



Roberts, Daniel P <daniel.p.roberts@wv.gov>

Re: Classified Ad# 1324508 Confirmation

1 message

Roberts, Daniel P <daniel.p.roberts@wv.gov>
To: "Mink, Stephanie R" <stephanie.r.mink@wv.gov>

Tue, Dec 28, 2021 at 12:29 PM

Thanks!

On Tue, Dec 28, 2021 at 12:23 PM Mink, Stephanie R <stephanie.r.mink@wv.gov> wrote:
If you happen to be online here's the proof for your ad, we are confirmed for 12/30.

Thanks
Stephanie

----- Forwarded message -----
From: <classified@theet.com>
Date: Tue, Dec 28, 2021 at 12:19 PM
Subject: Classified Ad# 1324508 Confirmation
To: <Stephanie.R.Mink@wv.gov>



P.O. Box 2000
Clarksburg, WV 26302
Phone: 304-626-1420
Fax: 304-622-3629
Classified@theet.com

Advertising Invoice

**DEPT OF ENVIRONMENTAL PROTECT
601 57TH ST SE
CHARLESTON, WV 25304**

**Acct#:5114
Ad#:1324508
Phone#:304-926-0499
Date:12/28/2021**

**Salesperson: RACHEAL PLAUGHER
536.00**

Classification: Legal Ads

Ad Size: 1.0 x

Advertisement Information:

Description	Start	Stop	Ins.	Cost/Day	Total
Classified Exponent	12/30/2021	12/30/2021	1	69.68	69.68
Affidavit Fee	-	-	-	-	3.00

Payment Information:

Date:	Order#	Type
12/28/2021	1324508	BILLED ACCOUNT

Total Amount: 72.68

Amount Due: 72.68

Attention: Please return the top portion of this invoice with your payment including account and ad number.

Ad Copy

NOTICE OF COMMENT PERIOD FOR DRAFT/PROPOSED OPERATING PERMIT RENEWAL

Title V of the Federal Clean Air Act and the state Air Pollution Control Act requires that all major sources and certain minor sources have a permit to operate which states all requirements (e.g. emission limitations, monitoring requirements, etc.) established by regulations promulgated under the aforementioned programs. The Division of Air Quality (DAQ) has determined that the draft/proposed permit renewal referenced herein meets this requirement.

The DAQ is providing notice to the general public of its preliminary determination to issue an operating permit renewal to the following company for operation of the referenced wet wash coal preparation plant: Harrison County Coal Resources, Inc. Harrison County Mine Preparation Plant

Plant ID No.: 033-00018
372 Robinson Mine Road
Shinnston, WV 26431

This notice solicits comments from the public and affected state(s) concerning the above preliminary determination and provides an opportunity for such parties to review the basis for the proposed approval and the "draft" permit renewal. This notice also solicits comments from the U.S. EPA concerning the same preliminary determination and provides an opportunity for the U.S. EPA to concurrently review the basis for the proposed approval as a "proposed" permit.

All written comments submitted by the public and affected state(s) pursuant to this notice must be received by the DAQ within thirty (30) days of the date of publication of this notice. Under concurrent review, written comments submitted by the U.S. EPA must be received by the DAQ within forty-five (45) days from the date of publication of this notice or from the date the U.S. EPA receives this draft/proposed permit renewal, whichever is later. In the event the 30th/45th day is a Saturday, Sunday, or legal holiday, the comment period will be extended until 5:00 p.m. on the following regularly scheduled business day. The public shall have 135 days from the date of publication of this notice to file petitions for concurrently reviewed permits. Upon notice by the U.S. EPA to the DAQ, prior to the end of the 45 day notice period, the U.S. EPA may choose to hold the 30 day comment period on the draft permit and the 45 day comment period on the proposed permit sequentially. During the public comment period any interested person may submit written comments on the draft permit and, if no public hearing has been scheduled, may request a public hearing. A request for a public hearing shall be in writing and shall state the nature of the issues proposed to be raised in the hearing. The Director of the DAQ shall grant such a request for a hearing if she concludes that a public hearing is appropriate. Any public hearing shall be held in the general area in which the facility is located, after 30 days notice is given. The DAQ

after 30 day notice is given. The DAQ will consider all written comments prior to final action on the permit. Copies of the Permit Application, DAQ Fact Sheet, and Draft/Proposed Permit Renewal may be downloaded from the DAQ's web site at: <https://dep.wv.gov/daq/permitting/titlevpermits/Pages/default.aspx>. Comments and questions concerning this matter should be addressed to:

WV Department of Environmental Protection
Division of Air Quality
601 57th Street SE
Charleston, WV 25304
Contact: Dan Roberts
(304) 926-0499 ext.: 41902



Roberts, Daniel P <daniel.p.roberts@wv.gov>

Re: Publication of Class I Legal Ad for the WV Division of Air Quality

1 message

Roberts, Daniel P <daniel.p.roberts@wv.gov>
To: "Mink, Stephanie R" <stephanie.r.mink@wv.gov>

Tue, Dec 28, 2021 at 12:02 PM

Stephanie,

Hey! Hope you had a Merry Christmas! Thanks for setting this up to go to notice. I will get the IPR file together and put it in the folder this afternoon and send you a note when it's done.

Thanks again!
Dan

On Mon, Dec 27, 2021 at 3:23 PM Mink, Stephanie R <stephanie.r.mink@wv.gov> wrote:

Hi Dan,

Hope you're checking in. I'm waiting for a confirmation from the newspaper but I'm getting everything else ready. If you have anything to add to the IPR for this permit please let me know as soon as you can so I can forward it to the webmaster to be published. The link for the folder is here:

G:\Shared drives\DEP AQ Permitting\AQ Permitting\TITLEV\IPR Files\R30-03300018-2021

Have a Happy New Year!

Thank you

Stephanie

On Wed, Dec 22, 2021 at 2:38 PM Roberts, Daniel P <daniel.p.roberts@wv.gov> wrote:

Stephanie,

Hey. Carrie has given me permission to go to notice on draft permit renewal R30-03300018 for Harrison County Coal Resources, Inc.'s Harrison County Mine Preparation Plant. I have attached the draft permit (clean and with changes noted versions), fact sheet, notice of comment period and Title V facility information table. Please schedule the publication on the earliest date possible.

Let me know if you need any additional information.

Thanks!
Dan



Roberts, Daniel P <daniel.p.roberts@wv.gov>

Fwd: Publication of Class I Legal Ad for the WV Division of Air Quality

1 message

Mink, Stephanie R <stephanie.r.mink@wv.gov>
To: Legals Theet <legals@theet.com>
Cc: Daniel P Roberts <daniel.p.roberts@wv.gov>

Tue, Dec 28, 2021 at 10:47 AM

I wanted to follow up with the email I sent yesterday requesting the publication of the legal notice below on December 30. Could someone please let me know if this will be possible or will we need to publish on another day? I will be here all day today and tomorrow (12/29) and need to know something as soon as possible so that I can proceed on my end.

Thank you
Stephanie Mink

----- Forwarded message -----

From: **Mink, Stephanie R** <stephanie.r.mink@wv.gov>
Date: Mon, Dec 27, 2021 at 12:55 PM
Subject: Publication of Class I Legal Ad for the WV Division of Air Quality
To: Legals Theet <legals@theet.com>
Cc: Daniel P Roberts <daniel.p.roberts@wv.gov>

Please publish the information below as a Class I legal advertisement (one time only) in the Thursday, December 30, 2021 issue of *TheExponent-Telegram*. Please let me know that this has been received and will be published as requested. If the notice must publish on a different day please advise us of the earliest available publication date prior to printing. Thank you.

Send the invoice for payment and affidavit of publication to:

Stephanie Mink

Stephanie.R.Mink@wv.gov **

WV Department of Environmental Protection

DIVISION OF AIR QUALITY

601- 57th Street

Charleston, WV 25304

****To expedite payments for legal notices we are asking that all invoices and affidavits be emailed to the requestor. Any invoices which are mailed to the office are subject to delays due to limited staff being available to sort mail. Thank you for your assistance.****

NOTICE OF COMMENT PERIOD FOR DRAFT/PROPOSED OPERATING PERMIT RENEWAL

Title V of the Federal Clean Air Act and the state Air Pollution Control Act requires that all major sources and certain minor sources have a permit to operate which states all requirements (e.g. emission limitations, monitoring requirements, etc.) established by regulations promulgated under the aforementioned programs. The Division of Air Quality (DAQ) has determined that the draft/proposed permit renewal referenced herein meets this requirement.

The DAQ is providing notice to the general public of its preliminary determination to issue an operating permit renewal to the following company for operation of the referenced wet wash coal preparation plant:

Harrison County Coal Resources, Inc.
Harrison County Mine Preparation Plant
Plant ID No.: 033-00018
372 Robinson Mine Road
Shinnston, WV 26431

This notice solicits comments from the public and affected state(s) concerning the above preliminary determination and provides an opportunity for such parties to review the basis for the proposed approval and the "draft" permit renewal. This notice also solicits comments from the U.S. EPA concerning the same preliminary determination and provides an opportunity for the U.S. EPA to concurrently review the basis for the proposed approval as a "proposed" permit.

All written comments submitted by the public and affected state(s) pursuant to this notice must be received by the DAQ within thirty (30) days of the date of publication of this notice. Under concurrent review, written comments submitted by the U.S. EPA must be received by the DAQ within forty-five (45) days from the date of publication of this notice or from the date the U.S. EPA receives this draft/proposed permit renewal, whichever is later. In the event the 30th/45th day is a Saturday, Sunday, or legal holiday, the comment period will be extended until 5:00 p.m. on the following regularly scheduled business day. The public shall have 135 days from the date of publication of this notice to file petitions for concurrently reviewed permits. Upon notice by the U.S. EPA to the DAQ, prior to the end of the 45 day notice period, the U.S. EPA may choose to hold the 30 day comment period on the draft permit and the 45 day comment period on the proposed permit sequentially. During the public comment period any interested person may submit written comments on the draft permit and, if no public hearing has been scheduled, may request a public hearing. A request for a public hearing shall be in writing and shall state the nature of the issues proposed to be raised in the hearing. The Director of the DAQ shall grant such a request for a hearing if she concludes that a public hearing is appropriate. Any public hearing shall be held in the general area in which the facility is located, after 30 day notice is given. The DAQ will consider all written comments prior to final action on the permit.

Copies of the Permit Application, DAQ Fact Sheet, and Draft/Proposed Permit Renewal may be downloaded from the DAQ's web site at: <https://dep.wv.gov/daq/permitting/titlevpermits/Pages/default.aspx>.

Comments and questions concerning this matter should be addressed to:

WV Department of Environmental Protection
Division of Air Quality
601 57th Street SE
Charleston, WV 25304
Contact: Dan Roberts
(304) 926-0499 ext.: 41902



Roberts, Daniel P <daniel.p.roberts@wv.gov>

Re: Publication of Class I Legal Ad for the WV Division of Air Quality

1 message

Mink, Stephanie R <stephanie.r.mink@wv.gov>
To: "Roberts, Daniel P" <daniel.p.roberts@wv.gov>

Mon, Dec 27, 2021 at 3:22 PM

Hi Dan,

Hope you're checking in. I'm waiting for a confirmation from the newspaper but I'm getting everything else ready. If you have anything to add to the IPR for this permit please let me know as soon as you can so I can forward it to the webmaster to be published. The link for the folder is here:

G:\Shared drives\DEP AQ Permitting\AQ Permitting\TITLEV\IPR Files\R30-03300018-2021

Have a Happy New Year!

Thank you

Stephanie

On Wed, Dec 22, 2021 at 2:38 PM Roberts, Daniel P <daniel.p.roberts@wv.gov> wrote:

Stephanie,

Hey. Carrie has given me permission to go to notice on draft permit renewal R30-03300018 for Harrison County Coal Resources, Inc.'s Harrison County Mine Preparation Plant. I have attached the draft permit (clean and with changes noted versions), fact sheet, notice of comment period and Title V facility information table. Please schedule the publication on the earliest date possible.

Let me know if you need any additional information.

Thanks!
Dan



Roberts, Daniel P <daniel.p.roberts@wv.gov>

Re: Harrison County Coal Resources, Inc. - Harrison County Mine Preparation Plant - Renewal Application R30-03300018-2022

1 message

Roberts, Daniel P <daniel.p.roberts@wv.gov>

Fri, Dec 24, 2021 at 11:12 AM

To: "Betcher, Kim" <kimbetcher@acnrinc.com>

Cc: "Mike Burr <mburr@trinityconsultants.com>" <mburr@trinityconsultants.com>, "McCumbers, Carrie" <Carrie.McCumbers@wv.gov>, "Reynolds, Justin" <justinreynolds@acnrinc.com>, "Smith, Justin" <jsmith@acnrinc.com>

Hey. I forgot to mention that there appears to be an error on page 82 in Attachment I in Table 1. Potential-to-Emit (PTE) Summary. In the last row, the Total emissions for PM, PM10 and PM2.5 were much higher than what was approved with permit R30-03300018-2016 MM01. All of the emissions were matching up except for the Piles row, which do not match the emissions calculations performed on page 90. It appears that there is an error in how the calculated emissions were translated to the summary table on page 82. Also, the last column is a duplicate labeled PM2.5.

In summary, I used the facility PTE that was listed in the existing permit and which matched the actual calculations, but differs from the summary table. I'm not sure if the applicable section of the application will need to be revised and maybe Carrie can advise.

Happy Holidays everyone!

Dan

On Wed, Dec 22, 2021 at 3:11 PM Betcher, Kim <kimbetcher@acnrinc.com> wrote:

Thanks, Dan. We'll review and get back to you if we have comments.

Also, Eric Barto no longer works for ACNR. I've removed Eric and added Justin Reynolds and Justin Smith to this email.

Merry Christmas!

Best Regards,

Kim

412-225-5761

From: Roberts, Daniel P <daniel.p.roberts@wv.gov>**Sent:** Wednesday, December 22, 2021 2:39 PM**To:** Betcher, Kim <kimbetcher@acnrinc.com>**Cc:** ebarto@acnrinc.com; Mike Burr <mburr@trinityconsultants.com> <mburr@trinityconsultants.com>; McCumbers, Carrie <Carrie.McCumbers@wv.gov>**Subject:** Harrison County Coal Resources, Inc. - Harrison County Mine Preparation Plant - Renewal Application R30-03300018-2022

CAUTION: This email originated from outside of ACNR. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Ms. Betcher,

I am emailing the draft permit and fact sheet that I created for the Harrison County Coal Resources, Inc. renewal application. I already sent it to Carrie McCumbers, my supervisor and incorporated her comments. Please respond and let me know if you have any comments or suggestions. In the meantime, I will continue preparing everything else required to go to notice on this draft permit.

Sincerely,

Dan Roberts

WV Department of Environmental Protection

Division of Air Quality

Title V Permitting Section

(304) 926-0499 ext. 41902

Daniel.p.roberts@wv.gov



Roberts, Daniel P <daniel.p.roberts@wv.gov>

RE: Harrison County Coal Resources, Inc. - Harrison County Mine Preparation Plant - Renewal Application R30-03300018-2022

1 message

Betcher, Kim <kimbetcher@acnrinc.com>

Wed, Dec 22, 2021 at 3:11 PM

To: "Roberts, Daniel P" <daniel.p.roberts@wv.gov>

Cc: "Mike Burr" <mburr@trinityconsultants.com> <mburr@trinityconsultants.com>, "McCumbers, Carrie" <Carrie.McCumbers@wv.gov>, "Reynolds, Justin" <justinreynolds@acnrinc.com>, "Smith, Justin" <jsmith@acnrinc.com>

Thanks, Dan. We'll review and get back to you if we have comments.

Also, Eric Barto no longer works for ACNR. I've removed Eric and added Justin Reynolds and Justin Smith to this email.

Merry Christmas!

Best Regards,

Kim

412-225-5761

From: Roberts, Daniel P <daniel.p.roberts@wv.gov>**Sent:** Wednesday, December 22, 2021 2:39 PM**To:** Betcher, Kim <kimbetcher@acnrinc.com>**Cc:** ebarto@acnrinc.com; Mike Burr <mburr@trinityconsultants.com> <mburr@trinityconsultants.com>; McCumbers, Carrie <Carrie.McCumbers@wv.gov>**Subject:** Harrison County Coal Resources, Inc. - Harrison County Mine Preparation Plant - Renewal Application R30-03300018-2022

CAUTION: This email originated from outside of ACNR. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Ms. Betcher,

I am emailing the draft permit and fact sheet that I created for the Harrison County Coal Resources, Inc. renewal application. I already sent it to Carrie McCumbers, my supervisor and incorporated her comments. Please respond and let me know if you have any comments or suggestions. In the meantime, I will continue preparing everything else required to go to notice on this draft permit.

Sincerely,

Dan Roberts

WV Department of Environmental Protection

Division of Air Quality

Title V Permitting Section

(304) 926-0499 ext. 41902

Daniel.p.roberts@wv.gov



Roberts, Daniel P <daniel.p.roberts@wv.gov>

Undeliverable: Harrison County Coal Resources, Inc. - Harrison County Mine Preparation Plant - Renewal Application R30-03300018-2022

1 message

postmaster@acnrinc.com <postmaster@acnrinc.com>
To: daniel.p.roberts@wv.gov

Wed, Dec 22, 2021 at 2:39 PM

Delivery has failed to these recipients or groups:

ebarto@acnrinc.com

The email address you entered couldn't be found. Please check the recipient's email address and try to resend the message. If the problem continues, please contact your helpdesk.

Diagnostic information for administrators:

Generating server: MECMAIL1.coalsource.comebarto@acnrinc.com

Remote Server returned '550 5.1.1 RESOLVER.ADR.RecipNotFound; not found'

Original message headers:

Received: from MECMAIL2.coalsource.com (192.168.203.18) by MECMAIL1.coalsource.com (192.168.203.17) with Microsoft SMTP Server (TLS) id 15.0.1497.24; Wed, 22 Dec 2021 14:39:26 -0500
Received: from emailfilter.coalsource.com (192.168.1.50) by MECMAIL2.coalsource.com (192.168.203.18) with Microsoft SMTP Server (TLS) id 15.0.1497.24 via Frontend Transport; Wed, 22 Dec 2021 14:39:25 -0500
X-ASG-Debug-ID: 1640201960-0ef1991ee1531a0001-gdbdFC
Received: from esa2.hc3867-53.ipmx.com (esa2.hc3867-53.ipmx.com [68.232.137.130]) by emailfilter.coalsource.com with ESMTP id XEu0qiWWM5LQzvw3 (version=TLSv1.2 cipher=ECDHE-RSA-AES256-GCM-SHA384 bits=256 verify=NO) for <ebarto@acnrinc.com>; Wed, 22 Dec 2021 14:39:20 -0500 (EST)
X-Barracuda-Envelope-From: daniel.p.roberts@wv.gov
X-ASG-Whitelist: Sender
X-Barracuda-RBL-Trusted-Forwarder: 68.232.137.130
Received-SPF: Pass (esa2.hc3867-53.ipmx.com: domain of daniel.p.roberts@wv.gov designates 209.85.219.176 as permitted sender) identity=mailfrom; client-ip=209.85.219.176; receiver=esa2.hc3867-53.ipmx.com; envelope-from="daniel.p.roberts@wv.gov"; x-sender="daniel.p.roberts@wv.gov"; x-conformance=spf_only; x-record-type="v=spf1"; x-record-text="v=spf1 ip4:35.190.247.0/24 ip4:64.233.160.0/19 ip4:66.102.0.0/20 ip4:66.249.80.0/20 ip4:72.14.192.0/18 ip4:74.125.0.0/16 ip4:108.177.8.0/21 ip4:173.194.0.0/16 ip4:209.85.128.0/17 ip4:216.58.192.0/19 ip4:216.239.32.0/19 ~all"
Received-SPF: None (esa2.hc3867-53.ipmx.com: no sender authenticity information available from domain of postmaster@mail-yb1-f176.google.com) identity=helo; client-ip=209.85.219.176; receiver=esa2.hc3867-53.ipmx.com;

i6VSiqBdnyCj2W7DE3paLAUynvHY1oG/9vh0hd1VTq9EJS8MUB9aYEvY2VxmOx8h2uWzZBCd
2EkKQUV60XXt3s94L03GnQdvcQ7a7PYymDJt6+Abcx0+fpzXnYrzaQDvDjJmuETtGYdFLR0g
HeA8YIo+gv71LHJkn0+Dn8s4n5KnN7Z5B0yf/yGqd8QHy6DpktF7H3MMU1V/J08W4Gp4+YIj
YGR3KPrdGUyq40SrZzAXpKEbprAaSVEU1KhGSaIX1FcE3j2ZSeG1hYbyLbLpZwUtsRo8MGy3
sBVG/kADhptUapLQ1JJsGNhISHtuhUj17PTzMMT7CD4rBKKFJsF+82cEP0KAFD/bj2ei0sMY
RxA2r7+IYkJU++zK0V/d113mpjLEEvMTJhMpCnmdAo9vERK9jB3UGQy30vvbG717mUUELa4m
Rs/iw02ZupIln+k+1As0l/Dvzc9imE0kNThxCgBKXv/dfjuG45RDCXwug46NZa6Cwd5YAun
FB1YTfJQUC6tkoPwtviQLpad50AasGFfwCMEJWn6jGIax3jwcUsCisyE5Z6PGQBIbrzk0qe
sX8850Fh1klbcY1ILyL61MnT0yZauDuDGL0ucpzUoQPUEIpSmecSgJtUh0LV88ICC15PB3w
R0c3TREZiJfMph16uIv7U47N+mammj41KVfL0mqK+GFB6aQumyFhMTRB11piR10mE5C8rx71
8wkdgDHMiJnhKvUHBMP083YLAhTZMch72DdSiGItfS1KX1dIjv7Gef2H7bmXEc8h0u1GEM4F
d1J4J1eQN+j10bXKcqH7kAm01F2Q==

IronPort-Data: A9a23:NHAcM6j6zrqkGw/MmvNjY3RQX161/hkKZh0ujC45NGQN5F1Gp2Zbn
z90H3TAb73e0zGxS7oGC+jEiDNiP8CMkoMnAUI5s1ZJYkVhju/9Mu+1FGrZGkuvwqQuICuLh
e0kMYGFdJtvFieE/0f1Drn9qXQ06+mmt7HGQNXENy1tDVY+DX17zEg63eI+ieaE6vD1WgiAs
42v+5LRyQKohmN90DpIsPiI8k5j7Kv8twsU5AZuPf1A7FaGyCUEB8MwfVnPCXDyE4QLF70xS
r+Snl+wl0+1EntE5vaNy94XJWVTGuaYJFLmZgNqZpWqehNgrYk7z0M10eAQAExL4w6hp01b7
fRx87CXYjceBor3o8U3dZrX0B9TcvceoeDweSHu4KSuIyTuemp0x/R1BV030otf50B7R2ZW+
PoILTQDaQqGjv6thbW1ROhni8gk9J9TuMYUD/G5n1z3BF/EtTivYQqPF4Nse0DA7m8VDG+q2i
6AxU2E3KUYb0EUXYg5HQJ4klem0zkX+bz1V4Gzdnact5mnpHFurleK3dYCMPCNtU9ci2wq
DOZ8j/0XE1B0IzFkfffqiu12+SxxHKiBd4fGeHmqfMz2geamGUYVEZHBQbi+vfhgBSyVtLue
hUf83Nw9/A/qSRHjSRNVGdiCfSukK0AIINTLdmG0309oLU/xqBVC9DRTBZddZgudctAzMty
Bi01sn2CDYosbuZRGLb/bmR+jq5JSKSKzoMZDUJCw4M4t+lyL3f9SkjDuteLZ0JYrQZ392a6
y+NtiR5irAZGMIH1q005hfAhz+LrJrERRJsoA/wwApJhSt3P4wsPNb4uQHS5qwdctbBEQHas
SBUwJXF5rAHA8GAz2WDE0gDE0z37abeOwCB2QI/R8MtrGr18CeodIoN6jghTKsF35Vt1RrBO
Cc/7isBtMYJbBNFGJNKXr5dYijsIcLICtP/WrfZa9BDbpRwcgCcuyZqaGma3W3mjBJqm6A5U
XvwwZbzUS5LA6431We9S+wQj+Z6yC1unzKNH8mk1x+qgOTENSCbFL1YawqAYLk1s67e/V6K+
NgAPsfwXR9UDuChaHe/HeL/Q7wvBSBT6cfe950LKL7rznNaJVvdI/TVyLYoZc17kr5Z1+zU1
kqVYXJy7XwDw1HgAjw9U1dYU5LFebtIhkWwCnZ0ZAMfgyFyM06SAM43FoMvebgs/fBiyvgZU
f8JPcKYD/JfTzDj/C4YZIXm6YtsehWgiA6JNDegbT4jOYfNXQDR4Njvcx0D09S8BCy7xucw1v
rit0B+zrFArfV86SZ6NM6r3lwrh9XQHkexuF3fJpt1eMHukyIvWLi3tXtQzLsgKYUyZg2HAK
lzPRxsfrvm1T+QdQDC3Knf/97wSLQkRBtWQGLQvLy/ZXOD8jX9kYFKAb7WLGuAXm2voK/5b
7kN16m10vAKkgg6N2Vh+o0kxvhvrrMDy1I2p+hBNCyJgwODUes9eCTYtSU2ioVN2iQB60zxU
UyX59McNK2SfzSDhKwLRA6Y+7E1PcYlymU5vovd0zx+C5w+u+JUF9feRyFiSobRIeZS7jJg
dochfMqB2VTPZAGsmb1CwT+mGGI3AMUqMordYdBILMgAgmwU0bJ5bdDEcai7mBMN5FaRN6c
madj/Cf2eQEmRKZfiJjTiwW17pUi8QD4U1EnFIMKwnXkIqej6JqhEEBqW47FVoNuxM2uguM
GE0X6EZYpbnExJA3KcVceJ8S1gbVHV1g3DM9mf1/YEfoyoASWwXICowP0yA8EwY9W1HOT9f8
ZaSymvuTWysdsD3tsdZcR46965yR9Yhr1DJ1MuqQZ3UEZRq02u72PbxPWEF+kW9UJ0/2Uea/
rhh8r98NqChaHVPqKkAoXG274bFh3bLjIqrZ2Nkk8sNtm0lGaahWnsdRDZ1rpxGsH3HW+E5
+1Ge8kVDU/1hXzR9mtAW/MHcuQvXpC1uNNdIO7ndDUKvrfD92o4u5/5yHPCiT5wSb2Csyqcx
qA91d6m0jbn7ZeBszaV9KGoAoc8CDU9TFWUMNqDqY31LLpe9rE8Ga00+uH5S5zMaleE9p0n8U
D7rPpsC68QzkeyAokOwT82vNy3sQT8kfl3VmOwbm40mgeLnaK8ihStMwrXUF10+0Y8qZjhCv
e/lX0gbfq/y101ev2jxw/FtHkTSjCm4dLM/3snfdRG2kcYeMSNFDtRqF22QcPR0fN1hCsaPT
A+yN8+VZ9kueeh41nxyVhZHSRIXivGiBkvjgXvVQ/wkDxEc1UnWJori+ya2MydUcSgHP5C4A
Qjx0xqszo0A/cIcWVleXqAgW5AmSLPgcfnOm9nZuTCeD2SsxEvEoLzomAA88hnUFD+LF9iSD
ZftH001Lkvo4fCgINDxiZiJlTdHEFJGsmoQc0YjpfFHTAQYNTtTRQgaGcxeVs8fjbJ/Jzyb
SvRa0MrAiPnXDJPnX775bzeshy3A+UPPPLoLGVs8RrLNWG5A4SPBLyn/SBli5trRtF950qjI
44a32/3BTQ054NoYtst/6a/i84yk5s22Uk00Uz61sXzBTMXDrMLyGFtEWJxucrvQ5G1eKljD
ThdeIxUfK2oYRWuTps4Kha5DD1c7WY/1Wx5Bcu6I+H493z8QFW9BHo1wJ0P1Arac0LIPsft
yqySTLSvSaZ3XscvaZvsNUS6UOVNR5pNpjKREMAbVdK901V1oJBF51c9cboZJ98kD0z63uHy
lGRD4EWXSxp0nx51ryM0hku8J1sSH8KBDyhpFeh+WefyEV114CFJULCIOfHxXFY+/iLU6JwE
Gd6UaptiWd+WmBm+WmK6K9B/DRr/+1LTSbc0jEsa8eYj/1EDMHFFyQ+0490N1V/RV5KnZ8J
c6sPyEG0Nv/BEunh1i69P9A0+QPh+pfR2wr1uCX1Do2R4PY/N6qKL6Rd+fqJi5M200ecQpai
aX7NQePYT86RCELAVSJTewKGG8Igl15vppkgGgC4Tdy5uXBj8NBwsHgmFDum1+DM28aGpKV
22Iid6TDghxLlbzAvW8SH5hmmgB0e4xpEXnmGX+M1qbi/q0921yG4AfXoYi3sCuC2U1IWA7
gbvWtjttpr40zm4xf4+Fa5j6QkFziow91IGkOkQCmyfn0a/9RwlqeNkvK9sC1ANqp0EaxG4
0tsYf0ywhetz0XI/RX3JebASNWPHJjaSbSMNcwsNz2y8r6IMIhNI4Hs1RQR+8M6D1VsC9oM
D+vF6ywj81VIEQMKYSHsFzRg03DZ/Ndk/Zz5D42j1Yap2gVcu026zIGv0TnbFDdH/K1TSpt
PsThohihmrBhok4w1JszBxM1Nus9rd07GSCkCTWggxpiHyfJp2Tzk6UTE90u50i830tnWEb1
5uyKik0i+N4dsTrHnVMC+v+0wmfAkV LZQSR32uyNRYfMgbw/gJzqMyzc7uxn//D+C+wyd1dx
wrGRsEwArIAQE0xUhcMPgRy/tMnmpyjCue+Q5dHg20tmTs3mUAGw29V2NjrpZhawBM907RM5
UgUHR0kFSAvsLaY/qkr2UqGCH3Ztu9D9YJB+cH2UG1ivs57PD5hv0YdEPxgBe9V1/CIgL8e+
dKgAwgw7xI21hHh83BaAMB Ig86gTQm63aZKKbNUQRpVGA9GhpcQBs0+xMN5NZWm+B+0N/xdy
EftWnk4u4E0Ta2ck9gTvcVK3J542okT8BB1w14SuUBiitmA33XJbp1mxw7VvdSvUpH03JK7
7K3H09HXngr

IronPort-HdrOrdr: A9a23:P13EbK1BuERT5vDZTynpYgqjBLEkLtp133Aq21EZdPwaSL3+qy
n0poV86faQsLwssR4b6L090cW7IU801qQV3WByB8bBYOCoggLBR72KhrGSpgeIdReOkTK1Fp
0NT0G9MrDN5JRB4voSKTPXL+od

X-IronPort-Anti-Spam-Filtered: true
X-IronPort-AV: E=Sophos;i="5.88,227,1635220800";

d="xml"?docx'72,32,154,150,48?scan'72,32,154,150,48,32,48,72,208,150,217,154?rels'72,32,154,150,48,32,48,72,208,150,217,154?doc'72,32,154,150,48,32,48,72,208,150,217,154,32?wmf'72,32,154,150,48,32,48,72,208,150,217,154,32,154?png'72,32,154,150,48,32,48,72,208,150,217,154,32,154,150";a="13327219"

X-MGA-submission: =?us-ascii?q?MDFkQV0WqUiOy+cVxLddAr4hXT+fV+p9Yt/cVS?=?us-ascii?q?67GqYv1pFBwE9hi5ePqnM5MmVeQfL1Bwx0mKEO2rzFnhj/aGNdn6pkIF?=?us-ascii?q?Gt7N3PqfH/yyc9BARgQ0pb5ukx6GP8yNxRXX0bWR1Lmizb2IwLKKgr2q?=?us-ascii?q?ib10hQFQyDoiFD09qkR9zvAg=3D=3D?=?

Received: from mail-yb1-f176.google.com ([209.85.219.176])

by esa2.hc3867-53.ipmx.com with ESMTP/TLS/ECDHE-RSA-AES256-GCM-SHA384; 22 Dec 2021 14:39:09 -0500
Received: by mail-yb1-f176.google.com with SMTP id y68so9790146ybe.1

for <ebarto@acnrinc.com>; Wed, 22 Dec 2021 11:39:09 -0800 (PST)

X-Barracuda-RBL-IP: 209.85.219.176

X-Barracuda-Effective-Source-IP: mail-yb1-f176.google.com[209.85.219.176]

X-Barracuda-Apparent-Source-IP: 209.85.219.176

X-Barracuda-BBL-IP: 209.85.219.176

DKIM-Signature: v=1; a=rsa-sha256; c=relaxed/relaxed;

d=wv.gov; s=google;

h=mime-version:from:date:message-id:subject:to:cc;

bh=rywmbi9LPDQbK7o7SfYS6J1bZFL+OJqzM0LwF8fKp/U=;

b=XAuoh2Z2LiebfZeBosKr453dtnIgSpA6qP8NsMV+rK8vpVScbAkZUNKymjCM1ly5v4
l3U7tZbynjsR8QfSut18DVdTd3xp59r9j6mSDBNoEDUDVC0buHE6jkUwpXeRapV83rgC
ATw1AaQ3/xn9gP3H2sX4qq01q41rus9RADRDBkFEc1Bov83vtn019jflGLuLHaRbJQMh
wj6Eww54c4GYcbC6E1A5+pmp9A15bdr7tin7ot2yxRWemvLlrxbbXuU+Kj+NFme9d4aB
8511ru7ST2CnAHznYD5g0dUEUuM085KHBL8Pvdcr+ndurvdLNo3TDD6CHR7vivmg+Pk5
IahA==

X-Google-DKIM-Signature: v=1; a=rsa-sha256; c=relaxed/relaxed;

d=1e100.net; s=20210112;

h=x-gm-message-state:mime-version:from:date:message-id:subject:to:cc;

bh=rywmbi9LPDQbK7o7SfYS6J1bZFL+OJqzM0LwF8fKp/U=;

b=hy0Ix0tVzhBIWtUVV4W+UxLalgLp22IT/FCG+YpcBsItNzhGpj/kiAJ21z8oFIjQ0
07JvgpJOiyeSb6n/Zf8k4Uf330ZvE6z4dsU9swAefz1odaAzy/huJzap/JgzntwHbMqV
KuxIRytXCdMAboNODHKW8dZxt7aSG/7EVkEhAmXLawlhsd/HbH05QNo3zaYy8qIwoq7K
K4MAR0yAqjt0+9t1TiDG2Ui+rhY0hUbnYawXHa9Vqe/doQ94ETC3UUJDqNBgIn8kyN+0
R0I3hf7WuQz2jyh77wfxgZrn2LmhAEQpJqBX4bL06URd1kKFtCAJh2sjrZB8ufpSQg1m
0l2g==

X-Gm-Message-State: AOM5320UQZdctDfWmdDSFZHYww9P1ZceGDNB+U0iDA7WMVSBpwsDrZ8

7prarVE5WF0Nu8n1sYqmNVUiuQfja9pOHINS0wS9g==

X-Google-Smtp-Source: ABdhPJxSrZlnnsYjcZlPIwmuhH7gwgSgoBwtCIZIAmo//1diHfCfZ+A8yy66nc0qqrV4pgRMoiNiD/2/t+f0aB/RE=

X-Received: by 2002:a25:8441:: with SMTP id r1mr6471069ybm.269.1640201947329;

Wed, 22 Dec 2021 11:39:07 -0800 (PST)

MIME-Version: 1.0

From: "Roberts, Daniel P" <daniel.p.roberts@wv.gov>

Date: Wed, 22 Dec 2021 14:38:55 -0500

Message-ID: <CAEFK+Zxtsuh3sGawLGNdxtzi4Zm6ZL+okKTBs_xepbnFs9mkA@mail.gmail.com>

Subject: Harrison County Coal Resources, Inc. - Harrison County Mine

Preparation Plant - Renewal Application R30-0330018-2022

To: "Betcher, Kim" <kimbetcher@acnrinc.com>

X-ASG-Orig-Subj: Harrison County Coal Resources, Inc. - Harrison County Mine

Preparation Plant - Renewal Application R30-0330018-2022

CC: <ebarto@acnrinc.com>, "Mike Burr" <mburr@trinityconsultants.com>

<mburr@trinityconsultants.com>, "McCumbers, Carrie" <Carrie.McCumbers@wv.gov>

Content-Type: multipart/mixed; boundary="0000000000006eb1d305d3c14662"

X-Barracuda-Connect: esa2.hc3867-53.ipmx.com[68.232.137.130]

X-Barracuda-Start-Time: 1640201960

X-Barracuda-Encrypted: ECDHE-RSA-AES256-GCM-SHA384

X-Barracuda-URL: <https://192.168.1.17:443/cgi-mod/mark.cgi>

X-Barracuda-BRTS-Status: 1

X-Virus-Scanned: by bsmtpd at coalsource.com

X-Barracuda-Scan-Msg-Size: 2616

Return-Path: daniel.p.roberts@wv.gov

Original-Recipient: rfc822;ebarto@acnrinc.com

Final-Recipient: rfc822;ebarto@acnrinc.com

Action: failed

Status: 5.1.1

Diagnostic-Code: smtp;550 5.1.1 RESOLVER.ADR.RecipNotFound; not found

----- Forwarded message -----

From: "Roberts, Daniel P" <daniel.p.roberts@wv.gov>

To: "Betcher, Kim" <kimbetcher@acnrinc.com>

Cc: <ebarto@acnrinc.com>, "Mike Burr <mburr@trinityconsultants.com>" <mburr@trinityconsultants.com>, "McCumbers, Carrie" <Carrie.McCumbers@wv.gov>

Bcc:

Date: Wed, 22 Dec 2021 14:38:55 -0500

Subject: Harrison County Coal Resources, Inc. - Harrison County Mine Preparation Plant - Renewal Application R30-03300018-2022

Ms. Betcher,

I am emailing the draft permit and fact sheet that I created for the Harrison County Coal Resources, Inc. renewal application. I already sent it to Carrie McCumbers, my supervisor and incorporated her comments. Please respond and let me know if you have any comments or suggestions. In the meantime, I will continue preparing everything else required to go to notice on this draft permit.

Sincerely,

Dan Roberts

WV Department of Environmental Protection

Division of Air Quality

Title V Permitting Section

(304) 926-0499 ext. 41902

Daniel.p.roberts@wv.gov

3 attachments



R30-03300018 Title V Fact Sheet 12-22-21.doc
98K



R30-03300018 draft Title V Permit 12-22-21.docx
299K



R30-03300018 draft Title V Permit Clean 12-22-21.docx
299K

West Virginia Department of Environmental Protection

Harold D. Ward

Cabinet Secretary

Permit to Operate



Pursuant to

Title V

of the Clean Air Act

Issued to:

Harrison County Coal Resources, Inc.

Harrison County Mine Preparation Plant

R30-03300018-2022

Laura M. Crowder

Director, Division of Air Quality

Issued: [Date of issuance] • Effective: [Equals issue date plus two weeks]
Expiration: [5 years after issuance date] • Renewal Application Due: [6 months prior to expiration]

Permit Number: **R30-03300018-2022**
Permittee: **Harrison County Coal Resources, Inc.**
Facility Name: **Harrison County Mine Preparation Plant**
Permittee Mailing Address: **46226 National Road W, St. Clairsville, OH 43950**

This permit is issued in accordance with the West Virginia Air Pollution Control Act (West Virginia Code §§ 22-5-1 et seq.) and 45CSR30 — Requirements for Operating Permits. The permittee identified at the above-referenced facility is authorized to operate the stationary sources of air pollutants identified herein in accordance with all terms and conditions of this permit.

Facility Location:	Shinnston, Harrison County, West Virginia
Facility Mailing Address:	372 Robinson Mine Road, Shinnston, WV
Telephone Number:	(740) 338-3100
Type of Business Entity:	Corporation
Facility Description:	Wet Wash Coal Preparation Plant
SIC Codes:	1222
UTM Coordinates:	554.82 km Easting • 4361.54 km Northing • Zone 17

Permit Writer: Dan Roberts

Any person whose interest may be affected, including, but not necessarily limited to, the applicant and any person who participated in the public comment process, by a permit issued, modified or denied by the Secretary may appeal such action of the Secretary to the Air Quality Board pursuant to article one [§§ 22B-1-1 et seq.], Chapter 22B of the Code of West Virginia. West Virginia Code §22-5-14.

Issuance of this Title V Operating Permit does not supersede or invalidate any existing permits under 45CSR13, 14 or 19, although all applicable requirements from such permits governing the facility's operation and compliance have been incorporated into the Title V Operating Permit.

Table of Contents

1.0. Emission Units and Active R13, R14, and R19 Permits..... 3

2.0. General Conditions..... 7

3.0. Facility-Wide Requirements and Permit Shield.....16

Source-specific Requirements

4.0. Source-Specific Requirements [Refuse Disposal area].....22

5.0. Source-Specific Requirements.....24

Appendix A&B- Recordkeeping Forms

1.0 Emission Units and Active R13, R14, and R19 Permits

1.1 Emission Units

Source ID	Emission Point ID	Equipment Description	Design Capacity		Date of Construction/Modification ¹	Control Device ID	Control Device ²
			TPH	TPY			
Raw Coal from Deep Mine Circuit							
MB1	E-MB1 (TP1)	Mine Portal Belt	5,000	15,768,000	C 2005	NA	FE
MB2	E-MB2 (TP2)	Silo Feed Belt	5,000	15,768,000	C 2005	NA	FE
MB3	E-MB3 (TP3)	Silo Transfer Belt	5,000	15,768,000	C 2005	NA	FE
RCS2	E-RCS2 (TP4)	Raw Coal Storage Silo 2 - 10,000 capacity	-----	15,768,000 combined	C 2005	NA	FE
RCS3	E-RCS3 (TP5)	Raw Coal Storage Silo 3 - 10,000 ton capacity	-----		C 2005	NA	FE
MB4	E-MB4 (TP6)	Silo Reclaim Belt	4,000	15,768,000	C 2005	NA	FE
MB5	E-MB5 (TP7)	Overland Mine Belt 1	4,000	15,768,000	C 2005	NA	FE
MB6	E-MB6 (TP8)	Overland Mine Belt 2	4,000	15,768,000	C 2005	NA	FE
A1	A003	Conveyor and Transfer Point	4,000	15,768,000	C 1994	DA003	FE
A2	A005	Conveyor and Transfer Point	4,000	15,768,000	C 1994	DA005	FE
A006	A006, A007	Scalping Screen A1 (rotary breaker building) and Transfer Points	4,000	15,768,000	C 1994	DA005	FE
A006A	A006A, A007A, A010	Rotary Breaker A1 (rotary breaker building) and Transfer Points (drop to A008, drop to rock bin, drop to pan)	1,000	3,942,000	C 1994	DA005, DA008	FE
010A	010A, A011	Rock Bin 1 - 100 ton capacity - and transfer point	-----	175,200	C 1994	DA008, D033	FE
A3A	A007A	Conveyor and Transfer Point	4,000	15,768,000	C 1994	DA005A	FE
A3	003B, A009	Conveyor and Transfer Point	4,000	15,768,000	C 1994	D004	FE
Raw Coal from Minecar/Truck Dump Building Circuit							
037 ³	037, 037A, 038, 039, 040, 041	Clean/Raw Coal Stockpile 2 - 240,000 ton capacity (wind erosion, grading, pan load-in, pan reclaim, truck load-in, endloader loadout)	-----	10,512,000	C 1968	N/A	MC
001 ³	001,001C	Rotary Dump and Truck Dump	1,200	100,000	C 1968	D001	PE
001A ³	001A	Scalping Screen 1	1,200	100,000	C 1968	D002	FE
001B ³	001B	Crusher 1	1,200	100,000	C 1968	D002	FE
C1 ³ (002)	002A, 003B	Conveyor and Transfer Points (raw coal to silo or conveyor)	1,200	100,000	C 1968	D004	FE
003 ³	003A	Raw Coal Silo 1 - 6,000 ton capacity	-----	15,768,000	C 1968	D005	FE
C2 (004)	005	Conveyor and Transfer Point (raw coal to stockpile)	4,000	10,000,000	C 1994	D006	FE

Source ID	Emission Point ID	Equipment Description	Design Capacity		Date of Construction/ Modification ¹	Control Device ID	Control Device ²
			TPH	TPY			
006	006, 012, 006A, 042, 043	Raw Coal Stockpile 1 - 750,000 ton capacity (wind erosion, pan reclaim, grading, truck load-in, pan load-in)	-----	10,000,000	M 2015 C 1968	D011	ST, UC
C3, C4	007, 009	Conveyors (2) and Transfer Points (plant feed)	2,800	15,768,000	C 2002	D007, D009	FE, PE(TP-007)
Prep Plant and Clean Coal Circuit							
060	010C	Preparation Plant (raw & wet)	2,800	15,768,000	C 2002	D060, D040, D041	MC, EM, ES
D040 ³	P003	Exhaust Fan and Dust Collector 1; removes PM from prep plant	N/A	N/A	C 1968	N/A	N/A
D041 ³	P003	Scrubber; removes PM from prep plant	N/A	N/A	C 1968	N/A	N/A
C16	061	Conveyor and Transfer Point	1,800	15,768,000	C 2002	D061	FE
C17	62	Conveyor and Transfer Point	1,800	15,768,000	C 2002	D062	FE
C18	063	Conveyor and Transfer Point	1,800	15,768,000	C 2002	D063	FE
017 ³	017A	Clean Coal Silo 1 - 10,000 ton capacity	-----	15,768,000	C 1968	D016	FE
C19	064	Conveyor and Transfer Point	1,800	15,768,000	C 2002	D064	FE
069	065	Clean Coal Silo - 25,000 ton capacity	4,000	15,768,000	C 2002	D065	FE
C20	066	Conveyor and Transfer Point	4,000	15,768,000	C 2002	D066	FE
C7A	067	Conveyor and Transfer Point	4,000	15,768,000	C 2002	D067	FE
C7	019, 021A	Conveyor and Transfer Points (clean coal to rail loadout or by-pass)	4,000	15,768,000	C 2002	D018	FE
SC1	STP2	Sample System Feed Conveyor	5	43,800	C 2002	NA	FE
CR1	STP3	Sample System Pulverizer	5	43,800	C 2002	NA	FE
SC2	STP4	Sample System Return Conveyor	5	43,800	C 2002	NA	FE
020 ³	021	Railroad Loadout 1 - 100 ton capacity	4,000	15,768,000	C 1968	D019	FE, TC
C8 ³	023	Conveyor and Transfer Point (rail loadout by-pass belt)	1,200	10,512,000	C 1968	D023	PE(conveyor), FE (TP)
C9 ³	024A	Conveyor and Transfer Point (initial belt in power plant feed)	1,300	11,388,000	C 1968	D042	PE, EM
D042 ³	P002	Exhaust Fan 2 and Dust Collector 2; removes PM from transfer point	N/A	N/A	C 1968	N/A	N/A
C10 ³	N/A	Conveyor and Transfer Point (second belt in power plant feed)	1,300	11,388,000	C 1968	N/A	FE
032	032, 033, 032A, 033A, 035, 036	Clean Coal Stockpile 1 - 40,000 ton capacity (wind erosion, reclaim to conveyor, grading, dozer to reclaim, truck load-in, pan load-in)	-----	8,760,000	C 1968	D028, D033	UC, MC
C12 (034)	034A	Conveyor and Transfer Point (clean coal destock feeder)	1,200	10,512,000	C 1968	D023	PE(conveyor), FE (TP)
Refuse Circuit							

Source ID	Emission Point ID	Equipment Description	Design Capacity		Date of Construction/Modification ¹	Control Device ID	Control Device ²
			TPH	TPY			
C21	068	Conveyor and Transfer Point (2010 - increased the maximum hourly throughput from 500 TPH to 800 TPH)	800	4,380,000	M 2010 C 2002	D068	FE
C11 (026)	027	Conveyor and Transfer Point (refuse) (2010 - increased the maximum hourly throughput from 500 TPH to 800 TPH)	800	4,380,000	M 2010 C 1981	D027	FE
C11A (026A)	C11A	Refuse Conveyor and Transfer Point (2010 - increased the maximum hourly throughput from 500 TPH to 800 TPH)	800	4,380,000	M 2010 C 1981	D027A	FE
028	029, 030	Refuse Bin 1 - 100 ton capacity - and Transfer Points (2010 - increased the maximum hourly throughput from 500 TPH to 800 TPH)	-----	4,380,000 ³	M 2010 C 1981	N/A	FE
C11B	C11B	Refuse Conveyor and Transfer Point (2010 - increased the maximum hourly throughput from 500 TPH to 800 TPH)	800	4,380,000	M 2010 C 1981	N/A	FE
RB2	RTP3	Refuse Bin 2 - 300 ton capacity - and Transfer Points (2010 - increased the maximum hourly throughput from 500 TPH to 800 TPH)	-----	4,380,000 ³	M 2010 C 1981	N/A	FE
C13	RTP7	Refuse Conveyor	800	4,380,000	C 2018	NA	FE
RB4	RTP8	Refuse Bin 3 – 300 ton capacity – and Transfer Points	-----	4,380,000 ⁴	C 2018	NA	PE
C11C	C11C	Refuse Conveyor	800	4,380,000	C 2010	NA	PE
RB3	RB3	Refuse Bin 3 - 300 ton capacity - and Transfer Points	-----	4,380,000 ³	C 2010	NA	FE
Miscellaneous							
031 ³	031, 031A	Refuse Disposal Area 1(wind erosion, grading)	-----	-----	C 1968	D033	WT
048A ³	048A	Lime Storage Silo 1 - 50 ton capacity			C 1971	N/A	FE
048B ³	048B	Lime Storage Silo 2 - 50 ton capacity			C 1971	N/A	FE
047 ³	047	Rock Dust Bin 1 - 50 ton capacity			C 1968	N/A	FE
052A-F	052A-F	Haulroads	N/A	N/A	N/A	D033	WT

¹ In accordance with 40 CFR 60 Subpart Y, coal processing and conveying equipment, coal storage systems, and coal transfer and loading systems constructed, reconstructed, or modified on or before April 28, 2008 shall not discharge gases which exhibit 20 percent opacity or greater. Coal processing and conveying equipment, coal storage systems, and coal transfer and loading systems constructed, reconstructed, or modified after April 28, 2008 shall not discharge gases which exhibit 10 percent opacity or greater. For open storage piles constructed, reconstructed, or modified after May 27, 2009, the permittee shall prepare and operate in accordance with a fugitive coal dust emissions control plan that is appropriate for site conditions.

² FE - Full Enclosure; PE - Partial Enclosure; ST - Stacking Tube; WS - Water Sprays; N - None.

³ These pieces of equipment are considered grand-fathered since they were constructed before June 1, 1974 for 45CSR13 and October 24, 1974 for 40 CFR 60 Subpart Y and have not been modified since then.

- ⁴ The maximum annual throughput for 028, RB2, RB3 and RB4 combined shall not exceed 4,380,000 TPY. (This is for informational purposes, not an applicable requirement)

1.1 Active R13, R14, and R19 Permits

The underlying authority for any conditions from R13, R14, and/or R19 permits contained in this operating permit is cited using the original permit number (e.g. R13-1234). The current applicable version of such permit(s) is listed below.

Permit Number	Date of Issuance
R13-2306F	May 14, 2018

2.0 General Conditions

2.1 Definitions

- 2.1.1. All references to the "West Virginia Air Pollution Control Act" or the "Air Pollution Control Act" mean those provisions contained in W.Va. Code §§ 22-5-1 to 22-5-18.
- 2.1.2. The "Clean Air Act" means those provisions contained in 42 U.S.C. §§ 7401 to 7671q, and regulations promulgated thereunder.
- 2.1.3. "Secretary" means the Secretary of the Department of Environmental Protection or such other person to whom the Secretary has delegated authority or duties pursuant to W.Va. Code §§ 22-1-6 or 22-1-8 (45CSR§30-2.12.). The Director of the Division of Air Quality is the Secretary's designated representative for the purposes of this permit.
- 2.1.4. Unless otherwise specified in a permit condition or underlying rule or regulation, all references to a "rolling yearly total" shall mean the sum of the monthly data, values or parameters being measured, monitored, or recorded, at any given time for the previous twelve (12) consecutive calendar months.

2.2 Acronyms

CAAA	Clean Air Act Amendments	NSPS	New Source Performance Standards
CBI	Confidential Business Information	PM	Particulate Matter
CEM	Continuous Emission Monitor	PM₁₀	Particulate Matter less than 10µm in diameter
CES	Certified Emission Statement	pph	Pounds per Hour
C.F.R. or CFR	Code of Federal Regulations	ppm	Parts per Million
CO	Carbon Monoxide	PSD	Prevention of Significant Deterioration
C.S.R. or CSR	Codes of State Rules	psi	Pounds per Square Inch
DAQ	Division of Air Quality	SIC	Standard Industrial Classification
DEP	Department of Environmental Protection	SIP	State Implementation Plan
FOIA	Freedom of Information Act	SO₂	Sulfur Dioxide
HAP	Hazardous Air Pollutant	TAP	Toxic Air Pollutant
HON	Hazardous Organic NESHAP	TPY	Tons per Year
HP	Horsepower	TRS	Total Reduced Sulfur
lbs/hr or lb/hr	Pounds per Hour	TSP	Total Suspended Particulate
LDAR	Leak Detection and Repair	USEPA	United States Environmental Protection Agency
m	Thousand	UTM	Universal Transverse Mercator
MACT	Maximum Achievable Control Technology	VEE	Visual Emissions Evaluation
mm	Million	VOC	Volatile Organic Compounds
mmBtu/hr	Million British Thermal Units per Hour		
mmft³/hr or mmcf/hr	Million Cubic Feet Burned per Hour		
NA or N/A	Not Applicable		
NAAQS	National Ambient Air Quality Standards		
NESHAPS	National Emissions Standards for Hazardous Air Pollutants		
NO_x	Nitrogen Oxides		

2.3. Permit Expiration and Renewal

- 2.3.1. Permit duration. This permit is issued for a fixed term of five (5) years and shall expire on the date specified on the cover of this permit, except as provided in 45CSR§30-6.3.b. and 45CSR§30-6.3.c.
[45CSR§30-5.1.b.]
- 2.3.2. A permit renewal application is timely if it is submitted at least six (6) months prior to the date of permit expiration.
[45CSR§30-4.1.a.3.]
- 2.3.3. Permit expiration terminates the source's right to operate unless a timely and complete renewal application has been submitted consistent with 45CSR§30-6.2. and 45CSR§30-4.1.a.3.
[45CSR§30-6.3.b.]
- 2.3.4. If the Secretary fails to take final action to deny or approve a timely and complete permit application before the end of the term of the previous permit, the permit shall not expire until the renewal permit has been issued or denied, and any permit shield granted for the permit shall continue in effect during that time.
[45CSR§30-6.3.c.]

2.4. Permit Actions

- 2.4.1. This permit may be modified, revoked, reopened and reissued, or terminated for cause. The filing of a request by the permittee for a permit modification, revocation and reissuance, or termination, or of a notification of planned changes or anticipated noncompliance does not stay any permit condition.
[45CSR§30-5.1.f.3.]

2.5. Reopening for Cause

- 2.5.1. This permit shall be reopened and revised under any of the following circumstances:
 - a. Additional applicable requirements under the Clean Air Act or the Secretary's legislative rules become applicable to a major source with a remaining permit term of three (3) or more years. Such a reopening shall be completed not later than eighteen (18) months after promulgation of the applicable requirement. No such reopening is required if the effective date of the requirement is later than the date on which the permit is due to expire, unless the original permit or any of its terms and conditions has been extended pursuant to 45CSR§§30-6.6.a.1.A. or B.
 - b. Additional requirements (including excess emissions requirements) become applicable to an affected source under Title IV of the Clean Air Act (Acid Deposition Control) or other legislative rules of the Secretary. Upon approval by U.S. EPA, excess emissions offset plans shall be incorporated into the permit.
 - c. The Secretary or U.S. EPA determines that the permit contains a material mistake or that inaccurate statements were made in establishing the emissions standards or other terms or conditions of the permit.
 - d. The Secretary or U.S. EPA determines that the permit must be revised or revoked and reissued to assure compliance with the applicable requirements.

[45CSR§30-6.6.a.]

2.6. Administrative Permit Amendments

- 2.6.1. The permittee may request an administrative permit amendment as defined in and according to the procedures specified in 45CSR§30-6.4.
[45CSR§30-6.4.]

2.7. Minor Permit Modifications

- 2.7.1. The permittee may request a minor permit modification as defined in and according to the procedures specified in 45CSR§30-6.5.a.
[45CSR§30-6.5.a.]

2.8. Significant Permit Modification

- 2.8.1. The permittee may request a significant permit modification, in accordance with 45CSR§30-6.5.b., for permit modifications that do not qualify for minor permit modifications or as administrative amendments.
[45CSR§30-6.5.b.]

2.9. Emissions Trading

- 2.9.1. No permit revision shall be required, under any approved economic incentives, marketable permits, emissions trading, and other similar programs or processes for changes that are provided for in the permit and that are in accordance with all applicable requirements.
[45CSR§30-5.1.h.]

2.10. Off-Permit Changes

- 2.10.1. Except as provided below, a facility may make any change in its operations or emissions that is not addressed nor prohibited in its permit and which is not considered to be construction nor modification under any rule promulgated by the Secretary without obtaining an amendment or modification of its permit. Such changes shall be subject to the following requirements and restrictions:
- a. The change must meet all applicable requirements and may not violate any existing permit term or condition.
 - b. The permittee must provide a written notice of the change to the Secretary and to U.S. EPA within two (2) business days following the date of the change. Such written notice shall describe each such change, including the date, any change in emissions, pollutants emitted, and any applicable requirement that would apply as a result of the change.
 - c. The change shall not qualify for the permit shield.
 - d. The permittee shall keep records describing all changes made at the source that result in emissions of regulated air pollutants, but not otherwise regulated under the permit, and the emissions resulting from those changes.
 - e. No permittee may make any change subject to any requirement under Title IV of the Clean Air Act (Acid Deposition Control) pursuant to the provisions of 45CSR§30-5.9.

- f. No permittee may make any changes which would require preconstruction review under any provision of Title I of the Clean Air Act (including 45CSR14 and 45CSR19) pursuant to the provisions of 45CSR§30-5.9.

[45CSR§30-5.9.]

2.11. Operational Flexibility

- 2.11.1. The permittee may make changes within the facility as provided by § 502(b)(10) of the Clean Air Act. Such operational flexibility shall be provided in the permit in conformance with the permit application and applicable requirements. No such changes shall be a modification under any rule or any provision of Title I of the Clean Air Act (including 45CSR14 and 45CSR19) promulgated by the Secretary in accordance with Title I of the Clean Air Act and the change shall not result in a level of emissions exceeding the emissions allowable under the permit.

