



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: June 30, 2006

RE: Mid Continent Coal & Coke Co., ISGBH / 127-7634-00108

FROM: Nisha Sizemore
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, Room 1049, 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:

- (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 impracticable 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.



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PART 70 OPERATING PERMIT OFFICE OF AIR QUALITY

Mid-Continent Coal and Coke Company a contractor of ISG Burns Harbor, LLC U.S. Highway 12 Burns Harbor, Indiana 46368

(herein known as the Permittee) is hereby authorized to 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.

Operation Permit No.: T127-7634-00108	
Original signed by: Nisha Sizemore, Chief Permits Branch Office of Air Quality	Issuance Date: June 30, 2006 Expiration Date: June 30, 2011

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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, A.2, A.3, and A.4 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 portable coke fines screening operations.

Responsible Official: President
Source Address: U.S. Highway 12, Burns Harbor, Indiana 46304
Mailing Address: 915 W. 175th Street, Homewood, IL 60430
General Source Phone Number: (708)798-1110
SIC Code: 5052
County Location: Porter
Source Location Status: Nonattainment for 1 hour and 8 hour ozone standard and PM2.5
Attainment for all other criteria pollutants
Source Status: Part 70 Permit Program
Major Source under PSD and Emission Offset Rules
Major Source, Section 112 of the Clean Air Act
1 of 28 Listed Source Categories

A.2 Part 70 Source Definition [326 IAC 2-7-1(22)]

Mid-Continent Coal and Coke Company, which operates three separate portable coke fines screening operations, is a contractor for ISG Burns Harbor, LLC:

- (a) ISG Burns Harbor, LLC (ID 00001), the primary operation, is located at U.S. Highway 12, Burns Harbor, Indiana 46304;
- (b) Mid-Continent Coal and Coke Company (previously permitted under ID 05215), a supporting operation known as Plant 1, is located at U.S. Highway 12, Burns Harbor, Indiana 46304;
- (c) Mid-Continent Coal and Coke Company (previously permitted under ID 05222), a supporting operation known as Plant 2, is located at U.S. Highway 12, Burns Harbor, Indiana 46304;
- (d) Mid-Continent Coal and Coke Company (previously permitted under ID 00108), a supporting operation known as the Sump Plant, is located at U.S. Highway 12, Burns Harbor, Indiana 46304; and
- (e) Mid-Continent Coal and Coke Company (previously permitted under ID 05216), a supporting operation known as Plant 3, is located at 1150 East Boundary Road, Portage, Indiana 46368.

Separate Part 70 permits will be issued to ISG Burns Harbor, LLC (TV 127-6301-00001) and Mid-Continent Coal and Coke Company (TV 127-7634-00108) solely for administrative purposes.

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

The Mid-Continent Coal and Coke operations consist of the following emission units and pollution control devices located at U.S. Highway 12, Burns Harbor:

- (a) One (1) metallurgical coke screening operation, identified as Plant 1, with a maximum capacity of 50 tons per hour of < 1.0 inch coke, constructed in 1968, with fugitive dust controlled on an as needed basis by water sprays, comprised of the following fugitive dust emitting equipment:
 - (1) One (1) vibrating coke screen, identified as ID 1;
 - (2) Three (3) conveyors, collectively identified as ID 2;
 - (3) One (1) < 1.0 inch size coke stockpile, with a maximum capacity of 1.5 acreage, identified as ID 2A; and
 - (4) One (1) < 0.5 inch size coke stockpile, with a maximum capacity of 1.5 acreage, identified as ID 2B.

- (b) One (1) screening operation, identified as Plant 2, with a maximum capacity of 50 tons per hour of coke, constructed in 2001, comprised of the following equipment:
- (1) One (1) coke screen (ID PS);
 - (2) Three (3) conveyors (ID PC1 through PC3);
 - (3) One (1) hopper (ID PH1);
 - (4) One (1) internal combustion diesel generator, used to generate electric power, with a maximum capacity of 164 hp (ID PG1); and
 - (5) One (1) front-end loader with a diesel internal combustion engine with a maximum capacity of 180 hp (ID PF1).
- (c) One (1) mobile screening unit, identified as the Sump Plant, constructed in 2005, with a maximum capacity of 60 tons of coke fines per hour, consisting of the following:
- (1) One (1) 6' x 12' vibrating single deck screen;
 - (2) One (1) 30" x 50' rubber conveyor;
 - (3) Two (2) 30" x 60' rubber conveyors;
 - (4) One 10' x 12' feed hopper;
 - (5) One (1) front-end loader, identified as 22Z04441, with a diesel fueled internal combustion engine with a maximum capacity of 180 hp;
 - (6) Coke storage piles with a maximum total area of 10.11 acres; and
 - (7) Paved and unpaved roadways.

Note: Electric power to the Sump Plant will be supplied by ISG Burns Harbor, LLC.

And the following plant located at 1150 East Boundary Road, Portage:

- (d) Main screening plant, identified as Plant 3, constructed in 1968, with a maximum capacity of 23.8 tons per hour of coke, comprised of:
- (1) one (1) 28' x 14' feed hopper (ID MS1), with a maximum capacity of 85 tons per hour of metallurgical coke;
 - (2) two (2) PEP screens (ID MS2 and MS3), each with a maximum capacity of 42.5 tons per hour of metallurgical coke;
 - (3) one (1) 6' x 20' Hewitt Robbins Vibrator (ID MS4), with a maximum capacity of 85 tons per hour of metallurgical coke;
 - (4) six (6) rubber conveyors (ID MS5 thru MS10), each with a maximum capacity of 42.5 tons per hour of metallurgical coke;
 - (5) one (1) front screening plant, consisting of one (1) 12' x 12' feed hopper (ID FS1), one (1) 6' x 12' PEP screen (ID FS2), and five (5) rubber conveyors (ID FS3 thru 7) each with a maximum capacity of 25 tons per hour of metallurgical coke; and
 - (6) Coke storage piles with a combined total maximum capacity of 13.7 acres.

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

The Mid-Continent Coal and Coke operations do not currently have any insignificant activities, as defined in 326 IAC 2-7-1 (21), that have applicable requirements.

A.5 Part 70 Permit Applicability [326 IAC 2-7-2]

The Mid-Continent Coal and Coke portable operation 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).

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 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, T127-7634-05215, 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.
- (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.3 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.4 Enforceability [326 IAC 2-7-7]

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.5 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.6 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.7 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.8 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 a 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.9 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 Branch, Office of Air Quality
100 North Senate Avenue
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.10 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, 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 Branch, Office of Air Quality
100 North Senate Avenue
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) The Permittee shall implement the PMPs, including any required record keeping as necessary to ensure that failure to implement a PMP does not cause or contribute to an exceedance of any limitation on emissions or potential to emit.
- (c) 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 PMP does not require the certification by the "responsible official" as defined by 326 IAC 2-7-1(34).

B.11 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 the 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 Section), or
Telephone Number: 317-233-0178 (ask for Compliance Section)
Facsimile Number: 317-233-6865

and for the Northwest Regional Office;

Telephone Number: 1-888-209-8892 (ask for Office of Air Quality, Compliance Section)
Telephone Number: 219-757-0265 (ask for Air Compliance Section)
Facsimile Number: 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 Branch, Office of Air Quality
100 North Senate Avenue
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) 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.

