State of Ohio Environmental Protection Agency

Street Address:
Lazarus Gov. Center
50 West Town Street, Suite 700
Columbus, OH 43215

TELE: (614) 644-3020 **FAX:** (614) 644-2329

Mailing Address:
Lazarus Gov. Center
P.O. Box 1049
Columbus, OH 43216-1049

06/11/08

CERTIFIED MAIL

RE: Draft Title V Chapter 3745-77 permit

05-46-01-0137
Cherokee Run Landfill
Danielle Axson
43502 Oberlin-Elyria Road
Lorain County Facilities
Oberlin, OH 44074

Dear Danielle Axson:

You are hereby notified that the Ohio Environmental Protection Agency has prepared the enclosed draft of the Title V permit for the facility referenced above. The purpose of this draft is to solicit public comments. A public notice concerning the draft will appear in the Ohio EPA Weekly Review and the major newspaper in the county where the facility is located. Comments and/or a request for a public hearing from the public and any affected parties will be accepted by Southwest District Office within 30 days of the date of publication in the newspaper. You will be notified in writing if a public hearing is scheduled. **In order to facilitate our review of all the comments or concerns you may have with the enclosed draft permit, please provide a hand marked-up copy of the draft permit showing the changes you think are necessary, along with any additional summary comments, by the end of the draft public comment period. The hard marked-up copy and any additional summary comments should be submitted to the Ohio EPA District Office or local air agency identified below and to the following address:**

Andrew Hall
Permit Review/Development Section
Ohio EPA, Division of Air Pollution Control
122 South Front Street
Columbus, Ohio 43215

A decision on processing the Title V permit will be made after consideration of written public comments and oral testimony (if a public hearing is conducted). After the comment period, you will be provided with a Preliminary Proposed Title V permit and an opportunity to comment prior to the Proposed Title V permit submittal to USEPA.

If you have any questions concerning this draft Title V permit, please contact Southwest District Office.

Sincerely,

Michael W. Ahern

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

cc: USEPA (electronically submitted)
File, DAPC PIER
Southwest District Office
Indiana

State of Ohio Environmental Protection Agency

DRAFT TITLE V PERMIT

Issue Date: 06/11/08	Effective Date: To be entered upon final issuance	Expiration Date: To be entered upon final issuance

This document constitutes issuance of a Title V permit for Facility ID: 05-46-01-0137 to:

Cherokee Run Landfill
2946 US Route 68 North
Bellefontaine, OH 43311-0000

Emissions Unit ID (Company ID)/Emissions Unit Activity Description

F001 (Roadways and Parking Areas) Roadway and parking areas fugitive dust emissions	F002 (Material Handling) Maerial Handling P901 (Landfill Gas System)	Landfill gas system

You will be contacted approximately eighteen (18) months prior to the expiration date regarding the renewal of this permit. If you are not contacted, please contact the appropriate Ohio EPA District Office or local air agency listed below. This permit and the authorization to operate the air contaminant sources (emissions units) at this facility shall expire at midnight on the expiration date shown above. If a renewal permit is not issued prior to the expiration date, the permittee may continue to operate pursuant to OAC rule 3745-77-08(E) and in accordance with the terms of this permit beyond the expiration date, provided that a complete renewal application is submitted no earlier than eighteen (18) months and no later than one-hundred eighty (180) days prior to the expiration date.

Described below is the current Ohio EPA District Office or local air agency that is responsible for processing and administering your Title V permit:

Southwest District Office
401 East Fifth Street
Dayton, OH 45402-2911
(513) 285-6357

Ohio Environmental Protection Agency

_____

Chris Korleski
Director

PART I - GENERAL TERMS AND CONDITIONS

A. State and Federally Enforceable Section

1. Monitoring and Related Record Keeping and Reporting Requirements

a. Except as may otherwise be provided in the terms and conditions for a specific emissions unit, i.e., in Section A.III of Part III of this Title V permit, 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.
(Authority for term: OAC rule 3745-77-07(A)(3)(b)(i))

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 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.
(Authority for term: OAC rule 3745-77-07(A)(3)(b)(ii))

c. The permittee shall submit required reports in the following manner:

i. **All reporting required in accordance with OAC rule 3745-77-07(A)(3)(c) for deviations caused by malfunctions shall be submitted in the following manner:**

Any malfunction, as defined in OAC rule 3745-15-06(B)(1), shall be promptly reported to the Ohio EPA in accordance with OAC rule 3745-15-06. In addition, to fulfill the OAC rule 3745-77-07(A)(3)(c) deviation reporting requirements for malfunctions, written reports that identify each malfunction that occurred during each calendar quarter (including each malfunction reported only verbally in accordance with OAC rule 3745-15-06) shall be submitted (i.e., postmarked) by January 31, April 30, July 31, and October 31 of each year in accordance with General Term and Condition A.1.c.ii below; and each report shall cover the previous calendar quarter. (An exceedance of the visible emission limitations specified in OAC rule 3745-17-07(A)(1) that is caused by a malfunction is not a violation and does not need to be reported as a deviation if the owner or operator of the affected air contaminant source or air pollution control equipment complies with the requirements of OAC rule 3745-17-07(A)(3)(c).)

In accordance with OAC rule 3745-15-06, a malfunction reportable under OAC rule 3745-15-06(B) constitutes a violation of an emission limitation (or control requirement) and, therefore, is a deviation of the federally enforceable permit requirements. Even though verbal notifications and written reports are required for malfunctions pursuant to OAC rule 3745-15-06, the written reports required pursuant to this term must be submitted quarterly to satisfy the prompt reporting provision of OAC rule 3745-77-07(A)(3)(c).

In identifying each deviation caused by a malfunction, the permittee shall specify the emission limitation(s) (or control requirement(s)) for which the deviation occurred, describe each deviation, and provide the magnitude and duration of each deviation. For a specific malfunction, if this information has been provided

in a written report that was submitted in accordance with OAC rule 3745-15-06, the permittee may simply reference that written report to identify the deviation. Nevertheless, all malfunctions, including those reported only verbally in accordance with OAC rule 3745-15-06, must be reported in writing on a quarterly basis.

Any scheduled maintenance, as referenced in OAC rule 3745-15-06(A)(1), that results in a deviation from a federally enforceable emission limitation (or control requirement) shall be reported in the same manner as described above for malfunctions.
(Authority for term: OAC rule 3745-77-07(A)(3)(c))

ii. **Except as may otherwise be provided in the terms and conditions for a specific emissions unit, i.e., in Section A.IV of Part III of this Title V permit or, in some cases, in Part II of this Title V permit, all reporting required in accordance with OAC rule 3745-77-07(A)(3)(c) for deviations of the emission limitations, operational restrictions, and control device operating parameter limitations shall be submitted in the following manner:**

Written reports of (a) any deviations from federally enforceable emission limitations, operational restrictions, and control device operating parameter limitations, (b) the probable cause of such deviations, and (c) any corrective actions or preventive measures taken, shall be promptly made to the appropriate Ohio EPA District Office or local air agency. Except as provided below, the written reports shall be submitted (i.e., postmarked) by January 31, April 30, July 31, and October 31 of each year; and each report shall cover the previous calendar quarter.

In identifying each deviation, the permittee shall specify the emission limitation(s), operational restriction(s), and/or control device operating parameter limitation(s) for which the deviation occurred, describe each deviation, and provide the estimated magnitude and duration of each deviation.

These written deviation reports shall satisfy the requirements of OAC rule 3745-77-07(A)(3)(c) pertaining to the submission of monitoring reports every six months and to the prompt reporting of all deviations. Full compliance with OAC rule 3745-77-07(A)(3)(c) requires reporting of all other deviations of the federally enforceable requirements specified in the permit as required by such rule.

If an emissions unit has a deviation reporting requirement for a specific emission limitation, operational restriction, or control device operating parameter limitation that is not on a quarterly basis (e.g., within 30 days following the end of the calendar month, or within 30 or 45 days after the exceedance occurs), that deviation reporting requirement satisfies the reporting requirements specified in this General Term and Condition for that specific emission limitation, operational restriction, or control device parameter limitation. Following the provisions of that non-quarterly deviation reporting requirement will also satisfy (for the deviations so reported) the requirements of OAC rule 3745-77-07(A)(3)(c) pertaining to the submission of monitoring reports every six months and to the prompt reporting of all deviations, and additional quarterly deviation reports for that specific emission limitation, operational restriction, or control device parameter limitation are not required pursuant to this General Term and Condition.

See B.6 below if no deviations occurred during the quarter.
(Authority for term: OAC rule 3745-77-07(A)(3)(c))

iii. **All reporting required in accordance with the OAC rule 3745-77-07(A)(3)(c) for other deviations of the federally enforceable permit requirements which are not reported in accordance with General Term and Condition A.1.c.ii above shall be submitted in the following manner:**

Unless otherwise specified by rule, written reports that identify deviations of the following federally enforceable requirements contained in this permit; General Terms and Conditions: A.2, A.3, A.4, A.6.e, A.7, A.12, A.14, A.18, A.19, A.20, and A.22 of Part I of this Title V permit, as well as any deviations from the requirements in Section A.V or A.VI of Part III of this Title V permit**,** and any monitoring, record keeping, and reporting requirements, which are not reported in accordance with General Term and Condition A.1.c.ii above shall be submitted (i.e., postmarked) to the appropriate Ohio EPA District Office

or local air agency by January 31 and July 31 of each year; and each report shall cover the previous six calendar months. Unless otherwise specified by rule, all other deviations from federally enforceable requirements identified in this permit shall be submitted annually as part of the annual compliance certification, including deviations of federally enforceable requirements not specifically addressed by permit or rule for the insignificant activities or emissions levels (IEU) identified in Part II.A of this Title V permit. Annual reporting of deviations is deemed adequate to meet the deviation reporting requirements for IEUs unless otherwise specified by permit or rule.

In identifying each deviation, the permittee shall specify the federally enforceable requirement for which the deviation occurred, describe each deviation, and provide the magnitude and duration of each deviation.

These semi-annual and annual written reports shall satisfy the reporting requirements of OAC rule 3745-77-07(A)(3)(c) for any deviations from the federally enforceable requirements contained in this permit that are not reported in accordance with General Term and Condition A.1.c.ii above.

If no such deviations occurred during a six-month period, the permittee shall submit a semi-annual report which states that no such deviations occurred during that period.
(Authority for term: OAC rules 3745-77-07(A)(3)(c)(i) and (ii) and OAC rule 3745-77-07(A)(13)(b))

iv. 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 (including any written malfunction reports required by OAC rule 3745-15-06 that are referenced in the deviation reports) are true, accurate, and complete."
(Authority for term: OAC rule 3745-77-07(A)(3)(c)(iv))

v. Reports of any required monitoring and/or record keeping information shall be submitted to the appropriate Ohio EPA District Office or local air agency.
(Authority for term: OAC rule 3745-77-07(A)(3)(c))

2. Scheduled Maintenance

Any scheduled maintenance of air pollution control equipment shall be performed in accordance with paragraph (A) of OAC rule 3745-15-06. Except as provided in OAC rule 3745-15-06(A)(3), any scheduled maintenance necessitating the shutdown or bypassing of any air pollution control system(s) shall be accompanied by the shutdown of the emissions unit(s) that is (are) served by such control system(s). Any scheduled maintenance, as defined in OAC rule 3745-15-06(A)(1), that results in a deviation from a federally enforceable emission limitation (or control requirement) shall be reported in the same manner as described for malfunctions in General Term and Condition A.1.c.i above.
(Authority for term: OAC rule 3745-77-07(A)(3)(c))

3. Risk Management Plans

If applicable, the permittee shall 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"); and, pursuant to 40 C.F.R. 68.215(a), the permittee shall submit either of the following:

a. a compliance plan for meeting the requirements of 40 C.F.R. Part 68 by the date specified in 40 C.F.R. 68.10(a) and OAC 3745-104-05(A); or

b. as part of the compliance certification submitted under 40 C.F.R. 70.6(c)(5), a certification statement that the source is in compliance with all requirements of 40 C.F.R. Part 68 and OAC Chapter 3745-104, including the registration and submission of the risk management plan.

(Authority for term: OAC rule 3745-77-07(A)(4))

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.
(Authority for term: OAC rule 3745-77-07(A)(5))

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.
(Authority for term: OAC rule 3745-77-07(A)(6))

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 reissuance, or modification, or for denial of a permit renewal application.

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, reopened, revoked, or revoked and reissued, for cause, in accordance with A.10 below. 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, reopening 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.

f. Except as otherwise indicated below, this Title V permit, or permit modification, is effective for five years from the original effective date specified in the permit. In the event that this facility becomes eligible for non-title V permits, this permit shall cease to be enforceable upon final issuance of all applicable OAC Chapter 3745-35 operating permits and/or registrations for all subject emissions units located at the facility and:

   i. the permittee submits an approved facility-wide potential to emit analysis supporting a claim that the facility no longer meets the definition of a “major source” as defined in OAC rule 3745-77-01(W) based on the permanent shutdown and removal of one or more emissions units identified in this permit; or

   ii. the permittee no longer meets the definition of a “major source” as defined in OAC rule 3745-77-01(W) based on obtaining restrictions on the facility-wide potential(s) to emit that are federally enforceable or legally and practically enforceable ; or

   iii. a combination of i. and ii. above.