[45CSR§30-5.8]

- 2.11.2. Before making a change under 45CSR§30-5.8., the permittee shall provide advance written notice to the Secretary and to U.S. EPA, describing the change to be made, the date on which the change will occur, any changes in emissions, and any permit terms and conditions that are affected. The permittee shall thereafter maintain a copy of the notice with the permit, and the Secretary shall place a copy with the permit in the public file. The written notice shall be provided to the Secretary and U.S. EPA at least seven (7) days prior to the date that the change is to be made, except that this period may be shortened or eliminated as necessary for a change that must be implemented more quickly to address unanticipated conditions posing a significant health, safety, or environmental hazard. If less than seven (7) days notice is provided because of a need to respond more quickly to such unanticipated conditions, the permittee shall provide notice to the Secretary and U.S. EPA as soon as possible after learning of the need to make the change.

[45CSR§30-5.8.a.]

- 2.11.3. The permit shield shall not apply to changes made under 45CSR§30-5.8., except those provided for in 45CSR§30-5.8.d. However, the protection of the permit shield will continue to apply to operations and emissions that are not affected by the change, provided that the permittee complies with the terms and conditions of the permit applicable to such operations and emissions. The permit shield may be reinstated for emissions and operations affected by the change:

- a. If subsequent changes cause the facility's operations and emissions to revert to those authorized in the permit and the permittee resumes compliance with the terms and conditions of the permit, or
- b. If the permittee obtains final approval of a significant modification to the permit to incorporate the change in the permit.

[45CSR§30-5.8.c.]

- 2.11.4. "Section 502(b)(10) changes" are changes that contravene an express permit term. Such changes do not include changes that would violate applicable requirements or contravene enforceable permit terms and conditions that are monitoring (including test methods), recordkeeping, reporting, or compliance certification requirements.

[45CSR§30-2.39]

2.12. Reasonably Anticipated Operating Scenarios

- 2.12.1. The following are terms and conditions for reasonably anticipated operating scenarios identified in this permit.
- a. Contemporaneously with making a change from one operating scenario to another, the permittee shall record in a log at the permitted facility a record of the scenario under which it is operating and to document the change in reports submitted pursuant to the terms of this permit and 45CSR30.
 - b. The permit shield shall extend to all terms and conditions under each such operating scenario; and
 - c. The terms and conditions of each such alternative scenario shall meet all applicable requirements and the requirements of 45CSR30.

[45CSR§30-5.1.i.]

2.13. Duty to Comply

- 2.13.1. The permittee must comply with all conditions of this permit. Any permit noncompliance constitutes a violation of the West Virginia Code and the Clean Air Act and is grounds for enforcement action by the Secretary or USEPA; for permit termination, revocation and reissuance, or modification; or for denial of a permit renewal application.

[45CSR§30-5.1.f.1.]

2.14. Inspection and Entry

- 2.14.1. The permittee shall allow any authorized representative of the Secretary, upon the presentation of credentials and other documents as may be required by law, to perform the following:
- a. At all reasonable times (including all times in which the facility is in operation) enter upon the permittee's premises where a source is located or emissions related activity is conducted, or where records must be kept under the conditions of this permit;
 - b. Have access to and copy, at reasonable times, any records that must be kept under the conditions of this permit;
 - c. Inspect at reasonable times (including all times in which the facility is in operation) any facilities, equipment (including monitoring and air pollution control equipment), practices, or operations regulated or required under the permit;
 - d. Sample or monitor at reasonable times substances or parameters to determine compliance with the permit or applicable requirements or ascertain the amounts and types of air pollutants discharged.

[45CSR§30-5.3.b.]

2.15. Schedule of Compliance

- 2.15.1. For sources subject to a compliance schedule, certified progress reports shall be submitted consistent with the applicable schedule of compliance set forth in this permit and 45CSR§30-4.3.h., but at least every six (6) months, and no greater than once a month, and shall include the following:
- a. Dates for achieving the activities, milestones, or compliance required in the schedule of compliance, and dates when such activities, milestones or compliance were achieved; and
 - b. An explanation of why any dates in the schedule of compliance were not or will not be met, and any preventative or corrective measure adopted.

[45CSR§30-5.3.d.]

2.16. Need to Halt or Reduce Activity not a Defense

- 2.16.1. It shall not be a defense for a 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. However, nothing in this paragraph shall be construed as precluding consideration of a need to halt or reduce activity as a mitigating factor in determining penalties for noncompliance if the health, safety, or environmental impacts of halting or reducing operations would be more serious than the impacts of continued operations.

[45CSR§30-5.1.f.2.]

2.17. Emergency

- 2.17.1. An "emergency" means any situation arising from sudden and reasonably unforeseeable events beyond the control of the source, including acts of God, which situation requires immediate corrective action to restore normal operation, and that causes the source to exceed a technology-based emission limitation under the permit, due to unavoidable increases in emissions attributable to the emergency. An emergency shall not include noncompliance to the extent caused by improperly designed equipment, lack of preventative maintenance, careless or improper operation, or operator error.

[45CSR§30-5.7.a.]

- 2.17.2. Effect of any emergency. An emergency constitutes an affirmative defense to an action brought for noncompliance with such technology-based emission limitations if the conditions of 45CSR§30-5.7.c. are met.

[45CSR§30-5.7.b.]

- 2.17.3. The affirmative defense of emergency shall be demonstrated through properly signed, contemporaneous operating logs, or other relevant evidence that:

- a. An emergency occurred and that the permittee can identify the cause(s) of the emergency;
- b. The permitted facility was at the time being properly operated;
- c. During the period of the emergency the permittee took all reasonable steps to minimize levels of emissions that exceeded the emission standards, or other requirements in the permit; and

- d. Subject to the requirements of 45CSR§30-5.1.c.3.C.1, the permittee submitted notice of the emergency to the Secretary within one (1) working day of the time when emission limitations were exceeded due to the emergency and made a request for variance, and as applicable rules provide. This notice, report, and variance request fulfills the requirement of 45CSR§30-5.1.c.3.B. This notice must contain a detailed description of the emergency, any steps taken to mitigate emissions, and corrective actions taken.

[45CSR§30-5.7.c.]

- 2.17.4. In any enforcement proceeding, the permittee seeking to establish the occurrence of an emergency has the burden of proof.

[45CSR§30-5.7.d.]

- 2.17.5. This provision is in addition to any emergency or upset provision contained in any applicable requirement.

[45CSR§30-5.7.e.]

2.18. Federally-Enforceable Requirements

- 2.18.1. All terms and conditions in this permit, including any provisions designed to limit a source's potential to emit and excepting those provisions that are specifically designated in the permit as "State-enforceable only", are enforceable by the Secretary, USEPA, and citizens under the Clean Air Act.

[45CSR§30-5.2.a.]

- 2.18.2. Those provisions specifically designated in the permit as "State-enforceable only" shall become "Federally-enforceable" requirements upon SIP approval by the USEPA.

2.19. Duty to Provide Information

- 2.19.1. The permittee shall furnish to the Secretary within a reasonable time any information the Secretary may request in writing to determine whether cause exists for modifying, revoking and reissuing, or terminating the permit or to determine compliance with the permit. Upon request, the permittee shall also furnish to the Secretary copies of records required to be kept by the permittee. For information claimed to be confidential, the permittee shall furnish such records to the Secretary along with a claim of confidentiality in accordance with 45CSR31. If confidential information is to be sent to USEPA, the permittee shall directly provide such information to USEPA along with a claim of confidentiality in accordance with 40 C.F.R. Part 2.

[45CSR§30-5.1.f.5.]

2.20. Duty to Supplement and Correct Information

- 2.20.1. Upon becoming aware of a failure to submit any relevant facts or a submittal of incorrect information in any permit application, the permittee shall promptly submit to the Secretary such supplemental facts or corrected information.

[45CSR§30-4.2.]

2.21. Permit Shield

2.21.1. Compliance with the conditions of this permit shall be deemed compliance with any applicable requirements as of the date of permit issuance provided that such applicable requirements are included and are specifically identified in this permit or the Secretary has determined that other requirements specifically identified are not applicable to the source and this permit includes such a determination or a concise summary thereof.

[45CSR§30-5.6.a.]

2.21.2. Nothing in this permit shall alter or affect the following:

- a. The liability of an owner or operator of a source for any violation of applicable requirements prior to or at the time of permit issuance; or
- b. The applicable requirements of the Code of West Virginia and Title IV of the Clean Air Act (Acid Deposition Control), consistent with § 408 (a) of the Clean Air Act.
- c. The authority of the Administrator of U.S. EPA to require information under § 114 of the Clean Air Act or to issue emergency orders under § 303 of the Clean Air Act.

[45CSR§30-5.6.c.]

2.22. Credible Evidence

2.22.1. Nothing in this permit shall alter or affect the ability of any person to establish compliance with, or a violation of, any applicable requirement through the use of credible evidence to the extent authorized by law. Nothing in this permit shall be construed to waive any defenses otherwise available to the permittee including but not limited to any challenge to the credible evidence rule in the context of any future proceeding.

[45CSR§30-5.3.e.3.B. and 45CSR38]

2.23. Severability

2.23.1. The provisions of this permit are severable. If any provision of this permit, or the application of any provision of this permit to any circumstance is held invalid by a court of competent jurisdiction, the remaining permit terms and conditions or their application to other circumstances shall remain in full force and effect.

[45CSR§30-5.1.e.]

2.24. Property Rights

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

[45CSR§30-5.1.f.4]

2.25. Acid Deposition Control

2.25.1. Emissions shall not exceed any allowances that the source lawfully holds under Title IV of the Clean Air Act (Acid Deposition Control) or rules of the Secretary promulgated thereunder.

- a. No permit revision shall be required for increases in emissions that are authorized by allowances acquired pursuant to the acid deposition control program, provided that such increases do not require a permit revision under any other applicable requirement.

- b. No limit shall be placed on the number of allowances held by the source. The source may not, however, use allowances as a defense to noncompliance with any other applicable requirement.
- c. Any such allowance shall be accounted for according to the procedures established in rules promulgated under Title IV of the Clean Air Act.

[45CSR§30-5.1.d.]

- 2.25.2. Where applicable requirements of the Clean Air Act are more stringent than any applicable requirement of regulations promulgated under Title IV of the Clean Air Act (Acid Deposition Control), both provisions shall be incorporated into the permit and shall be enforceable by the Secretary and U. S. EPA.

[45CSR§30-5.1.a.2.]

3.0 Facility-Wide Requirements

3.1 Limitations and Standards

- 3.1.1. **Open burning.** The open burning of refuse by any person is prohibited except as noted in 45CSR§6-3.1. [45CSR§6-3.1.]
- 3.1.2. **Open burning exemptions.** The exemptions listed in 45CSR§6-3.1 are subject to the following stipulation: Upon notification by the Secretary, no person shall cause or allow any form of open burning during existing or predicted periods of atmospheric stagnation. Notification shall be made by such means as the Secretary may deem necessary and feasible. [45CSR§6-3.2.]
- 3.1.3. **Asbestos.** The permittee is responsible for thoroughly inspecting the facility, or part of the facility, prior to commencement of demolition or renovation for the presence of asbestos and complying with 40 C.F.R. § 61.145, 40 C.F.R. § 61.148, and 40 C.F.R. § 61.150. The permittee, owner, or operator must notify the Secretary at least ten (10) working days prior to the commencement of any asbestos removal on the forms prescribed by the Secretary if the permittee is subject to the notification requirements of 40 C.F.R. § 61.145(b)(3)(i). The USEPA, the Division of Waste Management and the Bureau for Public Health - Environmental Health require a copy of this notice to be sent to them. [40 C.F.R. §61.145(b) and 45CSR34]
- 3.1.4. **Odor.** No person shall cause, suffer, allow or permit the discharge of air pollutants which cause or contribute to an objectionable odor at any location occupied by the public. [45CSR§4-3.1 State-Enforceable only.]
- 3.1.5. **Standby plan for reducing emissions.** When requested by the Secretary, the permittee shall prepare standby plans for reducing the emissions of air pollutants in accordance with the objectives set forth in Tables I, II, and III of 45CSR11. [45CSR§11-5.2]
- 3.1.6. **Emission inventory.** The permittee is responsible for submitting, on an annual basis, an emission inventory in accordance with the submittal requirements of the Division of Air Quality. [W.Va. Code § 22-5-4(a)(14)]
- 3.1.7. **Ozone-depleting substances.** For those facilities performing maintenance, service, repair or disposal of appliances, the permittee shall comply with the standards for recycling and emissions reduction pursuant to 40 C.F.R. Part 82, Subpart F, except as provided for Motor Vehicle Air Conditioners (MVACs) in Subpart B:
- a. Persons opening appliances for maintenance, service, repair, or disposal must comply with the prohibitions and required practices pursuant to 40 C.F.R. §§ 82.154 and 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 C.F.R. § 82.158.

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

[40 C.F.R. 82, Subpart F]

- 3.1.8. **Risk Management Plan.** Should this stationary source, as defined in 40 C.F.R. § 68.3, become subject to Part 68, then the owner or operator shall submit a risk management plan (RMP) by the date specified in 40 C.F.R. § 68.10 and shall certify compliance with the requirements of Part 68 as part of the annual compliance certification as required by 40 C.F.R. Part 70 or 71.

[40 C.F.R. 68]

3.2. Monitoring Requirements

- 3.2.1. None

3.3. Testing Requirements

- 3.3.1. **Stack testing.** As per provisions set forth in this permit or as otherwise required by the Secretary, in accordance with the West Virginia Code, underlying regulations, permits and orders, the permittee shall conduct test(s) to determine compliance with the emission limitations set forth in this permit and/or established or set forth in underlying documents. The Secretary, or his duly authorized representative, may at his option witness or conduct such test(s). Should the Secretary exercise his option to conduct such test(s), the operator shall provide all necessary sampling connections and sampling ports to be located in such manner as the Secretary may require, power for test equipment and the required safety equipment, such as scaffolding, railings and ladders, to comply with generally accepted good safety practices. Such tests shall be conducted in accordance with the methods and procedures set forth in this permit or as otherwise approved or specified by the Secretary in accordance with the following:
 - a. The Secretary may on a source-specific basis approve or specify additional testing or alternative testing to the test methods specified in the permit for demonstrating compliance with 40 C.F.R. Parts 60, 61, and 63, if applicable, in accordance with the Secretary's delegated authority and any established equivalency determination methods which are applicable.
 - b. The Secretary may on a source-specific basis approve or specify additional testing or alternative testing to the test methods specified in the permit for demonstrating compliance with applicable requirements which do not involve federal delegation. In specifying or approving such alternative testing to the test methods, the Secretary, to the extent possible, shall utilize the same equivalency criteria as would be used in approving such changes under Section 3.3.1.a. of this permit.
 - c. All periodic tests to determine mass emission limits from or air pollutant concentrations in discharge stacks and such other tests as specified in this permit shall be conducted in accordance with an approved test protocol. Unless previously approved, such protocols shall be submitted to the Secretary in writing at least thirty (30) days prior to any testing and shall contain the information set forth by the Secretary. In addition, the permittee shall notify the Secretary at least fifteen (15) days prior to any testing so the Secretary may have the opportunity to observe such tests. This notification shall include the actual date and time during which the test will be conducted and, if appropriate, verification that the tests will fully conform to a referenced protocol previously approved by the Secretary.
 - d. The permittee shall submit a report of the results of the stack test within 60 days of completion of the

test. The test report shall provide the information necessary to document the objectives of the test and to determine whether proper procedures were used to accomplish these objectives. The report shall include the following: the certification described in paragraph 3.5.1; a statement of compliance status, also signed by a responsible official; and, a summary of conditions which form the basis for the compliance status evaluation. The summary of conditions shall include the following:

1. The permit or rule evaluated, with the citation number and language.
2. The result of the test for each permit or rule condition.
3. A statement of compliance or non-compliance with each permit or rule condition.

[WV Code §§ 22-5-4(a)(14-15) and 45CSR13]

3.3.2. At such reasonable times as the Director may designate, the owner or operator of a coal preparation plant may be required to conduct or have conducted stack tests to determine the dust loading in exhaust gases and mass emission rates of particulate matter. All tests to determine compliance with exhaust gas dust concentrations and particulate matter mass emission rates shall be conducted in accordance with Methods 1-5 of 40 CFR Part 60, Appendix A provided that all compliance tests must consist of not less than three (3) test runs, test run duration shall not be less than sixty (60) minutes, and not less than thirty (30) standard cubic feet of exhaust gas must be sampled during each test run. Should the Director exercise his option to conduct such tests, the operator will provide all necessary sampling connections and sampling ports to be located in such manner as the Director may require, power for test equipment and the required safety equipment such as scaffolding, railings, ladders, etc., to comply with generally accepted good safety practices.

[45CSR§5-12.1]

3.3.3. Any stack venting thermal dryer exhaust gases and/or air table exhaust gases or exhaust gases or air from any air pollution control device shall include straight runs of sufficient length to establish flow patterns consistent with acceptable stack sampling procedures. Flow straightening devices shall be required where cyclonic gas flow would exist in the absence of such devices.

[45CSR§5-12.6]

3.4. Recordkeeping Requirements

3.4.1. **Monitoring information.** The permittee shall keep records of monitoring information that include the following:

- a. The date, place as defined in this permit and time of sampling or measurements;
- b. The date(s) analyses were performed;
- c. The company or entity that performed the analyses;
- d. The analytical techniques or methods used;
- e. The results of the analyses; and
- f. The operating conditions existing at the time of sampling or measurement.

[45CSR§30-5.1.c.2.A., 45CSR13, R13-2306, 4.4.1]

3.4.2. **Retention of records.** The permittee shall retain records of all required monitoring data and support information for a period of at least five (5) years from the date of monitoring sample, measurement, report, application, or record creation date. Support information includes all calibration and maintenance records and all original strip-chart recordings for continuous monitoring instrumentation, and copies of all reports required by the permit. Where appropriate, records may be maintained in computerized form in lieu of the above records.

[45CSR§30-5.1.c.2.B.]

3.4.3. **Odors.** For the purposes of 45CSR4, the permittee shall maintain a record of all odor complaints received, any investigation performed in response to such a complaint, and any responsive action(s) taken.

[45CSR§30-5.1.c. State-Enforceable only.]

3.5. Reporting Requirements

3.5.1. **Responsible official.** Any application form, report, or compliance certification required by this permit to be submitted to the DAQ and/or USEPA shall contain a certification by the responsible official that states that, based on information and belief formed after reasonable inquiry, the statements and information in the document are true, accurate and complete.

[45CSR§§30-4.4. and 5.1.c.3.D.]

3.5.2. A permittee may request confidential treatment for the submission of reporting required under 45CSR§30-5.1.c.3. pursuant to the limitations and procedures of W.Va. Code § 22-5-10 and 45CSR31.

[45CSR§30-5.1.c.3.E.]

3.5.3. Except for the electronic submittal of the annual compliance certification and semi-annual monitoring reports to the DAQ and USEPA as required in 3.5.5 and 3.5.6 below, all notices, requests, demands, submissions and other communications required or permitted to be made to the Secretary of DEP and/or USEPA shall be made in writing and shall be deemed to have been duly given when delivered by hand, or mailed first class or by private carrier with postage prepaid to the address(es), or submitted in electronic format by e-mail as set forth below or to such other person or address as the Secretary of the Department of Environmental Protection may designate:

DAQ:

US EPA:

Director
WVDEP
Division of Air Quality
601 57th Street SE
Charleston, WV 25304

Section Chief
U. S. Environmental Protection Agency, Region III
Enforcement and Compliance Assurance Division
Air Section (3ED21)
1650 Arch Street
Philadelphia, PA 19103-2029

DAQ Compliance and Enforcement¹:

DEPAirQualityReports@wv.gov

¹For all self-monitoring reports (MACT, GACT, NSPS, etc.), stack tests and protocols, Notice of Compliance Status reports, Initial Notifications, etc.

- 3.5.4. **Certified emissions statement.** The permittee shall submit a certified emissions statement and pay fees on an annual basis in accordance with the submittal requirements of the Division of Air Quality.

[45CSR§30-8.]

- 3.5.5. **Compliance certification.** The permittee shall certify compliance with the conditions of this permit on the forms provided by the DAQ. In addition to the annual compliance certification, the permittee may be required to submit certifications more frequently under an applicable requirement of this permit. The annual certification shall be submitted to the DAQ and USEPA on or before March 15 of each year, and shall certify compliance for the period ending December 31. The permittee shall maintain a copy of the certification on site for five (5) years from submittal of the certification. The annual certification shall be submitted in electronic format by e-mail to the following addresses:

DAQ:

DEPAirQualityReports@wv.gov

US EPA:

R3_APD_Permits@epa.gov

[45CSR§30-5.3.e.]

- 3.5.6. **Semi-annual monitoring reports.** The permittee shall submit reports of any required monitoring on or before September 15 for the reporting period January 1 to June 30 and on or before March 15 for the reporting period July 1 to December 31. All instances of deviation from permit requirements must be clearly identified in such reports. All required reports must be certified by a responsible official consistent with 45CSR§30-4.4. The semi-annual monitoring reports shall be submitted in electronic format by e-mail to the following address:

DAQ:

DEPAirQualityReports@wv.gov

[45CSR§30-5.1.c.3.A.]

- 3.5.7. **Emergencies.** For reporting emergency situations, refer to Section 2.17 of this permit.

- 3.5.8. **Deviations.**

- a. In addition to monitoring reports required by this permit, the permittee shall promptly submit supplemental reports and notices in accordance with the following:

1. Any deviation resulting from an emergency or upset condition, as defined in 45CSR§30-5.7., shall be reported by telephone or telefax within one (1) working day of the date on which the permittee becomes aware of the deviation, if the permittee desires to assert the affirmative defense in accordance with 45CSR§30-5.7. A written report of such deviation, which shall include the probable cause of such deviations, and any corrective actions or preventative measures taken, shall be submitted and certified by a responsible official within ten (10) days of the deviation.
2. Any deviation that poses an imminent and substantial danger to public health, safety, or the environment shall be reported to the Secretary immediately by telephone or telefax. A written report of such deviation, which shall include the probable cause of such deviation, and any corrective

actions or preventative measures taken, shall be submitted by the responsible official within ten (10) days of the deviation.

3. Deviations for which more frequent reporting is required under this permit shall be reported on the more frequent basis.
4. All reports of deviations shall identify the probable cause of the deviation and any corrective actions or preventative measures taken.

[45CSR§30-5.1.c.3.C.]

- b. The permittee shall, in the reporting of deviations from permit requirements, including those attributable to upset conditions as defined in this permit, report the probable cause of such deviations and any corrective actions or preventive measures taken in accordance with any rules of the Secretary.

[45CSR§30-5.1.c.3.B.]

- 3.5.9. **New applicable requirements.** If any applicable requirement is promulgated during the term of this permit, the permittee will meet such requirements on a timely basis, or in accordance with a more detailed schedule if required by the applicable requirement.

[45CSR§30-4.3.h.1.B.]

3.6. Compliance Plan

- 3.6.1. None

3.7. Permit Shield

- 3.7.1. The permittee is hereby granted a permit shield in accordance with 45CSR§30-5.6. The permit shield applies provided the permittee operates in accordance with the information contained within this permit.
- 3.7.2. The following requirements specifically identified are not applicable to the source based on the determinations set forth below. The permit shield shall apply to the following requirements provided the conditions of the determinations are met.
 - a. None

4.0. Source-Specific Requirements [Refuse Disposal area]

4.1. Limitations and Standards

- 4.1.1. In order to prevent and control air pollution from coal refuse disposal areas, the operation of coal refuse disposal areas shall be conducted in accordance with the standards established by 45CSR§5-7. [45CSR§5-7.1.] [Refuse Disposal Area 1 (031)]
- 4.1.2. Coal refuse is not to be deposited on any coal refuse disposal area unless the coal refuse is deposited in such a manner as to minimize the possibility of ignition of the coal refuse. [45CSR§5-7.2.] [Refuse Disposal Area 1 (031)]
- 4.1.3. Coal refuse disposal areas shall not be so located with respect to mine openings, tipples, or other mine buildings, unprotected coal outcrops or steam lines that these external factors will contribute to the ignition of the coal refuse on such coal refuse disposal areas. [45CSR§5-7.3.] [Refuse Disposal Area 1 (031)]
- 4.1.4. Vegetation and combustible materials shall not be left on the ground at the site where a coal refuse pile is to be established, unless it is rendered inert before coal refuse is deposited on such site. [45CSR§5-7.4.] [Refuse Disposal Area 1 (031)]
- 4.1.5. Coal refuse shall not be dumped or deposited on a coal refuse pile known to be burning, except for the purpose of controlling the fire or where the additional coal refuse will not tend to ignite or where such dumping will not result in statutory air pollution. [45CSR§5-7.5.] [Refuse Disposal Area 1 (031)]
- 4.1.6. Materials with low ignition points used in the production or preparation of coal, including but not limited to wood, brattice cloth, waste paper, rags, oil and grease, shall not be deposited on any coal refuse disposal area or in such proximity as will reasonably contribute to the ignition of a coal refuse disposal area. [45CSR§5-7.6.] [Refuse Disposal Area 1 (031)]
- 4.1.7. Garbage, trash, household refuse, and like materials shall not be deposited on or near any coal refuse disposal area. [45CSR§5-7.7.] [Refuse Disposal Area 1 (031)]
- 4.1.8. The deliberate ignition of a coal refuse disposal area or the ignition of any materials on such an area by any person or persons is prohibited. [45CSR§5-7.8.] [Refuse Disposal Area 1 (031)]
- 4.1.9. With respect to all burning coal refuse disposal areas, the person responsible for the coal refuse disposal areas or the land on which the coal refuse disposal areas are located shall use due diligence to control air pollution from the coal refuse disposal areas. Consistent with the declaration of policy and purpose set forth in W. Va. Code §22-5-1, the Director shall determine what constitutes due diligence with respect to each such burning coal refuse disposal area. When a study of any burning coal refuse disposal area by the Director establishes that air pollution exists or may be created, the person responsible for the coal refuse disposal area or the land on which the coal refuse disposal area is located shall submit to the Director a report setting forth satisfactory methods and procedures to eliminate, prevent or reduce the air pollution. The report shall be submitted within such time as the Director shall specify. The report for the elimination, prevention or reduction of air pollution shall contain sufficient information, including, completion dates, to establish that the corrective measures can be executed with due diligence. If approved by the Director, the corrective measures and completion dates shall be embodied in a consent order issued pursuant to W. Va. Code §§ 22-5-1 et seq. If the report is not submitted as requested or if the Director determines that the methods and procedures set forth in the report

are not adequate to reasonably control the air pollution he or she shall issue an order requiring the elimination, prevention or reduction of the air pollution.

[45CSR§5-8.3.] [Refuse Disposal Area 1 (031)]

4.2. Monitoring Requirements

N/A

4.3. Testing Requirements

N/A

4.4. Recordkeeping Requirements

N/A

4.5. Reporting Requirements

N/A

4.6. Compliance Plan

N/A

5.0. Source-Specific Requirements

5.1. Limitations and Standards

- 5.1.1. Compliance with all annual throughput limits shall be determined using a 12 month rolling total. For example, a 12 month rolling total shall mean the sum of raw coal received by the facility at any given time for the previous twelve (12) consecutive calendar months.
[45CSR13, R13-2306, 4.1.2.]
- 5.1.2. **Facility Throughput Limitation.** The throughput of coal to be handled or processed through the preparation plant, Transfer Point 060, shall not exceed 2,800 tons per hour (TPH) or 15,768,000 tons per year (TPY).
[45CSR13, R13-2306, 4.1.3.]
- 5.1.3. **Fugitive Dust Control Systems Weekly Check.** The permittee shall inspect all fugitive dust control systems weekly to ensure that they are operated and maintained in conformance with their designs. The permittee shall maintain records of all scheduled and non-scheduled maintenance. Records shall be maintained on site for a period of no less than five (5) years stating any maintenance or corrective actions taken as a result of the weekly inspections, and the times the fugitive dust control system(s) are inoperable and any corrective actions taken.
[45CSR13, R13-2306, 4.1.4.]
- 5.1.4. **Dust Suppressants/Control Measures.** The permittee shall maintain daily records indicating the use of any dust suppressants or any other suitable dust control measures applied at the facility. These records shall be maintained on site for a period of no less than five (5) years.
[45CSR13, R13-2306, 4.1.5.]
- 5.1.5. **Records of Throughput and Hours of Operation.** The permittee shall maintain records of the coal throughput and the hours of operation. Compliance with the hourly throughput limit shall be demonstrated by dividing the calendar month's total throughput by the number of hours operated in the same calendar month to obtain an hourly average. By the fifteenth day of each calendar month, the permittee shall calculate the hourly averaged throughput of the previous calendar month. These records shall be maintained on site for a period of no less than five (5) years.
[45CSR13, R13-2306, 4.1.6.]
- 5.1.6. **Water Truck Requirement.** The permittee shall maintain a water truck on site and in good operating condition, and shall utilize same to apply water, or a mixture of water and an environmentally acceptable dust control additive, hereinafter referred to as solution, as often as is necessary in order to minimize the atmospheric entrainment of fugitive particulate emissions that may be generated from haulroads and other work areas where mobile equipment is used.
- The spray bar shall be equipped with commercially available spray nozzles, of sufficient size and number, so as to provide adequate coverage to the surface being treated.
- The pump delivering the water, or solution, shall be of sufficient size and capacity so as to be capable of delivering to the spray nozzle(s) an adequate quantity of water, or solution, and at a sufficient pressure.
[45CSR13, R13-2306, 4.1.7.]
- 5.1.7. **Freeze Protection Requirement.** A freeze protection plan shall be incorporated and maintained to insure all wet suppression systems remain operational at all times.
[45CSR13, R13-2306, 4.1.8.]

- 5.1.8. **Opacity Limit.** No person shall cause, suffer, allow or permit emission of particulate matter into the open air from any fugitive dust control system which is twenty percent (20%) opacity or greater.
[45CSR§5-3.4, 45CSR13, R13-2306, 4.1.9.]
- 5.1.9. **Fugitive Dust Control System.** No person shall cause, suffer, allow or permit a coal preparation plant or handling operation to operate that is not equipped with a fugitive dust control system. This system shall be operated and maintained in such a manner as to minimize the emission of particulate matter into the open air.
[45CSR§5-6.1, 45CSR13, R13-2306, 4.1.10.]
- 5.1.10. **Dust Control.** The owner or operator of a coal preparation plant or handling operation shall maintain dust control of the premises and owned, leased, or controlled access roads by paving, or other suitable measures. Good operating practices shall be observed in relation to stockpiling, car loading, breaking, screening, and general maintenance to minimize dust generation and atmospheric entrainment.
[45CSR§5-6.2, 45CSR13, R13-2306, 4.1.11.]
- 5.1.11. **Standards for Particulate Matter.** On and after the date on which the performance test is conducted or required to be completed under §60.8, whichever date comes first, an owner or operator shall not cause to be discharged into the atmosphere from any coal processing and conveying equipment, coal storage system, or coal transfer and loading system processing coal constructed, reconstructed, or modified on or before April 28, 2008, gases which exhibit 20 percent opacity or greater.
[45CSR16, 40CFR§60.254(a), 45CSR13, R13-2306, 4.1.18.]
- 5.1.12. **Standards for Particulate Matter.** On and after the date on which the performance test is conducted or required to be completed under §60.8, whichever date comes first, an owner or operator of any coal processing and conveying equipment, coal storage system, or coal transfer and loading system processing coal constructed, reconstructed, or modified after April 28, 2008, must meet the requirements in paragraphs (1) and (3) of this section. [Conveyors C21, C11, C11A, C11B, C11C and C13; Refuse Bin 1 (028); Refuse Bin 2 (RB2); Refuse Bin 3 (RB3) and Refuse Bin 4 (RB4)]
[40CFR§60.254(b)]
- (1) Except as provided in paragraph (3) of this section, the owner or operator must not cause to be discharged into the atmosphere from the affected facility any gases which exhibit 10 percent opacity or greater.
[40CFR§60.254(b)(1)]
- (3) Equipment used in the loading, unloading, and conveying operations of open storage piles are not subject to the opacity limitations of paragraph (1) of this section.
[40CFR§60.254(b)(3)]
- [45CSR16, 45CSR13, R13-2306, 4.1.19.]
- 5.1.13. **Operation and Maintenance of Air Pollution Control Equipment.** The permittee shall, to the extent practicable, install, maintain, and operate all pollution control equipment listed in Section 1.0 and associated monitoring equipment in a manner consistent with safety and good air pollution control practices for minimizing emissions, or comply with any more stringent limits set forth in this permit or as set forth by any State rule, Federal regulation, or alternative control plan approved by the Secretary.
[45CSR§13-5.11., 45CSR13, R13-2306, 4.1.13.]
- 5.1.14. At all times, including periods of startup, shutdown, and malfunction, owners and operators shall, to the extent practicable, maintain and operate any affected facility including associated air pollution control equipment in a manner consistent with good air pollution control practice for minimizing emissions.
[45CSR16, 40 CFR§60.11(d), 45CSR13, R13-2306, 4.1.17.]

- 5.1.15 The permittee shall not exceed the maximum hourly and annual throughput rates and other criteria outlined in the table in Section 1.0 Emission Units.
[45CSR13, R13-2306, 4.1.1.]
- 5.1.16 No person shall construct, modify or relocate any coal preparation plant or coal handling operation without first obtaining a permit in accordance with the provisions of W. Va. Code §22-5-1 et seq. and the Director's rules for review and permitting of new or modified sources.
[45CSR§5-10.1., 45CSR13, R13-2306, 4.1.12.]
- 5.1.17 At the time a stationary source is alleged to be in compliance with an applicable emission standard and at reasonable times to be determined by the Secretary thereafter, appropriate tests consisting of visual determinations or conventional in-stack measurements or such other tests the Secretary may specify shall be conducted to determine compliance.
[45CSR§13-6.1., 45CSR13, R13-2306, 4.1.14.]
- 5.1.18 The Secretary may suspend or revoke a permit or general permit registration if, after six (6) months from the date of issuance, the holder of the permit cannot provide the Secretary, at the Secretary's request, with written proof of a good faith effort that construction, modification, or relocation, if applicable, has commenced. Such proof shall be provided not later than thirty (30) days after the Secretary's request. If construction or modification of a stationary source is discontinued for a period of eighteen (18) months or longer, the Secretary may suspend or revoke the permit or general permit registration.
[45CSR§13-10.2., 45CSR13, R13-2306, 4.1.15.]
- 5.1.19 The Secretary may suspend or revoke a permit or general permit registration if the plans and specifications upon which the approval was based or the conditions established in the permit are not adhered to. Upon notice of the Secretary's intent to suspend, modify or revoke a permit, the permit holder may request a conference with the Secretary in accordance with the provisions of W.Va Code § 22-5-5 to show cause why the permit or general permit registration should not be suspended, modified or revoked.
[45CSR§13-10.3., 45CSR13, R13-2306, 4.1.16.]
- 5.1.20 **Fugitive Coal Dust Emission Control Plan for Subpart Y-**
The owner or operator of an open storage pile, which includes the equipment used in the loading, unloading, and conveying operations of the affected facility, constructed, reconstructed, or modified after May 27, 2009, must prepare and operate in accordance with a submitted fugitive coal dust emissions control plan that is appropriate for the site conditions as specified in paragraphs (c)(1) through (6) of this section.
- (1) The fugitive coal dust emissions control plan must identify and describe the control measures the owner or operator will use to minimize fugitive coal dust emissions from each open storage pile.
 - (2) For open coal storage piles, the fugitive coal dust emissions control plan must require that one or more of the following control measures be used to minimize to the greatest extent practicable fugitive coal dust: Locating the source inside a partial enclosure, installing and operating a water spray or fogging system, applying appropriate chemical dust suppression agents on the source (when the provisions of paragraph (c)(6) of this section are met), use of a wind barrier, compaction, or use of a vegetative cover. The owner or operator must select, for inclusion in the fugitive coal dust emissions control plan, the control measure or measures listed in this paragraph that are most appropriate for site conditions. The plan must also explain how the measure or measures selected are applicable and appropriate for site conditions. In addition, the plan must be revised as needed to reflect any changing conditions at the source.
 - (3) Any owner or operator of an affected facility that is required to have a fugitive coal dust emissions control plan may petition the Administrator to approve, for inclusion in the plan for the affected facility, alternative control measures other than those specified in paragraph (c)(2) of this section as specified in

paragraphs (c)(3)(i) through (iv) of this section.

- (i) The petition must include a description of the alternative control measures, a copy of the fugitive coal dust emissions control plan for the affected facility that includes the alternative control measures, and information sufficient for EPA to evaluate the demonstrations required by paragraph (c)(3)(ii) of this section.
 - (ii) The owner or operator must either demonstrate that the fugitive coal dust emissions control plan that includes the alternate control measures will provide equivalent overall environmental protection or demonstrate that it is either economically or technically infeasible for the affected facility to use the control measures specifically identified in paragraph (c)(2).
 - (iii) While the petition is pending, the owner or operator must comply with the fugitive coal dust emissions control plan including the alternative control measures submitted with the petition. Operation in accordance with the plan submitted with the petition shall be deemed to constitute compliance with the requirement to operate in accordance with a fugitive coal dust emissions control plan that contains one of the control measures specifically identified in paragraph (c)(2) of this section while the petition is pending.
 - (iv) If the petition is approved by the Administrator, the alternative control measures will be approved for inclusion in the fugitive coal dust emissions control plan for the affected facility. In lieu of amending this subpart, a letter will be sent to the facility describing the specific control measures approved. The facility shall make any such letters and the applicable fugitive coal dust emissions control plan available to the public. If the Administrator determines it is appropriate, the conditions and requirements of the letter can be reviewed and changed at any point.
- (4) The owner or operator must submit the fugitive coal dust emissions control plan to the Administrator or delegated authority as specified in paragraphs (c)(4)(i) and (c)(4)(ii) of this section.
- (i) The plan must be submitted to the Administrator or delegated authority prior to startup of the new, reconstructed, or modified affected facility, or 30 days after the effective date of this rule, whichever is later.
 - (ii) The plan must be revised as needed to reflect any changing conditions at the source. Such revisions must be dated and submitted to the Administrator or delegated authority before a source can operate pursuant to these revisions. The Administrator or delegated authority may also object to such revisions as specified in paragraph (c)(5) of this section.
- (5) The Administrator or delegated authority may object to the fugitive coal dust emissions control plan as specified in paragraphs (c)(5)(i) and (c)(5)(ii) of this section.
- (i) The Administrator or delegated authority may object to any fugitive coal dust emissions control plan that it has determined does not meet the requirements of paragraphs (c)(1) and (c)(2) of this section.
 - (ii) If an objection is raised, the owner or operator, within 30 days from receipt of the objection, must submit a revised fugitive coal dust emissions control plan to the Administrator or delegated authority. The owner or operator must operate in accordance with the revised fugitive coal dust emissions control plan. The Administrator or delegated authority retain the right, under paragraph (c)(5) of this section, to object to the revised control plan if it determines the plan does not meet the requirements of paragraphs (c)(1) and (c)(2) of this section.
- (6) Where appropriate chemical dust suppression agents are selected by the owner or operator as a control measure to minimize fugitive coal dust emissions, (1) only chemical dust suppressants with Occupational Safety and Health Administration (OSHA)-compliant material safety data sheets (MSDS) are to be

allowed; (2) the MSDS must be included in the fugitive coal dust emissions control plan; and (3) the owner or operator must consider and document in the fugitive coal dust emissions control plan the site-specific impacts associated with the use of such chemical dust suppressants.

[40CFR§§60.254(c) (1) through (6), 45CSR16] (006)

5.2. Monitoring Requirements

- 5.2.1. The permittee shall conduct monitoring/recordkeeping/reporting as follows for all emissions units listed in the table in Section 1.0 [Not required for stockpiles (006, 031, 032 and 037) and haulroads (037A, 006A, 031A, 032A and 052A - F)]:
- a. An initial visible emissions evaluation in accordance with 40 C.F.R. 60 Appendix A, Method 9 shall be performed within ninety (90) days of permit issuance for each emission unit with a visible emissions requirement in this permit unless such evaluation was performed within the consecutive 12-month period preceding permit issuance. This initial evaluation shall consist of three 6-minute averages during one consecutive 60 minute period. The initial evaluation shall be conducted at each emissions unit during the period of maximum expected visible emissions under unit and facility operations. A visible emissions evaluation shall be conducted for each emission unit at least once every consecutive 12-month period in accordance with 40 C.F.R. 60 Appendix A, Method 9. This annual evaluation shall consist of a minimum of 24 consecutive observations for each emission unit.
 - b. Each emissions unit with a visible emissions limit contained in this permit shall be observed visually at least once each calendar week during periods of facility operation for a sufficient time interval to determine if the unit has any visible emissions using 40 C.F.R. 60 Appendix A, Method 22. If visible emissions from any of the emissions units are observed during these weekly observations, or at any other time, that appear to exceed 50 percent of the allowable visible emission requirement for the emission unit, visible emissions evaluations in accordance with 40 C.F.R. 60 Appendix A, Method 9 shall be conducted as soon as practicable, but no later than twenty-four (24) hours from the time of the observation. A Method 9 evaluation shall not be required under permit requirement 5.2.1.b if the visible emissions condition is corrected in a timely manner; the emissions unit is operating at normal operating conditions; and, the cause and corrective measures taken are recorded.
 - c. If the initial, or any subsequent, visible emissions evaluation indicates visible emissions in excess of 50 percent of the allowable visible emissions requirement for a given emission unit, a visible emissions evaluation shall be performed for that unit at least once every consecutive 14-day period in accordance with 40 C.F.R. 60 Appendix A, Method 9. If subsequent visible emissions evaluations indicate visible emissions less than or equal to 50 percent of the allowable visible emissions requirement for the emission unit for 3 consecutive evaluation periods, the emission unit may comply with the visible emissions testing requirements of permit requirement 5.2.1.b in lieu of those established in this condition.
 - d. A record of each visible emissions observation shall be maintained, including any data required by 40 C.F.R. 60 Appendix A, Method 22 or Method 9, whichever is appropriate. The record shall include, at a minimum, the date, time, name of the emission unit, the applicable visible emissions requirement, the results of the observation, and the name of the observer.
[45CSR13, R13-2306, 4.2.1, 45CSR§30-5.1.c.]

5.3. Testing Requirements

- 5.3.1. Within 60 days after achieving the maximum production rate at which the affected facility will be operated, but not later than 180 days after initial startup of such facility, or at such other times specified by this part, the owner or operator of such facility shall conduct performance test(s) and furnish a written report of the results of such performance test(s).
[45CSR16, 40CFR§60.8(a), 45CSR13, R13-2306, 4.3.1.]

5.3.2. Compliance with opacity standards in this part shall be determined by conducting observations in accordance with Method 9 in appendix A of this part. For purposes of determining initial compliance, the minimum total time of observations shall be 3 hours (30 6-minute averages) for the performance test or other set of observations (meaning those fugitive-type emission sources subject only to an opacity standard).
[45CSR16, 40CFR§60.11(b), 45CSR13, R13-2306, 4.3.2.]

5.3.3. **Performance Tests and Other Compliance Requirements for Subpart Y - Performance Tests.** An owner or operator of each affected facility that commenced construction, reconstruction, or modification after April 28, 2008 [Conveyors C21, C11, C11A, C11B, C11C and C13; Refuse Bin 1 (028); Refuse Bin 2 (RB2); Refuse Bin 3 (RB3) and Refuse Bin 4 (RB4)], must conduct performance tests according to the requirements of §60.8 and the methods identified in §60.257 to demonstrate compliance with the applicable emission standards in Subpart Y as specified in paragraph (2) of this section.
[40CFR§60.255(b)]

(2) For each affected facility subject to an opacity standard, an initial performance test must be performed. Thereafter, a new performance test must be conducted according to the requirements in paragraphs (2)(i) and (ii) of this section, as applicable, except as provided for in 40C.F.R.§§60.255(e) and (f) of this section. Performance test and other compliance requirements for coal truck dump operations are specified in 40C.F.R.§60.255(h).

[40CFR§60.255(b)(2)]

(i) If any 6-minute average opacity reading in the most recent performance test exceeds half the applicable opacity limit, a new performance test must be conducted within 90 operating days of the date that the previous performance test was required to be completed.

[40CFR§60.255(b)(2)(i)]

(ii) If all 6-minute average opacity readings in the most recent performance are equal to or less than half the applicable opacity limit, a new performance test must be conducted within 12 calendar months of the date that the previous performance test was required to be completed.

[40CFR§60.255(b)(2)(ii)]

[45CSR16, 45CSR13, R13-2306, 4.3.4.]

5.3.4. **Performance Tests and Other Compliance Requirements for Subpart Y - Monitoring Visible Emissions or Digital Opacity Compliance System.** As an alternative to meeting the requirements in 40C.F.R.§60.255(b)(2) [see permit condition 5.3.3. above], an owner or operator of an affected facility that commenced construction, reconstruction, or modification after April 28, 2008, may elect to comply with the requirements in paragraph (1) of this section.
[40CFR§60.255(f)]

(1) Monitor visible emissions from each affected facility according to the requirements in paragraphs (1)(i) through (iii) of this section.

[40CFR§60.255(f)(1)]

(i) Conduct one daily 15-second observation each operating day for each affected facility (during normal operation) when the coal preparation and processing plant is in operation. Each observation must be recorded as either visible emissions observed or no visible emissions observed. Each observer determining the presence of visible emissions must meet the training requirements specified in §2.3 of Method 22 of appendix A-7 of this part. If visible emissions are observed during any 15-second observation, the owner or operator must adjust the operation of the affected facility and demonstrate within 24 hours that no visible emissions are observed from the affected facility. If visible emissions are observed, a Method 9, of appendix A-4 of this part, performance test must be conducted within 45 operating days.

[40CFR§60.255(f)(1)(i)]

- (ii) Conduct monthly visual observations of all processes and control equipment. If any deficiencies are observed, the necessary maintenance must be performed as expeditiously as possible.

[40CFR§60.255(f)(1)(ii)]

- (iii) Conduct a performance test using Method 9 of Appendix A-4 of this part at least once every 5 calendar years for each affected facility.

[40CFR§60.255(f)(1)(iii)]

- (2) Prepare a written site-specific monitoring plan for a digital opacity compliance system for approval by the Administration or delegated authority. The plan shall require observations of at least one digital image every 15 seconds for 10-minute periods (during normal operation) every operating day. An approvable monitoring plan must include a demonstration that the occurrences of visible emissions are not in excess of 5 percent of the observation period. For reference purposes in preparing the monitoring plan, *see* OAQPS “Determination of Visible Emission Opacity from Stationary Sources Using Computer-Based Photographic Analysis Systems.” This document is available from the U.S. Environmental Protection Agency (U.S. EPA); Office of Air Quality and Planning Standards; Sector Policies and Programs Division; Measurement Group (D243-02), Research Triangle Park, NC 27711. This document is also available on the Technology Transfer Network (TTN) under Emission Measurement Center Preliminary Methods. The monitoring plan approved by the Administrator delegated authority shall be implemented by the owner or operator.

[40CFR§60.255(f)(2)]

[45CSR16, 45CSR13, R13-2306, 4.3.6.]

- 5.3.5. **Performance Tests and Other Compliance Requirements for Subpart Y - COMS.** As an alternative to meeting the requirements in 40C.F.R. §60.255(b)(2) [*see permit condition 5.3.3. above*], an owner or operator of an affected facility that commenced construction, reconstruction, or modification after April 28, 2008, subject to a visible emissions standard under this subpart may install, operate, and maintain a continuous opacity monitoring system (COMS). Each COMS used to comply with provisions of this subpart must be installed, calibrated, maintained, and continuously operated according to the requirements in 40C.F.R. §60.255(g)(1) and (2).

[45CSR16, 40CFR§60.255(g), 45CSR13, R13-2306, 4.3.7.]

- 5.3.6. **Performance Tests and Other Compliance Requirements for Subpart Y.** If any affected coal processing and conveying equipment (e.g., breakers, crushers, screens, conveying systems), coal storage systems, or other coal transfer and loading systems that commenced construction, reconstruction, or modification after April 28, 2008, are enclosed in a building do not exceed any of the standards in §60.254 that apply to the affected facility, then the facility shall be deemed to be in compliance with such standards.

[45CSR16, 40CFR§60.255(c), 45CSR13, R13-2306, 4.3.5.]

- 5.3.7. **Test Methods and Procedures for Subpart Y.** The owner or operator must determine compliance with the applicable opacity standards as specified in paragraphs (1) through (3) of this section.

[40CFR§60.257(a)]

- (1) Method 9 of Appendix A-4 of this part and the procedures in §60.11 must be used to determine opacity, with the exceptions specified in paragraphs 5.3.7(1)(i) and (ii).

[40CFR§60.257(a)(1)]

- (i) The duration of the Method 9 of Appendix A-4 of this part performance test shall be 1 hour (ten 6-minute averages).

[40CFR§60.257(a)(1)(i)]

(ii) If, during the initial 30 minutes of the observation of a Method 9 of Appendix A-4 of this part performance test, all of the 6-minute average opacity readings are less than or equal to half the applicable opacity limit, then the observation period may be reduced from 1 hour to 30 minutes.

[40CFR§60.257(a)(1)(ii)]

(2) To determine opacity for fugitive coal dust emissions sources, the additional requirements specified in paragraphs 5.3.7(2)(i) through (iii) must be used.

[40CFR§60.257(a)(2)]

(i) The minimum distance between the observer and the emission source shall be 5.0 meters (16 feet), and the sun shall be oriented in the 140-degree sector of the back.

[40CFR§60.257(a)(2)(i)]

(ii) The observer shall select a position that minimizes interference from other fugitive coal dust emissions sources and make observations such that the line of vision is approximately perpendicular to the plume and wind direction.

[40CFR§60.257(a)(2)(ii)]

(iii) The observer shall make opacity observations at the point of greatest opacity in that portion of the plume where condensed water vapor is not present. Water vapor is not considered a visible emission.

[40CFR§60.257(a)(2)(iii)]

(3) A visible emissions observer may conduct visible emission observations for up to three fugitive, stack, or vent emission points within a 15-second interval if the following conditions specified in paragraphs (3)(i) through (iii) of this section are met.

[40CFR§60.257(a)(3)]

(i) No more than three emissions points may be read concurrently.

[40CFR§60.257(a)(3)(i)]

(ii) All three emissions points must be within a 70 degree viewing sector or angle in front of the observer such that the proper sun position can be maintained for all three points.

[40CFR§60.257(a)(3)(ii)]

(iii) If an opacity reading for any one of the three emissions points is within 5 percent opacity from the applicable standard (excluding readings of zero opacity), then the observer must stop taking readings for the other two points and continue reading just that single point.

[40CFR§60.257(a)(3)(iii)]

[45CSR16, 45CSR13, R13-2306, 4.3.9.]

5.3.8. **Test Methods and Procedures for Subpart Y.** The owner or operator must conduct all performance tests required by §60.8 to demonstrate compliance with the applicable emissions standards specified in §60.252 according to the requirements in §60.8 using the applicable test methods and procedures in 40C.F.R. §§60.257(b) (1) through (8).

[45CSR16, 40CFR§60.257(b), 45CSR13, R13-2306, 4.3.10.]

5.3.9. **Performance Tests and Other Compliance Requirements for Subpart Y - Performance Tests.** An owner or operator of each affected facility that commenced construction, reconstruction, or modification on or before April 28, 2008, must conduct performance tests required by §60.8 to demonstrate compliance with the applicable emission standards using the methods identified in §60.257.

[45CSR16, 40CFR§60.255(a), 45CSR13, R13-2306, 4.3.3.]

5.3.10 **Coal Truck Dump Operations.** The owner or operator of each affected coal truck dump operation that commenced construction, reconstruction, or modification after April 28, 2008, must meet the requirements specified in paragraphs (h)(1) through (3) of this section.

[40CFR§60.255(h)]

(1) Conduct an initial performance test using Method 9 of appendix A-4 of this part according to the requirements in paragraphs (h)(1)(i) and(ii).

[40CFR§60.255(h)(1)]

(i) Opacity readings shall be taken during the duration of three separate truck dump events. Each truck dump event commences when the truck bed begins to elevate and concludes when the truck bed returns to a horizontal position.

[40CFR§60.255(h)(1)(i)]

(ii) Compliance with the applicable opacity limit is determined by averaging all 15-second opacity readings made during the duration of three separate truck dump events.

[40CFR§60.255(h)(1)(ii)]

(2) Conduct monthly visual observations of all process and control equipment. If any deficiencies are observed, the necessary maintenance must be performed as expeditiously as possible.

[40CFR§60.255(h)(2)]

(3) Conduct a performance test using Method 9 of appendix A-4 of this part at least once every 5 calendar years for each affected facility.

[40CFR§60.255(h)(3)]

[45CSR16, 45CSR13, R13-2306, 4.3.8.]

5.4. Recordkeeping Requirements

5.4.1. **Record of Maintenance of Air Pollution Control Equipment.**

For all pollution control equipment listed in Section 1.0 of this permit, the permittee shall maintain accurate records of all required pollution control equipment inspection and/or preventative maintenance procedures.

[45CSR13, R13-2306, 4.4.2.]

5.4.2. **Record of Malfunctions of Air Pollution Control Equipment.**

For all pollution control equipment listed in Section 1.0 of this permit, the permittee shall maintain records of the occurrence and duration of any malfunction or operational shutdown of the air pollution control equipment during which excess emissions occur. For each such case, the following information shall be recorded:

- a. The equipment involved.
- b. Steps taken to minimize emissions during the event.
- c. The duration of the event.
- d. The estimated increase in emissions during the event.

For each such case associated with an equipment malfunction, the additional information shall also be recorded:

- e. The cause of the malfunction.
- f. Steps taken to correct the malfunction.
- g. Any changes or modifications to equipment or procedures that would help prevent future recurrences of the malfunction.

[45CSR13, R13-2306, 4.4.3.]

- 5.4.3. For the purposes of determining compliance with water truck usage set forth in 5.1.6, the permittee shall monitor water truck activity and maintain certified daily records, utilizing the attached form identified as Appendix A.

[45CSR13, R13-2306, 4.4.4.]

- 5.4.4. The permittee shall maintain records of all monitoring data required by Section 5.2.1 of this permit by documenting the date and time of each visible emission check, the emission point or equipment/source identification number, the name or means of identification of the observer, the results of the check(s), whether the visible emissions are normal for the process, and, if applicable, all corrective measures taken or planned. The permittee shall also record the general weather conditions (i.e. sunny, approximately 80°F, 6 - 10 mph NE wind) during the visual emission check(s). An example form is supplied as Appendix B. Should a visible emission observation be required to be performed per the requirements specified in Method 9, the data records of each observation shall be maintained per the requirements of Method 9. For an emission unit out of service during the normal monthly evaluation, the record of observation may note "out of service" (O/S) or equivalent

[45CSR13, R13-2306, 4.4.5.]

5.5. Reporting Requirements

- 5.5.1. With regard to any testing required by the Director, the permittee shall submit to the Director of Air Quality and the Associate Director - Office of Enforcement and Permit Review (3AP12) of the U.S. EPA a test protocol detailing the proposed test methods, the date, and the time the proposed testing is to take place, as well as identifying the sampling locations and other relevant information. The test protocol must be received by the Director and the Associate Director no less than thirty (30) days prior to the date the testing is to take place. Test results shall be submitted to the Director and the Associate Director no more than sixty (60) days after the date the testing takes place.

[45CSR13, R13-2306, 4.5.2.]

- 5.5.2. Any violation(s) of the allowable visible emission requirement for any emission source discovered during observation using 40CFR Part 60, Appendix A, Method 9 must be reported in writing to the Director of the Division of Air Quality as soon as practicable, but within ten (10) calendar days, of the occurrence and shall include, at a minimum, the following information: the results of the visible determination of opacity of emissions, the cause or suspected cause of the violation(s), and any corrective measures taken or planned.

[45CSR13, R13-2306, 4.5.1.]

- 5.5.3. **Notification and Record Keeping.** Any owner or operator subject to the provisions of this part shall furnish written notification as follows:

[40CFR§60.7(a)]

A notification of the date construction (or reconstruction as defined under §60.15) of an affected facility is commenced postmarked no later than 30 days after such date.

[40CFR§60.7(a)(1)]

A notification of the actual date of initial startup of an affected facility postmarked within 15 days after such date.

[40CFR§60.7(a)(3)]

[45CSR16, 45CSR13, R13-2306, 4.5.3.]

- 5.5.4. **Reporting for Subpart Y - Opacity Exceedances.** For the purposes of reports required under section 60.7(c), any owner or operator subject to the provisions of Subpart Y also shall report semiannually periods

of excess emissions as follow:

[40CFR§60.258(b)]

(1) The owner or operator of an affected facility with a wet scrubber shall submit semiannual reports to the Administrator or delegated authority of occurrences when the measurements of the scrubber pressure loss, water supply flow rate, or pH of the wet scrubber liquid vary by more than 10 percent from the average determined during the most recent performance test.

[40CFR§60.258(b)(1)]

(2) The owner or operator of an affected facility with control equipment other than a wet scrubber shall submit semiannual reports to the Administrator or delegated authority of occurrences when the measurements of the reagent injection flow rate, as applicable, vary by more than 10 percent from the average determined during the most recent performance test.

[40CFR§60.258(b)(2)]

(3) All 6-minute average opacities that exceed the applicable standard.

[40CFR§60.258(b)(3)]

[45CSR16, 45CSR13, R13-2306, 4.5.5.]

5.5.5. **Reporting for Subpart Y - Results of Initial Performance Tests.** The owner or operator of an affected facility shall submit the results of initial performance tests to the Administrator or delegated authority, consistent with the provisions of section 60.8. The owner or operator who elects to comply with the reduced performance testing provisions of sections 60.255(c) or (d) shall include in the performance test report identification of each affected facility that will be subject to the reduced testing. The owner or operator electing to comply with section 60.255(d) shall also include information which demonstrates that the control devices are identical.

[45CSR16, 40CFR§60.258(c), 45CSR13, R13-2306, 4.5.6.]

5.5.6. **Reporting for Subpart Y - WebFIRE Data Base.** After July 11, 2011, within 60 days after the date of completing each performance evaluation conducted to demonstrate compliance with this subpart, the owner or operator of the affected facility must submit the test date to EPA by successfully entering the data electronically into EPA's WebFIRE data base available at <http://cfpub.epa.gov/oarweb/index.cfm?action=fire.main>. *For performance tests that cannot be entered into WebFIRE (i.e. Method 9 of appendix A-4 of this part opacity performance tests) the owner or operator of the affected facility must mail a summary copy to United States Environmental Protection Agency; Energy Strategies Group; 109 TW Alexander DR; mail code D243-01; RTP, NC 27711.*

[45CSR16, 40CFR§60.258(d), 45CSR13, R13-2306, 4.5.7.]