B.12 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.13 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 T127-7634-05215 and issued pursuant to permitting programs approved into the state implementation plan have been:
 - (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

B.14 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.15 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 Data Section, Office of Air Quality
100 North Senate Avenue
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.16 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 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.17 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
Permits Branch, Office of Air Quality
100 North Senate Avenue
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.18 Permit Amendment or Modification [326 IAC 2-7-11] [326 IAC 2-7-12]

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

Indiana Department of Environmental Management
Permits Branch, Office of Air Quality

100 North Senate Avenue
Indianapolis, Indiana 46204-2251

Any such application shall be certified 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.19 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.20 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 emissions allowable under 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
Permits Branch, Office of Air Quality
100 North Senate Avenue
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 which document, on a rolling five (5) year basis, all such changes and emissions trading that are subject to 326 IAC 2-7-20(b), (c), or (e) and makes 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 increases and decreases in emissions in 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.

B.21 Source Modification Requirement [326 IAC 2-7-10.5]

- (a) A modification, construction, or reconstruction is governed by the requirements of 326 IAC 2 and 326 IAC 2-7-10.5.
- (b) Any modification at an existing major source is governed by the requirements of 326 IAC 2-2-2 and/or 326 IAC 2-3-2.

B.22 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.23 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
Permits Branch, Office of Air Quality
100 North Senate Avenue
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.24 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. In the event that the source is a sub-contractor and is combined with a larger Part 70 source, the larger Part 70 source may pay the Permittees' annual fees as part of the larger source billing and subject to the fee cap of the larger source. If, however, the larger Part 70 does not pay its annual Part permit fee, IDEM, OAQ will assess a separate fee in accordance with 326 IAC 2-7-19(c) to be paid by the Permittee. 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.

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.25 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. 326 IAC 4-1-3 (a)(2)(A) and (B) are not federally enforceable.

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. 326 IAC 9-1-2 is not federally enforceable.

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 Operation of Equipment [326 IAC 2-7-6(6)]

Except as otherwise provided by statute, rule, or in this permit, all air pollution control equipment listed in this permit and used to comply with an applicable requirement shall be operated at all times that the emission unit(s) vented to the control equipment are in operation.

C.7 Stack Height [326 IAC 1-7]

The Permittee shall comply with the applicable provisions of 326 IAC 1-7 (Stack Height Provisions), for all exhaust stacks through which a potential (before controls) of twenty-five (25) tons per year or more of particulate matter or sulfur dioxide is emitted. The provisions of 326 IAC 1-7-1(3), 326 IAC 1-7-2, 326 IAC 1-7-3(c) and (d), 326 IAC 1-7-4, and 326 IAC 1-7-5(a), (b), and (d) are not federally enforceable.

C.8 Asbestos Abatement Projects [326 IAC 14-10] [326 IAC 18] [40 CFR 61, Subpart M]

The Permittee shall comply with the applicable requirements of 326 IAC 14-10, 326 IAC 18, and 40 CFR 61.140.

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

C.9 Performance Testing [326 IAC 3-6]

- (a) 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 Data Section, Office of Air Quality
100 North Senate Avenue
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.10 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.11 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. 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 Branch, Office of Air Quality
100 North Senate Avenue
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.12 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.13 Instrument Specifications [326 IAC 2-1.1-11] [326 IAC 2-7-5(3)] [326 IAC 2-7-6(1)]

- (a) Whenever a condition in this permit requires the measurement of pressure drop across any part of the unit or its control device, the gauge employed shall have a scale such that the expected normal reading shall be no less than twenty percent (20%) of full scale and be accurate within plus or minus two percent (2%) of full scale reading.

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

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

C.14 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 Branch, Office of Air Quality
100 North Senate Avenue
Indianapolis, Indiana 46204-2251

within ninety (90) days after the date of issuance of this permit.

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.15 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.16 Response to Excursions and Exceedances [326 IAC 2-7-5] [326 IAC 2-7-6]

- (a) The Permittee is required to prepare a Compliance Response Plan (CRP) for each compliance monitoring condition of this permit. A CRP shall be submitted to IDEM, upon request. The CRP shall be prepared within ninety (90) days after issuance of this permit by the Permittee, supplemented from time to time by the Permittee, maintained on site, and comprised of:

- (1) Reasonable response steps that may be implemented in the event that a response step is needed pursuant to the requirements of Section D of this permit; and an expected timeframe for taking reasonable response steps.
- (2) If, at any time, the Permittee takes reasonable response steps that are not set forth in the Permittee's current Compliance Response Plan and the Permittee documents such response in accordance with subsection (e) below, the Permittee shall amend its Compliance Response Plan to include such response steps taken.

- (b) For each compliance monitoring condition of this permit, reasonable response steps shall be taken when indicated by the provisions of that compliance monitoring condition as follows:

- (1) Reasonable response steps shall be taken as set forth in the Permittee's current Compliance

Response Plan; or

- (2) If none of the reasonable response steps listed in the Compliance Response Plan is applicable or responsive to the excursion, the Permittee shall devise and implement additional response steps as expeditiously as practical. Taking such additional response steps shall not be considered a deviation from this permit so long as the Permittee documents such response steps in accordance with this condition.
- (3) If the Permittee determines that additional response steps would necessitate that the emissions unit or control device be shut down, and it will be ten (10) days or more until the unit or device will be shut down, then the Permittee shall promptly notify the IDEM, OAQ of the expected date of the shut down. The notification shall also include the status of the applicable compliance monitoring parameter with respect to normal, and the results of the response actions taken up to the time of notification.
- (4) Failure to take reasonable response steps shall be considered a deviation from the permit.

C.17 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 and 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.18 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
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.19 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.
- (c) If there is a reasonable possibility 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 Clean Unit, 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) Prior to commencing the 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.
 - (2) 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
 - (3) 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.20 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 Data Section, Office of Air Quality
100 North Senate Avenue
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 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 (c) 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 (c)(2) and (3) 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
Air Compliance Section, Office of Air Quality
100 North Senate Avenue
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.21 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)]: **Plant 1**

- (a) One (1) metallurgical coke screening operation, identified as Plant 1, with a maximum capacity of 50 tons per hour of < 1.0 inch coke, constructed in 1968, with fugitive dust controlled on an as needed basis by water sprays, comprised of the following fugitive dust emitting equipment:
- (1) One (1) vibrating coke screen, identified as ID 1;
 - (2) Three (3) conveyors, collectively identified as ID 2;
 - (3) One (1) < 1.0 inch size coke stockpile, with a maximum capacity of 1.5 acreage, identified as ID 2A; and
 - (4) One (1) < 0.5 inch size coke stockpile, with a maximum capacity of 1.5 acreage, identified as ID 2B.

(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 Particulate Emission Limitations [326 IAC 6-3-2]

Pursuant to 326 IAC 6-3-2 (Particulate Emission Limitations for Manufacturing Processes), the particulate emissions from Plant 1 shall be limited to less than 44.58 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:

$$E = 55.0 P^{0.11} - 40 \quad \text{where } E = \text{rate of emission in pounds per hour and} \\ P = \text{process weight rate in tons per hour}$$

Compliance Determination Requirements

D.1.2 Particulate Matter (PM and PM₁₀)

The Permittee shall use wet suppression to control emissions of PM and PM₁₀ from the vibrating screen, conveyors, stock piles, and roads at all times the process is in operation. The suppressant shall be applied in a manner and at a frequency sufficient to ensure compliance with the applicable provisions of 326 IAC 6. If weather conditions preclude the use of wet suppression, the Permittee shall perform moisture content analysis on the coke material to ensure it has a moisture content equal to or greater than twelve (12) percent.

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

D.1.3 Visible Emissions Notations

- (a) Visible emission notations of the process emission points shall be performed once per day during normal daylight operations. A trained employee shall 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 response 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 of this permit.