   The permittee shall comply with any residual requirements, such as quarterly deviation reports, semi-annual deviation reports, and annual compliance certifications covering the period during which this Title V permit was enforceable. All records relating to this permit must be maintained in accordance with law.
   (Authority for term: OAC rule 3745-77-01(W), OAC rule 3745-77-07(A)(3)(b)(ii), OAC rule 3745-77(A)(7))

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.
(Authority for term: OAC rule 3745-77-07(A)(8))

8. Marketable Permit Programs

No revision of this permit is required under any approved economic incentive, marketable permits, emissions trading, and other similar programs or processes for changes that are provided for in this permit.
(Authority for term: OAC rule 3745-77-07(A)(9))

9. Reasonably Anticipated Operating Scenarios

The permittee is hereby authorized to make changes among operating scenarios authorized in this permit without notice to the Ohio EPA, but, contemporaneous with making a change from one operating scenario to another, the permittee must record in a log at the permitted facility the scenario under which the permittee is operating. The permit shield provided in these general terms and conditions shall apply to all operating scenarios authorized in this permit.
(Authority for term: OAC rule 3745-77-07(A)(10))

10. Reopening for Cause

This Title V permit will be reopened prior to its expiration date under the following conditions:

a. Additional applicable requirements under the Act become applicable to one or more emissions units covered by this permit, and this permit has a remaining term of three or more years. Such a reopening shall be completed not later than eighteen (18) months after promulgation of the applicable requirement. No such reopening is required if the effective date of the requirement is later than the date on which the permit is due to expire, unless the original permit or any of its terms and conditions has been extended pursuant to paragraph (E)(1) of OAC rule 3745-77-08.

b. This permit is issued to an affected source under the acid rain program and additional requirements (including excess emissions requirements) become applicable. Upon approval by the Administrator, excess emissions offset plans shall be deemed to be incorporated into the permit, and shall not require a reopening of this permit.

c. The Director of the Ohio EPA or the Administrator of the U.S. EPA determines that the federally applicable requirements in this permit are based on a material mistake, or that inaccurate statements were made in establishing the emissions standards or other terms and conditions of this permit related to such federally applicable requirements.

d. The Administrator of the U.S. EPA or the Director of the Ohio EPA determines that this permit must be revised or revoked to assure compliance with the applicable requirements.

(Authority for term: OAC rules 3745-77-07(A)(12) and 3745-77-08(D))

11. Federal and State Enforceability

Only those terms and conditions designated in this permit as federally enforceable, that are required under the Act, or any of 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, the State, and citizens under the Act. All other terms and conditions of this permit shall not be federally enforceable and shall be enforceable under State law only.
(Authority for term: OAC rule 3745-77-07(B))

12. Compliance Requirements

a. Any document (including reports) required to be submitted and required by a federally applicable requirement in this Title V 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 paragraph (E) of OAC rule 3745-77-03.

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.

d. Compliance certifications concerning the terms and conditions contained in this permit that are federally enforceable emission limitations, standards, or work practices, shall be submitted to the Director (the appropriate Ohio EPA District Office or local air agency) and the Administrator of the U.S. EPA in the following manner and with the following content:

i. Compliance certifications shall be submitted annually on a calendar year basis. The annual certification shall be submitted (i.e., postmarked) on or before April 30th of each year during the permit term.

ii. Compliance certifications shall include the following:

(a) An identification of each term or condition of this permit that is the basis of the certification.

(b) The permittee's current compliance status.

(c) Whether compliance was continuous or intermittent.

(d) The method(s) used for determining the compliance status of the source currently and over the required reporting period.

(e) Such other facts as the Director of the Ohio EPA may require in the permit to determine the compliance status of the source.

iii. Compliance certifications shall contain such additional requirements as may be specified pursuant to sections 114(a)(3) and 504(b) of the Act.

(Authority for term: OAC rules 3745-77-07(C)(1),(2),(4) and (5) and ORC section 3704.03(L))

13. Permit Shield

a. Compliance with the terms and conditions of this permit (including terms and conditions established for alternate operating scenarios, emissions trading, and emissions averaging, but excluding terms and conditions for which the permit shield is expressly prohibited under OAC rule 3745-77-07) shall be deemed compliance with the applicable requirements identified and addressed in this permit as of the date of permit issuance.

b. This permit shield provision shall apply to any requirement identified in this permit pursuant to OAC rule 3745-77-07(F)(2), as a requirement that does not apply to the source or to one or more emissions units within the source.

(Authority for term: OAC rule 3745-77-07(F))

14. Operational Flexibility

The permittee is authorized to make the changes identified in OAC rule 3745-77-07(H)(1)(a) to (H)(1)(c) within the permitted stationary source without obtaining a permit revision, if such change is not a modification under any provision of Title I of the Act [as defined in OAC rule 3745-77-01(JJ)], and does not result in an exceedance of the emissions allowed

under this permit (whether expressed therein as a rate of emissions or in terms of total emissions), and the permittee provides the Administrator of the U.S. EPA and the appropriate Ohio EPA District Office or local air agency with written notification within a minimum of seven days in advance of the proposed changes, unless the change is associated with, or in response to, emergency conditions. If less than seven days notice is provided because of a need to respond more quickly to such emergency conditions, the permittee shall provide notice to the Administrator of the U.S. EPA and the appropriate District Office of the Ohio EPA or local air agency as soon as possible after learning of the need to make the change. The notification shall contain the items required under OAC rule 3745-77-07(H)(2)(d).
(Authority for term: OAC rules 3745-77-07(H)(1) and (2))

15. Emergencies

The permittee shall have an affirmative defense of emergency to an action brought for noncompliance with technology-based emission limitations if the conditions of OAC rule 3745-77-07(G)(3) are met. This emergency defense provision is in addition to any emergency or upset provision contained in any applicable requirement.
(Authority for term: OAC rule 3745-77-07(G))

16. Off-Permit Changes

The owner or operator of a Title V source may make any change in its operations or emissions at the source that is not specifically addressed or prohibited in the Title V permit, without obtaining an amendment or modification of the permit, provided that the following conditions are met:

a. The change does not result in conditions that violate any applicable requirements or that violate any existing federally enforceable permit term or condition.

b. The permittee provides contemporaneous written notice of the change to the Director and the Administrator of the U.S. EPA, except that no such notice shall be required for changes that qualify as insignificant emissions levels or activities as defined in OAC rule 3745-77-01(U). Such written notice shall describe each such change, the date of such change, any change in emissions or pollutants emitted, and any federally applicable requirement that would apply as a result of the change.

c. The change shall not qualify for the permit shield under OAC rule 3745-77-07(F).

d. The permittee shall keep a record describing all changes made at the source that result in emissions of a regulated air pollutant subject to an applicable requirement, but not otherwise regulated under the permit, and the emissions resulting from those changes.

e. The change is not subject to any applicable requirement under Title IV of the Act or is not a modification under any provision of Title I of the Act.

Paragraph (I) of rule 3745-77-07 of the Administrative Code applies only to modification or amendment of the permittee's Title V permit. The change made may require a permit to install under Chapter 3745-31 of the Administrative Code if the change constitutes a modification as defined in that Chapter. Nothing in paragraph (I) of rule 3745-77-07 of the Administrative Code shall affect any applicable obligation under Chapter 3745-31 of the Administrative Code.
(Authority for term: OAC rule 3745-77-07(I))

17. Compliance Method Requirements

Nothing in this permit shall alter or affect the ability of any person to establish compliance with, or a violation of, any applicable requirement through the use of credible evidence to the extent authorized by law. Nothing in this permit shall be construed to waive any defenses otherwise available to the permittee, including but not limited to, any challenge to the Credible Evidence Rule (see 62 Fed. Reg. 8314, Feb. 24, 1997), in the context of any future proceeding.
(This term is provided for informational purposes only.)

18. Insignificant Activities or Emissions Levels

Each IEU that has one or more applicable requirements shall comply with those applicable requirements.
(Authority for term: OAC rule 3745-77-07(A)(1))

19. Permit to Install Requirement

Prior to the "installation" or "modification" of any "air contaminant source," as those terms are defined in OAC rule 3745-31-01, a permit to install must be obtained from the Ohio EPA pursuant to OAC Chapter 3745-31.
(Authority for term: OAC rule 3745-77-07(A)(1))

20. 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.
(Authority for term: OAC rule 3745-77-07(A)(1))

21. Permanent Shutdown of an Emissions Unit

The permittee may notify Ohio EPA of any emissions unit that is permanently shut down by submitting a certification from the responsible official that identifies the date on which the emissions unit was permanently shut down. Authorization to operate the affected emissions unit shall cease upon the date certified by the responsible official that the emissions unit was permanently shut down.

After the date on which an emissions unit is permanently shut down (i.e., that has been physically removed from service or has been altered in such a way that it can no longer operate without a subsequent "modification" or "installation" as defined in OAC Chapter 3745-31 and therefore ceases to meet the definition of an "emissions unit" as defined in OAC rule 3745-77-01(O)), rendering existing permit terms and conditions irrelevant, the permittee shall not be required, after the date of the certification and submission to Ohio EPA, to meet any Title V permit requirements applicable to that emissions unit, except for any residual requirements, such as the quarterly deviation reports, semi-annual deviation reports and annual compliance certification covering the period during which the emissions unit last operated. All records relating to the shutdown emissions unit, generated while the emissions unit was in operation, must be maintained in accordance with law.

No emissions unit certified by the responsible official as being permanently shut down may resume operation without first applying for and obtaining a permit to install pursuant to OAC Chapter 3745-31.
(Authority for term: OAC rule 3745-77-01)

22. Title VI Provisions

If applicable, the permittee shall comply with the standards for recycling and reducing emissions of ozone depleting substances pursuant to 40 CFR Part 82, Subpart F, except as provided for motor vehicle air conditioners in Subpart B of 40 CFR Part 82:

a. Persons opening appliances for maintenance, service, repair, or disposal must comply with the required practices specified in 40 CFR 82.156.

b. Equipment used during the maintenance, service, repair, or disposal of appliances must comply with the standards for recycling and recovery equipment specified in 40 CFR 82.158.

c. Persons performing maintenance, service, repair, or disposal of appliances must be certified by an approved technician certification program pursuant to 40 CFR 82.161.

(Authority for term: OAC rule 3745-77-01(H)(11))

B. ***State Only Enforceable Section***

1. Reporting Requirements Related to Monitoring and Record Keeping Requirements

The permittee shall submit required reports in the following manner:

a. Reports of any required monitoring and/or record keeping 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 (i) any deviations (excursions) from emission limitations, operational restrictions, and control device operating parameter limitations that have been detected by the testing, monitoring, and record keeping requirements specified in this permit, (ii) the probable cause of such deviations, and (iii) 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. In identifying each deviation, the permittee shall specify the applicable requirement for which the deviation occurred, describe each deviation, and provide the magnitude and duration of each deviation. 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.)

2. Records Retention Requirements

Each record of any monitoring data, testing data, and support information required pursuant to this permit shall be retained for a period of five years from the date the record was created. Support information shall include, but not be limited to, all calibration and maintenance records and all original strip-chart recordings for continuous monitoring instrumentation, and copies of all reports required by this permit. Such records may be maintained in computerized form.

3. Inspections and Information Requests

The Director of the Ohio EPA, or an authorized representative of the Director, may, subject to the safety requirements of the permittee and without undue delay, enter upon the premises of this source at any reasonable time for purposes of making inspections, conducting tests, examining records or reports pertaining to any emission of air contaminants, and determining compliance with any applicable State air pollution laws and regulations and the terms and conditions of this permit. The permittee shall furnish to the Director of the Ohio EPA, or an authorized representative of the Director, upon receipt of a written request and within a reasonable time, any information that may be requested to determine whether cause exists for modifying, reopening or revoking this permit or to determine compliance with this permit. Upon verbal or written request, the permittee shall also furnish to the Director of the Ohio EPA, or an authorized representative of the Director, copies of records required to be kept by this permit.

4. Scheduled Maintenance/Malfunction Reporting

Any scheduled maintenance of air pollution control equipment shall be performed in accordance with paragraph (A) of OAC rule 3745-15-06. The malfunction of any emissions units or any associated air pollution control system(s) shall be reported to the appropriate Ohio EPA District Office or local air agency in accordance with paragraph (B) of OAC rule 3745-15-06. Except as provided in that rule, any scheduled maintenance or malfunction necessitating the shutdown or bypassing of any air pollution control system(s) shall be accompanied by the shutdown of the emissions unit(s) that is (are) served by such control system(s).

5. 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.

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

If no emission limitation (or control requirement), operational restriction and/or control device parameter limitation 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) by January 31, April 30, July 31, and October 31 of each year; and each report shall cover the previous calendar quarter.

The permittee is not required to submit a quarterly report which states that no deviations occurred during that quarter for the following situations:

a. where an emissions unit has deviation reporting requirements for a specific emission limitation, operational restriction, or control device parameter limitation that override the deviation reporting requirements specified in General Term and Condition A.1.c.ii; or

b. where an uncontrolled emissions unit has no monitoring, record keeping, or reporting requirements and the emissions unit's applicable emission limitations are established at the potentials to emit; or

c. where the company's responsible official has certified that an emissions unit has been permanently shut down.

Part II - Specific Facility Terms and Conditions

A. State and Federally Enforceable Section

1.a This facility has one or more emission units that emit more than 0.25 tons per day of criteria air pollutants and is subject to the emergency action plan provisions of OAC rule 3745-25-03.

B. State Only Enforceable Section

1. The following insignificant emissions units are located at this facility:

Z001 - Light Plant Diesel Generator
Z002 - Safety Clean Parts Washer (serial No. 4408101)
Z003 - Soil Storage Piles
Z004 - Leachate Evaporator
Z005 - Fuel Dispensing Operations

Each insignificant emissions unit at this facility must comply with all applicable State and federal regulations, as well as any emission limitations and/or control requirements contained within a permit to install for the emissions unit.

Part III - Terms and Conditions for Emissions Units

Emissions Unit ID: Roadways and Parking Areas (F001)

Activity Description: Roadway and parking areas fugitive dust emissions

A. State and Federally Enforceable Section

I. Applicable Emissions Limitations and/or Control Requirements

1. The specific operation(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 employed. Additional applicable emissions limitations and/or control measures (if any) may be specified in narrative form following the table.