5.5.7 The owner or operator of a coal preparation and processing plant that commenced construction, reconstruction, or modification after April 28, 2008, shall maintain in a logbook (written or electronic) on-site and make it available upon request. The logbook shall record the following:

[40CFR§60.258(a)]

(1) The manufacturer's recommended maintenance procedures and the date and time of any maintenance and inspection activities and the results of those activities. Any variance from manufacturer recommendation, if any, shall be noted.

[40CFR§60.258(a)(1)]

(2) The date and time of periodic coal preparation and processing plant visual observations, noting those sources with visible emissions along with corrective actions taken to reduce visible emissions. Results from the actions shall be noted.

[40CFR§60.258(a)(2)]

- (3) The amount and type of coal processed each calendar month.
[40CFR§60.258(a)(3)]
- (4) The amount of chemical stabilizer or water purchased for use in the coal preparation and processing plant.
[40CFR§60.258(a)(4)]
- (5) Monthly certification that the dust suppressant systems were operational when any coal was processed and that manufacturer's recommendations were followed for all control systems. Any variance from the manufacturer's recommendations, if any, shall be noted.
[40CFR§60.258(a)(5)]
- (6) Monthly certification that the fugitive coal dust emissions control plan was implemented as described. Any variance from the plan, if any, shall be noted. A copy of the applicable fugitive coal dust emissions control plan and any letters from the Administrator providing approval of any alternative control measures shall be maintained with the logbook. Any actions, e.g. objections, to the plan and any actions relative to the alternative control measures, e.g. approvals, shall be noted in the logbook as well.
[40CFR§60.258(a)(6)]
- (7) For each bag leak detection system, the owner or operator must keep the records specified in paragraphs (a)(7)(i) through (iii) of this section.
[40CFR§60.258(a)(7)]
 - (i) Records of the bag leak detection system output;
[40CFR§60.258(a)(7)(i)]
 - (ii) Records of bag leak detection system adjustments, including the date and time of the adjustment, the initial bag leak detection system settings, and the final bag leak detection settings; and
[40CFR§60.258(a)(7)(ii)]
 - (iii) The date and time of all bag leak detection system alarms, the time that procedures to determine the cause of the alarm were initiated, the cause of the alarm, an explanation of the actions taken, the date and time the cause of the alarm was alleviated, and whether the cause of the alarm was alleviated within 3 hours of the alarm.
[40CFR§60.258(a)(7)(iii)]
- (8) A copy of any applicable monitoring plan for a digital opacity compliance system and monthly certification that the plan was implemented as described. Any variance from plan, if any, shall be noted.
[40CFR§60.258(a)(8)]
- (9) During a performance test of a wet scrubber, and each operating day thereafter, the owner or operator shall record the measurements of the scrubber pressure loss, water supply flow rate, and pH of the wet scrubber liquid.
[40CFR§60.258(a)(9)]
- (10) During a performance test of control equipment other than a wet scrubber, and each operating day thereafter, the owner or operator shall record the measurements of the reagent injection flow rate, as applicable.
[40CFR§60.258(a)(10)]

[45CSR16, 45CSR13, R13-2306, 4.5.4.]

APPENDIX A ¹
Certified Daily and Monthly Water Usage By The Pressurized Water Truck

Harrison County Coal Resources, Inc.
Harrison County Mine Preparation Plant
Company ID No. 033-00018
Permit No. R13-2306F

Month _____ Year _____

Day of Month	Water Truck Used? (Y/N)	Quantity of Water Applied² (gallons)	Name and Amount of Chemical Suppressants Added (gallons)	Comments³	Initials
1					
2					
3					
4					
5					
6					
7					
8					
9					
10					
11					
12					
13					
14					
15					
16					
17					
18					
19					
20					
21					
22					
23					
24					
25					
26					
27					
28					
29					
30					
31					

Notes: (1) The **CERTIFICATION OF DATA ACCURACY** statement appearing on the reverse side shall be completed and kept on site for a period of no less than five (5) years and shall be made available to the Director or his or her duly authorized representative upon request.
 (2) The quantity of water used may be estimated based on the volume of the tank and the number of times the water truck was refilled.
 (3) Use the comment section to explain why the water truck was not in use or was used sparingly.

West Virginia Department of Environmental Protection

Harold D. Ward

Cabinet Secretary

Permit to Operate



Pursuant to

Title V

of the Clean Air Act

Issued to:

Harrison County Coal **Company** Resources, Inc.

Harrison County **Mine** Preparation Plant

R30-03300018-2022

Laura M. Crowder

Director, Division of Air Quality

Issued: [Date of issuance] • Effective: [Equals issue date plus two weeks]
Expiration: [5 years after issuance date] • Renewal Application Due: [6 months prior to expiration]

Permit Number: **R30-03300018-2022**
Permittee: **Harrison County Coal ~~Company~~ Resources, Inc.**
Facility Name: **Harrison County Mine Preparation Plant**
Permittee Mailing Address: **46226 National Road W, St. Clairsville, OH 43950**

This permit is issued in accordance with the West Virginia Air Pollution Control Act (West Virginia Code §§ 22-5-1 et seq.) and 45CSR30 — Requirements for Operating Permits. The permittee identified at the above-referenced facility is authorized to operate the stationary sources of air pollutants identified herein in accordance with all terms and conditions of this permit.

Facility Location:	Shinnston, Harrison County, West Virginia
Facility Mailing Address:	372 Robinson Mine Road, Shinnston, WV
Telephone Number:	(740) 338-3100
Type of Business Entity:	Corporation
Facility Description:	Wet Wash Coal Preparation Plant
SIC Codes:	1222
UTM Coordinates:	554.82 km Easting • 4361.54 km Northing • Zone 17

Permit Writer: Dan Roberts

Any person whose interest may be affected, including, but not necessarily limited to, the applicant and any person who participated in the public comment process, by a permit issued, modified or denied by the Secretary may appeal such action of the Secretary to the Air Quality Board pursuant to article one [§§ 22B-1-1 et seq.], Chapter 22B of the Code of West Virginia. West Virginia Code §22-5-14.

Issuance of this Title V Operating Permit does not supersede or invalidate any existing permits under 45CSR13, 14 or 19, although all applicable requirements from such permits governing the facility's operation and compliance have been incorporated into the Title V Operating Permit.

Table of Contents

1.0. Emission Units and Active R13, R14, and R19 Permits..... 3

2.0. General Conditions..... 7

3.0. Facility-Wide Requirements and Permit Shield.....16

Source-specific Requirements

4.0. Source-Specific Requirements [Refuse Disposal area].....22

5.0. Source-Specific Requirements.....24

Appendix A&B- Recordkeeping Forms

1.0 Emission Units and Active R13, R14, and R19 Permits

1.1 Emission Units

Source ID	Emission Point ID	Equipment Description	Design Capacity		Date of Construction/Modification ¹	Control Device ID	Control Device ²
			TPH	TPY			
Raw Coal from Deep Mine Circuit							
MB1	E-MB1 (TP1)	Mine Portal Belt	5,000	15,768,000	C 2005	NA	FE
MB2	E-MB2 (TP2)	Silo Feed Belt	5,000	15,768,000	C 2005	NA	FE
MB3	E-MB3 (TP3)	Silo Transfer Belt	5,000	15,768,000	C 2005	NA	FE
RCS2	E-RCS2 (TP4)	Raw Coal Storage Silo 2 - 10,000 capacity	-----	15,768,000 combined	C 2005	NA	FE
RCS3	E-RCS3 (TP5)	Raw Coal Storage Silo 3 - 10,000 ton capacity	-----		C 2005	NA	FE
MB4	E-MB4 (TP6)	Silo Reclaim Belt	4,000	15,768,000	C 2005	NA	FE
MB5	E-MB5 (TP7)	Overland Mine Belt 1	4,000	15,768,000	C 2005	NA	FE
MB6	E-MB6 (TP8)	Overland Mine Belt 2	4,000	15,768,000	C 2005	NA	FE
A1	A003	Conveyor and Transfer Point	4,000	15,768,000	C 1994	DA003	FE
A2	A005	Conveyor and Transfer Point	4,000	15,768,000	C 1994	DA005	FE
A006	A006, A007	Scalping Screen A1 (rotary breaker building) and Transfer Points	4,000	15,768,000	C 1994	DA005	FE
A006A	A006A, A007A, A010	Rotary Breaker A1 (rotary breaker building) and Transfer Points (drop to A008, drop to rock bin, drop to pan)	1,000	3,942,000	C 1994	DA005, DA008	FE
O10A	O10A, A011	Rock Bin 1 - 100 ton capacity - and transfer point	-----	175,200	C 1994	DA008, D033	FE
A3A	A007A	Conveyor and Transfer Point	4,000	15,768,000	C 1994	DA005A	FE
A3	003B, A009	Conveyor and Transfer Point	4,000	15,768,000	C 1994	D004	FE
Raw Coal from Minecar/Truck Dump Building Circuit							
037 ³	037, 037A, 038, 039, 040, 041	Clean/Raw Coal Stockpile 2 - 240,000 ton capacity (wind erosion, grading, pan load-in, pan reclaim, truck load-in, endloader loadout)	-----	10,512,000	C 1968	N/A	MC
001 ³	001,001C	Rotary Dump and Truck Dump	1,200	100,000	C 1968	D001	PE
001A ³	001A	Scalping Screen 1	1,200	100,000	C 1968	D002	FE
001B ³	001B	Crusher 1	1,200	100,000	C 1968	D002	FE
C1 ³ (002)	002A, 003B	Conveyor and Transfer Points (raw coal to silo or conveyor)	1,200	100,000	C 1968	D004	FE
003 ³	003A	Raw Coal Silo 1 - 6,000 ton capacity	-----	15,768,000	C 1968	D005	FE
C2 (004)	005	Conveyor and Transfer Point (raw coal to stockpile)	4,000	10,000,000	C 1994	D006	FE

Source ID	Emission Point ID	Equipment Description	Design Capacity		Date of Construction/Modification ¹	Control Device ID	Control Device ²
			TPH	TPY			
006	006, 012, 006A, 042, 043	Raw Coal Stockpile 1 - 750,000 ton capacity (wind erosion, pan reclaim, grading, truck load-in, pan load-in)	-----	10,000,000	M 2015 C 1968	D011	ST, UC
C3, C4	007, 009	Conveyors (2) and Transfer Points (plant feed)	2,800	15,768,000	C 2002	D007, D009	FE, PE(TP-007)
Prep Plant and Clean Coal Circuit							
060	010C	Preparation Plant (raw & wet)	2,800	15,768,000	C 2002	D060, D040, D041	MC, EM, ES
D040 ³	P003	Exhaust Fan and Dust Collector 1; removes PM from prep plant	N/A	N/A	C 1968	N/A	N/A
D041 ³	P003	Scrubber; removes PM from prep plant	N/A	N/A	C 1968	N/A	N/A
C16	061	Conveyor and Transfer Point	1,800	15,768,000	C 2002	D061	FE
C17	62	Conveyor and Transfer Point	1,800	15,768,000	C 2002	D062	FE
C18	063	Conveyor and Transfer Point	1,800	15,768,000	C 2002	D063	FE
017 ³	017A	Clean Coal Silo 1 - 10,000 ton capacity	-----	15,768,000	C 1968	D016	FE
C19	064	Conveyor and Transfer Point	1,800	15,768,000	C 2002	D064	FE
069	065	Clean Coal Silo - 25,000 ton capacity	4,000	15,768,000	C 2002	D065	FE
C20	066	Conveyor and Transfer Point	4,000	15,768,000	C 2002	D066	FE
C7A	067	Conveyor and Transfer Point	4,000	15,768,000	C 2002	D067	FE
C7	019, 021A	Conveyor and Transfer Points (clean coal to rail loadout or by-pass)	4,000	15,768,000	C 2002	D018	FE
SC1	STP2	Sample System Feed Conveyor	5	43,800	C 2002	NA	FE
CR1	STP3	Sample System Pulverizer	5	43,800	C 2002	NA	FE
SC2	STP4	Sample System Return Conveyor	5	43,800	C 2002	NA	FE
020 ³	021	Railroad Loadout 1 - 100 ton capacity	4,000	15,768,000	C 1968	D019	FE, TC
C8 ³	023	Conveyor and Transfer Point (rail loadout by-pass belt)	1,200	10,512,000	C 1968	D023	PE(conveyor), FE (TP)
C9 ³	024A	Conveyor and Transfer Point (initial belt in power plant feed)	1,300	11,388,000	C 1968	D042	PE, EM
D042 ³	P002	Exhaust Fan 2 and Dust Collector 2; removes PM from transfer point	N/A	N/A	C 1968	N/A	N/A
C10 ³	N/A	Conveyor and Transfer Point (second belt in power plant feed)	1,300	11,388,000	C 1968	N/A	FE
032	032, 033, 032A, 033A, 035, 036	Clean Coal Stockpile 1 - 40,000 ton capacity (wind erosion, reclaim to conveyor, grading, dozer to reclaim, truck load-in, pan load-in)	-----	8,760,000	C 1968	D028, D033	UC, MC
C12 (034)	034A	Conveyor and Transfer Point (clean coal destock feeder)	1,200	10,512,000	C 1968	D023	PE(conveyor), FE (TP)
Refuse Circuit							

Source ID	Emission Point ID	Equipment Description	Design Capacity		Date of Construction/Modification ¹	Control Device ID	Control Device ²
			TPH	TPY			
C21	068	Conveyor and Transfer Point (2010 - increased the maximum hourly throughput from 500 TPH to 800 TPH)	800	4,380,000	M 2010 C 2002	D068	FE
C11 (026)	027	Conveyor and Transfer Point (refuse) (2010 - increased the maximum hourly throughput from 500 TPH to 800 TPH)	800	4,380,000	M 2010 C 1981	D027	FE
C11A (026A)	C11A	Refuse Conveyor and Transfer Point (2010 - increased the maximum hourly throughput from 500 TPH to 800 TPH)	800	4,380,000	M 2010 C 1981	D027A	FE
028	029, 030	Refuse Bin 1 - 100 ton capacity - and Transfer Points (2010 - increased the maximum hourly throughput from 500 TPH to 800 TPH)	-----	4,380,000 ³	M 2010 C 1981	N/A	FE
C11B	C11B	Refuse Conveyor and Transfer Point (2010 - increased the maximum hourly throughput from 500 TPH to 800 TPH)	800	4,380,000	M 2010 C 1981	N/A	FE
RB2	RTP3	Refuse Bin 2 - 300 ton capacity - and Transfer Points (2010 - increased the maximum hourly throughput from 500 TPH to 800 TPH)	-----	4,380,000 ³	M 2010 C 1981	N/A	FE
C13	RTP7	Refuse Conveyor	800	4,380,000	C 2018	NA	FE
RB4	RTP8	Refuse Bin 3 – 300 ton capacity – and Transfer Points	-----	4,380,000 ⁴	C 2018	NA	PE
C11C	C11C	Refuse Conveyor	800	4,380,000	C 2010	NA	PE
RB3	RB3	Refuse Bin 3 - 300 ton capacity - and Transfer Points	-----	4,380,000 ³	C 2010	NA	FE
Miscellaneous							
031 ³	031, 031A	Refuse Disposal Area 1(wind erosion, grading)	-----	-----	C 1968	D033	WT
048A ³	048A	Lime Storage Silo 1 - 50 ton capacity			C 1971	N/A	FE
048B ³	048B	Lime Storage Silo 2 - 50 ton capacity			C 1971	N/A	FE
047 ³	047	Rock Dust Bin 1 - 50 ton capacity			C 1968	N/A	FE
052A-F	052A-F	Haulroads	N/A	N/A	N/A	D033	WT

¹ In accordance with 40 CFR 60 Subpart Y, coal processing and conveying equipment, coal storage systems, and coal transfer and loading systems constructed, reconstructed, or modified on or before April 28, 2008 shall not discharge gases which exhibit 20 percent opacity or greater. Coal processing and conveying equipment, coal storage systems, and coal transfer and loading systems constructed, reconstructed, or modified after April 28, 2008 shall not discharge gases which exhibit 10 percent opacity or greater. For open storage piles constructed, reconstructed, or modified after May 27, 2009, the permittee shall prepare and operate in accordance with a fugitive coal dust emissions control plan that is appropriate for site conditions.

² FE - Full Enclosure; PE - Partial Enclosure; ST - Stacking Tube; WS - Water Sprays; N - None.

³ These pieces of equipment are considered grand-fathered since they were constructed before June 1, 1974 for 45CSR13 and October 24, 1974 for 40 CFR 60 Subpart Y and have not been modified since then.

- ⁴ The maximum annual throughput for 028, RB2, RB3 and RB4 combined shall not exceed 4,380,000 TPY. (This is for informational purposes, not an applicable requirement)

1.1 Active R13, R14, and R19 Permits

The underlying authority for any conditions from R13, R14, and/or R19 permits contained in this operating permit is cited using the original permit number (e.g. R13-1234). The current applicable version of such permit(s) is listed below.

Permit Number	Date of Issuance
R13-2306F	May 14, 2018

2.0 General Conditions

2.1. Definitions

- 2.1.1. All references to the "West Virginia Air Pollution Control Act" or the "Air Pollution Control Act" mean those provisions contained in W.Va. Code §§ 22-5-1 to 22-5-18.
- 2.1.2. The "Clean Air Act" means those provisions contained in 42 U.S.C. §§ 7401 to 7671q, and regulations promulgated thereunder.
- 2.1.3. "Secretary" means the Secretary of the Department of Environmental Protection or such other person to whom the Secretary has delegated authority or duties pursuant to W.Va. Code §§ 22-1-6 or 22-1-8 (45CSR§30-2.12.). The Director of the Division of Air Quality is the Secretary's designated representative for the purposes of this permit.
- 2.1.4. Unless otherwise specified in a permit condition or underlying rule or regulation, all references to a "rolling yearly total" shall mean the sum of the monthly data, values or parameters being measured, monitored, or recorded, at any given time for the previous twelve (12) consecutive calendar months.

2.2. Acronyms

CAAA	Clean Air Act Amendments	NSPS	New Source Performance Standards
CBI	Confidential Business Information	PM	Particulate Matter
CEM	Continuous Emission Monitor	PM₁₀	Particulate Matter less than 10µm in diameter
CES	Certified Emission Statement	pph	Pounds per Hour
C.F.R. or CFR	Code of Federal Regulations	ppm	Parts per Million
CO	Carbon Monoxide	PSD	Prevention of Significant Deterioration
C.S.R. or CSR	Codes of State Rules	psi	Pounds per Square Inch
DAQ	Division of Air Quality	SIC	Standard Industrial Classification
DEP	Department of Environmental Protection	SIP	State Implementation Plan
FOIA	Freedom of Information Act	SO₂	Sulfur Dioxide
HAP	Hazardous Air Pollutant	TAP	Toxic Air Pollutant
HON	Hazardous Organic NESHAP	TPY	Tons per Year
HP	Horsepower	TRS	Total Reduced Sulfur
lbs/hr or lb/hr	Pounds per Hour	TSP	Total Suspended Particulate
LDAR	Leak Detection and Repair	USEPA	United States Environmental Protection Agency
m	Thousand	UTM	Universal Transverse Mercator
MACT	Maximum Achievable Control Technology	VEE	Visual Emissions Evaluation
mm	Million	VOC	Volatile Organic Compounds
mmBtu/hr	Million British Thermal Units per Hour		
mmft³/hr or mmcf/hr	Million Cubic Feet Burned per Hour		
NA or N/A	Not Applicable		
NAAQS	National Ambient Air Quality Standards		
NESHAPS	National Emissions Standards for Hazardous Air Pollutants		
NO_x	Nitrogen Oxides		

2.3. Permit Expiration and Renewal

- 2.3.1. Permit duration. This permit is issued for a fixed term of five (5) years and shall expire on the date specified on the cover of this permit, except as provided in 45CSR§30-6.3.b. and 45CSR§30-6.3.c.
[45CSR§30-5.1.b.]
- 2.3.2. A permit renewal application is timely if it is submitted at least six (6) months prior to the date of permit expiration.
[45CSR§30-4.1.a.3.]
- 2.3.3. Permit expiration terminates the source's right to operate unless a timely and complete renewal application has been submitted consistent with 45CSR§30-6.2. and 45CSR§30-4.1.a.3.
[45CSR§30-6.3.b.]
- 2.3.4. If the Secretary fails to take final action to deny or approve a timely and complete permit application before the end of the term of the previous permit, the permit shall not expire until the renewal permit has been issued or denied, and any permit shield granted for the permit shall continue in effect during that time.
[45CSR§30-6.3.c.]

2.4. Permit Actions

- 2.4.1. This permit may be modified, revoked, reopened and reissued, or terminated for cause. The filing of a request by the permittee for a permit modification, revocation and reissuance, or termination, or of a notification of planned changes or anticipated noncompliance does not stay any permit condition.
[45CSR§30-5.1.f.3.]

2.5. Reopening for Cause

- 2.5.1. This permit shall be reopened and revised under any of the following circumstances:
- a. Additional applicable requirements under the Clean Air Act or the Secretary's legislative rules become applicable to a major source with a remaining permit term of three (3) or more years. Such a reopening shall be completed not later than eighteen (18) months after promulgation of the applicable requirement. No such reopening is required if the effective date of the requirement is later than the date on which the permit is due to expire, unless the original permit or any of its terms and conditions has been extended pursuant to 45CSR§§30-6.6.a.1.A. or B.
 - b. Additional requirements (including excess emissions requirements) become applicable to an affected source under Title IV of the Clean Air Act (Acid Deposition Control) or other legislative rules of the Secretary. Upon approval by U.S. EPA, excess emissions offset plans shall be incorporated into the permit.
 - c. The Secretary or U.S. EPA determines that the permit contains a material mistake or that inaccurate statements were made in establishing the emissions standards or other terms or conditions of the permit.
 - d. The Secretary or U.S. EPA determines that the permit must be revised or revoked and reissued to assure compliance with the applicable requirements.

[45CSR§30-6.6.a.]

2.6. Administrative Permit Amendments

- 2.6.1. The permittee may request an administrative permit amendment as defined in and according to the procedures specified in 45CSR§30-6.4.
[45CSR§30-6.4.]

2.7. Minor Permit Modifications

- 2.7.1. The permittee may request a minor permit modification as defined in and according to the procedures specified in 45CSR§30-6.5.a.
[45CSR§30-6.5.a.]

2.8. Significant Permit Modification

- 2.8.1. The permittee may request a significant permit modification, in accordance with 45CSR§30-6.5.b., for permit modifications that do not qualify for minor permit modifications or as administrative amendments.
[45CSR§30-6.5.b.]

2.9. Emissions Trading

- 2.9.1. No permit revision shall be required, under any approved economic incentives, marketable permits, emissions trading, and other similar programs or processes for changes that are provided for in the permit and that are in accordance with all applicable requirements.
[45CSR§30-5.1.h.]

2.10. Off-Permit Changes

- 2.10.1. Except as provided below, a facility may make any change in its operations or emissions that is not addressed nor prohibited in its permit and which is not considered to be construction nor modification under any rule promulgated by the Secretary without obtaining an amendment or modification of its permit. Such changes shall be subject to the following requirements and restrictions:
- a. The change must meet all applicable requirements and may not violate any existing permit term or condition.
 - b. The permittee must provide a written notice of the change to the Secretary and to U.S. EPA within two (2) business days following the date of the change. Such written notice shall describe each such change, including the date, any change in emissions, pollutants emitted, and any applicable requirement that would apply as a result of the change.
 - c. The change shall not qualify for the permit shield.
 - d. The permittee shall keep records describing all changes made at the source that result in emissions of regulated air pollutants, but not otherwise regulated under the permit, and the emissions resulting from those changes.
 - e. No permittee may make any change subject to any requirement under Title IV of the Clean Air Act (Acid Deposition Control) pursuant to the provisions of 45CSR§30-5.9.

- f. No permittee may make any changes which would require preconstruction review under any provision of Title I of the Clean Air Act (including 45CSR14 and 45CSR19) pursuant to the provisions of 45CSR§30-5.9.

[45CSR§30-5.9.]

2.11. Operational Flexibility

- 2.11.1. The permittee may make changes within the facility as provided by § 502(b)(10) of the Clean Air Act. Such operational flexibility shall be provided in the permit in conformance with the permit application and applicable requirements. No such changes shall be a modification under any rule or any provision of Title I of the Clean Air Act (including 45CSR14 and 45CSR19) promulgated by the Secretary in accordance with Title I of the Clean Air Act and the change shall not result in a level of emissions exceeding the emissions allowable under the permit.

[45CSR§30-5.8]

- 2.11.2. Before making a change under 45CSR§30-5.8., the permittee shall provide advance written notice to the Secretary and to U.S. EPA, describing the change to be made, the date on which the change will occur, any changes in emissions, and any permit terms and conditions that are affected. The permittee shall thereafter maintain a copy of the notice with the permit, and the Secretary shall place a copy with the permit in the public file. The written notice shall be provided to the Secretary and U.S. EPA at least seven (7) days prior to the date that the change is to be made, except that this period may be shortened or eliminated as necessary for a change that must be implemented more quickly to address unanticipated conditions posing a significant health, safety, or environmental hazard. If less than seven (7) days notice is provided because of a need to respond more quickly to such unanticipated conditions, the permittee shall provide notice to the Secretary and U.S. EPA as soon as possible after learning of the need to make the change.

[45CSR§30-5.8.a.]

- 2.11.3. The permit shield shall not apply to changes made under 45CSR§30-5.8., except those provided for in 45CSR§30-5.8.d. However, the protection of the permit shield will continue to apply to operations and emissions that are not affected by the change, provided that the permittee complies with the terms and conditions of the permit applicable to such operations and emissions. The permit shield may be reinstated for emissions and operations affected by the change:

- a. If subsequent changes cause the facility's operations and emissions to revert to those authorized in the permit and the permittee resumes compliance with the terms and conditions of the permit, or
- b. If the permittee obtains final approval of a significant modification to the permit to incorporate the change in the permit.

[45CSR§30-5.8.c.]

- 2.11.4. "Section 502(b)(10) changes" are changes that contravene an express permit term. Such changes do not include changes that would violate applicable requirements or contravene enforceable permit terms and conditions that are monitoring (including test methods), recordkeeping, reporting, or compliance certification requirements.

[45CSR§30-2.39]

2.12. Reasonably Anticipated Operating Scenarios

- 2.12.1. The following are terms and conditions for reasonably anticipated operating scenarios identified in this permit.
- a. Contemporaneously with making a change from one operating scenario to another, the permittee shall record in a log at the permitted facility a record of the scenario under which it is operating and to document the change in reports submitted pursuant to the terms of this permit and 45CSR30.
 - b. The permit shield shall extend to all terms and conditions under each such operating scenario; and
 - c. The terms and conditions of each such alternative scenario shall meet all applicable requirements and the requirements of 45CSR30.

[45CSR§30-5.1.i.]

2.13. Duty to Comply

- 2.13.1. The permittee must comply with all conditions of this permit. Any permit noncompliance constitutes a violation of the West Virginia Code and the Clean Air Act and is grounds for enforcement action by the Secretary or USEPA; for permit termination, revocation and reissuance, or modification; or for denial of a permit renewal application.

[45CSR§30-5.1.f.1.]

2.14. Inspection and Entry

- 2.14.1. The permittee shall allow any authorized representative of the Secretary, upon the presentation of credentials and other documents as may be required by law, to perform the following:
- a. At all reasonable times (including all times in which the facility is in operation) enter upon the permittee's premises where a source is located or emissions related activity is conducted, or where records must be kept under the conditions of this permit;
 - b. Have access to and copy, at reasonable times, any records that must be kept under the conditions of this permit;
 - c. Inspect at reasonable times (including all times in which the facility is in operation) any facilities, equipment (including monitoring and air pollution control equipment), practices, or operations regulated or required under the permit;
 - d. Sample or monitor at reasonable times substances or parameters to determine compliance with the permit or applicable requirements or ascertain the amounts and types of air pollutants discharged.

[45CSR§30-5.3.b.]

2.15. Schedule of Compliance

- 2.15.1. For sources subject to a compliance schedule, certified progress reports shall be submitted consistent with the applicable schedule of compliance set forth in this permit and 45CSR§30-4.3.h., but at least every six (6) months, and no greater than once a month, and shall include the following:
- a. Dates for achieving the activities, milestones, or compliance required in the schedule of compliance, and dates when such activities, milestones or compliance were achieved; and
 - b. An explanation of why any dates in the schedule of compliance were not or will not be met, and any preventative or corrective measure adopted.

[45CSR§30-5.3.d.]

2.16. Need to Halt or Reduce Activity not a Defense

- 2.16.1. It shall not be a defense for a 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. However, nothing in this paragraph shall be construed as precluding consideration of a need to halt or reduce activity as a mitigating factor in determining penalties for noncompliance if the health, safety, or environmental impacts of halting or reducing operations would be more serious than the impacts of continued operations.

[45CSR§30-5.1.f.2.]

2.17. Emergency

- 2.17.1. An "emergency" means any situation arising from sudden and reasonably unforeseeable events beyond the control of the source, including acts of God, which situation requires immediate corrective action to restore normal operation, and that causes the source to exceed a technology-based emission limitation under the permit, due to unavoidable increases in emissions attributable to the emergency. An emergency shall not include noncompliance to the extent caused by improperly designed equipment, lack of preventative maintenance, careless or improper operation, or operator error.

[45CSR§30-5.7.a.]

- 2.17.2. Effect of any emergency. An emergency constitutes an affirmative defense to an action brought for noncompliance with such technology-based emission limitations if the conditions of 45CSR§30-5.7.c. are met.

[45CSR§30-5.7.b.]

- 2.17.3. The affirmative defense of emergency shall be demonstrated through properly signed, contemporaneous operating logs, or other relevant evidence that:

- a. An emergency occurred and that the permittee can identify the cause(s) of the emergency;
- b. The permitted facility was at the time being properly operated;
- c. During the period of the emergency the permittee took all reasonable steps to minimize levels of emissions that exceeded the emission standards, or other requirements in the permit; and

- d. Subject to the requirements of 45CSR§30-5.1.c.3.C.1, the permittee submitted notice of the emergency to the Secretary within one (1) working day of the time when emission limitations were exceeded due to the emergency and made a request for variance, and as applicable rules provide. This notice, report, and variance request fulfills the requirement of 45CSR§30-5.1.c.3.B. This notice must contain a detailed description of the emergency, any steps taken to mitigate emissions, and corrective actions taken.

[45CSR§30-5.7.c.]

- 2.17.4. In any enforcement proceeding, the permittee seeking to establish the occurrence of an emergency has the burden of proof.

[45CSR§30-5.7.d.]

- 2.17.5. This provision is in addition to any emergency or upset provision contained in any applicable requirement.

[45CSR§30-5.7.e.]

2.18. Federally-Enforceable Requirements

- 2.18.1. All terms and conditions in this permit, including any provisions designed to limit a source's potential to emit and excepting those provisions that are specifically designated in the permit as "State-enforceable only", are enforceable by the Secretary, USEPA, and citizens under the Clean Air Act.

[45CSR§30-5.2.a.]

- 2.18.2. Those provisions specifically designated in the permit as "State-enforceable only" shall become "Federally-enforceable" requirements upon SIP approval by the USEPA.

2.19. Duty to Provide Information

- 2.19.1. The permittee shall furnish to the Secretary within a reasonable time any information the Secretary may request in writing to determine whether cause exists for modifying, revoking and reissuing, or terminating the permit or to determine compliance with the permit. Upon request, the permittee shall also furnish to the Secretary copies of records required to be kept by the permittee. For information claimed to be confidential, the permittee shall furnish such records to the Secretary along with a claim of confidentiality in accordance with 45CSR31. If confidential information is to be sent to USEPA, the permittee shall directly provide such information to USEPA along with a claim of confidentiality in accordance with 40 C.F.R. Part 2.

[45CSR§30-5.1.f.5.]

2.20. Duty to Supplement and Correct Information

- 2.20.1. Upon becoming aware of a failure to submit any relevant facts or a submittal of incorrect information in any permit application, the permittee shall promptly submit to the Secretary such supplemental facts or corrected information.

[45CSR§30-4.2.]

2.21. Permit Shield

2.21.1. Compliance with the conditions of this permit shall be deemed compliance with any applicable requirements as of the date of permit issuance provided that such applicable requirements are included and are specifically identified in this permit or the Secretary has determined that other requirements specifically identified are not applicable to the source and this permit includes such a determination or a concise summary thereof.

[45CSR§30-5.6.a.]

2.21.2. Nothing in this permit shall alter or affect the following:

- a. The liability of an owner or operator of a source for any violation of applicable requirements prior to or at the time of permit issuance; or
- b. The applicable requirements of the Code of West Virginia and Title IV of the Clean Air Act (Acid Deposition Control), consistent with § 408 (a) of the Clean Air Act.
- c. The authority of the Administrator of U.S. EPA to require information under § 114 of the Clean Air Act or to issue emergency orders under § 303 of the Clean Air Act.

[45CSR§30-5.6.c.]

2.22. Credible Evidence

2.22.1. Nothing in this permit shall alter or affect the ability of any person to establish compliance with, or a violation of, any applicable requirement through the use of credible evidence to the extent authorized by law. Nothing in this permit shall be construed to waive any defenses otherwise available to the permittee including but not limited to any challenge to the credible evidence rule in the context of any future proceeding.

[45CSR§30-5.3.e.3.B. and 45CSR38]

2.23. Severability

2.23.1. The provisions of this permit are severable. If any provision of this permit, or the application of any provision of this permit to any circumstance is held invalid by a court of competent jurisdiction, the remaining permit terms and conditions or their application to other circumstances shall remain in full force and effect.

[45CSR§30-5.1.e.]

2.24. Property Rights

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

[45CSR§30-5.1.f.4]

2.25. Acid Deposition Control

2.25.1. Emissions shall not exceed any allowances that the source lawfully holds under Title IV of the Clean Air Act (Acid Deposition Control) or rules of the Secretary promulgated thereunder.

- a. No permit revision shall be required for increases in emissions that are authorized by allowances acquired pursuant to the acid deposition control program, provided that such increases do not require a permit revision under any other applicable requirement.

- b. No limit shall be placed on the number of allowances held by the source. The source may not, however, use allowances as a defense to noncompliance with any other applicable requirement.
- c. Any such allowance shall be accounted for according to the procedures established in rules promulgated under Title IV of the Clean Air Act.

[45CSR§30-5.1.d.]

- 2.25.2. Where applicable requirements of the Clean Air Act are more stringent than any applicable requirement of regulations promulgated under Title IV of the Clean Air Act (Acid Deposition Control), both provisions shall be incorporated into the permit and shall be enforceable by the Secretary and U. S. EPA.

[45CSR§30-5.1.a.2.]

3.0 Facility-Wide Requirements

3.1 Limitations and Standards

- 3.1.1. **Open burning.** The open burning of refuse by any person is prohibited except as noted in 45CSR§6-3.1. [45CSR§6-3.1.]
- 3.1.2. **Open burning exemptions.** The exemptions listed in 45CSR§6-3.1 are subject to the following stipulation: Upon notification by the Secretary, no person shall cause or allow any form of open burning during existing or predicted periods of atmospheric stagnation. Notification shall be made by such means as the Secretary may deem necessary and feasible. [45CSR§6-3.2.]
- 3.1.3. **Asbestos.** The permittee is responsible for thoroughly inspecting the facility, or part of the facility, prior to commencement of demolition or renovation for the presence of asbestos and complying with 40 C.F.R. § 61.145, 40 C.F.R. § 61.148, and 40 C.F.R. § 61.150. The permittee, owner, or operator must notify the Secretary at least ten (10) working days prior to the commencement of any asbestos removal on the forms prescribed by the Secretary if the permittee is subject to the notification requirements of 40 C.F.R. § 61.145(b)(3)(i). The USEPA, the Division of Waste Management and the Bureau for Public Health - Environmental Health require a copy of this notice to be sent to them. [40 C.F.R. §61.145(b) and 45CSR34]
- 3.1.4. **Odor.** No person shall cause, suffer, allow or permit the discharge of air pollutants which cause or contribute to an objectionable odor at any location occupied by the public. [45CSR§4-3.1 State-Enforceable only.]
- 3.1.5. **Standby plan for reducing emissions.** When requested by the Secretary, the permittee shall prepare standby plans for reducing the emissions of air pollutants in accordance with the objectives set forth in Tables I, II, and III of 45CSR11. [45CSR§11-5.2]
- 3.1.6. **Emission inventory.** The permittee is responsible for submitting, on an annual basis, an emission inventory in accordance with the submittal requirements of the Division of Air Quality. [W.Va. Code § 22-5-4(a)(14)]
- 3.1.7. **Ozone-depleting substances.** For those facilities performing maintenance, service, repair or disposal of appliances, the permittee shall comply with the standards for recycling and emissions reduction pursuant to 40 C.F.R. Part 82, Subpart F, except as provided for Motor Vehicle Air Conditioners (MVACs) in Subpart B:
- a. Persons opening appliances for maintenance, service, repair, or disposal must comply with the prohibitions and required practices pursuant to 40 C.F.R. §§ 82.154 and 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 C.F.R. § 82.158.

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

[40 C.F.R. 82, Subpart F]

- 3.1.8. **Risk Management Plan.** Should this stationary source, as defined in 40 C.F.R. § 68.3, become subject to Part 68, then the owner or operator shall submit a risk management plan (RMP) by the date specified in 40 C.F.R. § 68.10 and shall certify compliance with the requirements of Part 68 as part of the annual compliance certification as required by 40 C.F.R. Part 70 or 71.

[40 C.F.R. 68]

3.2. Monitoring Requirements

- 3.2.1. None

3.3. Testing Requirements

- 3.3.1. **Stack testing.** As per provisions set forth in this permit or as otherwise required by the Secretary, in accordance with the West Virginia Code, underlying regulations, permits and orders, the permittee shall conduct test(s) to determine compliance with the emission limitations set forth in this permit and/or established or set forth in underlying documents. The Secretary, or his duly authorized representative, may at his option witness or conduct such test(s). Should the Secretary exercise his option to conduct such test(s), the operator shall provide all necessary sampling connections and sampling ports to be located in such manner as the Secretary may require, power for test equipment and the required safety equipment, such as scaffolding, railings and ladders, to comply with generally accepted good safety practices. Such tests shall be conducted in accordance with the methods and procedures set forth in this permit or as otherwise approved or specified by the Secretary in accordance with the following:
 - a. The Secretary may on a source-specific basis approve or specify additional testing or alternative testing to the test methods specified in the permit for demonstrating compliance with 40 C.F.R. Parts 60, 61, and 63, if applicable, in accordance with the Secretary's delegated authority and any established equivalency determination methods which are applicable.
 - b. The Secretary may on a source-specific basis approve or specify additional testing or alternative testing to the test methods specified in the permit for demonstrating compliance with applicable requirements which do not involve federal delegation. In specifying or approving such alternative testing to the test methods, the Secretary, to the extent possible, shall utilize the same equivalency criteria as would be used in approving such changes under Section 3.3.1.a. of this permit.
 - c. All periodic tests to determine mass emission limits from or air pollutant concentrations in discharge stacks and such other tests as specified in this permit shall be conducted in accordance with an approved test protocol. Unless previously approved, such protocols shall be submitted to the Secretary in writing at least thirty (30) days prior to any testing and shall contain the information set forth by the Secretary. In addition, the permittee shall notify the Secretary at least fifteen (15) days prior to any testing so the Secretary may have the opportunity to observe such tests. This notification shall include the actual date and time during which the test will be conducted and, if appropriate, verification that the tests will fully conform to a referenced protocol previously approved by the Secretary.
 - d. The permittee shall submit a report of the results of the stack test within 60 days of completion of the

test. The test report shall provide the information necessary to document the objectives of the test and to determine whether proper procedures were used to accomplish these objectives. The report shall include the following: the certification described in paragraph 3.5.1; a statement of compliance status, also signed by a responsible official; and, a summary of conditions which form the basis for the compliance status evaluation. The summary of conditions shall include the following:

1. The permit or rule evaluated, with the citation number and language.
2. The result of the test for each permit or rule condition.
3. A statement of compliance or non-compliance with each permit or rule condition.

[WV Code §§ 22-5-4(a)(14-15) and 45CSR13]

3.3.2. At such reasonable times as the Director may designate, the owner or operator of a coal preparation plant may be required to conduct or have conducted stack tests to determine the dust loading in exhaust gases and mass emission rates of particulate matter. All tests to determine compliance with exhaust gas dust concentrations and particulate matter mass emission rates shall be conducted in accordance with Methods 1-5 of 40 CFR Part 60, Appendix A provided that all compliance tests must consist of not less than three (3) test runs, test run duration shall not be less than sixty (60) minutes, and not less than thirty (30) standard cubic feet of exhaust gas must be sampled during each test run. Should the Director exercise his option to conduct such tests, the operator will provide all necessary sampling connections and sampling ports to be located in such manner as the Director may require, power for test equipment and the required safety equipment such as scaffolding, railings, ladders, etc., to comply with generally accepted good safety practices.

[45CSR§5-12.1]

3.3.3. Any stack venting thermal dryer exhaust gases and/or air table exhaust gases or exhaust gases or air from any air pollution control device shall include straight runs of sufficient length to establish flow patterns consistent with acceptable stack sampling procedures. Flow straightening devices shall be required where cyclonic gas flow would exist in the absence of such devices.

[45CSR§5-12.6]

3.4. Recordkeeping Requirements

3.4.1. **Monitoring information.** The permittee shall keep records of monitoring information that include the following:

- a. The date, place as defined in this permit and time of sampling or measurements;
- b. The date(s) analyses were performed;
- c. The company or entity that performed the analyses;
- d. The analytical techniques or methods used;
- e. The results of the analyses; and
- f. The operating conditions existing at the time of sampling or measurement.

[45CSR§30-5.1.c.2.A., 45CSR13, R13-2306, 4.4.1]

3.4.2. **Retention of records.** The permittee shall retain records of all required monitoring data and support information for a period of at least five (5) years from the date of monitoring sample, measurement, report, application, or record creation date. Support information includes all calibration and maintenance records and all original strip-chart recordings for continuous monitoring instrumentation, and copies of all reports required by the permit. Where appropriate, records may be maintained in computerized form in lieu of the above records.

[45CSR§30-5.1.c.2.B.]

3.4.3. **Odors.** For the purposes of 45CSR4, the permittee shall maintain a record of all odor complaints received, any investigation performed in response to such a complaint, and any responsive action(s) taken.

[45CSR§30-5.1.c. State-Enforceable only.]

3.5. Reporting Requirements

3.5.1. **Responsible official.** Any application form, report, or compliance certification required by this permit to be submitted to the DAQ and/or USEPA shall contain a certification by the responsible official that states that, based on information and belief formed after reasonable inquiry, the statements and information in the document are true, accurate and complete.

[45CSR§§30-4.4. and 5.1.c.3.D.]

3.5.2. A permittee may request confidential treatment for the submission of reporting required under 45CSR§30-5.1.c.3. pursuant to the limitations and procedures of W.Va. Code § 22-5-10 and 45CSR31.

[45CSR§30-5.1.c.3.E.]

3.5.3. Except for the electronic submittal of the annual compliance certification and semi-annual monitoring reports to the DAQ and USEPA as required in 3.5.5 and 3.5.6 below, all notices, requests, demands, submissions and other communications required or permitted to be made to the Secretary of DEP and/or USEPA shall be made in writing and shall be deemed to have been duly given when delivered by hand, or mailed first class or by private carrier with postage prepaid to the address(es), or submitted in electronic format by e-mail as set forth below or to such other person or address as the Secretary of the Department of Environmental Protection may designate:

DAQ:

Director
WVDEP
Division of Air Quality
601 57th Street SE
Charleston, WV 25304

US EPA:

~~Associate Director~~ Section Chief
~~Office of Air Enforcement and Compliance Assistance~~
~~(3AP20)~~
U. S. Environmental Protection Agency, Region III
Enforcement and Compliance Assurance Division
Air Section (3ED21)
1650 Arch Street
Philadelphia, PA 19103-2029

DAQ Compliance and Enforcement¹:

DEPAirQualityReports@wv.gov

¹For all self-monitoring reports (MACT, GACT, NSPS, etc.), stack tests and protocols, Notice of Compliance Status reports, Initial Notifications, etc.

- 3.5.4. **Certified emissions statement.** The permittee shall submit a certified emissions statement and pay fees on an annual basis in accordance with the submittal requirements of the Division of Air Quality.

[45CSR§30-8.]

- 3.5.5. **Compliance certification.** The permittee shall certify compliance with the conditions of this permit on the forms provided by the DAQ. In addition to the annual compliance certification, the permittee may be required to submit certifications more frequently under an applicable requirement of this permit. The annual certification shall be submitted to the DAQ and USEPA on or before March 15 of each year, and shall certify compliance for the period ending December 31. The permittee shall maintain a copy of the certification on site for five (5) years from submittal of the certification. The annual certification shall be submitted in electronic format by e-mail to the following addresses:

DAQ:
DEPAirQualityReports@wv.gov

US EPA:
R3_APD_Permits@epa.gov

[45CSR§30-5.3.e.]

- 3.5.6. **Semi-annual monitoring reports.** The permittee shall submit reports of any required monitoring on or before September 15 for the reporting period January 1 to June 30 and on or before March 15 for the reporting period July 1 to December 31. All instances of deviation from permit requirements must be clearly identified in such reports. All required reports must be certified by a responsible official consistent with 45CSR§30-4.4. The semi-annual monitoring reports shall be submitted in electronic format by e-mail to the following address:

DAQ:
DEPAirQualityReports@wv.gov

[45CSR§30-5.1.c.3.A.]

- 3.5.7. **Emergencies.** For reporting emergency situations, refer to Section 2.17 of this permit.

- 3.5.8. **Deviations.**

- a. In addition to monitoring reports required by this permit, the permittee shall promptly submit supplemental reports and notices in accordance with the following:

1. Any deviation resulting from an emergency or upset condition, as defined in 45CSR§30-5.7., shall be reported by telephone or telefax within one (1) working day of the date on which the permittee becomes aware of the deviation, if the permittee desires to assert the affirmative defense in accordance with 45CSR§30-5.7. A written report of such deviation, which shall include the probable cause of such deviations, and any corrective actions or preventative measures taken, shall be submitted and certified by a responsible official within ten (10) days of the deviation.
2. Any deviation that poses an imminent and substantial danger to public health, safety, or the environment shall be reported to the Secretary immediately by telephone or telefax. A written report of such deviation, which shall include the probable cause of such deviation, and any corrective

actions or preventative measures taken, shall be submitted by the responsible official within ten (10) days of the deviation.

3. Deviations for which more frequent reporting is required under this permit shall be reported on the more frequent basis.
4. All reports of deviations shall identify the probable cause of the deviation and any corrective actions or preventative measures taken.

[45CSR§30-5.1.c.3.C.]

- b. The permittee shall, in the reporting of deviations from permit requirements, including those attributable to upset conditions as defined in this permit, report the probable cause of such deviations and any corrective actions or preventive measures taken in accordance with any rules of the Secretary.

[45CSR§30-5.1.c.3.B.]

- 3.5.9. **New applicable requirements.** If any applicable requirement is promulgated during the term of this permit, the permittee will meet such requirements on a timely basis, or in accordance with a more detailed schedule if required by the applicable requirement.

[45CSR§30-4.3.h.1.B.]

3.6. Compliance Plan

- 3.6.1. None

3.7. Permit Shield

- 3.7.1. The permittee is hereby granted a permit shield in accordance with 45CSR§30-5.6. The permit shield applies provided the permittee operates in accordance with the information contained within this permit.
- 3.7.2. The following requirements specifically identified are not applicable to the source based on the determinations set forth below. The permit shield shall apply to the following requirements provided the conditions of the determinations are met.
 - a. None

4.0. Source-Specific Requirements [Refuse Disposal area]

4.1. Limitations and Standards

- 4.1.1. In order to prevent and control air pollution from coal refuse disposal areas, the operation of coal refuse disposal areas shall be conducted in accordance with the standards established by 45CSR§5-7. [45CSR§5-7.1.] [Refuse Disposal Area 1 (031)]
- 4.1.2. Coal refuse is not to be deposited on any coal refuse disposal area unless the coal refuse is deposited in such a manner as to minimize the possibility of ignition of the coal refuse. [45CSR§5-7.2.] [Refuse Disposal Area 1 (031)]
- 4.1.3. Coal refuse disposal areas shall not be so located with respect to mine openings, tipples, or other mine buildings, unprotected coal outcrops or steam lines that these external factors will contribute to the ignition of the coal refuse on such coal refuse disposal areas. [45CSR§5-7.3.] [Refuse Disposal Area 1 (031)]
- 4.1.4. Vegetation and combustible materials shall not be left on the ground at the site where a coal refuse pile is to be established, unless it is rendered inert before coal refuse is deposited on such site. [45CSR§5-7.4.] [Refuse Disposal Area 1 (031)]
- 4.1.5. Coal refuse shall not be dumped or deposited on a coal refuse pile known to be burning, except for the purpose of controlling the fire or where the additional coal refuse will not tend to ignite or where such dumping will not result in statutory air pollution. [45CSR§5-7.5.] [Refuse Disposal Area 1 (031)]
- 4.1.6. Materials with low ignition points used in the production or preparation of coal, including but not limited to wood, brattice cloth, waste paper, rags, oil and grease, shall not be deposited on any coal refuse disposal area or in such proximity as will reasonably contribute to the ignition of a coal refuse disposal area. [45CSR§5-7.6.] [Refuse Disposal Area 1 (031)]
- 4.1.7. Garbage, trash, household refuse, and like materials shall not be deposited on or near any coal refuse disposal area. [45CSR§5-7.7.] [Refuse Disposal Area 1 (031)]
- 4.1.8. The deliberate ignition of a coal refuse disposal area or the ignition of any materials on such an area by any person or persons is prohibited. [45CSR§5-7.8.] [Refuse Disposal Area 1 (031)]
- 4.1.9. With respect to all burning coal refuse disposal areas, the person responsible for the coal refuse disposal areas or the land on which the coal refuse disposal areas are located shall use due diligence to control air pollution from the coal refuse disposal areas. Consistent with the declaration of policy and purpose set forth in W. Va. Code §22-5-1, the Director shall determine what constitutes due diligence with respect to each such burning coal refuse disposal area. When a study of any burning coal refuse disposal area by the Director establishes that air pollution exists or may be created, the person responsible for the coal refuse disposal area or the land on which the coal refuse disposal area is located shall submit to the Director a report setting forth satisfactory methods and procedures to eliminate, prevent or reduce the air pollution. The report shall be submitted within such time as the Director shall specify. The report for the elimination, prevention or reduction of air pollution shall contain sufficient information, including, completion dates, to establish that the corrective measures can be executed with due diligence. If approved by the Director, the corrective measures and completion dates shall be embodied in a consent order issued pursuant to W. Va. Code §§ 22-5-1 et seq. If the report is not submitted as requested or if the Director determines that the methods and procedures set forth in the report

are not adequate to reasonably control the air pollution he or she shall issue an order requiring the elimination, prevention or reduction of the air pollution.

[45CSR§5-8.3.] [Refuse Disposal Area 1 (031)]

4.2. Monitoring Requirements

N/A

4.3. Testing Requirements

N/A

4.4. Recordkeeping Requirements

N/A

4.5. Reporting Requirements

N/A

4.6. Compliance Plan

N/A

5.0. Source-Specific Requirements

5.1. Limitations and Standards

- 5.1.1. Compliance with all annual throughput limits shall be determined using a 12 month rolling total. For example, a 12 month rolling total shall mean the sum of raw coal received by the facility at any given time for the previous twelve (12) consecutive ~~calendar~~ calendar months.
[45CSR13, R13-2306, 4.1.2.]
- 5.1.2. **Facility Throughput Limitation.** The throughput of coal to be handled or processed through the preparation plant, Transfer Point 060, shall not exceed 2,800 tons per hour (TPH) or 15,768,000 tons per year (TPY).
[45CSR13, R13-2306, 4.1.3.]
- 5.1.3. **Fugitive Dust Control Systems Weekly Check.** The permittee shall inspect all fugitive dust control systems weekly to ensure that they are operated and maintained in conformance with their designs. The permittee shall maintain records of all scheduled and non-scheduled maintenance. Records shall be maintained on site for a period of no less than five (5) years stating any maintenance or corrective actions taken as a result of the weekly inspections, and the times the fugitive dust control system(s) are inoperable and any corrective actions taken.
[45CSR13, R13-2306, 4.1.4.]
- 5.1.4. **Dust Suppressants/Control Measures.** The permittee shall maintain daily records indicating the use of any dust suppressants or any other suitable dust control measures applied at the facility. These records shall be maintained on site for a period of no less than five (5) years.
[45CSR13, R13-2306, 4.1.5.]
- 5.1.5. **Records of Throughput and Hours of Operation.** The permittee shall maintain records of the coal throughput and the hours of operation. Compliance with the hourly throughput limit shall be demonstrated by dividing the calendar month's total throughput by the number of hours operated in the same calendar month to obtain an hourly average. By the fifteenth day of each calendar month, the permittee shall calculate the hourly averaged throughput of the previous calendar month. These records shall be maintained on site for a period of no less than five (5) years.
[45CSR13, R13-2306, 4.1.6.]
- 5.1.6. **Water Truck Requirement.** The permittee shall maintain a water truck on site and in good operating condition, and shall utilize same to apply water, or a mixture of water and an environmentally acceptable dust control additive, hereinafter referred to as solution, as often as is necessary in order to minimize the atmospheric entrainment of fugitive particulate emissions that may be generated from haulroads and other work areas where mobile equipment is used.
- The spray bar shall be equipped with commercially available spray nozzles, of sufficient size and number, so as to provide adequate coverage to the surface being treated.
- The pump delivering the water, or solution, shall be of sufficient size and capacity so as to be capable of delivering to the spray nozzle(s) an adequate quantity of water, or solution, and at a sufficient pressure.
[45CSR13, R13-2306, 4.1.7.]
- 5.1.7. **Freeze Protection Requirement.** A freeze protection plan shall be incorporated and maintained to insure all wet suppression systems remain operational at all times.
[45CSR13, R13-2306, 4.1.8.]

- 5.1.8. **Opacity Limit.** No person shall cause, suffer, allow or permit emission of particulate matter into the open air from any fugitive dust control system which is twenty percent (20%) opacity or greater.
[45CSR§5-3.4, 45CSR13, R13-2306, 4.1.9.]
- 5.1.9. **Fugitive Dust Control System.** No person shall cause, suffer, allow or permit a coal preparation plant or handling operation to operate that is not equipped with a fugitive dust control system. This system shall be operated and maintained in such a manner as to minimize the emission of particulate matter into the open air.
[45CSR§5-6.1, 45CSR13, R13-2306, 4.1.10.]
- 5.1.10. **Dust Control.** The owner or operator of a coal preparation plant or handling operation shall maintain dust control of the premises and owned, leased, or controlled access roads by paving, or other suitable measures. Good operating practices shall be observed in relation to stockpiling, car loading, breaking, screening, and general maintenance to minimize dust generation and atmospheric entrainment.
[45CSR§5-6.2, 45CSR13, R13-2306, 4.1.11.]
- 5.1.11. **Standards for Particulate Matter.** On and after the date on which the performance test is conducted or required to be completed under §60.8, whichever date comes first, an owner or operator shall not cause to be discharged into the atmosphere from any coal processing and conveying equipment, coal storage system, or coal transfer and loading system processing coal constructed, reconstructed, or modified on or before April 28, 2008, gases which exhibit 20 percent opacity or greater.
[45CSR16, 40CFR§60.254(a), 45CSR13, R13-2306, 4.1.18.]
- 5.1.12. **Standards for Particulate Matter.** On and after the date on which the performance test is conducted or required to be completed under §60.8, whichever date comes first, an owner or operator ~~shall not cause to be discharged into the atmosphere from~~ of any coal processing and conveying equipment, coal storage system, or coal transfer and loading system processing coal constructed, reconstructed, or modified after April 28, 2008, must meet the requirements in paragraphs (1) and (3) of this section. [Conveyors C21, C11, C11A, C11B, C11C and C13; Refuse Bin 1 (028); Refuse Bin 2 (RB2); Refuse Bin 3 (RB3) and Refuse Bin 4 (RB4)]
[40CFR§60.254(b)]
- (1) Except as provided in paragraph (3) of this section, the owner or operator must not cause to be discharged into the atmosphere from the affected facility any gases which exhibit 10 percent opacity or greater.
[40CFR§60.254(b)(1)]
- (3) Equipment used in the loading, unloading, and conveying operations of open storage piles are not subject to the opacity limitations of paragraph (1) of this section.
[40CFR§60.254(b)(3)]
- [45CSR16, 45CSR13, R13-2306, 4.1.19.]
- 5.1.13. **Operation and Maintenance of Air Pollution Control Equipment.** The permittee shall, to the extent practicable, install, maintain, and operate all pollution control equipment listed in Section 1.0 and associated monitoring equipment in a manner consistent with safety and good air pollution control practices for minimizing emissions, or comply with any more stringent limits set forth in this permit or as set forth by any State rule, Federal regulation, or alternative control plan approved by the Secretary.
[45CSR§13-5.11., 45CSR13, R13-2306, 4.1.13.]
- 5.1.14. At all times, including periods of startup, shutdown, and malfunction, owners and operators shall, to the extent practicable, maintain and operate any affected facility including associated air pollution control equipment in a manner consistent with good air pollution control practice for minimizing emissions.
[45CSR16, 40 CFR§60.11(d), 45CSR13, R13-2306, 4.1.17.]

