INDIANA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT
We make Indiana a cleaner, healthier place to live.

Mitchell E. Daniels, Jr.
Governor

Thomas W. Easterly
Commissioner

100 North Senate Avenue
Indianapolis, Indiana 46204
(317) 232-8603
(800) 451-6027
www.IN.gov/idem

TO: Interested Parties / Applicant

DATE: February 25, 2010

RE: Mid-Continent Coal & Coke Company / 127-28735-00117

FROM: Matthew Stuckey, Deputy Branch Chief
Permits Branch
Office of Air Quality

Notice of Decision: Approval – Effective Immediately

Please be advised that on behalf of the Commissioner of the Department of Environmental Management, I have issued a decision regarding the enclosed matter. Pursuant to IC 13-15-5-3, this permit is effective immediately, unless a petition for stay of effectiveness is filed and granted, and may be revoked or modified in accordance with the provisions of IC 13-15-7-1.

If you wish to challenge this decision, IC 4-21.5-3-7 and IC 13-15-6-1(b) or IC 13-15-6-1(a) require that you file a petition for administrative review. This petition may include a request for stay of effectiveness and must be submitted to the Office of Environmental Adjudication, 100 North Senate Avenue, Government Center North, Suite N 501E, Indianapolis, IN 46204.

For an **initial Title V Operating Permit**, a petition for administrative review must be submitted to the Office of Environmental Adjudication within **thirty (30)** days from the receipt of this notice provided under IC 13-15-5-3, pursuant to IC 13-15-6-1(b).

For a **Title V Operating Permit renewal**, a petition for administrative review must be submitted to the Office of Environmental Adjudication within **fifteen (15)** days from the receipt of this notice provided under IC 13-15-5-3, pursuant to IC 13-15-6-1(a).

The filing of a petition for administrative review is complete on the earliest of the following dates that apply to the filing:
(1) the date the document is delivered to the Office of Environmental Adjudication (OEA);
(2) the date of the postmark on the envelope containing the document, if the document is mailed to OEA by U.S. mail; or
(3) The date on which the document is deposited with a private carrier, as shown by receipt issued by the carrier, if the document is sent to the OEA by private carrier.

The petition must include facts demonstrating that you are either the applicant, a person aggrieved or adversely affected by the decision or otherwise entitled to review by law. Please identify the permit, decision, or other order for which you seek review by permit number, name of the applicant, location, date of this notice and all of the following:

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(1) the name and address of the person making the request;
(2) the interest of the person making the request;
(3) identification of any persons represented by the person making the request;
(4) the reasons, with particularity, for the request;
(5) the issues, with particularity, proposed for considerations at any hearing; and
(6) identification of the terms and conditions which, in the judgment of the person making the request, would be appropriate in the case in question to satisfy the requirements of the law governing documents of the type issued by the Commissioner.

Pursuant to 326 IAC 2-7-18(d), any person may petition the U.S. EPA to object to the issuance of an initial Title V operating permit, permit renewal, or modification within sixty (60) days of the end of the forty-five (45) day EPA review period. Such an objection must be based only on issues that were raised with reasonable specificity during the public comment period, unless the petitioner demonstrates that it was impractible to raise such issues, or if the grounds for such objection arose after the comment period.

To petition the U.S. EPA to object to the issuance of a Title V operating permit, contact:

U.S. Environmental Protection Agency
401 M Street
Washington, D.C. 20406

If you have technical questions regarding the enclosed documents, please contact the Office of Air Quality, Permits Branch at (317) 233-0178. Callers from within Indiana may call toll-free at 1-800-451-6027, ext. 3-0178.

Enclosures
FNTVOP.dot12/3/07

INDIANA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT
We Protect Hoosiers and Our Environment.

Mitchell E. Daniels Jr.
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Thomas W. Easterly
Commissioner

100 North Senate Avenue
Indianapolis, Indiana 46204
(317) 232-8603
Toll Free (800) 451-6027
www.idem.IN.gov

PART 70 OPERATING PERMIT
OFFICE OF AIR QUALITY

Mid-Continent Coal and Coke Company
250 West U.S. Highway 12
Burns Harbor, Indiana 46304-9745

(herein known as the Permittee) is hereby authorized to construct and operate subject to the conditions contained herein, the source described in Section A (Source Summary) of this permit.

The Permittee must comply with all conditions of this permit. Noncompliance with any provisions of this permit is grounds for enforcement action; permit termination, revocation and reissuance, or modification; or denial of a permit renewal application. Noncompliance with any provision of this permit, except any provision specifically designated as not federally enforceable, constitutes a violation of the Clean Air Act. 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 conditions of this permit. An emergency does constitute an affirmative defense in an enforcement action provided the Permittee complies with the applicable requirements set forth in Section B, Emergency Provisions.

This permit is issued in accordance with 326 IAC 2 and 40 CFR Part 70 Appendix A and contains the conditions and provisions specified in 326 IAC 2-7 as required by 42 U.S.C. 7401, et. seq. (Clean Air Act as amended by the 1990 Clean Air Act Amendments), 40 CFR Part 70.6, IC 13-15 and IC 13-17. This permit also addresses certain new source review requirements for existing equipment and is intended to fulfill the new source review procedures pursuant to 326 IAC 2-7-10.5, applicable to those conditions.

Operation Permit No.: T127-28735-00117	
Issued by: Chrystal A. Wagner, Section Chief Permits Branch Office of Air Quality	Issuance Date: February 25, 2010 Expiration Date: February 25, 2015

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SECTION A SOURCE SUMMARY

This permit is based on information requested by the Indiana Department of Environmental Management (IDEM), Office of Air Quality (OAQ). The information describing the source contained in conditions A.1 through A.3 is descriptive information and does not constitute enforceable conditions. However, the Permittee should be aware that a physical change or a change in the method of operation that may render this descriptive information obsolete or inaccurate may trigger requirements for the Permittee to obtain additional permits or seek modification of this permit pursuant to 326 IAC 2, or change other applicable requirements presented in the permit application.

A.1 General Information [326 IAC 2-7-4(c)][326 IAC 2-7-5(15)][326 IAC 2-7-1(22)]

The Permittee owns and operates a stationary a metallurgical coke screening plant.

Source Address:	250 West U.S. Highway 12, Burns Harbor, Indiana 46304-9745
Mailing Address:	915 w. 175th St., Homewood, Illinois 60430
General Source Phone Number:	708-798-1110
SIC Code:	3312
County Location:	Porter
Source Location Status:	Nonattainment for 8-hour ozone standard Nonattainment for $PM_{2.5}$ standard Attainment for all other criteria pollutants
Source Status:	Part 70 Operating Permit Program Major Source, under PSD and Emission Offset Rules Major Source, Section 112 of the Clean Air Act 1 of 28 Source Categories

A.2 Emission Units and Pollution Control Equipment Summary [326 IAC 2-7-4(c)(3)][326 IAC 2-7-5(15)]

This stationary source consists of the following emission units and pollution control devices:

(a) One (1) coke screen;

(b) Four (4) conveyors;

(c) One (1) hopper;

(d) One (1) internal combustion diesel generator, used to generate electric power, with a maximum capacity of 164 HP; and

(e) One (1) front-end loader with a diesel internal combustion engine with a maximum capacity of 180 HP.

A.3 Specifically Regulated Insignificant Activities [326 IAC 2-7-1(21)][326 IAC 2-7-4(c)][326 IAC 2-7-5(15)]

This stationary source does not currently have any insignificant activities, as defined in 326 IAC 2-7-1(21).

A.4 Part 70 Permit Applicability [326 IAC 2-7-2]

This stationary source is required to have a Part 70 permit by 326 IAC 2-7-2 (Applicability) because:

(a) It is a major source, as defined in 326 IAC 2-7-1(22);

(b) It is a source in a source category designated by the United States Environmental Protection Agency (U.S. EPA) under 40 CFR 70.3 (Part 70 - Applicability).

(c) It is an affected source under Title IV (Acid Deposition Control) of the Clean Air Act, as defined in 326 IAC 2-7-1(3);

SECTION B GENERAL CONDITIONS

B.1 Definitions [326 IAC 2-7-1]

Terms in this permit shall have the definition assigned to such terms in the referenced regulation. In the absence of definitions in the referenced regulation, the applicable definitions found in the statutes or regulations (IC 13-11, 326 IAC 1-2 and 326 IAC 2-7) shall prevail.

B.2 Revocation of Permits [326 IAC 2-1.1-9(5)]

Pursuant to 326 IAC 2-1.1-9(5)(Revocation of Permits), the Commissioner may revoke this permit if construction is not commenced within eighteen (18) months after receipt of this approval or if construction is suspended for a continuous period of one (1) year or more.

B.3 Affidavit of Construction [326 IAC 2-5.1-3(h)] [326 IAC 2-5.1-4]

This document shall also become the approval to operate pursuant to 326 IAC 2-5.1-4 when prior to the start of operation, the following requirements are met:

(a) The attached Affidavit of Construction shall be submitted to the Office of Air Quality (OAQ), verifying that the emission units were constructed as proposed in the application or the permit. The emission units covered in this permit may begin operating on the date the Affidavit of Construction is postmarked or hand delivered to IDEM if constructed as proposed.

(b) If actual construction of the emission units differs from the construction proposed in the application, the source may not begin operation until the permit has been revised pursuant to 326 IAC 2 and an Operation Permit Validation Letter is issued.

(c) The Permittee shall attach the Operation Permit Validation Letter received from the Office of Air Quality (OAQ) to this permit.

B.4 Permit Term [326 IAC 2-7-5(2)][326 IAC 2-1.1-9.5][326 IAC 2-7-4(a)(1)(D)][IC 13-15-3-6(a)]

(a) This permit, T127-28735-00117, is issued for a fixed term of five (5) years from the issuance date of this permit, as determined in accordance with IC 4-21.5-3-5(f) and IC 13-15-5-3. Subsequent revisions, modifications, or amendments of this permit do not affect the expiration date of this permit or of permits issued pursuant to Title IV of the Clean Air Act and 326 IAC 21 (Acid Deposition Control).

(b) If IDEM, OAQ, upon receiving a timely and complete renewal permit application, fails to issue or deny the permit renewal prior to the expiration date of this permit, this existing permit shall not expire and all terms and conditions shall continue in effect, including any permit shield provided in 326 IAC 2-7-15, until the renewal permit has been issued or denied.

B.5 Term of Conditions [326 IAC 2-1.1-9.5]

Notwithstanding the permit term of a permit to construct, a permit to operate, or a permit modification, any condition established in a permit issued pursuant to a permitting program approved in the state implementation plan shall remain in effect until:

(a) the condition is modified in a subsequent permit action pursuant to Title I of the Clean Air Act; or

(b) the emission unit to which the condition pertains permanently ceases operation.

B.6 Enforceability [326 IAC 2-7-7] [IC 13-17-12]

Unless otherwise stated, all terms and conditions in this permit, including any provisions designed to limit the source's potential to emit, are enforceable by IDEM, the United States Environmental Protection Agency (U.S. EPA) and by citizens in accordance with the Clean Air Act.

B.7 Severability [326 IAC 2-7-5(5)]

The provisions of this permit are severable; a determination that any portion of this permit is invalid shall not affect the validity of the remainder of the permit.

B.8 Property Rights or Exclusive Privilege [326 IAC 2-7-5(6)(D)]

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

B.9 Duty to Provide Information [326 IAC 2-7-5(6)(E)]

(a) The Permittee shall furnish to IDEM, OAQ, within a reasonable time, any information that IDEM, OAQ may request in writing to determine whether cause exists for modifying, revoking and reissuing, or terminating this permit, or to determine compliance with this permit. The submittal by the Permittee does require the certification by the "responsible official" as defined by 326 IAC 2-7-1(34). Upon request, the Permittee shall also furnish to IDEM, OAQ copies of records required to be kept by this permit.

(b) For information furnished by the Permittee to IDEM, OAQ, the Permittee may include a claim of confidentiality in accordance with 326 IAC 17.1. When furnishing copies of requested records directly to U. S. EPA, the Permittee may assert a claim of confidentiality in accordance with 40 CFR 2, Subpart B.

B.10 Certification [326 IAC 2-7-4(f)][326 IAC 2-7-6(1)][326 IAC 2-7-5(3)(C)]

(a) Where specifically designated by this permit or required by an applicable requirement, any application form, report, or compliance certification submitted shall contain certification by the "responsible official" of truth, accuracy, and completeness. This certification shall state that, based on information and belief formed after reasonable inquiry, the statements and information in the document are true, accurate, and complete.

(b) One (1) certification shall be included, using the attached Certification Form, with each submittal requiring certification. One (1) certification may cover multiple forms in one (1) submittal.

(c) A "responsible official" is defined at 326 IAC 2-7-1(34).

B.11 Annual Compliance Certification [326 IAC 2-7-6(5)]

(a) The Permittee shall annually submit a compliance certification report which addresses the status of the source’s compliance with the terms and conditions contained in this permit, including emission limitations, standards, or work practices. The initial certification shall cover the time period from the date of final permit issuance through December 31 of the same year. All subsequent certifications shall cover the time period from January 1 to December 31 of the previous year, and shall be submitted no later than April 15 of each year to:

Indiana Department of Environmental Management
Compliance and Enforcement Branch, Office of Air Quality
100 North Senate Avenue
MC 61-53 IGCN 1003
Indianapolis, Indiana 46204-2251

and

United States Environmental Protection Agency, Region V
Air and Radiation Division, Air Enforcement Branch - Indiana (AE-17J)
77 West Jackson Boulevard
Chicago, Illinois 60604-3590

(b) The annual compliance certification report required by this permit shall be considered timely if the date postmarked on the envelope or certified mail receipt, or affixed by the shipper on the private shipping receipt, is on or before the date it is due. If the document is submitted by any other means, it shall be considered timely if received by IDEM, OAQ, on or before the date it is due.

(c) The annual compliance certification report shall include the following:

(1) The appropriate identification of each term or condition of this permit that is the basis of the certification;

(2) The compliance status;

(3) Whether compliance was continuous or intermittent;

(4) The methods used for determining the compliance status of the source, currently and over the reporting period consistent with 326 IAC 2-7-5(3); and

(5) Such other facts, as specified in Sections D of this permit, as IDEM, OAQ may require to determine the compliance status of the source.

The submittal by the Permittee does require the certification by the "responsible official" as defined by 326 IAC 2-7-1(34).

B.12 Preventive Maintenance Plan [326 IAC 2-7-5(1),(3) and (13)][326 IAC 2-7-6(1) and (6)][326 IAC 1-6-3]

(a) If required by specific condition(s) in Section D of this permit, the Permittee shall prepare and maintain Preventive Maintenance Plans (PMPs) within ninety (90) days after issuance of this permit or ninety (90) days after initial start-up, whichever is later, including the following information on each facility:

(1) Identification of the individual(s) responsible for inspecting, maintaining, and repairing emission control devices;

(2) A description of the items or conditions that will be inspected and the inspection schedule for said items or conditions; and

(3) Identification and quantification of the replacement parts that will be maintained in inventory for quick replacement.