Operations, Property, and/or Equipment	Applicable Rules/ Requirements	Applicable Emissions Limitations/Control Measures
(F001) - Paved and Unpaved Roadways and Parking Areas	OAC rule 3745-31-05(A)(3) and PTI 05-14428	Particulate emissions (PE) shall not exceed 33.0 tons per year. Particulate matter with an aerodynamic diameter equal to or less than 10 microns (PM10) shall not exceed 8.4 tons per year. There shall be no visible PE from any paved roadway or parking area, except for a period of time not to exceed 1 minute during any 60-minute observation period. There shall be no visible PE from any unpaved roadway or parking area, except for a period of time not to exceed 3 minutes during any 60-minute observation period. Employ best available control measures that are sufficient to minimize or eliminate visible emissions of fugitive dust. See A.I.2.a through h.
	OAC rules 3745-17-07(B) and 3745-17-08(B)	See Section A.I.2.i.

2. Additional Terms and Conditions

2.a The permittee shall employ best available control measures on all paved roadways and parking areas for the purpose of ensuring compliance with the above-mentioned applicable requirements. The permittee shall employ water flushing and mechanical sweeping for the paved roadways and parking areas at sufficient frequencies to ensure compliance. Nothing in this paragraph shall prohibit the permittee from employing other control measures to ensure compliance.

2. Additional Terms and Conditions (continued)

2.b The permittee shall employ best available control measures on the unpaved shoulders of all paved roadways for the purpose of ensuring compliance with the above-mentioned applicable requirements. The permittee will improve the surface of any unpaved shoulders as necessary to ensure compliance. Nothing in this paragraph shall prohibit the permittee from employing other control measures to ensure compliance.

2.c The permittee shall employ best available control measures on all unpaved roadways and parking areas for the purpose of ensuring compliance with the above-mentioned applicable requirements. The permittee shall employ water as well as improve the surface of any unpaved roadway and parking area as necessary to ensure compliance. Nothing in this paragraph shall prohibit the permittee from employing other control measures to ensure compliance.

2.d The needed frequencies of implementation of the control measures shall be determined by the permittee's inspections pursuant to the monitoring section of this permit. Implementation of the control measures shall not be necessary for a paved or unpaved roadway or parking area that is covered with snow and/or ice or if precipitation has occurred that is sufficient for that day to ensure compliance with the above-mentioned applicable requirements. Implementation of any control measure may be suspended if unsafe or hazardous driving conditions would be created by its use.

2.e Any unpaved roadway or parking area, which during the term of this permit is paved or takes the characteristics of a paved surface due to the application of certain types of dust suppressants, may be controlled with the control measure(s) specified above for paved surfaces. Any unpaved roadway or parking area that takes the characteristics of a paved roadway or parking area due to the application of certain types of dust suppressants shall remain subject to the visible emission limitation for unpaved roadways and parking areas. Any unpaved roadway or parking area that is paved shall be subject to the visible emission limitation for paved roadways and parking areas.

2.f The permittee shall promptly remove, in such a manner as to minimize or prevent resuspension, earth and/or other material from paved streets onto which such material has been deposited by trucking or earth moving equipment or erosion by water or other means.

2.g Open-bodied vehicles transporting materials likely to become airborne shall have such materials covered at all times if the control measure is necessary for the materials being transported.

2.h Implementation of the above-mentioned control measures in accordance with the terms and conditions of this permit is appropriate and sufficient to satisfy the best available technology requirements of OAC rule 3745-31-05.

2.i This emissions unit is not located in an "Appendix A" area as indicated in OAC rule 3745-17-08. Therefore, the emissions unit is not subject to the RACM requirements established in OAC rule 3745-17-08(B) and the visible emission limitations specified in OAC rule 3745-17-07(B).

II. Operational Restrictions

None

III. Monitoring and/or Record Keeping Requirements

1. Except as otherwise provided in this section, the permittee shall perform inspections of the paved and unpaved roadways and parking areas daily.

2. The purpose of the inspections is to determine the need for implementing the above-mentioned control measures. The inspections shall be performed during representative, normal traffic conditions. No inspection shall be necessary for a roadway or parking area that is covered with snow and/or ice or if precipitation has occurred that is sufficient for that day to ensure compliance with the above-mentioned applicable requirements. Any required inspection that is not performed due to any of the above-identified events shall be performed as soon as such event(s) has (have) ended, except if the next required inspection is within one week.

III. Monitoring and/or Record Keeping Requirements (continued)

3. The permittee may, upon receipt of written approval from Ohio EPA, Southwest District Office, modify the above-mentioned inspection frequencies if operating experience indicates that less frequent inspections would be sufficient to ensure compliance with the above-mentioned applicable requirements.

4. The permittee shall maintain daily records of the following information:

a. the date and reason any required inspection was not performed, including those inspections that were not performed due to snow and/or ice cover or precipitation;

b. the date of each inspection where it was determined by the permittee that it was necessary to implement the control measures;

c. the dates the control measures were implemented; and

d. on a calendar quarter basis, the total number of days the control measures were implemented and the total number of days where snow and/or ice cover or precipitation were sufficient to not require the control measures.

The information required in 4.d. shall be kept separately for (i) the paved roadways and parking areas and (ii) the unpaved roadways and parking areas, and shall be updated on a calendar quarter basis within 30 days after the end of each calendar quarter.

5. Reconfiguration of the roadways and parkways areas and variations in traffic patterns at this facility may not be a modification under OAC rule 3745-31-01 as long as emissions are equal to or less than the established PTI limitations. If the change is determined to be a modification then the permittee must apply for and obtain a permit to install prior to the installation of the change.

IV. Reporting Requirements

1. The permittee shall submit quarterly deviation reports that identify any of the following occurrences:

a. each day during which an inspection was not performed by the required frequency, excluding an inspection which was not performed due to an exemption for snow and/or ice cover or precipitation; and

b. each instance when a control measure, that was to be implemented as a result of an inspection, was not implemented.

2. These reports are due by the dates as specified in Part I - General Terms and Condition A.1. of this permit.

V. Testing Requirements

1. Emission Limitation:

There shall be no visible PE from any paved roadway or parking area, except for a period of time not to exceed 1 minute during any 60-minute observation period.

There shall be no visible PE from any unpaved roadway or parking area, except for a period of time not to exceed 3 minutes during any 60-minute observation period.

Applicable Compliance Method:

If required, compliance with the emission limitations for the paved and unpaved roadways and parking areas identified above 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, 1996, and the modifications listed in paragraphs (B)(4)(a) through (B)(4)(d) of OAC rule 3745-17-03.

V. Testing Requirements (continued)

2. Emission Limitation:

Particulate emissions (PE) shall not exceed 33.0 tons per year.

Particulate matter with an aerodynamic diameter equal or less than 10 microns (PM10) shall not exceed 8.4 tons per year.

Compliance may be determined by summing each of the paved and unpaved roadway and parking segments using the following procedure for each segment: multiply the emission factor, Eext, by the total annual vehicle miles traveled. The emission factor, Eext, shall be determined by the following equation found in AP-42 section 13.2.1 (equations 1 and 2) for Paved Roads (dated December 2003), and 13.2.2 (equations 1a and 2) for Unpaved Roads (dated December 2003).

2.a Paved Roads:

Ef = {k x [(sL/2) to the power of 0.65] x [(W/3) to the power of 1.5]} - C;
UAER = (VMT x Ef) / 2000 lbs/ton;
Eext = (UAER x {1-[P/ (4 x N)]})
AER = Eext x (1-Cf)

where:

Ef = particulate emission factor (lb/VMT);
UAER = Uncontrolled Annual Emission Rate, in tons/yr;
Eext = Uncontrooled Annual Emissions Rate, taking rainfall into account, in tons/yr;
AER = Annual Emission Rate, in tons/yr;
k = constant - 0.082 for PE and 0.016 for PM10 (particle size multiplier for lb/VMT);
sL = road surface silt loading, (7.4 g/m2);
W = mean vehicle weight in tons, 27 tons;
C = emission factor for 1980's vehicle fleet, 0.00047 for PE and PM10;
VMT = Vehicle Miles Traveled, (0.5 mile x 115 vehicles/ day x 365 days/yr = 20,987.5 VMT/yr);
P = number of days with at least 0.01 inches of precipitation per year = 120 days for central Ohio, Figure 13.2.1-2, AP-42, section 13.2.1);
N = number of days in the averaging period = 365 days/year; and
Cf = Control Efficiency, (RACM Table 2.1.1-3, 80%).

V. Testing Requirements (continued)

2.b Unpaved Roadways:

Ef = k x [(s/12) to the power of "a"] x [(W/3) to the power of "b"];
UAER = (VMT x Ef) / 2000 lbs/ton;
Eext = UAER x [(365 - p)/365];
AER = Eext x (1-Cf);

where:

Ef = size-specific particulate emission factor (lb/VMT);
k = constant - 4.9 for PE and 1.5 for PM10 (particle size multiplier for pounds/VMT);
s = surface material silt content, 6.4%;
W = mean vehicle weight in tons, 27 tons;
a = constant - 0.7 for PE and 0.9 for PM10;
b = constant - 0.45for both PE and PM10;
VMT = Vehicle Miles Traveled, (4.0 mile x 115 vehicles/ day x 365 days/yr = 167,900 VMT/yr);
Eext = emission factor extrapolated for natural mitigation, lb/VMT;
p = number of days with at least 0.01 inches of precipitation per year = 120 days for central Ohio, Figure 13.2.2-1, AP-42, section 13.2.2; and
Cf = Control Efficiency, (RACM Table 2.1.1-3, 95%).

Applicable Compliance Method:

Compliance with above limitations are based on the use of the required control measures and monitoring requirements properly being maintained and performed.

VI. Miscellaneous Requirements

None

B. State Enforceable Section

I. Applicable Emissions Limitations and/or Control Requirements

1. The specific operation(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 employed. Additional applicable emissions limitations and/or control measures (if any) may be specified in narrative form following the table.

Operations, Property, and/or Equipment	Applicable Rules/ Requirements	Applicable Emissions Limitations/Control Measures

2. Additional Terms and Conditions

None

II. Operational Restrictions

None

III. Monitoring and/or Record Keeping Requirements

None

IV. Reporting Requirements

None

V. Testing Requirements

None

VI. Miscellaneous Requirements

None

Part III - Terms and Conditions for Emissions Units

Emissions Unit ID: Material Handling (F002)

Activity Description: Maerial Handling

A. State and Federally Enforceable Section

I. Applicable Emissions Limitations and/or Control Requirements

1. The specific operation(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 employed. Additional applicable emissions limitations and/or control measures (if any) may be specified in narrative form following the table.

Operations, Property, and/or Equipment	Applicable Rules/ Requirements	Applicable Emissions Limitations/Control Measures
F002 - Material handling	OAC rule 3745-31-05(A)(3) and PTI 05-13230	Particulate emissions (PE) shall not exceed 8.23 tons per year. Particulate matter with an aerodynamic diameter equal to or less than 10 microns (PM10) shall not exceed 4.04 tons per year. Visible emissions of fugitive dust shall not exceed 20% opacity, as a 3-minute average, for all material handling operations. Best available control measures that are sufficient to minimize or eliminate visible emissions of fugitive dust See Section A.2.a through A.2.d.
	OAC rule 3745-17-07(B) and OAC rule 3745-17-08(B)	See Section A.2.e

2. Additional Terms and Conditions

2.a The material handling operations that are covered by this permit and subject to the above-mentioned requirements include all operations associated with the handling of the following materials: final and intermediate cover soils, clay liner, and aggregates.

2.b The permittee shall employ best available control measures for the above-identified material handling operations for the purpose of ensuring compliance with the above-mentioned applicable requirements. In accordance with the permittee's permit application, the permittee has committed to minimize drop heights and employ water to suppress dust as needed. Nothing in this paragraph shall prohibit the permittee from employing other control measures to ensure compliance.

2. Additional Terms and Conditions (continued)

2.c For each material handling operation the above-identified control measures shall be implemented if the permittee determines, as a result of the inspection conducted pursuant to the monitoring section of this permit, that the control measures are necessary to ensure compliance with the above-mentioned applicable requirements. Any required implementation of the control measures shall continue during the operation of the material handling operations until further observation confirms that use of the control measures is unnecessary.

2.d Implementation of the above-mentioned control measures in accordance with the terms and conditions of this permit is appropriate and sufficient to satisfy the requirements of OAC rule 3745-31-05.

2.e This emissions unit is not located in an "Appendix A" area as indicated in OAC rule 3745-17-08. Therefore, the emissions unit is not subject to the RACM requirements established in OAC rule 3745-17-08(B) and the visible emission limitations specified in OAC rule 3745-17-07(B).

II. Operational Restrictions

None

III. Monitoring and/or Record Keeping Requirements

1. Except as otherwise provided in this section, for material handling operations the permittee shall perform daily visible inspections of such operations during each day of operation.

2. The above-mentioned inspections shall be performed during representative, normal operating conditions.

3. The permittee may, upon receipt of written approval from Ohio EPA, Southwest District Office, modify the above-mentioned inspection frequencies if operating experience indicates that less frequent inspections would be sufficient to ensure compliance with the above-mentioned applicable requirements.

4. The permittee shall maintain daily records of the following information:

a. the date and reason any required inspection was not performed;

b. the date of each inspection where it was determined by the permittee that it was necessary to implement the control measures;

c. the dates the control measures were implemented; and

d. on a calendar quarter basis, the total number of days the control measures were implemented.

The information in 4.d. shall be kept separately for each material handling operation identified above, and shall be updated on a calendar quarter basis within 30 days after the end of each calendar quarter.

IV. Reporting Requirements

1. The permittee shall submit deviation reports that identify any of the following occurrences:

a. each day during which an inspection was not performed by the required frequency; and

b. each instance when a control measure, that was to be performed as a result of an inspection, was not implemented.

These reports are due by the dates as specified in Part I - General Terms and Condition A.1. of this permit.

V. Testing Requirements

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

V. Testing Requirements (continued)

1.a Emissions Limitation:

PE shall not exceed 8.23 tons per year.
PM10 shall not exceed 4.04 tons per year.