- 5.1.15 The permittee shall not exceed the maximum hourly and annual throughput rates and other criteria outlined in the table in Section 1.0 Emission Units.
[45CSR13, R13-2306, 4.1.1.]
- 5.1.16 No person shall construct, modify or relocate any coal preparation plant or coal handling operation without first obtaining a permit in accordance with the provisions of W. Va. Code §22-5-1 et seq. and the Director's rules for review and permitting of new or modified sources.
[45CSR§5-10.1., 45CSR13, R13-2306, 4.1.12.]
- 5.1.17 At the time a stationary source is alleged to be in compliance with an applicable emission standard and at reasonable times to be determined by the Secretary thereafter, appropriate tests consisting of visual determinations or conventional in-stack measurements or such other tests the Secretary may specify shall be conducted to determine compliance.
[45CSR§13-6.1., 45CSR13, R13-2306, 4.1.14.]
- 5.1.18 The Secretary may suspend or revoke a permit or general permit registration if, after six (6) months from the date of issuance, the holder of the permit cannot provide the Secretary, at the Secretary's request, with written proof of a good faith effort that construction, modification, or relocation, if applicable, has commenced. Such proof shall be provided not later than thirty (30) days after the Secretary's request. If construction or modification of a stationary source is discontinued for a period of eighteen (18) months or longer, the Secretary may suspend or revoke the permit or general permit registration.
[45CSR§13-10.2., 45CSR13, R13-2306, 4.1.15.]
- 5.1.19 The Secretary may suspend or revoke a permit or general permit registration if the plans and specifications upon which the approval was based or the conditions established in the permit are not adhered to. Upon notice of the Secretary's intent to suspend, modify or revoke a permit, the permit holder may request a conference with the Secretary in accordance with the provisions of W.Va Code § 22-5-5 to show cause why the permit or general permit registration should not be suspended, modified or revoked.
[45CSR§13-10.3., 45CSR13, R13-2306, 4.1.16.]
- 5.1.20 **Fugitive Coal Dust Emission Control Plan for Subpart Y-**
The owner or operator of an open storage pile, which includes the equipment used in the loading, unloading, and conveying operations of the affected facility, constructed, reconstructed, or modified after May 27, 2009, must prepare and operate in accordance with a submitted fugitive coal dust emissions control plan that is appropriate for the site conditions as specified in paragraphs (c)(1) through (6) of this section.
- (1) The fugitive coal dust emissions control plan must identify and describe the control measures the owner or operator will use to minimize fugitive coal dust emissions from each open storage pile.
 - (2) For open coal storage piles, the fugitive coal dust emissions control plan must require that one or more of the following control measures be used to minimize to the greatest extent practicable fugitive coal dust: Locating the source inside a partial enclosure, installing and operating a water spray or fogging system, applying appropriate chemical dust suppression agents on the source (when the provisions of paragraph (c)(6) of this section are met), use of a wind barrier, compaction, or use of a vegetative cover. The owner or operator must select, for inclusion in the fugitive coal dust emissions control plan, the control measure or measures listed in this paragraph that are most appropriate for site conditions. The plan must also explain how the measure or measures selected are applicable and appropriate for site conditions. In addition, the plan must be revised as needed to reflect any changing conditions at the source.
 - (3) Any owner or operator of an affected facility that is required to have a fugitive coal dust emissions control plan may petition the Administrator to approve, for inclusion in the plan for the affected facility, alternative control measures other than those specified in paragraph (c)(2) of this section as specified in

paragraphs (c)(3)(i) through (iv) of this section.

- (i) The petition must include a description of the alternative control measures, a copy of the fugitive coal dust emissions control plan for the affected facility that includes the alternative control measures, and information sufficient for EPA to evaluate the demonstrations required by paragraph (c)(3)(ii) of this section.
 - (ii) The owner or operator must either demonstrate that the fugitive coal dust emissions control plan that includes the alternate control measures will provide equivalent overall environmental protection or demonstrate that it is either economically or technically infeasible for the affected facility to use the control measures specifically identified in paragraph (c)(2).
 - (iii) While the petition is pending, the owner or operator must comply with the fugitive coal dust emissions control plan including the alternative control measures submitted with the petition. Operation in accordance with the plan submitted with the petition shall be deemed to constitute compliance with the requirement to operate in accordance with a fugitive coal dust emissions control plan that contains one of the control measures specifically identified in paragraph (c)(2) of this section while the petition is pending.
 - (iv) If the petition is approved by the Administrator, the alternative control measures will be approved for inclusion in the fugitive coal dust emissions control plan for the affected facility. In lieu of amending this subpart, a letter will be sent to the facility describing the specific control measures approved. The facility shall make any such letters and the applicable fugitive coal dust emissions control plan available to the public. If the Administrator determines it is appropriate, the conditions and requirements of the letter can be reviewed and changed at any point.
- (4) The owner or operator must submit the fugitive coal dust emissions control plan to the Administrator or delegated authority as specified in paragraphs (c)(4)(i) and (c)(4)(ii) of this section.
- (i) The plan must be submitted to the Administrator or delegated authority prior to startup of the new, reconstructed, or modified affected facility, or 30 days after the effective date of this rule, whichever is later.
 - (ii) The plan must be revised as needed to reflect any changing conditions at the source. Such revisions must be dated and submitted to the Administrator or delegated authority before a source can operate pursuant to these revisions. The Administrator or delegated authority may also object to such revisions as specified in paragraph (c)(5) of this section.
- (5) The Administrator or delegated authority may object to the fugitive coal dust emissions control plan as specified in paragraphs (c)(5)(i) and (c)(5)(ii) of this section.
- (i) The Administrator or delegated authority may object to any fugitive coal dust emissions control plan that it has determined does not meet the requirements of paragraphs (c)(1) and (c)(2) of this section.
 - (ii) If an objection is raised, the owner or operator, within 30 days from receipt of the objection, must submit a revised fugitive coal dust emissions control plan to the Administrator or delegated authority. The owner or operator must operate in accordance with the revised fugitive coal dust emissions control plan. The Administrator or delegated authority retain the right, under paragraph (c)(5) of this section, to object to the revised control plan if it determines the plan does not meet the requirements of paragraphs (c)(1) and (c)(2) of this section.
- (6) Where appropriate chemical dust suppression agents are selected by the owner or operator as a control measure to minimize fugitive coal dust emissions, (1) only chemical dust suppressants with Occupational Safety and Health Administration (OSHA)-compliant material safety data sheets (MSDS) are to be

allowed; (2) the MSDS must be included in the fugitive coal dust emissions control plan; and (3) the owner or operator must consider and document in the fugitive coal dust emissions control plan the site-specific impacts associated with the use of such chemical dust suppressants.

[40CFR§§60.254(c) (1) through (6), 45CSR16] (006)

5.2. Monitoring Requirements

5.2.1. The permittee shall conduct monitoring/recordkeeping/reporting as follows for all emissions units listed in the table in Section 1.0 [Not required for stockpiles (006, 031, 032 and 037) and haulroads (037A, 006A, 031A, 032A and 052A - F)]:

- a. An initial visible emissions evaluation in accordance with 40 C.F.R. 60 Appendix A, Method 9 shall be performed within ninety (90) days of permit issuance for each emission unit with a visible emissions requirement in this permit unless such evaluation was performed within the consecutive 12-month period preceding permit issuance. This initial evaluation shall consist of three 6-minute averages during one consecutive 60 minute period. The initial evaluation shall be conducted at each emissions unit during the period of maximum expected visible emissions under unit and facility operations. A visible emissions evaluation shall be conducted for each emission unit at least once every consecutive 12-month period in accordance with 40 C.F.R. 60 Appendix A, Method 9. This annual evaluation shall consist of a minimum of 24 consecutive observations for each emission unit.
- b. Each emissions unit with a visible emissions limit contained in this permit shall be observed visually at least once each calendar week during periods of facility operation for a sufficient time interval to determine if the unit has any visible emissions using 40 C.F.R. 60 Appendix A, Method 22. If visible emissions from any of the emissions units are observed during these weekly observations, or at any other time, that appear to exceed 50 percent of the allowable visible emission requirement for the emission unit, visible emissions evaluations in accordance with 40 C.F.R. 60 Appendix A, Method 9 shall be conducted as soon as practicable, but no later than twenty-four (24) hours from the time of the observation. A Method 9 evaluation shall not be required under permit requirement 5.2.1.b if the visible emissions condition is corrected in a timely manner; the emissions unit is operating at normal operating conditions; and, the cause and corrective measures taken are recorded.
- c. If the initial, or any subsequent, visible emissions evaluation indicates visible emissions in excess of 50 percent of the allowable visible emissions requirement for a given emission unit, a visible emissions evaluation shall be performed for that unit at least once every consecutive 14-day period in accordance with 40 C.F.R. 60 Appendix A, Method 9. If subsequent visible emissions evaluations indicate visible emissions less than or equal to 50 percent of the allowable visible emissions requirement for the emission unit for 3 consecutive evaluation periods, the emission unit may comply with the visible emissions testing requirements of permit requirement 5.2.1.b in lieu of those established in this condition.
- d. A record of each visible emissions observation shall be maintained, including any data required by 40 C.F.R. 60 Appendix A, Method 22 or Method 9, whichever is appropriate. The record shall include, at a minimum, the date, time, name of the emission unit, the applicable visible emissions requirement, the results of the observation, and the name of the observer.
[45CSR13, R13-2306, 4.2.1, 45CSR§30-5.1.c.]

5.3. Testing Requirements

5.3.1. Within 60 days after achieving the maximum production rate at which the affected facility will be operated, but not later than 180 days after initial startup of such facility, or at such other times specified by this part, the owner or operator of such facility shall conduct performance test(s) and furnish a written report of the results of such performance test(s).
[45CSR16, 40CFR§60.8(a), 45CSR13, R13-2306, 4.3.1.]

5.3.2. Compliance with opacity standards in this part shall be determined by conducting observations in accordance with Method 9 in appendix A of this part. For purposes of determining initial compliance, the minimum total time of observations shall be 3 hours (30 6-minute averages) for the performance test or other set of observations (meaning those fugitive-type emission sources subject only to an opacity standard).
[45CSR16, 40CFR§60.11(b), 45CSR13, R13-2306, 4.3.2.]

5.3.3. **Performance Tests and Other Compliance Requirements for Subpart Y - Performance Tests.** An owner or operator of each affected facility that commenced construction, reconstruction, or modification after April 28, 2008 [Conveyors C21, C11, C11A, C11B, C11C and C13; Refuse Bin 1 (028); Refuse Bin 2 (RB2); Refuse Bin 3 (RB3) and Refuse Bin 4 (RB4)], must conduct performance tests according to the requirements of §60.8 and the methods identified in §60.257 to demonstrate compliance with the applicable emission standards in Subpart Y as specified in paragraph (2) of this section.
[40CFR§60.255(b)]

(2) For each affected facility subject to an opacity standard, an initial performance test must be performed. Thereafter, a new performance test must be conducted according to the requirements in paragraphs (2)(i) and (ii) of this section, as applicable, except as provided for in 40C.F.R.§§60.255(e) and (f) of this section. Performance test and other compliance requirements for coal truck dump operations are specified in 40C.F.R.§60.255(h).

[40CFR§60.255(b)(2)]

(i) If any 6-minute average opacity reading in the most recent performance test exceeds half the applicable opacity limit, a new performance test must be conducted within 90 operating days of the date that the previous performance test was required to be completed.

[40CFR§60.255(b)(2)(i)]

(ii) If all 6-minute average opacity readings in the most recent performance are equal to or less than half the applicable opacity limit, a new performance test must be conducted within 12 ~~calendar~~ calendar months of the date that the previous performance test was required to be completed.

[40CFR§60.255(b)(2)(ii)]

[45CSR16, 45CSR13, R13-2306, 4.3.4.]

5.3.4. **Performance Tests and Other Compliance Requirements for Subpart Y - Monitoring Visible Emissions or Digital Opacity Compliance System.** As an alternative to meeting the requirements in 40C.F.R.§60.255(b)(2) [see permit condition 5.3.3. above], an owner or operator of an affected facility that commenced construction, reconstruction, or modification after April 28, 2008, may elect to comply with the requirements in paragraph (1) of this section.
[40CFR§60.255(f)]

(1) Monitor visible emissions from each affected facility according to the requirements in paragraphs (1)(i) through (iii) of this section.

[40CFR§60.255(f)(1)]

(i) Conduct one daily 15-second observation each operating day for each affected facility (during normal operation) when the coal preparation and processing plant is in operation. Each observation must be recorded as either visible emissions observed or no visible emissions observed. Each observer determining the presence of visible emissions must meet the training requirements specified in §2.3 of Method 22 of appendix A-7 of this part. If visible emissions are observed during any 15-second observation, the owner or operator must adjust the operation of the affected facility and demonstrate within 24 hours that no visible emissions are observed from the affected facility. If visible emissions are observed, a Method 9, of appendix A-4 of this part, performance test must be conducted within 45 operating days.

[40CFR§60.255(f)(1)(i)]

- (ii) Conduct monthly visual observations of all processes and control equipment. If any deficiencies are observed, the necessary maintenance must be performed as expeditiously as possible.

[40CFR§60.255(f)(1)(ii)]

- (iii) Conduct a performance test using Method 9 of Appendix A-4 of this part at least once every 5 ~~calender~~ calendar years for each affected facility.

[40CFR§60.255(f)(1)(iii)]

- (2) Prepare a written site-specific monitoring plan for a digital opacity compliance system for approval by the Administration or delegated authority. The plan shall require observations of at least one digital image every 15 seconds for 10-minute periods (during normal operation) every operating day. An approvable monitoring plan must include a demonstration that the occurrences of visible emissions are not in excess of 5 percent of the observation period. For reference purposes in preparing the monitoring plan, *see* OAQPS “Determination of Visible Emission Opacity from Stationary Sources Using Computer-Based Photographic Analysis Systems.” This document is available from the U.S. Environmental Protection Agency (U.S. EPA); Office of Air Quality and Planning Standards; Sector Policies and Programs Division; Measurement Group (D243-02), Research Triangle Park, NC 27711. This document is also available on the Technology Transfer Network (TTN) under Emission Measurement Center Preliminary Methods. The monitoring plan approved by the Administrator delegated authority shall be implemented by the owner or operator.

[40CFR§60.255(f)(2)]

[45CSR16, 45CSR13, R13-2306, 4.3.6.]

- 5.3.5. **Performance Tests and Other Compliance Requirements for Subpart Y - COMS.** As an alternative to meeting the requirements in 40C.F.R. §60.255(b)(2) [*see permit condition 5.3.3. above*], an owner or operator of an affected facility that commenced construction, reconstruction, or modification after April 28, 2008, subject to a visible emissions standard under this subpart may install, operate, and maintain a continuous opacity monitoring system (COMS). Each COMS used to comply with provisions of this subpart must be installed, calibrated, maintained, and continuously operated according to the requirements in 40C.F.R. §60.255(g)(1) and (2).

[45CSR16, 40CFR§60.255(g), 45CSR13, R13-2306, 4.3.7.]

- 5.3.6. **Performance Tests and Other Compliance Requirements for Subpart Y.** If any affected coal processing and conveying equipment (e.g., breakers, crushers, screens, conveying systems), coal storage systems, or other coal transfer and loading systems that commenced construction, reconstruction, or modification after April 28, 2008, are enclosed in a building do not exceed any of the standards in §60.254 that apply to the affected facility, then the facility shall be deemed to be in compliance with such standards.

[45CSR16, 40CFR§60.255(c), 45CSR13, R13-2306, 4.3.5.]

- 5.3.7. **Test Methods and Procedures for Subpart Y.** The owner or operator must determine compliance with the applicable opacity standards as specified in paragraphs (1) through (3) of this section.

[40CFR§60.257(a)]

- (1) Method 9 of Appendix A-4 of this part and the procedures in §60.11 must be used to determine opacity, with the exceptions specified in paragraphs 5.3.7(1)(i) and (ii).

[40CFR§60.257(a)(1)]

- (i) The duration of the Method 9 of Appendix A-4 of this part performance test shall be 1 hour (ten 6-minute averages).

[40CFR§60.257(a)(1)(i)]

- (ii) If, during the initial 30 minutes of the observation of a Method 9 of Appendix A-4 of this part performance test, all of the 6-minute average opacity readings are less than or equal to half the applicable opacity limit, then the observation period may be reduced from 1 hour to 30 minutes.
[40CFR§60.257(a)(1)(ii)]
- (2) To determine opacity for fugitive coal dust emissions sources, the additional requirements specified in paragraphs 5.3.7(2)(i) through (iii) must be used.
[40CFR§60.257(a)(2)]
 - (i) The minimum distance between the observer and the emission source shall be 5.0 meters (16 feet), and the sun shall be oriented in the 140-degree sector of the back.
[40CFR§60.257(a)(2)(i)]
 - (ii) The observer shall select a position that minimizes interference from other fugitive coal dust emissions sources and make observations such that the line of vision is approximately perpendicular to the plume and wind direction.
[40CFR§60.257(a)(2)(ii)]
 - (iii) The observer shall make opacity observations at the point of greatest opacity in that portion of the plume where condensed water vapor is not present. Water vapor is not considered a visible emission.
[40CFR§60.257(a)(2)(iii)]
- (3) A visible emissions observer may conduct visible emission observations for up to three fugitive, stack, or vent emission points within a 15-second interval if the following conditions specified in paragraphs (3)(i) through (iii) of this section are met.
[40CFR§60.257(a)(3)]
 - (i) No more than three emissions points may be read concurrently.
[40CFR§60.257(a)(3)(i)]
 - (ii) All three emissions points must be within a 70 degree viewing sector or angle in front of the observer such that the proper sun position can be maintained for all three points.
[40CFR§60.257(a)(3)(ii)]
 - (iii) If an opacity reading for any one of the three emissions points is within 5 percent opacity from the applicable standard (excluding readings of zero opacity), then the observer must stop taking readings for the other two points and continue reading just that single point.
[40CFR§60.257(a)(3)(iii)]
[45CSR16, 45CSR13, R13-2306, 4.3.9.]
- 5.3.8. **Test Methods and Procedures for Subpart Y.** The owner or operator must conduct all performance tests required by §60.8 to demonstrate compliance with the applicable emissions standards specified in §60.252 according to the requirements in §60.8 using the applicable test methods and procedures in 40C.F.R. §§60.257(b) (1) through (8).
[45CSR16, 40CFR§60.257(b), 45CSR13, R13-2306, 4.3.10.]
- 5.3.9. **Performance Tests and Other Compliance Requirements for Subpart Y - Performance Tests.** An owner or operator of each affected facility that commenced construction, reconstruction, or modification on or before April 28, 2008, must conduct performance tests required by §60.8 to demonstrate compliance with the applicable emission standards using the methods identified in §60.257.
[45CSR16, 40CFR§60.255(a), 45CSR13, R13-2306, 4.3.3.]

5.3.10 **Coal Truck Dump Operations.** The owner or operator of each affected coal truck dump operation that commenced construction, reconstruction, or modification after April 28, 2008, must meet the requirements specified in paragraphs (h)(1) through (3) of this section.
[40CFR§60.255(h)]

(1) Conduct an initial performance test using Method 9 of appendix A-4 of this part according to the requirements in paragraphs (h)(1)(i) and(ii).
[40CFR§60.255(h)(1)]

(i) Opacity readings shall be taken during the duration of three separate truck dump events. Each truck dump event commences when the truck bed begins to elevate and concludes when the truck bed returns to a horizontal position.
[40CFR§60.255(h)(1)(i)]

(ii) Compliance with the applicable opacity limit is determined by averaging all 15-second opacity readings made during the duration of three separate truck dump events.
[40CFR§60.255(h)(1)(ii)]

(2) Conduct monthly visual observations of all process and control equipment. If any deficiencies are observed, the necessary maintenance must be performed as expeditiously as possible.
[40CFR§60.255(h)(2)]

(3) Conduct a performance test using Method 9 of appendix A-4 of this part at least once every 5 calendar years for each affected facility.
[40CFR§60.255(h)(3)]
[45CSR16, 45CSR13, R13-2306, 4.3.8.]

5.4. Recordkeeping Requirements

5.4.1. **Record of Maintenance of Air Pollution Control Equipment.**

For all pollution control equipment listed in Section 1.0 of this permit, the permittee shall maintain accurate records of all required pollution control equipment inspection and/or preventative maintenance procedures.
[45CSR13, R13-2306, 4.4.2.]

5.4.2. **Record of Malfunctions of Air Pollution Control Equipment.**

For all pollution control equipment listed in Section 1.0 of this permit, the permittee shall maintain records of the occurrence and duration of any malfunction or operational shutdown of the air pollution control equipment during which excess emissions occur. For each such case, the following information shall be recorded:

- a. The equipment involved.
- b. Steps taken to minimize emissions during the event.
- c. The duration of the event.
- d. The estimated increase in emissions during the event.

For each such case associated with an equipment malfunction, the additional information shall also be recorded:

- e. The cause of the malfunction.
- f. Steps taken to correct the malfunction.
- g. Any changes or modifications to equipment or procedures that would help prevent future recurrences of the malfunction.

[45CSR13, R13-2306, 4.4.3.]

- 5.4.3. For the purposes of determining compliance with water truck usage set forth in 5.1.6, the permittee shall monitor water truck activity and maintain certified daily records, utilizing the attached form identified as Appendix A.
[45CSR13, R13-2306, 4.4.4.]
- 5.4.4. The permittee shall maintain records of all monitoring data required by Section 5.2.1 of this permit by documenting the date and time of each visible emission check, the emission point or equipment/source identification number, the name or means of identification of the observer, the results of the check(s), whether the visible emissions are normal for the process, and, if applicable, all corrective measures taken or planned. The permittee shall also record the general weather conditions (i.e. sunny, approximately 80°F, 6 - 10 mph NE wind) during the visual emission check(s). An example form is supplied as Appendix B. Should a visible emission observation be required to be performed per the requirements specified in Method 9, the data records of each observation shall be maintained per the requirements of Method 9. For an emission unit out of service during the normal monthly evaluation, the record of observation may note “out of service” (O/S) or equivalent
[45CSR13, R13-2306, 4.4.5.]

5.5. Reporting Requirements

- 5.5.1. With regard to any testing required by the Director, the permittee shall submit to the Director of Air Quality and the Associate Director - Office of Enforcement and Permit Review (3AP12) of the U.S. EPA a test protocol detailing the proposed test methods, the date, and the time the proposed testing is to take place, as well as identifying the sampling locations and other relevant information. The test protocol must be received by the Director and the Associate Director no less than thirty (30) days prior to the date the testing is to take place. Test results shall be submitted to the Director and the Associate Director no more than sixty (60) days after the date the testing takes place.
[45CSR13, R13-2306, 4.5.2.]
- 5.5.2. Any violation(s) of the allowable visible emission requirement for any emission source discovered during observation using 40CFR Part 60, Appendix A, Method 9 must be reported in writing to the Director of the Division of Air Quality as soon as practicable, but within ten (10) calendar days, of the occurrence and shall include, at a minimum, the following information: the results of the visible determination of opacity of emissions, the cause or suspected cause of the violation(s), and any corrective measures taken or planned.
[45CSR13, R13-2306, 4.5.1.]
- 5.5.3. **Notification and Record Keeping.** Any owner or operator subject to the provisions of this part shall furnish written notification as follows:
[40CFR§60.7(a)]
- A notification of the date construction (or reconstruction as defined under §60.15) of an affected facility is commenced postmarked no later than 30 days after such date.
[40CFR§60.7(a)(1)]
- A notification of the actual date of initial startup of an affected facility postmarked within 15 days after such date.
[40CFR§60.7(a)(3)]
- [45CSR16, 45CSR13, R13-2306, 4.5.3.]**
- 5.5.4. **Reporting for Subpart Y - Opacity Exceedances.** For the purposes of reports required under section 60.7(c), any owner or operator subject to the provisions of Subpart Y also shall report semiannually periods of excess emissions as follow:

[40CFR§60.258(b)]

(1) The owner or operator of an affected facility with a wet scrubber shall submit semiannual reports to the Administrator or delegated authority of occurrences when the measurements of the scrubber pressure loss, water supply flow rate, or pH of the wet scrubber liquid vary by more than 10 percent from the average determined during the most recent performance test.

[40CFR§60.258(b)(1)]

(2) The owner or operator of an affected facility with control equipment other than a wet scrubber shall submit semiannual reports to the Administrator or delegated authority of occurrences when the measurements of the reagent injection flow rate, as applicable, vary by more than 10 percent from the average determined during the most recent performance test.

[40CFR§60.258(b)(2)]

(3) All 6-minute average opacities that exceed the applicable standard.

[40CFR§60.258(b)(3)]

[45CSR16, 45CSR13, R13-2306, 4.5.5.]

5.5.5. **Reporting for Subpart Y - Results of Initial Performance Tests.** The owner or operator of an affected facility shall submit the results of initial performance tests to the Administrator or delegated authority, consistent with the provisions of section 60.8. The owner or operator who elects to comply with the reduced performance testing provisions of sections 60.255(c) or (d) shall include in the performance test report identification of each affected facility that will be subject to the reduced testing. The owner or operator electing to comply with section 60.255(d) shall also include information which demonstrates that the control devices are identical.

[45CSR16, 40CFR§60.258(c), 45CSR13, R13-2306, 4.5.6.]

5.5.6. **Reporting for Subpart Y - WebFIRE Data Base.** After July 11, 2011, within 60 days after the date of completing each performance evaluation conducted to demonstrate compliance with this subpart, the owner or operator of the affected facility must submit the test date to EPA by successfully entering the data electronically into EPA's WebFIRE data base available at <http://cfpub.epa.gov/oarweb/index.cfm?action=fire.main>. *For performance tests that cannot be entered into WebFIRE (i.e. Method 9 of appendix A-4 of this part opacity performance tests) the owner or operator of the affected facility must mail a summary copy to United States Environmental Protection Agency; Energy Strategies Group; 109 TW Alexander DR; mail code D243-01; RTP, NC 27711.*

[45CSR16, 40CFR§60.258(d), 45CSR13, R13-2306, 4.5.7.]

5.5.7 The owner or operator of a coal preparation and processing plant that commenced construction, reconstruction, or modification after April 28, 2008, shall maintain in a logbook (written or electronic) on-site and make it available upon request. The logbook shall record the following:

[40CFR§60.258(a)]

(1) The manufacturer's recommended maintenance procedures and the date and time of any maintenance and inspection activities and the results of those activities. Any variance from manufacturer recommendation, if any, shall be noted.

[40CFR§60.258(a)(1)]

(2) The date and time of periodic coal preparation and processing plant visual observations, noting those sources with visible emissions along with corrective actions taken to reduce visible emissions. Results from the actions shall be noted.

[40CFR§60.258(a)(2)]

- (3) The amount and type of coal processed each calendar month.
[40CFR§60.258(a)(3)]
- (4) The amount of chemical stabilizer or water purchased for use in the coal preparation and processing plant.
[40CFR§60.258(a)(4)]
- (5) Monthly certification that the dust suppressant systems were operational when any coal was processed and that manufacturer's recommendations were followed for all control systems. Any variance from the manufacturer's recommendations, if any, shall be noted.
[40CFR§60.258(a)(5)]
- (6) Monthly certification that the fugitive coal dust emissions control plan was implemented as described. Any variance from the plan, if any, shall be noted. A copy of the applicable fugitive coal dust emissions control plan and any letters from the Administrator providing approval of any alternative control measures shall be maintained with the logbook. Any actions, e.g. objections, to the plan and any actions relative to the alternative control measures, e.g. approvals, shall be noted in the logbook as well.
[40CFR§60.258(a)(6)]
- (7) For each bag leak detection system, the owner or operator must keep the records specified in paragraphs (a)(7)(i) through (iii) of this section.
[40CFR§60.258(a)(7)]
 - (i) Records of the bag leak detection system output;
[40CFR§60.258(a)(7)(i)]
 - (ii) Records of bag leak detection system adjustments, including the date and time of the adjustment, the initial bag leak detection system settings, and the final bag leak detection settings; and
[40CFR§60.258(a)(7)(ii)]
 - (iii) The date and time of all bag leak detection system alarms, the time that procedures to determine the cause of the alarm were initiated, the cause of the alarm, an explanation of the actions taken, the date and time the cause of the alarm was alleviated, and whether the cause of the alarm was alleviated within 3 hours of the alarm.
[40CFR§60.258(a)(7)(iii)]
- (8) A copy of any applicable monitoring plan for a digital opacity compliance system and monthly certification that the plan was implemented as described. Any variance from plan, if any, shall be noted.
[40CFR§60.258(a)(8)]
- (9) During a performance test of a wet scrubber, and each operating day thereafter, the owner or operator shall record the measurements of the scrubber pressure loss, water supply flow rate, and pH of the wet scrubber liquid.
[40CFR§60.258(a)(9)]
- (10) During a performance test of control equipment other than a wet scrubber, and each operating day thereafter, the owner or operator shall record the measurements of the reagent injection flow rate, as applicable.
[40CFR§60.258(a)(10)]

[45CSR16, 45CSR13, R13-2306, 4.5.4.]

APPENDIX A ¹
Certified Daily and Monthly Water Usage By The Pressurized Water Truck

Harrison County Coal ~~Company~~ Resources, Inc.
Harrison County Mine Preparation Plant
Company ID No. 033-00018
Permit No. R13-2306F

Month _____ Year _____

Day of Month	Water Truck Used? (Y/N)	Quantity of Water Applied ² (gallons)	Name and Amount of Chemical Suppressants Added (gallons)	Comments ³	Initials
1					
2					
3					
4					
5					
6					
7					
8					
9					
10					
11					
12					
13					
14					
15					
16					
17					
18					
19					
20					
21					
22					
23					
24					
25					
26					
27					
28					
29					
30					
31					

Notes: (1) The **CERTIFICATION OF DATA ACCURACY** statement appearing on the reverse side shall be completed and kept on site for a period of no less than five (5) years and shall be made available to the Director or his or her duly authorized representative upon request.
 (2) The quantity of water used may be estimated based on the volume of the tank and the number of times the water truck was refilled.
 (3) Use the comment section to explain why the water truck was not in use or was used sparingly.

APPENDIX B – Weekly Opacity Record

Harrison County Coal ~~Company~~ Resources, Inc.
Harrison County Mine Preparation Plant
Company ID No. 033-00018
Permit No. R13-2306F

Date of Observation:

Data Entered by:

Reviewed by:

Date Reviewed:

Describe the General Weather Conditions:

Stack ID/Vent ID/ Emission Point ID	Stack/Vent/Emission Point Description	Time of Observation	Visible Emissions? Yes/No	Consecutive Weeks of Visual Emissions	Comments

Fact Sheet



For Draft/Proposed Renewal Permitting Action Under 45CSR30 and Title V of the Clean Air Act

Permit Number: **R30-03300018-2022**

Application Received: **March 3, 2021**

Plant Identification Number: **033-00018**

Permittee: **Harrison County Coal Resources, Inc.**

Facility Name: **Harrison County Mine Preparation Plant**

Mailing Address: **46226 National Road W, St. Clairsville, OH 43950**

Physical Location: Shinnston, Harrison County, West Virginia
UTM Coordinates: 554.82 km Easting • 4,361.54 km Northing • Zone 17
Directions: From U.S. Route 19 in Shinnston, travel west on County Route 3 (Lucas Rd.) for approximately 2.7 miles until turning left on County Route 3/4. Proceed on Route 3/4 for approximately 0.9 miles to the plant site.

Facility Description

Harrison County Coal Company's facility operates a 2,800 tons per hour wet wash coal preparation plant. The facility has the potential to operate seven (7) days per week, twenty-four (24) hours per day and fifty-two (52) weeks per year. SIC Code: 1222

Emissions Summary

Plantwide Emissions Summary [Tons per Year]		
Regulated Pollutants	Potential Emissions	2020 Actual Emissions
Carbon Monoxide (CO)	-----	-----
Nitrogen Oxides (NO _x)	-----	-----
Particulate Matter (PM _{2.5})	38.9	9.87
Particulate Matter (PM ₁₀)	268.25	59.58
Total Particulate Matter (TSP)	724.44	129.48
Sulfur Dioxide (SO ₂)	-----	-----
Volatile Organic Compounds (VOC)	37.60	19.92

PM₁₀ is a component of TSP.

Title V Program Applicability Basis

This facility has the potential to emit 268.25 tons per year of PM₁₀. Due to this facility's potential to emit over 100 tons per year of criteria pollutant, Harrison County Coal Resources, Inc. is required to have an operating permit pursuant to Title V of the Federal Clean Air Act as amended and 45CSR30.

Legal and Factual Basis for Permit Conditions

The State and Federally-enforceable conditions of the Title V Operating Permits are based upon the requirements of the State of West Virginia Operating Permit Rule 45CSR30 for the purposes of Title V of the Federal Clean Air Act and the underlying applicable requirements in other state and federal rules.

This facility has been found to be subject to the following applicable rules:

Federal and State:	45CSR5	Control of particulate matter from coal preparation plants
	45CSR6	Open burning prohibited.
	45CSR11	Standby plans for emergency episodes.
	45CSR13	Permit for construction/modification
	45CSR16	New Source Performance Standards
	WV Code § 22-5-4 (a) (14)	The Secretary can request any pertinent information such as annual emission inventory reporting.
	45CSR30	Operating permit requirement.
State Only:	40 C.F.R. Part 60, Subpart Y	Requirements for coal preparation plant
	40 C.F.R. Part 61	Asbestos inspection and removal
	40 C.F.R. Part 82, Subpart F	Ozone depleting substances
	45CSR4	No objectionable odors.

Each State and Federally-enforceable condition of the Title V Operating Permit references the specific relevant requirements of 45CSR30 or the applicable requirement upon which it is based. Any condition of the Title V permit that is enforceable by the State but is not Federally-enforceable is identified in the Title V permit as such.

The Secretary's authority to require standards under 40 C.F.R. Part 60 (NSPS), 40 C.F.R. Part 61 (NESHAPs), and 40 C.F.R. Part 63 (NESHAPs MACT) is provided in West Virginia Code §§ 22-5-1 *et seq.*, 45CSR16, 45CSR34 and 45CSR30.

Active Permits/Consent Orders

Permit or Consent Order Number	Date of Issuance	Permit Determinations or Amendments That Affect the Permit (<i>if any</i>)
R13-2306F	May 14, 2018	

Conditions from this facility's Rule 13 permit(s) governing construction-related specifications and timing requirements will not be included in the Title V Operating Permit but will remain independently enforceable under the applicable Rule 13 permit(s). All other conditions from this facility's Rule 13 permit(s) governing the source's operation and compliance have been incorporated into this Title V permit in accordance with the "General Requirement Comparison Table," which may be downloaded from DAQ's website.

Determinations and Justifications

- ❖ On page 1 on the permit cover page and in the page header, Harrison County Coal Company was changed to Harrison County Coal Resources, Inc. as a result of the change of ownership and transfer of permits acknowledged in a letter from the DAQ dated March 30, 2021. The facility name Harrison County Mine Preparation Plant was added.
- ❖ On page 2, the page numbering in the Table of Contents was updated.
- ❖ On pages 19-20 in Section 3.5.3., the USEPA contact information was updated to the current boilerplate.
- ❖ On page 36 in the title block of Appendix A, the company name and facility name were changed from Harrison County Coal Company and Harrison County Preparation Plant to Harrison County Coal Resources, Inc. and Harrison County Mine Preparation Plant, respectively.
- ❖ On page 37 in the title block of Appendix B, the company name and facility name were changed from Harrison County Coal Company and Harrison County Preparation Plant to Harrison County Coal Resources, Inc. and Harrison County Mine Preparation Plant.

Non-Applicability Determinations

The following requirements have been determined not to be applicable to the subject facility due to the following:

40 CFR 64-Compliance Assurance Monitoring. This is the fourth permit renewal for this facility. The facility was found not to be subject to CAM at the time of the previous renewal. There were no new emission units or control devices added at the facility that would require a CAM applicability analysis. Therefore, a CAM determination is not required.

Request for Variances or Alternatives

None

Insignificant Activities

Insignificant emission unit(s) and activities are identified in the Title V application.

Comment Period

Beginning Date: (Date of Notice Publication)

Ending Date: (Publication Date PLUS 30 Days)

Point of Contact

All written comments should be addressed to the following individual and office:

Dan Roberts
West Virginia Department of Environmental Protection
Division of Air Quality
601 57th Street SE
Charleston, WV 25304
304/926-0499 ext. 41902
Daniel.p.roberts@wv.gov

Procedure for Requesting Public Hearing

During the public comment period, any interested person may submit written comments on the draft permit and may request a public hearing, if no public hearing has already been scheduled. A request for public hearing shall be in writing and shall state the nature of the issues proposed to be raised in the hearing. The Secretary shall grant such a request for a hearing if he/she concludes that a public hearing is appropriate. Any public hearing shall be held in the general area in which the facility is located.

Response to Comments

Not applicable.



Roberts, Daniel P <daniel.p.roberts@wv.gov>

Harrison County Coal Resources, Inc. - Harrison County Mine Preparation Plant - Renewal Application R30-03300018-2022

1 message

Roberts, Daniel P <daniel.p.roberts@wv.gov>

Wed, Dec 22, 2021 at 2:38 PM

To: "Betcher, Kim" <kimbetcher@acnrinc.com>

Cc: ebarato@acnrinc.com, "Mike Burr <mburr@trinityconsultants.com>" <mburr@trinityconsultants.com>, "McCumbers, Carrie" <Carrie.McCumbers@wv.gov>

Ms. Betcher,

I am emailing the draft permit and fact sheet that I created for the Harrison County Coal Resources, Inc. renewal application. I already sent it to Carrie McCumbers, my supervisor and incorporated her comments. Please respond and let me know if you have any comments or suggestions. In the meantime, I will continue preparing everything else required to go to notice on this draft permit.

Sincerely,

Dan Roberts

WV Department of Environmental Protection

Division of Air Quality

Title V Permitting Section

(304) 926-0499 ext. 41902

Daniel.p.roberts@wv.gov

3 attachments

**R30-03300018 Title V Fact Sheet 12-22-21.doc**
98K**R30-03300018 draft Title V Permit 12-22-21.docx**
299K**R30-03300018 draft Title V Permit Clean 12-22-21.docx**
299K

West Virginia Department of Environmental Protection

Harold D. Ward

Cabinet Secretary

Permit to Operate



Pursuant to

Title V

of the Clean Air Act

Issued to:

Harrison County Coal Resources, Inc.

Harrison County Mine Preparation Plant

R30-03300018-2022

Laura M. Crowder

Director, Division of Air Quality

Issued: [Date of issuance] • Effective: [Equals issue date plus two weeks]
Expiration: [5 years after issuance date] • Renewal Application Due: [6 months prior to expiration]

Permit Number: **R30-03300018-2022**
Permittee: **Harrison County Coal Resources, Inc.**
Facility Name: **Harrison County Mine Preparation Plant**
Permittee Mailing Address: **46226 National Road W, St. Clairsville, OH 43950**

This permit is issued in accordance with the West Virginia Air Pollution Control Act (West Virginia Code §§ 22-5-1 et seq.) and 45CSR30 — Requirements for Operating Permits. The permittee identified at the above-referenced facility is authorized to operate the stationary sources of air pollutants identified herein in accordance with all terms and conditions of this permit.

Facility Location:	Shinnston, Harrison County, West Virginia
Facility Mailing Address:	372 Robinson Mine Road, Shinnston, WV
Telephone Number:	(740) 338-3100
Type of Business Entity:	Corporation
Facility Description:	Wet Wash Coal Preparation Plant
SIC Codes:	1222
UTM Coordinates:	554.82 km Easting • 4361.54 km Northing • Zone 17

Permit Writer: Dan Roberts

Any person whose interest may be affected, including, but not necessarily limited to, the applicant and any person who participated in the public comment process, by a permit issued, modified or denied by the Secretary may appeal such action of the Secretary to the Air Quality Board pursuant to article one [§§ 22B-1-1 et seq.], Chapter 22B of the Code of West Virginia. West Virginia Code §22-5-14.

Issuance of this Title V Operating Permit does not supersede or invalidate any existing permits under 45CSR13, 14 or 19, although all applicable requirements from such permits governing the facility's operation and compliance have been incorporated into the Title V Operating Permit.

Table of Contents

1.0. Emission Units and Active R13, R14, and R19 Permits..... 3

2.0. General Conditions..... 7

3.0. Facility-Wide Requirements and Permit Shield.....16

Source-specific Requirements

4.0. Source-Specific Requirements [Refuse Disposal area].....22

5.0. Source-Specific Requirements.....24

Appendix A&B- Recordkeeping Forms

1.0 Emission Units and Active R13, R14, and R19 Permits

1.1 Emission Units

Source ID	Emission Point ID	Equipment Description	Design Capacity		Date of Construction/Modification ¹	Control Device ID	Control Device ²
			TPH	TPY			
Raw Coal from Deep Mine Circuit							
MB1	E-MB1 (TP1)	Mine Portal Belt	5,000	15,768,000	C 2005	NA	FE
MB2	E-MB2 (TP2)	Silo Feed Belt	5,000	15,768,000	C 2005	NA	FE
MB3	E-MB3 (TP3)	Silo Transfer Belt	5,000	15,768,000	C 2005	NA	FE
RCS2	E-RCS2 (TP4)	Raw Coal Storage Silo 2 - 10,000 capacity	-----	15,768,000 combined	C 2005	NA	FE
RCS3	E-RCS3 (TP5)	Raw Coal Storage Silo 3 - 10,000 ton capacity	-----		C 2005	NA	FE
MB4	E-MB4 (TP6)	Silo Reclaim Belt	4,000	15,768,000	C 2005	NA	FE
MB5	E-MB5 (TP7)	Overland Mine Belt 1	4,000	15,768,000	C 2005	NA	FE
MB6	E-MB6 (TP8)	Overland Mine Belt 2	4,000	15,768,000	C 2005	NA	FE
A1	A003	Conveyor and Transfer Point	4,000	15,768,000	C 1994	DA003	FE
A2	A005	Conveyor and Transfer Point	4,000	15,768,000	C 1994	DA005	FE
A006	A006, A007	Scalping Screen A1 (rotary breaker building) and Transfer Points	4,000	15,768,000	C 1994	DA005	FE
A006A	A006A, A007A, A010	Rotary Breaker A1 (rotary breaker building) and Transfer Points (drop to A008, drop to rock bin, drop to pan)	1,000	3,942,000	C 1994	DA005, DA008	FE
O10A	O10A, A011	Rock Bin 1 - 100 ton capacity - and transfer point	-----	175,200	C 1994	DA008, D033	FE
A3A	A007A	Conveyor and Transfer Point	4,000	15,768,000	C 1994	DA005A	FE
A3	003B, A009	Conveyor and Transfer Point	4,000	15,768,000	C 1994	D004	FE
Raw Coal from Minecar/Truck Dump Building Circuit							
037 ³	037, 037A, 038, 039, 040, 041	Clean/Raw Coal Stockpile 2 - 240,000 ton capacity (wind erosion, grading, pan load-in, pan reclaim, truck load-in, endloader loadout)	-----	10,512,000	C 1968	N/A	MC
001 ³	001,001C	Rotary Dump and Truck Dump	1,200	100,000	C 1968	D001	PE
001A ³	001A	Scalping Screen 1	1,200	100,000	C 1968	D002	FE
001B ³	001B	Crusher 1	1,200	100,000	C 1968	D002	FE
C1 ³ (002)	002A, 003B	Conveyor and Transfer Points (raw coal to silo or conveyor)	1,200	100,000	C 1968	D004	FE
003 ³	003A	Raw Coal Silo 1 - 6,000 ton capacity	-----	15,768,000	C 1968	D005	FE
C2 (004)	005	Conveyor and Transfer Point (raw coal to stockpile)	4,000	10,000,000	C 1994	D006	FE

Source ID	Emission Point ID	Equipment Description	Design Capacity		Date of Construction/ Modification ¹	Control Device ID	Control Device ²
			TPH	TPY			
006	006, 012, 006A, 042, 043	Raw Coal Stockpile 1 - 750,000 ton capacity (wind erosion, pan reclaim, grading, truck load-in, pan load-in)	-----	10,000,000	M 2015 C 1968	D011	ST, UC
C3, C4	007, 009	Conveyors (2) and Transfer Points (plant feed)	2,800	15,768,000	C 2002	D007, D009	FE, PE(TP-007)
Prep Plant and Clean Coal Circuit							
060	010C	Preparation Plant (raw & wet)	2,800	15,768,000	C 2002	D060, D040, D041	MC, EM, ES
D040 ³	P003	Exhaust Fan and Dust Collector 1; removes PM from prep plant	N/A	N/A	C 1968	N/A	N/A
D041 ³	P003	Scrubber; removes PM from prep plant	N/A	N/A	C 1968	N/A	N/A
C16	061	Conveyor and Transfer Point	1,800	15,768,000	C 2002	D061	FE
C17	62	Conveyor and Transfer Point	1,800	15,768,000	C 2002	D062	FE
C18	063	Conveyor and Transfer Point	1,800	15,768,000	C 2002	D063	FE
017 ³	017A	Clean Coal Silo 1 - 10,000 ton capacity	-----	15,768,000	C 1968	D016	FE
C19	064	Conveyor and Transfer Point	1,800	15,768,000	C 2002	D064	FE
069	065	Clean Coal Silo - 25,000 ton capacity	4,000	15,768,000	C 2002	D065	FE
C20	066	Conveyor and Transfer Point	4,000	15,768,000	C 2002	D066	FE
C7A	067	Conveyor and Transfer Point	4,000	15,768,000	C 2002	D067	FE
C7	019, 021A	Conveyor and Transfer Points (clean coal to rail loadout or by-pass)	4,000	15,768,000	C 2002	D018	FE
SC1	STP2	Sample System Feed Conveyor	5	43,800	C 2002	NA	FE
CR1	STP3	Sample System Pulverizer	5	43,800	C 2002	NA	FE
SC2	STP4	Sample System Return Conveyor	5	43,800	C 2002	NA	FE
020 ³	021	Railroad Loadout 1 - 100 ton capacity	4,000	15,768,000	C 1968	D019	FE, TC
C8 ³	023	Conveyor and Transfer Point (rail loadout by-pass belt)	1,200	10,512,000	C 1968	D023	PE(conveyor), FE (TP)
C9 ³	024A	Conveyor and Transfer Point (initial belt in power plant feed)	1,300	11,388,000	C 1968	D042	PE, EM
D042 ³	P002	Exhaust Fan 2 and Dust Collector 2; removes PM from transfer point	N/A	N/A	C 1968	N/A	N/A
C10 ³	N/A	Conveyor and Transfer Point (second belt in power plant feed)	1,300	11,388,000	C 1968	N/A	FE
032	032, 033, 032A, 033A, 035, 036	Clean Coal Stockpile 1 - 40,000 ton capacity (wind erosion, reclaim to conveyor, grading, dozer to reclaim, truck load-in, pan load-in)	-----	8,760,000	C 1968	D028, D033	UC, MC
C12 (034)	034A	Conveyor and Transfer Point (clean coal destock feeder)	1,200	10,512,000	C 1968	D023	PE(conveyor), FE (TP)
Refuse Circuit							

Source ID	Emission Point ID	Equipment Description	Design Capacity		Date of Construction/Modification ¹	Control Device ID	Control Device ²
			TPH	TPY			
C21	068	Conveyor and Transfer Point (2010 - increased the maximum hourly throughput from 500 TPH to 800 TPH)	800	4,380,000	M 2010 C 2002	D068	FE
C11 (026)	027	Conveyor and Transfer Point (refuse) (2010 - increased the maximum hourly throughput from 500 TPH to 800 TPH)	800	4,380,000	M 2010 C 1981	D027	FE
C11A (026A)	C11A	Refuse Conveyor and Transfer Point (2010 - increased the maximum hourly throughput from 500 TPH to 800 TPH)	800	4,380,000	M 2010 C 1981	D027A	FE
028	029, 030	Refuse Bin 1 - 100 ton capacity - and Transfer Points (2010 - increased the maximum hourly throughput from 500 TPH to 800 TPH)	-----	4,380,000 ³	M 2010 C 1981	N/A	FE
C11B	C11B	Refuse Conveyor and Transfer Point (2010 - increased the maximum hourly throughput from 500 TPH to 800 TPH)	800	4,380,000	M 2010 C 1981	N/A	FE
RB2	RTP3	Refuse Bin 2 - 300 ton capacity - and Transfer Points (2010 - increased the maximum hourly throughput from 500 TPH to 800 TPH)	-----	4,380,000 ³	M 2010 C 1981	N/A	FE
C13	RTP7	Refuse Conveyor	800	4,380,000	C 2018	NA	FE
RB4	RTP8	Refuse Bin 3 – 300 ton capacity – and Transfer Points	-----	4,380,000 ⁴	C 2018	NA	PE
C11C	C11C	Refuse Conveyor	800	4,380,000	C 2010	NA	PE
RB3	RB3	Refuse Bin 3 - 300 ton capacity - and Transfer Points	-----	4,380,000 ³	C 2010	NA	FE
Miscellaneous							
031 ³	031, 031A	Refuse Disposal Area 1(wind erosion, grading)	-----	-----	C 1968	D033	WT
048A ³	048A	Lime Storage Silo 1 - 50 ton capacity			C 1971	N/A	FE
048B ³	048B	Lime Storage Silo 2 - 50 ton capacity			C 1971	N/A	FE
047 ³	047	Rock Dust Bin 1 - 50 ton capacity			C 1968	N/A	FE
052A-F	052A-F	Haulroads	N/A	N/A	N/A	D033	WT

¹ In accordance with 40 CFR 60 Subpart Y, coal processing and conveying equipment, coal storage systems, and coal transfer and loading systems constructed, reconstructed, or modified on or before April 28, 2008 shall not discharge gases which exhibit 20 percent opacity or greater. Coal processing and conveying equipment, coal storage systems, and coal transfer and loading systems constructed, reconstructed, or modified after April 28, 2008 shall not discharge gases which exhibit 10 percent opacity or greater. For open storage piles constructed, reconstructed, or modified after May 27, 2009, the permittee shall prepare and operate in accordance with a fugitive coal dust emissions control plan that is appropriate for site conditions.

² FE - Full Enclosure; PE - Partial Enclosure; ST - Stacking Tube; WS - Water Sprays; N - None.

³ These pieces of equipment are considered grand-fathered since they were constructed before June 1, 1974 for 45CSR13 and October 24, 1974 for 40 CFR 60 Subpart Y and have not been modified since then.

- ⁴ The maximum annual throughput for 028, RB2, RB3 and RB4 combined shall not exceed 4,380,000 TPY. (This is for informational purposes, not an applicable requirement)

1.1 Active R13, R14, and R19 Permits

The underlying authority for any conditions from R13, R14, and/or R19 permits contained in this operating permit is cited using the original permit number (e.g. R13-1234). The current applicable version of such permit(s) is listed below.

Permit Number	Date of Issuance
R13-2306F	May 14, 2018

2.0 General Conditions

2.1. Definitions

- 2.1.1. All references to the "West Virginia Air Pollution Control Act" or the "Air Pollution Control Act" mean those provisions contained in W.Va. Code §§ 22-5-1 to 22-5-18.
- 2.1.2. The "Clean Air Act" means those provisions contained in 42 U.S.C. §§ 7401 to 7671q, and regulations promulgated thereunder.
- 2.1.3. "Secretary" means the Secretary of the Department of Environmental Protection or such other person to whom the Secretary has delegated authority or duties pursuant to W.Va. Code §§ 22-1-6 or 22-1-8 (45CSR§30-2.12.). The Director of the Division of Air Quality is the Secretary's designated representative for the purposes of this permit.
- 2.1.4. Unless otherwise specified in a permit condition or underlying rule or regulation, all references to a "rolling yearly total" shall mean the sum of the monthly data, values or parameters being measured, monitored, or recorded, at any given time for the previous twelve (12) consecutive calendar months.

2.2. Acronyms

CAAA	Clean Air Act Amendments	NSPS	New Source Performance Standards
CBI	Confidential Business Information	PM	Particulate Matter
CEM	Continuous Emission Monitor	PM₁₀	Particulate Matter less than 10µm in diameter
CES	Certified Emission Statement	pph	Pounds per Hour
C.F.R. or CFR	Code of Federal Regulations	ppm	Parts per Million
CO	Carbon Monoxide	PSD	Prevention of Significant Deterioration
C.S.R. or CSR	Codes of State Rules	psi	Pounds per Square Inch
DAQ	Division of Air Quality	SIC	Standard Industrial Classification
DEP	Department of Environmental Protection	SIP	State Implementation Plan
FOIA	Freedom of Information Act	SO₂	Sulfur Dioxide
HAP	Hazardous Air Pollutant	TAP	Toxic Air Pollutant
HON	Hazardous Organic NESHAP	TPY	Tons per Year
HP	Horsepower	TRS	Total Reduced Sulfur
lbs/hr or lb/hr	Pounds per Hour	TSP	Total Suspended Particulate
LDAR	Leak Detection and Repair	USEPA	United States Environmental Protection Agency
m	Thousand	UTM	Universal Transverse Mercator
MACT	Maximum Achievable Control Technology	VEE	Visual Emissions Evaluation
mm	Million	VOC	Volatile Organic Compounds
mmBtu/hr	Million British Thermal Units per Hour		
mmft³/hr or mmcf/hr	Million Cubic Feet Burned per Hour		
NA or N/A	Not Applicable		
NAAQS	National Ambient Air Quality Standards		
NESHAPS	National Emissions Standards for Hazardous Air Pollutants		
NO_x	Nitrogen Oxides		

2.3. Permit Expiration and Renewal

- 2.3.1. Permit duration. This permit is issued for a fixed term of five (5) years and shall expire on the date specified on the cover of this permit, except as provided in 45CSR§30-6.3.b. and 45CSR§30-6.3.c.
[45CSR§30-5.1.b.]
- 2.3.2. A permit renewal application is timely if it is submitted at least six (6) months prior to the date of permit expiration.
[45CSR§30-4.1.a.3.]
- 2.3.3. Permit expiration terminates the source's right to operate unless a timely and complete renewal application has been submitted consistent with 45CSR§30-6.2. and 45CSR§30-4.1.a.3.
[45CSR§30-6.3.b.]
- 2.3.4. If the Secretary fails to take final action to deny or approve a timely and complete permit application before the end of the term of the previous permit, the permit shall not expire until the renewal permit has been issued or denied, and any permit shield granted for the permit shall continue in effect during that time.
[45CSR§30-6.3.c.]

2.4. Permit Actions

- 2.4.1. This permit may be modified, revoked, reopened and reissued, or terminated for cause. The filing of a request by the permittee for a permit modification, revocation and reissuance, or termination, or of a notification of planned changes or anticipated noncompliance does not stay any permit condition.
[45CSR§30-5.1.f.3.]

2.5. Reopening for Cause

- 2.5.1. This permit shall be reopened and revised under any of the following circumstances:
 - a. Additional applicable requirements under the Clean Air Act or the Secretary's legislative rules become applicable to a major source with a remaining permit term of three (3) or more years. Such a reopening shall be completed not later than eighteen (18) months after promulgation of the applicable requirement. No such reopening is required if the effective date of the requirement is later than the date on which the permit is due to expire, unless the original permit or any of its terms and conditions has been extended pursuant to 45CSR§§30-6.6.a.1.A. or B.
 - b. Additional requirements (including excess emissions requirements) become applicable to an affected source under Title IV of the Clean Air Act (Acid Deposition Control) or other legislative rules of the Secretary. Upon approval by U.S. EPA, excess emissions offset plans shall be incorporated into the permit.
 - c. The Secretary or U.S. EPA determines that the permit contains a material mistake or that inaccurate statements were made in establishing the emissions standards or other terms or conditions of the permit.
 - d. The Secretary or U.S. EPA determines that the permit must be revised or revoked and reissued to assure compliance with the applicable requirements.

[45CSR§30-6.6.a.]

2.6. Administrative Permit Amendments

- 2.6.1. The permittee may request an administrative permit amendment as defined in and according to the procedures specified in 45CSR§30-6.4.
[45CSR§30-6.4.]

2.7. Minor Permit Modifications

- 2.7.1. The permittee may request a minor permit modification as defined in and according to the procedures specified in 45CSR§30-6.5.a.
[45CSR§30-6.5.a.]

2.8. Significant Permit Modification

- 2.8.1. The permittee may request a significant permit modification, in accordance with 45CSR§30-6.5.b., for permit modifications that do not qualify for minor permit modifications or as administrative amendments.
[45CSR§30-6.5.b.]

2.9. Emissions Trading

- 2.9.1. No permit revision shall be required, under any approved economic incentives, marketable permits, emissions trading, and other similar programs or processes for changes that are provided for in the permit and that are in accordance with all applicable requirements.
[45CSR§30-5.1.h.]

2.10. Off-Permit Changes

- 2.10.1. Except as provided below, a facility may make any change in its operations or emissions that is not addressed nor prohibited in its permit and which is not considered to be construction nor modification under any rule promulgated by the Secretary without obtaining an amendment or modification of its permit. Such changes shall be subject to the following requirements and restrictions:
- a. The change must meet all applicable requirements and may not violate any existing permit term or condition.
 - b. The permittee must provide a written notice of the change to the Secretary and to U.S. EPA within two (2) business days following the date of the change. Such written notice shall describe each such change, including the date, any change in emissions, pollutants emitted, and any applicable requirement that would apply as a result of the change.
 - c. The change shall not qualify for the permit shield.
 - d. The permittee shall keep records describing all changes made at the source that result in emissions of regulated air pollutants, but not otherwise regulated under the permit, and the emissions resulting from those changes.
 - e. No permittee may make any change subject to any requirement under Title IV of the Clean Air Act (Acid Deposition Control) pursuant to the provisions of 45CSR§30-5.9.

- f. No permittee may make any changes which would require preconstruction review under any provision of Title I of the Clean Air Act (including 45CSR14 and 45CSR19) pursuant to the provisions of 45CSR§30-5.9.

[45CSR§30-5.9.]

2.11. Operational Flexibility

- 2.11.1. The permittee may make changes within the facility as provided by § 502(b)(10) of the Clean Air Act. Such operational flexibility shall be provided in the permit in conformance with the permit application and applicable requirements. No such changes shall be a modification under any rule or any provision of Title I of the Clean Air Act (including 45CSR14 and 45CSR19) promulgated by the Secretary in accordance with Title I of the Clean Air Act and the change shall not result in a level of emissions exceeding the emissions allowable under the permit.

[45CSR§30-5.8]

- 2.11.2. Before making a change under 45CSR§30-5.8., the permittee shall provide advance written notice to the Secretary and to U.S. EPA, describing the change to be made, the date on which the change will occur, any changes in emissions, and any permit terms and conditions that are affected. The permittee shall thereafter maintain a copy of the notice with the permit, and the Secretary shall place a copy with the permit in the public file. The written notice shall be provided to the Secretary and U.S. EPA at least seven (7) days prior to the date that the change is to be made, except that this period may be shortened or eliminated as necessary for a change that must be implemented more quickly to address unanticipated conditions posing a significant health, safety, or environmental hazard. If less than seven (7) days notice is provided because of a need to respond more quickly to such unanticipated conditions, the permittee shall provide notice to the Secretary and U.S. EPA as soon as possible after learning of the need to make the change.

[45CSR§30-5.8.a.]

- 2.11.3. The permit shield shall not apply to changes made under 45CSR§30-5.8., except those provided for in 45CSR§30-5.8.d. However, the protection of the permit shield will continue to apply to operations and emissions that are not affected by the change, provided that the permittee complies with the terms and conditions of the permit applicable to such operations and emissions. The permit shield may be reinstated for emissions and operations affected by the change:

- a. If subsequent changes cause the facility's operations and emissions to revert to those authorized in the permit and the permittee resumes compliance with the terms and conditions of the permit, or
- b. If the permittee obtains final approval of a significant modification to the permit to incorporate the change in the permit.

[45CSR§30-5.8.c.]

- 2.11.4. "Section 502(b)(10) changes" are changes that contravene an express permit term. Such changes do not include changes that would violate applicable requirements or contravene enforceable permit terms and conditions that are monitoring (including test methods), recordkeeping, reporting, or compliance certification requirements.