If, due to circumstances beyond the Permittee’s control, the PMPs cannot be prepared and maintained within the above time frame, the Permittee may extend the date an additional ninety (90) days provided the Permittee notifies:

Indiana Department of Environmental Management
Compliance and Enforcement Branch, Office of Air Quality
100 North Senate Avenue
MC 61-53 IGCN 1003
Indianapolis, Indiana 46204-2251

The PMP extension notification does not require the certification by the "responsible official" as defined by 326 IAC 2-7-1(34).

(b) A copy of the PMPs shall be submitted to IDEM, OAQ upon request and within a reasonable time, and shall be subject to review and approval by IDEM, OAQ. IDEM, OAQ may require the Permittee to revise its PMPs whenever lack of proper maintenance causes or is the primary contributor to an exceedance of any limitation on emissions or potential to emit. The PMPs do not require the certification by the "responsible official" as defined by 326 IAC 2-7-1(34).

(c) To the extent the Permittee is required by 40 CFR Part 60/63 to have an Operation Maintenance, and Monitoring (OMM) Plan for a unit, such Plan is deemed to satisfy the PMP requirements of 326 IAC 1-6-3 for that unit.

B.13 Emergency Provisions [326 IAC 2-7-16]

(a) An emergency, as defined in 326 IAC 2-7-1(12), is not an affirmative defense for an action brought for noncompliance with a federal or state health-based emission limitation.

(b) An emergency, as defined in 326 IAC 2-7-1(12), constitutes an affirmative defense to an action brought for noncompliance with a technology-based emission limitation if the affirmative defense of an emergency is demonstrated through properly signed, contemporaneous operating logs or other relevant evidence that describe the following:

(1) An emergency occurred and the Permittee can, to the extent possible, identify the causes of the emergency;

(2) The permitted facility was at the time being properly operated;

(3) During the period of an emergency, the Permittee took all reasonable steps to minimize levels of emissions that exceeded the emission standards or other requirements in this permit;

(4) For each emergency lasting one (1) hour or more, the Permittee notified IDEM, OAQ, and Northwest Regional Office within four (4) daytime business hours after the beginning of the emergency, or after the emergency was discovered or reasonably should have been discovered;

Telephone Number: 1-800-451-6027 (ask for Office of Air Quality, Compliance and Enforcement Branch), or
Telephone Number: 317-233-0178 (ask for Compliance and Enforcement Branch)
Facsimile Number: 317-233-6865
Northwest Regional Office phone: (219) 757-0265; fax: (219) 757-0267.

(5) For each emergency lasting one (1) hour or more, the Permittee submitted the attached Emergency Occurrence Report Form or its equivalent, either by mail or facsimile to:

Indiana Department of Environmental Management
Compliance and Enforcement Branch, Office of Air Quality
100 North Senate Avenue
MC 61-53 IGCN 1003
Indianapolis, Indiana 46204-2251

within two (2) working days of the time when emission limitations were exceeded due to the emergency.

The notice fulfills the requirement of 326 IAC 2-7-5(3)(C)(ii) and must contain the following:

(A) A description of the emergency;

(B) Any steps taken to mitigate the emissions; and

(C) Corrective actions taken.

The notification which shall be submitted by the Permittee does not require the certification by the "responsible official" as defined by 326 IAC 2-7-1(34).

(6) The Permittee immediately took all reasonable steps to correct the emergency.

(c) In any enforcement proceeding, the Permittee seeking to establish the occurrence of an emergency has the burden of proof.

(d) This emergency provision supersedes 326 IAC 1-6 (Malfunctions). This permit condition is in addition to any emergency or upset provision contained in any applicable requirement.

(e) The Permittee seeking to establish the occurrence of an emergency shall make records available upon request to ensure that failure to implement a PMP did not cause or contribute to an exceedance of any limitations on emissions. However, IDEM, OAQ may require that the Preventive Maintenance Plans required under 326 IAC 2-7-4(c)(9) be revised in response to an emergency.

(f) Failure to notify IDEM, OAQ by telephone or facsimile of an emergency lasting more than one (1) hour in accordance with (b)(4) and (5) of this condition shall constitute a violation of 326 IAC 2-7 and any other applicable rules.

(g) If the emergency situation causes a deviation from a technology-based limit, the Permittee may continue to operate the affected emitting facilities during the emergency provided the Permittee immediately takes all reasonable steps to correct the emergency and minimize emissions.

(h) The Permittee shall include all emergencies in the Quarterly Deviation and Compliance Monitoring Report. Any emergencies that have been previously reported pursuant to paragraph (b)(5) of this condition and certified by the "responsible official" need only be referenced by the date of the original report.

B.14 Permit Shield [326 IAC 2-7-15][326 IAC 2-7-20][326 IAC 2-7-12]

(a) Pursuant to 326 IAC 2-7-15, the Permittee has been granted a permit shield. The permit shield provides that compliance with the conditions of this permit shall be deemed compliance with any applicable requirements as of the date of permit issuance, provided that either the applicable requirements are included and specifically identified in this permit or the permit contains an explicit determination or concise summary of a determination that other specifically identified requirements are not applicable. The Indiana statutes from IC 13 and rules from 326 IAC, referenced in conditions in this permit, are those applicable at the time the permit was issued. The issuance or possession of this permit shall not alone constitute a defense against an alleged violation of any law, regulation or standard, except for the requirement to obtain a Part 70 permit

under 326 IAC 2-7 or for applicable requirements for which a permit shield has been granted.

This permit shield does not extend to applicable requirements which are promulgated after the date of issuance of this permit unless this permit has been modified to reflect such new requirements.

(b) If, after issuance of this permit, it is determined that the permit is in nonconformance with an applicable requirement that applied to the source on the date of permit issuance, IDEM, OAQ, shall immediately take steps to reopen and revise this permit and issue a compliance order to the Permittee to ensure expeditious compliance with the applicable requirement until the permit is reissued. The permit shield shall continue in effect so long as the Permittee is in compliance with the compliance order.

(c) No permit shield shall apply to any permit term or condition that is determined after issuance of this permit to have been based on erroneous information supplied in the permit application. Erroneous information means information that the Permittee knew to be false, or in the exercise of reasonable care should have been known to be false, at the time the information was submitted.

(d) Nothing in 326 IAC 2-7-15 or in this permit shall alter or affect the following:

(1) The provisions of Section 303 of the Clean Air Act (emergency orders), including the authority of the U.S. EPA under Section 303 of the Clean Air Act;

(2) The liability of the Permittee for any violation of applicable requirements prior to or at the time of this permit's issuance;

(3) The applicable requirements of the acid rain program, consistent with Section 408(a) of the Clean Air Act; and

(4) The ability of U.S. EPA to obtain information from the Permittee under Section 114 of the Clean Air Act.

(e) This permit shield is not applicable to any change made under 326 IAC 2-7-20(b)(2) (Sections 502(b)(10) of the Clean Air Act changes) and 326 IAC 2-7-20(c)(2) (trading based on State Implementation Plan (SIP) provisions).

(f) This permit shield is not applicable to modifications eligible for group processing until after IDEM, OAQ, has issued the modifications. [326 IAC 2-7-12(c)(7)]

(g) This permit shield is not applicable to minor Part 70 permit modifications until after IDEM, OAQ, has issued the modification. [326 IAC 2-7-12(b)(8)]

B.15 Prior Permits Superseded [326 IAC 2-1.1-9.5][326 IAC 2-7-10.5]

(a) All terms and conditions of permits established prior to T127-28735-00117 and issued pursuant to permitting programs approved into the state implementation plan have been either:

(1) incorporated as originally stated,

(2) revised under 326 IAC 2-7-10.5, or

(3) deleted under 326 IAC 2-7-10.5.

(b) Provided that all terms and conditions are accurately reflected in this combined permit, all previous registrations and permits are superseded by this combined new source review and part 70 operating permit, except for permits issued pursuant to Title IV of the Clean Air Act and 326 IAC 21 (Acid Deposition Control)

B.16 Termination of Right to Operate [326 IAC 2-7-10][326 IAC 2-7-4(a)]

The Permittee's right to operate this source terminates with the expiration of this permit unless a timely and complete renewal application is submitted at least nine (9) months prior to the date of expiration of the source's existing permit, consistent with 326 IAC 2-7-3 and 326 IAC 2-7-4(a).

B.17 Deviations from Permit Requirements and Conditions [326 IAC 2-7-5(3)(C)(ii)]

(a) Deviations from any permit requirements (for emergencies see Section B - Emergency Provisions), the probable cause of such deviations, and any response steps or preventive measures taken shall be reported to:

Indiana Department of Environmental Management
Compliance and Enforcement Branch, Office of Air Quality
100 North Senate Avenue
MC 61-53 IGCN 1003
Indianapolis, Indiana 46204-2251

using the attached Quarterly Deviation and Compliance Monitoring Report, or its equivalent. A deviation required to be reported pursuant to an applicable requirement that exists independent of this permit, shall be reported according to the schedule stated in the applicable requirement and does not need to be included in this report.

The Quarterly Deviation and Compliance Monitoring Report does require the certification by the "responsible official" as defined by 326 IAC 2-7-1(34).

(b) A deviation is an exceedance of a permit limitation or a failure to comply with a requirement of the permit.

B.18 Permit Modification, Reopening, Revocation and Reissuance, or Termination [326 IAC 2-7-5(6)(C)][326 IAC 2-7-8(a)][326 IAC 2-7-9]

(a) This permit may be modified, reopened, revoked and reissued, or terminated for cause. The filing of a request by the Permittee for a Part 70 Operating Permit modification, revocation and reissuance, or termination, or of a notification of planned changes or anticipated noncompliance does not stay any condition of this permit. [326 IAC 2-7-5(6)(C)] The notification by the Permittee does require the certification by the "responsible official" as defined by 326 IAC 2-7-1(34).

(b) This permit shall be reopened and revised under any of the circumstances listed in IC 13-15-7-2 or if IDEM, OAQ determines any of the following:

(1) That this permit contains a material mistake.

(2) That inaccurate statements were made in establishing the emissions standards or other terms or conditions.

(3) That this permit must be revised or revoked to assure compliance with an applicable requirement. [326 IAC 2-7-9(a)(3)]

(c) Proceedings by IDEM, OAQ to reopen and revise this permit shall follow the same procedures as apply to initial permit issuance and shall affect only those parts of this

permit for which cause to reopen exists. Such reopening and revision shall be made as expeditiously as practicable. [326 IAC 2-7-9(b)]

(d) The reopening and revision of this permit, under 326 IAC 2-7-9(a), shall not be initiated before notice of such intent is provided to the Permittee by IDEM, OAQ at least thirty (30) days in advance of the date this permit is to be reopened, except that IDEM, OAQ may provide a shorter time period in the case of an emergency. [326 IAC 2-7-9(c)]

B.19 Permit Renewal [326 IAC 2-7-3][326 IAC 2-7-4][326 IAC 2-7-8(e)]

(a) The application for renewal shall be submitted using the application form or forms prescribed by IDEM, OAQ and shall include the information specified in 326 IAC 2-7-4. Such information shall be included in the application for each emission unit at this source, except those emission units included on the trivial or insignificant activities list contained in 326 IAC 2-7-1(21) and 326 IAC 2-7-1(40). The renewal application does require the certification by the "responsible official" as defined by 326 IAC 2-7-1(34).

Request for renewal shall be submitted to:

Indiana Department of Environmental Management
Permit Administration and Support Section, Office of Air Quality
100 North Senate Avenue
MC 61-53 IGCN 1003
Indianapolis, Indiana 46204-2251

(b) A timely renewal application is one that is:

(1) Submitted at least nine (9) months prior to the date of the expiration of this permit; and

(2) If the date postmarked on the envelope or certified mail receipt, or affixed by the shipper on the private shipping receipt, is on or before the date it is due. If the document is submitted by any other means, it shall be considered timely if received by IDEM, OAQ on or before the date it is due.

(c) If the Permittee submits a timely and complete application for renewal of this permit, the source's failure to have a permit is not a violation of 326 IAC 2-7 until IDEM, OAQ takes final action on the renewal application, except that this protection shall cease to apply if, subsequent to the completeness determination, the Permittee fails to submit by the deadline specified in writing by IDEM, OAQ any additional information identified as being needed to process the application.

B.20 Permit Amendment or Modification [326 IAC 2-7-11][326 IAC 2-7-12] [40 CFR 72]

(a) Permit amendments and modifications are governed by the requirements of 326 IAC 2-7-11 or 326 IAC 2-7-12 whenever the Permittee seeks to amend or modify this permit.

(b) Pursuant to 326 IAC 2-7-11(b) and 326 IAC 2-7-12(a), administrative Part 70 operating permit amendments and permit modifications for purposes of the acid rain portion of a Part 70 permit shall be governed by regulations promulgated under Title IV of the Clean Air Act. [40 CFR 72]

(c) Any application requesting an amendment or modification of this permit shall be submitted to:

Indiana Department of Environmental Management
Permit Administration and Support Section, Office of Air Quality
100 North Senate Avenue
MC 61-53 IGCN 1003
Indianapolis, Indiana 46204-2251

Any such application shall be certified by the "responsible official" as defined by 326 IAC 2-7-1(34).

(d) The Permittee may implement administrative amendment changes addressed in the request for an administrative amendment immediately upon submittal of the request. [326 IAC 2-7-11(c)(3)]

B.21 Permit Revision Under Economic Incentives and Other Programs [326 IAC 2-7-5(8)][326 IAC 2-7-12(b)(2)]

(a) No Part 70 permit revision shall be required under any approved economic incentives, marketable Part 70 permits, emissions trading, and other similar programs or processes for changes that are provided for in a Part 70 permit.

(b) Notwithstanding 326 IAC 2-7-12(b)(1) and 326 IAC 2-7-12(c)(1), minor Part 70 permit modification procedures may be used for Part 70 modifications involving the use of economic incentives, marketable Part 70 permits, emissions trading, and other similar approaches to the extent that such minor Part 70 permit modification procedures are explicitly provided for in the applicable State Implementation Plan (SIP) or in applicable requirements promulgated or approved by the U.S. EPA.

B.22 Operational Flexibility [326 IAC 2-7-20][326 IAC 2-7-10.5]

(a) The Permittee may make any change or changes at the source that are described in 326 IAC 2-7-20(b),(c), or (e) without a prior permit revision, if each of the following conditions is met:

(1) The changes are not modifications under any provision of Title I of the Clean Air Act;

(2) Any preconstruction approval required by 326 IAC 2-7-10.5 has been obtained;

(3) The changes do not result in emissions which exceed the limitations provided in this permit (whether expressed herein as a rate of emissions or in terms of total emissions);

(4) The Permittee notifies the:

Indiana Department of Environmental Management
Permit Administration and Support Section, Office of Air Quality
100 North Senate Avenue
MC 61-53 IGCN 1003
Indianapolis, Indiana 46204-2251

and

United States Environmental Protection Agency, Region V
Air and Radiation Division, Regulation Development Branch - Indiana (AR-18J)
77 West Jackson Boulevard
Chicago, Illinois 60604-3590

in advance of the change by written notification at least ten (10) days in advance of the proposed change. The Permittee shall attach every such notice to the Permittee's copy of this permit; and

(5) The Permittee maintains records on-site, on a rolling five (5) year basis, which document all such changes and emission trades that are subject to 326 IAC 2-7-20(b),(c), or (e). The Permittee shall make such records available, upon reasonable request, for public review.