Applicable Compliance Method:

Compliance may be determined by calculating emissions from each type of material handled and then summing each of the calculated emissions as follows:

First, determine the emissions factor "E" for each material handled and for each PE and PM10 emissions. The emissions factor "E" is determined by using equation (1) in AP-42 (01/1995. Section 13.2.4, Aggregate Handling and Storage Piles. Compilation of Air Pollution Emission Factors, Volume 1: Stationary Point and Area Sources, Fifth Edition.) Second, the emission factor "E" is then multiplied by the mass of material handled per year for each material. Third, the resulting pound per year emission rate for each PE and PM10 emissions is converted to tons per year, i.e., multiply by 1 ton/2000 lbs. Finally, the calculated, annual PE and PM10 emissions are each summarized for all materials handled.

1.b E = k(0.0032) [(U/5)1.3 / (M/2)1.4 lb/ton

where:

E = emission factor;
k = particle size multiplier, 0.74 for PE, 0.35 for PM10;
U = mean wind speed, miles per hour, 11 mph; and
M = material moisture content (%), aggregate 0.7%, liner clay 10%, cover soil 12% (Table 13.2.4-1);

TPY = Summation i = 1 ton of (E1)(T1)(1 ton/2000 lbs)

where:

TPY = Annual TPY for PE or PM10;
E1 = the emission factor for each type of material handled for either PE or PM10; and
T1 = the annual tons of material handled for each type of material

VI. Miscellaneous Requirements

None

B. State Enforceable Section

I. Applicable Emissions Limitations and/or Control Requirements

1. The specific operation(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 employed. Additional applicable emissions limitations and/or control measures (if any) may be specified in narrative form following the table.

Operations, Property, and/or Equipment	Applicable Rules/ Requirements	Applicable Emissions Limitations/Control Measures
F002 - Material handling		

2. Additional Terms and Conditions

None

II. Operational Restrictions

None

III. Monitoring and/or Record Keeping Requirements

None

IV. Reporting Requirements

None

V. Testing Requirements

None

VI. Miscellaneous Requirements

None

Part III - Terms and Conditions for Emissions Units

Emissions Unit ID: Landfill Gas System (P901)

Activity Description: Landfill gas system

A. State and Federally Enforceable Section

I. Applicable Emissions Limitations and/or Control Requirements

1. The specific operation(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 employed. Additional applicable emissions limitations and/or control measures (if any) may be specified in narrative form following the table.

Operations, Property, and/or Equipment	Applicable Rules/ Requirements	Applicable Emissions Limitations/Control Measures
(P901) - MSW Landfill w/ collection and control system, which may accept regulated asbestos-containing materials	OAC rule 3745-31-05(A)(3) and PTI 05-14428	The annual emissions from the gas recovery operation (stack emissions) shall not exceed the following: 10.17 tons of particulate emissions (PE); 39.10 tons of nitrogen oxides (NOx); 187.51 tons of carbon monoxide (CO); 171.21 tons of volatile organic compound (VOC); 439 tons of non-methane organic compounds (NMOC); and 10,215 tons of Methane. The requirements of this rule also include compliance with the requirements of OAC Chapter 3745-20, OAC rules 3745-31-11 through 3745-31-20, and 3745-21-07(J)(2), 40 CFR Part 60, Subpart WWW, 40 CFR Part 61, Subpart M, and 40 CFR Part 63, Subpart AAAA.
	OAC rule 3745-17-07(B) and OAC rule 3745-17-08	See Section A.I.2.j.
	40 CFR Part 60, Subpart WWW	See Sections A.I.2.b. through A.I.2.f.
	OAC Chapter 3745-20 and the NESHAP (40 CFR Part 61, Subparts A and M)	See Sections A.I.2.g. through A.I.2.i.
	40 CFR Part 63, Subpart AAAA	See Sections A.I.2.k.
	OAC rule 3745-31-05(A)(3)(b)	See Section A.I.2.l.

2. Additional Terms and Conditions

2.a The permittee shall ensure that solid wastes are deposited, spread, and compacted in such a manner as to minimize or prevent visible emissions of dust. All truckloads of solid waste shall be unloaded in a manner which will minimize the drop height of the solid wastes. Any dusty materials or wastes likely to become airborne shall be watered as necessary prior to or during dumping operations in order to minimize or eliminate visible emissions of fugitive dust. Watering shall be conducted in such a manner as to avoid the pooling of liquids and runoff. No dusty material shall be dumped during periods of high wind speed, unless the material has been treated to prevent fugitive dust emissions from becoming airborne.

2.b The calculated NMOC emission rate for this facility is greater than 50 megagrams per year (Mg/yr), therefore the permittee shall operate a collection and control system that captures the gas generated within the landfill as required below.

i. An active collection system shall:

(a) be designed to handle the maximum expected gas flow rate from the entire area of the landfill that warrants control over the intended use period of the gas control or treatment system equipment;

(b) collect gas from each area, cell, or group of cells in the landfill in which the initial solid waste has been placed for a period of 5 years or more if active; or 2 years or more if closed or at final grade;

(c) collect gas at a sufficient extraction rate; and

(d) be designed to minimize off-site migration of subsurface gas.

ii. A passive collection system shall:

(a) comply with the provisions specified in A.I.2.d.i.; and

(b) be installed with liners on the bottom and all sides in all areas in which gas is to be collected. The liners shall be installed as required under 40 CFR 258.40.

2.c The collection and control system may be capped or removed provided that all of the following conditions, as specified in 40 CFR 60.752(b)(2)(v), are met:

a. The landfill shall no longer be accepting solid waste and shall be permanently closed as defined in 40 CFR 60.751 and in accordance with the requirements of 40 CFR 258.60.

b. The collection and control system shall have been in operation a minimum of 15 years.

c. The NMOC emission rate of the landfill, calculated per 40 CFR 60.754(b), shall be less than 50 megagrams/year on three successive test dates. The test dates shall be no less than 90 days and no more than 180 days apart.

d. A closure report shall be submitted to the Director within 30 days of waste acceptance cessation and no additional wastes shall be placed in the landfill.

[40 CFR 60.752(b)(2)(v)]

2.d The provisions of this permit, under the authority of 40 CFR, Part 60, Subpart WWW, apply at all times, except during periods of start-up, shutdown, or malfunction, provided that the duration of the start-up, shutdown, or malfunction event does not exceed 5 days for collection systems and does not exceed 1 hour for treatment or control devices, in which case any deviation from the requirements shall be recorded and included in the semiannual report.

[40 CFR 60.755(e)]

2. Additional Terms and Conditions (continued)

2.e The permittee shall develop and implement a written startup, shutdown, and malfunction (SSM) plan according to the provisions in 40 CFR 63.6(e)(3). A copy of the SSM plan must be maintained on site.

[40 CFR 63.1960]

2.f The permittee shall operate the collection system such that gas is collected from each area, cell, or group of cells in the MSW landfill in which solid waste has been in place for 5 years or more if active, or for 2 years or more if closed or at final grade, and as required in 40 CFR 60.752, 60.753, and this permit. The collection and control system shall meet the specifications for an active collection system as required in 40 CFR 60.759, included in this permit.

[40 CFR 60.753(a)]

2.g The landfill, approved to accept asbestos-containing waste materials shall maintain the following work practice standards:

a. There shall be no visible emissions from asbestos-containing waste materials during on-site transportation, transfer, unloading, deposition, compacting operations, or from any inactive asbestos waste disposal sites.

b. Deposition and burial operations shall be conducted in a careful manner that prevents asbestos-containing waste materials from being broken up or dispersed before the materials are buried.

c. The permittee shall inspect each load of asbestos-containing material delivered to the facility. The inspection shall consist of a visual examination to ensure that each shipment of asbestos-containing waste materials is received in intact, leak-tight containers labeled with appropriate hazard warning labels, the name of the waste generator, and the location of waste generation. The inspection also shall determine whether the waste shipment records accompany the consignment and accurately describe the waste material and quantity.

d. If on the basis of the inspection, the waste material is found to be improperly received, the load shall be disposed of in accordance with the procedures in the "Asbestos Spill Contingency Plan," and the discrepancy shall be noted on the waste shipment record.

[40 CFR 61.154(a) and (e)] and [OAC rule 3745-20-06]

2.h The permittee shall develop, implement, and maintain an "Asbestos Disposal Operating Procedure and Spill Contingency Plan" consisting of:

a. authorized personnel training;
b. inspection and disposal operating procedures;
c. non-conforming load response procedures;
d.inventory and maintenance procedures for safety and emissions control equipment;
e. record keeping procedures; and
f. emergency notification procedures.

Authorized personnel shall be knowledgeable in the procedures, and the Plan shall be available for inspection at this facility at all times. Emissions control equipment shall be available for wetting and containing asbestos in the event of a release or non-conforming load disposal. All equipment required to implement the "Asbestos Disposal Operating Procedure and Spill Contingency Plan" shall be maintained in accordance with good engineering practices to ensure that the equipment is in a ready-to-use condition and in an appropriate location for use.

[OAC rule 3745-20-06, in part] and/or [OAC rule 3745-31-05(A)(3)]

2. Additional Terms and Conditions (continued)

2.i The facility can accept for disposal any regulated asbestos-containing material as defined in the National Emission Standards for Hazardous Air Pollutants (NESHAP) for Asbestos, 40 CFR Part 61, Subpart M, Section 141 and OAC rule 3745-20, or any subsequent revisions to either rule. Regulated asbestos-containing material is defined to include:

a. friable asbestos material;

b. Category I nonfriable asbestos-containing material that has become friable;

c. Category I nonfriable asbestos-containing material that will be or has been subjected to sanding, grinding, cutting, or abrading; or

d. Category II nonfriable asbestos-containing material that has a high probability of becoming or has become crumbled, pulverized, or reduced to powder by the forces expected to act on the material in the course of demolition or renovation operations regulated by this subpart.

The permittee shall ensure that any Category I and/or Category II nonfriable asbestos-containing waste material received does not become friable during processing at the landfill. If any asbestos material arrives at the landfill and meets the description of a regulated asbestos-containing material as described in (a) through (d) above, the landfill shall:

e. cause or permit no visible emissions to the outside air from the asbestos-containing waste materials during on-site transportation, transfer, deposition, or compacting operations;

f. assure that deposition and burial operations are conducted in a manner which prevents handling by equipment or persons that causes asbestos-containing waste materials to be broken-up or dispersed before the materials are buried;

g. cover the asbestos-containing waste material with at least twelve inches of non-asbestos-containing material, as soon as practicable after deposition, but no later than at the end of the operating day; and

h. assure that during the unloading, deposition, burial, and initial compaction of asbestos-containing waste materials, the disposal site is restricted adequately to deter unauthorized entry of the general public and any unauthorized personnel to within one hundred feet of the operations.

[40 CFR 61.154(a) and (c), in part] and [OAC rule 3745-20-06(B)]

2.j This emissions unit is not located in an "Appendix A" area as indicated in OAC rule 3745-17-08. Therefore, the emissions unit is not subject to the reasonably available control measures (RACM) requirements established in OAC rule 3745-17-08(B) and the visible emission limitations specified in OAC rule 3745-17-07(B).

2.k The requirements of 40 CFR, Part 63, Subpart AAAA also include compliance with the requirements of 40 CFR, Part 60, Subpart WWW.

2.l The Best Available Technology (BAT) requirements under OAC rule 3745-31-05(A)(3) do not apply to the sulfur dioxide (SO2) and volatile organic compound (VOC) from this air contaminant emissions unit since the calculated maximum potential annual SO2 and VOC emissions rate are less than ten tons per year taking into account the data submitted by Cherokee Run Landfill.

II. Operational Restrictions

1. The Landfill Gas Collection and Control Systems at this facility shall be equipped with at least one of the following:

a. an open flare which is designed and operated to reduce NMOC by 98 percent by weight;

b. an enclosed combustion device, which shall either reduce the NMOC by 98 percent by weight or reduce the outlet NMOC concentration to less than 20 ppm by volume, on a dry basis as hexane at 3% oxygen; and/or

c. a treatment system that processes the collected gas for subsequent sale or use. All emissions from any atmospheric vent from the gas treatment system shall meet the requirements of 40 CFR 60.752(B)(2)(iii)(A) or (B).

2. The permittee shall operate the active collection and control system to capture the gas generated within the landfill and route all the collected gas to emissions unit P901. The collection and control system shall be operated to comply with 40 CFR 60, Subpart WWW in accordance with the provisions of 40 CFR sections 60.752, 60.753, 60.755, and 60.756, which are reflected in this permit.

[40 CFR 60.752(b)(2)(iii) and (iv)]

3. The landfill gas collection system shall satisfy the following requirements, as specified in 40 CFR 60.752(b)(2)(ii)(A):

a. the system shall be designed to handle the maximum expected gas flow rate from the entire area of the landfill that warrants control over the intended use period of the gas control or treatment system equipment;

b. the system shall collect gas from each area, cell, or group of cells in the landfill in which the initial solid waste has been placed for a period of 5 years or more if active, or 2 years or more if closed or at final grade;

c. the system shall collect gas at a sufficient extraction rate; and

d. the system shall be designed to minimize off-site migration of subsurface gas.

[40 CFR 60.752(b)(2)(ii)(A)] and [40 CFR 60.753(a)]

4. The permittee shall install and place each well or design component as specified in the approved design plan. Each well shall be installed no later than 60 days after the date on which the initial solid waste has been in place for a period of five years or more, if active; or two years or more, if closed or at final grade.

II. Operational Restrictions (continued)

5. If an open flare is used to control landfill gas emissions, it shall be designed and operated as follows:

a. An open flare shall be designed for and operated with no visible emissions, as determined by Method 22 of Appendix A of 40 CFR Part 60, except for periods not to exceed a total of 5 minutes during any 2 consecutive hours.

b. An open flare shall be operated with a flame present at all times when landfill gases are vented to it. The presence of a flare pilot flame shall be monitored using a thermocouple or any other equivalent device to detect the presence of a flame. The net heating value of the gas being combusted and the actual exit velocity shall be calculated as required in the Testing Section of this permit.

c. Open flares shall be steam-assisted, air-assisted, or non-assisted, and shall comply with the following requirements for the heat content and the maximum tip velocity , or shall comply with the alternative requirements for non-assisted flares:

i. Steam-assisted or air-assisted flares shall have a net heating value of 300 Btu/scf (11.2 MJ/scm) or greater, for the gas being combusted.