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

D.1.4 Record Keeping Requirements

- (a) To document compliance with condition D.1.2, the Permittee shall maintain records of the moisture analysis of the coke material, as needed.
- (b) To document compliance with condition D.1.3, the Permittee shall maintain records of visible emission notations of the transfer points.
- (c) All records shall be maintained in accordance with Section C - General Record Keeping Requirements, of this permit.

SECTION D.2

FACILITY OPERATION CONDITIONS

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

(b) One (1) screening operation, identified as Plant 2, with a maximum capacity of 50 tons per hour of coke, constructed in 2001, comprised of the following equipment:

- (1) One (1) coke screen (ID PS);
- (2) Three (3) conveyors (ID PC1 through PC3);
- (3) One (1) hopper (ID PH1);
- (4) One (1) internal combustion diesel generator, used to generate electric power, with a maximum capacity of 164 hp (ID PG1); and
- (5) One (1) front-end loader with a diesel internal combustion engine with a maximum capacity of 180 hp (ID PF1).

(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.2.1 PSD and Emission Offset Minor Limits [326 IAC 2-2] [326 IAC 2-3]

Pursuant to Minor Source Modification 127-16021-05222, issued May 12, 2003;

- (a) The Permittee shall limit the diesel fuel usage by the coke screening operation to no greater than 80 kilo gallons per 12 consecutive month period with compliance determined at the end of each month. This limit is equivalent to NOx emissions of 24.8 tons per year. This limitation limits NOx emissions from the coke screening operation to less than 40 tons per year.
- (b) The Permittee shall limit the throughput of coke to the coke screening operation to less than 99,390 tons per 12 consecutive month period with compliance determined at the end of each month. This is equivalent to PM emissions of 14.91 tons per year and PM10 emissions of 9.94 tons per year. This limit is structured such that, when including the fugitive emissions and the limited emissions from the combustion of diesel fuel, PM emissions from the source are less than 25 tons per year and PM10 emissions from the coke screening operation are less than 15 tons per year.

Compliance with these limitations renders the requirements of 326 IAC 2-2 (PSD) and 326 IAC 2-3 (Emission Offset) not applicable.

D.2.2 Particulate Emission Limitations [326 IAC 6-3-2]

Pursuant to 326 IAC 6-3-2 (Particulate Emission Limitations for Manufacturing Processes), the particulate emissions from Plant 2 shall be limited to less than 44.58 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:

$$E = 55.0 P^{0.11} - 40 \quad \text{where } E = \text{rate of emission in pounds per hour and} \\ P = \text{process weight rate in tons per hour}$$

D.2.3 Fugitive Particulate Matter Emission Limitations [326 IAC 6-5]

The Permittee shall control fugitive particulate matter emissions according to the Fugitive Dust Control Plan, submitted on May 20, 2002.

Compliance Determination Requirements

D.2.4 Fugitive Particulate Matter Emission Limitations [326 IAC 6-5]

The Permittee shall control fugitive particulate matter emissions by spraying the unpaved roads with water on an as-needed basis.

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

D.2.5 Record Keeping Requirements

Pursuant to Minor Source Modification 127-16021-05222, issued May 12, 2003;

- (a) In order to demonstrate compliance with condition D.2.1(a), the Permittee shall maintain records of the diesel fuel usage at Plant 2.
- (b) In order to demonstrate compliance with conditions D.2.1(b), the Permittee shall maintain records of metallurgical coke processed at Plant 2.
- (c) All records shall be maintained in accordance with Section C - General Record Keeping Requirements, of this permit.

D.2.6 Reporting Requirements

- (a) Pursuant to Minor Source Modification 127-16021-05222, issued May 12, 2003, a quarterly summary of the information to document compliance with condition D.2.1 shall be submitted to the addresses 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) These reports shall be submitted within thirty (30) calendar days following the end of each calendar quarter and in accordance with Section C - General Reporting Requirements of this permit.

SECTION D.3

FACILITY OPERATION CONDITIONS

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

- (c) One (1) mobile screening unit, identified as the Sump Plant, constructed in 2005, with a maximum capacity of 60 tons of coke fines per hour, consisting of the following:
- (1) One (1) 6' x 12' vibrating single deck screen;
 - (2) One (1) 30" x 50' rubber conveyor;
 - (3) Two (2) 30" x 60' rubber conveyors;
 - (4) One 10' x 12' feed hopper;
 - (5) One (1) front-end loader, identified as 22Z04441, with a diesel fueled internal combustion engine with a maximum capacity of 180 hp;
 - (6) Coke storage piles with a maximum total area of 10.11 acres; and
 - (7) Paved and unpaved roadways.

Note: Electric power to the Sump Plant will be supplied by ISG Burns Harbor, LLC.

(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.3.1 PSD and Emission Offset Minor Limits [326 IAC 2-2] [326 IAC 2-3]

Pursuant to Minor Source Modification 127-22026-00108, issued December 30, 2005:

- (a) The PM and PM10 emission rates shall not exceed the following:

Emission Unit	PM	PM10
Fugitives	0.19 (lbs/tons of coal)	0.10 (lbs/tons of coal)
Front End Loader	0.39 (lbs/hr)	0.39 (lbs/hr)

- (b) The Permittee shall limit the throughput of coke to the mobile screening unit to less than 243,000 tons per 12 consecutive month period with compliance determined at the end of each month.

Compliance with these limitations renders the requirements of 326 IAC 2-2 (PSD) and 326 IAC 2-3 (Emission Offset) not applicable.

D.3.2 Particulate Emission Limitations [326 IAC 6-3-2]

Pursuant to Minor Source Modification 127-22026-00108, issued December 30, 2005, and 326 IAC 6-3-2 (Particulate Emission Limitations for Manufacturing Processes), the particulate emissions from the Sump Plant shall be limited to less than 46.29 pounds per hour when operating at a process weight rate of 60 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:

$$E = 55.0 P^{0.11} - 40 \quad \text{where } E = \text{rate of emission in pounds per hour and} \\ P = \text{process weight rate in tons per hour}$$

D.3.3 Fugitive Particulate Matter Emission Limitations [326 IAC 6-5]

Pursuant to Minor Source Modification 127-22026-00108, issued December 30, 2005, the Permittee shall control fugitive particulate matter emissions according to the Fugitive Dust Control Plan, submitted on November 25, 2005.

Compliance Determination Requirements

D.3.4 Particulate Matter (PM and PM-10)

Pursuant to Minor Source Modification 127-22026-00108, issued December 30, 2005, the Permittee shall use wet suppression to control emissions of PM and PM10 from the vibrating screen, conveyors, stock piles, and roads at all times the process is in operation. The suppressant shall be applied in a manner and at a frequency sufficient to ensure compliance with the applicable provisions of 326 IAC 6. If weather conditions preclude the use of wet

suppression, the Permittee shall perform moisture content analysis on the coke material to ensure it has a moisture content equal to or greater than twelve (12) percent.

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

D.3.5 Visible Emissions Notations

- (a) Visible emission notations of the process emission points shall be performed once per day during normal daylight operations when exhausting to the atmosphere. A trained employee shall 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 response 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 Requirements [326 IAC 2-7-5(3)] [326 IAC 2-7-19]

D.3.6 Record Keeping Requirements

- (a) To document compliance with conditions D.3.2 and D.3.5, the Permittee shall maintain records of visible emission notations of the process emission points.
- (b) To document compliance with condition D.3.4, the Permittee shall maintain records of moisture content analysis, as needed.
- (c) In order to demonstrate compliance with condition D.3.1, the Permittee shall maintain records of metallurgical coke processed at the Sump Plant.
- (d) All records shall be maintained in accordance with Section C - General Record Keeping Requirements, of this permit.

D.3.7 Reporting Requirements

A quarterly summary of the information to document compliance with condition D.3.1 shall be submitted to the addresses 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).