Such records shall consist of all information required to be submitted to IDEM, OAQ in the notices specified in 326 IAC 2-7-20(b)(1), (c)(1), and (e)(2).

(b) The Permittee may make Section 502(b)(10) of the Clean Air Act changes (this term is defined at 326 IAC 2-7-1(36)) without a permit revision, subject to the constraint of 326 IAC 2-7-20(a). For each such Section 502(b)(10) of the Clean Air Act change, the required written notification shall include the following:

(1) A brief description of the change within the source;

(2) The date on which the change will occur;

(3) Any change in emissions; and

(4) Any permit term or condition that is no longer applicable as a result of the change.

The notification which shall be submitted is not considered an application form, report or compliance certification. Therefore, the notification by the Permittee does not require the certification by the “responsible official” as defined by 326 IAC 2-7-1(34).

(c) Emission Trades [326 IAC 2-7-20(c)]
The Permittee may trade emissions increases and decreases at the source, where the applicable SIP provides for such emission trades without requiring a permit revision, subject to the constraints of Section (a) of this condition and those in 326 IAC 2-7-20(c).

(d) Alternative Operating Scenarios [326 IAC 2-7-20(d)]
The Permittee may make changes at the source within the range of alternative operating scenarios that are described in the terms and conditions of this permit in accordance with 326 IAC 2-7-5(9). No prior notification of IDEM, OAQ, or U.S. EPA is required.

(e) Backup fuel switches specifically addressed in, and limited under, Section D of this permit shall not be considered alternative operating scenarios. Therefore, the notification requirements of part (a) of this condition do not apply.

(f) This condition does not apply to emission trades of SO_2 or NO_X under 326 IAC 21 or 326 IAC 10-4.

B.23 Source Modification Requirement [326 IAC 2-7-10.5]

A modification, construction, or reconstruction is governed by the requirements of 326 IAC 2.

B.24 Inspection and Entry [326 IAC 2-7-6][IC 13-14-2-2][IC 13-30-3-1][IC 13-17-3-2]

Upon presentation of proper identification cards, credentials, and other documents as may be required by law, and subject to the Permittee’s right under all applicable laws and regulations to assert that the information collected by the agency is confidential and entitled to be treated as

such, the Permittee shall allow IDEM, OAQ, U.S. EPA, or an authorized representative to perform the following:

(a) Enter upon the Permittee's premises where a Part 70 source is located, or emissions related activity is conducted, or where records must be kept under the conditions of this permit;

(b) As authorized by the Clean Air Act, IC 13-14-2-2, IC 13-17-3-2, and IC 13-30-3-1, have access to and copy any records that must be kept under the conditions of this permit;

(c) As authorized by the Clean Air Act, IC 13-14-2-2, IC 13-17-3-2, and IC 13-30-3-1, inspect any facilities, equipment (including monitoring and air pollution control equipment), practices, or operations regulated or required under this permit;

(d) As authorized by the Clean Air Act, IC 13-14-2-2, IC 13-17-3-2, and IC 13-30-3-1, sample or monitor substances or parameters for the purpose of assuring compliance with this permit or applicable requirements; and

(e) As authorized by the Clean Air Act, IC 13-14-2-2, IC 13-17-3-2, and IC 13-30-3-1, utilize any photographic, recording, testing, monitoring, or other equipment for the purpose of assuring compliance with this permit or applicable requirements.

B.25 Transfer of Ownership or Operational Control [326 IAC 2-7-11]

(a) The Permittee must comply with the requirements of 326 IAC 2-7-11 whenever the Permittee seeks to change the ownership or operational control of the source and no other change in the permit is necessary.

(b) Any application requesting a change in the ownership or operational control of the source shall contain a written agreement containing a specific date for transfer of permit responsibility, coverage and liability between the current and new Permittee. The application shall be submitted to:

Indiana Department of Environmental Management
Permit Administration and Support Section, Office of Air Quality
100 North Senate Avenue
MC 61-53 IGCN 1003
Indianapolis, Indiana 46204-2251

The application which shall be submitted by the Permittee does require the certification by the "responsible official" as defined by 326 IAC 2-7-1(34).

(c) The Permittee may implement administrative amendment changes addressed in the request for an administrative amendment immediately upon submittal of the request. [326 IAC 2-7-11(c)(3)]

B.26 Annual Fee Payment [326 IAC 2-7-19] [326 IAC 2-7-5(7)][326 IAC 2-1.1-7]

(a) The Permittee shall pay annual fees to IDEM, OAQ within thirty (30) calendar days of receipt of a billing. Pursuant to 326 IAC 2-7-19(b), if the Permittee does not receive a bill from IDEM, OAQ the applicable fee is due April 1 of each year.

(b) Except as provided in 326 IAC 2-7-19(e), failure to pay may result in administrative enforcement action or revocation of this permit.

(c) The Permittee may call the following telephone numbers: 1-800-451-6027 or 317-233-4230 (ask for OAQ, Billing, Licensing, and Training Section), to determine the appropriate permit fee.

B.27 Credible Evidence [326 IAC 2-7-5(3)][326 IAC 2-7-6][62 FR 8314] [326 IAC 1-1-6]

For the purpose of submitting compliance certifications or establishing whether or not the Permittee has violated or is in violation of any condition of this permit, nothing in this permit shall preclude the use, including the exclusive use, of any credible evidence or information relevant to whether the Permittee would have been in compliance with the condition of this permit if the appropriate performance or compliance test or procedure had been performed.

SECTION C SOURCE OPERATION CONDITIONS

Entire Source

Emission Limitations and Standards [326 IAC 2-7-5(1)]

C.1 Particulate Emission Limitations For Processes with Process Weight Rates Less Than One Hundred (100) Pounds per Hour [326 IAC 6-3-2]

Pursuant to 326 IAC 6-3-2(e)(2), particulate emissions from any process not exempt under 326 IAC 6-3-1(b) or (c) which has a maximum process weight rate less than 100 pounds per hour and the methods in 326 IAC 6-3-2(b) through (d) do not apply shall not exceed 0.551 pounds per hour.

C.2 Opacity [326 IAC 5-1]

Pursuant to 326 IAC 5-1-2 (Opacity Limitations), except as provided in 326 IAC 5-1-3 (Temporary Alternative Opacity Limitations), opacity shall meet the following, unless otherwise stated in this permit:

(a) Opacity shall not exceed an average of forty percent (40%) in any one (1) six (6) minute averaging period as determined in 326 IAC 5-1-4.

(b) Opacity shall not exceed sixty percent (60%) for more than a cumulative total of fifteen (15) minutes (sixty (60) readings as measured according to 40 CFR 60, Appendix A, Method 9 or fifteen (15) one (1) minute nonoverlapping integrated averages for a continuous opacity monitor) in a six (6) hour period.

C.3 Open Burning [326 IAC 4-1] [IC 13-17-9]

The Permittee shall not open burn any material except as provided in 326 IAC 4-1-3, 326 IAC 4-1-4 or 326 IAC 4-1-6. The previous sentence notwithstanding, the Permittee may open burn in accordance with an open burning approval issued by the Commissioner under 326 IAC 4-1-4.1.

C.4 Incineration [326 IAC 4-2] [326 IAC 9-1-2]

The Permittee shall not operate an incinerator or incinerate any waste or refuse except as provided in 326 IAC 4-2 and 326 IAC 9-1-2.

C.5 Fugitive Dust Emissions [326 IAC 6-4]

The Permittee shall not allow fugitive dust to escape beyond the property line or boundaries of the property, right-of-way, or easement on which the source is located, in a manner that would violate 326 IAC 6-4 (Fugitive Dust Emissions). 326 IAC 6-4-2(4) is not federally enforceable.

C.6 Fugitive Particulate Matter Emission Limitations [326 IAC 6-5]

Pursuant to 326 IAC 6-5 (Fugitive Particulate Matter Emission Limitations), fugitive particulate matter emissions shall be controlled according to the attached plan as in Attachment A. The provisions of 326 IAC 6-5 are not federally enforceable.

C.7 Asbestos Abatement Projects [326 IAC 14-10] [326 IAC 18] [40 CFR 61, Subpart M]

(a) Notification requirements apply to each owner or operator. If the combined amount of regulated asbestos containing material (RACM) to be stripped, removed or disturbed is at least 260 linear feet on pipes or 160 square feet on other facility components, or at least thirty-five (35) cubic feet on all facility components, then the notification requirements of 326 IAC 14-10-3 are mandatory. All demolition projects require notification whether or not asbestos is present.

(b) The Permittee shall ensure that a written notification is sent on a form provided by the Commissioner at least ten (10) working days before asbestos stripping or removal work or before demolition begins, per 326 IAC 14-10-3, and shall update such notice as necessary, including, but not limited to the following:

(1) When the amount of affected asbestos containing material increases or decreases by at least twenty percent (20%); or

(2) If there is a change in the following:

(A) Asbestos removal or demolition start date;

(B) Removal or demolition contractor; or

(C) Waste disposal site.

(c) The Permittee shall ensure that the notice is postmarked or delivered according to the guidelines set forth in 326 IAC 14-10-3(2).

(d) The notice to be submitted shall include the information enumerated in 326 IAC 14-10-3(3).

All required notifications shall be submitted to:

Indiana Department of Environmental Management
Compliance and Enforcement Branch, Office of Air Quality
100 North Senate Avenue
MC 61-53 IGCN 1003
Indianapolis, Indiana 46204-2251

The notice shall include a signed certification from the owner or operator that the information provided in this notification is correct and that only Indiana licensed workers and project supervisors will be used to implement the asbestos removal project. The notifications do not require a certification by the "responsible official" as defined by 326 IAC 2-7-1(34).

(e) Procedures for Asbestos Emission Control
The Permittee shall comply with the applicable emission control procedures in 326 IAC 14-10-4 and 40 CFR 61.145(c). Per 326 IAC 14-10-1, emission control requirements are applicable for any removal or disturbance of RACM greater than three (3) linear feet on pipes or three (3) square feet on any other facility components or a total of at least 0.75 cubic feet on all facility components.

(f) Demolition and Renovation
The Permittee shall thoroughly inspect the affected facility or part of the facility where the demolition or renovation will occur for the presence of asbestos pursuant to 40 CFR 61.145(a).

(g) Indiana Licensed Asbestos Inspector
The Permittee shall comply with 326 IAC 14-10-1(a) that requires the owner or operator, prior to a renovation/demolition, to use an Indiana Licensed Asbestos Inspector to thoroughly inspect the affected portion of the facility for the presence of asbestos. The requirement to use an Indiana Licensed Asbestos inspector is not federally enforceable.

Testing Requirements [326 IAC 2-7-6(1)]

C.8 Performance Testing [326 IAC 3-6]

(a) Compliance testing on new emissions units shall be conducted within 60 days after achieving maximum production rate, but no later than 180 days after initial start-up, if specified in Section D of this approval. All testing shall be performed according to the provisions of 326 IAC 3-6 (Source Sampling Procedures), except as provided elsewhere in this permit, utilizing any applicable procedures and analysis methods specified in 40 CFR 51, 40 CFR 60, 40 CFR 61, 40 CFR 63, 40 CFR 75, or other procedures approved by IDEM, OAQ.

A test protocol, except as provided elsewhere in this permit, shall be submitted to:

Indiana Department of Environmental Management
Compliance and Enforcement Branch, Office of Air Quality
100 North Senate Avenue
MC 61-53 IGCN 1003
Indianapolis, Indiana 46204-2251

no later than thirty-five (35) days prior to the intended test date. The protocol submitted by the Permittee does not require certification by the "responsible official" as defined by 326 IAC 2-7-1(34).

(b) The Permittee shall notify IDEM, OAQ of the actual test date at least fourteen (14) days prior to the actual test date. The notification submitted by the Permittee does not require certification by the "responsible official" as defined by 326 IAC 2-7-1(34).

(c) Pursuant to 326 IAC 3-6-4(b), all test reports must be received by IDEM, OAQ not later than forty-five (45) days after the completion of the testing. An extension may be granted by IDEM, OAQ if the Permittee submits to IDEM, OAQ a reasonable written explanation not later than five (5) days prior to the end of the initial forty-five (45) day period.

Compliance Requirements [326 IAC 2-1.1-11]

C.9 Compliance Requirements [326 IAC 2-1.1-11]

The commissioner may require stack testing, monitoring, or reporting at any time to assure compliance with all applicable requirements by issuing an order under 326 IAC 2-1.1-11. Any monitoring or testing shall be performed in accordance with 326 IAC 3 or other methods approved by the commissioner or the U. S. EPA.

Compliance Monitoring Requirements [326 IAC 2-7-5(1)][326 IAC 2-7-6(1)]

C.10 Compliance Monitoring [326 IAC 2-7-5(3)][326 IAC 2-7-6(1)]

Unless otherwise specified in this permit, all monitoring and record keeping requirements not already legally required shall be implemented within ninety (90) days of permit issuance or ninety (90) days of initial start-up, whichever is later. If required by Section D, the Permittee shall be responsible for installing any necessary equipment and initiating any required monitoring related to that equipment. If due to circumstances beyond its control, that equipment cannot be installed and operated within ninety (90) days, the Permittee may extend the compliance schedule related to the equipment for an additional ninety (90) days provided the Permittee notifies:

Indiana Department of Environmental Management
Compliance and Enforcement Branch, Office of Air Quality
100 North Senate Avenue
MC 61-53 IGCN 1003

Indianapolis, Indiana 46204-2251

in writing, prior to the end of the initial ninety (90) day compliance schedule, with full justification of the reasons for the inability to meet this date.

The notification which shall be submitted by the Permittee does require the certification by the "responsible official" as defined by 326 IAC 2-7-1(34).

Unless otherwise specified in the approval for the new emission unit(s), compliance monitoring for new emission units or emission units added through a source modification shall be implemented when operation begins.

C.11 Monitoring Methods [326 IAC 3] [40 CFR 60] [40 CFR 63]

Any monitoring or testing required by Section D of this permit shall be performed according to the provisions of 326 IAC 3, 40 CFR 60, Appendix A, 40 CFR 60, Appendix B, 40 CFR 63, or other approved methods as specified in this permit.

C.12 Instrument Specifications [326 IAC 2-1.1-11] [326 IAC 2-7-5(3)] [326 IAC 2-7-6(1)]

(a) When required by any condition of this permit, an analog instrument used to measure a parameter related to the operation of an air pollution control device shall have a scale such that the expected maximum reading for the normal range shall be no less than twenty percent (20%) of full scale.

(b) The Permittee may request that the IDEM, OAQ approve the use of an instrument that does not meet the above specifications provided the Permittee can demonstrate that an alternative instrument specification will adequately ensure compliance with permit conditions requiring the measurement of the parameters.

Corrective Actions and Response Steps [326 IAC 2-7-5][326 IAC 2-7-6]

C.13 Emergency Reduction Plans [326 IAC 1-5-2] [326 IAC 1-5-3]

Pursuant to 326 IAC 1-5-2 (Emergency Reduction Plans; Submission):

(a) The Permittee shall prepare written emergency reduction plans (ERPs) consistent with safe operating procedures.