[45CSR§30-2.39]

2.12. Reasonably Anticipated Operating Scenarios

- 2.12.1. The following are terms and conditions for reasonably anticipated operating scenarios identified in this permit.
- a. Contemporaneously with making a change from one operating scenario to another, the permittee shall record in a log at the permitted facility a record of the scenario under which it is operating and to document the change in reports submitted pursuant to the terms of this permit and 45CSR30.
 - b. The permit shield shall extend to all terms and conditions under each such operating scenario; and
 - c. The terms and conditions of each such alternative scenario shall meet all applicable requirements and the requirements of 45CSR30.

[45CSR§30-5.1.i.]

2.13. Duty to Comply

- 2.13.1. The permittee must comply with all conditions of this permit. Any permit noncompliance constitutes a violation of the West Virginia Code and the Clean Air Act and is grounds for enforcement action by the Secretary or USEPA; for permit termination, revocation and reissuance, or modification; or for denial of a permit renewal application.

[45CSR§30-5.1.f.1.]

2.14. Inspection and Entry

- 2.14.1. The permittee shall allow any authorized representative of the Secretary, upon the presentation of credentials and other documents as may be required by law, to perform the following:
- a. At all reasonable times (including all times in which the facility is in operation) enter upon the permittee's premises where a source is located or emissions related activity is conducted, or where records must be kept under the conditions of this permit;
 - b. Have access to and copy, at reasonable times, any records that must be kept under the conditions of this permit;
 - c. Inspect at reasonable times (including all times in which the facility is in operation) any facilities, equipment (including monitoring and air pollution control equipment), practices, or operations regulated or required under the permit;
 - d. Sample or monitor at reasonable times substances or parameters to determine compliance with the permit or applicable requirements or ascertain the amounts and types of air pollutants discharged.

[45CSR§30-5.3.b.]

2.15. Schedule of Compliance

- 2.15.1. For sources subject to a compliance schedule, certified progress reports shall be submitted consistent with the applicable schedule of compliance set forth in this permit and 45CSR§30-4.3.h., but at least every six (6) months, and no greater than once a month, and shall include the following:
- a. Dates for achieving the activities, milestones, or compliance required in the schedule of compliance, and dates when such activities, milestones or compliance were achieved; and
 - b. An explanation of why any dates in the schedule of compliance were not or will not be met, and any preventative or corrective measure adopted.

[45CSR§30-5.3.d.]

2.16. Need to Halt or Reduce Activity not a Defense

- 2.16.1. It shall not be a defense for a 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. However, nothing in this paragraph shall be construed as precluding consideration of a need to halt or reduce activity as a mitigating factor in determining penalties for noncompliance if the health, safety, or environmental impacts of halting or reducing operations would be more serious than the impacts of continued operations.

[45CSR§30-5.1.f.2.]

2.17. Emergency

- 2.17.1. An "emergency" means any situation arising from sudden and reasonably unforeseeable events beyond the control of the source, including acts of God, which situation requires immediate corrective action to restore normal operation, and that causes the source to exceed a technology-based emission limitation under the permit, due to unavoidable increases in emissions attributable to the emergency. An emergency shall not include noncompliance to the extent caused by improperly designed equipment, lack of preventative maintenance, careless or improper operation, or operator error.

[45CSR§30-5.7.a.]

- 2.17.2. Effect of any emergency. An emergency constitutes an affirmative defense to an action brought for noncompliance with such technology-based emission limitations if the conditions of 45CSR§30-5.7.c. are met.

[45CSR§30-5.7.b.]

- 2.17.3. The affirmative defense of emergency shall be demonstrated through properly signed, contemporaneous operating logs, or other relevant evidence that:

- a. An emergency occurred and that the permittee can identify the cause(s) of the emergency;
- b. The permitted facility was at the time being properly operated;
- c. During the period of the emergency the permittee took all reasonable steps to minimize levels of emissions that exceeded the emission standards, or other requirements in the permit; and

- d. Subject to the requirements of 45CSR§30-5.1.c.3.C.1, the permittee submitted notice of the emergency to the Secretary within one (1) working day of the time when emission limitations were exceeded due to the emergency and made a request for variance, and as applicable rules provide. This notice, report, and variance request fulfills the requirement of 45CSR§30-5.1.c.3.B. This notice must contain a detailed description of the emergency, any steps taken to mitigate emissions, and corrective actions taken.

[45CSR§30-5.7.c.]

- 2.17.4. In any enforcement proceeding, the permittee seeking to establish the occurrence of an emergency has the burden of proof.

[45CSR§30-5.7.d.]

- 2.17.5. This provision is in addition to any emergency or upset provision contained in any applicable requirement.

[45CSR§30-5.7.e.]

2.18. Federally-Enforceable Requirements

- 2.18.1. All terms and conditions in this permit, including any provisions designed to limit a source's potential to emit and excepting those provisions that are specifically designated in the permit as "State-enforceable only", are enforceable by the Secretary, USEPA, and citizens under the Clean Air Act.

[45CSR§30-5.2.a.]

- 2.18.2. Those provisions specifically designated in the permit as "State-enforceable only" shall become "Federally-enforceable" requirements upon SIP approval by the USEPA.

2.19. Duty to Provide Information

- 2.19.1. The permittee shall furnish to the Secretary within a reasonable time any information the Secretary may request in writing to determine whether cause exists for modifying, revoking and reissuing, or terminating the permit or to determine compliance with the permit. Upon request, the permittee shall also furnish to the Secretary copies of records required to be kept by the permittee. For information claimed to be confidential, the permittee shall furnish such records to the Secretary along with a claim of confidentiality in accordance with 45CSR31. If confidential information is to be sent to USEPA, the permittee shall directly provide such information to USEPA along with a claim of confidentiality in accordance with 40 C.F.R. Part 2.

[45CSR§30-5.1.f.5.]

2.20. Duty to Supplement and Correct Information

- 2.20.1. Upon becoming aware of a failure to submit any relevant facts or a submittal of incorrect information in any permit application, the permittee shall promptly submit to the Secretary such supplemental facts or corrected information.

[45CSR§30-4.2.]

2.21. Permit Shield

2.21.1. Compliance with the conditions of this permit shall be deemed compliance with any applicable requirements as of the date of permit issuance provided that such applicable requirements are included and are specifically identified in this permit or the Secretary has determined that other requirements specifically identified are not applicable to the source and this permit includes such a determination or a concise summary thereof.

[45CSR§30-5.6.a.]

2.21.2. Nothing in this permit shall alter or affect the following:

- a. The liability of an owner or operator of a source for any violation of applicable requirements prior to or at the time of permit issuance; or
- b. The applicable requirements of the Code of West Virginia and Title IV of the Clean Air Act (Acid Deposition Control), consistent with § 408 (a) of the Clean Air Act.
- c. The authority of the Administrator of U.S. EPA to require information under § 114 of the Clean Air Act or to issue emergency orders under § 303 of the Clean Air Act.

[45CSR§30-5.6.c.]

2.22. Credible Evidence

2.22.1. Nothing in this permit shall alter or affect the ability of any person to establish compliance with, or a violation of, any applicable requirement through the use of credible evidence to the extent authorized by law. Nothing in this permit shall be construed to waive any defenses otherwise available to the permittee including but not limited to any challenge to the credible evidence rule in the context of any future proceeding.

[45CSR§30-5.3.e.3.B. and 45CSR38]

2.23. Severability

2.23.1. The provisions of this permit are severable. If any provision of this permit, or the application of any provision of this permit to any circumstance is held invalid by a court of competent jurisdiction, the remaining permit terms and conditions or their application to other circumstances shall remain in full force and effect.

[45CSR§30-5.1.e.]

2.24. Property Rights

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

[45CSR§30-5.1.f.4]

2.25. Acid Deposition Control

2.25.1. Emissions shall not exceed any allowances that the source lawfully holds under Title IV of the Clean Air Act (Acid Deposition Control) or rules of the Secretary promulgated thereunder.

- a. No permit revision shall be required for increases in emissions that are authorized by allowances acquired pursuant to the acid deposition control program, provided that such increases do not require a permit revision under any other applicable requirement.

- b. No limit shall be placed on the number of allowances held by the source. The source may not, however, use allowances as a defense to noncompliance with any other applicable requirement.
- c. Any such allowance shall be accounted for according to the procedures established in rules promulgated under Title IV of the Clean Air Act.

[45CSR§30-5.1.d.]

- 2.25.2. Where applicable requirements of the Clean Air Act are more stringent than any applicable requirement of regulations promulgated under Title IV of the Clean Air Act (Acid Deposition Control), both provisions shall be incorporated into the permit and shall be enforceable by the Secretary and U. S. EPA.

[45CSR§30-5.1.a.2.]

3.0 Facility-Wide Requirements

3.1 Limitations and Standards

- 3.1.1. **Open burning.** The open burning of refuse by any person is prohibited except as noted in 45CSR§6-3.1. [45CSR§6-3.1.]
- 3.1.2. **Open burning exemptions.** The exemptions listed in 45CSR§6-3.1 are subject to the following stipulation: Upon notification by the Secretary, no person shall cause or allow any form of open burning during existing or predicted periods of atmospheric stagnation. Notification shall be made by such means as the Secretary may deem necessary and feasible. [45CSR§6-3.2.]
- 3.1.3. **Asbestos.** The permittee is responsible for thoroughly inspecting the facility, or part of the facility, prior to commencement of demolition or renovation for the presence of asbestos and complying with 40 C.F.R. § 61.145, 40 C.F.R. § 61.148, and 40 C.F.R. § 61.150. The permittee, owner, or operator must notify the Secretary at least ten (10) working days prior to the commencement of any asbestos removal on the forms prescribed by the Secretary if the permittee is subject to the notification requirements of 40 C.F.R. § 61.145(b)(3)(i). The USEPA, the Division of Waste Management and the Bureau for Public Health - Environmental Health require a copy of this notice to be sent to them. [40 C.F.R. §61.145(b) and 45CSR34]
- 3.1.4. **Odor.** No person shall cause, suffer, allow or permit the discharge of air pollutants which cause or contribute to an objectionable odor at any location occupied by the public. [45CSR§4-3.1 State-Enforceable only.]
- 3.1.5. **Standby plan for reducing emissions.** When requested by the Secretary, the permittee shall prepare standby plans for reducing the emissions of air pollutants in accordance with the objectives set forth in Tables I, II, and III of 45CSR11. [45CSR§11-5.2]
- 3.1.6. **Emission inventory.** The permittee is responsible for submitting, on an annual basis, an emission inventory in accordance with the submittal requirements of the Division of Air Quality. [W.Va. Code § 22-5-4(a)(14)]
- 3.1.7. **Ozone-depleting substances.** For those facilities performing maintenance, service, repair or disposal of appliances, the permittee shall comply with the standards for recycling and emissions reduction pursuant to 40 C.F.R. Part 82, Subpart F, except as provided for Motor Vehicle Air Conditioners (MVACs) in Subpart B:
- a. Persons opening appliances for maintenance, service, repair, or disposal must comply with the prohibitions and required practices pursuant to 40 C.F.R. §§ 82.154 and 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 C.F.R. § 82.158.

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

[40 C.F.R. 82, Subpart F]

- 3.1.8. **Risk Management Plan.** Should this stationary source, as defined in 40 C.F.R. § 68.3, become subject to Part 68, then the owner or operator shall submit a risk management plan (RMP) by the date specified in 40 C.F.R. § 68.10 and shall certify compliance with the requirements of Part 68 as part of the annual compliance certification as required by 40 C.F.R. Part 70 or 71.

[40 C.F.R. 68]

3.2. Monitoring Requirements

- 3.2.1. None

3.3. Testing Requirements

- 3.3.1. **Stack testing.** As per provisions set forth in this permit or as otherwise required by the Secretary, in accordance with the West Virginia Code, underlying regulations, permits and orders, the permittee shall conduct test(s) to determine compliance with the emission limitations set forth in this permit and/or established or set forth in underlying documents. The Secretary, or his duly authorized representative, may at his option witness or conduct such test(s). Should the Secretary exercise his option to conduct such test(s), the operator shall provide all necessary sampling connections and sampling ports to be located in such manner as the Secretary may require, power for test equipment and the required safety equipment, such as scaffolding, railings and ladders, to comply with generally accepted good safety practices. Such tests shall be conducted in accordance with the methods and procedures set forth in this permit or as otherwise approved or specified by the Secretary in accordance with the following:
 - a. The Secretary may on a source-specific basis approve or specify additional testing or alternative testing to the test methods specified in the permit for demonstrating compliance with 40 C.F.R. Parts 60, 61, and 63, if applicable, in accordance with the Secretary's delegated authority and any established equivalency determination methods which are applicable.
 - b. The Secretary may on a source-specific basis approve or specify additional testing or alternative testing to the test methods specified in the permit for demonstrating compliance with applicable requirements which do not involve federal delegation. In specifying or approving such alternative testing to the test methods, the Secretary, to the extent possible, shall utilize the same equivalency criteria as would be used in approving such changes under Section 3.3.1.a. of this permit.
 - c. All periodic tests to determine mass emission limits from or air pollutant concentrations in discharge stacks and such other tests as specified in this permit shall be conducted in accordance with an approved test protocol. Unless previously approved, such protocols shall be submitted to the Secretary in writing at least thirty (30) days prior to any testing and shall contain the information set forth by the Secretary. In addition, the permittee shall notify the Secretary at least fifteen (15) days prior to any testing so the Secretary may have the opportunity to observe such tests. This notification shall include the actual date and time during which the test will be conducted and, if appropriate, verification that the tests will fully conform to a referenced protocol previously approved by the Secretary.
 - d. The permittee shall submit a report of the results of the stack test within 60 days of completion of the

test. The test report shall provide the information necessary to document the objectives of the test and to determine whether proper procedures were used to accomplish these objectives. The report shall include the following: the certification described in paragraph 3.5.1; a statement of compliance status, also signed by a responsible official; and, a summary of conditions which form the basis for the compliance status evaluation. The summary of conditions shall include the following:

1. The permit or rule evaluated, with the citation number and language.
2. The result of the test for each permit or rule condition.
3. A statement of compliance or non-compliance with each permit or rule condition.

[WV Code §§ 22-5-4(a)(14-15) and 45CSR13]

3.3.2. At such reasonable times as the Director may designate, the owner or operator of a coal preparation plant may be required to conduct or have conducted stack tests to determine the dust loading in exhaust gases and mass emission rates of particulate matter. All tests to determine compliance with exhaust gas dust concentrations and particulate matter mass emission rates shall be conducted in accordance with Methods 1-5 of 40 CFR Part 60, Appendix A provided that all compliance tests must consist of not less than three (3) test runs, test run duration shall not be less than sixty (60) minutes, and not less than thirty (30) standard cubic feet of exhaust gas must be sampled during each test run. Should the Director exercise his option to conduct such tests, the operator will provide all necessary sampling connections and sampling ports to be located in such manner as the Director may require, power for test equipment and the required safety equipment such as scaffolding, railings, ladders, etc., to comply with generally accepted good safety practices.

[45CSR§5-12.1]

3.3.3. Any stack venting thermal dryer exhaust gases and/or air table exhaust gases or exhaust gases or air from any air pollution control device shall include straight runs of sufficient length to establish flow patterns consistent with acceptable stack sampling procedures. Flow straightening devices shall be required where cyclonic gas flow would exist in the absence of such devices.

[45CSR§5-12.6]

3.4. Recordkeeping Requirements

3.4.1. **Monitoring information.** The permittee shall keep records of monitoring information that include the following:

- a. The date, place as defined in this permit and time of sampling or measurements;
- b. The date(s) analyses were performed;
- c. The company or entity that performed the analyses;
- d. The analytical techniques or methods used;
- e. The results of the analyses; and
- f. The operating conditions existing at the time of sampling or measurement.

[45CSR§30-5.1.c.2.A., 45CSR13, R13-2306, 4.4.1]

3.4.2. **Retention of records.** The permittee shall retain records of all required monitoring data and support information for a period of at least five (5) years from the date of monitoring sample, measurement, report, application, or record creation date. Support information includes all calibration and maintenance records and all original strip-chart recordings for continuous monitoring instrumentation, and copies of all reports required by the permit. Where appropriate, records may be maintained in computerized form in lieu of the above records.

[45CSR§30-5.1.c.2.B.]

3.4.3. **Odors.** For the purposes of 45CSR4, the permittee shall maintain a record of all odor complaints received, any investigation performed in response to such a complaint, and any responsive action(s) taken.

[45CSR§30-5.1.c. State-Enforceable only.]

3.5. Reporting Requirements

3.5.1. **Responsible official.** Any application form, report, or compliance certification required by this permit to be submitted to the DAQ and/or USEPA shall contain a certification by the responsible official that states that, based on information and belief formed after reasonable inquiry, the statements and information in the document are true, accurate and complete.

[45CSR§§30-4.4. and 5.1.c.3.D.]

3.5.2. A permittee may request confidential treatment for the submission of reporting required under 45CSR§30-5.1.c.3. pursuant to the limitations and procedures of W.Va. Code § 22-5-10 and 45CSR31.

[45CSR§30-5.1.c.3.E.]

3.5.3. Except for the electronic submittal of the annual compliance certification and semi-annual monitoring reports to the DAQ and USEPA as required in 3.5.5 and 3.5.6 below, all notices, requests, demands, submissions and other communications required or permitted to be made to the Secretary of DEP and/or USEPA shall be made in writing and shall be deemed to have been duly given when delivered by hand, or mailed first class or by private carrier with postage prepaid to the address(es), or submitted in electronic format by e-mail as set forth below or to such other person or address as the Secretary of the Department of Environmental Protection may designate:

DAQ:

Director
WVDEP
Division of Air Quality
601 57th Street SE
Charleston, WV 25304

US EPA:

Section Chief
U. S. Environmental Protection Agency, Region III
Enforcement and Compliance Assurance Division
Air Section (3ED21)
1650 Arch Street
Philadelphia, PA 19103-2029

DAQ Compliance and Enforcement¹:

DEPAirQualityReports@wv.gov

¹For all self-monitoring reports (MACT, GACT, NSPS, etc.), stack tests and protocols, Notice of Compliance Status reports, Initial Notifications, etc.

- 3.5.4. **Certified emissions statement.** The permittee shall submit a certified emissions statement and pay fees on an annual basis in accordance with the submittal requirements of the Division of Air Quality.

[45CSR§30-8.]

- 3.5.5. **Compliance certification.** The permittee shall certify compliance with the conditions of this permit on the forms provided by the DAQ. In addition to the annual compliance certification, the permittee may be required to submit certifications more frequently under an applicable requirement of this permit. The annual certification shall be submitted to the DAQ and USEPA on or before March 15 of each year, and shall certify compliance for the period ending December 31. The permittee shall maintain a copy of the certification on site for five (5) years from submittal of the certification. The annual certification shall be submitted in electronic format by e-mail to the following addresses:

DAQ:

DEPAirQualityReports@wv.gov

US EPA:

R3_APD_Permits@epa.gov

[45CSR§30-5.3.e.]

- 3.5.6. **Semi-annual monitoring reports.** The permittee shall submit reports of any required monitoring on or before September 15 for the reporting period January 1 to June 30 and on or before March 15 for the reporting period July 1 to December 31. All instances of deviation from permit requirements must be clearly identified in such reports. All required reports must be certified by a responsible official consistent with 45CSR§30-4.4. The semi-annual monitoring reports shall be submitted in electronic format by e-mail to the following address:

DAQ:

DEPAirQualityReports@wv.gov

[45CSR§30-5.1.c.3.A.]

- 3.5.7. **Emergencies.** For reporting emergency situations, refer to Section 2.17 of this permit.

- 3.5.8. **Deviations.**

- a. In addition to monitoring reports required by this permit, the permittee shall promptly submit supplemental reports and notices in accordance with the following:

1. Any deviation resulting from an emergency or upset condition, as defined in 45CSR§30-5.7., shall be reported by telephone or telefax within one (1) working day of the date on which the permittee becomes aware of the deviation, if the permittee desires to assert the affirmative defense in accordance with 45CSR§30-5.7. A written report of such deviation, which shall include the probable cause of such deviations, and any corrective actions or preventative measures taken, shall be submitted and certified by a responsible official within ten (10) days of the deviation.
2. Any deviation that poses an imminent and substantial danger to public health, safety, or the environment shall be reported to the Secretary immediately by telephone or telefax. A written report of such deviation, which shall include the probable cause of such deviation, and any corrective

actions or preventative measures taken, shall be submitted by the responsible official within ten (10) days of the deviation.

3. Deviations for which more frequent reporting is required under this permit shall be reported on the more frequent basis.
4. All reports of deviations shall identify the probable cause of the deviation and any corrective actions or preventative measures taken.

[45CSR§30-5.1.c.3.C.]

- b. The permittee shall, in the reporting of deviations from permit requirements, including those attributable to upset conditions as defined in this permit, report the probable cause of such deviations and any corrective actions or preventive measures taken in accordance with any rules of the Secretary.

[45CSR§30-5.1.c.3.B.]

- 3.5.9. **New applicable requirements.** If any applicable requirement is promulgated during the term of this permit, the permittee will meet such requirements on a timely basis, or in accordance with a more detailed schedule if required by the applicable requirement.

[45CSR§30-4.3.h.1.B.]

3.6. Compliance Plan

- 3.6.1. None

3.7. Permit Shield

- 3.7.1. The permittee is hereby granted a permit shield in accordance with 45CSR§30-5.6. The permit shield applies provided the permittee operates in accordance with the information contained within this permit.
- 3.7.2. The following requirements specifically identified are not applicable to the source based on the determinations set forth below. The permit shield shall apply to the following requirements provided the conditions of the determinations are met.
 - a. None

4.0. Source-Specific Requirements [Refuse Disposal area]

4.1. Limitations and Standards

- 4.1.1. In order to prevent and control air pollution from coal refuse disposal areas, the operation of coal refuse disposal areas shall be conducted in accordance with the standards established by 45CSR§5-7. [45CSR§5-7.1.] [Refuse Disposal Area 1 (031)]
- 4.1.2. Coal refuse is not to be deposited on any coal refuse disposal area unless the coal refuse is deposited in such a manner as to minimize the possibility of ignition of the coal refuse. [45CSR§5-7.2.] [Refuse Disposal Area 1 (031)]
- 4.1.3. Coal refuse disposal areas shall not be so located with respect to mine openings, tipples, or other mine buildings, unprotected coal outcrops or steam lines that these external factors will contribute to the ignition of the coal refuse on such coal refuse disposal areas. [45CSR§5-7.3.] [Refuse Disposal Area 1 (031)]
- 4.1.4. Vegetation and combustible materials shall not be left on the ground at the site where a coal refuse pile is to be established, unless it is rendered inert before coal refuse is deposited on such site. [45CSR§5-7.4.] [Refuse Disposal Area 1 (031)]
- 4.1.5. Coal refuse shall not be dumped or deposited on a coal refuse pile known to be burning, except for the purpose of controlling the fire or where the additional coal refuse will not tend to ignite or where such dumping will not result in statutory air pollution. [45CSR§5-7.5.] [Refuse Disposal Area 1 (031)]
- 4.1.6. Materials with low ignition points used in the production or preparation of coal, including but not limited to wood, brattice cloth, waste paper, rags, oil and grease, shall not be deposited on any coal refuse disposal area or in such proximity as will reasonably contribute to the ignition of a coal refuse disposal area. [45CSR§5-7.6.] [Refuse Disposal Area 1 (031)]
- 4.1.7. Garbage, trash, household refuse, and like materials shall not be deposited on or near any coal refuse disposal area. [45CSR§5-7.7.] [Refuse Disposal Area 1 (031)]
- 4.1.8. The deliberate ignition of a coal refuse disposal area or the ignition of any materials on such an area by any person or persons is prohibited. [45CSR§5-7.8.] [Refuse Disposal Area 1 (031)]
- 4.1.9. With respect to all burning coal refuse disposal areas, the person responsible for the coal refuse disposal areas or the land on which the coal refuse disposal areas are located shall use due diligence to control air pollution from the coal refuse disposal areas. Consistent with the declaration of policy and purpose set forth in W. Va. Code §22-5-1, the Director shall determine what constitutes due diligence with respect to each such burning coal refuse disposal area. When a study of any burning coal refuse disposal area by the Director establishes that air pollution exists or may be created, the person responsible for the coal refuse disposal area or the land on which the coal refuse disposal area is located shall submit to the Director a report setting forth satisfactory methods and procedures to eliminate, prevent or reduce the air pollution. The report shall be submitted within such time as the Director shall specify. The report for the elimination, prevention or reduction of air pollution shall contain sufficient information, including, completion dates, to establish that the corrective measures can be executed with due diligence. If approved by the Director, the corrective measures and completion dates shall be embodied in a consent order issued pursuant to W. Va. Code §§ 22-5-1 et seq. If the report is not submitted as requested or if the Director determines that the methods and procedures set forth in the report

are not adequate to reasonably control the air pollution he or she shall issue an order requiring the elimination, prevention or reduction of the air pollution.

[45CSR§5-8.3.] [Refuse Disposal Area 1 (031)]

4.2. Monitoring Requirements

N/A

4.3. Testing Requirements

N/A

4.4. Recordkeeping Requirements

N/A

4.5. Reporting Requirements

N/A

4.6. Compliance Plan

N/A

5.0. Source-Specific Requirements

5.1. Limitations and Standards

- 5.1.1. Compliance with all annual throughput limits shall be determined using a 12 month rolling total. For example, a 12 month rolling total shall mean the sum of raw coal received by the facility at any given time for the previous twelve (12) consecutive calendar months.
[45CSR13, R13-2306, 4.1.2.]
- 5.1.2. **Facility Throughput Limitation.** The throughput of coal to be handled or processed through the preparation plant, Transfer Point 060, shall not exceed 2,800 tons per hour (TPH) or 15,768,000 tons per year (TPY).
[45CSR13, R13-2306, 4.1.3.]
- 5.1.3. **Fugitive Dust Control Systems Weekly Check.** The permittee shall inspect all fugitive dust control systems weekly to ensure that they are operated and maintained in conformance with their designs. The permittee shall maintain records of all scheduled and non-scheduled maintenance. Records shall be maintained on site for a period of no less than five (5) years stating any maintenance or corrective actions taken as a result of the weekly inspections, and the times the fugitive dust control system(s) are inoperable and any corrective actions taken.
[45CSR13, R13-2306, 4.1.4.]
- 5.1.4. **Dust Suppressants/Control Measures.** The permittee shall maintain daily records indicating the use of any dust suppressants or any other suitable dust control measures applied at the facility. These records shall be maintained on site for a period of no less than five (5) years.
[45CSR13, R13-2306, 4.1.5.]
- 5.1.5. **Records of Throughput and Hours of Operation.** The permittee shall maintain records of the coal throughput and the hours of operation. Compliance with the hourly throughput limit shall be demonstrated by dividing the calendar month's total throughput by the number of hours operated in the same calendar month to obtain an hourly average. By the fifteenth day of each calendar month, the permittee shall calculate the hourly averaged throughput of the previous calendar month. These records shall be maintained on site for a period of no less than five (5) years.
[45CSR13, R13-2306, 4.1.6.]
- 5.1.6. **Water Truck Requirement.** The permittee shall maintain a water truck on site and in good operating condition, and shall utilize same to apply water, or a mixture of water and an environmentally acceptable dust control additive, hereinafter referred to as solution, as often as is necessary in order to minimize the atmospheric entrainment of fugitive particulate emissions that may be generated from haulroads and other work areas where mobile equipment is used.
- The spray bar shall be equipped with commercially available spray nozzles, of sufficient size and number, so as to provide adequate coverage to the surface being treated.
- The pump delivering the water, or solution, shall be of sufficient size and capacity so as to be capable of delivering to the spray nozzle(s) an adequate quantity of water, or solution, and at a sufficient pressure.
[45CSR13, R13-2306, 4.1.7.]
- 5.1.7. **Freeze Protection Requirement.** A freeze protection plan shall be incorporated and maintained to insure all wet suppression systems remain operational at all times.
[45CSR13, R13-2306, 4.1.8.]

- 5.1.8. **Opacity Limit.** No person shall cause, suffer, allow or permit emission of particulate matter into the open air from any fugitive dust control system which is twenty percent (20%) opacity or greater.
[45CSR§5-3.4, 45CSR13, R13-2306, 4.1.9.]
- 5.1.9. **Fugitive Dust Control System.** No person shall cause, suffer, allow or permit a coal preparation plant or handling operation to operate that is not equipped with a fugitive dust control system. This system shall be operated and maintained in such a manner as to minimize the emission of particulate matter into the open air.
[45CSR§5-6.1, 45CSR13, R13-2306, 4.1.10.]
- 5.1.10. **Dust Control.** The owner or operator of a coal preparation plant or handling operation shall maintain dust control of the premises and owned, leased, or controlled access roads by paving, or other suitable measures. Good operating practices shall be observed in relation to stockpiling, car loading, breaking, screening, and general maintenance to minimize dust generation and atmospheric entrainment.
[45CSR§5-6.2, 45CSR13, R13-2306, 4.1.11.]
- 5.1.11. **Standards for Particulate Matter.** On and after the date on which the performance test is conducted or required to be completed under §60.8, whichever date comes first, an owner or operator shall not cause to be discharged into the atmosphere from any coal processing and conveying equipment, coal storage system, or coal transfer and loading system processing coal constructed, reconstructed, or modified on or before April 28, 2008, gases which exhibit 20 percent opacity or greater.
[45CSR16, 40CFR§60.254(a), 45CSR13, R13-2306, 4.1.18.]
- 5.1.12. **Standards for Particulate Matter.** On and after the date on which the performance test is conducted or required to be completed under §60.8, whichever date comes first, an owner or operator of any coal processing and conveying equipment, coal storage system, or coal transfer and loading system processing coal constructed, reconstructed, or modified after April 28, 2008, must meet the requirements in paragraphs (1) and (3) of this section. [Conveyors C21, C11, C11A, C11B, C11C and C13; Refuse Bin 1 (028); Refuse Bin 2 (RB2); Refuse Bin 3 (RB3) and Refuse Bin 4 (RB4)]
[40CFR§60.254(b)]
- (1) Except as provided in paragraph (3) of this section, the owner or operator must not cause to be discharged into the atmosphere from the affected facility any gases which exhibit 10 percent opacity or greater.
[40CFR§60.254(b)(1)]
- (3) Equipment used in the loading, unloading, and conveying operations of open storage piles are not subject to the opacity limitations of paragraph (1) of this section.
[40CFR§60.254(b)(3)]
- [45CSR16, 45CSR13, R13-2306, 4.1.19.]
- 5.1.13. **Operation and Maintenance of Air Pollution Control Equipment.** The permittee shall, to the extent practicable, install, maintain, and operate all pollution control equipment listed in Section 1.0 and associated monitoring equipment in a manner consistent with safety and good air pollution control practices for minimizing emissions, or comply with any more stringent limits set forth in this permit or as set forth by any State rule, Federal regulation, or alternative control plan approved by the Secretary.
[45CSR§13-5.11., 45CSR13, R13-2306, 4.1.13.]
- 5.1.14. At all times, including periods of startup, shutdown, and malfunction, owners and operators shall, to the extent practicable, maintain and operate any affected facility including associated air pollution control equipment in a manner consistent with good air pollution control practice for minimizing emissions.
[45CSR16, 40 CFR§60.11(d), 45CSR13, R13-2306, 4.1.17.]

- 5.1.15 The permittee shall not exceed the maximum hourly and annual throughput rates and other criteria outlined in the table in Section 1.0 Emission Units.
[45CSR13, R13-2306, 4.1.1.]
- 5.1.16 No person shall construct, modify or relocate any coal preparation plant or coal handling operation without first obtaining a permit in accordance with the provisions of W. Va. Code §22-5-1 et seq. and the Director's rules for review and permitting of new or modified sources.
[45CSR§5-10.1., 45CSR13, R13-2306, 4.1.12.]
- 5.1.17 At the time a stationary source is alleged to be in compliance with an applicable emission standard and at reasonable times to be determined by the Secretary thereafter, appropriate tests consisting of visual determinations or conventional in-stack measurements or such other tests the Secretary may specify shall be conducted to determine compliance.
[45CSR§13-6.1., 45CSR13, R13-2306, 4.1.14.]
- 5.1.18 The Secretary may suspend or revoke a permit or general permit registration if, after six (6) months from the date of issuance, the holder of the permit cannot provide the Secretary, at the Secretary's request, with written proof of a good faith effort that construction, modification, or relocation, if applicable, has commenced. Such proof shall be provided not later than thirty (30) days after the Secretary's request. If construction or modification of a stationary source is discontinued for a period of eighteen (18) months or longer, the Secretary may suspend or revoke the permit or general permit registration.
[45CSR§13-10.2., 45CSR13, R13-2306, 4.1.15.]
- 5.1.19 The Secretary may suspend or revoke a permit or general permit registration if the plans and specifications upon which the approval was based or the conditions established in the permit are not adhered to. Upon notice of the Secretary's intent to suspend, modify or revoke a permit, the permit holder may request a conference with the Secretary in accordance with the provisions of W.Va Code § 22-5-5 to show cause why the permit or general permit registration should not be suspended, modified or revoked.
[45CSR§13-10.3., 45CSR13, R13-2306, 4.1.16.]
- 5.1.20 **Fugitive Coal Dust Emission Control Plan for Subpart Y-**
The owner or operator of an open storage pile, which includes the equipment used in the loading, unloading, and conveying operations of the affected facility, constructed, reconstructed, or modified after May 27, 2009, must prepare and operate in accordance with a submitted fugitive coal dust emissions control plan that is appropriate for the site conditions as specified in paragraphs (c)(1) through (6) of this section.
- (1) The fugitive coal dust emissions control plan must identify and describe the control measures the owner or operator will use to minimize fugitive coal dust emissions from each open storage pile.
 - (2) For open coal storage piles, the fugitive coal dust emissions control plan must require that one or more of the following control measures be used to minimize to the greatest extent practicable fugitive coal dust: Locating the source inside a partial enclosure, installing and operating a water spray or fogging system, applying appropriate chemical dust suppression agents on the source (when the provisions of paragraph (c)(6) of this section are met), use of a wind barrier, compaction, or use of a vegetative cover. The owner or operator must select, for inclusion in the fugitive coal dust emissions control plan, the control measure or measures listed in this paragraph that are most appropriate for site conditions. The plan must also explain how the measure or measures selected are applicable and appropriate for site conditions. In addition, the plan must be revised as needed to reflect any changing conditions at the source.
 - (3) Any owner or operator of an affected facility that is required to have a fugitive coal dust emissions control plan may petition the Administrator to approve, for inclusion in the plan for the affected facility, alternative control measures other than those specified in paragraph (c)(2) of this section as specified in

paragraphs (c)(3)(i) through (iv) of this section.

- (i) The petition must include a description of the alternative control measures, a copy of the fugitive coal dust emissions control plan for the affected facility that includes the alternative control measures, and information sufficient for EPA to evaluate the demonstrations required by paragraph (c)(3)(ii) of this section.
 - (ii) The owner or operator must either demonstrate that the fugitive coal dust emissions control plan that includes the alternate control measures will provide equivalent overall environmental protection or demonstrate that it is either economically or technically infeasible for the affected facility to use the control measures specifically identified in paragraph (c)(2).
 - (iii) While the petition is pending, the owner or operator must comply with the fugitive coal dust emissions control plan including the alternative control measures submitted with the petition. Operation in accordance with the plan submitted with the petition shall be deemed to constitute compliance with the requirement to operate in accordance with a fugitive coal dust emissions control plan that contains one of the control measures specifically identified in paragraph (c)(2) of this section while the petition is pending.
 - (iv) If the petition is approved by the Administrator, the alternative control measures will be approved for inclusion in the fugitive coal dust emissions control plan for the affected facility. In lieu of amending this subpart, a letter will be sent to the facility describing the specific control measures approved. The facility shall make any such letters and the applicable fugitive coal dust emissions control plan available to the public. If the Administrator determines it is appropriate, the conditions and requirements of the letter can be reviewed and changed at any point.
- (4) The owner or operator must submit the fugitive coal dust emissions control plan to the Administrator or delegated authority as specified in paragraphs (c)(4)(i) and (c)(4)(ii) of this section.
- (i) The plan must be submitted to the Administrator or delegated authority prior to startup of the new, reconstructed, or modified affected facility, or 30 days after the effective date of this rule, whichever is later.
 - (ii) The plan must be revised as needed to reflect any changing conditions at the source. Such revisions must be dated and submitted to the Administrator or delegated authority before a source can operate pursuant to these revisions. The Administrator or delegated authority may also object to such revisions as specified in paragraph (c)(5) of this section.
- (5) The Administrator or delegated authority may object to the fugitive coal dust emissions control plan as specified in paragraphs (c)(5)(i) and (c)(5)(ii) of this section.
- (i) The Administrator or delegated authority may object to any fugitive coal dust emissions control plan that it has determined does not meet the requirements of paragraphs (c)(1) and (c)(2) of this section.
 - (ii) If an objection is raised, the owner or operator, within 30 days from receipt of the objection, must submit a revised fugitive coal dust emissions control plan to the Administrator or delegated authority. The owner or operator must operate in accordance with the revised fugitive coal dust emissions control plan. The Administrator or delegated authority retain the right, under paragraph (c)(5) of this section, to object to the revised control plan if it determines the plan does not meet the requirements of paragraphs (c)(1) and (c)(2) of this section.
- (6) Where appropriate chemical dust suppression agents are selected by the owner or operator as a control measure to minimize fugitive coal dust emissions, (1) only chemical dust suppressants with Occupational Safety and Health Administration (OSHA)-compliant material safety data sheets (MSDS) are to be

allowed; (2) the MSDS must be included in the fugitive coal dust emissions control plan; and (3) the owner or operator must consider and document in the fugitive coal dust emissions control plan the site-specific impacts associated with the use of such chemical dust suppressants.

[40CFR§§60.254(c) (1) through (6), 45CSR16] (006)

5.2. Monitoring Requirements

- 5.2.1. The permittee shall conduct monitoring/recordkeeping/reporting as follows for all emissions units listed in the table in Section 1.0 [Not required for stockpiles (006, 031, 032 and 037) and haulroads (037A, 006A, 031A, 032A and 052A - F)]:
- a. An initial visible emissions evaluation in accordance with 40 C.F.R. 60 Appendix A, Method 9 shall be performed within ninety (90) days of permit issuance for each emission unit with a visible emissions requirement in this permit unless such evaluation was performed within the consecutive 12-month period preceding permit issuance. This initial evaluation shall consist of three 6-minute averages during one consecutive 60 minute period. The initial evaluation shall be conducted at each emissions unit during the period of maximum expected visible emissions under unit and facility operations. A visible emissions evaluation shall be conducted for each emission unit at least once every consecutive 12-month period in accordance with 40 C.F.R. 60 Appendix A, Method 9. This annual evaluation shall consist of a minimum of 24 consecutive observations for each emission unit.
 - b. Each emissions unit with a visible emissions limit contained in this permit shall be observed visually at least once each calendar week during periods of facility operation for a sufficient time interval to determine if the unit has any visible emissions using 40 C.F.R. 60 Appendix A, Method 22. If visible emissions from any of the emissions units are observed during these weekly observations, or at any other time, that appear to exceed 50 percent of the allowable visible emission requirement for the emission unit, visible emissions evaluations in accordance with 40 C.F.R. 60 Appendix A, Method 9 shall be conducted as soon as practicable, but no later than twenty-four (24) hours from the time of the observation. A Method 9 evaluation shall not be required under permit requirement 5.2.1.b if the visible emissions condition is corrected in a timely manner; the emissions unit is operating at normal operating conditions; and, the cause and corrective measures taken are recorded.
 - c. If the initial, or any subsequent, visible emissions evaluation indicates visible emissions in excess of 50 percent of the allowable visible emissions requirement for a given emission unit, a visible emissions evaluation shall be performed for that unit at least once every consecutive 14-day period in accordance with 40 C.F.R. 60 Appendix A, Method 9. If subsequent visible emissions evaluations indicate visible emissions less than or equal to 50 percent of the allowable visible emissions requirement for the emission unit for 3 consecutive evaluation periods, the emission unit may comply with the visible emissions testing requirements of permit requirement 5.2.1.b in lieu of those established in this condition.
 - d. A record of each visible emissions observation shall be maintained, including any data required by 40 C.F.R. 60 Appendix A, Method 22 or Method 9, whichever is appropriate. The record shall include, at a minimum, the date, time, name of the emission unit, the applicable visible emissions requirement, the results of the observation, and the name of the observer.
[45CSR13, R13-2306, 4.2.1, 45CSR§30-5.1.c.]

5.3. Testing Requirements

- 5.3.1. Within 60 days after achieving the maximum production rate at which the affected facility will be operated, but not later than 180 days after initial startup of such facility, or at such other times specified by this part, the owner or operator of such facility shall conduct performance test(s) and furnish a written report of the results of such performance test(s).
[45CSR16, 40CFR§60.8(a), 45CSR13, R13-2306, 4.3.1.]

- 5.3.2. Compliance with opacity standards in this part shall be determined by conducting observations in accordance with Method 9 in appendix A of this part. For purposes of determining initial compliance, the minimum total time of observations shall be 3 hours (30 6-minute averages) for the performance test or other set of observations (meaning those fugitive-type emission sources subject only to an opacity standard).
[45CSR16, 40CFR§60.11(b), 45CSR13, R13-2306, 4.3.2.]
- 5.3.3. **Performance Tests and Other Compliance Requirements for Subpart Y - Performance Tests.** An owner or operator of each affected facility that commenced construction, reconstruction, or modification after April 28, 2008 [Conveyors C21, C11, C11A, C11B, C11C and C13; Refuse Bin 1 (028); Refuse Bin 2 (RB2); Refuse Bin 3 (RB3) and Refuse Bin 4 (RB4)], must conduct performance tests according to the requirements of §60.8 and the methods identified in §60.257 to demonstrate compliance with the applicable emission standards in Subpart Y as specified in paragraph (2) of this section.
[40CFR§60.255(b)]
- (2) For each affected facility subject to an opacity standard, an initial performance test must be performed. Thereafter, a new performance test must be conducted according to the requirements in paragraphs (2)(i) and (ii) of this section, as applicable, except as provided for in 40C.F.R.§§60.255(e) and (f) of this section. Performance test and other compliance requirements for coal truck dump operations are specified in 40C.F.R.§60.255(h).
[40CFR§60.255(b)(2)]
- (i) If any 6-minute average opacity reading in the most recent performance test exceeds half the applicable opacity limit, a new performance test must be conducted within 90 operating days of the date that the previous performance test was required to be completed.
[40CFR§60.255(b)(2)(i)]
- (ii) If all 6-minute average opacity readings in the most recent performance are equal to or less than half the applicable opacity limit, a new performance test must be conducted within 12 calendar months of the date that the previous performance test was required to be completed.
[40CFR§60.255(b)(2)(ii)]
- [45CSR16, 45CSR13, R13-2306, 4.3.4.]**
- 5.3.4. **Performance Tests and Other Compliance Requirements for Subpart Y - Monitoring Visible Emissions or Digital Opacity Compliance System.** As an alternative to meeting the requirements in 40C.F.R.§60.255(b)(2) [*see permit condition 5.3.3. above*], an owner or operator of an affected facility that commenced construction, reconstruction, or modification after April 28, 2008, may elect to comply with the requirements in paragraph (1) of this section.
[40CFR§60.255(f)]
- (1) Monitor visible emissions from each affected facility according to the requirements in paragraphs (1)(i) through (iii) of this section.
[40CFR§60.255(f)(1)]
- (i) Conduct one daily 15-second observation each operating day for each affected facility (during normal operation) when the coal preparation and processing plant is in operation. Each observation must be recorded as either visible emissions observed or no visible emissions observed. Each observer determining the presence of visible emissions must meet the training requirements specified in §2.3 of Method 22 of appendix A-7 of this part. If visible emissions are observed during any 15-second observation, the owner or operator must adjust the operation of the affected facility and demonstrate within 24 hours that no visible emissions are observed from the affected facility. If visible emissions are observed, a Method 9, of appendix A-4 of this part, performance test must be conducted within 45 operating days.

[40CFR§60.255(f)(1)(i)]

- (ii) Conduct monthly visual observations of all processes and control equipment. If any deficiencies are observed, the necessary maintenance must be performed as expeditiously as possible.

[40CFR§60.255(f)(1)(ii)]

- (iii) Conduct a performance test using Method 9 of Appendix A-4 of this part at least once every 5 calendar years for each affected facility.

[40CFR§60.255(f)(1)(iii)]

- (2) Prepare a written site-specific monitoring plan for a digital opacity compliance system for approval by the Administration or delegated authority. The plan shall require observations of at least one digital image every 15 seconds for 10-minute periods (during normal operation) every operating day. An approvable monitoring plan must include a demonstration that the occurrences of visible emissions are not in excess of 5 percent of the observation period. For reference purposes in preparing the monitoring plan, *see* OAQPS “Determination of Visible Emission Opacity from Stationary Sources Using Computer-Based Photographic Analysis Systems.” This document is available from the U.S. Environmental Protection Agency (U.S. EPA); Office of Air Quality and Planning Standards; Sector Policies and Programs Division; Measurement Group (D243-02), Research Triangle Park, NC 27711. This document is also available on the Technology Transfer Network (TTN) under Emission Measurement Center Preliminary Methods. The monitoring plan approved by the Administrator delegated authority shall be implemented by the owner or operator.

[40CFR§60.255(f)(2)]

[45CSR16, 45CSR13, R13-2306, 4.3.6.]

- 5.3.5. **Performance Tests and Other Compliance Requirements for Subpart Y - COMS.** As an alternative to meeting the requirements in 40C.F.R. §60.255(b)(2) [*see permit condition 5.3.3. above*], an owner or operator of an affected facility that commenced construction, reconstruction, or modification after April 28, 2008, subject to a visible emissions standard under this subpart may install, operate, and maintain a continuous opacity monitoring system (COMS). Each COMS used to comply with provisions of this subpart must be installed, calibrated, maintained, and continuously operated according to the requirements in 40C.F.R. §60.255(g)(1) and (2).

[45CSR16, 40CFR§60.255(g), 45CSR13, R13-2306, 4.3.7.]

- 5.3.6. **Performance Tests and Other Compliance Requirements for Subpart Y.** If any affected coal processing and conveying equipment (e.g., breakers, crushers, screens, conveying systems), coal storage systems, or other coal transfer and loading systems that commenced construction, reconstruction, or modification after April 28, 2008, are enclosed in a building do not exceed any of the standards in §60.254 that apply to the affected facility, then the facility shall be deemed to be in compliance with such standards.

[45CSR16, 40CFR§60.255(c), 45CSR13, R13-2306, 4.3.5.]

- 5.3.7. **Test Methods and Procedures for Subpart Y.** The owner or operator must determine compliance with the applicable opacity standards as specified in paragraphs (1) through (3) of this section.

[40CFR§60.257(a)]

- (1) Method 9 of Appendix A-4 of this part and the procedures in §60.11 must be used to determine opacity, with the exceptions specified in paragraphs 5.3.7(1)(i) and (ii).

[40CFR§60.257(a)(1)]

- (i) The duration of the Method 9 of Appendix A-4 of this part performance test shall be 1 hour (ten 6-minute averages).

[40CFR§60.257(a)(1)(i)]

(ii) If, during the initial 30 minutes of the observation of a Method 9 of Appendix A-4 of this part performance test, all of the 6-minute average opacity readings are less than or equal to half the applicable opacity limit, then the observation period may be reduced from 1 hour to 30 minutes.

[40CFR§60.257(a)(1)(ii)]

(2) To determine opacity for fugitive coal dust emissions sources, the additional requirements specified in paragraphs 5.3.7(2)(i) through (iii) must be used.

[40CFR§60.257(a)(2)]

(i) The minimum distance between the observer and the emission source shall be 5.0 meters (16 feet), and the sun shall be oriented in the 140-degree sector of the back.

[40CFR§60.257(a)(2)(i)]

(ii) The observer shall select a position that minimizes interference from other fugitive coal dust emissions sources and make observations such that the line of vision is approximately perpendicular to the plume and wind direction.

[40CFR§60.257(a)(2)(ii)]

(iii) The observer shall make opacity observations at the point of greatest opacity in that portion of the plume where condensed water vapor is not present. Water vapor is not considered a visible emission.

[40CFR§60.257(a)(2)(iii)]

(3) A visible emissions observer may conduct visible emission observations for up to three fugitive, stack, or vent emission points within a 15-second interval if the following conditions specified in paragraphs (3)(i) through (iii) of this section are met.

[40CFR§60.257(a)(3)]

(i) No more than three emissions points may be read concurrently.

[40CFR§60.257(a)(3)(i)]

(ii) All three emissions points must be within a 70 degree viewing sector or angle in front of the observer such that the proper sun position can be maintained for all three points.

[40CFR§60.257(a)(3)(ii)]

(iii) If an opacity reading for any one of the three emissions points is within 5 percent opacity from the applicable standard (excluding readings of zero opacity), then the observer must stop taking readings for the other two points and continue reading just that single point.

[40CFR§60.257(a)(3)(iii)]

[45CSR16, 45CSR13, R13-2306, 4.3.9.]

5.3.8. **Test Methods and Procedures for Subpart Y.** The owner or operator must conduct all performance tests required by §60.8 to demonstrate compliance with the applicable emissions standards specified in §60.252 according to the requirements in §60.8 using the applicable test methods and procedures in 40C.F.R. §§60.257(b) (1) through (8).

[45CSR16, 40CFR§60.257(b), 45CSR13, R13-2306, 4.3.10.]

5.3.9. **Performance Tests and Other Compliance Requirements for Subpart Y - Performance Tests.** An owner or operator of each affected facility that commenced construction, reconstruction, or modification on or before April 28, 2008, must conduct performance tests required by §60.8 to demonstrate compliance with the applicable emission standards using the methods identified in §60.257.

[45CSR16, 40CFR§60.255(a), 45CSR13, R13-2306, 4.3.3.]

5.3.10 **Coal Truck Dump Operations.** The owner or operator of each affected coal truck dump operation that commenced construction, reconstruction, or modification after April 28, 2008, must meet the requirements specified in paragraphs (h)(1) through (3) of this section.

[40CFR§60.255(h)]

(1) Conduct an initial performance test using Method 9 of appendix A-4 of this part according to the requirements in paragraphs (h)(1)(i) and(ii).

[40CFR§60.255(h)(1)]

(i) Opacity readings shall be taken during the duration of three separate truck dump events. Each truck dump event commences when the truck bed begins to elevate and concludes when the truck bed returns to a horizontal position.

[40CFR§60.255(h)(1)(i)]

(ii) Compliance with the applicable opacity limit is determined by averaging all 15-second opacity readings made during the duration of three separate truck dump events.

[40CFR§60.255(h)(1)(ii)]

(2) Conduct monthly visual observations of all process and control equipment. If any deficiencies are observed, the necessary maintenance must be performed as expeditiously as possible.

[40CFR§60.255(h)(2)]

(3) Conduct a performance test using Method 9 of appendix A-4 of this part at least once every 5 calendar years for each affected facility.

[40CFR§60.255(h)(3)]

[45CSR16, 45CSR13, R13-2306, 4.3.8.]

5.4. Recordkeeping Requirements

5.4.1. **Record of Maintenance of Air Pollution Control Equipment.**

For all pollution control equipment listed in Section 1.0 of this permit, the permittee shall maintain accurate records of all required pollution control equipment inspection and/or preventative maintenance procedures.

[45CSR13, R13-2306, 4.4.2.]

5.4.2. **Record of Malfunctions of Air Pollution Control Equipment.**

For all pollution control equipment listed in Section 1.0 of this permit, the permittee shall maintain records of the occurrence and duration of any malfunction or operational shutdown of the air pollution control equipment during which excess emissions occur. For each such case, the following information shall be recorded:

- a. The equipment involved.
- b. Steps taken to minimize emissions during the event.
- c. The duration of the event.
- d. The estimated increase in emissions during the event.

For each such case associated with an equipment malfunction, the additional information shall also be recorded:

- e. The cause of the malfunction.
- f. Steps taken to correct the malfunction.
- g. Any changes or modifications to equipment or procedures that would help prevent future recurrences of the malfunction.

[45CSR13, R13-2306, 4.4.3.]

- 5.4.3. For the purposes of determining compliance with water truck usage set forth in 5.1.6, the permittee shall monitor water truck activity and maintain certified daily records, utilizing the attached form identified as Appendix A.

[45CSR13, R13-2306, 4.4.4.]

- 5.4.4. The permittee shall maintain records of all monitoring data required by Section 5.2.1 of this permit by documenting the date and time of each visible emission check, the emission point or equipment/source identification number, the name or means of identification of the observer, the results of the check(s), whether the visible emissions are normal for the process, and, if applicable, all corrective measures taken or planned. The permittee shall also record the general weather conditions (i.e. sunny, approximately 80°F, 6 - 10 mph NE wind) during the visual emission check(s). An example form is supplied as Appendix B. Should a visible emission observation be required to be performed per the requirements specified in Method 9, the data records of each observation shall be maintained per the requirements of Method 9. For an emission unit out of service during the normal monthly evaluation, the record of observation may note "out of service" (O/S) or equivalent

[45CSR13, R13-2306, 4.4.5.]

5.5. Reporting Requirements

- 5.5.1. With regard to any testing required by the Director, the permittee shall submit to the Director of Air Quality and the Associate Director - Office of Enforcement and Permit Review (3AP12) of the U.S. EPA a test protocol detailing the proposed test methods, the date, and the time the proposed testing is to take place, as well as identifying the sampling locations and other relevant information. The test protocol must be received by the Director and the Associate Director no less than thirty (30) days prior to the date the testing is to take place. Test results shall be submitted to the Director and the Associate Director no more than sixty (60) days after the date the testing takes place.

[45CSR13, R13-2306, 4.5.2.]

- 5.5.2. Any violation(s) of the allowable visible emission requirement for any emission source discovered during observation using 40CFR Part 60, Appendix A, Method 9 must be reported in writing to the Director of the Division of Air Quality as soon as practicable, but within ten (10) calendar days, of the occurrence and shall include, at a minimum, the following information: the results of the visible determination of opacity of emissions, the cause or suspected cause of the violation(s), and any corrective measures taken or planned.

[45CSR13, R13-2306, 4.5.1.]

- 5.5.3. **Notification and Record Keeping.** Any owner or operator subject to the provisions of this part shall furnish written notification as follows:

[40CFR§60.7(a)]

A notification of the date construction (or reconstruction as defined under §60.15) of an affected facility is commenced postmarked no later than 30 days after such date.

[40CFR§60.7(a)(1)]

A notification of the actual date of initial startup of an affected facility postmarked within 15 days after such date.

[40CFR§60.7(a)(3)]

[45CSR16, 45CSR13, R13-2306, 4.5.3.]

- 5.5.4. **Reporting for Subpart Y - Opacity Exceedances.** For the purposes of reports required under section 60.7(c), any owner or operator subject to the provisions of Subpart Y also shall report semiannually periods

of excess emissions as follow:

[40CFR§60.258(b)]

(1) The owner or operator of an affected facility with a wet scrubber shall submit semiannual reports to the Administrator or delegated authority of occurrences when the measurements of the scrubber pressure loss, water supply flow rate, or pH of the wet scrubber liquid vary by more than 10 percent from the average determined during the most recent performance test.

[40CFR§60.258(b)(1)]

(2) The owner or operator of an affected facility with control equipment other than a wet scrubber shall submit semiannual reports to the Administrator or delegated authority of occurrences when the measurements of the reagent injection flow rate, as applicable, vary by more than 10 percent from the average determined during the most recent performance test.

[40CFR§60.258(b)(2)]

(3) All 6-minute average opacities that exceed the applicable standard.

[40CFR§60.258(b)(3)]

[45CSR16, 45CSR13, R13-2306, 4.5.5.]

5.5.5. **Reporting for Subpart Y - Results of Initial Performance Tests.** The owner or operator of an affected facility shall submit the results of initial performance tests to the Administrator or delegated authority, consistent with the provisions of section 60.8. The owner or operator who elects to comply with the reduced performance testing provisions of sections 60.255(c) or (d) shall include in the performance test report identification of each affected facility that will be subject to the reduced testing. The owner or operator electing to comply with section 60.255(d) shall also include information which demonstrates that the control devices are identical.

[45CSR16, 40CFR§60.258(c), 45CSR13, R13-2306, 4.5.6.]

5.5.6. **Reporting for Subpart Y - WebFIRE Data Base.** After July 11, 2011, within 60 days after the date of completing each performance evaluation conducted to demonstrate compliance with this subpart, the owner or operator of the affected facility must submit the test date to EPA by successfully entering the data electronically into EPA's WebFIRE data base available at <http://cfpub.epa.gov/oarweb/index.cfm?action=fire.main>. *For performance tests that cannot be entered into WebFIRE (i.e. Method 9 of appendix A-4 of this part opacity performance tests) the owner or operator of the affected facility must mail a summary copy to United States Environmental Protection Agency; Energy Strategies Group; 109 TW Alexander DR; mail code D243-01; RTP, NC 27711.*

[45CSR16, 40CFR§60.258(d), 45CSR13, R13-2306, 4.5.7.]

5.5.7 The owner or operator of a coal preparation and processing plant that commenced construction, reconstruction, or modification after April 28, 2008, shall maintain in a logbook (written or electronic) on-site and make it available upon request. The logbook shall record the following:

[40CFR§60.258(a)]

(1) The manufacturer's recommended maintenance procedures and the date and time of any maintenance and inspection activities and the results of those activities. Any variance from manufacturer recommendation, if any, shall be noted.

[40CFR§60.258(a)(1)]

(2) The date and time of periodic coal preparation and processing plant visual observations, noting those sources with visible emissions along with corrective actions taken to reduce visible emissions. Results from the actions shall be noted.