This report shall be submitted within thirty (30) calendar days following the end of each calendar quarter and in accordance with Section C - General Reporting Requirements of this permit.

SECTION D.4

FACILITY OPERATION CONDITIONS

Facility Description [326 IAC 2-7-5(15)]: Plant 3

- (d) Main screening plant, identified as Plant 3, constructed in 1968, with a maximum capacity of 23.8 tons per hour of coke, comprised of:
- (1) one (1) 28' x 14' feed hopper (ID MS1), with a maximum capacity of 85 tons per hour of metallurgical coke;
 - (2) two (2) PEP screens (ID MS2 and MS3), each with a maximum capacity of 42.5 tons per hour of metallurgical coke;
 - (3) one (1) 6' x 20' Hewitt Robbins Vibrator (ID MS4), with a maximum capacity of 85 tons per hour of metallurgical coke;
 - (4) six (6) rubber conveyors (ID MS5 thru MS10), each with a maximum capacity of 42.5 tons per hour of metallurgical coke;
 - (5) one (1) front screening plant, consisting of one (1) 12' x 12' feed hopper (ID FS1), one (1) 6' x 12' PEP screen (ID FS2), and five (5) rubber conveyors (ID FS3 thru 7) each with a maximum capacity of 25 tons per hour of metallurgical coke; and
 - (6) Coke storage piles with a combined total maximum capacity of 13.7 acres.

(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.4.1 Particulate Emission Limitations [326 IAC 6-3-2]

Pursuant to 326 IAC 6-3-2 (Particulate Emission Limitations for Manufacturing Processes), the allowable particulate emission rate from Plant 3 shall not exceed 34.3 pounds per hour when operating at a process weight rate of 23.8 tons per hour. The pounds per hour limitation was calculated using the following equation:

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

$$E = 4.10 P^{0.67}$$

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

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

D.4.2 Visible Emissions Notations

- (a) Visible emission notations of the process emission points shall be performed once per day during normal daylight operations when exhausting to the atmosphere. A trained employee shall 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 response 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 of this permit.

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

D.4.3 Record Keeping Requirements

- (a) To document compliance with condition D.4.2, the Permittee shall maintain records of visible emission notations of the emission points.
- (b) All records shall be maintained in accordance with Section C - General Record Keeping Requirements of this permit.

INDIANA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT OFFICE OF AIR QUALITY

PART 70 OPERATING PERMIT CERTIFICATION

Source Name: Mid-Continent Coal and Coke
Source Address: U.S. Highway 12, Burns Harbor, Indiana 46304
Mailing Address: P.O. Box 540, Portage, Indiana 46304
Part 70 Permit No.: T127-7634-00108

**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 BRANCH
100 North Senate Avenue
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
Source Address: U.S. Highway 12, Burns Harbor, Indiana 46304
Mailing Address: P.O. Box 540, Portage, Indiana 46304
Part 70 Permit No.: T127-7634-00108

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|--|
| <input type="checkbox"/> This is an emergency as defined in 326 IAC 2-7-1(12) <ul style="list-style-type: none"><input type="checkbox"/> The Permittee must notify the Office of Air Quality (OAQ), within four (4) business hours (1-800-451-6027 or 317-233-0178, ask for Compliance Section); and<input type="checkbox"/> 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 DATA SECTION

Part 70 Operating Permit Quarterly Report

Source Name: Mid-Continent Coal and Coke
Source Address: U.S. Highway 12, Burns Harbor, Indiana 46304
Mailing Address: 915 W. 175th Street, Homewood, IL 60430
Source Modification No.: 127-16021-05222
Part 70 Permit No.: T127-7634-00108
Facility: Plant 2 coke screening operation
Parameter: Coke throughput
Limit: Less than 99,390 tons per 12 consecutive month period with compliance determined at the end of each month

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 DATA SECTION**

**Part 70 Operating Permit
 Quarterly Report**

Source Name: Mid-Continent Coal and Coke
 Source Address: U.S. Highway 12, Burns Harbor, Indiana 46304
 Mailing Address: 915 W. 175th Street, Homewood, IL 60430
 Source Modification No.: 127-16021-05222
 Part 70 Permit No.: T127-7634-00108
 Facility: Plant 2 Internal Combustion Engines
 Parameter: Diesel Fuel Usage
 Limit: No greater than 80 kilo gallons per 12 consecutive month period with compliance determined at the end of each month

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 DATA SECTION**

**Part 70 Operating Permit
Quarterly Report**

Source Name: Mid-Continent Coal and Coke Company
Source Address: U.S. Highway 12, and 1150 East Boundary Road, Burns Harbor, Indiana 46312
Mailing Address: West 175th Street, Homewood, ILL 60430
Source Modification No.: 127-22026-00108
Part 70 Permit No.: T127-7634-00108
Facility: Sump Plant
Parameter: Coke throughput
Limit: Less than 243,000 tons per 12 consecutive month period with compliance determined at the end of each month

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 DATA SECTION**

**PART 70 OPERATING PERMIT
QUARTERLY DEVIATION AND COMPLIANCE MONITORING REPORT**

Source Name: Mid-Continent Coal and Coke
Source Address: U.S. Highway 12, Burns Harbor, Indiana 46304
Mailing Address: P.O. Box 540, Portage, Indiana 46304
Part 70 Permit No.: T127-7634-00108

Months: _____ to _____ Year: _____

Page 1 of 2

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.

Indiana Department of Environmental Management Office of Air Quality

Addendum to the Technical Support Document for a Part 70 Operating Permit

Source Name: Mid-Continent Coal and Coke Company- a contractor of ISG Burns Harbor, LLC
Source Location: U.S. Highway 12, Burns Harbor, Indiana 46304; and
1150 East Boundary Road, Portage, Indiana 46368
County: Porter
SIC Code: 5052
Operation Permit No.: T127-7634-00108
Permit Reviewer: Melissa Groch

On February 10, 2006, the Office of Air Quality (OAQ) had a notice published in the Vidette Times, Valparaiso, Indiana, stating that Mid-Continent Coal and Coke Company had applied for a Part 70 Operating Permit to operate portable coke fines screening processes. The notice also stated that OAQ proposed to issue a permit for this operation and provided information on how the public could review the proposed permit and other documentation. Finally, the notice informed interested parties that there was a period of sixty (60) days to provide comments on whether or not this permit should be issued as proposed.

Written comments were received during this comment period from the Permittee. IDEM has addressed each one of these written comments in this document. In some instances, permit language has been added or deleted as a result of the comments. Added language is shown in bold font and language with strikethrough font has been deleted.

Regarding the Technical Support Document (TSD), IDEM OAQ prefers that this document remain as it was during public notice. No changes have been made to the TSD as a result of this Addendum to the Technical Support Document (or ATSD).

On April 8, 2006, Carl Horst submitted the following written comments on behalf of Mid-Continent Coal and Coke Company:

Comment 1: [Condition A.1] Responsible Official should be President.

Response 1: This change has been made to the second line of condition A.1 as follows:

Responsible Official: ~~Vice-President~~

Comment 2: [Condition A.3(d)] Change maximum capacity to 85 tons per hour of coke.

Response 2: An increase in maximum capacity from 23.8 tons per hour to 85 tons per hour of coke should be accomplished by submitting a Part 70 operating permit application for a source modification under 326 IAC 2-7-10.5. As a result, this change will not be made to the overall throughput of the main screening plant.

Comment 3: [Condition A.3(d)(3)] Change maximum capacity to 85 tons per hour of coke, from 23.38, of metallurgical coke.