Nonassisted flares shall have a net heating value of 200 Btu/scf (7.45 MJ/scm) for the gas being combusted.

The net heating value of the gas being combusted shall be calculated as required in the Testing Section of this permit.

ii. Steam-assisted and/or nonassisted flares shall be designed for and operated with an exit velocity of less than 18.3 m/sec (60 ft/sec), with the following exceptions:

(a) steam-assisted and nonassisted flares, having a net heating value of 1,000 Btu/scf (37.3 MJ/scm) for the gas being combusted, can be designed for and operated with an exit velocity equal to or greater than 18.3 m/sec (60 ft/sec), but less than 122 m/sec (400 ft/sec); and

II. Operational Restrictions (continued)

(b) steam-assisted and nonassisted flares can be designed for and operated with an exit velocity of less than the velocity calculated below for Vmax, and less than 122 m/sec (400 ft/sec):

Log10 (Vmax) = (HT + 28.8)/31.7

where:

Vmax = maximum permitted velocity, m/sec;
28.8 = constant;
31.7 = constant; and
HT = the net heating value as determined in the Testing Section of this permit.

Air-assisted flares shall be designed and operated with an exit velocity less than the velocity Vmax, calculated as follows:

Vmax = 8.706 + 0.7084 (HT)

where:

Vmax = maximum permitted velocity, m/sec;
8.706 = constant;
0.7084 = constant; and
HT = the net heating value as determined in the Testing Section of this permit.

iii. Non-assisted flares that have a diameter of 3 inches or greater and a hydrogen content of 8.0 percent (by volume), or greater, shall be designed for and operated with an exit velocity of less than 37.2 m/sec (122 ft/sec) and less than the velocity, Vmax, as determined by the following equation:

Vmax = (XH2- K1) K2

where:

Vmax = maximum permitted velocity, m/sec;
K1 = constant, 6.0 volume-percent hydrogen;
K2 = constant, 3.9 (m/sec)/volume-percent hydrogen; and
XH2 = the volume-percent of hydrogen, on a wet basis, as calculated by using the ASTM Method D1946-90.

[40 CFR 60.18] and [OAC rule 3745-21-10(P)]

6. The permittee shall site active collection wells, horizontal collectors, surface collectors, or other extraction devices at a sufficient density throughout all gas producing areas using the following procedures unless alternative procedures have been approved by the Director:

a. The collection devices within the interior and along the perimeter areas shall be certified to achieve comprehensive control of surface gas emissions by a professional engineer. The following issues shall be addressed in the design: depths of refuse, refuse gas generation rates and flow characteristics, cover properties, gas system expandibility, leachate and condensate management, accessibility, compatibility with filling operations, integration with closure end use, air intrusion control, corrosion resistance, fill settlement, and resistance to the refuse decomposition heat.

b. The sufficient density of gas collection devices, determined above, shall address landfill gas migration issues and augmentation of the collection system through the use of active systems at the landfill perimeter or exterior.

[40 CFR 60.759(a)(1) and (2)]

II. Operational Restrictions (continued)

7. The permittee shall convey the landfill gas to a control system through the collection header pipe(s). The gas moving equipment shall be sized to handle the maximum gas generation flow rate expected over its intended period of use, using the following procedures:

a. For existing collecting systems, the actual flow data shall be used to project the maximum flow rate.

b. For new collection systems, the maximum flow rate shall be calculated in accordance with 40 CFR 60.755(a)(1), using the formula also contained in the Testing Section of this permit.

[40 CFR 60.755(a)(1), in part]

8. Landfill gas collection devices shall be placed to control all gas producing areas except those that meet the following requirements:

a. Any segregated area of non-degradable material may be excluded from the gas collection requirements if up-to-date plot maps showing each uniquely identified existing and planned collector in the system, their locations on the map, and the type of waste deposited in each area has been documented. The documentation shall provide the nature, date of deposition, location, and amount of non-degradable material deposited in the area, and shall be provided to the Director upon request.

b. Any non-productive area of the landfill may be excluded from control, provided that the total of all excluded areas can be shown to contribute less than 1% of the total amount of NMOC emissions from the landfill. The amount, location, and age of the material shall be documented and provided to the Director upon request. A separate NMOC emissions estimate shall be made for each section proposed for exclusion, and the sum of all such sections shall be compared to the NMOC emissions estimate for the entire landfill.

Emissions from each section shall be computed using the following equation:

Qi = 2k L0 Mi (e-kti) CNMOC (3.6x10-9)

where:

Qi = NMOC emission rate from the ith section, in megagrams per year;
k = methane generation rate constant, in year -1;
LO = methane generation potential, in cubic meters per megagram solid waste;
Mi = mass of the degradable solid waste in the ith section, in megagram;
ti = age of the solid waste in the ith section, in years;
CNMOC = concentration of nonmethane organic compounds, in parts per million by volume; and
3.6 x 10-9 = conversion factor.

c. The values for k, LO, and CNMOC determined in field testing shall be used, if field testing has been performed in determining the NMOC emission rate or the radii of influence. If field testing has not been performed, the default values for k, LO and CNMOC are as follows:

k** = 0.05 per year
LO = 170 cubic meters per megagram
CNMOC = 4,000 parts per million by volume as hexane

** For landfills located in geographical areas with a thirty-year annual average precipitation of less than 25 inches, as measured at the nearest representative official meteorologic site, the k value to be used is 0.02 per year.

[40 CFR 60.759(a)(3)]

II. Operational Restrictions (continued)

9. When the permittee constructs new gas collection devices, the permittee shall use the following equipment or procedures:

a. The landfill gas extraction components shall be constructed of polyvinyl chloride (PVC), high density polyethylene (HDPE) pipe, fiberglass, stainless steel, or other nonporous corrosion resistant material of suitable dimensions to: convey projected amounts of gases; withstand installation, static, and settlement forces; and withstand planned overburden or traffic loads. The collection system shall extend as necessary to comply with emission and migration standards. Collection devices such as wells and horizontal collectors shall be perforated to allow gas entry without head loss sufficient to impair performance across the intended extent of control. Perforations shall be situated with regard to the need to prevent excessive air infiltration.

b. Vertical wells shall be placed so as not to endanger underlying liners and shall address the occurrence of water within the landfill. Holes and trenches constructed for piped wells and horizontal collectors shall be of sufficient cross-section so as to allow for their proper construction and completion including, for example, centering of pipes and placement of gravel backfill. Collection devices shall be designed so as not to allow indirect short circuiting of air into the cover or refuse into the collection system or gas into the air. Any gravel used around pipe perforations should be of a dimension so as not to penetrate or block perforations.

c. Collection devices may be connected to the collection header pipes below or above the landfill surface. The connector assembly shall include a positive closing throttle valve, any necessary seals and couplings, access couplings and at least one sampling port. The collection devices shall be constructed of PVC, HDPE, fiberglass, stainless steel, or other nonporous material of suitable thickness.

[40 CFR 60.759(b)]

10. The permittee shall operate the collection system with negative pressure at each wellhead except under the following conditions:

a. a fire or increased well temperature (the permittee shall record all instances when positive pressure occurs in efforts to avoid a fire);

b. use of a geomembrane or synthetic cover (the permittee shall develop acceptable pressure limits in the design plan); or

c. decommissioned well (a well may experience a static positive pressure after shutdown to accommodate for declining flows). All design changes shall be approved by the Ohio EPA.

[40 CFR 60.753(b)]

II. Operational Restrictions (continued)

11. The permittee shall operate each interior wellhead in the collection system with a landfill gas temperature less than 55 degrees Celsius and with either a nitrogen level less than 20 percent or an oxygen level less than 5 percent. The permittee may establish a higher operating temperature, nitrogen, or oxygen value at a particular well. A higher operating value demonstration shall show supporting data that the elevated parameter does not cause fires or significantly inhibit anaerobic decomposition by killing methanogens.

a. The nitrogen level shall be determined using 40 CFR, Part 60, Appendix A, Method 3C, unless an alternative test method is approved by the Administrator.

b. The oxygen level shall be determined by an oxygen meter using 40 CFR, Part 60, Appendix A, Method 3A, unless an alternative test method is approved by the Administrator, except that:

i. The span shall be set so that the regulatory limit is between 20 and 50 percent of the span.

ii. A data recorder is not required.

iii. Only two calibration gases are required, a zero and span, and ambient air may be used as the span.

iv. A calibration error check is not required.

v. The allowable sample bias, zero drift, and calibration drift are plus or minus 10 percent.

[40 CFR 60.753(c)]

12. The permittee shall operate the collection system so that the methane concentration is less than 500 parts per million above background at the surface of the landfill. To determine if this level is exceeded, the permittee shall conduct surface testing on a quarterly basis around the perimeter of the collection area and along a pattern that traverses the landfill at 30-meter intervals and where visual observations indicate elevated concentrations of landfill gas, such as distressed vegetation and cracks or seeps in the cover.

The permittee may establish an alternative traversing pattern that ensures equivalent coverage. A surface monitoring design plan shall be developed that includes a topographical map with the monitoring route and the rationale for any site-specific deviations from the 30-meter intervals. Areas with steep slopes or other dangerous areas may be excluded from the surface testing.

[40 CFR 60.753(d)]

13. The permittee shall operate the collection system such that all collected gases are vented to a control system designed and operated in compliance with the requirements in this permit. In the event the collection or control system is inoperable, the gas mover system shall be shut down and all valves in the collection and control system contributing to venting of the gas to the atmosphere shall be closed within 1 hour.

[40 CFR 60.753(e)]

14. The permittee shall operate the control and/or treatment system at all times when the collected gas is routed to the system.

[40 CFR 60.753(f)]

15. If monitoring demonstrates that the operational requirements for negative pressure, interior wellhead temperature, wellhead oxygen or nitrogen concentration, and/or surface methane levels are not met, corrective action shall be taken as specified in the monitoring and record keeping requirements for the pressure, temperature, oxygen or nitrogen concentration at each well's gas collection header and surface methane measurements. If corrective actions are taken as specified in 40 CFR 60.755, the monitored exceedance is not a violation of the operational requirements.

[40 CFR 60.753(g)]

II. Operational Restrictions (continued)

16. The permittee shall operate the control device within the parameter ranges established during the initial or most recent performance test. The parameters established shall be based on the control device installed and may include a heat sensing device, gas flow rate measuring device, and/or gauge pressure device in the gas collection header.

[40 CFR 60.752(b)(2)(iii)(B)(2)]

17. If a combustion device (enclosed flare) is employed pursuant to section A.I.2.e.ii, the average combustion temperature of the combustion device, for any-3 hour block of time when the emissions unit is in operation, shall not be more than 28 degrees Celsius below the average temperature measured during the most recent compliance test that demonstrated the emissions unit was in compliance.

18. The permittee shall keep for at least 5 years, up-to-date, readily accessible, on-site records of the design capacity report which showed the landfill capacity to equal or exceed 2.5 million megagrams and/or 2.5 million cubic meters, the current amount of solid waste in-place, and the year-by-year waste acceptance rate. Off-site records may be maintained if they are retrievable within 4 hours. Either hardcopy or electronic formats are acceptable.

[40 CFR 60.758(a)]

19. During the unloading, deposition, burial, and initial compaction of asbestos-containing waste materials, the owner or operator of the active waste disposal site shall establish a restricted area adequate to deter the unauthorized entry of the general public and any unauthorized personnel from any location within one hundred feet of the operations. The following information shall be displayed on a sign not less than twenty by fourteen inches, so that it is visible at all entrances, from all directions, and at intervals of three hundred feet or less either along the property line of the facility or along the fencing immediately surrounding the restricted area(s). The signs shall use letter sizes and styles of a visibility at least equal to the following specifications:

Legend:

ASBESTOS WASTE DISPOSAL SITE 2.5 cm (1 inch) Sans Serif, Gothic or Block

DO NOT CREATE DUST 1.9 cm (3/4 inch) Sans Serif, Gothic or Block 14 Point Gothic

BREATHING ASBESTOS IS HAZARDOUS TO YOUR HEALTH 14 Point Gothic

Spacing between any two lines must be at least equal to the height of the upper two lines.

[40 CFR 61.154(b)] and [OAC rule 3745-20-06(B)(4) and (5)]

20. The permittee shall cover and compact asbestos wastes in accordance with the following requirements:

a. As soon as practical after the placement of asbestos, but no later than the end of each working day, the asbestos-containing waste materials deposited at the site during the operating day shall be covered with at least 12 inches of non-asbestos-containing materials. Once the asbestos-containing waste materials are covered, the area shall be compacted.

b. Care shall be taken to ensure that disposed asbestos shall not be re-excavated in subsequent operations. Any accidentally exposed material shall be immediately recovered in accordance with the provisions of this permit.

c. Asbestos-containing waste materials shall be separated from the landfill final grade by no less than 24 inches of compacted non-asbestos-containing materials or by at least 6 inches of compacted non-asbestos-containing materials with a permanent cover of vegetation over the area.

[40 CFR 61.151(a)], [40 CFR 61.154(c) and (g)], [OAC rule 3745-20-06(B)(3)], and [OAC rule 3745-20-07(A)(2) and (3)]

III. Monitoring and/or Record Keeping Requirements

1. The permittee shall maintain up-to-date, readily accessible, continuous records of any loss of flame to the open flare or flare pilot and/or any incident(s) where the flare is bypassed, using one of the following monitoring systems installed for this purpose:

a. A/the heat sensing device at the pilot light or flame shall indicate the continuous presence of a flame and maintain a record of the total time of any loss of flame.

b. A/the gas flow rate measuring device shall record the flow to the flare at least every 15 minutes and shall document the total time of any bypass to the open flare.

c. The bypass line valve shall be locked-out in the closed position and a monthly visual inspection shall document that it is always closed. A record of the total time of any bypass, where the lock-out is removed, shall be maintained along with the records of the monthly inspections of the lock-out device.