(b) These ERPs shall be submitted for approval to:

Indiana Department of Environmental Management
Compliance and Enforcement Branch, Office of Air Quality
100 North Senate Avenue
MC 61-53 IGCN 1003
Indianapolis, Indiana 46204-2251

within 180 days from the date on which this source commences operation.

The ERP does require the certification by the "responsible official" as defined by 326 IAC 2-7-1(34).

(c) If the ERP is disapproved by IDEM, OAQ, the Permittee shall have an additional thirty (30) days to resolve the differences and submit an approvable ERP.

(d) These ERPs shall state those actions that will be taken, when each episode level is declared, to reduce or eliminate emissions of the appropriate air pollutants.

(e) Said ERPs shall also identify the sources of air pollutants, the approximate amount of reduction of the pollutants, and a brief description of the manner in which the reduction will be achieved.

(f) Upon direct notification by IDEM, OAQ that a specific air pollution episode level is in effect, the Permittee shall immediately put into effect the actions stipulated in the approved ERP for the appropriate episode level. [326 IAC 1-5-3]

C.14 Risk Management Plan [326 IAC 2-7-5(12)] [40 CFR 68]

If a regulated substance, as defined in 40 CFR 68, is present at a source in more than a threshold quantity, the Permittee must comply with the applicable requirements of 40 CFR 68.

C.15 Response to Excursions or Exceedances [326 IAC 2-7-5] [326 IAC 2-7-6]

(a) Upon detecting an excursion or exceedance, the Permittee shall restore operation of the emissions unit (including any control device and associated capture system) to its normal or usual manner of operation as expeditiously as practicable in accordance with good air pollution control practices for minimizing emissions.

(b) The response shall include minimizing the period of any startup, shutdown or malfunction and taking any necessary corrective actions to restore normal operation and prevent the likely recurrence of the cause of an excursion or exceedance (other than those caused by excused startup or shutdown conditions). Corrective actions may include, but are not limited to, the following:

(1) initial inspection and evaluation;

(2) recording that operations returned to normal without operator action (such as through response by a computerized distribution control system); or

(3) any necessary follow-up actions to return operation to within the indicator range, designated condition, or below the applicable emission limitation or standard, as applicable.

(c) A determination of whether the Permittee has used acceptable procedures in response to an excursion or exceedance will be based on information available, which may include, but is not limited to, the following:

(1) monitoring results;

(2) review of operation and maintenance procedures and records; and/or

(3) inspection of the control device, associated capture system, and the process.

(d) Failure to take reasonable response steps shall be considered a deviation from the permit.

(e) The Permittee shall maintain the following records:

(1) monitoring data;

(2) monitor performance data, if applicable; and

(3) corrective actions taken.

C.16 Actions Related to Noncompliance Demonstrated by a Stack Test [326 IAC 2-7-5][326 IAC 2-7-6]

(a) When the results of a stack test performed in conformance with Section C - Performance Testing, of this permit exceed the level specified in any condition of this permit, the Permittee shall take appropriate response actions. The Permittee shall submit a description of these response actions to IDEM, OAQ, within thirty (30) days of receipt of the test results. The Permittee shall take appropriate action to minimize excess emissions from the affected facility while the response actions are being implemented.

(b) A retest to demonstrate compliance shall be performed within one hundred twenty (120) days of receipt of the original test results. Should the Permittee demonstrate to IDEM, OAQ that retesting in one hundred twenty (120) days is not practicable, IDEM, OAQ may extend the retesting deadline.

(c) IDEM, OAQ reserves the authority to take any actions allowed under law in response to noncompliant stack tests.

The response action documents submitted pursuant to this condition do require the certification by the "responsible official" as defined by 326 IAC 2-7-1(34).

Record Keeping and Reporting Requirements [326 IAC 2-7-5(3)] [326 IAC 2-7-19]

C.17 Emission Statement [326 IAC 2-7-5(3)(C)(iii)][326 IAC 2-7-5(7)][326 IAC 2-7-19(c)][326 IAC 2-6]

(a) Pursuant to 326 IAC 2-6-3(a)(1), the Permittee shall submit by July 1 of each year an emission statement covering the previous calendar year. The emission statement shall contain, at a minimum, the information specified in 326 IAC 2-6-4(c) and shall meet the following requirements:

(1) Indicate estimated actual emissions of all pollutants listed in 326 IAC 2-6-4(a);

(2) Indicate estimated actual emissions of regulated pollutants as defined by 326 IAC 2-7-1(32) ("Regulated pollutant, which is used only for purposes of Section 19 of this rule") from the source, for purpose of fee assessment.

The statement must be submitted to:

Indiana Department of Environmental Management
Technical Support and Modeling Section, Office of Air Quality
100 North Senate Avenue
MC 61-50 IGCN 1003
Indianapolis, Indiana 46204-2251

The emission statement does require the certification by the "responsible official" as defined by 326 IAC 2-7-1(34).

(b) The emission statement required by this permit shall be considered timely if the date postmarked on the envelope or certified mail receipt, or affixed by the shipper on the private shipping receipt, is on or before the date it is due. If the document is submitted by any other means, it shall be considered timely if received by IDEM, OAQ on or before the date it is due.

C.18 General Record Keeping Requirements [326 IAC 2-7-5(3)] [326 IAC 2-7-6] [326 IAC 2-2][326 IAC 2-3]

(a) Records of all required monitoring data, reports and support information required by this permit shall be retained for a period of at least five (5) years from the date of monitoring

sample, measurement, report, or application. These records shall be physically present or electronically accessible at the source location for a minimum of three (3) years. The records may be stored elsewhere for the remaining two (2) years as long as they are available upon request. If the Commissioner makes a request for records to the Permittee, the Permittee shall furnish the records to the Commissioner within a reasonable time.

(b) Unless otherwise specified in this permit, all record keeping requirements not already legally required shall be implemented within ninety (90) days of permit issuance or ninety (90) days of initial start-up, whichever is later.

(c) If there is a reasonable possibility (as defined in 40 CFR 51.165(a)(6)(vi)(A), 40 CFR 51.165(a)(6)(vi)(B), 40 CFR 51.166(r)(6)(vi)(a), and/or 40 CFR 51.166(r)(6)(vi)(b)) that a "project" (as defined in 326 IAC 2-2-1(qq) and/or 326 IAC 2-3-1(ll)) at an existing emissions unit, other than projects at a source with a Plantwide Applicability Limitation (PAL), which is not part of a "major modification" (as defined in 326 IAC 2-2-1(ee) and/or 326 IAC 2-3-1(z)) may result in significant emissions increase and the Permittee elects to utilize the "projected actual emissions" (as defined in 326 IAC 2-2-1(rr) and/or 326 IAC 2-3-1(mm)), the Permittee shall comply with following:

(1) Before beginning actual construction of the "project" (as defined in 326 IAC 2-2-1(qq) and/or 326 IAC 2-3-1(ll)) at an existing emissions unit, document and maintain the following records:

(A) A description of the project.

(B) Identification of any emissions unit whose emissions of a regulated new source review pollutant could be affected by the project.

(C) A description of the applicability test used to determine that the project is not a major modification for any regulated NSR pollutant, including:

(i) Baseline actual emissions;

(ii) Projected actual emissions;

(iii) Amount of emissions excluded under section 326 IAC 2-2-1(rr)(2)(A)(iii) and/or 326 IAC 2-3-1 (mm)(2)(A)(iii); and

(iv) An explanation for why the amount was excluded, and any netting calculations, if applicable.

(d) If there is a reasonable possibility (as defined in 40 CFR 51.165(a)(6)(vi)(A) and/or 40 CFR 51.166(r)(6)(vi)(a)) that a "project" (as defined in 326 IAC 2-2-1(qq) and/or 326 IAC 2-3-1(ll)) at an existing emissions unit, other than projects at a source with a Plantwide Applicability Limitation (PAL), which is not part of a "major modification" (as defined in 326 IAC 2-2-1(ee) and/or 326 IAC 2-3-1(z)) may result in significant emissions increase and the Permittee elects to utilize the "projected actual emissions" (as defined in 326 IAC 2-2-1(rr) and/or 326 IAC 2-3-1(mm)), the Permittee shall comply with following:

(1) Monitor the emissions of any regulated NSR pollutant that could increase as a result of the project and that is emitted by any existing emissions unit identified in (1)(B) above; and

(2) Calculate and maintain a record of the annual emissions, in tons per year on a calendar year basis, for a period of five (5) years following resumption of regular operations after the change, or for a period of ten (10) years following resumption of regular operations after the change if the project increases the design capacity of or the potential to emit that regulated NSR pollutant at the emissions unit.

C.19 General Reporting Requirements [326 IAC 2-7-5(3)(C)] [326 IAC 2-1.1-11] [326 IAC 2-2][326 IAC 2-3]

(a) The Permittee shall submit the attached Quarterly Deviation and Compliance Monitoring Report or its equivalent. Any deviation from permit requirements, the date(s) of each deviation, the cause of the deviation, and the response steps taken must be reported. This report shall be submitted within thirty (30) days of the end of the reporting period. The Quarterly Deviation and Compliance Monitoring Report shall include the certification by the "responsible official" as defined by 326 IAC 2-7-1(34).

(b) The report required in (a) of this condition and reports required by conditions in Section D of this permit shall be submitted to:

Indiana Department of Environmental Management
Compliance and Enforcement Branch, Office of Air Quality
100 North Senate Avenue
MC 61-53 IGCN 1003
Indianapolis, Indiana 46204-2251

(c) Unless otherwise specified in this permit, any notice, report, or other submission required by this permit shall be considered timely if the date postmarked on the envelope or certified mail receipt, or affixed by the shipper on the private shipping receipt, is on or before the date it is due. If the document is submitted by any other means, it shall be considered timely if received by IDEM, OAQ on or before the date it is due.

(d) Unless otherwise specified in this permit, all reports required in Section D of this permit shall be submitted within thirty (30) days of the end of the reporting period. All reports do require the certification by the "responsible official" as defined by 326 IAC 2-7-1(34).

(e) The first report shall cover the period commencing on the date of issuance of this permit or the date of initial start-up, whichever is later, and ending on the last day of the reporting period. Reporting periods are based on calendar years, unless otherwise specified in this permit. For the purpose of this permit, “calendar year” means the twelve (12) month period from January 1 to December 31 inclusive.

(f) If the Permittee is required to comply with the recordkeeping provisions of (d) in Section C - General Record Keeping Requirements for any “project” (as defined in 326 IAC 2-2-1 (qq) and/or 326 IAC 2-3-1 (ll)) at an existing emissions unit, and the project meets the following criteria, then the Permittee shall submit a report to IDEM, OAQ:

(1) The annual emissions, in tons per year, from the project identified in (c)(1) in Section C- General Record Keeping Requirements exceed the baseline actual emissions, as documented and maintained under Section C- General Record Keeping Requirements (c)(1)(C)(i), by a significant amount, as defined in 326 IAC 2-2-1 (xx) and/or 326 IAC 2-3-1 (qq), for that regulated NSR pollutant, and

(2) The emissions differ from the preconstruction projection as documented and maintained under Section C - General Record Keeping Requirements (c)(1)(C)(ii).

(g) The report for project at an existing emissions unit shall be submitted within sixty (60) days after the end of the year and contain the following:

(1) The name, address, and telephone number of the major stationary source.

(2) The annual emissions calculated in accordance with (d)(1) and (2) in Section C - General Record Keeping Requirements.

(3) The emissions calculated under the actual-to-projected actual test stated in 326 IAC 2-2-2(d)(3) and/or 326 IAC 2-3-2(c)(3).

(4) Any other information that the Permittee deems fit to include in this report.

Reports required in this part shall be submitted to:

Indiana Department of Environmental Management
Compliance and Enforcement Branch, Office of Air Quality
100 North Senate Avenue
MC 61-53 IGCN 1003
Indianapolis, Indiana 46204-2251

(h) The Permittee shall make the information required to be documented and maintained in accordance with (c) in Section C- General Record Keeping Requirements available for review upon a request for inspection by IDEM, OAQ. The general public may request this information from the IDEM, OAQ under 326 IAC 17.1.

Stratospheric Ozone Protection

C.20 Compliance with 40 CFR 82 and 326 IAC 22-1

Pursuant to 40 CFR 82 (Protection of Stratospheric Ozone), Subpart F, except as provided for motor vehicle air conditioners in Subpart B, the Permittee shall comply with the standards for recycling and emissions reduction:

(a) Persons opening appliances for maintenance, service, repair, or disposal must comply with the required practices pursuant to 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 pursuant to 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.

SECTION D.1 FACILITY OPERATION CONDITIONS

Facility Description [326 IAC 2-7-5(15)]

One (1) screening operation with a maximum capacity of fifty (50) tons per hour, constructed in 2001, and consisting of the following equipment:

(a) One (1) coke screen;

(b) Four (4) conveyors;

(c) One (1) hopper;

(d) One (1) internal combustion diesel generator, used to generate electric power, with a maximum capacity of 164 HP; and

(e) One (1) front-end loader with a diesel internal combustion engine with a maximum capacity of 180 HP.

(The information describing the process contained in this facility description box is descriptive information and does not constitute enforceable conditions.)

Emission Limitations and Standards [326 IAC 2-7-5(1)]

D.1.1 PSD and Emission Offset Minor Limits [326 IAC 2-2] [326 IAC 2-3][326 IAC 2-1.1-5]

Pursuant to 326 IAC 2-2 and 326 IAC 2-3, the source shall limit emissions as follows:

(a) The coke throughput to the coke screening, conveying, loading and unloading operations, approved for construction in 2009, shall be limited to less than 61,300 tons per twelve (12) consecutive month period, with compliance determined at the end of each month.

(b) The diesel fuel usage shall be limited to less than or equal to 80 Kilo-gallons per twelve (12) consecutive month period, with compliance determined at the end of each month.

Compliance with these emission limits will ensure that the potential to emit from this operation is less than twenty-five (25) tons of PM per year, less than twenty-five (25) tons per year of NOx, less than fifteen (15) tons per year of PM_{10}, and less than ten (10) tons per year of $PM_{2.5}$. Therefore, the requirements of 326 IAC 2-2, 326 IAC 2-3 and 326 IAC 2-1.1-5 are not applicable.

D.1.2 Particulate Emissions Limitations [326 IAC 6-3-2]

Pursuant to 326 IAC 6-3-2, the particulate emissions from the MCCC Plant shall be limited to less than 44.6 pounds per hour when operating at a process weight rate of 50 tons per hour.

This limit was calculated using the following equation.

Interpolation and extrapolation of the data for the process weight rate in excess of sixty thousand (60,000) pounds per hour shall be accomplished by use of the equation:

$$E = 55.0\ (P^{0.11}) - 40$$

where E = rate of emission in pounds per hour and
P = process weight rate in tons per hour

D.1.3 Fugitive Particulate Matter Limitations [326 IAC 6-5-3]

Pursuant to 326 IAC 6-5-3 (Fugitive Particulate Matter Emission Limitations), fugitive particulate matter emissions shall be controlled according to the facility Fugitive Dust Control Plan.