Response 3: This change has been made because this throughput is not the overall maximum capacity of the process. A.3(d)(3) now reads as:

one (1) 6' x 20' Hewitt Robbins Vibrator (ID MS4), with a maximum capacity of ~~23.38~~ 85 tons per hour of metallurgical coke;

Additionally, this change has been made to the corresponding description in D.4.

Comment 4: [Condition A.3(d)(5)] Delete this section. The auxillary plant was dismantled in 2005. The decommissioning was inspected and deemed adequate by a representative of Bruce Carter and Associates, Inc., the environmental company used by ISG Burns Harbor.

Response 4: This deletion has been made as shown below:

~~one (1) auxiliary screening plant, consisting of one (1) 12' x 14' feed hopper (ID AS1), one (1) 6' x 20' Vibrator (ID AS2), and three (3) rubber conveyors (ID MS3 thru MS5), each with a maximum capacity of 43.75 tons per hour of unscreened metallurgical coke;~~

All subsequent parts of this condition have been renumbered as a result, and this change has been made to the corresponding description in D.4.

Comment 5: [Condition A.3(d)(6)] There are five rubber conveyors on this plant, each with capacity of 25 tons per hour.

Response 5: This change has been made because these additions do not affect the overall maximum capacity of the process. Due to the deletion shown in Response 4, A.3(d)(6) is now A.3(d)(5) and reads as:

one (1) front screening plant, consisting of one (1) 12' x 12' feed hopper (ID FS1), one (1) 6' x 12' PEP screen (ID FS2), and ~~three~~ **five (35)** rubber conveyors (ID FS3 thru ~~57~~) each with a maximum capacity of 25 tons per hour of metallurgical coke; and

Additionally, this change has been made to the corresponding description in D.4.

Upon further review, the IDEM Office of Air Quality (OAQ) has made the following revisions to the permit (bolded language has been added, the language with strikethrough has been deleted). In addition, although not shown below, The Table of Contents has also been modified to reflect these revisions where necessary.

Revision 1: Since the public notice began, there has been a change in the signatory. This only affects the box on the cover page. The change is as follows:

Operation Permit No.: T127-7634-00108	
Issued by: Paul Dubonetzky, Assistant Commissioner Nisha Sizemore, Chief Permits Branch Office of Air Quality	Issuance Date: Expiration Date:

Revision 2: A reference to condition A.2 has been added to the second sentence of the first paragraph in Section A because condition A.2 is not federally enforceable. The second sentence now reads as:

The information describing the source contained in conditions A.1, **A.2**, A.3, and A.4 is descriptive information and does not constitute enforceable conditions.

Revision 3 The explanation regarding common control between the primary operation and the supporting operation in condition A.2 has been deleted from the permit. This explanation was included in the TSD, and it is not necessary to include this in the operating permit itself. Additionally, a new sentence has been added for consistency with other contractor permits and for clarification. As a result, the changes to the last part of A.2 are as follows:

~~These plants are considered one source due to contractual control. Therefore, the term "source" in the Part 70 documents refers to the Mid-Continent Coal and Coke Company sites and ISG Burns Harbor, LLC, as one source. Separate Part 70 permits will be issued to ISG Burns Harbor, LLC (TV 127-6301-00001) and Mid-Continent Coal and Coke Company (TV 127-7634-00108) solely for administrative purposes.~~

Revision 4: To further clarify the intent of condition B.9, Annual Compliance Certification, the second sentence of part (a) has been changed to read as:

All subsequent certifications shall cover the time period from January 1 to December 31 of the previous year, and shall be submitted ~~in letter form~~ no later than April 15 of each year to:

Revision 5: An IDEM telephone number and facsimile number have been updated in condition B.11, Emergency Provisions. These two items are found under (b)(4) of this condition. They both now read as follows:

Telephone Number: 317-233-~~5674~~ **0178** (ask for Compliance Section)
Facsimile Number: 317-233-~~5967~~ **6865**

Additionally, these two numbers have also been updated on the Emergency Occurrence Report form of the operating permit.

Revision 6: To reflect the wording of 326 IAC 2-7-15(a), condition B.12, Permit Shield, has a deletion in the second sentence of part (a). The sentence now reads as:

The permit shield provides that compliance with the conditions of this permit shall be deemed in 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.

Revision 7: It has been decided that part (d) concerning nonroad engines from condition B.18, Permit Amendment or Modification, should be removed. 40 CFR 89, Appendix A specifically indicates that states are not precluded from regulating the use and operation of nonroad engines, such as regulations on hours of usage, daily mass emission limits, or sulfur limits on fuel; nor are permits regulating such operations precluded, once the engine is no longer new. Previously part (d) read as:

(d) ~~No permit amendment or modification is required for the addition, operation or removal of a nonroad engine, as defined in 40 CFR 89.2.~~

Revision 8: C.19, General Record Keeping Requirements, has the following correction to part (c)(1)(C)(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)(~~3~~)(iii); and

Indiana Department of Environmental Management Office of Air Quality

Technical Support Document (TSD) for a Part 70 Operating Permit

Source Background and Description

Source Name: Mid-Continent Coal and Coke Company - a contractor of ISG Burns Harbor, LLC
Source Locations: U.S. Highway 12, Burns Harbor, Indiana 46304; and 1150 East Boundary Road, Portage, Indiana 46368
County: Porter County
SIC Code: 5052
Operation Permit No.: T127-7634-00108
Permit Reviewer: Melissa Groch

The Office of Air Quality (OAQ) has reviewed a Part 70 permit application from Mid-Continent Coal and Coke Company (MCCC) relating to the operation of metallurgical coke fines screening operations.

Source Definition

Mid-Continent Coal and Coke Company, which operates three separate coke fines screening operations, is a contractor for ISG Burns Harbor, LLC:

- (a) ISG Burns Harbor, LLC (ID 00001), the primary operation, is located at U.S. Highway 12, Burns Harbor, Indiana 46304;
- (b) Mid-Continent Coal and Coke Company (previously permitted under ID 05215), a supporting operation known as Plant 1, is located at U.S. Highway 12, Burns Harbor, Indiana 46304;
- (c) Mid-Continent Coal and Coke Company (previously permitted under ID 05222), a supporting operation known as Plant 2, is located at U.S. Highway 12, Burns Harbor, Indiana 46304;
- (d) Mid-Continent Coal and Coke Company (previously permitted under ID 00108), a supporting operation known as the Sump Plant, is located at U.S. Highway 12, Burns Harbor, Indiana 46304; and
- (e) Mid-Continent Coal and Coke Company (previously permitted under ID 05216), a supporting operation known as Plant 3, is located at 1150 East Boundary Road, Portage, Indiana 46368.

ISG Burns Harbor, LLC, and the Mid-Continent Coal and Coke operations (Plant 1, Plant 2, the Sump Plant, and Plant 3) are considered one source due to contractual control. Therefore, the term "source" in the Part 70 documents refers to the four Mid-Continent Coal and Coke Company plants and ISG Burns Harbor, LLC, as one source.

The Mid-Continent Coal and Coke Company operation (Plant 3) located at 1150 East Boundary Road, Portage, received a registration on November 13, 2001, and is included in this operating permit accordingly. Initially, a Part 70 operating permit application (127-8110-00080) was submitted for this site. This was determined to be a registration until superseded by the issued Part 70 operating permit.

A Minor Source Modification was issued to a second coke fines screening operation (Plant 2) at the ISG Burns Harbor site. This operation, built in July 2001, previously had a source identification number 05222. It is included in this Part 70 operating permit and considered as one source with ISG Burns Harbor, LLC, due to contractual control.

A fourth coke fines screening operation (Sump Plant) at the ISG Burns Harbor site received a minor source modification in December 2005 under source identification number 00108. It is included in this Part 70 operating permit and is also considered as one source with ISG Burns Harbor, LLC, due to contractual control.