[40 CFR 60.758(c)(2) and (4)]

2. The permittee shall calibrate, maintain, and operate according to the manufacturer's specifications the following equipment:

a. A heat sensing device, such as an ultraviolet beam sensor or thermocouple, at the pilot light or the flame itself to indicate the continuous presence of a flame; or, if an enclosed combustor is employed, a temperature monitoring device equipped with a continuous recorder and having a minimum accuracy of +/- 1 percent of the temperature being measured expressed in degrees Celsius or +/- 0.5 degrees Celsius, whichever is greater [a temperature monitoring device is not required for boilers or process heaters with design heat input capacity equal to or greater than 44 megawatts]. If an enclosed combustor is employed, the permittee shall collect and record the following information:

i. all 3-hour blocks of time during which the average combustion temperature within the enclosed combustor was more than 28 degrees Celsius below the average temperature measured during the most recent emission testing that demonstrated the emissions unit was in compliance; and

ii. a log of the downtime for the capture (collection system), control device, and associated monitoring equipment while the emissions unit was in operation.

b. A device that records flow to or bypass of the flare. The permittee shall either:

i. calibrate, and maintain a gas flow rate measuring device that shall record the flow to the control device at least every 15 minutes; or

ii. secure the bypass line valve in the closed position with a car-seal or a lock-and-key type configuration. A visual inspection of the seal or closure mechanism shall be performed at least once every month to ensure that the valve is maintained in the closed position and that the gas flow is not diverted through the bypass line.

III. Monitoring and/or Record Keeping Requirements (continued)

3. The permittee seeking to demonstrate compliance with the landfill gas collection and control requirements through use of an open flare, shall keep up-to-date, readily accessible records for the life of the control equipment of the data listed below, as measured during the initial performance test or compliance determination:

a. the flare type (i.e., steam-assisted, air-assisted, or nonassisted);

b.all visible emissions readings;

c. heat content determinations;

d. flow rate or bypass flow rate measurements;

e. exit velocity determinations made during the performance test as specified in 40 CFR 60.18;

f. continuous records of the flare pilot flame or flare flame monitoring; and

g. records of all periods of operations during which the pilot flame of the flare flame is absent.

Records of subsequent tests or monitoring shall be maintained for a minimum of 5 years. Records of the control device vendor specifications shall be maintained until removal.

[40 CFR 60.758(b)(4)]

4. The permittee shall keep up-to-date, readily accessible records for the life of the control equipment of the data listed below, as measured during the initial performance test or compliance determination:

a. the maximum expected gas generation flow rate, as calculated in 40 CFR 60.755(a)(1) and as required in this permit; and

b. the density of wells, horizontal collectors, surface collectors, or other gas extraction devices determined using the procedures specified in 40 CFR 60.759(a)(1) and this permit.

Records of subsequent tests or monitoring shall be maintained for a minimum of 5 years. Records of the control device vendor specifications shall be maintained until removal.

[40 CFR 60.758(b)(1)]

5. The permittee of a controlled landfill subject to the provisions of this subpart shall keep for 5 years, up-to-date, readily accessible continuous records of the control equipment operating parameters specified to be monitored in 40 CFR 60.756, as well as, up-to-date, readily accessible records for periods of operation during which the parameter boundaries established during the most recent performance test are exceeded.

[40 CFR 60.758(c)]

6. The permittee shall keep for the life of the collection system an up-to-date, readily accessible plot map showing each existing and planned collector in the system and providing a unique identification location label for each collector.

[40 CFR 60.758(d)]

7. The permittee shall keep up-to-date, readily accessible records of the installation date and location of all newly installed collectors as specified under 40 CFR 60.755(b) and as required in this permit.

[40 CFR 60.758(d)(1)]

III. Monitoring and/or Record Keeping Requirements (continued)

8. The permittee shall keep readily accessible documentation of the nature, date of deposition, amount, and location of asbestos-containing and/or nondegradable wastes, excluded from collection as provided in 40 CFR 60.759(a)(3)(i), as well as any nonproductive areas excluded from collection as provided in 40 CFR 60.759(a)(3)(ii).

[40 CFR 60.758(d)(2)]

9. The permittee shall keep for at least 5 years up-to-date, readily accessible records of all collection and control system exceedances of the operational standards contained in 40 CFR 60.753 and this permit, the reading in the subsequent month, whether or not the second reading is an exceedance, and the location of each exceedance.

[40 CFR 60.758(e)]

10. The permittee shall monitor surface concentrations of methane on a quarterly basis according to the instrument specifications and procedures provided below. Any closed landfill that has no monitored exceedances of the operational standard in three consecutive quarterly monitoring periods may revert to annual monitoring; however, during the annual monitoring, any methane reading of 500 ppm or more above background detected, returns the frequency for that landfill back to quarterly monitoring. The permittee shall monitor surface concentrations of methane on a quarterly basis as follows:

a. surface concentrations of methane shall be monitored, in ppm, along the entire perimeter of the collection area and along a pattern spaced 30 meters apart (or a site-specific established spacing) and where visual observations indicate elevated concentrations of landfill gas, such as distressed vegetation and cracks or seeps in the cover for each collection area;

b. the background concentration shall be determined by moving the probe inlet upwind and downwind outside the boundary of the landfill at a distance of at least 30 meters from the perimeter wells;

c. surface emission monitoring shall be performed in accordance with Section 4.3.1 of Method 21 of Appendix A of 40 CFR Part 60, except that the probe inlet shall be placed within 5 to 10 centimeters of the ground. Monitoring shall be performed during typical meteorological conditions; and

d. any reading of 500 ppm or more above background at any location shall be recorded as a monitored exceedance and the actions specified below shall be taken. As long as the specified actions are taken, the exceedance is not a violation of the operational requirements listed in Section A.II:

i. The location of each monitored exceedance shall be marked and the location recorded.

ii. Cover maintenance or adjustments to the vacuum of the adjacent wells to increase the gas collection in the vicinity of each exceedance shall be made and the location shall be remonitored within 10 calendar days of detecting the exceedance.

iii. If the remonitoring of the location shows a second exceedance, additional corrective action shall be taken and the location shall be monitored again within 10 days of the second exceedance. If the remonitoring shows a third exceedance for the same location, a new well or other collection device shall be installed within 120 calendar days of the initial exceedance. No further monitoring of that location is required until the new well(s) or collection device has been installed.

iv. Any location that initially showed an exceedance but has a methane concentration less than 500 ppm methane above background at the 10-day remonitoring specified above shall be remonitored 1 month from the initial exceedance. If the 1-month remonitoring shows a concentration less than 500 ppm above background, no further monitoring of that location is required until the next quarterly monitoring period. If the 1-month remonitoring shows an exceedance, the actions specified above shall be taken.

v. For any location where the monitored methane concentration equals or exceeds 500 ppm above background three times within a quarterly period, a new well or other collection device shall be installed within 120 calendar days of the initial exceedance.

III. Monitoring and/or Record Keeping Requirements (continued)

vi. An alternative remedy to the exceedance, such as upgrading the blower, header pipes or control device, and a corresponding time line for installation may be submitted to the Ohio EPA for approval.

e. The monitor used shall meet the requirements of 40 CFR 60.755(c).

[40 CFR 60.755(c)] and [40 CFR 60.756(f)]

11. The permittee shall monitor surface concentrations of methane according to the instrument specifications and procedures provided in this permit. Any closed landfill that has no monitored exceedances of the operational standard in three consecutive quarterly monitoring periods may skip to annual monitoring. Any methane reading of 500 ppm or more above background detected during the annual monitoring returns the frequency for that landfill to quarterly monitoring.

12. The permittee shall implement a program to monitor for the integrity of the cover on a monthly basis and implement cover repairs as necessary.

[40 CFR 60.755(c)(5)]

13. The permittee shall install a sampling port and a thermometer or other temperature measuring device, or an access port for temperature measurements at each wellhead.

a. For the purpose of demonstrating whether the gas collection system flow rate is sufficient to determine compliance with A.I.2.d.i(c), the permittee shall measure gauge pressure in the gas collection header at each individual well, monthly. If a positive pressure exists, action shall be initiated to correct the exceedance within 5 calendar days, except for the three conditions allowed under A.II.1. If negative pressure cannot be achieved without excess air infiltration within 15 calendar days of the first measurement, the gas collection system shall be expanded to correct the exceedance within 120 days of the initial measurement of positive pressure. Any attempted corrective measure shall not cause exceedances of other operational or performance standards. An alternative timeline for correcting the exceedance may be submitted to the Director for approval. The permittee is not required to expand the system a during the first 180 days after gas collection system startup.

[40 CFR 60.755(a)(3) and (4)]

b. For the purpose of identifying whether excess air infiltration into the landfill is occurring, the permittee shall monitor each well monthly for temperature and nitrogen or oxygen as provided in A.II.2. If a well exceeds one of these operating parameters, action shall be initiated to correct the exceedance within 5 calendar days. If correction of the exceedance cannot be achieved within 15 calendar days of the first measurement, the gas collection system shall be expanded to correct the exceedance within 120 days of the initial exceedance. Any attempted corrective measure shall not cause exceedances of other operational or performance standards. An alternative time line for correcting the exceedance may be submitted to the Director for approval.

[40 CFR 60.755(a)(5)]

14. The permittee shall keep up-to-date, readily accessible records, for the life of the enclosed combustor control equipment, and as measured during the initial performance test or compliance determination, of the following records:a. the average combustion temperature measured at least every 15 minutes and averaged over the same time period of the performance test; and b. the percent reduction of NMOC Records of subsequent tests or monitoring shall be maintained for a minimum of 5 years. achieved by the combustor and determined as specified in 40 CFR 60.752(b)(2)(iii)(B) and this permit. Records of the control device vendor specifications shall be maintained until removal.

[40 CFR 60.758(b)(2)]

15. The permittee shall keep for at least 5 years up-to-date, readily accessible, on-site records of the design capacity report which includes: the current amount of solid waste in-place, and the year-by-year waste acceptance rate. Off-site records may be maintained if they are retrievable within 4 hours. Either paper copy or electronic formats are acceptable. These records may be also required by the OEPA, Division of Solid and Infectious Waste Management, and shall satisfy this permit condition.

III. Monitoring and/or Record Keeping Requirements (continued)

16. The permittee shall perform daily checks, when the emissions unit is in operation and when the weather conditions allow, for any visible emissions of fugitive dust from asbestos-containing waste materials during on-site transportation, transfer, unloading, deposition, or compacting operations. The presence or absence of any visible emissions shall be noted in an operations log. If visible emissions are observed, the permittee shall also note the following in the operations log:

a. the color of the emissions;

b. the total duration of any visible emission incident; and

c. any corrective actions taken to eliminate the visible emissions.

[40 CFR 61.154(a), in part] and [OAC rule 3745-20-06(A) and (B)(1)]

17. The permittee shall maintain a record of the inspection required in the Additional Terms and Conditions for each load of asbestos-containing material delivered to the facility. These records shall be maintained for a period of 2 years.

[40 CFR 61.154(e)(4)], [OAC rule 3745-20-05(E)(5)], and [OAC rule 3745-20-06(C)(1) and (3)]

18. The permittee shall maintain a permanent record of the location, depth and area, and quantity in cubic yards of all asbestos-containing waste materials within the disposal site, on a map or a diagram of the disposal area.

[40 CFR 61.154(f) and (g)] and [OAC rule 3745-20-06(C)(2)]

19. The permittee shall require that all asbestos waste shipments received be accompanied by a waste shipment record. The waste shipment records shall include the following information:

a. the name of the work site or facility where the asbestos-containing waste was generated and the mailing address and telephone number of the facility owner;

b. the name, mailing address and telephone number of the owner or operator (waste generator) responsible for handling, packing, marking, and labeling the asbestos-containing waste material;

c. the name, mailing address, telephone number and site location of the active waste disposal site designated by the generator to receive the asbestos-containing waste material for disposal;

d. the name and address of the local, state or U.S. EPA regional agency responsible for administering the National Emission Standards for Hazardous Air Pollutants (NESHAP) program for asbestos;

e. a description of the asbestos-containing waste materials included in the waste shipment;

f. the number and type of containers included in the waste shipment;

g. the approximate volume of asbestos-containing waste material included in the waste shipment, in cubic yards;

h. special handling instructions or additional information relative to the waste shipment the waste generator may specify;

i. a certification that the contents of this consignment are fully and accurately described by proper shipping name and are classified, packed, marked, and labeled, and are in all respects in proper condition for transport by highway according to applicable international and government regulations;

j. the name, address and phone number of the transporter;

k. a signature by the transporter, to acknowledge receipt of the asbestos-containing waste shipment, described by the waste generator for the conditions recorded on the waste shipment record;

III. Monitoring and/or Record Keeping Requirements (continued)

l. a discrepancy indication space to be completed by the transporter or waste shipment owner or operator if any improperly contained asbestos waste is observed or if there is any discrepancy in the quantity of asbestos shipped and the quantity of asbestos waste received at the asbestos waste disposal site;

m. the name and telephone number of the disposal site operator;

n. a signature by the waste disposal site operator to acknowledge receipt of the asbestos-containing waste shipment described by the waste generator in the conditions above, except as noted in the discrepancy indication space; and

o. the date of receipt of the asbestos-containing waste.

Significant amounts of improperly contained waste shall be reported in writing to the appropriate Ohio EPA District Office or local air agency by the following working day. The report shall include a copy of the waste shipment. The waste shipment record forms shall be retained at the facility for at least two years, and shall be made available for inspection upon request.

[40 CFR 61.154(e)] and [OAC rule 3745-20-05(E)]

20. The permittee shall maintain records of the following information:

a. the date and reason that any required inspection was not performed, including those inspections that were not performed due to snow and/or ice cover or precipitation;

b. the date of each inspection where it was determined by the permittee that it was necessary to implement the control measures;

c. the dates the control measures were implemented; and

d. on a calendar quarter basis, the total number of days the control measures were implemented and the total number of days where snow and/or ice cover or precipitation were sufficient to not require the control measures.