D.1.4 Preventive Maintenance Plan [326 IAC 2-7-5(13)]

A Preventive Maintenance Plan, in accordance with Section C - Preventive Maintenance Plan, of this permit, is required for these facilities.

Compliance Determination Requirements [326 IAC 2-7-6(1)] [326 IAC 2-7-5(1)]

D.1.5 Particulate Matter Control Requirements [326 IAC 6-3-2] [326 IAC 6-4]

In order to ensure compliance with Conditions D.1.1, D.1.2, and D.1.3, the Permittee shall apply an initial application of water or a mixture of water and wetting agent to control the PM, PM_{10} and $PM_{2.5}$ emissions from the screening operation, the conveyors, roads and storage piles as necessary to ensure that the coke processed has a moisture content greater that ten (10) percent. The suppressant shall be applied in a manner and at a frequency sufficient to ensure compliance with Conditions D.1.1, D.1.2, and D.1.3. If weather conditions preclude the use of wet suppression, the Permittee shall perform chemical analysis on the metallurgical material to ensure it has a moisture content greater than ten (10) percent of the process stream by weight. The Permittee shall submit to IDEM, OAQ the method for moisture content analysis for approval.

Compliance Monitoring Requirements [326 IAC 2-7-6(1)] [326 IAC 2-7-5(1)

D.1.6 Visible Emissions Notations

(a) Visible emissions notations of the coke screening and conveying operations shall be performed once per day during normal daylight operations. A trained employee will record whether emissions are normal or abnormal.

(b) For processes operated continuously, "normal" means those conditions prevailing, or expected to prevail, eighty percent (80%) of the time the process is in operation, not counting startup or shut down time.

(c) In the case of batch or discontinuous operations, readings shall be taken during that part of the operation that would normally be expected to cause the greatest emissions.

(d) A trained employee is an employee who has worked at the plant at least one (1) month and has been trained in the appearance and characteristics of normal visible emissions for that specific process.

(e) If abnormal emissions are observed, the Permittee shall take reasonable steps in accordance with Section C-Response to Excursions or Exceedances. Failure to take response steps in accordance with Section C- Response to Excursions or Exceedances shall be considered a deviation from this permit.

Record Keeping and Reporting Requirement [326 IAC 2-7-5(3)] [326 IAC 2-7-19]

D.1.7 Record Keeping Requirements

(a) To document compliance with Condition D.1.4, the Permittee shall maintain records of visible emission notations of the screen, and the conveyor transfer points once per day.

(b) In order to demonstrate compliance with Conditions D.1.1(a), the Permittee shall maintain records of coke processed.

(c) In order to demonstrate compliance with Conditions D.1.1(b), the Permittee shall maintain records of the diesel fuel usage.

(d) All records shall be maintained in accordance with Section C - General Record Keeping Requirements, of this permit.

D.1.8 Reporting Requirements

(a) A quarterly summary of the information to document compliance with Condition D.1.1(a) submitted to the address listed in Section C - General Reporting Requirements, of this permit, using the reporting forms located at the end of this permit, or their equivalent, within thirty (30) days after the end of the quarter being reported. The report submitted by the Permittee does require the certification by the “responsible official” as defined by 326 IAC 2-7-1(34).

(b) A quarterly summary of the information to document compliance with Condition D.1.1(b) submitted to the address listed in Section C - General Reporting Requirements, of this permit, using the reporting forms located at the end of this permit, or their equivalent, within thirty (30) days after the end of the quarter being reported. The report submitted by the Permittee does require the certification by the “responsible official” as defined by 326 IAC 2-7-1(34).

INDIANA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT
OFFICE OF AIR QUALITY
PART 70 OPERATING PERMIT
CERTIFICATION

Source Name: Mid-Continent Coal and Coke Company
Source Address: 250 West U.S. Highway 12, Burns Harbor, Indiana 46304-9745
Mailing Address: 915 w. 175th St., Homewood, Illinois 60430708-798-1110
Part 70 Permit No.: T127-28735-00117

This certification shall be included when submitting monitoring, testing reports/results or other documents as required by this permit.

Please check what document is being certified:

☐ Annual Compliance Certification Letter

☐ Test Result (specify)

☐ Report (specify)

☐ Notification (specify)

☐ Affidavit (specify)

☐ Other (specify)

I certify that, based on information and belief formed after reasonable inquiry, the statements and information in the document are true, accurate, and complete.
Signature:
Printed Name:
Title/Position:
Phone:
Date:

INDIANA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT
OFFICE OF AIR QUALITY

COMPLIANCE AND ENFORCEMENT BRANCH
100 North Senate Avenue
MC 61-53 IGCN 1003
Indianapolis, Indiana 46204-2251
Phone: (317) 233-0178
Fax: (317) 233-6865

PART 70 OPERATING PERMIT
EMERGENCY OCCURRENCE REPORT

Source Name:	Mid-Continent Coal and Coke Company
Source Address:	250 West U.S. Highway 12, Burns Harbor, Indiana 46304-9745
Mailing Address:	915 w. 175th St., Homewood, Illinois 60430708-798-1110
Part 70 Permit No.:	T127-28735-00117

This form consists of 2 pages **Page 1 of 2**

☐ This is an emergency as defined in 326 IAC 2-7-1(12)

- The Permittee must notify the Office of Air Quality (OAQ), within four (**4**) daytime business hours (1-800-451-6027 or 317-233-0178, ask for Compliance Section); and
- The Permittee must submit notice in writing or by facsimile within two (**2**) working days (Facsimile Number: 317-233-6865), and follow the other requirements of 326 IAC 2-7-16.

If any of the following are not applicable, mark N/A

Facility/Equipment/Operation:
Control Equipment:
Permit Condition or Operation Limitation in Permit:
Description of the Emergency:
Describe the cause of the Emergency:

If any of the following are not applicable, mark N/A **Page 2 of 2**

Date/Time Emergency started:
Date/Time Emergency was corrected:
Was the facility being properly operated at the time of the emergency? Y N
Type of Pollutants Emitted: TSP, PM-10, SO_2, VOC, NO_X, CO, Pb, other:
Estimated amount of pollutant(s) emitted during emergency:
Describe the steps taken to mitigate the problem:
Describe the corrective actions/response steps taken:
Describe the measures taken to minimize emissions:
If applicable, describe the reasons why continued operation of the facilities are necessary to prevent imminent injury to persons, severe damage to equipment, substantial loss of capital investment, or loss of product or raw materials of substantial economic value:

Form Completed by:_____

Title / Position: _____

Date:_____

Phone: _____

A certification is not required for this report.

INDIANA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT
OFFICE OF AIR QUALITY
COMPLIANCE AND ENFORCEMENT BRANCH

Part 70 Quarterly Report

Source Name: Mid-Continent Coal and Coke Company
Source Address: 250 West U.S. Highway 12, Burns Harbor, Indiana 46304-9745
Mailing Address: 915 w. 175th St., Homewood, Illinois 60430708-798-1110
Part 70 Permit No.: T127-28735-00117
Facility: screening, conveying, loading, and unloading
Parameter: Coke throughput
Limit: less than 61,300 tons per twelve (12) month consecutive period

QUARTER : YEAR:

Month	Column 1	Column 2	Column 1 + Column 2
	This Month	Previous 11 Months	12 Month Total
Month 1			
Month 2			
Month 3			

☐ No deviation occurred in this quarter.

☐ Deviation/s occurred in this quarter.
Deviation has been reported on:

Submitted by: _____
Title / Position: _____
Signature: _____
Date: _____
Phone: _____

Attach a signed certification to complete this report.

INDIANA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

OFFICE OF AIR QUALITY
COMPLIANCE AND ENFORCEMENT BRANCH

Part 70 Quarterly Report

Source Name: Mid-Continent Coal and Coke Company
Source Address: 250 West U.S. Highway 12, Burns Harbor, Indiana 46304-9745
Mailing Address: 915 w. 175th St., Homewood, Illinois 60430708-798-1110
Part 70 Permit No.: T127-28735-00117
Facility: One (1) internal combustion diesel generator
Parameter: fuel usage
Limit: 80 kilo-gallons per twelve (12) consecutive month period

QUARTER : YEAR:

Month	Column 1	Column 2	Column 1 + Column 2
	This Month	Previous 11 Months	12 Month Total
Month 1			
Month 2			
Month 3			

☐ No deviation occurred in this quarter.

☐ Deviation/s occurred in this quarter.
Deviation has been reported on:

Submitted by: _____
Title / Position: _____
Signature: _____
Date: _____
Phone: _____

Attach a signed certification to complete this report.

INDIANA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT
OFFICE OF AIR QUALITY
COMPLIANCE AND ENFORCEMENT BRANCH
PART 70 OPERATING PERMIT
QUARTERLY DEVIATION AND COMPLIANCE MONITORING REPORT

Source Name: Mid-Continent Coal and Coke Company
Source Address: 250 West U.S. Highway 12, Burns Harbor, Indiana 46304-9745
Mailing Address: 915 w. 175th St., Homewood, Illinois 60430708-798-1110
Part 70 Permit No.: T127-28735-00117

Months: _____ to _ Year: _____

This report shall be submitted quarterly based on a calendar year. Any deviation from the requirements, the date(s) of each deviation, the probable cause of the deviation, and the response steps taken must be reported. A deviation required to be reported pursuant to an applicable requirement that exists independent of the permit, shall be reported according to the schedule stated in the applicable requirement and does not need to be included in this report. Additional pages may be attached if necessary. If no deviations occurred, please specify in the box marked "No deviations occurred this reporting period".	
☐ NO DEVIATIONS OCCURRED THIS REPORTING PERIOD.	
☐ THE FOLLOWING DEVIATIONS OCCURRED THIS REPORTING PERIOD	
Permit Requirement (specify permit condition #)	
Date of Deviation:	**Duration of Deviation:**
Number of Deviations:	
Probable Cause of Deviation:	
Response Steps Taken:	
Permit Requirement (specify permit condition #)	
Date of Deviation:	**Duration of Deviation:**
Number of Deviations:	
Probable Cause of Deviation:	
Response Steps Taken:	

Permit Requirement (specify permit condition #)	
Date of Deviation:	**Duration of Deviation:**
Number of Deviations:	
Probable Cause of Deviation:	
Response Steps Taken:	
Permit Requirement (specify permit condition #)	
Date of Deviation:	**Duration of Deviation:**
Number of Deviations:	
Probable Cause of Deviation:	
Response Steps Taken:	
Permit Requirement (specify permit condition #)	
Date of Deviation:	**Duration of Deviation:**
Number of Deviations:	
Probable Cause of Deviation:	
Response Steps Taken:	

Form Completed by:_____

Title / Position: _____

Date:_____

Phone: _____

Attach a signed certification to complete this report.

Appendix A

Fugitive Dust Control Plan

MID-CONTINENT COAL AND COKE COMPANY

915 WEST 175TH STREET
HOMEWOOD, ILLINOIS 60430

PREMIUM QUALITY
COAL AND COKE

TELEPHONE (708) 798-1110
FACSIMILIE (708) 798-1299

FUGITIVE DUST CONTROL PLAN
Stationary Mettalurgical Coke Screening Plant
Plant ID Number 127-00117

Primary Contact
Carl Horst
Manager of Operations
915 W. 175th Street
Homewood, IL 60430
(708) 798-1110
Off-hours Number (708) 267-7198

Roadway Control

1. Traffic is restricted to established and controlled roadways.

2. Vehicular traffic on unpaved roads is limited to 5 miles per hour (mph).

3. Paved roadways are the responsibility of the steel mill. Unpaved roadways at the plant are inspected each day of operation to determine if dust suppression is required.

4. Water sprays from a water truck or application by front-end loader bucket is used as needed to wet down unpaved areas.

Fines Stockpile Control Measures

1. Front-end loader bucket drop height during screening and truck loading is kept to the lowest practical elevation.

2. Water is applied to fines stockpile as necessary to prevent visible emissions from leaving the property.

3. Water will not be applied during freezing weather.

Unscreened Coke Control

The inherent moisture of coke fines is greater than 10%. This prevents visible emissions during screening. If excess emissions are observed during screening, operations will stop and one of two control methods will be used:

1. Water sprays may be applied to the source pile to get its moisture level above 10%

2. For small amounts of dry coke, fresh material may be dumped on top of the dry material and mixed with a loader bucket to raise the moisture content of the dry material to an acceptable level.

Indiana Department of Environmental Management
Office of Air Quality

Technical Support Document (TSD) for a Part 70 Minor Source Modification and a Significant Permit Modification / Administrative Title V Operating Permit

Source Description and Location

Source Name:	Mid-Continent Coal and Coke Company
Source Location:	250 West U.S. Highway 12, Burns Harbor, Indiana 46304-9745
County:	Porter
SIC Code:	3312
Minor Source Modification No.:	127-28686-00117
Part 70 Operating Permit No.:	T127-28735-00117
ArcelorMittal Burns Harbor, LLC	
Part 70 Operating Permit No.:	T127-6301-00001
Permit Reviewer:	APT

Source Definition

ArcelorMittal Burns Harbor, LLC is a stationary steel works operation consisting of a source with multiple on-site contractors:

(a) ArcelorMittal Burns Harbor, LLC (Plant ID 127-00001), the primary operation, is located at 250 West U.S. Highway 12, Burns Harbor, Indiana 46304-9745; and

(b) Mid-Continent Coal and Coke Company (Plant ID 127-00117), an on-site contractor (a crushing and screening operation), is located at 250 West U.S. Highway 12, Burns Harbor, Indiana 46304-9745.

IDEM has determined that Mid-Continent Coal and Coke Company is under the common control of ArcelorMittal Burns Harbor, LLC, and therefore will be considered one (1) source, as defined by 326 IAC 2-7-1(22), based on this contractual control. Therefore, the term “source” in the Part 70 documents refers to both ArcelorMittal Burns Harbor, LLC, and Mid-Continent Coal and Coke Company as one (1) source.

A Separate Part 70 Operating permit will be issued to Mid-Continent Coal and Coke Company solely for administrative purposes. For permitting purposes, Mid-Continent Coal and Coke Company is assigned Permit No. 127-28735-00117.

Existing Approvals

There have been no previous approvals issued to Mid-Continent Coal and Coke Company at this existing Part 70 source.

County Attainment Status

The source is located in Porter County.

Pollutant	Designation
SO_2	Cannot be classified for the area bounded on the north by Lake Michigan; on the west by the Lake County and Porter County line; on the south by I-80 and I-90; and on the east by the LaPorte County and Porter County line. The remainder of Porter County is better than national standards.
CO	Unclassifiable or attainment effective November 15, 1990.
O_3	Nonattainment Subpart 2 Moderate effective June 15, 2004, for the 8-hour ozone standard.[1]
PM_{10}	Unclassifiable effective November 15, 1990.
NO_2	Cannot be classified or better than national standards.
Pb	Not designated.
[1]Nonattainment Severe 17 effective November 15, 1990, for the Chicago-Gary-Lake County area, including Porter County, for the 1-hour standard which was revoked effective June 15, 2005. Basic nonattainment designation effective federally April 5, 2005, for $PM_{2.5}$.	