Separate Part 70 operating permits will be issued to Mid-Continent Coal and Coke Company and ISG Burns Harbor, LLC, solely for administrative purposes. This Part 70 operating permit for Mid-Continent Coal and Coke Company includes the four plants. Each time any one of these four plants proposes to relocate, the Permittee will be required to submit a timely application for the appropriate construction and operating permit(s). This Part 70 operating permit shall be modified each time one of these four plants is relocated from this site, and each time a plant under the Permittee's ownership relocates to ISG Burns Harbor, LLC.

Permitted Emission Units and Pollution Control Equipment

The following plants are located at U.S. Highway 12, Burns Harbor:

- (a) One (1) metallurgical coke screening operation, identified as Plant 1, with a maximum capacity of 50 tons per hour of < 1.0 inch coke, constructed in 1968, with fugitive dust controlled on an as needed basis by water sprays, comprised of the following fugitive dust emitting equipment:
 - (1) One (1) vibrating coke screen, identified as ID 1;
 - (2) Three (3) conveyors, collectively identified as ID 2;
 - (3) One (1) < 1.0 inch size coke stockpile, with a maximum area of 1.5 acres, identified as ID 2A; and
 - (4) One (1) < 0.5 inch size coke stockpile, with a maximum area of 1.5 acres, identified as ID 2B.

- (b) One (1) screening operation, identified as Plant 2, with a maximum capacity of 50 tons per hour, constructed in 2001, comprised of the following equipment:
 - (1) One (1) coke screen (ID PS);
 - (2) Three (3) conveyors (ID PC1 through PC3);
 - (3) One (1) hopper (ID PH1);
 - (4) One (1) internal combustion diesel generator, used to generate electric power, with a maximum capacity of 164 hp (ID PG1); and
 - (5) One (1) front-end loader with a diesel internal combustion engine with a maximum capacity of 180 hp (ID PF1).

- (c) One (1) mobile screening unit, identified as the Sump Plant, constructed in 2005, with a maximum capacity of 60 tons of coke fines per hour, consisting of the following:
 - (1) One (1) 6' x 12' vibrating single deck screen;
 - (2) One (1) 30" x 50' rubber conveyor;
 - (3) Two (2) 30" x 60' rubber conveyors;
 - (4) One 10' x 12' feed hopper;
 - (5) One (1) front-end loader, identified as 22Z04441, with a diesel fueled internal combustion engine with a maximum capacity of 180 hp;
 - (6) Coke storage piles with a maximum total area of 10.11 acres; and
 - (7) Paved and unpaved roadways.

Note: Electric power to the Sump Plant will be supplied by ISG Burns Harbor, LLC.

The following plant is located at 1150 East Boundary Road, Portage:

- (d) Main screening plant, identified as Plant 3, constructed in 1968, with a maximum capacity of 23.8 tons per hour of coke, comprised of:
 - (1) one (1) 28' x 14' feed hopper (ID MS1), with a maximum capacity of 85 tons per hour of metallurgical coke;
 - (2) two (2) PEP screens (ID MS2 and MS3), each with a maximum capacity of 42.5 tons per hour of metallurgical coke;
 - (3) one (1) 6' x 20' Hewitt Robbins Vibrator (ID MS4), with a maximum capacity of 23.38 tons per hour of metallurgical coke;
 - (4) six (6) rubber conveyors (ID MS5 thru MS10), each with a maximum capacity of 42.5 tons per hour of metallurgical coke;
 - (5) one (1) auxiliary screening plant, consisting of one (1) 12' x 14' feed hopper (ID AS1), one (1) 6' x 20' Vibrator (ID AS2), and three (3) rubber conveyors (ID MS3 thru MS5), each with a

maximum capacity of 43.75 tons per hour of unscreened metallurgical coke;

- (6) one (1) front screening plant, consisting of one (1) 12' x 12' feed hopper (ID FS1), one (1) 6' x 12' PEP screen (ID FS2), and three (3) rubber conveyors (ID FS3 thru 5) each with a maximum capacity of 25 tons per hour of metallurgical coke.; and
- (7) Coke storage piles with a combined total maximum capacity of 13.7 acres.

Unpermitted Emission Units and Pollution Control Equipment

There are no known unpermitted facilities operating at this facility during this review process.

Insignificant Activities

Mid-Continent Coal and Coke Company does not currently have any insignificant activities, as defined in 326 IAC 2-7-1(21), at these locations.

Existing Approvals

Mid-Continent Coal and Coke Company has been operating under previous approvals including, but not limited to, the following:

- (1) Registered Construction and Operation 127-10340-00080*, issued November 13, 2001;
- (2) Minor Source Modification 127-16021-05222**, issued May 12, 2003; and
- (3) Minor Source Modification 127-22026-00108, issued December 30, 2005.

* This registration is superceded upon issuance of this Part 70 operating permit. For historical purposes, the source identification number on the registration remains as it was at the time it was issued.

** The equipment from this approval had a source identification number based on its portability as a stand alone process. Upon issuance of this Part 70 operating permit, none of these plants will be considered as portable.

The following condition has been determined to be unnecessary for the plant located at 1150 East Boundary Road in Portage, and as a result is not incorporated into this Part 70 permit:

Pursuant to Registration 127-10340-00080, issued November 11, 2001, any change or modification which may increase the allowable PM emissions to greater than 25 tons per year or more from the equipment covered in this registration must be approved by the Office of Air Quality (OAQ) before such change may occur.

Lake County requirements listed in MSM 127-16021-05222 have not been included in the Part 70 operating permit because these processes are no longer considered as portable due to the length of time each has remained at their current site.

Enforcement Issue

There are no enforcement actions pending.

Recommendation

The staff recommends to the Commissioner that the Part 70 permit be approved. This recommendation is based on the following facts and conditions:

Unless otherwise stated, information used in this review was derived from the application and additional information submitted by the applicant.

An administratively complete Part 70 permit application for the purposes of this review was received on December 13, 1996. The application was listed under the original source identification number 00079, which had been changed to number 05215, and is now 00108. Additional information was received on March 6, 2003.

A notice of completeness letter was mailed to the source on October 13, 1997.

Emission Calculations

The calculations submitted by Mid-Continent Coal and Coke for ID 05215 have been verified and found to be accurate and correct. Calculations performed for IDs 05222 and 05216 (previously permitted under ID 00080) can be found in their respective approvals (127-16021 and 127-10340) which were issued to Mid-Continent Coal and Coke prior to the review of their Part 70 operating permit application. Calculations performed for 127-22026-00108 can be found in that approval which was issued on December 30, 2005.

Potential To Emit of Entire Source

Pursuant to 326 IAC 2-7-1(29), Potential to Emit is defined as “the maximum capacity of a stationary source 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.”

This table reflects the PTE before controls. Control equipment is not considered federally enforceable until it has been required in a federally enforceable permit.

Pollutant	Potential To Emit (tons/year)
PM	greater than 100
PM-10	greater than 100
SO ₂	greater than 100
VOC	greater than 25
CO	greater than 100
NO _x	greater than 100
Total HAPs	greater than 25

Note: For the purpose of determining Title V applicability for particulates, PM-10, not PM, is the regulated pollutant in consideration.