[40CFR§60.258(a)(2)]

- (3) The amount and type of coal processed each calendar month.
[40CFR§60.258(a)(3)]
- (4) The amount of chemical stabilizer or water purchased for use in the coal preparation and processing plant.
[40CFR§60.258(a)(4)]
- (5) Monthly certification that the dust suppressant systems were operational when any coal was processed and that manufacturer's recommendations were followed for all control systems. Any variance from the manufacturer's recommendations, if any, shall be noted.
[40CFR§60.258(a)(5)]
- (6) Monthly certification that the fugitive coal dust emissions control plan was implemented as described. Any variance from the plan, if any, shall be noted. A copy of the applicable fugitive coal dust emissions control plan and any letters from the Administrator providing approval of any alternative control measures shall be maintained with the logbook. Any actions, e.g. objections, to the plan and any actions relative to the alternative control measures, e.g. approvals, shall be noted in the logbook as well.
[40CFR§60.258(a)(6)]
- (7) For each bag leak detection system, the owner or operator must keep the records specified in paragraphs (a)(7)(i) through (iii) of this section.
[40CFR§60.258(a)(7)]
 - (i) Records of the bag leak detection system output;
[40CFR§60.258(a)(7)(i)]
 - (ii) Records of bag leak detection system adjustments, including the date and time of the adjustment, the initial bag leak detection system settings, and the final bag leak detection settings; and
[40CFR§60.258(a)(7)(ii)]
 - (iii) The date and time of all bag leak detection system alarms, the time that procedures to determine the cause of the alarm were initiated, the cause of the alarm, an explanation of the actions taken, the date and time the cause of the alarm was alleviated, and whether the cause of the alarm was alleviated within 3 hours of the alarm.
[40CFR§60.258(a)(7)(iii)]
- (8) A copy of any applicable monitoring plan for a digital opacity compliance system and monthly certification that the plan was implemented as described. Any variance from plan, if any, shall be noted.
[40CFR§60.258(a)(8)]
- (9) During a performance test of a wet scrubber, and each operating day thereafter, the owner or operator shall record the measurements of the scrubber pressure loss, water supply flow rate, and pH of the wet scrubber liquid.
[40CFR§60.258(a)(9)]
- (10) During a performance test of control equipment other than a wet scrubber, and each operating day thereafter, the owner or operator shall record the measurements of the reagent injection flow rate, as applicable.
[40CFR§60.258(a)(10)]

[45CSR16, 45CSR13, R13-2306, 4.5.4.]

APPENDIX A ¹
Certified Daily and Monthly Water Usage By The Pressurized Water Truck

Harrison County Coal Resources, Inc.
Harrison County Mine Preparation Plant
Company ID No. 033-00018
Permit No. R13-2306F

Month _____ Year _____

Day of Month	Water Truck Used? (Y/N)	Quantity of Water Applied² (gallons)	Name and Amount of Chemical Suppressants Added (gallons)	Comments³	Initials
1					
2					
3					
4					
5					
6					
7					
8					
9					
10					
11					
12					
13					
14					
15					
16					
17					
18					
19					
20					
21					
22					
23					
24					
25					
26					
27					
28					
29					
30					
31					

Notes: (1) The **CERTIFICATION OF DATA ACCURACY** statement appearing on the reverse side shall be completed and kept on site for a period of no less than five (5) years and shall be made available to the Director or his or her duly authorized representative upon request.
 (2) The quantity of water used may be estimated based on the volume of the tank and the number of times the water truck was refilled.
 (3) Use the comment section to explain why the water truck was not in use or was used sparingly.

APPENDIX B – Weekly Opacity Record

**Harrison County Coal Resources, Inc.
Harrison County Mine Preparation Plant
Company ID No. 033-00018
Permit No. R13-2306F**

Date of Observation:

Data Entered by:

Reviewed by:

Date Reviewed:

Describe the General Weather Conditions:

Stack ID/Vent ID/ Emission Point ID	Stack/Vent/Emission Point Description	Time of Observation	Visible Emissions? Yes/No	Consecutive Weeks of Visual Emissions	Comments

Facility Information for **Draft/Proposed**/Final Renewal Permits

Engineer and E-Mail Address	Dan Roberts Daniel.p.roberts@wv.gov
Company Name	Harrison County Coal Resources, Inc.
Facility Name	Harrison County Mine Preparation Plant
County	Harrison
Permit No.	R30-03300018-2022
Newspaper	NA
Responsible Official Title Street or P. O. Address City, State, Zip E-Mail Address	Kimberly Betcher Director of Permitting 46226 National Road W St. Clairsville, OH 43950 kimbetcher@acnrinc.com
Environmental Contact Title Street or P. O. Address City, State, Zip E-Mail Address	Eric Barto Permitting Engineer 46226 National Road W St. Clairsville, OH 43950 ebarto@acnrinc.com
Consultant's Name and E-mail Address	Mike Burr, mburr@trinityconsultants.com
Affected States and/or Class I Area	MD, PA, OH, C12
Regional Office	Fairmont
Reg 13 Permit Nos. (if applicable)	R13-2306F

Hard Copies of the following to Stephanie:

Draft/Proposed	Final
Facility Information Table	
Notice	
Draft permit	Final Permit
Fact Sheet	Final Fact Sheet

E-mail to Stephanie and **create a folder** under *Q:\AIR_QUALITY\TITLEV\Permits* for your permit and save the following files:

Draft/Proposed	Final
Notice	
Draft Permit	Final Permit
Fact Sheet	Fact Sheet
Reg 13 Permits (if applicable)	

Fact Sheet



For Draft/Proposed Renewal Permitting Action Under 45CSR30 and Title V of the Clean Air Act

Permit Number: **R30-03300018-2022**

Application Received: **March 3, 2021**

Plant Identification Number: **033-00018**

Permittee: **Harrison County Coal Resources, Inc.**

Facility Name: **Harrison County Mine Preparation Plant**

Mailing Address: **46226 National Road W, St. Clairsville, OH 43950**

Physical Location: Shinnston, Harrison County, West Virginia
UTM Coordinates: 554.82 km Easting • 4,361.54 km Northing • Zone 17
Directions: From U.S. Route 19 in Shinnston, travel west on County Route 3 (Lucas Rd.) for approximately 2.7 miles until turning left on County Route 3/4. Proceed on Route 3/4 for approximately 0.9 miles to the plant site.

Facility Description

Harrison County Coal Company's facility operates a 2,800 tons per hour wet wash coal preparation plant. The facility has the potential to operate seven (7) days per week, twenty-four (24) hours per day and fifty-two (52) weeks per year. SIC Code: 1222

Emissions Summary

Plantwide Emissions Summary [Tons per Year]		
Regulated Pollutants	Potential Emissions	2020 Actual Emissions
Carbon Monoxide (CO)	-----	-----
Nitrogen Oxides (NO _x)	-----	-----
Particulate Matter (PM _{2.5})	38.9	9.87
Particulate Matter (PM ₁₀)	268.25	59.58
Total Particulate Matter (TSP)	724.44	129.48
Sulfur Dioxide (SO ₂)	-----	-----
Volatile Organic Compounds (VOC)	37.60	19.92

PM₁₀ is a component of TSP.

Title V Program Applicability Basis

This facility has the potential to emit 268.25 tons per year of PM₁₀. Due to this facility's potential to emit over 100 tons per year of criteria pollutant, Harrison County Coal Resources, Inc. is required to have an operating permit pursuant to Title V of the Federal Clean Air Act as amended and 45CSR30.

Legal and Factual Basis for Permit Conditions

The State and Federally-enforceable conditions of the Title V Operating Permits are based upon the requirements of the State of West Virginia Operating Permit Rule 45CSR30 for the purposes of Title V of the Federal Clean Air Act and the underlying applicable requirements in other state and federal rules.

This facility has been found to be subject to the following applicable rules:

Federal and State:	45CSR5	Control of particulate matter from coal preparation plants
	45CSR6	Open burning prohibited.
	45CSR11	Standby plans for emergency episodes.
	45CSR13	Permit for construction/modification
	45CSR16	New Source Performance Standards
	WV Code § 22-5-4 (a) (14)	The Secretary can request any pertinent information such as annual emission inventory reporting.
	45CSR30	Operating permit requirement.
State Only:	40 C.F.R. Part 60, Subpart Y	Requirements for coal preparation plant
	40 C.F.R. Part 61	Asbestos inspection and removal
	40 C.F.R. Part 82, Subpart F	Ozone depleting substances
	45CSR4	No objectionable odors.

Each State and Federally-enforceable condition of the Title V Operating Permit references the specific relevant requirements of 45CSR30 or the applicable requirement upon which it is based. Any condition of the Title V permit that is enforceable by the State but is not Federally-enforceable is identified in the Title V permit as such.

The Secretary's authority to require standards under 40 C.F.R. Part 60 (NSPS), 40 C.F.R. Part 61 (NESHAPs), and 40 C.F.R. Part 63 (NESHAPs MACT) is provided in West Virginia Code §§ 22-5-1 *et seq.*, 45CSR16, 45CSR34 and 45CSR30.

Active Permits/Consent Orders

Permit or Consent Order Number	Date of Issuance	Permit Determinations or Amendments That Affect the Permit (<i>if any</i>)
R13-2306F	May 14, 2018	

Conditions from this facility's Rule 13 permit(s) governing construction-related specifications and timing requirements will not be included in the Title V Operating Permit but will remain independently enforceable under the applicable Rule 13 permit(s). All other conditions from this facility's Rule 13 permit(s) governing the source's operation and compliance have been incorporated into this Title V permit in accordance with the "General Requirement Comparison Table," which may be downloaded from DAQ's website.

Determinations and Justifications

- ❖ On page 1 on the permit cover page and in the page header, Harrison County Coal Company was changed to Harrison County Coal Resources, Inc. as a result of the change of ownership and transfer of permits acknowledged in a letter from the DAQ dated March 30, 2021. The facility name Harrison County Mine Preparation Plant was added.
- ❖ On page 2, the page numbering in the Table of Contents was updated.
- ❖ On pages 19-20 in Section 3.5.3., the USEPA contact information was updated to the current boilerplate.
- ❖ On page 36 in the title block of Appendix A, the company name and facility name were changed from Harrison County Coal Company and Harrison County Preparation Plant to Harrison County Coal Resources, Inc. and Harrison County Mine Preparation Plant, respectively.
- ❖ On page 37 in the title block of Appendix B, the company name and facility name were changed from Harrison County Coal Company and Harrison County Preparation Plant to Harrison County Coal Resources, Inc. and Harrison County Mine Preparation Plant.

Non-Applicability Determinations

The following requirements have been determined not to be applicable to the subject facility due to the following:

40 CFR 64-Compliance Assurance Monitoring. This is the fourth permit renewal for this facility. The facility was found not to be subject to CAM at the time of the previous renewal. There were no new emission units or control devices added at the facility that would require a CAM applicability analysis. Therefore, a CAM determination is not required.

Request for Variances or Alternatives

None

Insignificant Activities

Insignificant emission unit(s) and activities are identified in the Title V application.

Comment Period

Beginning Date: (Date of Notice Publication)

Ending Date: (Publication Date PLUS 30 Days)

Point of Contact

All written comments should be addressed to the following individual and office:

Dan Roberts
West Virginia Department of Environmental Protection
Division of Air Quality
601 57th Street SE
Charleston, WV 25304
304/926-0499 ext. 41902
Daniel.p.roberts@wv.gov

Procedure for Requesting Public Hearing

During the public comment period, any interested person may submit written comments on the draft permit and may request a public hearing, if no public hearing has already been scheduled. A request for public hearing shall be in writing and shall state the nature of the issues proposed to be raised in the hearing. The Secretary shall grant such a request for a hearing if he/she concludes that a public hearing is appropriate. Any public hearing shall be held in the general area in which the facility is located.

Response to Comments

Not applicable.

NOTICE OF COMMENT PERIOD FOR DRAFT/PROPOSED OPERATING PERMIT RENEWAL

Title V of the Federal Clean Air Act and the state Air Pollution Control Act requires that all major sources and certain minor sources have a permit to operate which states all requirements (e.g. emission limitations, monitoring requirements, etc.) established by regulations promulgated under the aforementioned programs. The Division of Air Quality (DAQ) has determined that the draft/proposed permit renewal referenced herein meets this requirement.

The DAQ is providing notice to the general public of its preliminary determination to issue an operating permit renewal to the following company for operation of the referenced wet wash coal preparation plant:

Harrison County Coal Resources, Inc.
Harrison County Mine Preparation Plant
Plant ID No.: 033-00018
372 Robinson Mine Road
Shinnston, WV 26431

This notice solicits comments from the public and affected state(s) concerning the above preliminary determination and provides an opportunity for such parties to review the basis for the proposed approval and the "draft" permit renewal. This notice also solicits comments from the U.S. EPA concerning the same preliminary determination and provides an opportunity for the U.S. EPA to concurrently review the basis for the proposed approval as a "proposed" permit.

All written comments submitted by the public and affected state(s) pursuant to this notice must be received by the DAQ within thirty (30) days of the date of publication of this notice. Under concurrent review, written comments submitted by the U.S. EPA must be received by the DAQ within forty-five (45) days from the date of publication of this notice or from the date the U.S. EPA receives this draft/proposed permit renewal, whichever is later. In the event the 30th/45th day is a Saturday, Sunday, or legal holiday, the comment period will be extended until 5:00 p.m. on the following regularly scheduled business day. The public shall have 135 days from the date of publication of this notice to file petitions for concurrently reviewed permits. Upon notice by the U.S. EPA to the DAQ, prior to the end of the 45 day notice period, the U.S. EPA may choose to hold the 30 day comment period on the draft permit and the 45 day comment period on the proposed permit sequentially. During the public comment period any interested person may submit written comments on the draft permit and, if no public hearing has been scheduled, may request a public hearing. A request for a public hearing shall be in writing and shall state the nature of the issues proposed to be raised in the hearing. The Director of the DAQ shall grant such a request for a hearing if she concludes that a public hearing is appropriate. Any public hearing shall be held in the general area in which the facility is located, after 30 day notice is given. The DAQ will consider all written comments prior to final action on the permit.

Copies of the Permit Application, DAQ Fact Sheet, and Draft/Proposed Permit Renewal may be downloaded from the DAQ's web site at:
<https://dep.wv.gov/daq/permitting/titlevpermits/Pages/default.aspx>.

Comments and questions concerning this matter should be addressed to:

WV Department of Environmental Protection
Division of Air Quality
601 57th Street SE
Charleston, WV 25304
Contact: Dan Roberts
(304) 926-0499 ext.: 41902



Roberts, Daniel P <daniel.p.roberts@wv.gov>

Publication of Class I Legal Ad for the WV Division of Air Quality

1 message

Roberts, Daniel P <daniel.p.roberts@wv.gov>
To: Stephanie R Mink <stephanie.r.mink@wv.gov>

Wed, Dec 22, 2021 at 2:38 PM








Stephanie,

Hey. Carrie has given me permission to go to notice on draft permit renewal R30-03300018 for Harrison County Coal Resources, Inc.'s Harrison County Mine Preparation Plant. I have attached the draft permit (clean and with changes noted versions), fact sheet, notice of comment period and Title V facility information table. Please schedule the publication on the earliest date possible.

Let me know if you need any additional information.

Thanks!
Dan

7 attachments

-  **notice of comment period.docx**
20K
-  **R30-03300018 Title V Fact Sheet 12-22-21.doc**
98K
-  **T5_Info_Table 2021.doc**
40K
-  **R30-03300018 draft Title V Permit 12-22-21.docx**
299K
-  **R30-03300018 draft Title V Permit Clean 12-22-21.docx**
299K
-  **FinalPermit01.docx**
290K
-  **R13-2306F permit 5-14-18.wpd**
642K

West Virginia Department of Environmental Protection

Harold D. Ward

Cabinet Secretary

Permit to Operate



Pursuant to

Title V

of the Clean Air Act

Issued to:

Harrison County Coal **Company** Resources, Inc.

Harrison County **Mine** Preparation Plant

R30-03300018-2022

Laura M. Crowder

Director, Division of Air Quality

Issued: [Date of issuance] • Effective: [Equals issue date plus two weeks]
Expiration: [5 years after issuance date] • Renewal Application Due: [6 months prior to expiration]

Permit Number: **R30-03300018-2022**
Permittee: **Harrison County Coal ~~Company~~ Resources, Inc.**
Facility Name: **Harrison County Mine Preparation Plant**
Permittee Mailing Address: **46226 National Road W, St. Clairsville, OH 43950**

This permit is issued in accordance with the West Virginia Air Pollution Control Act (West Virginia Code §§ 22-5-1 et seq.) and 45CSR30 — Requirements for Operating Permits. The permittee identified at the above-referenced facility is authorized to operate the stationary sources of air pollutants identified herein in accordance with all terms and conditions of this permit.

Facility Location:	Shinnston, Harrison County, West Virginia
Facility Mailing Address:	372 Robinson Mine Road, Shinnston, WV
Telephone Number:	(740) 338-3100
Type of Business Entity:	Corporation
Facility Description:	Wet Wash Coal Preparation Plant
SIC Codes:	1222
UTM Coordinates:	554.82 km Easting • 4361.54 km Northing • Zone 17

Permit Writer: Dan Roberts

Any person whose interest may be affected, including, but not necessarily limited to, the applicant and any person who participated in the public comment process, by a permit issued, modified or denied by the Secretary may appeal such action of the Secretary to the Air Quality Board pursuant to article one [§§ 22B-1-1 et seq.], Chapter 22B of the Code of West Virginia. West Virginia Code §22-5-14.

Issuance of this Title V Operating Permit does not supersede or invalidate any existing permits under 45CSR13, 14 or 19, although all applicable requirements from such permits governing the facility's operation and compliance have been incorporated into the Title V Operating Permit.

Table of Contents

1.0. Emission Units and Active R13, R14, and R19 Permits.....	3
2.0. General Conditions.....	7
3.0. Facility-Wide Requirements and Permit Shield.....	16

Source-specific Requirements

4.0. Source-Specific Requirements [Refuse Disposal area].....	22
5.0. Source-Specific Requirements.....	24

Appendix A&B- Recordkeeping Forms

1.0 Emission Units and Active R13, R14, and R19 Permits

1.1 Emission Units

Source ID	Emission Point ID	Equipment Description	Design Capacity		Date of Construction/Modification ¹	Control Device ID	Control Device ²
			TPH	TPY			
Raw Coal from Deep Mine Circuit							
MB1	E-MB1 (TP1)	Mine Portal Belt	5,000	15,768,000	C 2005	NA	FE
MB2	E-MB2 (TP2)	Silo Feed Belt	5,000	15,768,000	C 2005	NA	FE
MB3	E-MB3 (TP3)	Silo Transfer Belt	5,000	15,768,000	C 2005	NA	FE
RCS2	E-RCS2 (TP4)	Raw Coal Storage Silo 2 - 10,000 capacity	-----	15,768,000 combined	C 2005	NA	FE
RCS3	E-RCS3 (TP5)	Raw Coal Storage Silo 3 - 10,000 ton capacity	-----		C 2005	NA	FE
MB4	E-MB4 (TP6)	Silo Reclaim Belt	4,000	15,768,000	C 2005	NA	FE
MB5	E-MB5 (TP7)	Overland Mine Belt 1	4,000	15,768,000	C 2005	NA	FE
MB6	E-MB6 (TP8)	Overland Mine Belt 2	4,000	15,768,000	C 2005	NA	FE
A1	A003	Conveyor and Transfer Point	4,000	15,768,000	C 1994	DA003	FE
A2	A005	Conveyor and Transfer Point	4,000	15,768,000	C 1994	DA005	FE
A006	A006, A007	Scalping Screen A1 (rotary breaker building) and Transfer Points	4,000	15,768,000	C 1994	DA005	FE
A006A	A006A, A007A, A010	Rotary Breaker A1 (rotary breaker building) and Transfer Points (drop to A008, drop to rock bin, drop to pan)	1,000	3,942,000	C 1994	DA005, DA008	FE
O10A	O10A, A011	Rock Bin 1 - 100 ton capacity - and transfer point	-----	175,200	C 1994	DA008, D033	FE
A3A	A007A	Conveyor and Transfer Point	4,000	15,768,000	C 1994	DA005A	FE
A3	003B, A009	Conveyor and Transfer Point	4,000	15,768,000	C 1994	D004	FE
Raw Coal from Minecar/Truck Dump Building Circuit							
037 ³	037, 037A, 038, 039, 040, 041	Clean/Raw Coal Stockpile 2 - 240,000 ton capacity (wind erosion, grading, pan load-in, pan reclaim, truck load-in, endloader loadout)	-----	10,512,000	C 1968	N/A	MC
001 ³	001,001C	Rotary Dump and Truck Dump	1,200	100,000	C 1968	D001	PE
001A ³	001A	Scalping Screen 1	1,200	100,000	C 1968	D002	FE
001B ³	001B	Crusher 1	1,200	100,000	C 1968	D002	FE
C1 ³ (002)	002A, 003B	Conveyor and Transfer Points (raw coal to silo or conveyor)	1,200	100,000	C 1968	D004	FE
003 ³	003A	Raw Coal Silo 1 - 6,000 ton capacity	-----	15,768,000	C 1968	D005	FE
C2 (004)	005	Conveyor and Transfer Point (raw coal to stockpile)	4,000	10,000,000	C 1994	D006	FE

Source ID	Emission Point ID	Equipment Description	Design Capacity		Date of Construction/ Modification ¹	Control Device ID	Control Device ²
			TPH	TPY			
006	006, 012, 006A, 042, 043	Raw Coal Stockpile 1 - 750,000 ton capacity (wind erosion, pan reclaim, grading, truck load-in, pan load-in)	-----	10,000,000	M 2015 C 1968	D011	ST, UC
C3, C4	007, 009	Conveyors (2) and Transfer Points (plant feed)	2,800	15,768,000	C 2002	D007, D009	FE, PE(TP-007)
Prep Plant and Clean Coal Circuit							
060	010C	Preparation Plant (raw & wet)	2,800	15,768,000	C 2002	D060, D040, D041	MC, EM, ES
D040 ³	P003	Exhaust Fan and Dust Collector 1; removes PM from prep plant	N/A	N/A	C 1968	N/A	N/A
D041 ³	P003	Scrubber; removes PM from prep plant	N/A	N/A	C 1968	N/A	N/A
C16	061	Conveyor and Transfer Point	1,800	15,768,000	C 2002	D061	FE
C17	62	Conveyor and Transfer Point	1,800	15,768,000	C 2002	D062	FE
C18	063	Conveyor and Transfer Point	1,800	15,768,000	C 2002	D063	FE
017 ³	017A	Clean Coal Silo 1 - 10,000 ton capacity	-----	15,768,000	C 1968	D016	FE
C19	064	Conveyor and Transfer Point	1,800	15,768,000	C 2002	D064	FE
069	065	Clean Coal Silo - 25,000 ton capacity	4,000	15,768,000	C 2002	D065	FE
C20	066	Conveyor and Transfer Point	4,000	15,768,000	C 2002	D066	FE
C7A	067	Conveyor and Transfer Point	4,000	15,768,000	C 2002	D067	FE
C7	019, 021A	Conveyor and Transfer Points (clean coal to rail loadout or by-pass)	4,000	15,768,000	C 2002	D018	FE
SC1	STP2	Sample System Feed Conveyor	5	43,800	C 2002	NA	FE
CR1	STP3	Sample System Pulverizer	5	43,800	C 2002	NA	FE
SC2	STP4	Sample System Return Conveyor	5	43,800	C 2002	NA	FE
020 ³	021	Railroad Loadout 1 - 100 ton capacity	4,000	15,768,000	C 1968	D019	FE, TC
C8 ³	023	Conveyor and Transfer Point (rail loadout by-pass belt)	1,200	10,512,000	C 1968	D023	PE(conveyor), FE (TP)
C9 ³	024A	Conveyor and Transfer Point (initial belt in power plant feed)	1,300	11,388,000	C 1968	D042	PE, EM
D042 ³	P002	Exhaust Fan 2 and Dust Collector 2; removes PM from transfer point	N/A	N/A	C 1968	N/A	N/A
C10 ³	N/A	Conveyor and Transfer Point (second belt in power plant feed)	1,300	11,388,000	C 1968	N/A	FE
032	032, 033, 032A, 033A, 035, 036	Clean Coal Stockpile 1 - 40,000 ton capacity (wind erosion, reclaim to conveyor, grading, dozer to reclaim, truck load-in, pan load-in)	-----	8,760,000	C 1968	D028, D033	UC, MC
C12 (034)	034A	Conveyor and Transfer Point (clean coal destock feeder)	1,200	10,512,000	C 1968	D023	PE(conveyor), FE (TP)
Refuse Circuit							

Source ID	Emission Point ID	Equipment Description	Design Capacity		Date of Construction/Modification ¹	Control Device ID	Control Device ²
			TPH	TPY			
C21	068	Conveyor and Transfer Point (2010 - increased the maximum hourly throughput from 500 TPH to 800 TPH)	800	4,380,000	M 2010 C 2002	D068	FE
C11 (026)	027	Conveyor and Transfer Point (refuse) (2010 - increased the maximum hourly throughput from 500 TPH to 800 TPH)	800	4,380,000	M 2010 C 1981	D027	FE
C11A (026A)	C11A	Refuse Conveyor and Transfer Point (2010 - increased the maximum hourly throughput from 500 TPH to 800 TPH)	800	4,380,000	M 2010 C 1981	D027A	FE
028	029, 030	Refuse Bin 1 - 100 ton capacity - and Transfer Points (2010 - increased the maximum hourly throughput from 500 TPH to 800 TPH)	-----	4,380,000 ³	M 2010 C 1981	N/A	FE
C11B	C11B	Refuse Conveyor and Transfer Point (2010 - increased the maximum hourly throughput from 500 TPH to 800 TPH)	800	4,380,000	M 2010 C 1981	N/A	FE
RB2	RTP3	Refuse Bin 2 - 300 ton capacity - and Transfer Points (2010 - increased the maximum hourly throughput from 500 TPH to 800 TPH)	-----	4,380,000 ³	M 2010 C 1981	N/A	FE
C13	RTP7	Refuse Conveyor	800	4,380,000	C 2018	NA	FE
RB4	RTP8	Refuse Bin 3 - 300 ton capacity - and Transfer Points	-----	4,380,000 ⁴	C 2018	NA	PE
C11C	C11C	Refuse Conveyor	800	4,380,000	C 2010	NA	PE
RB3	RB3	Refuse Bin 3 - 300 ton capacity - and Transfer Points	-----	4,380,000 ³	C 2010	NA	FE
Miscellaneous							
031 ³	031, 031A	Refuse Disposal Area 1(wind erosion, grading)	-----	-----	C 1968	D033	WT
048A ³	048A	Lime Storage Silo 1 - 50 ton capacity			C 1971	N/A	FE
048B ³	048B	Lime Storage Silo 2 - 50 ton capacity			C 1971	N/A	FE
047 ³	047	Rock Dust Bin 1 - 50 ton capacity			C 1968	N/A	FE
052A-F	052A-F	Haulroads	N/A	N/A	N/A	D033	WT

¹ In accordance with 40 CFR 60 Subpart Y, coal processing and conveying equipment, coal storage systems, and coal transfer and loading systems constructed, reconstructed, or modified on or before April 28, 2008 shall not discharge gases which exhibit 20 percent opacity or greater. Coal processing and conveying equipment, coal storage systems, and coal transfer and loading systems constructed, reconstructed, or modified after April 28, 2008 shall not discharge gases which exhibit 10 percent opacity or greater. For open storage piles constructed, reconstructed, or modified after May 27, 2009, the permittee shall prepare and operate in accordance with a fugitive coal dust emissions control plan that is appropriate for site conditions.

² FE - Full Enclosure; PE - Partial Enclosure; ST - Stacking Tube; WS - Water Sprays; N - None.

³ These pieces of equipment are considered grand-fathered since they were constructed before June 1, 1974 for 45CSR13 and October 24, 1974 for 40 CFR 60 Subpart Y and have not been modified since then.

- ⁴ The maximum annual throughput for 028, RB2, RB3 and RB4 combined shall not exceed 4,380,000 TPY. (This is for informational purposes, not an applicable requirement)

1.1 Active R13, R14, and R19 Permits

The underlying authority for any conditions from R13, R14, and/or R19 permits contained in this operating permit is cited using the original permit number (e.g. R13-1234). The current applicable version of such permit(s) is listed below.

Permit Number	Date of Issuance
R13-2306F	May 14, 2018

2.0 General Conditions

2.1 Definitions

- 2.1.1. All references to the "West Virginia Air Pollution Control Act" or the "Air Pollution Control Act" mean those provisions contained in W.Va. Code §§ 22-5-1 to 22-5-18.
- 2.1.2. The "Clean Air Act" means those provisions contained in 42 U.S.C. §§ 7401 to 7671q, and regulations promulgated thereunder.
- 2.1.3. "Secretary" means the Secretary of the Department of Environmental Protection or such other person to whom the Secretary has delegated authority or duties pursuant to W.Va. Code §§ 22-1-6 or 22-1-8 (45CSR§30-2.12.). The Director of the Division of Air Quality is the Secretary's designated representative for the purposes of this permit.
- 2.1.4. Unless otherwise specified in a permit condition or underlying rule or regulation, all references to a "rolling yearly total" shall mean the sum of the monthly data, values or parameters being measured, monitored, or recorded, at any given time for the previous twelve (12) consecutive calendar months.

2.2 Acronyms

CAAA	Clean Air Act Amendments	NSPS	New Source Performance Standards
CBI	Confidential Business Information	PM	Particulate Matter
CEM	Continuous Emission Monitor	PM₁₀	Particulate Matter less than 10µm in diameter
CES	Certified Emission Statement	pph	Pounds per Hour
C.F.R. or CFR	Code of Federal Regulations	ppm	Parts per Million
CO	Carbon Monoxide	PSD	Prevention of Significant Deterioration
C.S.R. or CSR	Codes of State Rules	psi	Pounds per Square Inch
DAQ	Division of Air Quality	SIC	Standard Industrial Classification
DEP	Department of Environmental Protection	SIP	State Implementation Plan
FOIA	Freedom of Information Act	SO₂	Sulfur Dioxide
HAP	Hazardous Air Pollutant	TAP	Toxic Air Pollutant
HON	Hazardous Organic NESHAP	TPY	Tons per Year
HP	Horsepower	TRS	Total Reduced Sulfur
lbs/hr or lb/hr	Pounds per Hour	TSP	Total Suspended Particulate
LDAR	Leak Detection and Repair	USEPA	United States Environmental Protection Agency
m	Thousand	UTM	Universal Transverse Mercator
MACT	Maximum Achievable Control Technology	VEE	Visual Emissions Evaluation
mm	Million	VOC	Volatile Organic Compounds
mmBtu/hr	Million British Thermal Units per Hour		
mmft³/hr or mmcf/hr	Million Cubic Feet Burned per Hour		
NA or N/A	Not Applicable		
NAAQS	National Ambient Air Quality Standards		
NESHAPS	National Emissions Standards for Hazardous Air Pollutants		
NO_x	Nitrogen Oxides		

2.3. Permit Expiration and Renewal

- 2.3.1. Permit duration. This permit is issued for a fixed term of five (5) years and shall expire on the date specified on the cover of this permit, except as provided in 45CSR§30-6.3.b. and 45CSR§30-6.3.c.
[45CSR§30-5.1.b.]
- 2.3.2. A permit renewal application is timely if it is submitted at least six (6) months prior to the date of permit expiration.
[45CSR§30-4.1.a.3.]
- 2.3.3. Permit expiration terminates the source's right to operate unless a timely and complete renewal application has been submitted consistent with 45CSR§30-6.2. and 45CSR§30-4.1.a.3.
[45CSR§30-6.3.b.]
- 2.3.4. If the Secretary fails to take final action to deny or approve a timely and complete permit application before the end of the term of the previous permit, the permit shall not expire until the renewal permit has been issued or denied, and any permit shield granted for the permit shall continue in effect during that time.
[45CSR§30-6.3.c.]

2.4. Permit Actions

- 2.4.1. This permit may be modified, revoked, reopened and reissued, or terminated for cause. The filing of a request by the permittee for a permit modification, revocation and reissuance, or termination, or of a notification of planned changes or anticipated noncompliance does not stay any permit condition.
[45CSR§30-5.1.f.3.]

2.5. Reopening for Cause

- 2.5.1. This permit shall be reopened and revised under any of the following circumstances:
- a. Additional applicable requirements under the Clean Air Act or the Secretary's legislative rules become applicable to a major source with a remaining permit term of three (3) or more years. Such a reopening shall be completed not later than eighteen (18) months after promulgation of the applicable requirement. No such reopening is required if the effective date of the requirement is later than the date on which the permit is due to expire, unless the original permit or any of its terms and conditions has been extended pursuant to 45CSR§§30-6.6.a.1.A. or B.
 - b. Additional requirements (including excess emissions requirements) become applicable to an affected source under Title IV of the Clean Air Act (Acid Deposition Control) or other legislative rules of the Secretary. Upon approval by U.S. EPA, excess emissions offset plans shall be incorporated into the permit.
 - c. The Secretary or U.S. EPA determines that the permit contains a material mistake or that inaccurate statements were made in establishing the emissions standards or other terms or conditions of the permit.
 - d. The Secretary or U.S. EPA determines that the permit must be revised or revoked and reissued to assure compliance with the applicable requirements.

[45CSR§30-6.6.a.]

2.6. Administrative Permit Amendments

- 2.6.1. The permittee may request an administrative permit amendment as defined in and according to the procedures specified in 45CSR§30-6.4.
[45CSR§30-6.4.]

2.7. Minor Permit Modifications

- 2.7.1. The permittee may request a minor permit modification as defined in and according to the procedures specified in 45CSR§30-6.5.a.
[45CSR§30-6.5.a.]

2.8. Significant Permit Modification

- 2.8.1. The permittee may request a significant permit modification, in accordance with 45CSR§30-6.5.b., for permit modifications that do not qualify for minor permit modifications or as administrative amendments.
[45CSR§30-6.5.b.]

2.9. Emissions Trading

- 2.9.1. No permit revision shall be required, under any approved economic incentives, marketable permits, emissions trading, and other similar programs or processes for changes that are provided for in the permit and that are in accordance with all applicable requirements.
[45CSR§30-5.1.h.]

2.10. Off-Permit Changes

- 2.10.1. Except as provided below, a facility may make any change in its operations or emissions that is not addressed nor prohibited in its permit and which is not considered to be construction nor modification under any rule promulgated by the Secretary without obtaining an amendment or modification of its permit. Such changes shall be subject to the following requirements and restrictions:
- a. The change must meet all applicable requirements and may not violate any existing permit term or condition.
 - b. The permittee must provide a written notice of the change to the Secretary and to U.S. EPA within two (2) business days following the date of the change. Such written notice shall describe each such change, including the date, any change in emissions, pollutants emitted, and any applicable requirement that would apply as a result of the change.
 - c. The change shall not qualify for the permit shield.
 - d. The permittee shall keep records describing all changes made at the source that result in emissions of regulated air pollutants, but not otherwise regulated under the permit, and the emissions resulting from those changes.
 - e. No permittee may make any change subject to any requirement under Title IV of the Clean Air Act (Acid Deposition Control) pursuant to the provisions of 45CSR§30-5.9.

- f. No permittee may make any changes which would require preconstruction review under any provision of Title I of the Clean Air Act (including 45CSR14 and 45CSR19) pursuant to the provisions of 45CSR§30-5.9.

[45CSR§30-5.9.]

2.11. Operational Flexibility

- 2.11.1. The permittee may make changes within the facility as provided by § 502(b)(10) of the Clean Air Act. Such operational flexibility shall be provided in the permit in conformance with the permit application and applicable requirements. No such changes shall be a modification under any rule or any provision of Title I of the Clean Air Act (including 45CSR14 and 45CSR19) promulgated by the Secretary in accordance with Title I of the Clean Air Act and the change shall not result in a level of emissions exceeding the emissions allowable under the permit.

[45CSR§30-5.8]

- 2.11.2. Before making a change under 45CSR§30-5.8., the permittee shall provide advance written notice to the Secretary and to U.S. EPA, describing the change to be made, the date on which the change will occur, any changes in emissions, and any permit terms and conditions that are affected. The permittee shall thereafter maintain a copy of the notice with the permit, and the Secretary shall place a copy with the permit in the public file. The written notice shall be provided to the Secretary and U.S. EPA at least seven (7) days prior to the date that the change is to be made, except that this period may be shortened or eliminated as necessary for a change that must be implemented more quickly to address unanticipated conditions posing a significant health, safety, or environmental hazard. If less than seven (7) days notice is provided because of a need to respond more quickly to such unanticipated conditions, the permittee shall provide notice to the Secretary and U.S. EPA as soon as possible after learning of the need to make the change.

[45CSR§30-5.8.a.]

- 2.11.3. The permit shield shall not apply to changes made under 45CSR§30-5.8., except those provided for in 45CSR§30-5.8.d. However, the protection of the permit shield will continue to apply to operations and emissions that are not affected by the change, provided that the permittee complies with the terms and conditions of the permit applicable to such operations and emissions. The permit shield may be reinstated for emissions and operations affected by the change:

- a. If subsequent changes cause the facility's operations and emissions to revert to those authorized in the permit and the permittee resumes compliance with the terms and conditions of the permit, or
- b. If the permittee obtains final approval of a significant modification to the permit to incorporate the change in the permit.

[45CSR§30-5.8.c.]

- 2.11.4. "Section 502(b)(10) changes" are changes that contravene an express permit term. Such changes do not include changes that would violate applicable requirements or contravene enforceable permit terms and conditions that are monitoring (including test methods), recordkeeping, reporting, or compliance certification requirements.

[45CSR§30-2.39]

2.12. Reasonably Anticipated Operating Scenarios

- 2.12.1. The following are terms and conditions for reasonably anticipated operating scenarios identified in this permit.
- a. Contemporaneously with making a change from one operating scenario to another, the permittee shall record in a log at the permitted facility a record of the scenario under which it is operating and to document the change in reports submitted pursuant to the terms of this permit and 45CSR30.
 - b. The permit shield shall extend to all terms and conditions under each such operating scenario; and
 - c. The terms and conditions of each such alternative scenario shall meet all applicable requirements and the requirements of 45CSR30.

[45CSR§30-5.1.i.]

2.13. Duty to Comply

- 2.13.1. The permittee must comply with all conditions of this permit. Any permit noncompliance constitutes a violation of the West Virginia Code and the Clean Air Act and is grounds for enforcement action by the Secretary or USEPA; for permit termination, revocation and reissuance, or modification; or for denial of a permit renewal application.

[45CSR§30-5.1.f.1.]

2.14. Inspection and Entry

- 2.14.1. The permittee shall allow any authorized representative of the Secretary, upon the presentation of credentials and other documents as may be required by law, to perform the following:
- a. At all reasonable times (including all times in which the facility is in operation) enter upon the permittee's premises where a source is located or emissions related activity is conducted, or where records must be kept under the conditions of this permit;
 - b. Have access to and copy, at reasonable times, any records that must be kept under the conditions of this permit;
 - c. Inspect at reasonable times (including all times in which the facility is in operation) any facilities, equipment (including monitoring and air pollution control equipment), practices, or operations regulated or required under the permit;
 - d. Sample or monitor at reasonable times substances or parameters to determine compliance with the permit or applicable requirements or ascertain the amounts and types of air pollutants discharged.

[45CSR§30-5.3.b.]

2.15. Schedule of Compliance

- 2.15.1. For sources subject to a compliance schedule, certified progress reports shall be submitted consistent with the applicable schedule of compliance set forth in this permit and 45CSR§30-4.3.h., but at least every six (6) months, and no greater than once a month, and shall include the following:
- a. Dates for achieving the activities, milestones, or compliance required in the schedule of compliance, and dates when such activities, milestones or compliance were achieved; and
 - b. An explanation of why any dates in the schedule of compliance were not or will not be met, and any preventative or corrective measure adopted.

[45CSR§30-5.3.d.]

2.16. Need to Halt or Reduce Activity not a Defense

- 2.16.1. It shall not be a defense for a 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. However, nothing in this paragraph shall be construed as precluding consideration of a need to halt or reduce activity as a mitigating factor in determining penalties for noncompliance if the health, safety, or environmental impacts of halting or reducing operations would be more serious than the impacts of continued operations.

[45CSR§30-5.1.f.2.]

2.17. Emergency

- 2.17.1. An "emergency" means any situation arising from sudden and reasonably unforeseeable events beyond the control of the source, including acts of God, which situation requires immediate corrective action to restore normal operation, and that causes the source to exceed a technology-based emission limitation under the permit, due to unavoidable increases in emissions attributable to the emergency. An emergency shall not include noncompliance to the extent caused by improperly designed equipment, lack of preventative maintenance, careless or improper operation, or operator error.

[45CSR§30-5.7.a.]

- 2.17.2. Effect of any emergency. An emergency constitutes an affirmative defense to an action brought for noncompliance with such technology-based emission limitations if the conditions of 45CSR§30-5.7.c. are met.

[45CSR§30-5.7.b.]

- 2.17.3. The affirmative defense of emergency shall be demonstrated through properly signed, contemporaneous operating logs, or other relevant evidence that:

- a. An emergency occurred and that the permittee can identify the cause(s) of the emergency;
- b. The permitted facility was at the time being properly operated;
- c. During the period of the emergency the permittee took all reasonable steps to minimize levels of emissions that exceeded the emission standards, or other requirements in the permit; and

- d. Subject to the requirements of 45CSR§30-5.1.c.3.C.1, the permittee submitted notice of the emergency to the Secretary within one (1) working day of the time when emission limitations were exceeded due to the emergency and made a request for variance, and as applicable rules provide. This notice, report, and variance request fulfills the requirement of 45CSR§30-5.1.c.3.B. This notice must contain a detailed description of the emergency, any steps taken to mitigate emissions, and corrective actions taken.

[45CSR§30-5.7.c.]

- 2.17.4. In any enforcement proceeding, the permittee seeking to establish the occurrence of an emergency has the burden of proof.

[45CSR§30-5.7.d.]

- 2.17.5. This provision is in addition to any emergency or upset provision contained in any applicable requirement.

[45CSR§30-5.7.e.]

2.18. Federally-Enforceable Requirements

- 2.18.1. All terms and conditions in this permit, including any provisions designed to limit a source's potential to emit and excepting those provisions that are specifically designated in the permit as "State-enforceable only", are enforceable by the Secretary, USEPA, and citizens under the Clean Air Act.

[45CSR§30-5.2.a.]

- 2.18.2. Those provisions specifically designated in the permit as "State-enforceable only" shall become "Federally-enforceable" requirements upon SIP approval by the USEPA.

2.19. Duty to Provide Information

- 2.19.1. The permittee shall furnish to the Secretary within a reasonable time any information the Secretary may request in writing to determine whether cause exists for modifying, revoking and reissuing, or terminating the permit or to determine compliance with the permit. Upon request, the permittee shall also furnish to the Secretary copies of records required to be kept by the permittee. For information claimed to be confidential, the permittee shall furnish such records to the Secretary along with a claim of confidentiality in accordance with 45CSR31. If confidential information is to be sent to USEPA, the permittee shall directly provide such information to USEPA along with a claim of confidentiality in accordance with 40 C.F.R. Part 2.

[45CSR§30-5.1.f.5.]

2.20. Duty to Supplement and Correct Information

- 2.20.1. Upon becoming aware of a failure to submit any relevant facts or a submittal of incorrect information in any permit application, the permittee shall promptly submit to the Secretary such supplemental facts or corrected information.

[45CSR§30-4.2.]

2.21. Permit Shield

2.21.1. Compliance with the conditions of this permit shall be deemed compliance with any applicable requirements as of the date of permit issuance provided that such applicable requirements are included and are specifically identified in this permit or the Secretary has determined that other requirements specifically identified are not applicable to the source and this permit includes such a determination or a concise summary thereof.

[45CSR§30-5.6.a.]

2.21.2. Nothing in this permit shall alter or affect the following:

- a. The liability of an owner or operator of a source for any violation of applicable requirements prior to or at the time of permit issuance; or
- b. The applicable requirements of the Code of West Virginia and Title IV of the Clean Air Act (Acid Deposition Control), consistent with § 408 (a) of the Clean Air Act.
- c. The authority of the Administrator of U.S. EPA to require information under § 114 of the Clean Air Act or to issue emergency orders under § 303 of the Clean Air Act.

[45CSR§30-5.6.c.]

2.22. Credible Evidence

2.22.1. Nothing in this permit shall alter or affect the ability of any person to establish compliance with, or a violation of, any applicable requirement through the use of credible evidence to the extent authorized by law. Nothing in this permit shall be construed to waive any defenses otherwise available to the permittee including but not limited to any challenge to the credible evidence rule in the context of any future proceeding.

[45CSR§30-5.3.e.3.B. and 45CSR38]

2.23. Severability

2.23.1. The provisions of this permit are severable. If any provision of this permit, or the application of any provision of this permit to any circumstance is held invalid by a court of competent jurisdiction, the remaining permit terms and conditions or their application to other circumstances shall remain in full force and effect.

[45CSR§30-5.1.e.]

2.24. Property Rights

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

[45CSR§30-5.1.f.4]

2.25. Acid Deposition Control

2.25.1. Emissions shall not exceed any allowances that the source lawfully holds under Title IV of the Clean Air Act (Acid Deposition Control) or rules of the Secretary promulgated thereunder.

- a. No permit revision shall be required for increases in emissions that are authorized by allowances acquired pursuant to the acid deposition control program, provided that such increases do not require a permit revision under any other applicable requirement.

- b. No limit shall be placed on the number of allowances held by the source. The source may not, however, use allowances as a defense to noncompliance with any other applicable requirement.
- c. Any such allowance shall be accounted for according to the procedures established in rules promulgated under Title IV of the Clean Air Act.

[45CSR§30-5.1.d.]

- 2.25.2. Where applicable requirements of the Clean Air Act are more stringent than any applicable requirement of regulations promulgated under Title IV of the Clean Air Act (Acid Deposition Control), both provisions shall be incorporated into the permit and shall be enforceable by the Secretary and U. S. EPA.

[45CSR§30-5.1.a.2.]

3.0 Facility-Wide Requirements

3.1 Limitations and Standards

- 3.1.1. **Open burning.** The open burning of refuse by any person is prohibited except as noted in 45CSR§6-3.1. [45CSR§6-3.1.]
- 3.1.2. **Open burning exemptions.** The exemptions listed in 45CSR§6-3.1 are subject to the following stipulation: Upon notification by the Secretary, no person shall cause or allow any form of open burning during existing or predicted periods of atmospheric stagnation. Notification shall be made by such means as the Secretary may deem necessary and feasible. [45CSR§6-3.2.]
- 3.1.3. **Asbestos.** The permittee is responsible for thoroughly inspecting the facility, or part of the facility, prior to commencement of demolition or renovation for the presence of asbestos and complying with 40 C.F.R. § 61.145, 40 C.F.R. § 61.148, and 40 C.F.R. § 61.150. The permittee, owner, or operator must notify the Secretary at least ten (10) working days prior to the commencement of any asbestos removal on the forms prescribed by the Secretary if the permittee is subject to the notification requirements of 40 C.F.R. § 61.145(b)(3)(i). The USEPA, the Division of Waste Management and the Bureau for Public Health - Environmental Health require a copy of this notice to be sent to them. [40 C.F.R. §61.145(b) and 45CSR34]
- 3.1.4. **Odor.** No person shall cause, suffer, allow or permit the discharge of air pollutants which cause or contribute to an objectionable odor at any location occupied by the public. [45CSR§4-3.1 State-Enforceable only.]
- 3.1.5. **Standby plan for reducing emissions.** When requested by the Secretary, the permittee shall prepare standby plans for reducing the emissions of air pollutants in accordance with the objectives set forth in Tables I, II, and III of 45CSR11. [45CSR§11-5.2]
- 3.1.6. **Emission inventory.** The permittee is responsible for submitting, on an annual basis, an emission inventory in accordance with the submittal requirements of the Division of Air Quality. [W.Va. Code § 22-5-4(a)(14)]
- 3.1.7. **Ozone-depleting substances.** For those facilities performing maintenance, service, repair or disposal of appliances, the permittee shall comply with the standards for recycling and emissions reduction pursuant to 40 C.F.R. Part 82, Subpart F, except as provided for Motor Vehicle Air Conditioners (MVACs) in Subpart B:
- a. Persons opening appliances for maintenance, service, repair, or disposal must comply with the prohibitions and required practices pursuant to 40 C.F.R. §§ 82.154 and 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 C.F.R. § 82.158.

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

[40 C.F.R. 82, Subpart F]

- 3.1.8. **Risk Management Plan.** Should this stationary source, as defined in 40 C.F.R. § 68.3, become subject to Part 68, then the owner or operator shall submit a risk management plan (RMP) by the date specified in 40 C.F.R. § 68.10 and shall certify compliance with the requirements of Part 68 as part of the annual compliance certification as required by 40 C.F.R. Part 70 or 71.

[40 C.F.R. 68]

3.2. Monitoring Requirements

- 3.2.1. None

3.3. Testing Requirements

- 3.3.1. **Stack testing.** As per provisions set forth in this permit or as otherwise required by the Secretary, in accordance with the West Virginia Code, underlying regulations, permits and orders, the permittee shall conduct test(s) to determine compliance with the emission limitations set forth in this permit and/or established or set forth in underlying documents. The Secretary, or his duly authorized representative, may at his option witness or conduct such test(s). Should the Secretary exercise his option to conduct such test(s), the operator shall provide all necessary sampling connections and sampling ports to be located in such manner as the Secretary may require, power for test equipment and the required safety equipment, such as scaffolding, railings and ladders, to comply with generally accepted good safety practices. Such tests shall be conducted in accordance with the methods and procedures set forth in this permit or as otherwise approved or specified by the Secretary in accordance with the following:
 - a. The Secretary may on a source-specific basis approve or specify additional testing or alternative testing to the test methods specified in the permit for demonstrating compliance with 40 C.F.R. Parts 60, 61, and 63, if applicable, in accordance with the Secretary's delegated authority and any established equivalency determination methods which are applicable.
 - b. The Secretary may on a source-specific basis approve or specify additional testing or alternative testing to the test methods specified in the permit for demonstrating compliance with applicable requirements which do not involve federal delegation. In specifying or approving such alternative testing to the test methods, the Secretary, to the extent possible, shall utilize the same equivalency criteria as would be used in approving such changes under Section 3.3.1.a. of this permit.
 - c. All periodic tests to determine mass emission limits from or air pollutant concentrations in discharge stacks and such other tests as specified in this permit shall be conducted in accordance with an approved test protocol. Unless previously approved, such protocols shall be submitted to the Secretary in writing at least thirty (30) days prior to any testing and shall contain the information set forth by the Secretary. In addition, the permittee shall notify the Secretary at least fifteen (15) days prior to any testing so the Secretary may have the opportunity to observe such tests. This notification shall include the actual date and time during which the test will be conducted and, if appropriate, verification that the tests will fully conform to a referenced protocol previously approved by the Secretary.
 - d. The permittee shall submit a report of the results of the stack test within 60 days of completion of the

test. The test report shall provide the information necessary to document the objectives of the test and to determine whether proper procedures were used to accomplish these objectives. The report shall include the following: the certification described in paragraph 3.5.1; a statement of compliance status, also signed by a responsible official; and, a summary of conditions which form the basis for the compliance status evaluation. The summary of conditions shall include the following:

1. The permit or rule evaluated, with the citation number and language.
2. The result of the test for each permit or rule condition.
3. A statement of compliance or non-compliance with each permit or rule condition.

[WV Code §§ 22-5-4(a)(14-15) and 45CSR13]

3.3.2. At such reasonable times as the Director may designate, the owner or operator of a coal preparation plant may be required to conduct or have conducted stack tests to determine the dust loading in exhaust gases and mass emission rates of particulate matter. All tests to determine compliance with exhaust gas dust concentrations and particulate matter mass emission rates shall be conducted in accordance with Methods 1-5 of 40 CFR Part 60, Appendix A provided that all compliance tests must consist of not less than three (3) test runs, test run duration shall not be less than sixty (60) minutes, and not less than thirty (30) standard cubic feet of exhaust gas must be sampled during each test run. Should the Director exercise his option to conduct such tests, the operator will provide all necessary sampling connections and sampling ports to be located in such manner as the Director may require, power for test equipment and the required safety equipment such as scaffolding, railings, ladders, etc., to comply with generally accepted good safety practices.

[45CSR§5-12.1]

3.3.3. Any stack venting thermal dryer exhaust gases and/or air table exhaust gases or exhaust gases or air from any air pollution control device shall include straight runs of sufficient length to establish flow patterns consistent with acceptable stack sampling procedures. Flow straightening devices shall be required where cyclonic gas flow would exist in the absence of such devices.

[45CSR§5-12.6]

3.4. Recordkeeping Requirements

3.4.1. **Monitoring information.** The permittee shall keep records of monitoring information that include the following:

- a. The date, place as defined in this permit and time of sampling or measurements;
- b. The date(s) analyses were performed;
- c. The company or entity that performed the analyses;
- d. The analytical techniques or methods used;
- e. The results of the analyses; and
- f. The operating conditions existing at the time of sampling or measurement.

[45CSR§30-5.1.c.2.A.. 45CSR13, R13-2306, 4.4.1]

3.4.2. **Retention of records.** The permittee shall retain records of all required monitoring data and support information for a period of at least five (5) years from the date of monitoring sample, measurement, report, application, or record creation date. Support information includes all calibration and maintenance records and all original strip-chart recordings for continuous monitoring instrumentation, and copies of all reports required by the permit. Where appropriate, records may be maintained in computerized form in lieu of the above records.

[45CSR§30-5.1.c.2.B.]

3.4.3. **Odors.** For the purposes of 45CSR4, the permittee shall maintain a record of all odor complaints received, any investigation performed in response to such a complaint, and any responsive action(s) taken.

[45CSR§30-5.1.c. State-Enforceable only.]

3.5. Reporting Requirements

3.5.1. **Responsible official.** Any application form, report, or compliance certification required by this permit to be submitted to the DAQ and/or USEPA shall contain a certification by the responsible official that states that, based on information and belief formed after reasonable inquiry, the statements and information in the document are true, accurate and complete.

[45CSR§§30-4.4. and 5.1.c.3.D.]

3.5.2. A permittee may request confidential treatment for the submission of reporting required under 45CSR§30-5.1.c.3. pursuant to the limitations and procedures of W.Va. Code § 22-5-10 and 45CSR31.

[45CSR§30-5.1.c.3.E.]

3.5.3. Except for the electronic submittal of the annual compliance certification and semi-annual monitoring reports to the DAQ and USEPA as required in 3.5.5 and 3.5.6 below, all notices, requests, demands, submissions and other communications required or permitted to be made to the Secretary of DEP and/or USEPA shall be made in writing and shall be deemed to have been duly given when delivered by hand, or mailed first class or by private carrier with postage prepaid to the address(es), or submitted in electronic format by e-mail as set forth below or to such other person or address as the Secretary of the Department of Environmental Protection may designate:

DAQ:

Director
WVDEP
Division of Air Quality
601 57th Street SE
Charleston, WV 25304

US EPA:

~~Associate Director~~ Section Chief
~~Office of Air Enforcement and Compliance Assistance~~
~~(3AP20)~~
U. S. Environmental Protection Agency, Region III
Enforcement and Compliance Assurance Division
Air Section (3ED21)
1650 Arch Street
Philadelphia, PA 19103-2029

DAQ Compliance and Enforcement¹:

DEPAirQualityReports@wv.gov

¹For all self-monitoring reports (MACT, GACT, NSPS, etc.), stack tests and protocols, Notice of Compliance Status reports, Initial Notifications, etc.

- 3.5.4. **Certified emissions statement.** The permittee shall submit a certified emissions statement and pay fees on an annual basis in accordance with the submittal requirements of the Division of Air Quality.

[45CSR§30-8.]

- 3.5.5. **Compliance certification.** The permittee shall certify compliance with the conditions of this permit on the forms provided by the DAQ. In addition to the annual compliance certification, the permittee may be required to submit certifications more frequently under an applicable requirement of this permit. The annual certification shall be submitted to the DAQ and USEPA on or before March 15 of each year, and shall certify compliance for the period ending December 31. The permittee shall maintain a copy of the certification on site for five (5) years from submittal of the certification. The annual certification shall be submitted in electronic format by e-mail to the following addresses:

DAQ:
DEPAirQualityReports@wv.gov

US EPA:
R3_APD_Permits@epa.gov

[45CSR§30-5.3.e.]

- 3.5.6. **Semi-annual monitoring reports.** The permittee shall submit reports of any required monitoring on or before September 15 for the reporting period January 1 to June 30 and on or before March 15 for the reporting period July 1 to December 31. All instances of deviation from permit requirements must be clearly identified in such reports. All required reports must be certified by a responsible official consistent with 45CSR§30-4.4. The semi-annual monitoring reports shall be submitted in electronic format by e-mail to the following address:

DAQ:
DEPAirQualityReports@wv.gov

[45CSR§30-5.1.c.3.A.]

- 3.5.7. **Emergencies.** For reporting emergency situations, refer to Section 2.17 of this permit.

- 3.5.8. **Deviations.**

- a. In addition to monitoring reports required by this permit, the permittee shall promptly submit supplemental reports and notices in accordance with the following:

1. Any deviation resulting from an emergency or upset condition, as defined in 45CSR§30-5.7., shall be reported by telephone or telefax within one (1) working day of the date on which the permittee becomes aware of the deviation, if the permittee desires to assert the affirmative defense in accordance with 45CSR§30-5.7. A written report of such deviation, which shall include the probable cause of such deviations, and any corrective actions or preventative measures taken, shall be submitted and certified by a responsible official within ten (10) days of the deviation.
2. Any deviation that poses an imminent and substantial danger to public health, safety, or the environment shall be reported to the Secretary immediately by telephone or telefax. A written report of such deviation, which shall include the probable cause of such deviation, and any corrective

actions or preventative measures taken, shall be submitted by the responsible official within ten (10) days of the deviation.

3. Deviations for which more frequent reporting is required under this permit shall be reported on the more frequent basis.
4. All reports of deviations shall identify the probable cause of the deviation and any corrective actions or preventative measures taken.

[45CSR§30-5.1.c.3.C.]

- b. The permittee shall, in the reporting of deviations from permit requirements, including those attributable to upset conditions as defined in this permit, report the probable cause of such deviations and any corrective actions or preventive measures taken in accordance with any rules of the Secretary.

[45CSR§30-5.1.c.3.B.]

- 3.5.9. **New applicable requirements.** If any applicable requirement is promulgated during the term of this permit, the permittee will meet such requirements on a timely basis, or in accordance with a more detailed schedule if required by the applicable requirement.

[45CSR§30-4.3.h.1.B.]