(a) Ozone Standards

(1) On October 25, 2006, the Indiana Air Pollution Control Board finalized a rule revision to 326 IAC 1-4-1 revoking the one-hour ozone standard in Indiana.

(2) On September 6, 2007, the Indiana Air Pollution Control Board finalized a temporary emergency rule to re-designate Allen, Clark, Elkhart, Floyd, LaPorte, and St. Joseph Counties as attainment for the 8-hour ozone standard.

(3) On November 9, 2007, the Indiana Air Pollution Control Board finalized a temporary emergency rule to re-designate Boone, Hamilton, Hancock, Hendricks, Johnson, Madison, Marion, Morgan, and Shelby Counties as attainment for the 8-hour ozone standard.

(4) Volatile organic compounds (VOC) and Nitrogen Oxides (NOx) are regulated under the Clean Air Act (CAA) for the purposes of attaining and maintaining the National Ambient Air Quality Standards (NAAQS) for ozone.

(i) 1-hour ozone standard

On December 22, 2006, the United States Court of Appeals, District of Columbia, issued a decision which served to partially vacate and remand the U.S. EPA's final rule for implementation of the eight-hour National Ambient Air quality Standard for ozone. *South Coast Air Quality Mgmt. Dist. v. EPA*, 472 F.3d 882 (D.C. Cir., December 22, 2006), *rehearing denied* 2007 U.S. App. LEXIS 13748 (D.C. Cir., June 8, 2007). The U.S. EPA has instructed IDEM to issue permits in accordance with its interpretation of the *South Coast* decision as follows: Gary-Lake-Porter County was previously designated as a severe non-attainment area prior to revocation of the one-hour ozone standard, therefore, pursuant to the anti-backsliding provisions of the Clean Air Act, any new or existing source must be subject to the major source applicability cut-offs and offset ratios under the area's previous one-hour standard designation. This means that a source must achieve the Lowest Achievable Emission Rate (LAER) if it exceeds 25 tons per year of VOC emissions and must offset any increase in VOC emissions by a decrease of 1.3 times that amount.

On January 26, 1996, in 40 CFR 52.777(i), the U.S. EPA granted a waiver of the requirements of Section 182(f) of the CAA for Lake and

Porter Counties, including the lower NO_x threshold for nonattainment new source review. Therefore, VOC emissions alone are considered when evaluating the rule applicability relating to the 1-hour ozone standards. Therefore, VOC emissions were reviewed pursuant to the requirements for Emission Offset, 326 IAC 2-3. See the State Rule Applicability for the source section.

(ii) 8-hour ozone standard

VOC and NO_x emissions are considered when evaluating the rule applicability relating to the 8-hour ozone standard. Porter County has been designated as nonattainment for the 8-hour ozone standard. Therefore, VOC and NO_x emissions were reviewed pursuant to the requirements for Emission Offset, 326 IAC 2-3. See the State Rule Applicability – Entire Source section.

(b) $PM_{2.5}$
U.S. EPA, in the Federal Register Notice 70 FR 943, dated January 5, 2005, has designated Porter County as nonattainment for $PM_{2.5}$. On March 7, 2005, the Indiana Attorney General's Office, on behalf of IDEM, filed a lawsuit with the Court of Appeals for the District of Columbia Circuit challenging U.S. EPA's designation of nonattainment areas without sufficient data. However, in order to ensure that sources are not potentially liable for a violation of the Clean Air Act, the OAQ is following the U.S. EPA's New Source Review Rule for $PM_{2.5}$ promulgated on May 8, 2008, and effective on July 15, 2008. Therefore, direct $PM_{2.5}$ emissions were reviewed pursuant to the requirements of Nonattainment New Source Review, 326 IAC 2-1.1-5. See the State Rule Applicability – Entire Source section.

(c) SO_2
Although this county is unclassifiable for attainment status pertaining to SO_2, since this source is classified as an integrated steel mill, it is considered one (1) of the twenty-eight (28) listed source categories, as specified in 326 IAC 2-2-1(gg)(1), and therefore, SO_2 emissions were reviewed pursuant to the requirements of Nonattainment New Source Review, 326 IAC 2-1.1-5. See the State Rule Applicability – Entire Source section.

(d) Other Criteria Pollutants
Porter County has been classified as attainment or unclassifiable in Indiana for all other criteria pollutants. Therefore, these emissions were reviewed pursuant to the requirements for Prevention of Significant Deterioration (PSD), 326 IAC 2-2.

(e) Fugitive Emissions
Since this type of operation is in one (1) of the twenty-eight (28) listed source categories under 326 IAC 2-2 or 326 IAC 2-3, fugitive emissions are counted toward the determination of PSD and Emission Offset applicability.

Description of Proposed Modification

The Office of Air Quality (OAQ) has reviewed a modification application, submitted by Mid-Continent Coal and Coke Company (Plant ID 127-00117), on November 23, 2009, relating to the addition of a metallurgical coke screening operation to ArcelorMittal Burns Harbor, LLC (Plant ID 127-00001). The one (1) proposed screening operation has a maximum capacity of fifty (50) tons per hour, was constructed in 2001, and consists of the following equipment:

(a) One (1) coke screen;

(b) Four (4) conveyors;

(c) One (1) hopper;

(d) One (1) internal combustion diesel generator, used to generate electric power, with a maximum capacity of 164 HP; and

(e) One (1) front-end loader with a diesel internal combustion engine with a maximum capacity of 180 HP.

Enforcement Issues

There are no pending enforcement actions.

Emission Calculations

See Appendix A of this Technical Support Document for detailed emission calculations.

Permit Level Determination – Part 70

Pursuant to 326 IAC 2-1.1-1(16), Potential to Emit is defined as "the maximum capacity of a stationary source or emission unit to emit any air pollutant under its physical and operational design. Any physical or operational limitation on the capacity of a source to emit an air pollutant, including air pollution control equipment and restrictions on hours of operation or type or amount of material combusted, stored, or processed shall be treated as part of its design if the limitation is enforceable by the U. S. EPA, IDEM, or the appropriate local air pollution control agency."

The following table is used to determine the appropriate permit level under 326 IAC 2-7-10.5. This table reflects the PTE before controls. Control equipment is not considered federally enforceable until it has been required in a federally enforceable permit.

PTE Before Controls of the Modification	
Pollutant	**Potential To Emit** (ton/yr)
PM	76.43
PM_{10}	50.61
$PM_{2.5}$	49.33
SO_2	3.09
VOC	3.72
CO	10.06
NO_X	46.71

This source modification is subject to 326 IAC 2-7-10.5(f)(4), because the potential to emit of particulate matter (PM), particulate matter less than ten microns (PM_{10}), particulate matter less than two and one-half microns ($PM_{2.5}$) and oxides of nitrogen (NO_X), is each greater than twenty-five (25) tons per year before control. However, pursuant to 326 IAC 2-7-10.5(d)(4)(D) and 326 IAC 2-7-10.5(d)(4)(E), modifications for which the potential to emit is limited to less than twenty-five (25) tons per year of any regulated pollutant by limiting individual fuel usage and raw material throughput can be processed as a minor source modification. Mid-Continent Coal and Coke Company has elected to limit their potential emissions below twenty-five (25) tons per year for particulate and NOx in order to make this modification minor (see Permit Level Determination – PSD, Emission Offset, and Nonattainment NSR section for limit details).

Additionally, this modification would normally require a significant permit modification issued pursuant to 326 IAC 2-7-12(d) because the modification requires significant changes in existing Part 70 permit terms and conditions. However, ArcelorMittal Burns Harbor, LLC, and Mid-Continent Coal and Coke Company, have requested that this operation receive its own Title V Operating Permit in lieu of a significant permit modification to ArcelorMittal Burns Harbor, LLC's Operating Permit. An administrative Title V Operating Permit will be issued to Mid-Continent Coal and Coke Company because it is locating at a Title V source. Therefore, pursuant to 326 IAC 2-7, an administrative Title V Operating Permit is being issued.

Permit Level Determination – PSD, Emission Offset, and Nonattainment NSR

The table below summarizes the potential to emit, reflecting all limits, of the emission units. Any control equipment is considered federally enforceable only after issuance of the Part 70 source modification, and only to the extent that the effect of the control equipment is made practically enforceable in the permit.

Process / Emission Unit	**PM**	**PM_{10}**	**$PM_{2.5}$**	**SO_2**	**NO_X**	**VOC**	**CO**
Combustion	1.76	1.76	1.76	1.64	24.8	1.98	5.34
Storage and Transporting	2.08	2.08	2.08	-------	-------	-------	-------
Unpaved Roads	0.53	0.14	0.01	-------	-------	-------	-------
Unloading Raw Coke	0.61	0.41	0.41	-------	-------	-------	-------
Screening	2.76	1.84	1.84	-------	-------	-------	-------
Conveying	2.76	1.84	1.84	-------	-------	-------	-------
Loading Finished Coke	3.07	2.04	2.04	-------	-------	-------	-------
Total for Modification	13.57	10.11	9.98	1.64	24.8	1.98	5.34
PSD Significant Level	**25**	**15**	**---**	**40**	**---**	**---**	**100**
Emission Offset Significant Level	**---**	**---**	**---**	**---**	**40****	**25***	**---**
Nonattainment NSR Significant Level	**---**	**---**	**10**	**---**	**---**	**---**	**---**

* The December 1993 rule change to the LAER/Emission Offset requirements lowered the threshold of the level of emissions that trigger review as a major modification for severe nonattainment areas from 40 to 25 tons per year of VOCs. Porter County has been designated as moderate nonattainment.
** On January 26, 1996, in 40 CFR 52.777(i), the U.S. EPA granted a waiver of the requirements of Section 182(f) of the CAA for Lake and Porter Counties, including the lower NO_x threshold for nonattainment new source review. Therefore, VOC emissions alone are considered when evaluating the rule applicability relating to the 1-hour ozone standards.

(a) The September 14, 2006 Federal Register proposed a ruling for the New Source Review (NSR) program, clarifying for sources and permitting authorities three (3) aspects of the NSR program that pertain to how to determine what emissions increases and decreases to consider in determining major NSR applicability for modified sources. Aggregation groups together multiple, related physical or operational changes into a single project. These activities should be aggregated for the purposes of the NSR applicability determination only in cases where there is a substantial relationship among the activities, either from a technical or an economic standpoint. This modification does not require aggregating multiple emission increases and/or decreases as the screening and conveying operation has not undergone any modifications in the prior three (3) years.

(b) This modification to an existing major stationary source is not major because the emissions increase is less than the PSD significant levels. Therefore, pursuant to 326 IAC 2-2, the PSD requirements do not apply.

(c) This modification to an existing major stationary source is not major because the emissions increase is less than the Emission Offset and Nonattainment NSR significant levels. Therefore, pursuant to 326 IAC 2-3 and 326 IAC 2-1.1-5, the Emission Offset and Nonattainment NSR requirements do not apply.

(d) Since this source is considered a major PSD and Nonattainment NSR source and the unrestricted potential to emit of this modification is greater than twenty-five (25) tons of PM and NO_x per year, fifteen (15) tons of PM_{10} per year, and ten (10) tons of $PM_{2.5}$ per year, this source has elected to limit the potential to emit of this modification as follows:

(1) The coke throughput to the coke screening, conveying, loading and unloading operations, approved for construction in 2009, shall be limited to less than 61,300 tons per twelve (12) consecutive month period, with compliance determined at the end of each month.

(2) The diesel fuel usage shall be limited to less than or equal to 80 Kilo-gallons per twelve (12) consecutive month period, with compliance determined at the end of each month.

(3) Pursuant to 326 IAC 6-5-3 (Fugitive Particulate Matter Emission Limitations), fugitive particulate matter emissions shall be controlled according to the facility Fugitive Dust Control Plan.

Compliance with these emission limits will ensure that the potential to emit from this modification is less than twenty-five (25) tons of PM and NOx per year, fifteen (15) tons of PM_{10} per year, and ten (10) tons of $PM_{2.5}$ per year and, therefore, will render the requirements of 326 IAC 2-2 and 326 IAC 2-1.1-5 not applicable.

Federal Rule Applicability Determination

NSPS

(a) This source is not subject to the requirements of the New Source Performance Standard for Metallic Mineral Processing Plants (40 CFR 60.380, Subpart LL) because the operations are not producing metallic mineral concentrates from ore. None of this coke screening operation is performed in a mine or pit.

(b) This source is not subject to the requirements of the New Source Performance Standard for Nonmetallic Mineral Processing Plants (40 CFR 60.670, Subpart OOO) because the coke material being screened does not meet the definition of a nonmetallic mineral pursuant to 40 CFR 60.671.

(c) The diesel engine / generator is not subject to the requirements of the New Source Performance Standard for Stationary Compression Ignition Internal Combustion Engines (40 CFR 60, Subpart IIII) because the generator's compression ignition (CI) internal combustion engine (ICE) was constructed prior to 2005, and thus prior to the applicability date of July 7, 2005.

NESHAP

(d) The diesel engine / generator is not subject to the National Emission Standards for Hazardous Air Pollutants for Stationary Reciprocating Internal Combustion Engines (40 CFR 63, Subpart ZZZZ) because it is an existing compression ignition (CI) staionary RICE with a site rating of less than 500 brake HP.

CAM

(e) Pursuant to 40 CFR 64.2, Compliance Assurance Monitoring (CAM) is applicable to each new or modified pollutant-specific emission unit that meets the following criteria:

(1) has a potential to emit before controls equal to or greater than the Part 70 major source threshold for the pollutant involved;

(2) is subject to an emission limitation or standard for that pollutant; and

(3) uses a control device, as defined in 40 CFR 64.1, to comply with that emission limitation or standard.

Wet suppression is the only form of control utilized at this source as part of this modification, which is considered a passive form of control. Passive controls do not meet the definition of a control device for the purpose of 40 CFR 64.2, Compliance Assurance Monitoring (CAM). Therefore, the requirements of 40 CFR Part 64, (CAM) are not applicable to any of the new units as part of this modification.

State Rule Applicability Determination

326 IAC 1-5-2 (Emergency Reduction Plans)
The source is subject to 326 IAC 1-5-2.

326 IAC 2-1.1-5 (Nonattainment New Source Review)
The source is taking limits to make this a minor modification under 326 IAC 2-1.1-5. Nonattainment New Source Review (NSR) applicability is discussed in greater detail under the Permit Level Determination – PSD, Emission Offset, and Nonattainment NSR section.

326 IAC 2-2 (PSD)
The source is taking limits to make this a minor modification under 326 IAC 2-2. PSD applicability is discussed in greater detail under the Permit Level Determination – PSD, Emission Offset, and Nonattainment NSR section.

326 IAC 2-4.1 (Major Sources of Hazardous Air Pollutants (HAP))
This specific screening operation will emit less than ten (10) tons per year for a single HAP and less than twenty-five (25) tons per year for a combination of HAPs. Therefore, this rule does not apply to this modification.

326 IAC 2-6 (Emission Reporting)
Since this source is located in Porter County and has a potential to emit NO_X greater than or equal to twenty-five (25) tons per year, an emission statement covering the previous calendar year must be submitted by July 1 of each year. The emission statement shall contain, at a minimum, the information specified in 326 IAC 2-6-4.