- (a) The potential to emit (as defined in 326 IAC 2-7-1(29)) of PM-10, SO₂, CO, and NO_x are equal to or greater than 100 tons per year, and the potential to emit (as defined in 326 IAC 2-7-1(29)) of VOC is equal to or greater than 25 tons per year. Therefore, the source is subject to the provisions of 326 IAC 2-7.
- (b) The potential to emit (as defined in 326 IAC 2-7-1(29)) of any single HAP is equal to or greater than ten (10) tons per year and/or the potential to emit (as defined in 326 IAC 2-7-1(29)) of a combination of HAPs is equal to or greater than twenty-five (25) tons per year. Therefore, the source is subject to the provisions of 326 IAC 2-7.
- (c) Fugitive Emissions
 Since this type of operation is one of the twenty-eight (28) listed source categories under 326 IAC 2-2, the fugitive emissions are counted toward determination of PSD and Emission Offset applicability.

Actual Emissions - Mid-Continent Coal and Coke Company

The following table shows the actual emissions from Mid-Continent Coal and Coke. This information reflects the 2003 OAQ emission data submitted for the year 2002, under the old source IDs 00080 and 00079, by Mid-Continent Coal and Coke Company.

Pollutant	Actual Emissions (tons/year)
PM	21
PM-10	-
SO ₂	-
VOC	-
CO	-
NO _x	-
HAP (specify)	-

County Attainment Status

The source is located in Porter County.

Pollutant	Status
PM 2.5	Nonattainment
PM-10	Attainment
SO ₂	Attainment
NO ₂	Attainment
1-hour Ozone	Severe nonattainment
8-hour Ozone	Moderate nonattainment
CO	Attainment
Lead	Attainment

- (a) 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.
- (1) 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 NOx threshold for nonattainment new source review. Therefore, VOC emissions alone are considered when evaluating the rule applicability relating to the 1-hour ozone standards. Porter County has been designated as nonattainment in Indiana for the 1-hour ozone standard. Therefore, VOC emissions were reviewed pursuant to the requirements for Emission Offset, 326 IAC 2-3. See the State Rule Applicability - Entire Source section.
- (2) VOC and NOx 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 NOx emissions were reviewed pursuant to the requirements for nonattainment new source review.
- (b) Porter County has been classified as nonattainment in Indiana for the 8-hour ozone standard. Therefore, these emissions were reviewed pursuant to the requirements for Emission Offset, 326 IAC 2-3. See the State Rule Applicability - Entire Source section.
- (c) U.S. EPA, in 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 law suit 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 violation of the Clean Air Act, the OAQ is following the U.S. EPA's guidance to regulate PM10 emissions as surrogate for PM 2.5 emissions pursuant to the Nonattainment New Source Review requirements. See the State Rule Applicability - Entire Source section.
- (d) Fugitive Emissions
Since this type of operation is one of the twenty-eight (28) listed source categories under 326 IAC 2-2, the fugitive emissions are counted toward determination of PSD and Emission Offset applicability.

Part 70 Permit Conditions

Mid-Continent Coal and Coke is subject to the requirements of 326 IAC 2-7, pursuant to which the Permittee has to meet the following:

- (a) Emission limitations and standards, including those operational requirements and limitations that assure compliance with all applicable requirements at the time of issuance of Part 70 permits.
- (b) Monitoring and related record keeping requirements which assume that all reasonable information is provided to evaluate continuous compliance with the applicable requirements.

Federal Rule Applicability - Mid-Continent Coal and Coke Company

Permit Reviewer: Melissa Groch

- (a) There are no New Source Performance Standards (NSPS)(326 IAC 12 and 40 CFR Part 60) requirements included in the permit for any of the screening operations.
- (b) These screening operations process metallurgical coke only. Coke does not meet the definition of "nonmetallic mineral" in 40 CFR 60.671. Therefore, the New Source Performance Standards (NSPS) for Nonmetallic Mineral Processing Plants (40 CFR 60.670-676, Subpart OOO) requirements are not included in the permit for any of the screening operations.
- (c) There are no National Emission Standards for Hazardous Air Pollutants (NESHAPs)(326 IAC 14 and 40 CFR Part 63) requirements included in the permit for any of the screening operations.
- (d) The owner or operator of Mid-Continent Coal and Coke shall submit a CAM (Compliance Assurance Monitoring) plan as part of their Part 70 Operating Permit renewal application. Prior to the renewal, if the owner or operator submits an application for a significant permit revision, they shall also submit a CAM plan with respect to those pollutant-specific emissions units for which the proposed permit revision is applicable. As determined in the approval for the Sump Plant (127-22026-00108), the requirements of 40 CFR Part 64 (CAM) are not applicable to any of the Sump Plant units.

State Rule Applicability - Entire Source

326 IAC 2-2 (Prevention of Significant Deterioration) and 326 IAC 2-3 (Emission Offset)

Mid-Continent Coal and Coke is a contractor for ISGBH, LLC, and is considered one source due to contractual control. Since this source is one of the 28 listed source categories, it is a major source under 326 IAC 2-2 (PSD) and 326 IAC 2-3 (Emission Offset).

The MCCC metallurgical screening plant and the MCCC materials screening plant (1150 East Boundary Road) were each constructed in 1968 before the applicability date of 326 IAC 2-2 (PSD).

The MCCC coke screening plant was constructed in 2001 and received a source modification (127-16021-05222) on May 12, 2003. This approval contains conditions to make 326 IAC 2-2 (PSD) and 326 IAC 2-3 (Emission Offset) not applicable.

The MCCC Sump Plant received approval in December 2005. This approval contains conditions to make 326 IAC 2-2 (PSD) and 326 IAC 2-3 (Emission Offset) not applicable.

326 IAC 2-4.1 (Major Sources of Hazardous Air Pollutants (HAP))

The operation of these coke screening operations will emit less than 10 tons per year of a single HAP or 25 tons per year of a combination of HAPs, therefore, 326 IAC 2-4.1 is not included in this Part 70 operating permit.

326 IAC 2-6 (Emission Reporting)

Since this source is required to have an operating permit under 326 IAC 2-7, Part 70 Permit Program, this source is subject to 326 IAC 2-6 (Emission Reporting). The source also has potential to emit greater than or equal to 2500 tons per year of sulfur dioxide; therefore, an emission statement covering the previous calendar year must be submitted by July 1 annually. The emission statement shall contain, at a minimum, the information specified in 326 IAC 2-6-4.

Since the four plants are considered one source with ISG Burns Harbor, LLC, MCCC is required to submit an annual emission statement, for the actual emissions from the three operations, by July 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 forty percent (40%) 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 6-4 (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 6-4-2(4) is not federally enforceable.

State Rule Applicability - Mid-Continent Coal and Coke Company (4 Individual Plants)

Plant 1; U.S. Highway 12, Burns Harbor, Indiana 46304

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

Pursuant to 326 IAC 6-3-2 (Particulate Emission Limitations for Manufacturing Processes), the particulate emissions from Plant 1 shall be limited to less than 44.58 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:

$$E = 55.0 P^{0.11} - 40 \quad \text{where } E = \text{rate of emission in pounds per hour and} \\ P = \text{process weight rate in tons per hour}$$

Plant 2; U.S. Highway 12, Burns Harbor, Indiana 46304

PSD and Emission Offset Minor Limits (326 IAC 2-2) (326 IAC 2-3)

Pursuant to Minor Source Modification 127-16021-05222, issued May 12, 2003:

- (a) The Permittee shall limit the diesel fuel usage by the coke screening operation to no greater than 80 kilo gallons per 12 consecutive month period with compliance determined at the end of each month. This limit is equivalent to NOx emissions of 24.8 tons per year. This limitation limits NOx emissions from the coke screening operation to less than 40 tons per year.
- (b) The Permittee shall limit the throughput of coke to the coke screening operation to less than 99,390 tons per 12 consecutive month period with compliance determined at the end of each month. This is equivalent to PM emissions of 14.91 tons per year and PM10 emissions of 9.94 tons per year. This limit is structured such that, when including the fugitive emissions and the limited emissions from the combustion of diesel fuel, PM emissions from the coke screening operation are less than 25 tons per year and PM10 emissions from the coke screening operation are less than 15 tons per year.