3.6. Compliance Plan

- 3.6.1. None

3.7. Permit Shield

- 3.7.1. The permittee is hereby granted a permit shield in accordance with 45CSR§30-5.6. The permit shield applies provided the permittee operates in accordance with the information contained within this permit.
- 3.7.2. The following requirements specifically identified are not applicable to the source based on the determinations set forth below. The permit shield shall apply to the following requirements provided the conditions of the determinations are met.
 - a. None

4.0. Source-Specific Requirements [Refuse Disposal area]

4.1. Limitations and Standards

- 4.1.1. In order to prevent and control air pollution from coal refuse disposal areas, the operation of coal refuse disposal areas shall be conducted in accordance with the standards established by 45CSR§5-7.
[45CSR§5-7.1.] [Refuse Disposal Area 1 (031)]
- 4.1.2. Coal refuse is not to be deposited on any coal refuse disposal area unless the coal refuse is deposited in such a manner as to minimize the possibility of ignition of the coal refuse.
[45CSR§5-7.2.] [Refuse Disposal Area 1 (031)]
- 4.1.3. Coal refuse disposal areas shall not be so located with respect to mine openings, tipples, or other mine buildings, unprotected coal outcrops or steam lines that these external factors will contribute to the ignition of the coal refuse on such coal refuse disposal areas.
[45CSR§5-7.3.] [Refuse Disposal Area 1 (031)]
- 4.1.4. Vegetation and combustible materials shall not be left on the ground at the site where a coal refuse pile is to be established, unless it is rendered inert before coal refuse is deposited on such site.
[45CSR§5-7.4.] [Refuse Disposal Area 1 (031)]
- 4.1.5. Coal refuse shall not be dumped or deposited on a coal refuse pile known to be burning, except for the purpose of controlling the fire or where the additional coal refuse will not tend to ignite or where such dumping will not result in statutory air pollution.
[45CSR§5-7.5.] [Refuse Disposal Area 1 (031)]
- 4.1.6. Materials with low ignition points used in the production or preparation of coal, including but not limited to wood, brattice cloth, waste paper, rags, oil and grease, shall not be deposited on any coal refuse disposal area or in such proximity as will reasonably contribute to the ignition of a coal refuse disposal area.
[45CSR§5-7.6.] [Refuse Disposal Area 1 (031)]
- 4.1.7. Garbage, trash, household refuse, and like materials shall not be deposited on or near any coal refuse disposal area.
[45CSR§5-7.7.] [Refuse Disposal Area 1 (031)]
- 4.1.8. The deliberate ignition of a coal refuse disposal area or the ignition of any materials on such an area by any person or persons is prohibited.
[45CSR§5-7.8.] [Refuse Disposal Area 1 (031)]
- 4.1.9. With respect to all burning coal refuse disposal areas, the person responsible for the coal refuse disposal areas or the land on which the coal refuse disposal areas are located shall use due diligence to control air pollution from the coal refuse disposal areas. Consistent with the declaration of policy and purpose set forth in W. Va. Code §22-5-1, the Director shall determine what constitutes due diligence with respect to each such burning coal refuse disposal area. When a study of any burning coal refuse disposal area by the Director establishes that air pollution exists or may be created, the person responsible for the coal refuse disposal area or the land on which the coal refuse disposal area is located shall submit to the Director a report setting forth satisfactory methods and procedures to eliminate, prevent or reduce the air pollution. The report shall be submitted within such time as the Director shall specify. The report for the elimination, prevention or reduction of air pollution shall contain sufficient information, including, completion dates, to establish that the corrective measures can be executed with due diligence. If approved by the Director, the corrective measures and completion dates shall be embodied in a consent order issued pursuant to W. Va. Code §§ 22-5-1 et seq. If the report is not submitted as requested or if the Director determines that the methods and procedures set forth in the report

are not adequate to reasonably control the air pollution he or she shall issue an order requiring the elimination, prevention or reduction of the air pollution.

[45CSR§5-8.3.] [Refuse Disposal Area 1 (031)]

4.2. Monitoring Requirements

N/A

4.3. Testing Requirements

N/A

4.4. Recordkeeping Requirements

N/A

4.5. Reporting Requirements

N/A

4.6. Compliance Plan

N/A

5.0. Source-Specific Requirements

5.1. Limitations and Standards

- 5.1.1. Compliance with all annual throughput limits shall be determined using a 12 month rolling total. For example, a 12 month rolling total shall mean the sum of raw coal received by the facility at any given time for the previous twelve (12) consecutive calendar months.
[45CSR13, R13-2306, 4.1.2.]
- 5.1.2. **Facility Throughput Limitation.** The throughput of coal to be handled or processed through the preparation plant, Transfer Point 060, shall not exceed 2,800 tons per hour (TPH) or 15,768,000 tons per year (TPY).
[45CSR13, R13-2306, 4.1.3.]
- 5.1.3. **Fugitive Dust Control Systems Weekly Check.** The permittee shall inspect all fugitive dust control systems weekly to ensure that they are operated and maintained in conformance with their designs. The permittee shall maintain records of all scheduled and non-scheduled maintenance. Records shall be maintained on site for a period of no less than five (5) years stating any maintenance or corrective actions taken as a result of the weekly inspections, and the times the fugitive dust control system(s) are inoperable and any corrective actions taken.
[45CSR13, R13-2306, 4.1.4.]
- 5.1.4. **Dust Suppressants/Control Measures.** The permittee shall maintain daily records indicating the use of any dust suppressants or any other suitable dust control measures applied at the facility. These records shall be maintained on site for a period of no less than five (5) years.
[45CSR13, R13-2306, 4.1.5.]
- 5.1.5. **Records of Throughput and Hours of Operation.** The permittee shall maintain records of the coal throughput and the hours of operation. Compliance with the hourly throughput limit shall be demonstrated by dividing the calendar month's total throughput by the number of hours operated in the same calendar month to obtain an hourly average. By the fifteenth day of each calendar month, the permittee shall calculate the hourly averaged throughput of the previous calendar month. These records shall be maintained on site for a period of no less than five (5) years.
[45CSR13, R13-2306, 4.1.6.]
- 5.1.6. **Water Truck Requirement.** The permittee shall maintain a water truck on site and in good operating condition, and shall utilize same to apply water, or a mixture of water and an environmentally acceptable dust control additive, hereinafter referred to as solution, as often as is necessary in order to minimize the atmospheric entrainment of fugitive particulate emissions that may be generated from haulroads and other work areas where mobile equipment is used.
- The spray bar shall be equipped with commercially available spray nozzles, of sufficient size and number, so as to provide adequate coverage to the surface being treated.
- The pump delivering the water, or solution, shall be of sufficient size and capacity so as to be capable of delivering to the spray nozzle(s) an adequate quantity of water, or solution, and at a sufficient pressure.
[45CSR13, R13-2306, 4.1.7.]
- 5.1.7. **Freeze Protection Requirement.** A freeze protection plan shall be incorporated and maintained to insure all wet suppression systems remain operational at all times.
[45CSR13, R13-2306, 4.1.8.]

- 5.1.8. **Opacity Limit.** No person shall cause, suffer, allow or permit emission of particulate matter into the open air from any fugitive dust control system which is twenty percent (20%) opacity or greater.
[45CSR§5-3.4, 45CSR13, R13-2306, 4.1.9.]
- 5.1.9. **Fugitive Dust Control System.** No person shall cause, suffer, allow or permit a coal preparation plant or handling operation to operate that is not equipped with a fugitive dust control system. This system shall be operated and maintained in such a manner as to minimize the emission of particulate matter into the open air.
[45CSR§5-6.1, 45CSR13, R13-2306, 4.1.10.]
- 5.1.10. **Dust Control.** The owner or operator of a coal preparation plant or handling operation shall maintain dust control of the premises and owned, leased, or controlled access roads by paving, or other suitable measures. Good operating practices shall be observed in relation to stockpiling, car loading, breaking, screening, and general maintenance to minimize dust generation and atmospheric entrainment.
[45CSR§5-6.2, 45CSR13, R13-2306, 4.1.11.]
- 5.1.11. **Standards for Particulate Matter.** On and after the date on which the performance test is conducted or required to be completed under §60.8, whichever date comes first, an owner or operator shall not cause to be discharged into the atmosphere from any coal processing and conveying equipment, coal storage system, or coal transfer and loading system processing coal constructed, reconstructed, or modified on or before April 28, 2008, gases which exhibit 20 percent opacity or greater.
[45CSR16, 40CFR§60.254(a), 45CSR13, R13-2306, 4.1.18.]
- 5.1.12. **Standards for Particulate Matter.** On and after the date on which the performance test is conducted or required to be completed under §60.8, whichever date comes first, an owner or operator of any coal processing and conveying equipment, coal storage system, or coal transfer and loading system processing coal constructed, reconstructed, or modified after April 28, 2008, must meet the requirements in paragraphs (1) and (3) of this section. [Conveyors C21, C11, C11A, C11B, C11C and C13; Refuse Bin 1 (028); Refuse Bin 2 (RB2); Refuse Bin 3 (RB3) and Refuse Bin 4 (RB4)]
[40CFR§60.254(b)]
- (1) Except as provided in paragraph (3) of this section, the owner or operator must not cause to be discharged into the atmosphere from the affected facility any gases which exhibit 10 percent opacity or greater.
[40CFR§60.254(b)(1)]
- (3) Equipment used in the loading, unloading, and conveying operations of open storage piles are not subject to the opacity limitations of paragraph (1) of this section.
[40CFR§60.254(b)(3)]
- [45CSR16, 45CSR13, R13-2306, 4.1.19.]
- 5.1.13. **Operation and Maintenance of Air Pollution Control Equipment.** The permittee shall, to the extent practicable, install, maintain, and operate all pollution control equipment listed in Section 1.0 and associated monitoring equipment in a manner consistent with safety and good air pollution control practices for minimizing emissions, or comply with any more stringent limits set forth in this permit or as set forth by any State rule, Federal regulation, or alternative control plan approved by the Secretary.
[45CSR§13-5.11., 45CSR13, R13-2306, 4.1.13.]
- 5.1.14. At all times, including periods of startup, shutdown, and malfunction, owners and operators shall, to the extent practicable, maintain and operate any affected facility including associated air pollution control equipment in a manner consistent with good air pollution control practice for minimizing emissions.
[45CSR16, 40 CFR§60.11(d), 45CSR13, R13-2306, 4.1.17.]

- 5.1.15 The permittee shall not exceed the maximum hourly and annual throughput rates and other criteria outlined in the table in Section 1.0 Emission Units.
[45CSR13, R13-2306, 4.1.1.]
- 5.1.16 No person shall construct, modify or relocate any coal preparation plant or coal handling operation without first obtaining a permit in accordance with the provisions of W. Va. Code §22-5-1 et seq. and the Director's rules for review and permitting of new or modified sources.
[45CSR§5-10.1., 45CSR13, R13-2306, 4.1.12.]
- 5.1.17 At the time a stationary source is alleged to be in compliance with an applicable emission standard and at reasonable times to be determined by the Secretary thereafter, appropriate tests consisting of visual determinations or conventional in-stack measurements or such other tests the Secretary may specify shall be conducted to determine compliance.
[45CSR§13-6.1., 45CSR13, R13-2306, 4.1.14.]
- 5.1.18 The Secretary may suspend or revoke a permit or general permit registration if, after six (6) months from the date of issuance, the holder of the permit cannot provide the Secretary, at the Secretary's request, with written proof of a good faith effort that construction, modification, or relocation, if applicable, has commenced. Such proof shall be provided not later than thirty (30) days after the Secretary's request. If construction or modification of a stationary source is discontinued for a period of eighteen (18) months or longer, the Secretary may suspend or revoke the permit or general permit registration.
[45CSR§13-10.2., 45CSR13, R13-2306, 4.1.15.]
- 5.1.19 The Secretary may suspend or revoke a permit or general permit registration if the plans and specifications upon which the approval was based or the conditions established in the permit are not adhered to. Upon notice of the Secretary's intent to suspend, modify or revoke a permit, the permit holder may request a conference with the Secretary in accordance with the provisions of W.Va Code § 22-5-5 to show cause why the permit or general permit registration should not be suspended, modified or revoked.
[45CSR§13-10.3., 45CSR13, R13-2306, 4.1.16.]
- 5.1.20 **Fugitive Coal Dust Emission Control Plan for Subpart Y-**
The owner or operator of an open storage pile, which includes the equipment used in the loading, unloading, and conveying operations of the affected facility, constructed, reconstructed, or modified after May 27, 2009, must prepare and operate in accordance with a submitted fugitive coal dust emissions control plan that is appropriate for the site conditions as specified in paragraphs (c)(1) through (6) of this section.
- (1) The fugitive coal dust emissions control plan must identify and describe the control measures the owner or operator will use to minimize fugitive coal dust emissions from each open storage pile.
 - (2) For open coal storage piles, the fugitive coal dust emissions control plan must require that one or more of the following control measures be used to minimize to the greatest extent practicable fugitive coal dust: Locating the source inside a partial enclosure, installing and operating a water spray or fogging system, applying appropriate chemical dust suppression agents on the source (when the provisions of paragraph (c)(6) of this section are met), use of a wind barrier, compaction, or use of a vegetative cover. The owner or operator must select, for inclusion in the fugitive coal dust emissions control plan, the control measure or measures listed in this paragraph that are most appropriate for site conditions. The plan must also explain how the measure or measures selected are applicable and appropriate for site conditions. In addition, the plan must be revised as needed to reflect any changing conditions at the source.
 - (3) Any owner or operator of an affected facility that is required to have a fugitive coal dust emissions control plan may petition the Administrator to approve, for inclusion in the plan for the affected facility, alternative control measures other than those specified in paragraph (c)(2) of this section as specified in

paragraphs (c)(3)(i) through (iv) of this section.

- (i) The petition must include a description of the alternative control measures, a copy of the fugitive coal dust emissions control plan for the affected facility that includes the alternative control measures, and information sufficient for EPA to evaluate the demonstrations required by paragraph (c)(3)(ii) of this section.
 - (ii) The owner or operator must either demonstrate that the fugitive coal dust emissions control plan that includes the alternate control measures will provide equivalent overall environmental protection or demonstrate that it is either economically or technically infeasible for the affected facility to use the control measures specifically identified in paragraph (c)(2).
 - (iii) While the petition is pending, the owner or operator must comply with the fugitive coal dust emissions control plan including the alternative control measures submitted with the petition. Operation in accordance with the plan submitted with the petition shall be deemed to constitute compliance with the requirement to operate in accordance with a fugitive coal dust emissions control plan that contains one of the control measures specifically identified in paragraph (c)(2) of this section while the petition is pending.
 - (iv) If the petition is approved by the Administrator, the alternative control measures will be approved for inclusion in the fugitive coal dust emissions control plan for the affected facility. In lieu of amending this subpart, a letter will be sent to the facility describing the specific control measures approved. The facility shall make any such letters and the applicable fugitive coal dust emissions control plan available to the public. If the Administrator determines it is appropriate, the conditions and requirements of the letter can be reviewed and changed at any point.
- (4) The owner or operator must submit the fugitive coal dust emissions control plan to the Administrator or delegated authority as specified in paragraphs (c)(4)(i) and (c)(4)(ii) of this section.
- (i) The plan must be submitted to the Administrator or delegated authority prior to startup of the new, reconstructed, or modified affected facility, or 30 days after the effective date of this rule, whichever is later.
 - (ii) The plan must be revised as needed to reflect any changing conditions at the source. Such revisions must be dated and submitted to the Administrator or delegated authority before a source can operate pursuant to these revisions. The Administrator or delegated authority may also object to such revisions as specified in paragraph (c)(5) of this section.
- (5) The Administrator or delegated authority may object to the fugitive coal dust emissions control plan as specified in paragraphs (c)(5)(i) and (c)(5)(ii) of this section.
- (i) The Administrator or delegated authority may object to any fugitive coal dust emissions control plan that it has determined does not meet the requirements of paragraphs (c)(1) and (c)(2) of this section.
 - (ii) If an objection is raised, the owner or operator, within 30 days from receipt of the objection, must submit a revised fugitive coal dust emissions control plan to the Administrator or delegated authority. The owner or operator must operate in accordance with the revised fugitive coal dust emissions control plan. The Administrator or delegated authority retain the right, under paragraph (c)(5) of this section, to object to the revised control plan if it determines the plan does not meet the requirements of paragraphs (c)(1) and (c)(2) of this section.
- (6) Where appropriate chemical dust suppression agents are selected by the owner or operator as a control measure to minimize fugitive coal dust emissions, (1) only chemical dust suppressants with Occupational Safety and Health Administration (OSHA)-compliant material safety data sheets (MSDS) are to be

allowed; (2) the MSDS must be included in the fugitive coal dust emissions control plan; and (3) the owner or operator must consider and document in the fugitive coal dust emissions control plan the site-specific impacts associated with the use of such chemical dust suppressants.

[40CFR§§60.254(c) (1) through (6), 45CSR16] (006)

5.2. Monitoring Requirements

5.2.1. The permittee shall conduct monitoring/recordkeeping/reporting as follows for all emissions units listed in the table in Section 1.0 [Not required for stockpiles (006, 031, 032 and 037) and haulroads (037A, 006A, 031A, 032A and 052A - F)]:

- a. An initial visible emissions evaluation in accordance with 40 C.F.R. 60 Appendix A, Method 9 shall be performed within ninety (90) days of permit issuance for each emission unit with a visible emissions requirement in this permit unless such evaluation was performed within the consecutive 12-month period preceding permit issuance. This initial evaluation shall consist of three 6-minute averages during one consecutive 60 minute period. The initial evaluation shall be conducted at each emissions unit during the period of maximum expected visible emissions under unit and facility operations. A visible emissions evaluation shall be conducted for each emission unit at least once every consecutive 12-month period in accordance with 40 C.F.R. 60 Appendix A, Method 9. This annual evaluation shall consist of a minimum of 24 consecutive observations for each emission unit.
- b. Each emissions unit with a visible emissions limit contained in this permit shall be observed visually at least once each calendar week during periods of facility operation for a sufficient time interval to determine if the unit has any visible emissions using 40 C.F.R. 60 Appendix A, Method 22. If visible emissions from any of the emissions units are observed during these weekly observations, or at any other time, that appear to exceed 50 percent of the allowable visible emission requirement for the emission unit, visible emissions evaluations in accordance with 40 C.F.R. 60 Appendix A, Method 9 shall be conducted as soon as practicable, but no later than twenty-four (24) hours from the time of the observation. A Method 9 evaluation shall not be required under permit requirement 5.2.1.b if the visible emissions condition is corrected in a timely manner; the emissions unit is operating at normal operating conditions; and, the cause and corrective measures taken are recorded.
- c. If the initial, or any subsequent, visible emissions evaluation indicates visible emissions in excess of 50 percent of the allowable visible emissions requirement for a given emission unit, a visible emissions evaluation shall be performed for that unit at least once every consecutive 14-day period in accordance with 40 C.F.R. 60 Appendix A, Method 9. If subsequent visible emissions evaluations indicate visible emissions less than or equal to 50 percent of the allowable visible emissions requirement for the emission unit for 3 consecutive evaluation periods, the emission unit may comply with the visible emissions testing requirements of permit requirement 5.2.1.b in lieu of those established in this condition.
- d. A record of each visible emissions observation shall be maintained, including any data required by 40 C.F.R. 60 Appendix A, Method 22 or Method 9, whichever is appropriate. The record shall include, at a minimum, the date, time, name of the emission unit, the applicable visible emissions requirement, the results of the observation, and the name of the observer.

[45CSR13, R13-2306, 4.2.1, 45CSR§30-5.1.c.]

5.3. Testing Requirements

5.3.1. Within 60 days after achieving the maximum production rate at which the affected facility will be operated, but not later than 180 days after initial startup of such facility, or at such other times specified by this part, the owner or operator of such facility shall conduct performance test(s) and furnish a written report of the results of such performance test(s).

[45CSR16, 40CFR§60.8(a), 45CSR13, R13-2306, 4.3.1.]

5.3.2. Compliance with opacity standards in this part shall be determined by conducting observations in accordance with Method 9 in appendix A of this part. For purposes of determining initial compliance, the minimum total time of observations shall be 3 hours (30 6-minute averages) for the performance test or other set of observations (meaning those fugitive-type emission sources subject only to an opacity standard).
[45CSR16, 40CFR§60.11(b), 45CSR13, R13-2306, 4.3.2.]

5.3.3. **Performance Tests and Other Compliance Requirements for Subpart Y - Performance Tests.** An owner or operator of each affected facility that commenced construction, reconstruction, or modification after April 28, 2008 [Conveyors C21, C11, C11A, C11B, C11C and C13; Refuse Bin 1 (028); Refuse Bin 2 (RB2); Refuse Bin 3 (RB3) and Refuse Bin 4 (RB4)], must conduct performance tests according to the requirements of §60.8 and the methods identified in §60.257 to demonstrate compliance with the applicable emission standards in Subpart Y as specified in paragraph (2) of this section.
[40CFR§60.255(b)]

(2) For each affected facility subject to an opacity standard, an initial performance test must be performed. Thereafter, a new performance test must be conducted according to the requirements in paragraphs (2)(i) and (ii) of this section, as applicable, except as provided for in 40C.F.R.§§60.255(e) and (f) of this section. Performance test and other compliance requirements for coal truck dump operations are specified in 40C.F.R.§60.255(h).

[40CFR§60.255(b)(2)]

(i) If any 6-minute average opacity reading in the most recent performance test exceeds half the applicable opacity limit, a new performance test must be conducted within 90 operating days of the date that the previous performance test was required to be completed.

[40CFR§60.255(b)(2)(i)]

(ii) If all 6-minute average opacity readings in the most recent performance are equal to or less than half the applicable opacity limit, a new performance test must be conducted within 12 calendar months of the date that the previous performance test was required to be completed.

[40CFR§60.255(b)(2)(ii)]

[45CSR16, 45CSR13, R13-2306, 4.3.4.]

5.3.4. **Performance Tests and Other Compliance Requirements for Subpart Y - Monitoring Visible Emissions or Digital Opacity Compliance System.** As an alternative to meeting the requirements in 40C.F.R.§60.255(b)(2) [see permit condition 5.3.3. above], an owner or operator of an affected facility that commenced construction, reconstruction, or modification after April 28, 2008, may elect to comply with the requirements in paragraph (1) of this section.
[40CFR§60.255(f)]

(1) Monitor visible emissions from each affected facility according to the requirements in paragraphs (1)(i) through (iii) of this section.

[40CFR§60.255(f)(1)]

(i) Conduct one daily 15-second observation each operating day for each affected facility (during normal operation) when the coal preparation and processing plant is in operation. Each observation must be recorded as either visible emissions observed or no visible emissions observed. Each observer determining the presence of visible emissions must meet the training requirements specified in §2.3 of Method 22 of appendix A-7 of this part. If visible emissions are observed during any 15-second observation, the owner or operator must adjust the operation of the affected facility and demonstrate within 24 hours that no visible emissions are observed from the affected facility. If visible emissions are observed, a Method 9, of appendix A-4 of this part, performance test must be conducted within 45 operating days.

[40CFR§60.255(f)(1)(i)]

- (ii) Conduct monthly visual observations of all processes and control equipment. If any deficiencies are observed, the necessary maintenance must be performed as expeditiously as possible.

[40CFR§60.255(f)(1)(ii)]

- (iii) Conduct a performance test using Method 9 of Appendix A-4 of this part at least once every 5 calendar years for each affected facility.

[40CFR§60.255(f)(1)(iii)]

- (2) Prepare a written site-specific monitoring plan for a digital opacity compliance system for approval by the Administration or delegated authority. The plan shall require observations of at least one digital image every 15 seconds for 10-minute periods (during normal operation) every operating day. An approvable monitoring plan must include a demonstration that the occurrences of visible emissions are not in excess of 5 percent of the observation period. For reference purposes in preparing the monitoring plan, *see* OAQPS “Determination of Visible Emission Opacity from Stationary Sources Using Computer-Based Photographic Analysis Systems.” This document is available from the U.S. Environmental Protection Agency (U.S. EPA); Office of Air Quality and Planning Standards; Sector Policies and Programs Division; Measurement Group (D243-02), Research Triangle Park, NC 27711. This document is also available on the Technology Transfer Network (TTN) under Emission Measurement Center Preliminary Methods. The monitoring plan approved by the Administrator delegated authority shall be implemented by the owner or operator.

[40CFR§60.255(f)(2)]

[45CSR16, 45CSR13, R13-2306, 4.3.6.]

- 5.3.5. **Performance Tests and Other Compliance Requirements for Subpart Y - COMS.** As an alternative to meeting the requirements in 40C.F.R. §60.255(b)(2) [*see permit condition 5.3.3. above*], an owner or operator of an affected facility that commenced construction, reconstruction, or modification after April 28, 2008, subject to a visible emissions standard under this subpart may install, operate, and maintain a continuous opacity monitoring system (COMS). Each COMS used to comply with provisions of this subpart must be installed, calibrated, maintained, and continuously operated according to the requirements in 40C.F.R. §60.255(g)(1) and (2).

[45CSR16, 40CFR§60.255(g), 45CSR13, R13-2306, 4.3.7.]

- 5.3.6. **Performance Tests and Other Compliance Requirements for Subpart Y.** If any affected coal processing and conveying equipment (e.g., breakers, crushers, screens, conveying systems), coal storage systems, or other coal transfer and loading systems that commenced construction, reconstruction, or modification after April 28, 2008, are enclosed in a building do not exceed any of the standards in §60.254 that apply to the affected facility, then the facility shall be deemed to be in compliance with such standards.

[45CSR16, 40CFR§60.255(c), 45CSR13, R13-2306, 4.3.5.]

- 5.3.7. **Test Methods and Procedures for Subpart Y.** The owner or operator must determine compliance with the applicable opacity standards as specified in paragraphs (1) through (3) of this section.

[40CFR§60.257(a)]

- (1) Method 9 of Appendix A-4 of this part and the procedures in §60.11 must be used to determine opacity, with the exceptions specified in paragraphs 5.3.7(1)(i) and (ii).

[40CFR§60.257(a)(1)]

- (i) The duration of the Method 9 of Appendix A-4 of this part performance test shall be 1 hour (ten 6-minute averages).

[40CFR§60.257(a)(1)(i)]

- (ii) If, during the initial 30 minutes of the observation of a Method 9 of Appendix A-4 of this part performance test, all of the 6-minute average opacity readings are less than or equal to half the applicable opacity limit, then the observation period may be reduced from 1 hour to 30 minutes.
[40CFR§60.257(a)(1)(ii)]
- (2) To determine opacity for fugitive coal dust emissions sources, the additional requirements specified in paragraphs 5.3.7(2)(i) through (iii) must be used.
[40CFR§60.257(a)(2)]
 - (i) The minimum distance between the observer and the emission source shall be 5.0 meters (16 feet), and the sun shall be oriented in the 140-degree sector of the back.
[40CFR§60.257(a)(2)(i)]
 - (ii) The observer shall select a position that minimizes interference from other fugitive coal dust emissions sources and make observations such that the line of vision is approximately perpendicular to the plume and wind direction.
[40CFR§60.257(a)(2)(ii)]
 - (iii) The observer shall make opacity observations at the point of greatest opacity in that portion of the plume where condensed water vapor is not present. Water vapor is not considered a visible emission.
[40CFR§60.257(a)(2)(iii)]
- (3) A visible emissions observer may conduct visible emission observations for up to three fugitive, stack, or vent emission points within a 15-second interval if the following conditions specified in paragraphs (3)(i) through (iii) of this section are met.
[40CFR§60.257(a)(3)]
 - (i) No more than three emissions points may be read concurrently.
[40CFR§60.257(a)(3)(i)]
 - (ii) All three emissions points must be within a 70 degree viewing sector or angle in front of the observer such that the proper sun position can be maintained for all three points.
[40CFR§60.257(a)(3)(ii)]
 - (iii) If an opacity reading for any one of the three emissions points is within 5 percent opacity from the applicable standard (excluding readings of zero opacity), then the observer must stop taking readings for the other two points and continue reading just that single point.
[40CFR§60.257(a)(3)(iii)]
[45CSR16, 45CSR13, R13-2306, 4.3.9.]
- 5.3.8. **Test Methods and Procedures for Subpart Y.** The owner or operator must conduct all performance tests required by §60.8 to demonstrate compliance with the applicable emissions standards specified in §60.252 according to the requirements in §60.8 using the applicable test methods and procedures in 40C.F.R.§60.257(b) (1) through (8).
[45CSR16, 40CFR§60.257(b), 45CSR13, R13-2306, 4.3.10.]
- 5.3.9. **Performance Tests and Other Compliance Requirements for Subpart Y - Performance Tests.** An owner or operator of each affected facility that commenced construction, reconstruction, or modification on or before April 28, 2008, must conduct performance tests required by §60.8 to demonstrate compliance with the applicable emission standards using the methods identified in §60.257.
[45CSR16, 40CFR§60.255(a), 45CSR13, R13-2306, 4.3.3.]

5.3.10 **Coal Truck Dump Operations.** The owner or operator of each affected coal truck dump operation that commenced construction, reconstruction, or modification after April 28, 2008, must meet the requirements specified in paragraphs (h)(1) through (3) of this section.
[40CFR§60.255(h)]

(1) Conduct an initial performance test using Method 9 of appendix A-4 of this part according to the requirements in paragraphs (h)(1)(i) and(ii).
[40CFR§60.255(h)(1)]

(i) Opacity readings shall be taken during the duration of three separate truck dump events. Each truck dump event commences when the truck bed begins to elevate and concludes when the truck bed returns to a horizontal position.
[40CFR§60.255(h)(1)(i)]

(ii) Compliance with the applicable opacity limit is determined by averaging all 15-second opacity readings made during the duration of three separate truck dump events.
[40CFR§60.255(h)(1)(ii)]

(2) Conduct monthly visual observations of all process and control equipment. If any deficiencies are observed, the necessary maintenance must be performed as expeditiously as possible.
[40CFR§60.255(h)(2)]

(3) Conduct a performance test using Method 9 of appendix A-4 of this part at least once every 5 calendar years for each affected facility.
[40CFR§60.255(h)(3)]
[45CSR16, 45CSR13, R13-2306, 4.3.8.]

5.4. Recordkeeping Requirements

5.4.1. **Record of Maintenance of Air Pollution Control Equipment.**

For all pollution control equipment listed in Section 1.0 of this permit, the permittee shall maintain accurate records of all required pollution control equipment inspection and/or preventative maintenance procedures.
[45CSR13, R13-2306, 4.4.2.]

5.4.2. **Record of Malfunctions of Air Pollution Control Equipment.**

For all pollution control equipment listed in Section 1.0 of this permit, the permittee shall maintain records of the occurrence and duration of any malfunction or operational shutdown of the air pollution control equipment during which excess emissions occur. For each such case, the following information shall be recorded:

- a. The equipment involved.
- b. Steps taken to minimize emissions during the event.
- c. The duration of the event.
- d. The estimated increase in emissions during the event.

For each such case associated with an equipment malfunction, the additional information shall also be recorded:

- e. The cause of the malfunction.
- f. Steps taken to correct the malfunction.
- g. Any changes or modifications to equipment or procedures that would help prevent future recurrences of the malfunction.

[45CSR13, R13-2306, 4.4.3.]

- 5.4.3. For the purposes of determining compliance with water truck usage set forth in 5.1.6, the permittee shall monitor water truck activity and maintain certified daily records, utilizing the attached form identified as Appendix A.
[45CSR13, R13-2306, 4.4.4.]
- 5.4.4. The permittee shall maintain records of all monitoring data required by Section 5.2.1 of this permit by documenting the date and time of each visible emission check, the emission point or equipment/source identification number, the name or means of identification of the observer, the results of the check(s), whether the visible emissions are normal for the process, and, if applicable, all corrective measures taken or planned. The permittee shall also record the general weather conditions (i.e. sunny, approximately 80°F, 6 - 10 mph NE wind) during the visual emission check(s). An example form is supplied as Appendix B. Should a visible emission observation be required to be performed per the requirements specified in Method 9, the data records of each observation shall be maintained per the requirements of Method 9. For an emission unit out of service during the normal monthly evaluation, the record of observation may note “out of service” (O/S) or equivalent
[45CSR13, R13-2306, 4.4.5.]

5.5. Reporting Requirements

- 5.5.1. With regard to any testing required by the Director, the permittee shall submit to the Director of Air Quality and the Associate Director - Office of Enforcement and Permit Review (3AP12) of the U.S. EPA a test protocol detailing the proposed test methods, the date, and the time the proposed testing is to take place, as well as identifying the sampling locations and other relevant information. The test protocol must be received by the Director and the Associate Director no less than thirty (30) days prior to the date the testing is to take place. Test results shall be submitted to the Director and the Associate Director no more than sixty (60) days after the date the testing takes place.
[45CSR13, R13-2306, 4.5.2.]
- 5.5.2. Any violation(s) of the allowable visible emission requirement for any emission source discovered during observation using 40CFR Part 60, Appendix A, Method 9 must be reported in writing to the Director of the Division of Air Quality as soon as practicable, but within ten (10) calendar days, of the occurrence and shall include, at a minimum, the following information: the results of the visible determination of opacity of emissions, the cause or suspected cause of the violation(s), and any corrective measures taken or planned.
[45CSR13, R13-2306, 4.5.1.]
- 5.5.3. **Notification and Record Keeping.** Any owner or operator subject to the provisions of this part shall furnish written notification as follows:
[40CFR§60.7(a)]
- A notification of the date construction (or reconstruction as defined under §60.15) of an affected facility is commenced postmarked no later than 30 days after such date.
[40CFR§60.7(a)(1)]
- A notification of the actual date of initial startup of an affected facility postmarked within 15 days after such date.
[40CFR§60.7(a)(3)]
- [45CSR16, 45CSR13, R13-2306, 4.5.3.]**
- 5.5.4. **Reporting for Subpart Y - Opacity Exceedances.** For the purposes of reports required under section 60.7(c), any owner or operator subject to the provisions of Subpart Y also shall report semiannually periods of excess emissions as follow:

[40CFR§60.258(b)]

(1) The owner or operator of an affected facility with a wet scrubber shall submit semiannual reports to the Administrator or delegated authority of occurrences when the measurements of the scrubber pressure loss, water supply flow rate, or pH of the wet scrubber liquid vary by more than 10 percent from the average determined during the most recent performance test.

[40CFR§60.258(b)(1)]

(2) The owner or operator of an affected facility with control equipment other than a wet scrubber shall submit semiannual reports to the Administrator or delegated authority of occurrences when the measurements of the reagent injection flow rate, as applicable, vary by more than 10 percent from the average determined during the most recent performance test.

[40CFR§60.258(b)(2)]

(3) All 6-minute average opacities that exceed the applicable standard.

[40CFR§60.258(b)(3)]

[45CSR16, 45CSR13, R13-2306, 4.5.5.]

5.5.5. **Reporting for Subpart Y - Results of Initial Performance Tests.** The owner or operator of an affected facility shall submit the results of initial performance tests to the Administrator or delegated authority, consistent with the provisions of section 60.8. The owner or operator who elects to comply with the reduced performance testing provisions of sections 60.255(c) or (d) shall include in the performance test report identification of each affected facility that will be subject to the reduced testing. The owner or operator electing to comply with section 60.255(d) shall also include information which demonstrates that the control devices are identical.

[45CSR16, 40CFR§60.258(c), 45CSR13, R13-2306, 4.5.6.]

5.5.6. **Reporting for Subpart Y - WebFIRE Data Base.** After July 11, 2011, within 60 days after the date of completing each performance evaluation conducted to demonstrate compliance with this subpart, the owner or operator of the affected facility must submit the test date to EPA by successfully entering the data electronically into EPA's WebFIRE data base available at <http://cfpub.epa.gov/oarweb/index.cfm?action=fire.main>. *For performance tests that cannot be entered into WebFIRE (i.e. Method 9 of appendix A-4 of this part opacity performance tests) the owner or operator of the affected facility must mail a summary copy to United States Environmental Protection Agency; Energy Strategies Group; 109 TW Alexander DR; mail code D243-01; RTP, NC 27711.*

[45CSR16, 40CFR§60.258(d), 45CSR13, R13-2306, 4.5.7.]

5.5.7 The owner or operator of a coal preparation and processing plant that commenced construction, reconstruction, or modification after April 28, 2008, shall maintain in a logbook (written or electronic) on-site and make it available upon request. The logbook shall record the following:

[40CFR§60.258(a)]

(1) The manufacturer's recommended maintenance procedures and the date and time of any maintenance and inspection activities and the results of those activities. Any variance from manufacturer recommendation, if any, shall be noted.

[40CFR§60.258(a)(1)]

(2) The date and time of periodic coal preparation and processing plant visual observations, noting those sources with visible emissions along with corrective actions taken to reduce visible emissions. Results from the actions shall be noted.

[40CFR§60.258(a)(2)]

- (3) The amount and type of coal processed each calendar month.
[40CFR§60.258(a)(3)]
- (4) The amount of chemical stabilizer or water purchased for use in the coal preparation and processing plant.
[40CFR§60.258(a)(4)]
- (5) Monthly certification that the dust suppressant systems were operational when any coal was processed and that manufacturer's recommendations were followed for all control systems. Any variance from the manufacturer's recommendations, if any, shall be noted.
[40CFR§60.258(a)(5)]
- (6) Monthly certification that the fugitive coal dust emissions control plan was implemented as described. Any variance from the plan, if any, shall be noted. A copy of the applicable fugitive coal dust emissions control plan and any letters from the Administrator providing approval of any alternative control measures shall be maintained with the logbook. Any actions, e.g. objections, to the plan and any actions relative to the alternative control measures, e.g. approvals, shall be noted in the logbook as well.
[40CFR§60.258(a)(6)]
- (7) For each bag leak detection system, the owner or operator must keep the records specified in paragraphs (a)(7)(i) through (iii) of this section.
[40CFR§60.258(a)(7)]
 - (i) Records of the bag leak detection system output;
[40CFR§60.258(a)(7)(i)]
 - (ii) Records of bag leak detection system adjustments, including the date and time of the adjustment, the initial bag leak detection system settings, and the final bag leak detection settings; and
[40CFR§60.258(a)(7)(ii)]
 - (iii) The date and time of all bag leak detection system alarms, the time that procedures to determine the cause of the alarm were initiated, the cause of the alarm, an explanation of the actions taken, the date and time the cause of the alarm was alleviated, and whether the cause of the alarm was alleviated within 3 hours of the alarm.
[40CFR§60.258(a)(7)(iii)]
- (8) A copy of any applicable monitoring plan for a digital opacity compliance system and monthly certification that the plan was implemented as described. Any variance from plan, if any, shall be noted.
[40CFR§60.258(a)(8)]
- (9) During a performance test of a wet scrubber, and each operating day thereafter, the owner or operator shall record the measurements of the scrubber pressure loss, water supply flow rate, and pH of the wet scrubber liquid.
[40CFR§60.258(a)(9)]
- (10) During a performance test of control equipment other than a wet scrubber, and each operating day thereafter, the owner or operator shall record the measurements of the reagent injection flow rate, as applicable.
[40CFR§60.258(a)(10)]

[45CSR16, 45CSR13, R13-2306, 4.5.4.]

APPENDIX A ¹
Certified Daily and Monthly Water Usage By The Pressurized Water Truck

Harrison County Coal ~~Company~~ Resources, Inc.
Harrison County Mine Preparation Plant
Company ID No. 033-00018
Permit No. R13-2306F

Month _____ Year _____

Day of Month	Water Truck Used? (Y/N)	Quantity of Water Applied ² (gallons)	Name and Amount of Chemical Suppressants Added (gallons)	Comments ³	Initials
1					
2					
3					
4					
5					
6					
7					
8					
9					
10					
11					
12					
13					
14					
15					
16					
17					
18					
19					
20					
21					
22					
23					
24					
25					
26					
27					
28					
29					
30					
31					

Notes: (1) The **CERTIFICATION OF DATA ACCURACY** statement appearing on the reverse side shall be completed and kept on site for a period of no less than five (5) years and shall be made available to the Director or his or her duly authorized representative upon request.
 (2) The quantity of water used may be estimated based on the volume of the tank and the number of times the water truck was refilled.
 (3) Use the comment section to explain why the water truck was not in use or was used sparingly.

APPENDIX B – Weekly Opacity Record

Harrison County Coal ~~Company~~ Resources, Inc.
Harrison County Mine Preparation Plant
Company ID No. 033-00018
Permit No. R13-2306F

Date of Observation:

Data Entered by:

Reviewed by:

Date Reviewed:

Describe the General Weather Conditions:

Stack ID/Vent ID/ Emission Point ID	Stack/Vent/Emission Point Description	Time of Observation	Visible Emissions? Yes/No	Consecutive Weeks of Visual Emissions	Comments

Fact Sheet



For Draft/Proposed Renewal Permitting Action Under 45CSR30 and Title V of the Clean Air Act

Permit Number: **R30-03300018-2022**

Application Received: **March 3, 2021**

Plant Identification Number: **033-00018**

Permittee: **Harrison County Coal Resources, Inc.**

Facility Name: **Harrison County Mine Preparation Plant**

Mailing Address: **46226 National Road W, St. Clairsville, OH 43950**

Physical Location: Shinnston, Harrison County, West Virginia
UTM Coordinates: 554.82 km Easting • 4,361.54 km Northing • Zone 17
Directions: From U.S. Route 19 in Shinnston, travel west on County Route 3 (Lucas Rd.) for approximately 2.7 miles until turning left on County Route 3/4. Proceed on Route 3/4 for approximately 0.9 miles to the plant site.

Facility Description

Harrison County Coal Company's facility operates a 2,800 tons per hour **wet wash** coal preparation plant. The facility has the potential to operate seven (7) days per week, twenty-four (24) hours per day and fifty-two (52) weeks per year. SIC Code: 1222

Emissions Summary

Plantwide Emissions Summary [Tons per Year]		
Regulated Pollutants	Potential Emissions	2020 Actual Emissions
Carbon Monoxide (CO)	-----	-----
Nitrogen Oxides (NO _x)	-----	-----
Particulate Matter (PM _{2.5})	38.9 56.7	9.87
Particulate Matter (PM ₁₀)	268.25 419.3	59.58
Total Particulate Matter (TSP)	724.44 1042.4	129.48
Sulfur Dioxide (SO ₂)	-----	-----
Volatile Organic Compounds (VOC)	37.60	19.92

PM₁₀ is a component of TSP.

Title V Program Applicability Basis

This facility has the potential to emit ~~268.25~~ vs ~~419.3~~ tons per year of PM₁₀. Due to this facility's potential to emit over 100 tons per year of criteria pollutant, Harrison County Coal Resources, Inc. is required to have an operating permit pursuant to Title V of the Federal Clean Air Act as amended and 45CSR30.

Legal and Factual Basis for Permit Conditions

The State and Federally-enforceable conditions of the Title V Operating Permits are based upon the requirements of the State of West Virginia Operating Permit Rule 45CSR30 for the purposes of Title V of the Federal Clean Air Act and the underlying applicable requirements in other state and federal rules.

This facility has been found to be subject to the following applicable rules:

Federal and State:	45CSR5	Control of particulate matter from coal preparation plants
	45CSR6	Open burning prohibited.
	45CSR11	Standby plans for emergency episodes.
	45CSR13	Permit for construction/modification
	45CSR16	New Source Performance Standards
	WV Code § 22-5-4 (a) (14)	The Secretary can request any pertinent information such as annual emission inventory reporting.
	45CSR30	Operating permit requirement.
State Only:	40 C.F.R. Part 60, Subpart Y	Requirements for coal preparation plant
	40 C.F.R. Part 61	Asbestos inspection and removal
	40 C.F.R. Part 82, Subpart F	Ozone depleting substances
	45CSR4	No objectionable odors.

Each State and Federally-enforceable condition of the Title V Operating Permit references the specific relevant requirements of 45CSR30 or the applicable requirement upon which it is based. Any condition of the Title V permit that is enforceable by the State but is not Federally-enforceable is identified in the Title V permit as such.

The Secretary's authority to require standards under 40 C.F.R. Part 60 (NSPS), 40 C.F.R. Part 61 (NESHAPs), and 40 C.F.R. Part 63 (NESHAPs MACT) is provided in West Virginia Code §§ 22-5-1 *et seq.*, 45CSR16, 45CSR34 and 45CSR30.

Active Permits/Consent Orders

Permit or Consent Order Number	Date of Issuance	Permit Determinations or Amendments That Affect the Permit (<i>if any</i>)
R13-2306F	May 14, 2018	

Conditions from this facility's Rule 13 permit(s) governing construction-related specifications and timing requirements will not be included in the Title V Operating Permit but will remain independently enforceable under the applicable Rule 13 permit(s). All other conditions from this facility's Rule 13 permit(s) governing the source's operation and compliance have been incorporated into this Title V permit in accordance with the "General Requirement Comparison Table," which may be downloaded from DAQ's website.

Determinations and Justifications

- ❖ On page 1 on the permit cover page and in the page header, Harrison County Coal Company was changed to Harrison County Coal Resources, Inc. as a result of the change of ownership and transfer of permits acknowledged in a letter from the DAQ dated March 30, 2021. The facility name Harrison County Mine Preparation Plant was added.
- ❖ On page 2, the page numbering in the Table of Contents was updated.
- ❖ On pages 19-20 in Section 3.5.3., the USEPA contact information was updated to the current boilerplate.
- ❖ On page 36 in the title block of Appendix A, the company name and facility name were changed from Harrison County Coal Company and Harrison County Preparation Plant to Harrison County Coal Resources, Inc. and Harrison County Mine Preparation Plant, respectively.
- ❖ On page 37 in the title block of Appendix B, the company name and facility name were changed from Harrison County Coal Company and Harrison County Preparation Plant to Harrison County Coal Resources, Inc. and Harrison County Mine Preparation Plant.

Non-Applicability Determinations

The following requirements have been determined not to be applicable to the subject facility due to the following:

40 CFR 64-Compliance Assurance Monitoring. This is the fourth permit renewal for this facility. The facility was found not to be subject to CAM at the time of the previous renewal. There were no new emission units or control devices added at the facility that would require a CAM applicability analysis. Therefore, a CAM determination is not required.

Request for Variances or Alternatives

None

Insignificant Activities

Insignificant emission unit(s) and activities are identified in the Title V application.

Comment Period

Beginning Date: (Date of Notice Publication)
Ending Date: (Publication Date PLUS 30 Days)

Point of Contact

All written comments should be addressed to the following individual and office:

Dan Roberts
West Virginia Department of Environmental Protection
Division of Air Quality
601 57th Street SE
Charleston, WV 25304
304/926-0499 ext. 41902
Daniel.p.roberts@wv.gov

Procedure for Requesting Public Hearing

During the public comment period, any interested person may submit written comments on the draft permit and may request a public hearing, if no public hearing has already been scheduled. A request for public hearing shall be in writing and shall state the nature of the issues proposed to be raised in the hearing. The Secretary shall grant such a request for a hearing if he/she concludes that a public hearing is appropriate. Any public hearing shall be held in the general area in which the facility is located.

Response to Comments

Not applicable.



Roberts, Daniel P <daniel.p.roberts@wv.gov>

Re: Harrison County Coal Resources, Inc. - Harrison County Mine Preparation Plant - Renewal Application R30-03300018-2022

1 message

McCumbers, Carrie <carrie.mccumbers@wv.gov>
To: "Roberts, Daniel P" <daniel.p.roberts@wv.gov>

Tue, Dec 21, 2021 at 2:03 PM

Dan,

Attached are my comments on the permit and fact sheet. I don't have any comments on the notice. After you make the changes and determine the PTEs for the fact sheet, you can go to draft/proposed.

Thanks,
Carrie

On Mon, Dec 20, 2021 at 5:35 PM Roberts, Daniel P <daniel.p.roberts@wv.gov> wrote:

Carrie,

Hey. I am emailing the pre-draft permit, fact sheet and notice of comment period that I created for the above referenced Harrison County Coal renewal application. Please respond with any comments or suggestions. I will continue to look for the reason for the discrepancy between the previous PTE and current PTEs listed in the fact sheet and get back to you.

Thanks,
Dan

2 attachments

R30-03300018 Title V Fact Sheet 12-20-21 Carrie's comments.doc
104K



R30-03300018 draft Title V Permit 12-20-21 Carrie's comments.docx
306K

West Virginia Department of Environmental Protection

Harold D. Ward

Cabinet Secretary

Permit to Operate



Pursuant to

Title V

of the Clean Air Act

Issued to:

Harrison County Coal Resources, Inc.

Harrison County Mine Preparation Plant

R30-03300018-2022

Laura M. Crowder

Director, Division of Air Quality

Issued: [Date of issuance] • Effective: [Equals issue date plus two weeks]
Expiration: [5 years after issuance date] • Renewal Application Due: [6 months prior to expiration]

Permit Number: **R30-03300018-2022**
Permittee: **Harrison County Coal Resources, Inc.**
Facility Name: **Harrison County Mine Preparation Plant**
Permittee Mailing Address: **46226 National Road W, St. Clairsville, OH 43950**

This permit is issued in accordance with the West Virginia Air Pollution Control Act (West Virginia Code §§ 22-5-1 et seq.) and 45CSR30 — Requirements for Operating Permits. The permittee identified at the above-referenced facility is authorized to operate the stationary sources of air pollutants identified herein in accordance with all terms and conditions of this permit.

Facility Location:	Shinnston, Harrison County, West Virginia
Facility Mailing Address:	372 Robinson Mine Road, Shinnston, WV
Telephone Number:	(740) 338-3100
Type of Business Entity:	Corporation
Facility Description:	Wet Wash Coal Preparation Plant
SIC Codes:	1222
UTM Coordinates:	554.82 km Easting • 4361.54 km Northing • Zone 17

Permit Writer: Dan Roberts

Any person whose interest may be affected, including, but not necessarily limited to, the applicant and any person who participated in the public comment process, by a permit issued, modified or denied by the Secretary may appeal such action of the Secretary to the Air Quality Board pursuant to article one [§§ 22B-1-1 et seq.], Chapter 22B of the Code of West Virginia. West Virginia Code §22-5-14.

Issuance of this Title V Operating Permit does not supersede or invalidate any existing permits under 45CSR13, 14 or 19, although all applicable requirements from such permits governing the facility's operation and compliance have been incorporated into the Title V Operating Permit.

Table of Contents

1.0. Emission Units and Active R13, R14, and R19 Permits..... 3

2.0. General Conditions..... 7

3.0. Facility-Wide Requirements and Permit Shield.....16

Source-specific Requirements

4.0. Source-Specific Requirements [Refuse Disposal area].....22

5.0. Source-Specific Requirements.....24

Appendix A&B- Recordkeeping Forms

1.0 Emission Units and Active R13, R14, and R19 Permits

1.1 Emission Units

Source ID	Emission Point ID	Equipment Description	Design Capacity		Date of Construction/Modification ¹	Control Device ID	Control Device ²
			TPH	TPY			
Raw Coal from Deep Mine Circuit							
MB1	E-MB1 (TP1)	Mine Portal Belt	5,000	15,768,000	C 2005	NA	FE
MB2	E-MB2 (TP2)	Silo Feed Belt	5,000	15,768,000	C 2005	NA	FE
MB3	E-MB3 (TP3)	Silo Transfer Belt	5,000	15,768,000	C 2005	NA	FE
RCS2	E-RCS2 (TP4)	Raw Coal Storage Silo 2 - 10,000 capacity	-----	15,768,000 combined	C 2005	NA	FE
RCS3	E-RCS3 (TP5)	Raw Coal Storage Silo 3 - 10,000 ton capacity	-----		C 2005	NA	FE
MB4	E-MB4 (TP6)	Silo Reclaim Belt	4,000	15,768,000	C 2005	NA	FE
MB5	E-MB5 (TP7)	Overland Mine Belt 1	4,000	15,768,000	C 2005	NA	FE
MB6	E-MB6 (TP8)	Overland Mine Belt 2	4,000	15,768,000	C 2005	NA	FE
A1	A003	Conveyor and Transfer Point	4,000	15,768,000	C 1994	DA003	FE
A2	A005	Conveyor and Transfer Point	4,000	15,768,000	C 1994	DA005	FE
A006	A006, A007	Scalping Screen A1 (rotary breaker building) and Transfer Points	4,000	15,768,000	C 1994	DA005	FE
A006A	A006A, A007A, A010	Rotary Breaker A1 (rotary breaker building) and Transfer Points (drop to A008, drop to rock bin, drop to pan)	1,000	3,942,000	C 1994	DA005, DA008	FE
010A	010A, A011	Rock Bin 1 - 100 ton capacity - and transfer point	-----	175,200	C 1994	DA008, D033	FE
A3A	A007A	Conveyor and Transfer Point	4,000	15,768,000	C 1994	DA005A	FE
A3	003B, A009	Conveyor and Transfer Point	4,000	15,768,000	C 1994	D004	FE
Raw Coal from Minecar/Truck Dump Building Circuit							
037 ³	037, 037A, 038, 039, 040, 041	Clean/Raw Coal Stockpile 2 - 240,000 ton capacity (wind erosion, grading, pan load-in, pan reclaim, truck load-in, endloader loadout)	-----	10,512,000	C 1968	N/A	MC
001 ³	001,001C	Rotary Dump and Truck Dump	1,200	100,000	C 1968	D001	PE
001A ³	001A	Scalping Screen 1	1,200	100,000	C 1968	D002	FE
001B ³	001B	Crusher 1	1,200	100,000	C 1968	D002	FE
C1 ³ (002)	002A, 003B	Conveyor and Transfer Points (raw coal to silo or conveyor)	1,200	100,000	C 1968	D004	FE
003 ³	003A	Raw Coal Silo 1 - 6,000 ton capacity	-----	15,768,000	C 1968	D005	FE
C2 (004)	005	Conveyor and Transfer Point (raw coal to stockpile)	4,000	10,000,000	C 1994	D006	FE

Source ID	Emission Point ID	Equipment Description	Design Capacity		Date of Construction/Modification ¹	Control Device ID	Control Device ²
			TPH	TPY			
006	006, 012, 006A, 042, 043	Raw Coal Stockpile 1 - 750,000 ton capacity (wind erosion, pan reclaim, grading, truck load-in, pan load-in)	-----	10,000,000	M 2015 C 1968	D011	ST, UC
C3, C4	007, 009	Conveyors (2) and Transfer Points (plant feed)	2,800	15,768,000	C 2002	D007, D009	FE, PE(TP-007)
Prep Plant and Clean Coal Circuit							
060	010C	Preparation Plant (raw & wet)	2,800	15,768,000	C 2002	D060, D040, D041	MC, EM, ES
D040 ³	P003	Exhaust Fan and Dust Collector 1; removes PM from prep plant	N/A	N/A	C 1968	N/A	N/A
D041 ³	P003	Scrubber; removes PM from prep plant	N/A	N/A	C 1968	N/A	N/A
C16	061	Conveyor and Transfer Point	1,800	15,768,000	C 2002	D061	FE
C17	62	Conveyor and Transfer Point	1,800	15,768,000	C 2002	D062	FE
C18	063	Conveyor and Transfer Point	1,800	15,768,000	C 2002	D063	FE
017 ³	017A	Clean Coal Silo 1 - 10,000 ton capacity	-----	15,768,000	C 1968	D016	FE
C19	064	Conveyor and Transfer Point	1,800	15,768,000	C 2002	D064	FE
069	065	Clean Coal Silo - 25,000 ton capacity	4,000	15,768,000	C 2002	D065	FE
C20	066	Conveyor and Transfer Point	4,000	15,768,000	C 2002	D066	FE
C7A	067	Conveyor and Transfer Point	4,000	15,768,000	C 2002	D067	FE
C7	019, 021A	Conveyor and Transfer Points (clean coal to rail loadout or by-pass)	4,000	15,768,000	C 2002	D018	FE
SC1	STP2	Sample System Feed Conveyor	5	43,800	C 2002	NA	FE
CR1	STP3	Sample System Pulverizer	5	43,800	C 2002	NA	FE
SC2	STP4	Sample System Return Conveyor	5	43,800	C 2002	NA	FE
020 ³	021	Railroad Loadout 1 - 100 ton capacity	4,000	15,768,000	C 1968	D019	FE, TC
C8 ³	023	Conveyor and Transfer Point (rail loadout by-pass belt)	1,200	10,512,000	C 1968	D023	PE(conveyor), FE (TP)
C9 ³	024A	Conveyor and Transfer Point (initial belt in power plant feed)	1,300	11,388,000	C 1968	D042	PE, EM
D042 ³	P002	Exhaust Fan 2 and Dust Collector 2; removes PM from transfer point	N/A	N/A	C 1968	N/A	N/A
C10 ³	N/A	Conveyor and Transfer Point (second belt in power plant feed)	1,300	11,388,000	C 1968	N/A	FE
032	032, 033, 032A, 033A, 035, 036	Clean Coal Stockpile 1 - 40,000 ton capacity (wind erosion, reclaim to conveyor, grading, dozer to reclaim, truck load-in, pan load-in)	-----	8,760,000	C 1968	D028, D033	UC, MC
C12 (034)	034A	Conveyor and Transfer Point (clean coal destock feeder)	1,200	10,512,000	C 1968	D023	PE(conveyor), FE (TP)
Refuse Circuit							

Source ID	Emission Point ID	Equipment Description	Design Capacity		Date of Construction/Modification ¹	Control Device ID	Control Device ²
			TPH	TPY			
C21	068	Conveyor and Transfer Point (2010 - increased the maximum hourly throughput from 500 TPH to 800 TPH)	800	4,380,000	M 2010 C 2002	D068	FE
C11 (026)	027	Conveyor and Transfer Point (refuse) (2010 - increased the maximum hourly throughput from 500 TPH to 800 TPH)	800	4,380,000	M 2010 C 1981	D027	FE
C11A (026A)	C11A	Refuse Conveyor and Transfer Point (2010 - increased the maximum hourly throughput from 500 TPH to 800 TPH)	800	4,380,000	M 2010 C 1981	D027A	FE
028	029, 030	Refuse Bin 1 - 100 ton capacity - and Transfer Points (2010 - increased the maximum hourly throughput from 500 TPH to 800 TPH)	-----	4,380,000 ³	M 2010 C 1981	N/A	FE
C11B	C11B	Refuse Conveyor and Transfer Point (2010 - increased the maximum hourly throughput from 500 TPH to 800 TPH)	800	4,380,000	M 2010 C 1981	N/A	FE
RB2	RTP3	Refuse Bin 2 - 300 ton capacity - and Transfer Points (2010 - increased the maximum hourly throughput from 500 TPH to 800 TPH)	-----	4,380,000 ³	M 2010 C 1981	N/A	FE
C13	RTP7	Refuse Conveyor	800	4,380,000	C 2018	NA	FE
RB4	RTP8	Refuse Bin 3 - 300 ton capacity - and Transfer Points	-----	4,380,000 ⁴	C 2018	NA	PE
C11C	C11C	Refuse Conveyor	800	4,380,000	C 2010	NA	PE
RB3	RB3	Refuse Bin 3 - 300 ton capacity - and Transfer Points	-----	4,380,000 ³	C 2010	NA	FE
Miscellaneous							
031 ³	031, 031A	Refuse Disposal Area 1(wind erosion, grading)	-----	-----	C 1968	D033	WT
048A ³	048A	Lime Storage Silo 1 - 50 ton capacity			C 1971	N/A	FE
048B ³	048B	Lime Storage Silo 2 - 50 ton capacity			C 1971	N/A	FE
047 ³	047	Rock Dust Bin 1 - 50 ton capacity			C 1968	N/A	FE
052A-F	052A-F	Haulroads	N/A	N/A	N/A	D033	WT

¹ In accordance with 40 CFR 60 Subpart Y, coal processing and conveying equipment, coal storage systems, and coal transfer and loading systems constructed, reconstructed, or modified on or before April 28, 2008 shall not discharge gases which exhibit 20 percent opacity or greater. Coal processing and conveying equipment, coal storage systems, and coal transfer and loading systems constructed, reconstructed, or modified after April 28, 2008 shall not discharge gases which exhibit 10 percent opacity or greater. For open storage piles constructed, reconstructed, or modified after May 27, 2009, the permittee shall prepare and operate in accordance with a fugitive coal dust emissions control plan that is appropriate for site conditions.