326 IAC 4-1 (Open Burning)
The Permittee shall not open burn any material except as provided in 326 IAC 4-1-3, 326 IAC 4-1-4 or 326 IAC 4-1-6. The previous sentence notwithstanding, the Permittee may open burn in accordance with an open burning approval issued by the Commissioner under 326 IAC 4-1-4.1.

326 IAC 5-1 (Opacity Limitations)
Pursuant to 326 IAC 5-1-2 (Opacity Limitations), except as provided in 326 IAC 5-1-3 (Temporary Alternative Opacity Limitations), opacity shall meet the following, unless otherwise stated in this permit:

(a) Opacity shall not exceed an average of twenty percent (20%) any one (1) six (6) minute averaging period as determined in 326 IAC 5-1-4.

(b) Opacity shall not exceed sixty percent (60%) for more than a cumulative total of fifteen (15) minutes (sixty (60) readings as measured according to 40 CFR 60, Appendix A, Method 9 or fifteen (15) one (1) minute nonoverlapping integrated averages for a continuous opacity monitor) in a six (6) hour period.

326 IAC 6-2-1 (Particulate Matter Emissions Limitations for Sources of Indirect Heating)

The diesel generator is a type of internal combustion engine in which the fuel is ignited by being suddenly exposed to the high temperature and pressure of the compressed gas. The Permittee uses the engine to power their operation. This is not a steam generator or indirect heating unit. Therefore, the provisions of 326 IAC 6-2-1 are not applicable.

326 IAC 6-3-2 (Particulate Emissions Limitations for Manufacturing Processes)

The Permittee is subject to the requirements of 326 IAC 6-3 because the coke fines screening plant is located in Porter County, which is not covered by the provisions of 326 IAC 6.8 or 326 IAC 6.5 as described in 326 IAC 6-3-1(c)(3). Therefore, pursuant to 326 IAC 6-3-2, the particulate emissions from the MCCC Plant shall be limited to less than 44.6 pounds per hour when operating at a process weight rate of 50 tons per hour.

This limit was calculated using the following equation.

Interpolation and extrapolation of the data for the process weight rate in excess of sixty thousand (60,000) pounds per hour shall be accomplished by use of the equation:

$$E = 55.0\ (P^{0.11}) - 40$$

where E = rate of emission in pounds per hour and
P = process weight rate in tons per hour

326 IAC 6-4 (Fugitive Dust Emissions)

The Permittee shall not allow fugitive dust to escape beyond the property line or boundaries of the property, right-of-way, or easement on which the source is located, in a manner that would violate 326 IAC 6-4 (Fugitive Dust Emissions).

326 IAC 6-5 (Fugitive Particulate Matter Emission Limitations)

This source is subject to the requirements of 326 IAC 6-5 (Fugitive Particulate Matter Emission Limitations) because it is a new source of particulate matter as described in 326 IAC 6-5-1(b). Pursuant to this rule, the Permittee shall control fugitive particulate matter emissions according to the Fugitive Dust Control Plan, submitted on November 23, 2009. This plan indicates that the fugitive emissions will be controlled by spraying the unpaved roads and storage piles with water on an as-needed basis. A copy of the Fugitive Dust Control Plan is included in the permit as Attachment A.

326 IAC 7-1.1-2 (Sulfur Dioxide Emission Limitations)

The coke fines screening operation and the diesel engine / generator are not subject to the provisions of 326 IAC 7-1.1-2 (Sulfur Dioxide Emission Limitations) because both have a potential to emit less than twenty-five (25) tons per year of sulfur dioxide (SO_2).

326 IAC 8-1-6 (BACT)

The diesel engine / generator has a potential to emit less than twenty-five (25) tons per year of VOC. Therefore, 326 IAC 8-1-6 does not apply.

326 IAC 9 (Carbon Monoxide Emission Limitations)

There are no specific emission limitations required by this rule because the source is not an operation listed in 326 IAC 9-1-2.

326 IAC 10-5 (Nitrogen Oxide Reduction Program for Internal Combustion Engines (ICE))

The diesel engine / generator does not meet the definition of a "large NO_x SIP Call engine" pursuant to 326 IAC 10-5-2(4). Therefore, 326 IAC 10-5 does not apply.

Compliance Determination and Monitoring Requirements

Permits issued under 326 IAC 2-7 are required to ensure that sources can demonstrate compliance with all applicable state and federal rules on a continuous basis. All state and federal rules contain compliance provisions; however, these provisions do not always fulfill the requirement for a continuous demonstration. When this occurs, IDEM, OAQ, in conjunction with the source, must develop specific conditions to satisfy 326 IAC 2-7-5. As a result, Compliance Determination Requirements are included in the permit.
The Compliance Determination Requirements in Section D of the permit are those conditions that are found directly within state and federal rules and the violation of which serves as grounds for enforcement action.

If the Compliance Determination Requirements are not sufficient to demonstrate continuous compliance, they will be supplemented with Compliance Monitoring Requirements, also in Section D of the permit. Unlike Compliance Determination Requirements, failure to meet Compliance Monitoring conditions would serve as a trigger for corrective actions and not grounds for enforcement action. However, a violation in relation to a compliance monitoring condition will arise through a source's failure to take the appropriate corrective actions within a specific time period.

The Compliance Determination and Monitoring Requirements applicable to this modification are as follows:

The following compliance determination and monitoring requirements are applicable to this source:

(a) Particulate Control
In order to ensure compliance with the requirements of 326 IAC 2-2 (PSD), 326 IAC 2-1.1-5, 326 IAC 6-3-2 and 326 IAC 6-4, the Permittee shall apply an initial application of water or a mixture of water and wetting agent to control the PM, PM_{10} and $PM_{2.5}$ emissions from the screening operation, the conveyors, roads and storage piles as necessary to ensure that the coke processed has a moisture content greater that ten (10) percent. The suppressant shall be applied in a manner and at a frequency sufficient to ensure compliance with 326 IAC 2-2 (PSD), 326 IAC 2-1.1-5, and 326 IAC 6-3-2. If weather conditions preclude the use of wet suppression, the Permittee shall perform chemical analysis on the metallurgical material to ensure it has a moisture content greater than ten (10) percent of the process stream by weight. The Permittee shall submit to IDEM, OAQ the method for moisture content analysis for approval.

(b) Visible Emissions Notations

(1) Visible emissions notations of the coke screening and conveying operations shall be performed once per day during normal daylight operations. A trained employee will record whether emissions are normal or abnormal.

(2) For processes operated continuously, "normal" means those conditions prevailing, or expected to prevail, eighty percent (80%) of the time the process is in operation, not counting startup or shut down time.

(3) In the case of batch or discontinuous operations, readings shall be taken during that part of the operation that would normally be expected to cause the greatest emissions.

(4) A trained employee is an employee who has worked at the plant at least one (1) month and has been trained in the appearance and characteristics of normal visible emissions for that specific process.

(5) If abnormal emissions are observed, the Permittee shall take reasonable steps in accordance with Section C-Response to Excursions or Exceedances. Failure to take response steps in accordance with Section C- Response to Excursions or Exceedances shall be considered a deviation from this permit.

These compliance determination and monitoring conditions are necessary because particulate must be properly controlled to ensure compliance with 326 IAC 2-2 (PSD), 326 IAC 2-1.1-5 (Nonattainment NSR), 326 IAC 6-4 (Fugitive Dust Emissions), 326 IAC 6-3-2 (Particulate Emissions Limitations for Manufacturing Processes), and 326 IAC 2-7 (Part 70).

Conclusion and Recommendation

The construction and operation of this proposed modification shall be subject to the conditions of the attached proposed Part 70 Minor Source Modification No. 127-28686-00117 and Part 70 Operating Permit No. 127-28735-00117. The staff recommends to the Commissioner that this Part 70 Minor Source Modification and Part 70 Operating Permit be approved.

Appendix A: Emission Calculations
Emissions Summary

Company Name: Mid-Continent Coal and Coke Company
Address City IN Zip: 250 West U.S. Highway 12, Burns Harbor, Indiana 46304-9745
Minor Source Modification No.: 127-28686-00117
Administrative Title V No.: T127-28735-00117
Reviewer: APT
Date: 12/20/09

*Uncontrolled Emissions in tons/year

Process	PM	PM_{10}	$PM_{2.5}$	SO_2	NOx	VOC	CO	Single HAP	Combined HAPs
Storage & Transporting	2.08	2.08	2.08	----------	----------	----------	----------	----------	----------
Unpaved Roads	5.33	1.42	0.14	----------	----------	----------	----------	----------	----------
Unloading Raw Coke	4.38	2.92	2.92	----------	----------	----------	----------	----------	----------
Screening	19.71	13.14	13.14	----------	----------	----------	----------	----------	----------
Conveying	19.71	13.14	13.14	----------	----------	----------	----------	----------	----------
Loading Finished Coke	21.90	14.60	14.60	----------	----------	----------	----------	----------	----------
Combustion	3.31	3.31	3.31	3.09	46.71	3.72	10.06	0.01	0.04
								Formaldehyde	
Total	**76.43**	**50.61**	**49.33**	**3.09**	**46.71**	**3.72**	**10.06**	**0.01**	**0.04**

* Uncontrolled emissions are figured using the worst case scenario or the method yielding the highest emission rate.

Controlled Emissions in tons/year

Process	PM	PM_{10}	$PM_{2.5}$	SO_2	NOx	VOC	CO	Single HAP	Combined HAPs
Storage & Transporting	2.08	2.08	2.08	----------	----------	----------	----------	----------	----------
Unpaved Roads	0.53	0.14	0.01	----------	----------	----------	----------	----------	----------
Unloading Raw Coke	2.19	1.46	1.46	----------	----------	----------	----------	----------	----------
Screening	9.86	6.57	6.57	----------	----------	----------	----------	----------	----------
Conveying	9.86	6.57	6.57	----------	----------	----------	----------	----------	----------
Loading Finished Coke	10.95	7.30	7.30	----------	----------	----------	----------	----------	----------
Combustion	3.31	3.31	3.31	3.09	46.71	3.72	10.06	0.01	0.04
								Formaldehyde	
Total	**38.78**	**27.43**	**27.31**	**3.09**	**46.71**	**3.72**	**10.06**	**0.01**	**0.04**

*Limited Emissions in tons/year

Process	PM	PM_{10}	$PM_{2.5}$	SO_2	NOx	VOC	CO	Single HAP	Combined HAPs
Storage & Transporting	2.08	2.08	2.08	----------	----------	----------	----------	----------	----------
Unpaved Roads	0.53	0.14	0.01	----------	----------	----------	----------	----------	----------
Unloading Raw Coke*	0.61	0.41	0.41	----------	----------	----------	----------	----------	----------
Screening*	2.76	1.84	1.84	----------	----------	----------	----------	----------	----------
Conveying*	2.76	1.84	1.84	----------	----------	----------	----------	----------	----------
Loading Finished Coke*	3.07	2.04	2.04	----------	----------	----------	----------	----------	----------
Combustion*	1.76	1.76	1.76	1.64	24.80	1.98	5.34	0.01	0.02
								Formaldehyde	
Total	**13.57**	**10.11**	**9.98**	**1.64**	**24.80**	**1.98**	**5.34**	**0.01**	**0.02**
Minor Source Mod. Threshold	**25**	**25**	**-------**	**25**	**25**	**25**	**100**	**10**	**25**
PSD / NSR Threshold	**25**	**15**	**10**	**40**	**40**	**25**	**100**	----------	----------

*Limited to stay below major modification thresholds for PSD and Nonattainment NSR
Limited aggregate to be processed = 61,300 tons/yr
Limited fuel combustion = 80 kgal/yr

Appendix A: Emissions Calculations
PM/PM10 Emissions from Coke Processing

Company Name: Mid-Continent Coal and Coke Company
Address City IN Zip: 250 West U.S. Highway 12, Burns Harbor, Indiana 46304-9745
Minor Source Modification No.: 127-28686-00117
Administrative Title V No.: T127-28735-00117
Reviewer: APT
Date: 12/20/09

Coke Processing Operations (Uncontrolled)

Activity	Capacity (ton/year)	PM Emission Factor (lb/ton)	Uncontrolled PTE of PM (ton/year)
Unloading Raw Coke	438,000	0.020	4.38
Screening	438,000	0.090	19.7
Conveying	438,000	0.090	19.7
Loading Finished Coke	438,000	0.100	21.9
Total Potential to Emit PM =			**65.7**
Total Potential to Emit PM10 =			**43.8**
Total Potential to Emit PM2.5 =			**43.8**

Coke Processing Operations (Controlled)

Activity	Uncontrolled PTE of PM (tons/year)	Control Efficiency %	Controlled PTE of PM (tons/year)
Unloading Raw Coke	4.38	50%	2.19
Screening	19.71	50%	9.86
Conveying	19.71	50%	9.86
Loading Finished Coke	21.90	50%	11.0
Total Controlled Potential to Emit PM =			**32.9**
Total Controlled Potential to Emit PM10 =			**21.9**
Total Potential to Emit PM2.5 =			**21.9**

Coke Processing Operations (Limited)
Limited aggregate to be processed = 61,300 tons/yr

Activity	Limtied Throughput (ton/year)	PM Emission Factor (lb/ton)	Limited PTE of PM (ton/year)
Unloading Raw Coke	61,300	0.020	0.613
Screening	61,300	0.090	2.7585
Conveying	61,300	0.090	2.7585
Loading Finished Coke	61,300	0.100	3.065
Total Potential to Emit PM =			**9.2**
Total Potential to Emit PM10 =			**6.13**
Total Potential to Emit PM2.5 =			**6.13**

The source wets the coke to control PM/PM10/PM2.5 emissions. This activity has an estimated 50% control efficiency.

The PM-10 Emission Factor for screening and conveying is 0.04 lb/ton. As a result, potential PM-10 emissions are 66.67% of PM emissions.

PM10 is currently used as a surrogate for PM2.5

The Emission Factors are from the AIRS Facility Subsystem Source Classification Codes, also used in SPM No.: 089-15497-05217, issued to the source on February 3, 2003.