Compliance with these limitations renders the requirements of 326 IAC 2-2 (PSD) and 326 IAC 2-3 (Emission Offset) not applicable.

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

Pursuant 326 IAC 6-3-2 (Particulate Emission Limitations for Manufacturing Processes), the particulate emissions from Plant 2 shall be limited to less than 44.58 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:

$$E = 55.0 P^{0.11} - 40 \quad \text{where } E = \text{rate of emission in pounds per hour and} \\ P = \text{process weight rate in tons per hour}$$

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

Plant 2 is subject to the requirements of 326 IAC 6-5 (Fugitive Particulate Matter Emission Limitations) because at the time it was permitted, it was 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 May 20, 2002. This plan indicates that the fugitive emissions will be controlled by spraying the unpaved roads with water on an as-needed basis.

Sump Plant; U.S. Highway 12, Burns Harbor, Indiana 46304

326 IAC 2-2 and 326 IAC 2-3 (PSD and Emission Offset Minor Limits)

Pursuant to Minor Source Modification 127-22026-00108, issued December 30, 2005:

- (a) The PM and PM10 emission rates shall not exceed the following:

Emission Unit	PM	PM10
Fugitives	0.19 (lbs/tons of coal)	0.10 (lbs/tons of coal)
Front End Loader	0.39 (lbs/hr)	0.39 (lbs/hr)

- (b) The Permittee shall limit the throughput of coke to the mobile screening unit to less than 243,000 tons per 12 consecutive month period with compliance determined at the end of each month.

Compliance with these limitations renders the requirements of 326 IAC 2-2 (PSD) and 326 IAC 2-3 (Emission Offset) not applicable.

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

Pursuant to Minor Source Modification 127-22026-00108, issued December 30, 2005, and 326 IAC 6-3-2 (Particulate Emission Limitations for Manufacturing Processes), the particulate emissions from the Sump Plant shall be limited to less than 46.29 pounds per hour when operating at a process weight rate of 60 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:

$$E = 55.0 P^{0.11} - 40 \quad \text{where } E = \text{rate of emission in pounds per hour and} \\ P = \text{process weight rate in tons per hour}$$

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

Pursuant to Minor Source Modification 127-22026-00108, issued December 30, 2005, the Sump Plant 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 21, 2005. This plan indicates that the fugitive emissions will be controlled by spraying the unpaved roads with water on an as-needed basis.

Plant 3; 1150 East Boundary Road, Portage, Indiana 46368

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

Pursuant to 326 IAC 6-3-2 (Particulate Emission Limitations for Manufacturing Processes), the allowable particulate emission rate from Plant 3 shall not exceed 34.3 pounds per hour when operating at a process weight rate of 23.8 tons per hour. The pounds per hour limitation was calculated using the following equation:

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

$$E = 4.10 P^{0.67} \quad \text{where } E = \text{rate of emission in pounds per hour; and} \\ P = \text{process weight rate in tons per hour}$$

Compliance Requirements

Permits issued under 326 IAC 2-7 are required to ensure that sources can demonstrate compliance with applicable state and federal rules on a more or less continuous basis. All state and federal rules contain compliance provisions, however, these provisions do not always fulfill the requirement for a more or less 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 requirements are divided into two sections: Compliance Determination Requirements and Compliance Monitoring Requirements.

Compliance Determination Requirements in Section D of the permit are those conditions that are found more or less directly within state and federal rules and the violation of which serves as grounds for enforcement action. If these conditions are not sufficient to demonstrate continuous compliance, they will be supplemented with

Compliance Monitoring Requirements, also 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 monitoring requirements applicable to these operations are as follows:

Visible emissions notations of the emission points at Plant 1, the Sump Plant, and Plant 3 shall be performed once per day during normal daylight operations. A trained employee will record whether emissions are normal or abnormal. 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. 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. 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. If abnormal emissions are observed, the Permittee shall take reasonable response 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.

This monitoring condition is necessary because these plants must operate properly to ensure compliance with 326 IAC 2-2 (PSD), 326 IAC 2-3 (Emission Offset), and 326 IAC 6-3-2 (Particulate Emission Limitations for Manufacturing Processes).

Conclusion

The operation of these coke fines screening plants shall be subject to the conditions of the attached proposed Part 70 Operating Permit T127-7634-00108.

- (a) The PM and PM10 emission rates shall not exceed the following:

Emission Unit	PM	PM10
Fugitives	0.19 (lbs/tons of coal)	0.10 (lbs/tons of coal)
Front End Loader	0.39 (lbs/hr)	0.39 (lbs/hr)

- (b) The Permittee shall limit the throughput of coke to the mobile screening unit to less than 243,000 tons per 12 consecutive month period with compliance determined at the end of each month.

Compliance with these limitations renders the requirements of 326 IAC 2-2 (PSD) and 326 IAC 2-3 (Emission Offset) not applicable.

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

Pursuant to Minor Source Modification 127-22026-00108, issued December 30, 2005, and 326 IAC 6-3-2 (Particulate Emission Limitations for Manufacturing Processes), the particulate emissions from the Sump Plant shall be limited to less than 46.29 pounds per hour when operating at a process weight rate of 60 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:

$$E = 55.0 P^{0.11} - 40 \quad \text{where } E = \text{rate of emission in pounds per hour and} \\ P = \text{process weight rate in tons per hour}$$

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

Pursuant to Minor Source Modification 127-22026-00108, issued December 30, 2005, the Sump Plant 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 21, 2005. This plan indicates that the fugitive emissions will be controlled by spraying the unpaved roads with water on an as-needed basis.

Plant 3; 1150 East Boundary Road, Portage, Indiana 46368

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

Pursuant to 326 IAC 6-3-2 (Particulate Emission Limitations for Manufacturing Processes), the allowable particulate emission rate from Plant 3 shall not exceed 34.3 pounds per hour when operating at a process weight rate of 23.8 tons per hour. The pounds per hour limitation was calculated using the following equation:

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

$$E = 4.10 P^{0.67} \quad \text{where } E = \text{rate of emission in pounds per hour; and} \\ P = \text{process weight rate in tons per hour}$$

Compliance Requirements

Permits issued under 326 IAC 2-7 are required to ensure that sources can demonstrate compliance with applicable state and federal rules on a more or less continuous basis. All state and federal rules contain compliance provisions, however, these provisions do not always fulfill the requirement for a more or less 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 requirements are divided into two sections: Compliance Determination Requirements and Compliance Monitoring Requirements.

Compliance Determination Requirements in Section D of the permit are those conditions that are found more or less directly within state and federal rules and the violation of which serves as grounds for enforcement action. If these conditions are not sufficient to demonstrate continuous compliance, they will be supplemented with

Compliance Monitoring Requirements, also 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 monitoring requirements applicable to these operations are as follows:

Visible emissions notations of the emission points at Plant 1, the Sump Plant, and Plant 3 shall be performed once per day during normal daylight operations. A trained employee will record whether emissions are normal or abnormal. 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. 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. 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. If abnormal emissions are observed, the Permittee shall take reasonable response 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.

This monitoring condition is necessary because these plants must operate properly to ensure compliance with 326 IAC 2-2 (PSD), 326 IAC 2-3 (Emission Offset), and 326 IAC 6-3-2 (Particulate Emission Limitations for Manufacturing Processes).

Conclusion

The operation of these coke fines screening plants shall be subject to the conditions of the attached proposed Part 70 Operating Permit T127-7634-00108.