This information shall be kept for (i) the solid waste unloading operations, (ii) the landfill access roads, and (iii) active landfill working face surface (wind erosion), and shall be updated on a calendar quarter basis within 30 days after the end of each calendar quarter.

21. The permittee shall inspect each load of asbestos containing-material delivered to this facility as follows:

a. The inspection shall consist of visual examination to ensure that each shipment of asbestos-containing materials is received in intact, leak-tight containers labeled with appropriate hazard warning labels, the name of the waste generator, and the location of waste generation. The inspector also shall determine whether the waste shipment records (WSR) accompany the consignment and accurately describe the waste material and quantity.

b. If on the basis of the inspection, the asbestos-containing waste material is found to be improperly received, the load shall be disposed of in accordance with the procedures in the "Asbestos Spill Contingency Plan," and the discrepancy notation shall be made on the waste shipment record.

c. The owner or on-duty operator shall notify the Ohio EPA of any load of asbestos-containing material which is rejected, or non-conforming in accordance with the Asbestos Spill Contingency Plan. Notification shall be provided as soon as possible by a phone contact, followed in writing the next working day by providing a copy of the waste shipment record, if available, or when waste is not shipped with a WSR, by providing available information on vehicle identification, source of the load, a description of the load, nature of discrepancy, and the location of disposal. If possible, non-conforming loads of suspect friable material shall be detained or the location of disposal protected from damage until the Ohio EPA informed and provided the opportunity to inspect.

III. Monitoring and/or Record Keeping Requirements (continued)

22. The permittee shall maintain records of the following information:

a. the waste shipment record form for each shipment of asbestos-containing materials; and

b. the location, depth and area, and quantity in cubic yards of all asbestos-containing materials within the disposal site, on a map or diagram, or a 3D grid log of the disposal area.

IV. Reporting Requirements

1. The following shall constitute an exceedance for the enclosed combustor and shall be reported under 40 CFR 60.757(f) and as required in this permit: all 3-hour periods of operation during which the average combustion temperature was more than 28 degrees Celsius below the average combustion temperature during the most recent performance test that demonstrated compliance.

[40 CFR 60.758(c)(1)(i)]

2. The permittee shall submit semiannual reports to the Director, for the landfill collection and control system, which includes the following recorded information:

a. value and length of time for each exceedance of the applicable parameters monitored under 40 CFR 60.756, at each wellhead and as required for the control equipment, which would include:

i. a positive pressure was not corrected within 15 calendar days, when not meeting the three exceptions in 40 CFR 60.753(b) (fire hazard, synthetic cover, or a decommissioned well);

ii. the temperature and oxygen or nitrogen exceeded the applicable limits and was not corrected within 15 calendar days;

iii. for enclosed combustors, excluding boilers and process heaters with design heat input capacity of 150 million Btu/hour or greater, all 3-hour periods of operation during which the average combustion temperature was more than 28 degrees Celsius below the average combustion temperature during the most recent performance test demonstrating compliance; and

iv. any loss of flame to the flare, as detected by the heat sensing device;

b. description and duration of all periods when the gas stream is diverted from the control device through a bypass line or any indication of periods of bypass of the control device;

c. description and duration of all periods when the control device was not operating for a period exceeding 1 hour and length of time the control device was not operating;

d. all periods when the collection system was not operating in excess of 5 days;

e. the location of each exceedance of the 500 ppm methane surface concentration, over the background level, and the concentration recorded at each location for which an exceedance was recorded in the previous month; and

f. the date of installation and the location of each well or collection system expansion added.

This annual report required by 40 CFR 60.757(f) shall be submitted every six months, as required per 40 CFR 63.1980(a), including information on all deviations that occurred during the 6-month reporting period. Deviations for continuous emission monitors or numerical continuous parameter monitors shall be determined using a 3-hour monitoring block average. These reports shall be submitted by January 31 and July 31 of each year and shall cover the previous six calendar months.

[40 CFR 63.1955(c) and 63.1980(a), 40 CFR 60.757(f)]

IV. Reporting Requirements (continued)

3. The permittee shall submit an equipment removal report to the Division of Air Pollution Control at the appropriate Ohio EPA office of jurisdiction, 30 days prior to removal or cessation of operation of the control equipment. The Ohio EPA may request additional information as may be necessary to verify that all of the conditions for removal in 40 CFR 60.752(b)(2)(v) have been met. The equipment removal report shall contain the following information, as specified in 40 CFR 60.757(e)(1):

a. a copy of the closure report;

b. a copy of the initial performance test report demonstrating that the 15-year minimum control period has expired; and

c. dated copies of three successive NMOC emission rate reports demonstrating that the landfill is no longer producing 50 megagrams or greater of NMOC per year.

[40 CFR 60.757(e)]

4. The permittee shall submit a closure report to the Division of Air Pollution Control at the appropriate Ohio EPA office of jurisdiction, within 30 days of waste acceptance cessation. Permanent closure shall be conducted in accordance with the requirements of 40 CFR 258.60; and the Ohio EPA may request additional information, as may be necessary, to verify that all of these conditions are met. If a closure report has been submitted to the Ohio EPA, no additional wastes may be placed into the landfill without filing a notification of modification as described in 40 CFR 60.7(a)(4).

[40 CFR 60.757(d)]

5. The permittee shall submit quarterly written reports that (a) identify all days during which any visible emissions of fugitive dust were observed from asbestos-containing waste materials during on-site transportation, transfer, unloading, deposition, and/or compacting operations and (b) describe any corrective actions taken to eliminate the visible emissions. These reports shall be submitted to the Director (the appropriate Ohio EPA District Office or local air agency) by January 31, April 30, July 31 and October 31 and shall cover the previous calendar quarters.

[40 CFR 61.154(a), in part] and [OAC rule 3745-20-06(A) and (B)(1), in part]

6. The permittee shall submit quarterly reports summarizing the asbestos disposal activities; these reports shall contain the following information:

a. the name, address and location of the facility, the calendar period covered by the report, and any changes in the methods of storage or the disposal operations; and

b. a list of all asbestos-containing waste consignments received including: the date received, the name of the waste generator, the name and location of the facility where the load originated, the quantity of asbestos, and any discrepancy or non-conformity discovered.

These quarterly reports shall be submitted no later than January 31, April 30, July 31 and October 31 and shall cover the previous calendar quarters.

[40 CFR 61.154(i), in part] and [OAC rule 3745-20-05, in part]

7. As soon as possible and no longer than 30 days after receipt of the asbestos-containing waste material, the permittee shall send a copy of the signed waste shipment record to the waste generator.

[40 CFR 61.154(e)(2)] and [OAC rule 3745-20-06(E)(2)(b)(ii)]

IV. Reporting Requirements (continued)

8. Upon discovery of a discrepancy between the quantity of asbestos-containing waste material designated on a waste shipment record and the quantity actually received, the permittee shall attempt to reconcile the discrepancy with the waste generator. If the discrepancy is not resolved within 15 days after receiving the waste, immediately report in writing to the State, local, district, or U.S. EPA regional office responsible for administering the asbestos NESHAP program for the waste generator (identified in the waste shipment record), and the Director (the appropriate Ohio EPA District Office or local air agency) if the waste was received from out of State. Describe the discrepancy and attempts to reconcile it, and submit a copy of the waste shipment record along with the report.

[40 CFR 61.154(e)(3)] and [OAC rule 3745-20-05(E)(2)(b)(iii)]

9. The permittee shall submit, upon closure of the facility, a copy of the records of the asbestos waste disposal locations and quantities.

[40 CFR 61.154(h)] and [OAC rule 3745-20-06(E)]

10. The permittee shall notify the Director, in writing, at least 45 days prior to excavating or otherwise disturbing any asbestos-containing waste material that has been deposited at a waste disposal site and is covered. If the excavation will begin on a date other than the one contained in the original notice, notice of the new start date must be provided at least 10 working days before excavation begins and in no event shall excavation begin earlier than the date specified in the original notification. The following information shall be included in the notice:

a. scheduled starting and completion dates;

b. reason for disturbing the waste;

c. procedures to be used to control emissions during the excavation, storage, transport, and ultimate disposal of the excavated asbestos-containing waste material (if deemed necessary, the Director may require changes in the proposed emission control procedures); and

d. location of any temporary storage site and the final disposal site.

[40 CFR 61.154(j)], [OAC rule 3745-20-06(F)], and [OAC rule 3745-20-07(D)]

11. The permittee shall notify the Director of any load of asbestos-containing material which is rejected, or any non-conforming load disposed of in accordance with the "Asbestos Spill Contingency Plan." Notification shall be provided as soon as possible by a phone contact, followed in writing by the next working day. The written notification shall provide a copy of the waste shipment record, if available, or when waste is not shipped with a waste shipment record, provide available information concerning vehicle identification, source of the load, a description of the load, nature of discrepancy, and the location of disposal. If possible, non-conforming loads of suspect friable material shall be detained, or the location of disposal protected from damage, until the appropriate Ohio EPA District Office or local air agency is informed and provided the opportunity to inspect.

[40 CFR 61.154(e), in part] and [OAC rule 3745-20-05(E)(2)(iii), in part]

V. Testing Requirements

1. The nitrogen or oxygen concentration shall be monitored at each landfill gas collection well as required in this permit and shall be determined as follows:

a. The nitrogen level shall be determined using Method 3C from 40 CFR Part 60, Appendix A, unless an alternative test method is approved by the Director.

b. The oxygen level shall be determined by an oxygen meter using Method 3A or 3C from 40 CFR Part 60, Appendix A, unless an alternative test method is approved by the Director, except that:

i. the span shall be set so that the regulatory limit is between 20 and 50 percent of the span;

ii. a data recorder is not required;

iii. only two calibration gases are required, a zero and span, and ambient air may be used as the span;

iv. a calibration error check is not required; and

v. the allowable sample bias, zero drift, and calibration drift are plus or minus 10 percent.

[40 CFR 60.753(c)]

2. After the installation of a collection and control system in compliance with 40 CFR 60.755, the permittee shall calculate the NMOC emission rate for purposes of determining when the system can be removed, as provided in 40 CFR 60.752(b)(2)(v), using the following procedures to calculate the mass emission rate of NMOC and by applying the testing results in the following equation:

MNMOC = 0.00189 (QLFG) CNMOC

where:

MNMOC = mass emission rate of NMOC, megagrams per year;
QLFG = flow rate of landfill gas, cubic meters per minute; and
CNMOC = NMOC concentration, parts per million by volume as hexane

a. The flow rate of landfill gas, QLFG, shall be determined by measuring the total landfill gas flow rate at the common header pipe that leads to the control device using a gas flow measuring device calibrated according to the provisions of section 4 of Method 2E of Appendix A of 40 CFR Part 60.

b. The average NMOC concentration, CNMOC, shall be determined by collecting and analyzing landfill gas sampled from the common header pipe before the gas moving or condensate removal equipment using the procedures in Method 25C or Method 18 from 40 CFR Part 60, Appendix A. If using Method 18, the minimum list of compounds to be tested shall be those published in the most recent Compilation of Air Pollutant Emission Factors (AP–42). The sample location on the common header pipe shall be before any condensate removal or other gas refining units. The landfill owner or operator shall divide the NMOC concentration from Method 25C by six to convert from CNMOC as carbon to CNMOC as hexane.

c. The permittee may use another method to determine landfill gas flow rate and NMOC concentration if the method has been approved by the Administrator of the U.S. Environmental Protection Agency.

[40 CFR 60.754(b)]

V. Testing Requirements (continued)

3. The permittee shall maintain the following instrumentation specifications and procedures in order to demonstrate compliance with surface methane monitoring:

a. The portable analyzer for surface methane shall meet the instrument specifications provided in section 3 of Method 21 of Appendix A of 40 CFR Part 60, except that "methane" shall replace all references to VOC.

b. The calibration gas shall be methane, diluted to a nominal concentration of 500 parts per million in air.

c. To meet the performance evaluation requirements in section 3.1.3 of Method 21 of Appendix A of 40 CFR Part 60, the instrument evaluation procedures of section 4.4 of Method 21 of Appendix A of 40 CFR Part 60 shall be used.

d. The calibration procedures provided in section 4.2 of Method 21 of Appendix A of 40 CFR Part 60 shall be followed immediately before commencing a surface monitoring survey.

[40 CFR 60.755(d)]

4. The permittee shall maintain the following information for the life of the control equipment (recovery and treatment system and/or flare) as measured during the initial performance test or compliance demonstration:

a. the maximum expected gas generation flow rate, in cubic meters/year as calculated based on the following:

i. For sites with unknown year-to-year solid waste acceptance rate:

Qm = 2Lo x R x {(e-kc) - (e-kt)}

where:

Qm = maximum expected gas generation flow rate, cubic meters per year;
Lo = methane generation potential, cubic meters per megagram solid waste;
R = average annual acceptance rate, megagram per year;
k = methane generation rate constant, per year;
t = age of the landfill at equipment installation plus the time the owner or operator intends to use the gas mover equipment or active life of the landfill, whichever is less (if the equipment is installed after closure, t is the age of the landfill at installation), years; and
c = time since closure, years (for an active landfill c = 0 and e-kc = 1)

ii. For sites with known year-to-year solid waste acceptance rate:
n
Qm = Sum of 2kLoMi x (e-kti)
i=1

where:

Qm = maximum expected gas generation flow rate, cubic meters per year;
k = methane generation rate constant, per year;
Lo = methane generation potential, cubic meters per megagram solid waste;
Mi = mass of solid waste in the ith section, in megagrams; and
ti = age of the ith section, in years

V. Testing Requirements (continued)

iii. If a collection and control system has been installed, actual flow data may be used to project the maximum expected gas generation flow rate instead of, or in conjunction with, the equations above. If the landfill is still accepting waste, the actual measured flow data will not equal the maximum expected gas generation rate, so calculations using either of the equations above or other methods shall be used to predict the maximum expected gas generation rate over the intended period of use of the gas control system equipment. (The permittee may use another method to determine the maximum gas generation flow rate, if the method has been approved by the Ohio EPA.)

b. For the purposes of determining sufficient density of gas collectors for compliance with a collection system designed to handle the maximum expected landfill gas flow rate, the permittee shall design a system of vertical wells, horizontal collectors, or other collection devices, satisfactory to the Director, capable of controlling and extracting gas from all portions of the landfill sufficient to meet all operational and performance standards.