METHODOLOGY

Uncontrolled PTE of PM (tons/year) = Capacity (tons/year) * PM Emisson Factor (lb/ton) * 1 ton/2000 lbs

Controlled PTE of PM (tons/year) = Capacity (tons/year) * PM Emisson Factor (lb/ton) * 1 ton/2000 lbs * Control Efficiency %

Limited PTE of PM (tons/year) = Limited Throughput (tons/year) * PM Emission Factor (lb/ton) * 1 ton/2000 lbs

Appendix A: Emissions Calculations
PM & PM10/PM2.5 Emissions from Coke Processing

Company Name: Mid-Continent Coal and Coke Company
Address City IN Zip: 250 West U.S. Highway 12, Burns Harbor, Indiana 46304-9745
Minor Source Modification No.: 127-28686-00117
Administrative Title V No.: T127-28735-00117
Reviewer: APT
Date: 12/20/09

1. Fugitive Emissions from Coke Storage Piles

Storage pile emissions, which result from wind erosion, are determined by the following calculations:

Ef = 1.7 (s/1.5) * (365-p) / 235 * (f/15)
= 5.67 lb/ac/day

where:

s =	4.9	% silt content of material
p =	125	days of rain greater than or equal to 0.01 inches
f =	15	% of wind greater than or equal to 12 mph

Storage capacity (SC) of site (tons) = (# acres)*(43560 sqft/acre)*(25 ft high)*(1/40 ton/cuft)
Storage capacity (SC) of site (tons) = 54450

PTE of PM (tons/year) = Ef *SC*(40 cuft/ton)*365 day/yr /(2000 lb/ton * 43560 sqft/acre * 25 ft)
PTE of PM (tons/year) = 2.07
PTE of PM10 (tons/year) = 2.07
PTE of PM2.5 (tons/year) = 2.07

2. Storage Pile Handling

EF (lb/ton) = k * (0.0032) * (U/5)^1.3 / (M/2)^1.4

where: k value for:

PM	PM10	PM2.5
0.74	0.35	0.35

U value =	10	mph
M value =	12	%
Storage capacity =	54450	tons

PM EF =	4.75E-04	lb/ton
PM10 EF =	2.24E-04	lb/ton

PTE of PM (tons/year) = EF (lb/ton) * Storage Capacity (tons) * 1/2000 ton/lb
PTE of PM (tons/year) = 0.013

PTE of PM10 (tons/year) = EF (lb/ton) * Storage Capacity (tons) * 1/2000 ton/lb
PTE of PM10 (tons/year) = 0.006

PTE of PM10 (tons/year) = EF (lb/ton) * Storage Capacity (tons) * 1/2000 ton/lb
PTE of PM2.5 (tons/year) = 0.006

Uncontrolled
TOTAL FUGITIVE PM EMISSIONS (tons/year) = 2.08
TOTAL FUGITIVE PM10 EMISSIONS (tons/year) = 2.08
TOTAL FUGITIVE PM2.5 EMISSIONS (tons/year) = 2.08

loading and unloading of aggregate, based on 8760 hours of use and AP-42, Ch 13.2.4 (Fifth edition, 1/95).

Appendix A: Emission Calculations
Fugitive Emissions From Paved and Unpaved Roads

Company Name: Critser Companies
Address City IN Zip: 1 North Broadway, Gary, Indiana 46204
Minor Source Modification No.: T089-27978-05333
Administrative Title V No.: T089-28097-05333
Reviewer: APT
Date: June 10, 2009

1. Unpaved Road Emission Factors: AP-42

Using AP-42, Section 13.2.2 Unpaved Roads, November 2006, the PM/PM10/PM2.5 emission factors for unpaved roads can be estimated from the following equation:

lbs/VMT Equation: $E= k (s/12)^a (W/3)^b [(365 - P)/365]$

Where:

Particle size multiplier k	4.9	dimensionless (PM-30 or TSP)	1.5	dimensionless PM-10
	0.15	dimensionless PM-2.5		
surface material silt content (%) s	6	Table 13.2.2-1		
mean vehicle weight W	30.00	tons		
Equation constants a	0.7	PM-30 or TSP Table 13.2.2-2	0.9	PM-10 Table 13.2.2-2
	0.9	PM-2.5 Table 13.2.2-3		
b	0.45	PM-2.5 Table 13.2.2-2	0.45	PM-10 Table 13.2.2-2
	0.45	PM-30 or TSP Table 13.2.2-3		
days with at least 0.01" precipitation P	135	Figure 13.2.2-1		

PM Emission Factor =	$(4.9) \times (6/12)^{0.7} \times (42.5/3)^{0.45}$	[(365-135)/365] =	**5.36** lbs/mile
PM10 Emission Factor =	$(1.5) \times (6/12)^{0.9} \times (42.5/3)^{0.45}$	[(365-135)/365] =	**1.43** lbs/mile
PM2.5 Emission Factor =	$(0.15) \times (6/12)^{0.9} \times (42.5/3)^{0.45}$	[(365-135)/365] =	**0.14** lbs/mile

2. Potential to Emit (PTE) of PM/PM10 from unpaved Roads:

Vehicle Type	Ave Weight of Vehicles (tons)	Maximum Trip Number (trips/yr)	Round Trip Distance (mile/trip)	Vehicle Mile Traveled (VMT) (miles/yr)	Traffic Component (%)	Component Vehicle Weight (tons)	PTE of PM (tons/yr)	PTE of PM_{10} (tons/yr)	PTE of $PM_{2.5}$ (tons/yr)
Loader	18.0	33,174	0.06	1,990	100.0%	18.00	5.3	1.42	0.14
Total				**1,990**	**100%**	**18.0**	**5.3**	**1.4**	**0.14**

Methodology

Total Vehicle Emissions (tons/yr) = Unpaved Total VMT (miles/yr) x PM/PM10 Emission Factors x 1 ton/2000 lbs

6. Potential to Emit (PTE) of PM/PM10/PM2.5 after Control from Unpaved Roads:

The source will use periodic application of water and high material moistures to control the fugitive dust emissions.
The control efficiency from the application is assumed to be 90%.

PTE of PM after Control =	5.3	tons/yr x (1-90%) =	**0.53 tons/yr**
PTE of PM10 after Control =	1.42	tons/yr x (1-90%) =	**0.14 tons/yr**
PTE of PM2.5 after Control =	0.14	tons/yr x (1-90%) =	**0.01 tons/yr**

Appendix A: Emissions Calculations
Potential Emissions from Internal Combustion Engines

Company Name: Mid-Continent Coal and Coke Company
Address City IN Zip: 250 West U.S. Highway 12, Burns Harbor, Indiana 46304-9745
Minor Source Modification No.: 127-28686-00117
Administrative Title V No.: T127-28735-00117
Reviewer: APT
Date: 12/20/09

Uncontrolled

Output (hp)	Output (hp-hour/year)
344.0	3,013,440

Pollutant

	PM	PM10	PM2.5	SO_2	NOx	VOC	CO
Emission Factor (lb/hp-hour)	2.20E-03	2.20E-03	2.20E-03	2.05E-03	3.10E-02	2.47E-03	6.68E-03
PTE (tons/year)	3.31	3.31	3.31	3.09	46.7	3.72	10.1

Two Reciprocating IC engines

*PM and PM2.5 emission factors are assumed to be equivalent to PM10 emission factors. No information was given regarding which method was used to determine the factor or the fraction of PM10 which is condensable.

Emission factors are from AP-42, Chapter 3.3, Table 3.3-1, SCC #2-02-001-02 and 2-03-001-01.

hp-hour/year = hp * 8760 hours/year

METHODOLOGY

PTE (tons/year) = Output (hp-hour/year) * Emission Factor (lb/hp-hour) * 1 ton/2000 lbs

Hazardous Air Pollutants (HAPs)

	Pollutant							
	Benzene	Toluene	Xylene	1,3-Butadiene	Formaldehyde	Acetaldehyde	Acrolein	Total PAH HAPs***
Emission Factor in lb/hp-hr****	6.53E-06	2.86E-06	2.00E-06	2.74E-07	8.26E-06	5.37E-06	6.48E-07	1.18E-06
Potential Emission in tons/yr	9.84E-03	4.31E-03	3.01E-03	4.12E-04	1.24E-02	8.09E-03	9.76E-04	1.77E-03

***PAH = Polyaromatic Hydrocarbon (PAHs are considered HAPs, since they are considered Polycyclic Organic Matter)

****Emission factors in lb/hp-hr were calculated using emission factors in lb/MMBtu and a brake specific fuel consumption of 7,000 Btu / hp-hr (AP-42 Table 3.3-1).

Potential Emission of Total HAPs (tons/yr)	**0.04**

Limited

Fuel Limit (kgal/year)	Limited Output (hp-hour/year)
80	1,600,000

Pollutant

	PM	PM10	PM2.5	SO_2	NOx	VOC	CO
Emission Factor (lb/hp-hour)	2.20E-03	2.20E-03	2.20E-03	2.05E-03	3.10E-02	2.47E-03	6.68E-03
Limited Emission (tons/year)	1.76	1.76	1.76	1.64	24.80	1.98	5.34

Two Reciprocating IC engines

*PM and PM2.5 emission factors are assumed to be equivalent to PM10 emission factors. No information was given regarding which method was used to determine the factor or the fraction of PM10 which is condensable.

Emission factors are from AP-42, Chapter 3.3, Table 3.3-1, SCC #2-02-001-02 and 2-03-001-01.

hp-hour/year = hp * 8760 hours/year

METHODOLOGY

Limted Output (hp-hr/yr) = fuel limit (kgal/yr) x 140,000 (Btu/gal) x 1000 (gal/kgal) x 1/7000 (hp-hr/Btu)

Limited Emission (tons/year) = Limited Output (hp-hour/year) * Emission Factor (lb/hp-hour) * 1 ton//2000 lbs

Hazardous Air Pollutants (HAPs)

	Pollutant							
	Benzene	Toluene	Xylene	1,3-Butadiene	Formaldehyde	Acetaldehyde	Acrolein	Total PAH HAPs***
Emission Factor in lb/hp-hr****	6.53E-06	2.86E-06	2.00E-06	2.74E-07	8.26E-06	5.37E-06	6.48E-07	1.18E-06
Potential Emission in tons/yr	5.22E-03	2.29E-03	1.60E-03	2.19E-04	6.61E-03	4.30E-03	5.18E-04	9.41E-04

***PAH = Polyaromatic Hydrocarbon (PAHs are considered HAPs, since they are considered Polycyclic Organic Matter)

****Emission factors in lb/hp-hr were calculated using emission factors in lb/MMBtu and a brake specific fuel consumption of 7,000 Btu / hp-hr (AP-42 Table 3.3-1).

Potential Emission of Total HAPs (tons/yr)	**0.02**

INDIANA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

We Protect Hoosiers and Our Environment.

Mitchell E. Daniels Jr.
Governor

Thomas W. Easterly
Commissioner

100 North Senate Avenue
Indianapolis, Indiana 46204
(317) 232-8603
Toll Free (800) 451-6027
www.idem.IN.gov

SENT VIA U.S. MAIL: CONFIRMED DELIVERY AND SIGNATURE REQUESTED

TO: Carl Horst
Mid-Continent Coal & Coke Company
915 W 175th St
Homewood, IL 60430

DATE: February 25, 2010

FROM: Matt Stuckey, Branch Chief
Permits Branch
Office of Air Quality

SUBJECT: Final Decision
Title V
127-28735-00117

Enclosed is the final decision and supporting materials for the air permit application referenced above. Please note that this packet contains the original, signed, permit documents.

The final decision is being sent to you because our records indicate that you are the contact person for this application. However, if you are not the appropriate person within your company to receive this document, please forward it to the correct person.

A copy of the final decision and supporting materials has also been sent via standard mail to:
Michael Gratson (District Manager)
OAQ Permits Branch Interested Parties List

If you have technical questions regarding the enclosed documents, please contact the Office of Air Quality, Permits Branch at (317) 233-0178, or toll-free at 1-800-451-6027 (ext. 3-0178), and ask to speak to the permit reviewer who prepared the permit. If you think you have received this document in error, please contact Joanne Smiddie-Brush of my staff at 1-800-451-6027 (ext 3-0185), or via e-mail at jbrush@idem.IN.gov.

Final Applicant Cover letter.dot 11/30/07

INDIANA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT
We Protect Hoosiers and Our Environment.

Mitchell E. Daniels Jr.
Governor

Thomas W. Easterly
Commissioner

100 North Senate Avenue
Indianapolis, Indiana 46204
(317) 232-8603
Toll Free (800) 451-6027
www.idem.IN.gov

February 25, 2010

TO: Westchester Public Library

From: Matthew Stuckey, Branch Chief
Permits Branch
Office of Air Quality

Subject: **Important Information for Display Regarding a Final Determination**

Applicant Name: Mid-Continent Coal & Coke Company
Permit Number: 127-28735-00117

You previously received information to make available to the public during the public comment period of a draft permit. Enclosed is a copy of the final decision and supporting materials for the same project. Please place the enclosed information along with the information you previously received. To ensure that your patrons have ample opportunity to review the enclosed permit, **we ask that you retain this document for at least 60 days.**

The applicant is responsible for placing a copy of the application in your library. If the permit application is not on file, or if you have any questions concerning this public review process, please contact Joanne Smiddie-Brush, OAQ Permits Administration Section at 1-800-451-6027, extension 3-0185.

Enclosures
Final Library.dot 11/30/07

Mail Code 61-53

IDEM Staff	MIDENNEY 2/25/2010 Mid-Continent Coal & Coke - contractor of ArcelorMittal 127-28735-00117 (final)			AFFIX STAMP HERE IF USED AS CERTIFICATE OF MAILING
Name and address of Sender	▶	Indiana Department of Environmental Management Office of Air Quality – Permits Branch 100 N. Senate Indianapolis, IN 46204	Type of Mail: **CERTIFICATE OF MAILING ONLY**	

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2		Michael A Gratson District Mgr Mid-Continent Coal & Coke - contractor of ArcelorM 915 W 175th St Homewood IL 60430 *(RO CAATS)*									
3		Westchester Public Library 200 W Indiana Ave Chesterton IN 46304-3122 *(Library)*									
4		Laurence A. McHugh Barnes & Thornburg 100 North Michigan South Bend IN 46601-1632 *(Affected Party)*									
5		Porter County Board of Commissioners 155 Indiana Ave, Ste 205 Valparaiso IN 46383 *(Local Official)*									
6		Porter County Health Department 155 Indiana Ave, Suite 104 Valparaiso IN 46383-5502 *(Health Department)*									
7		Shawn Sobocinski 3229 E. Atlanta Court Portage IN 46368 *(Affected Party)*									
8		Mr. Ed Dybel 2440 Schrage Avenue Whiting IN 46394 *(Affected Party)*									
9		Ms. Carolyn Marsh Lake Michigan Calumet Advisory Council 1804 Oliver St Whiting IN 46394-1725 *(Affected Party)*									
10		Mr. Dee Morse National Park Service 12795 W Alameda Pky, P.O. Box 25287 Denver CO 80225-0287 *(Affected Party)*									
11		Mr. Joseph Virgil 128 Kinsale Avenue Valparaiso IN 46385 *(Affected Party)*									
12		Mark Coleman 9 Locust Place Ogden Dunes IN 46368 *(Affected Party)*									
13		Mr. Chris Hernandez Pipefitters Association, Local Union 597 8762 Louisiana St., Suite G Merrillville IN 46410 (Affected Party)									
14		Burns Harbor Town Council 1240 N. Boo Rd Burns Harbor IN 46304 *(Local Official)*									
15		Eric & Sharon Haussman 57 Shore Drive Ogden Dunes IN 46368 *(Affected Party)*									

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Name and address of Sender	▶	Indiana Department of Environmental Management Office of Air Quality – Permits Branch 100 N. Senate Indianapolis, IN 46204	Type of Mail: **CERTIFICATE OF MAILING ONLY**	

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1		Joseph Hero 11723 S Oakridge Drive St. John IN 46373 (Affected Party)									
2											
3											
4											
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