittee shall operate all sources at this facility in accordance with available manufacturers' specifications.

1. All trucks carrying bulk material shall be tarped when entering/ leaving the plant.
2. All piles and bins shall be constructed or filled in such a way as to minimize fugitive dust.

SECTION C. Site Level Requirements

3. At no time shall the permittee undertake any activity, even when in compliance with the above work practices, such that it permits fugitive dust from the plant to cross the property line.

021 [25 Pa. Code §127.441]

Operating permit terms and conditions.

The plant shall not produce asphalt concrete until the plant has reached normal operating temperature. Compliance with this requirement shall be demonstrated by recording the time when the plant's burners are ignited, and when the plant starts producing asphalt concrete. These records shall be kept for 5 years and made available to the Department upon request.

022 [25 Pa. Code §127.441]

Operating permit terms and conditions.

The burner shall be properly tuned at the beginning of each season.

VII. ADDITIONAL REQUIREMENTS.

023 [25 Pa. Code §127.441]

Operating permit terms and conditions.

Natural Gas, Number 2 Fuel Oil, propane, Biodiesel oil, or on-specification waste derived liquid fuel (WDLF) may be alternately burned in the Plant.

024 [25 Pa. Code §127.441]

Operating permit terms and conditions.

WDLF shall not exceed the following limits, which shall be determined using appropriate methods from EPA SW 846, or other methods approved in writing by the Department:

CONSTITUENT	MAXIMUM ACCEPTABLE LEVEL (PPM by weight)
Arsenic	5
Cadmium	2
Chromium	10
Lead	100
Total Halides (TX)	1000
PCB	2
MINIMUM ACCEPTABLE LEVELS	
Flash Point	140 degrees F. (Closed Cup Method)
Heating Value	135,000 Btu / gallon

025 [25 Pa. Code §127.441]

Operating permit terms and conditions.

Compliance with mass emission limits established in this operating permit may be demonstrated using engineering calculations based on fuel and raw material purchase records, laboratory analyses, manufacturers specifications, AP-42 emission factors, source test results, operating records, material balance methods, and/or other applicable methods, with written Department approval.

VIII. COMPLIANCE CERTIFICATION.

No additional compliance certifications exist except as provided in other sections of this permit including Section B (relating to State Only General Requirements).

IX. COMPLIANCE SCHEDULE.



SECTION C. Site Level Requirements

No compliance milestones exist.



SECTION D. Source Level Requirements

Source ID: 101

Source Name: ASPHALT PLANT

Source Capacity / Throughput:

I. RESTRICTIONS.

No additional requirements exist except as provided in other sections of this permit including Section B (State Only General Requirements).

II. TESTING REQUIREMENTS.

No additional testing requirements exist except as provided in other sections of this permit including Section B (State Only General Requirements).

III. MONITORING REQUIREMENTS.

No additional monitoring requirements exist except as provided in other sections of this permit including Section B (State Only General Requirements).

IV. RECORDKEEPING REQUIREMENTS.

No additional record keeping requirements exist except as provided in other sections of this permit including Section B (State Only General Requirements).

V. REPORTING REQUIREMENTS.

No additional reporting requirements exist except as provided in other sections of this permit including Section B (State Only General Requirements).

VI. WORK PRACTICE REQUIREMENTS.

No additional work practice requirements exist except as provided in other sections of this permit including Section B (State Only General Requirements).

VII. ADDITIONAL REQUIREMENTS.

No additional requirements exist except as provided in other sections of this permit including Section B (State Only General Requirements).



SECTION E. Alternative Operation Requirements.

No Alternative Operations exist for this State Only facility.



SECTION F. Emission Restriction Summary.

No emission restrictions listed in this section of the permit.



SECTION G. Miscellaneous.

A. The Beaver Valley Asphalt, Inc. Hot Mix Asphalt (HMA) Concrete Plant located in Aliquippa Township, Beaver County, Pa consists of the following major systems:

1. An Astec Industries, Inc. Asphalt Concrete Plant comprised of a Model No. BE 80 x 396 Batch Tower manufactured by Barber-Green with a Drum Mixer attachment manufactured by Dillman. HMA concrete is produced by either the Batch Mix or Drum Mix process at a rated throughput of 300 tons/hour.
2. A Rotary Dryer and Burner system manufactured by Genco. The single burner is rated at 125 MM BTU / hour heat input and is used to dry mineral aggregate.
3. Recycled Asphalt Pavement (RAP) storage piles, RAP bin, and associated conveyor system.
4. Mineral aggregate storage piles and conveyor delivery system.
5. Front-end loader for RAP and Mineral Aggregate handling.
6. Individual storage tanks for fuel oil and Liquid Asphalt Cement.
7. HMA Plant Particulate Matter (PM) emissions control system comprised of a Cyclone, Bag House, Exhaust Fan, and Stack. The exhaust flow through the system is rated at 68,789 ACFM at 240 degrees F.

B. Source of Minor Significance at the HMA plant:

1. Natural Gas Fired system, rated at 2.1 MM BTU / hour heat input, and used to heat and circulate hot oil through heating coils in tanks used to store liquid asphalt cement.



***** End of Report *****