[40 CFR 60.755(a)(1) and (2)]

5. The net heating value of the landfill gas being combusted at the flare shall be calculated as follows:

n
HT = k Sum of Ci Hi
i=1

where:

HT = net heating value of the sample, MJ/scm; where the net enthalpy per mole of off gas is based on combustion at 25 degrees Celsius and 760 mm Hg, but the standard temperature of 20 degrees Celsius is used for determining the volume corresponding to one mole;
k = constant, 1.740 x 10-7 (1/ppm) (g mole/scm) (MJ/kcal), where the standard temperature for "g mole/scm" is 20 degrees Celsius;
Ci = concentration of sample component "i" in ppm on a wet basis; and
Hi = net heat of combustion of sample component "i", kcal/g mole at 25 degrees Celsius and 760 mm Hg. The heats of combustion may be determined using ASTM D4809-95 (incorporated by reference as specified in 40 CFR 60.17) if published values are not available or cannot be calculated.

The conversion factor of "26.84 Btu scm/MJ scf" can be used to convert the net heating value of the gas (HT) from MJ/scm to Btu/scf.

[40 CFR 60.18], [40 CFR 60.754(e)], and [OAC rule 3745-21-10(P)(2)]

6. The actual exit velocity of the flare shall be determined by dividing the volumetric flow rate (in units of standard temperature and pressure) of the flare header or headers that feed the flare, as determined by Reference Methods 2, 2A, 2C, or 2D, as appropriate, by the unobstructed (free) cross sectional area of the flare tip.

The conversion factor of "3.281 ft/m" can be used to convert the velocity from m/sec to ft/sec.

[40 CFR 60.18] and [OAC rule 3745-21-10(P)(3)]

V. Testing Requirements (continued)

7. After the installation of a collection and control system in compliance with 40 CFR 60.755, the permittee shall calculate the NMOC emission rate for purposes of determining when the system can be removed, as provided in 40 CFR 60.752(b)(2)(v), using the following procedures to calculate the mass emission rate of NMOC and by applying the testing results in the following equation:

MNMOC = 0.00189 (QLFG) CNMOC

where:

MNMOC = mass emission rate of NMOC, megagrams per year;
QLFG = flow rate of landfill gas, cubic meters per minute; and
CNMOC = NMOC concentration, parts per million by volume as hexane

a. The flow rate of landfill gas, QLFG, shall be determined by measuring the total landfill gas flow rate at the common header pipe that leads to the control device using a gas flow measuring device calibrated according to the provisions of section 4 of Method 2E of Appendix A of 40 CFR Part 60.

b. The average NMOC concentration, CNMOC, shall be determined by collecting and analyzing landfill gas sampled from the common header pipe before the gas moving or condensate removal equipment using the procedures in Method 25C or Method 18 from 40 CFR Part 60, Appendix A. If using Method 18, the minimum list of compounds to be tested shall be those published in the most recent Compilation of Air Pollutant Emission Factors (AP–42). The sample location on the common header pipe shall be before any condensate removal or other gas refining units. The landfill owner or operator shall divide the NMOC concentration from Method 25C by six to convert from CNMOC as carbon to CNMOC as hexane.

c. The permittee may use another method to determine landfill gas flow rate and NMOC concentration if the method has been approved by the Administrator of the U.S. Environmental Protection Agency.

[40 CFR 60.754(b)]

8. Emission Limitation:

There shall be no visible emissions from asbestos-containing waste materials during on-site transportation, transfer, unloading, deposition or compacting operations.

Applicable Compliance Method:

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, 1996, and the modifications listed in paragraphs (B)(4)(a) through (B)(4)(c) of OAC rule 3745-17-03.

[40 CFR 61.154], [OAC rule 3745-20-06], and [OAC rule 3745-17-08]

VI. Miscellaneous Requirements

1. Authority to Enter:

Pursuant to the authority in OAC rule 3745-77-07(C)(2) or ORC section 3704.03(L), any representative of the Director may, upon presentation of proper identification, enter at any reasonable time upon any portion of the property where this landfill is located, including any improvements thereon, to make inspections, take samples, conduct tests and examine records or reports pertaining to any emissions of air contaminants and any monitoring equipment, emissions control equipment or methods. No operator or agent of this landfill shall act in any manner to refuse, hinder, or thwart this legal right of entry.

B. State Enforceable Section

I. Applicable Emissions Limitations and/or Control Requirements

1. The specific operation(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 employed. Additional applicable emissions limitations and/or control measures (if any) may be specified in narrative form following the table.

Operations, Property, and/or Equipment	Applicable Rules/ Requirements	Applicable Emissions Limitations/Control Measures
(P901) - MSW Landfill w/ collection and control system, which may accept regulated asbestos-containing materials		

2. Additional Terms and Conditions

None

II. Operational Restrictions

None

III. Monitoring and/or Record Keeping Requirements

None

IV. Reporting Requirements

None

V. Testing Requirements

None

VI. Miscellaneous Requirements

None

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THIS IS THE LAST PAGE OF THE PERMIT

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Statement of Basis For Title V Permit

Part I - General	
Company Name	Cherokee Run Landfill
Premise Number	0546010137

What makes this facility a Title V facility?	Potential to emit greater than 100 tons of carbon monoxide (CO), volatile organic compounds (VOC), non-methane organic compounds, and methane.
Has each insignificant emissions unit been reviewed to confirm it meets the definition in OAC rule 3745-77-01 (U)?	Yes
Were there any "common control" issues associated with this facility? If yes, provide a summary of those issues and explain how the DAPC decided to resolve them.	No
Please identify the affected unit(s) and associated PTI, if applicable, along with a brief description of any changes to the permit document that qualify as a minor permit modification per OAC rule 3745-77-08(C)(1)	N/A
Please identify the affected unit(s) and associated PTI, if applicable, along with a brief description of any changes to the permit document that qualify as a significant permit modification per OAC rule 3745-77-08(C)(3)	N/A
Please identify the affected unit(s)and associated PTI, if applicable, along with a brief description of any changes to the permit document that qualify as a reopening per OAC rule 3745-77-08(D)	N/A
Please identify the affected unit(s) and associated PTI, if applicable, along with a brief description of any changes to the permit document resulting from a renewal per OAC rule 3745-77-08(E)	F001 and P901; PTI 05-14428 which allows for expansion and an increase in landfill gas emissions.

Part II (State and Federally Enforceable Requirements)			
Term and Condition (paragraph)	Basis		Comments
	SIP (3745-)	Other	
None - Renewal			

C Instructions for Part II:

Each paragraph in Part II must be identified and the remainder of the table completed. If the SIP (not including 31-05) is the basis for the term and condition, identify the specific rule. If the SIP is not the basis for the term and condition, place an "N" in the column under "SIP." If the basis for the term and condition is something other than the SIP, including 3745-31-05, NSPS or MACT, a "Y" should be noted in the "Other" column, and if not, an "N" should be noted. Whether the basis for the term and condition is the "SIP" or "Other," an explanation of each term and condition in Part II must be provided in the "Comments" section.

Part III (Requirements Within the State and Federally Enforceable Section)															
Any unusual requirements or aspects of the terms and conditions in Part III that are not self-explanatory should be explained in the appropriate comment field or in a paragraph following the table for Part III.															
EU(s)	Limitation	Basis		ND	OR	M	St	ENF	R	St	Rp	St	ET	Misc	Comments
		SIP (3745-)	Other												
F001	PE shall not exceed 33 TPY	31-05(A)(3)		N	N	Y	N	N	Y	N	Y	N	Y	N	
F002	PE shall not exceed 8.23 TPY	31-05(A)(3)		N	N	Y	N	N	Y	N	Y	N	Y	N	
F001, F002, P901	None	17-07(B)		N	N	N	N	N	N	N	N	N	N	N	This emissions unit is exempt from the visible particulate emission limitations specified in OAC rule 3745-17-07(B) pursuant to OAC rule 3745-17-07(B)(11)(e).
F001, F002, P901	None	17-08(B)		N	N	N	N	N	N	N	N	N	N	N	This facility is not located within the areas identified in "Appendix A" of OAC rule 3745-17-08 (it is located in Logan County). Therefore, the requirements of OAC rule 3745-17-08(B) do not apply to this emissions unit.

P901	* see comments	31-05(A)(3)		N	N	Y	N	N	Y	N	Y	N	Y	N	* The annual emissions from the gas recovery operation (stack emissions) shall not exceed the following: 10.17 tons of particulate emissions (PE); 39.10 tons of nitrogen oxides (NOx); 187.51 tons of carbon monoxide (CO); 171.21 tons of volatile organic compound (VOC); 439 tons of non-methane organic compounds (NMOC); and 10,215 tons of Methane
P901	collection and control for NMOC*		40 CFR 60.752	N	Y	Y	N	N	Y	N	Y	N	Y	N	* active gas collection system - and flare OR - Various operational requirements established by NSPS Subpart WWW
P901	asbestos waste practices	31-20	40 CFR Part 61, Subparts A and M	N	Y	Y	N	N	Y	N	Y	N	N	N	OR - Various operational requirements. * M - Various monitoring requirements. * ET - None normally required for asbestos. * * requirements based largely on OAC 3745-20-06 and 40 CFR 61.154

EU = emissions unit ID
ND = negative declaration (i.e., term that indicates that a particular rule(s) is (are) not applicable to a specific emissions unit)
OR = operational restriction
M = monitoring requirements
St = streamlining term used to replace a PTI monitoring, record keeping, or reporting requirement with an equivalent or more stringent requirement
ENF = did noncompliance issues drive the monitoring requirements?
R = record keeping requirements
Rp = reporting requirements
ET = emission testing requirements (not including compliance method terms)
Misc = miscellaneous requirements

C Instructions for Part III:

C All non-insignificant EUs must be included in this table. For each EU, or group of similar EUs, each emission limitation and control requirement specified in section A.I.1 and A.I.2 of the permit must be identified and the remainder of the table completed.

C If the SIP (not including OAC rule 3745-31-05) is the basis for the term and condition, identify the specific rule. If the SIP is not the basis for the term and condition, place an "N" in the column under "SIP." If the basis for the term and condition is something other than the SIP, including OAC rule 3745-31-05, NSPS or MACT, a "Y" should be noted in the "Other" column, and if not, an "N" should be noted. If the basis for the term and condition is "Other," an explanation of the basis must be provided in the "Comments" section. If OAC rule 3745-31-05 is cited in the "Other" column, please indicate in the "Comments" section whether or not all of the requirements have been transferred from the permit to install.

- To complete the remainder of the table after "Basis," except for the "Comments" section, simply specify a "Y" for yes or an "N" for no. For the "M," "R," "Rp," and "ET" columns, if "N" is specified, there should be a brief explanation in the "Comments" section as to why there are no requirements. If a brief explanation is provided in the "Comments" section, please do not simply indicate that monitoring or

testing requirements are not necessary. An explanation of why a requirement is not necessary should be specified.

When periodic monitoring requirements are established to satisfy the provisions of OAC rule 3745-77-07(A)(3)(a)(ii), the basis for the requirements must be explained. Whenever Engineering Guides have been used to establish the periodic monitoring requirements, the applicable Engineering Guide may be referenced in the "Comments" section. An example that should be clarified would be the situation where it has been determined that control equipment parametric monitoring will be used to evaluate ongoing compliance in lieu of performing frequent emission tests. In this situation, Engineering Guide #65 would be referenced along with the fact that the parametric monitoring range (or minimum value) corresponded to the range (or minimum value) documented during the most recent emission tests that demonstrated that the emissions unit was in compliance. If streamlining language is included in the "Monitoring," "Record Keeping," or "Reporting" requirements sections of the permit, explain which requirements are being streamlined (mark appropriate column above) and provide a brief explanation of why the streamlined term is equal to or more stringent than the "Monitoring," "Record Keeping," or "Reporting" requirements specified in the permit to install. If Engineering Guide #16 was used as the basis for establishing an emission test frequency, a simple note referencing the Engineering Guide in the "Comments" section would be sufficient.

Also, if a "Y" is noted under "OR," "Misc," "St," "ND," or "ENF" an explanation of the requirements must be provided in the "Comments" section. In addition to a general explanation of the "OR," "Misc," "St," "ND," and/or "ENF" the following must be provided:

1. For an operational restriction, clarify if appropriate monitoring, record keeping, and reporting requirements have been specified for the operational restriction and indicate whether or not CAM is currently applicable.
2. If a control plan and schedule is included in the "Miscellaneous Requirements" section of the permit, provide an explanation in the "Comments" section of the violation, basis for the violation, and the company's proposed control plan and schedule.
3. If the "ND" column above is marked, please identify the particular rule(s) that is (are) not applicable to the specified emissions unit.
2. If the "ENF" column above is marked, please provide a brief explanation of the noncompliance issue(s) which prompted the use of the specified monitoring requirement.

An explanation is not required if an "N" is noted in the "OR," "Misc," "St," "ND," or "ENF" columns.

C Additional information for modifications - Several types of modifications, as defined by rule, may be processed concurrently. Please provide enough of a description for someone wishing to review the changes to the permit language to be able to identify where the change is made in the permit document. This brief description should be identified in the appropriate row in the first table of this form by replacing the "N/A" in the applicable row(s). Please also indicate if the modification is being initiated by an appeal by including the ERAC case number in the "Comments" area. Please update the term-specific text in the SOB as warranted (full insertion or replacement is acceptable; bold italic and strike out is not needed). Note all modification/reopening rows should remain "N/A" when developing the SOB during the initial permit development. Note: APA's and Off-permit changes do not need to be noted in the SOB.