² FE - Full Enclosure; PE - Partial Enclosure; ST - Stacking Tube; WS - Water Sprays; N - None.

³ These pieces of equipment are considered grand-fathered since they were constructed before June 1, 1974 for 45CSR13 and October 24, 1974 for 40 CFR 60 Subpart Y and have not been modified since then.

- ⁴ The maximum annual throughput for 028, RB2, RB3 and RB4 combined shall not exceed 4,380,000 TPY. (This is for informational purposes, not an applicable requirement)

1.1 Active R13, R14, and R19 Permits

The underlying authority for any conditions from R13, R14, and/or R19 permits contained in this operating permit is cited using the original permit number (e.g. R13-1234). The current applicable version of such permit(s) is listed below.

Permit Number	Date of Issuance
R13-2306F	May 14, 2018

2.0 General Conditions

2.1. Definitions

- 2.1.1. All references to the "West Virginia Air Pollution Control Act" or the "Air Pollution Control Act" mean those provisions contained in W.Va. Code §§ 22-5-1 to 22-5-18.
- 2.1.2. The "Clean Air Act" means those provisions contained in 42 U.S.C. §§ 7401 to 7671q, and regulations promulgated thereunder.
- 2.1.3. "Secretary" means the Secretary of the Department of Environmental Protection or such other person to whom the Secretary has delegated authority or duties pursuant to W.Va. Code §§ 22-1-6 or 22-1-8 (45CSR§30-2.12.). The Director of the Division of Air Quality is the Secretary's designated representative for the purposes of this permit.
- 2.1.4. Unless otherwise specified in a permit condition or underlying rule or regulation, all references to a "rolling yearly total" shall mean the sum of the monthly data, values or parameters being measured, monitored, or recorded, at any given time for the previous twelve (12) consecutive calendar months.

2.2. Acronyms

CAAA	Clean Air Act Amendments	NSPS	New Source Performance Standards
CBI	Confidential Business Information	PM	Particulate Matter
CEM	Continuous Emission Monitor	PM₁₀	Particulate Matter less than 10µm in diameter
CES	Certified Emission Statement	pph	Pounds per Hour
C.F.R. or CFR	Code of Federal Regulations	ppm	Parts per Million
CO	Carbon Monoxide	PSD	Prevention of Significant Deterioration
C.S.R. or CSR	Codes of State Rules	psi	Pounds per Square Inch
DAQ	Division of Air Quality	SIC	Standard Industrial Classification
DEP	Department of Environmental Protection	SIP	State Implementation Plan
FOIA	Freedom of Information Act	SO₂	Sulfur Dioxide
HAP	Hazardous Air Pollutant	TAP	Toxic Air Pollutant
HON	Hazardous Organic NESHAP	TPY	Tons per Year
HP	Horsepower	TRS	Total Reduced Sulfur
lbs/hr or lb/hr	Pounds per Hour	TSP	Total Suspended Particulate
LDAR	Leak Detection and Repair	USEPA	United States Environmental Protection Agency
m	Thousand	UTM	Universal Transverse Mercator
MACT	Maximum Achievable Control Technology	VEE	Visual Emissions Evaluation
mm	Million	VOC	Volatile Organic Compounds
mmBtu/hr	Million British Thermal Units per Hour		
mmft³/hr or mmcf/hr	Million Cubic Feet Burned per Hour		
NA or N/A	Not Applicable		
NAAQS	National Ambient Air Quality Standards		
NESHAPS	National Emissions Standards for Hazardous Air Pollutants		
NO_x	Nitrogen Oxides		

2.3. Permit Expiration and Renewal

- 2.3.1. Permit duration. This permit is issued for a fixed term of five (5) years and shall expire on the date specified on the cover of this permit, except as provided in 45CSR§30-6.3.b. and 45CSR§30-6.3.c.
[45CSR§30-5.1.b.]
- 2.3.2. A permit renewal application is timely if it is submitted at least six (6) months prior to the date of permit expiration.
[45CSR§30-4.1.a.3.]
- 2.3.3. Permit expiration terminates the source's right to operate unless a timely and complete renewal application has been submitted consistent with 45CSR§30-6.2. and 45CSR§30-4.1.a.3.
[45CSR§30-6.3.b.]
- 2.3.4. If the Secretary fails to take final action to deny or approve a timely and complete permit application before the end of the term of the previous permit, the permit shall not expire until the renewal permit has been issued or denied, and any permit shield granted for the permit shall continue in effect during that time.
[45CSR§30-6.3.c.]

2.4. Permit Actions

- 2.4.1. This permit may be modified, revoked, reopened and reissued, or terminated for cause. The filing of a request by the permittee for a permit modification, revocation and reissuance, or termination, or of a notification of planned changes or anticipated noncompliance does not stay any permit condition.
[45CSR§30-5.1.f.3.]

2.5. Reopening for Cause

- 2.5.1. This permit shall be reopened and revised under any of the following circumstances:
 - a. Additional applicable requirements under the Clean Air Act or the Secretary's legislative rules become applicable to a major source with a remaining permit term of three (3) or more years. Such a reopening shall be completed not later than eighteen (18) months after promulgation of the applicable requirement. No such reopening is required if the effective date of the requirement is later than the date on which the permit is due to expire, unless the original permit or any of its terms and conditions has been extended pursuant to 45CSR§§30-6.6.a.1.A. or B.
 - b. Additional requirements (including excess emissions requirements) become applicable to an affected source under Title IV of the Clean Air Act (Acid Deposition Control) or other legislative rules of the Secretary. Upon approval by U.S. EPA, excess emissions offset plans shall be incorporated into the permit.
 - c. The Secretary or U.S. EPA determines that the permit contains a material mistake or that inaccurate statements were made in establishing the emissions standards or other terms or conditions of the permit.
 - d. The Secretary or U.S. EPA determines that the permit must be revised or revoked and reissued to assure compliance with the applicable requirements.

[45CSR§30-6.6.a.]

2.6. Administrative Permit Amendments

- 2.6.1. The permittee may request an administrative permit amendment as defined in and according to the procedures specified in 45CSR§30-6.4.
[45CSR§30-6.4.]

2.7. Minor Permit Modifications

- 2.7.1. The permittee may request a minor permit modification as defined in and according to the procedures specified in 45CSR§30-6.5.a.
[45CSR§30-6.5.a.]

2.8. Significant Permit Modification

- 2.8.1. The permittee may request a significant permit modification, in accordance with 45CSR§30-6.5.b., for permit modifications that do not qualify for minor permit modifications or as administrative amendments.
[45CSR§30-6.5.b.]

2.9. Emissions Trading

- 2.9.1. No permit revision shall be required, under any approved economic incentives, marketable permits, emissions trading, and other similar programs or processes for changes that are provided for in the permit and that are in accordance with all applicable requirements.
[45CSR§30-5.1.h.]

2.10. Off-Permit Changes

- 2.10.1. Except as provided below, a facility may make any change in its operations or emissions that is not addressed nor prohibited in its permit and which is not considered to be construction nor modification under any rule promulgated by the Secretary without obtaining an amendment or modification of its permit. Such changes shall be subject to the following requirements and restrictions:
- a. The change must meet all applicable requirements and may not violate any existing permit term or condition.
 - b. The permittee must provide a written notice of the change to the Secretary and to U.S. EPA within two (2) business days following the date of the change. Such written notice shall describe each such change, including the date, any change in emissions, pollutants emitted, and any applicable requirement that would apply as a result of the change.
 - c. The change shall not qualify for the permit shield.
 - d. The permittee shall keep records describing all changes made at the source that result in emissions of regulated air pollutants, but not otherwise regulated under the permit, and the emissions resulting from those changes.
 - e. No permittee may make any change subject to any requirement under Title IV of the Clean Air Act (Acid Deposition Control) pursuant to the provisions of 45CSR§30-5.9.

- f. No permittee may make any changes which would require preconstruction review under any provision of Title I of the Clean Air Act (including 45CSR14 and 45CSR19) pursuant to the provisions of 45CSR§30-5.9.

[45CSR§30-5.9.]

2.11. Operational Flexibility

- 2.11.1. The permittee may make changes within the facility as provided by § 502(b)(10) of the Clean Air Act. Such operational flexibility shall be provided in the permit in conformance with the permit application and applicable requirements. No such changes shall be a modification under any rule or any provision of Title I of the Clean Air Act (including 45CSR14 and 45CSR19) promulgated by the Secretary in accordance with Title I of the Clean Air Act and the change shall not result in a level of emissions exceeding the emissions allowable under the permit.

[45CSR§30-5.8]

- 2.11.2. Before making a change under 45CSR§30-5.8., the permittee shall provide advance written notice to the Secretary and to U.S. EPA, describing the change to be made, the date on which the change will occur, any changes in emissions, and any permit terms and conditions that are affected. The permittee shall thereafter maintain a copy of the notice with the permit, and the Secretary shall place a copy with the permit in the public file. The written notice shall be provided to the Secretary and U.S. EPA at least seven (7) days prior to the date that the change is to be made, except that this period may be shortened or eliminated as necessary for a change that must be implemented more quickly to address unanticipated conditions posing a significant health, safety, or environmental hazard. If less than seven (7) days notice is provided because of a need to respond more quickly to such unanticipated conditions, the permittee shall provide notice to the Secretary and U.S. EPA as soon as possible after learning of the need to make the change.

[45CSR§30-5.8.a.]

- 2.11.3. The permit shield shall not apply to changes made under 45CSR§30-5.8., except those provided for in 45CSR§30-5.8.d. However, the protection of the permit shield will continue to apply to operations and emissions that are not affected by the change, provided that the permittee complies with the terms and conditions of the permit applicable to such operations and emissions. The permit shield may be reinstated for emissions and operations affected by the change:

- a. If subsequent changes cause the facility's operations and emissions to revert to those authorized in the permit and the permittee resumes compliance with the terms and conditions of the permit, or
- b. If the permittee obtains final approval of a significant modification to the permit to incorporate the change in the permit.

[45CSR§30-5.8.c.]

- 2.11.4. "Section 502(b)(10) changes" are changes that contravene an express permit term. Such changes do not include changes that would violate applicable requirements or contravene enforceable permit terms and conditions that are monitoring (including test methods), recordkeeping, reporting, or compliance certification requirements.

[45CSR§30-2.39]

2.12. Reasonably Anticipated Operating Scenarios

- 2.12.1. The following are terms and conditions for reasonably anticipated operating scenarios identified in this permit.
- a. Contemporaneously with making a change from one operating scenario to another, the permittee shall record in a log at the permitted facility a record of the scenario under which it is operating and to document the change in reports submitted pursuant to the terms of this permit and 45CSR30.
 - b. The permit shield shall extend to all terms and conditions under each such operating scenario; and
 - c. The terms and conditions of each such alternative scenario shall meet all applicable requirements and the requirements of 45CSR30.

[45CSR§30-5.1.i.]

2.13. Duty to Comply

- 2.13.1. The permittee must comply with all conditions of this permit. Any permit noncompliance constitutes a violation of the West Virginia Code and the Clean Air Act and is grounds for enforcement action by the Secretary or USEPA; for permit termination, revocation and reissuance, or modification; or for denial of a permit renewal application.

[45CSR§30-5.1.f.1.]

2.14. Inspection and Entry

- 2.14.1. The permittee shall allow any authorized representative of the Secretary, upon the presentation of credentials and other documents as may be required by law, to perform the following:
- a. At all reasonable times (including all times in which the facility is in operation) enter upon the permittee's premises where a source is located or emissions related activity is conducted, or where records must be kept under the conditions of this permit;
 - b. Have access to and copy, at reasonable times, any records that must be kept under the conditions of this permit;
 - c. Inspect at reasonable times (including all times in which the facility is in operation) any facilities, equipment (including monitoring and air pollution control equipment), practices, or operations regulated or required under the permit;
 - d. Sample or monitor at reasonable times substances or parameters to determine compliance with the permit or applicable requirements or ascertain the amounts and types of air pollutants discharged.

[45CSR§30-5.3.b.]

2.15. Schedule of Compliance

- 2.15.1. For sources subject to a compliance schedule, certified progress reports shall be submitted consistent with the applicable schedule of compliance set forth in this permit and 45CSR§30-4.3.h., but at least every six (6) months, and no greater than once a month, and shall include the following:
- a. Dates for achieving the activities, milestones, or compliance required in the schedule of compliance, and dates when such activities, milestones or compliance were achieved; and
 - b. An explanation of why any dates in the schedule of compliance were not or will not be met, and any preventative or corrective measure adopted.

[45CSR§30-5.3.d.]

2.16. Need to Halt or Reduce Activity not a Defense

- 2.16.1. It shall not be a defense for a 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. However, nothing in this paragraph shall be construed as precluding consideration of a need to halt or reduce activity as a mitigating factor in determining penalties for noncompliance if the health, safety, or environmental impacts of halting or reducing operations would be more serious than the impacts of continued operations.

[45CSR§30-5.1.f.2.]

2.17. Emergency

- 2.17.1. An "emergency" means any situation arising from sudden and reasonably unforeseeable events beyond the control of the source, including acts of God, which situation requires immediate corrective action to restore normal operation, and that causes the source to exceed a technology-based emission limitation under the permit, due to unavoidable increases in emissions attributable to the emergency. An emergency shall not include noncompliance to the extent caused by improperly designed equipment, lack of preventative maintenance, careless or improper operation, or operator error.

[45CSR§30-5.7.a.]

- 2.17.2. Effect of any emergency. An emergency constitutes an affirmative defense to an action brought for noncompliance with such technology-based emission limitations if the conditions of 45CSR§30-5.7.c. are met.

[45CSR§30-5.7.b.]

- 2.17.3. The affirmative defense of emergency shall be demonstrated through properly signed, contemporaneous operating logs, or other relevant evidence that:

- a. An emergency occurred and that the permittee can identify the cause(s) of the emergency;
- b. The permitted facility was at the time being properly operated;
- c. During the period of the emergency the permittee took all reasonable steps to minimize levels of emissions that exceeded the emission standards, or other requirements in the permit; and

- d. Subject to the requirements of 45CSR§30-5.1.c.3.C.1, the permittee submitted notice of the emergency to the Secretary within one (1) working day of the time when emission limitations were exceeded due to the emergency and made a request for variance, and as applicable rules provide. This notice, report, and variance request fulfills the requirement of 45CSR§30-5.1.c.3.B. This notice must contain a detailed description of the emergency, any steps taken to mitigate emissions, and corrective actions taken.

[45CSR§30-5.7.c.]

- 2.17.4. In any enforcement proceeding, the permittee seeking to establish the occurrence of an emergency has the burden of proof.

[45CSR§30-5.7.d.]

- 2.17.5. This provision is in addition to any emergency or upset provision contained in any applicable requirement.

[45CSR§30-5.7.e.]

2.18. Federally-Enforceable Requirements

- 2.18.1. All terms and conditions in this permit, including any provisions designed to limit a source's potential to emit and excepting those provisions that are specifically designated in the permit as "State-enforceable only", are enforceable by the Secretary, USEPA, and citizens under the Clean Air Act.

[45CSR§30-5.2.a.]

- 2.18.2. Those provisions specifically designated in the permit as "State-enforceable only" shall become "Federally-enforceable" requirements upon SIP approval by the USEPA.

2.19. Duty to Provide Information

- 2.19.1. The permittee shall furnish to the Secretary within a reasonable time any information the Secretary may request in writing to determine whether cause exists for modifying, revoking and reissuing, or terminating the permit or to determine compliance with the permit. Upon request, the permittee shall also furnish to the Secretary copies of records required to be kept by the permittee. For information claimed to be confidential, the permittee shall furnish such records to the Secretary along with a claim of confidentiality in accordance with 45CSR31. If confidential information is to be sent to USEPA, the permittee shall directly provide such information to USEPA along with a claim of confidentiality in accordance with 40 C.F.R. Part 2.

[45CSR§30-5.1.f.5.]

2.20. Duty to Supplement and Correct Information

- 2.20.1. Upon becoming aware of a failure to submit any relevant facts or a submittal of incorrect information in any permit application, the permittee shall promptly submit to the Secretary such supplemental facts or corrected information.

[45CSR§30-4.2.]

2.21. Permit Shield

2.21.1. Compliance with the conditions of this permit shall be deemed compliance with any applicable requirements as of the date of permit issuance provided that such applicable requirements are included and are specifically identified in this permit or the Secretary has determined that other requirements specifically identified are not applicable to the source and this permit includes such a determination or a concise summary thereof.

[45CSR§30-5.6.a.]

2.21.2. Nothing in this permit shall alter or affect the following:

- a. The liability of an owner or operator of a source for any violation of applicable requirements prior to or at the time of permit issuance; or
- b. The applicable requirements of the Code of West Virginia and Title IV of the Clean Air Act (Acid Deposition Control), consistent with § 408 (a) of the Clean Air Act.
- c. The authority of the Administrator of U.S. EPA to require information under § 114 of the Clean Air Act or to issue emergency orders under § 303 of the Clean Air Act.

[45CSR§30-5.6.c.]

2.22. Credible Evidence

2.22.1. Nothing in this permit shall alter or affect the ability of any person to establish compliance with, or a violation of, any applicable requirement through the use of credible evidence to the extent authorized by law. Nothing in this permit shall be construed to waive any defenses otherwise available to the permittee including but not limited to any challenge to the credible evidence rule in the context of any future proceeding.

[45CSR§30-5.3.e.3.B. and 45CSR38]

2.23. Severability

2.23.1. The provisions of this permit are severable. If any provision of this permit, or the application of any provision of this permit to any circumstance is held invalid by a court of competent jurisdiction, the remaining permit terms and conditions or their application to other circumstances shall remain in full force and effect.

[45CSR§30-5.1.e.]

2.24. Property Rights

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

[45CSR§30-5.1.f.4]

2.25. Acid Deposition Control

2.25.1. Emissions shall not exceed any allowances that the source lawfully holds under Title IV of the Clean Air Act (Acid Deposition Control) or rules of the Secretary promulgated thereunder.

- a. No permit revision shall be required for increases in emissions that are authorized by allowances acquired pursuant to the acid deposition control program, provided that such increases do not require a permit revision under any other applicable requirement.

- b. No limit shall be placed on the number of allowances held by the source. The source may not, however, use allowances as a defense to noncompliance with any other applicable requirement.
- c. Any such allowance shall be accounted for according to the procedures established in rules promulgated under Title IV of the Clean Air Act.

[45CSR§30-5.1.d.]

- 2.25.2. Where applicable requirements of the Clean Air Act are more stringent than any applicable requirement of regulations promulgated under Title IV of the Clean Air Act (Acid Deposition Control), both provisions shall be incorporated into the permit and shall be enforceable by the Secretary and U. S. EPA.

[45CSR§30-5.1.a.2.]

3.0 Facility-Wide Requirements

3.1 Limitations and Standards

- 3.1.1. **Open burning.** The open burning of refuse by any person is prohibited except as noted in 45CSR§6-3.1. [45CSR§6-3.1.]
- 3.1.2. **Open burning exemptions.** The exemptions listed in 45CSR§6-3.1 are subject to the following stipulation: Upon notification by the Secretary, no person shall cause or allow any form of open burning during existing or predicted periods of atmospheric stagnation. Notification shall be made by such means as the Secretary may deem necessary and feasible. [45CSR§6-3.2.]
- 3.1.3. **Asbestos.** The permittee is responsible for thoroughly inspecting the facility, or part of the facility, prior to commencement of demolition or renovation for the presence of asbestos and complying with 40 C.F.R. § 61.145, 40 C.F.R. § 61.148, and 40 C.F.R. § 61.150. The permittee, owner, or operator must notify the Secretary at least ten (10) working days prior to the commencement of any asbestos removal on the forms prescribed by the Secretary if the permittee is subject to the notification requirements of 40 C.F.R. § 61.145(b)(3)(i). The USEPA, the Division of Waste Management and the Bureau for Public Health - Environmental Health require a copy of this notice to be sent to them. [40 C.F.R. §61.145(b) and 45CSR34]
- 3.1.4. **Odor.** No person shall cause, suffer, allow or permit the discharge of air pollutants which cause or contribute to an objectionable odor at any location occupied by the public. [45CSR§4-3.1 State-Enforceable only.]
- 3.1.5. **Standby plan for reducing emissions.** When requested by the Secretary, the permittee shall prepare standby plans for reducing the emissions of air pollutants in accordance with the objectives set forth in Tables I, II, and III of 45CSR11. [45CSR§11-5.2]
- 3.1.6. **Emission inventory.** The permittee is responsible for submitting, on an annual basis, an emission inventory in accordance with the submittal requirements of the Division of Air Quality. [W.Va. Code § 22-5-4(a)(14)]
- 3.1.7. **Ozone-depleting substances.** For those facilities performing maintenance, service, repair or disposal of appliances, the permittee shall comply with the standards for recycling and emissions reduction pursuant to 40 C.F.R. Part 82, Subpart F, except as provided for Motor Vehicle Air Conditioners (MVACs) in Subpart B:
- a. Persons opening appliances for maintenance, service, repair, or disposal must comply with the prohibitions and required practices pursuant to 40 C.F.R. §§ 82.154 and 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 C.F.R. § 82.158.

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

[40 C.F.R. 82, Subpart F]

- 3.1.8. **Risk Management Plan.** Should this stationary source, as defined in 40 C.F.R. § 68.3, become subject to Part 68, then the owner or operator shall submit a risk management plan (RMP) by the date specified in 40 C.F.R. § 68.10 and shall certify compliance with the requirements of Part 68 as part of the annual compliance certification as required by 40 C.F.R. Part 70 or 71.

[40 C.F.R. 68]

3.2. Monitoring Requirements

- 3.2.1. None

3.3. Testing Requirements

- 3.3.1. **Stack testing.** As per provisions set forth in this permit or as otherwise required by the Secretary, in accordance with the West Virginia Code, underlying regulations, permits and orders, the permittee shall conduct test(s) to determine compliance with the emission limitations set forth in this permit and/or established or set forth in underlying documents. The Secretary, or his duly authorized representative, may at his option witness or conduct such test(s). Should the Secretary exercise his option to conduct such test(s), the operator shall provide all necessary sampling connections and sampling ports to be located in such manner as the Secretary may require, power for test equipment and the required safety equipment, such as scaffolding, railings and ladders, to comply with generally accepted good safety practices. Such tests shall be conducted in accordance with the methods and procedures set forth in this permit or as otherwise approved or specified by the Secretary in accordance with the following:
 - a. The Secretary may on a source-specific basis approve or specify additional testing or alternative testing to the test methods specified in the permit for demonstrating compliance with 40 C.F.R. Parts 60, 61, and 63, if applicable, in accordance with the Secretary's delegated authority and any established equivalency determination methods which are applicable.
 - b. The Secretary may on a source-specific basis approve or specify additional testing or alternative testing to the test methods specified in the permit for demonstrating compliance with applicable requirements which do not involve federal delegation. In specifying or approving such alternative testing to the test methods, the Secretary, to the extent possible, shall utilize the same equivalency criteria as would be used in approving such changes under Section 3.3.1.a. of this permit.
 - c. All periodic tests to determine mass emission limits from or air pollutant concentrations in discharge stacks and such other tests as specified in this permit shall be conducted in accordance with an approved test protocol. Unless previously approved, such protocols shall be submitted to the Secretary in writing at least thirty (30) days prior to any testing and shall contain the information set forth by the Secretary. In addition, the permittee shall notify the Secretary at least fifteen (15) days prior to any testing so the Secretary may have the opportunity to observe such tests. This notification shall include the actual date and time during which the test will be conducted and, if appropriate, verification that the tests will fully conform to a referenced protocol previously approved by the Secretary.
 - d. The permittee shall submit a report of the results of the stack test within 60 days of completion of the

test. The test report shall provide the information necessary to document the objectives of the test and to determine whether proper procedures were used to accomplish these objectives. The report shall include the following: the certification described in paragraph 3.5.1; a statement of compliance status, also signed by a responsible official; and, a summary of conditions which form the basis for the compliance status evaluation. The summary of conditions shall include the following:

1. The permit or rule evaluated, with the citation number and language.
2. The result of the test for each permit or rule condition.
3. A statement of compliance or non-compliance with each permit or rule condition.

[WV Code §§ 22-5-4(a)(14-15) and 45CSR13]

3.3.2. At such reasonable times as the Director may designate, the owner or operator of a coal preparation plant may be required to conduct or have conducted stack tests to determine the dust loading in exhaust gases and mass emission rates of particulate matter. All tests to determine compliance with exhaust gas dust concentrations and particulate matter mass emission rates shall be conducted in accordance with Methods 1-5 of 40 CFR Part 60, Appendix A provided that all compliance tests must consist of not less than three (3) test runs, test run duration shall not be less than sixty (60) minutes, and not less than thirty (30) standard cubic feet of exhaust gas must be sampled during each test run. Should the Director exercise his option to conduct such tests, the operator will provide all necessary sampling connections and sampling ports to be located in such manner as the Director may require, power for test equipment and the required safety equipment such as scaffolding, railings, ladders, etc., to comply with generally accepted good safety practices.

[45CSR§5-12.1]

3.3.3. Any stack venting thermal dryer exhaust gases and/or air table exhaust gases or exhaust gases or air from any air pollution control device shall include straight runs of sufficient length to establish flow patterns consistent with acceptable stack sampling procedures. Flow straightening devices shall be required where cyclonic gas flow would exist in the absence of such devices.

[45CSR§5-12.6]

3.4. Recordkeeping Requirements

3.4.1. **Monitoring information.** The permittee shall keep records of monitoring information that include the following:

- a. The date, place as defined in this permit and time of sampling or measurements;
- b. The date(s) analyses were performed;
- c. The company or entity that performed the analyses;
- d. The analytical techniques or methods used;
- e. The results of the analyses; and
- f. The operating conditions existing at the time of sampling or measurement.

[45CSR§30-5.1.c.2.A., 45CSR13, R13-2306, 4.4.1]

3.4.2. **Retention of records.** The permittee shall retain records of all required monitoring data and support information for a period of at least five (5) years from the date of monitoring sample, measurement, report, application, or record creation date. Support information includes all calibration and maintenance records and all original strip-chart recordings for continuous monitoring instrumentation, and copies of all reports required by the permit. Where appropriate, records may be maintained in computerized form in lieu of the above records.

[45CSR§30-5.1.c.2.B.]

3.4.3. **Odors.** For the purposes of 45CSR4, the permittee shall maintain a record of all odor complaints received, any investigation performed in response to such a complaint, and any responsive action(s) taken.

[45CSR§30-5.1.c. State-Enforceable only.]

3.5. Reporting Requirements

3.5.1. **Responsible official.** Any application form, report, or compliance certification required by this permit to be submitted to the DAQ and/or USEPA shall contain a certification by the responsible official that states that, based on information and belief formed after reasonable inquiry, the statements and information in the document are true, accurate and complete.

[45CSR§§30-4.4. and 5.1.c.3.D.]

3.5.2. A permittee may request confidential treatment for the submission of reporting required under 45CSR§30-5.1.c.3. pursuant to the limitations and procedures of W.Va. Code § 22-5-10 and 45CSR31.

[45CSR§30-5.1.c.3.E.]

3.5.3. Except for the electronic submittal of the annual compliance certification and semi-annual monitoring reports to the DAQ and USEPA as required in 3.5.5 and 3.5.6 below, all notices, requests, demands, submissions and other communications required or permitted to be made to the Secretary of DEP and/or USEPA shall be made in writing and shall be deemed to have been duly given when delivered by hand, or mailed first class or by private carrier with postage prepaid to the address(es), or submitted in electronic format by e-mail as set forth below or to such other person or address as the Secretary of the Department of Environmental Protection may designate:

DAQ:

Director
WVDEP
Division of Air Quality
601 57th Street SE
Charleston, WV 25304

US EPA:

Section Chief
U. S. Environmental Protection Agency, Region III
Enforcement and Compliance Assurance Division
Air Section (3ED21)
1650 Arch Street
Philadelphia, PA 19103-2029

DAQ Compliance and Enforcement¹:

DEPAirQualityReports@wv.gov

¹For all self-monitoring reports (MACT, GACT, NSPS, etc.), stack tests and protocols, Notice of Compliance Status reports, Initial Notifications, etc.

- 3.5.4. **Certified emissions statement.** The permittee shall submit a certified emissions statement and pay fees on an annual basis in accordance with the submittal requirements of the Division of Air Quality.

[45CSR§30-8.]

- 3.5.5. **Compliance certification.** The permittee shall certify compliance with the conditions of this permit on the forms provided by the DAQ. In addition to the annual compliance certification, the permittee may be required to submit certifications more frequently under an applicable requirement of this permit. The annual certification shall be submitted to the DAQ and USEPA on or before March 15 of each year, and shall certify compliance for the period ending December 31. The permittee shall maintain a copy of the certification on site for five (5) years from submittal of the certification. The annual certification shall be submitted in electronic format by e-mail to the following addresses:

DAQ:

DEPAirQualityReports@wv.gov

US EPA:

R3_APD_Permits@epa.gov

[45CSR§30-5.3.e.]

- 3.5.6. **Semi-annual monitoring reports.** The permittee shall submit reports of any required monitoring on or before September 15 for the reporting period January 1 to June 30 and on or before March 15 for the reporting period July 1 to December 31. All instances of deviation from permit requirements must be clearly identified in such reports. All required reports must be certified by a responsible official consistent with 45CSR§30-4.4. The semi-annual monitoring reports shall be submitted in electronic format by e-mail to the following address:

DAQ:

DEPAirQualityReports@wv.gov

[45CSR§30-5.1.c.3.A.]

- 3.5.7. **Emergencies.** For reporting emergency situations, refer to Section 2.17 of this permit.

- 3.5.8. **Deviations.**

- a. In addition to monitoring reports required by this permit, the permittee shall promptly submit supplemental reports and notices in accordance with the following:

1. Any deviation resulting from an emergency or upset condition, as defined in 45CSR§30-5.7., shall be reported by telephone or telefax within one (1) working day of the date on which the permittee becomes aware of the deviation, if the permittee desires to assert the affirmative defense in accordance with 45CSR§30-5.7. A written report of such deviation, which shall include the probable cause of such deviations, and any corrective actions or preventative measures taken, shall be submitted and certified by a responsible official within ten (10) days of the deviation.
2. Any deviation that poses an imminent and substantial danger to public health, safety, or the environment shall be reported to the Secretary immediately by telephone or telefax. A written report of such deviation, which shall include the probable cause of such deviation, and any corrective

actions or preventative measures taken, shall be submitted by the responsible official within ten (10) days of the deviation.

3. Deviations for which more frequent reporting is required under this permit shall be reported on the more frequent basis.
4. All reports of deviations shall identify the probable cause of the deviation and any corrective actions or preventative measures taken.

[45CSR§30-5.1.c.3.C.]

- b. The permittee shall, in the reporting of deviations from permit requirements, including those attributable to upset conditions as defined in this permit, report the probable cause of such deviations and any corrective actions or preventive measures taken in accordance with any rules of the Secretary.

[45CSR§30-5.1.c.3.B.]

- 3.5.9. **New applicable requirements.** If any applicable requirement is promulgated during the term of this permit, the permittee will meet such requirements on a timely basis, or in accordance with a more detailed schedule if required by the applicable requirement.

[45CSR§30-4.3.h.1.B.]

3.6. Compliance Plan

- 3.6.1. None

3.7. Permit Shield

- 3.7.1. The permittee is hereby granted a permit shield in accordance with 45CSR§30-5.6. The permit shield applies provided the permittee operates in accordance with the information contained within this permit.
- 3.7.2. The following requirements specifically identified are not applicable to the source based on the determinations set forth below. The permit shield shall apply to the following requirements provided the conditions of the determinations are met.
 - a. None

4.0. Source-Specific Requirements [Refuse Disposal area]

4.1. Limitations and Standards

- 4.1.1. In order to prevent and control air pollution from coal refuse disposal areas, the operation of coal refuse disposal areas shall be conducted in accordance with the standards established by 45CSR§5-7. [45CSR§5-7.1.] [Refuse Disposal Area 1 (031)]
- 4.1.2. Coal refuse is not to be deposited on any coal refuse disposal area unless the coal refuse is deposited in such a manner as to minimize the possibility of ignition of the coal refuse. [45CSR§5-7.2.] [Refuse Disposal Area 1 (031)]
- 4.1.3. Coal refuse disposal areas shall not be so located with respect to mine openings, tipples, or other mine buildings, unprotected coal outcrops or steam lines that these external factors will contribute to the ignition of the coal refuse on such coal refuse disposal areas. [45CSR§5-7.3.] [Refuse Disposal Area 1 (031)]
- 4.1.4. Vegetation and combustible materials shall not be left on the ground at the site where a coal refuse pile is to be established, unless it is rendered inert before coal refuse is deposited on such site. [45CSR§5-7.4.] [Refuse Disposal Area 1 (031)]
- 4.1.5. Coal refuse shall not be dumped or deposited on a coal refuse pile known to be burning, except for the purpose of controlling the fire or where the additional coal refuse will not tend to ignite or where such dumping will not result in statutory air pollution. [45CSR§5-7.5.] [Refuse Disposal Area 1 (031)]
- 4.1.6. Materials with low ignition points used in the production or preparation of coal, including but not limited to wood, brattice cloth, waste paper, rags, oil and grease, shall not be deposited on any coal refuse disposal area or in such proximity as will reasonably contribute to the ignition of a coal refuse disposal area. [45CSR§5-7.6.] [Refuse Disposal Area 1 (031)]
- 4.1.7. Garbage, trash, household refuse, and like materials shall not be deposited on or near any coal refuse disposal area. [45CSR§5-7.7.] [Refuse Disposal Area 1 (031)]
- 4.1.8. The deliberate ignition of a coal refuse disposal area or the ignition of any materials on such an area by any person or persons is prohibited. [45CSR§5-7.8.] [Refuse Disposal Area 1 (031)]
- 4.1.9. With respect to all burning coal refuse disposal areas, the person responsible for the coal refuse disposal areas or the land on which the coal refuse disposal areas are located shall use due diligence to control air pollution from the coal refuse disposal areas. Consistent with the declaration of policy and purpose set forth in W. Va. Code §22-5-1, the Director shall determine what constitutes due diligence with respect to each such burning coal refuse disposal area. When a study of any burning coal refuse disposal area by the Director establishes that air pollution exists or may be created, the person responsible for the coal refuse disposal area or the land on which the coal refuse disposal area is located shall submit to the Director a report setting forth satisfactory methods and procedures to eliminate, prevent or reduce the air pollution. The report shall be submitted within such time as the Director shall specify. The report for the elimination, prevention or reduction of air pollution shall contain sufficient information, including, completion dates, to establish that the corrective measures can be executed with due diligence. If approved by the Director, the corrective measures and completion dates shall be embodied in a consent order issued pursuant to W. Va. Code §§ 22-5-1 et seq. If the report is not submitted as requested or if the Director determines that the methods and procedures set forth in the report

are not adequate to reasonably control the air pollution he or she shall issue an order requiring the elimination, prevention or reduction of the air pollution.

[45CSR§5-8.3.] [Refuse Disposal Area 1 (031)]

4.2. Monitoring Requirements

N/A

4.3. Testing Requirements

N/A

4.4. Recordkeeping Requirements

N/A

4.5. Reporting Requirements

N/A

4.6. Compliance Plan

N/A

5.0. Source-Specific Requirements

5.1. Limitations and Standards

- 5.1.1. Compliance with all annual throughput limits shall be determined using a 12 month rolling total. For example, a 12 month rolling total shall mean the sum of raw coal received by the facility at any given time for the previous twelve (12) consecutive calendar months.
[45CSR13, R13-2306, 4.1.2.]
- 5.1.2. **Facility Throughput Limitation.** The throughput of coal to be handled or processed through the preparation plant, Transfer Point 060, shall not exceed 2,800 tons per hour (TPH) or 15,768,000 tons per year (TPY).
[45CSR13, R13-2306, 4.1.3.]
- 5.1.3. **Fugitive Dust Control Systems Weekly Check.** The permittee shall inspect all fugitive dust control systems weekly to ensure that they are operated and maintained in conformance with their designs. The permittee shall maintain records of all scheduled and non-scheduled maintenance. Records shall be maintained on site for a period of no less than five (5) years stating any maintenance or corrective actions taken as a result of the weekly inspections, and the times the fugitive dust control system(s) are inoperable and any corrective actions taken.
[45CSR13, R13-2306, 4.1.4.]
- 5.1.4. **Dust Suppressants/Control Measures.** The permittee shall maintain daily records indicating the use of any dust suppressants or any other suitable dust control measures applied at the facility. These records shall be maintained on site for a period of no less than five (5) years.
[45CSR13, R13-2306, 4.1.5.]
- 5.1.5. **Records of Throughput and Hours of Operation.** The permittee shall maintain records of the coal throughput and the hours of operation. Compliance with the hourly throughput limit shall be demonstrated by dividing the calendar month's total throughput by the number of hours operated in the same calendar month to obtain an hourly average. By the fifteenth day of each calendar month, the permittee shall calculate the hourly averaged throughput of the previous calendar month. These records shall be maintained on site for a period of no less than five (5) years.
[45CSR13, R13-2306, 4.1.6.]
- 5.1.6. **Water Truck Requirement.** The permittee shall maintain a water truck on site and in good operating condition, and shall utilize same to apply water, or a mixture of water and an environmentally acceptable dust control additive, hereinafter referred to as solution, as often as is necessary in order to minimize the atmospheric entrainment of fugitive particulate emissions that may be generated from haulroads and other work areas where mobile equipment is used.
- The spray bar shall be equipped with commercially available spray nozzles, of sufficient size and number, so as to provide adequate coverage to the surface being treated.
- The pump delivering the water, or solution, shall be of sufficient size and capacity so as to be capable of delivering to the spray nozzle(s) an adequate quantity of water, or solution, and at a sufficient pressure.
[45CSR13, R13-2306, 4.1.7.]
- 5.1.7. **Freeze Protection Requirement.** A freeze protection plan shall be incorporated and maintained to insure all wet suppression systems remain operational at all times.
[45CSR13, R13-2306, 4.1.8.]

- 5.1.8. **Opacity Limit.** No person shall cause, suffer, allow or permit emission of particulate matter into the open air from any fugitive dust control system which is twenty percent (20%) opacity or greater.
[45CSR§5-3.4, 45CSR13, R13-2306, 4.1.9.]
- 5.1.9. **Fugitive Dust Control System.** No person shall cause, suffer, allow or permit a coal preparation plant or handling operation to operate that is not equipped with a fugitive dust control system. This system shall be operated and maintained in such a manner as to minimize the emission of particulate matter into the open air.
[45CSR§5-6.1, 45CSR13, R13-2306, 4.1.10.]
- 5.1.10. **Dust Control.** The owner or operator of a coal preparation plant or handling operation shall maintain dust control of the premises and owned, leased, or controlled access roads by paving, or other suitable measures. Good operating practices shall be observed in relation to stockpiling, car loading, breaking, screening, and general maintenance to minimize dust generation and atmospheric entrainment.
[45CSR§5-6.2, 45CSR13, R13-2306, 4.1.11.]
- 5.1.11. **Standards for Particulate Matter.** On and after the date on which the performance test is conducted or required to be completed under §60.8, whichever date comes first, an owner or operator shall not cause to be discharged into the atmosphere from any coal processing and conveying equipment, coal storage system, or coal transfer and loading system processing coal constructed, reconstructed, or modified on or before April 28, 2008, gases which exhibit 20 percent opacity or greater.
[45CSR16, 40CFR§60.254(a), 45CSR13, R13-2306, 4.1.18.]
- 5.1.12. **Standards for Particulate Matter.** On and after the date on which the performance test is conducted or required to be completed under §60.8, whichever date comes first, an owner or operator of any coal processing and conveying equipment, coal storage system, or coal transfer and loading system processing coal constructed, reconstructed, or modified after April 28, 2008, must meet the requirements in paragraphs (1) and (3) of this section. [Conveyors C21, C11, C11A, C11B, C11C and C13; Refuse Bin 1 (028); Refuse Bin 2 (RB2); Refuse Bin 3 (RB3) and Refuse Bin 4 (RB4)]
[40CFR§60.254(b)]
- (1) Except as provided in paragraph (3) of this section, the owner or operator must not cause to be discharged into the atmosphere from the affected facility any gases which exhibit 10 percent opacity or greater.
[40CFR§60.254(b)(1)]
- (3) Equipment used in the loading, unloading, and conveying operations of open storage piles are not subject to the opacity limitations of paragraph (1) of this section.
[40CFR§60.254(b)(3)]
- [45CSR16, 45CSR13, R13-2306, 4.1.19.]
- 5.1.13. **Operation and Maintenance of Air Pollution Control Equipment.** The permittee shall, to the extent practicable, install, maintain, and operate all pollution control equipment listed in Section 1.0 and associated monitoring equipment in a manner consistent with safety and good air pollution control practices for minimizing emissions, or comply with any more stringent limits set forth in this permit or as set forth by any State rule, Federal regulation, or alternative control plan approved by the Secretary.
[45CSR§13-5.11., 45CSR13, R13-2306, 4.1.13.]
- 5.1.14. At all times, including periods of startup, shutdown, and malfunction, owners and operators shall, to the extent practicable, maintain and operate any affected facility including associated air pollution control equipment in a manner consistent with good air pollution control practice for minimizing emissions.
[45CSR16, 40 CFR§60.11(d), 45CSR13, R13-2306, 4.1.17.]

- 5.1.15 The permittee shall not exceed the maximum hourly and annual throughput rates and other criteria outlined in the table in Section 1.0 Emission Units.
[45CSR13, R13-2306, 4.1.1.]
- 5.1.16 No person shall construct, modify or relocate any coal preparation plant or coal handling operation without first obtaining a permit in accordance with the provisions of W. Va. Code §22-5-1 et seq. and the Director's rules for review and permitting of new or modified sources.
[45CSR§5-10.1., 45CSR13, R13-2306, 4.1.12.]
- 5.1.17 At the time a stationary source is alleged to be in compliance with an applicable emission standard and at reasonable times to be determined by the Secretary thereafter, appropriate tests consisting of visual determinations or conventional in-stack measurements or such other tests the Secretary may specify shall be conducted to determine compliance.
[45CSR§13-6.1., 45CSR13, R13-2306, 4.1.14.]
- 5.1.18 The Secretary may suspend or revoke a permit or general permit registration if, after six (6) months from the date of issuance, the holder of the permit cannot provide the Secretary, at the Secretary's request, with written proof of a good faith effort that construction, modification, or relocation, if applicable, has commenced. Such proof shall be provided not later than thirty (30) days after the Secretary's request. If construction or modification of a stationary source is discontinued for a period of eighteen (18) months or longer, the Secretary may suspend or revoke the permit or general permit registration.
[45CSR§13-10.2., 45CSR13, R13-2306, 4.1.15.]
- 5.1.19 The Secretary may suspend or revoke a permit or general permit registration if the plans and specifications upon which the approval was based or the conditions established in the permit are not adhered to. Upon notice of the Secretary's intent to suspend, modify or revoke a permit, the permit holder may request a conference with the Secretary in accordance with the provisions of W.Va Code § 22-5-5 to show cause why the permit or general permit registration should not be suspended, modified or revoked.
[45CSR§13-10.3., 45CSR13, R13-2306, 4.1.16.]
- 5.1.20 **Fugitive Coal Dust Emission Control Plan for Subpart Y-**
The owner or operator of an open storage pile, which includes the equipment used in the loading, unloading, and conveying operations of the affected facility, constructed, reconstructed, or modified after May 27, 2009, must prepare and operate in accordance with a submitted fugitive coal dust emissions control plan that is appropriate for the site conditions as specified in paragraphs (c)(1) through (6) of this section.
- (1) The fugitive coal dust emissions control plan must identify and describe the control measures the owner or operator will use to minimize fugitive coal dust emissions from each open storage pile.
 - (2) For open coal storage piles, the fugitive coal dust emissions control plan must require that one or more of the following control measures be used to minimize to the greatest extent practicable fugitive coal dust: Locating the source inside a partial enclosure, installing and operating a water spray or fogging system, applying appropriate chemical dust suppression agents on the source (when the provisions of paragraph (c)(6) of this section are met), use of a wind barrier, compaction, or use of a vegetative cover. The owner or operator must select, for inclusion in the fugitive coal dust emissions control plan, the control measure or measures listed in this paragraph that are most appropriate for site conditions. The plan must also explain how the measure or measures selected are applicable and appropriate for site conditions. In addition, the plan must be revised as needed to reflect any changing conditions at the source.
 - (3) Any owner or operator of an affected facility that is required to have a fugitive coal dust emissions control plan may petition the Administrator to approve, for inclusion in the plan for the affected facility, alternative control measures other than those specified in paragraph (c)(2) of this section as specified in

paragraphs (c)(3)(i) through (iv) of this section.

- (i) The petition must include a description of the alternative control measures, a copy of the fugitive coal dust emissions control plan for the affected facility that includes the alternative control measures, and information sufficient for EPA to evaluate the demonstrations required by paragraph (c)(3)(ii) of this section.
 - (ii) The owner or operator must either demonstrate that the fugitive coal dust emissions control plan that includes the alternate control measures will provide equivalent overall environmental protection or demonstrate that it is either economically or technically infeasible for the affected facility to use the control measures specifically identified in paragraph (c)(2).
 - (iii) While the petition is pending, the owner or operator must comply with the fugitive coal dust emissions control plan including the alternative control measures submitted with the petition. Operation in accordance with the plan submitted with the petition shall be deemed to constitute compliance with the requirement to operate in accordance with a fugitive coal dust emissions control plan that contains one of the control measures specifically identified in paragraph (c)(2) of this section while the petition is pending.
 - (iv) If the petition is approved by the Administrator, the alternative control measures will be approved for inclusion in the fugitive coal dust emissions control plan for the affected facility. In lieu of amending this subpart, a letter will be sent to the facility describing the specific control measures approved. The facility shall make any such letters and the applicable fugitive coal dust emissions control plan available to the public. If the Administrator determines it is appropriate, the conditions and requirements of the letter can be reviewed and changed at any point.
- (4) The owner or operator must submit the fugitive coal dust emissions control plan to the Administrator or delegated authority as specified in paragraphs (c)(4)(i) and (c)(4)(ii) of this section.
- (i) The plan must be submitted to the Administrator or delegated authority prior to startup of the new, reconstructed, or modified affected facility, or 30 days after the effective date of this rule, whichever is later.
 - (ii) The plan must be revised as needed to reflect any changing conditions at the source. Such revisions must be dated and submitted to the Administrator or delegated authority before a source can operate pursuant to these revisions. The Administrator or delegated authority may also object to such revisions as specified in paragraph (c)(5) of this section.
- (5) The Administrator or delegated authority may object to the fugitive coal dust emissions control plan as specified in paragraphs (c)(5)(i) and (c)(5)(ii) of this section.
- (i) The Administrator or delegated authority may object to any fugitive coal dust emissions control plan that it has determined does not meet the requirements of paragraphs (c)(1) and (c)(2) of this section.
 - (ii) If an objection is raised, the owner or operator, within 30 days from receipt of the objection, must submit a revised fugitive coal dust emissions control plan to the Administrator or delegated authority. The owner or operator must operate in accordance with the revised fugitive coal dust emissions control plan. The Administrator or delegated authority retain the right, under paragraph (c)(5) of this section, to object to the revised control plan if it determines the plan does not meet the requirements of paragraphs (c)(1) and (c)(2) of this section.
- (6) Where appropriate chemical dust suppression agents are selected by the owner or operator as a control measure to minimize fugitive coal dust emissions, (1) only chemical dust suppressants with Occupational Safety and Health Administration (OSHA)-compliant material safety data sheets (MSDS) are to be

allowed; (2) the MSDS must be included in the fugitive coal dust emissions control plan; and (3) the owner or operator must consider and document in the fugitive coal dust emissions control plan the site-specific impacts associated with the use of such chemical dust suppressants.

[40CFR§§60.254(c) (1) through (6), 45CSR16] (006)

5.2. Monitoring Requirements

5.2.1. The permittee shall conduct monitoring/recordkeeping/reporting as follows for all emissions units listed in the table in Section 1.0 [Not required for stockpiles (006, 031, 032 and 037) and haulroads (037A, 006A, 031A, 032A and 052A - F)]:

- a. An initial visible emissions evaluation in accordance with 40 C.F.R. 60 Appendix A, Method 9 shall be performed within ninety (90) days of permit issuance for each emission unit with a visible emissions requirement in this permit unless such evaluation was performed within the consecutive 12-month period preceding permit issuance. This initial evaluation shall consist of three 6-minute averages during one consecutive 60 minute period. The initial evaluation shall be conducted at each emissions unit during the period of maximum expected visible emissions under unit and facility operations. A visible emissions evaluation shall be conducted for each emission unit at least once every consecutive 12-month period in accordance with 40 C.F.R. 60 Appendix A, Method 9. This annual evaluation shall consist of a minimum of 24 consecutive observations for each emission unit.
- b. Each emissions unit with a visible emissions limit contained in this permit shall be observed visually at least once each calendar week during periods of facility operation for a sufficient time interval to determine if the unit has any visible emissions using 40 C.F.R. 60 Appendix A, Method 22. If visible emissions from any of the emissions units are observed during these weekly observations, or at any other time, that appear to exceed 50 percent of the allowable visible emission requirement for the emission unit, visible emissions evaluations in accordance with 40 C.F.R. 60 Appendix A, Method 9 shall be conducted as soon as practicable, but no later than twenty-four (24) hours from the time of the observation. A Method 9 evaluation shall not be required under permit requirement 5.2.1.b if the visible emissions condition is corrected in a timely manner; the emissions unit is operating at normal operating conditions; and, the cause and corrective measures taken are recorded.
- c. If the initial, or any subsequent, visible emissions evaluation indicates visible emissions in excess of 50 percent of the allowable visible emissions requirement for a given emission unit, a visible emissions evaluation shall be performed for that unit at least once every consecutive 14-day period in accordance with 40 C.F.R. 60 Appendix A, Method 9. If subsequent visible emissions evaluations indicate visible emissions less than or equal to 50 percent of the allowable visible emissions requirement for the emission unit for 3 consecutive evaluation periods, the emission unit may comply with the visible emissions testing requirements of permit requirement 5.2.1.b in lieu of those established in this condition.
- d. A record of each visible emissions observation shall be maintained, including any data required by 40 C.F.R. 60 Appendix A, Method 22 or Method 9, whichever is appropriate. The record shall include, at a minimum, the date, time, name of the emission unit, the applicable visible emissions requirement, the results of the observation, and the name of the observer.
[45CSR13, R13-2306, 4.2.1, 45CSR§30-5.1.c.]

5.3. Testing Requirements

5.3.1. Within 60 days after achieving the maximum production rate at which the affected facility will be operated, but not later than 180 days after initial startup of such facility, or at such other times specified by this part, the owner or operator of such facility shall conduct performance test(s) and furnish a written report of the results of such performance test(s).
[45CSR16, 40CFR§60.8(a), 45CSR13, R13-2306, 4.3.1.]

5.3.2. Compliance with opacity standards in this part shall be determined by conducting observations in accordance with Method 9 in appendix A of this part. For purposes of determining initial compliance, the minimum total time of observations shall be 3 hours (30 6-minute averages) for the performance test or other set of observations (meaning those fugitive-type emission sources subject only to an opacity standard).
[45CSR16, 40CFR§60.11(b), 45CSR13, R13-2306, 4.3.2.]

5.3.3. **Performance Tests and Other Compliance Requirements for Subpart Y - Performance Tests.** An owner or operator of each affected facility that commenced construction, reconstruction, or modification after April 28, 2008 [Conveyors C21, C11, C11A, C11B, C11C and C13; Refuse Bin 1 (028); Refuse Bin 2 (RB2); Refuse Bin 3 (RB3) and Refuse Bin 4 (RB4)], must conduct performance tests according to the requirements of §60.8 and the methods identified in §60.257 to demonstrate compliance with the applicable emission standards in Subpart Y as specified in paragraph (2) of this section.
[40CFR§60.255(b)]

(2) For each affected facility subject to an opacity standard, an initial performance test must be performed. Thereafter, a new performance test must be conducted according to the requirements in paragraphs (2)(i) and (ii) of this section, as applicable, except as provided for in 40C.F.R. §§60.255(e) and (f) of this section. Performance test and other compliance requirements for coal truck dump operations are specified in 40C.F.R. §60.255(h).
[40CFR§60.255(b)(2)]

(i) If any 6-minute average opacity reading in the most recent performance test exceeds half the applicable opacity limit, a new performance test must be conducted within 90 operating days of the date that the previous performance test was required to be completed.
[40CFR§60.255(b)(2)(i)]

(ii) If all 6-minute average opacity readings in the most recent performance are equal to or less than half the applicable opacity limit, a new performance test must be conducted within 12 calendar months of the date that the previous performance test was required to be completed.
[40CFR§60.255(b)(2)(ii)]

[45CSR16, 45CSR13, R13-2306, 4.3.4.]

5.3.4. **Performance Tests and Other Compliance Requirements for Subpart Y - Monitoring Visible Emissions or Digital Opacity Compliance System.** As an alternative to meeting the requirements in 40C.F.R. §60.255(b)(2) [see permit condition 5.3.3. above], an owner or operator of an affected facility that commenced construction, reconstruction, or modification after April 28, 2008, may elect to comply with the requirements in paragraph (1) of this section.
[40CFR§60.255(f)]

(1) Monitor visible emissions from each affected facility according to the requirements in paragraphs (1)(i) through (iii) of this section.
[40CFR§60.255(f)(1)]

(i) Conduct one daily 15-second observation each operating day for each affected facility (during normal operation) when the coal preparation and processing plant is in operation. Each observation must be recorded as either visible emissions observed or no visible emissions observed. Each observer determining the presence of visible emissions must meet the training requirements specified in §2.3 of Method 22 of appendix A-7 of this part. If visible emissions are observed during any 15-second observation, the owner or operator must adjust the operation of the affected facility and demonstrate within 24 hours that no visible emissions are observed from the affected facility. If visible emissions are observed, a Method 9, of appendix A-4 of this part, performance test must be conducted within 45 operating days.

[40CFR§60.255(f)(1)(i)]

- (ii) Conduct monthly visual observations of all processes and control equipment. If any deficiencies are observed, the necessary maintenance must be performed as expeditiously as possible.

[40CFR§60.255(f)(1)(ii)]

- (iii) Conduct a performance test using Method 9 of Appendix A-4 of this part at least once every 5 calendar years for each affected facility.

[40CFR§60.255(f)(1)(iii)]

- (2) Prepare a written site-specific monitoring plan for a digital opacity compliance system for approval by the Administration or delegated authority. The plan shall require observations of at least one digital image every 15 seconds for 10-minute periods (during normal operation) every operating day. An approvable monitoring plan must include a demonstration that the occurrences of visible emissions are not in excess of 5 percent of the observation period. For reference purposes in preparing the monitoring plan, *see* OAQPS “Determination of Visible Emission Opacity from Stationary Sources Using Computer-Based Photographic Analysis Systems.” This document is available from the U.S. Environmental Protection Agency (U.S. EPA); Office of Air Quality and Planning Standards; Sector Policies and Programs Division; Measurement Group (D243-02), Research Triangle Park, NC 27711. This document is also available on the Technology Transfer Network (TTN) under Emission Measurement Center Preliminary Methods. The monitoring plan approved by the Administrator delegated authority shall be implemented by the owner or operator.

[40CFR§60.255(f)(2)]

[45CSR16, 45CSR13, R13-2306, 4.3.6.]

- 5.3.5. **Performance Tests and Other Compliance Requirements for Subpart Y - COMS.** As an alternative to meeting the requirements in 40C.F.R. §60.255(b)(2) [*see permit condition 5.3.3. above*], an owner or operator of an affected facility that commenced construction, reconstruction, or modification after April 28, 2008, subject to a visible emissions standard under this subpart may install, operate, and maintain a continuous opacity monitoring system (COMS). Each COMS used to comply with provisions of this subpart must be installed, calibrated, maintained, and continuously operated according to the requirements in 40C.F.R. §60.255(g)(1) and (2).

[45CSR16, 40CFR§60.255(g), 45CSR13, R13-2306, 4.3.7.]

- 5.3.6. **Performance Tests and Other Compliance Requirements for Subpart Y.** If any affected coal processing and conveying equipment (e.g., breakers, crushers, screens, conveying systems), coal storage systems, or other coal transfer and loading systems that commenced construction, reconstruction, or modification after April 28, 2008, are enclosed in a building do not exceed any of the standards in §60.254 that apply to the affected facility, then the facility shall be deemed to be in compliance with such standards.

[45CSR16, 40CFR§60.255(c), 45CSR13, R13-2306, 4.3.5.]

- 5.3.7. **Test Methods and Procedures for Subpart Y.** The owner or operator must determine compliance with the applicable opacity standards as specified in paragraphs (1) through (3) of this section.

[40CFR§60.257(a)]

- (1) Method 9 of Appendix A-4 of this part and the procedures in §60.11 must be used to determine opacity, with the exceptions specified in paragraphs 5.3.7(1)(i) and (ii).

[40CFR§60.257(a)(1)]

- (i) The duration of the Method 9 of Appendix A-4 of this part performance test shall be 1 hour (ten 6-minute averages).

[40CFR§60.257(a)(1)(i)]

(ii) If, during the initial 30 minutes of the observation of a Method 9 of Appendix A-4 of this part performance test, all of the 6-minute average opacity readings are less than or equal to half the applicable opacity limit, then the observation period may be reduced from 1 hour to 30 minutes.

[40CFR§60.257(a)(1)(ii)]

(2) To determine opacity for fugitive coal dust emissions sources, the additional requirements specified in paragraphs 5.3.7(2)(i) through (iii) must be used.

[40CFR§60.257(a)(2)]

(i) The minimum distance between the observer and the emission source shall be 5.0 meters (16 feet), and the sun shall be oriented in the 140-degree sector of the back.

[40CFR§60.257(a)(2)(i)]

(ii) The observer shall select a position that minimizes interference from other fugitive coal dust emissions sources and make observations such that the line of vision is approximately perpendicular to the plume and wind direction.

[40CFR§60.257(a)(2)(ii)]

(iii) The observer shall make opacity observations at the point of greatest opacity in that portion of the plume where condensed water vapor is not present. Water vapor is not considered a visible emission.

[40CFR§60.257(a)(2)(iii)]

(3) A visible emissions observer may conduct visible emission observations for up to three fugitive, stack, or vent emission points within a 15-second interval if the following conditions specified in paragraphs (3)(i) through (iii) of this section are met.

[40CFR§60.257(a)(3)]

(i) No more than three emissions points may be read concurrently.

[40CFR§60.257(a)(3)(i)]

(ii) All three emissions points must be within a 70 degree viewing sector or angle in front of the observer such that the proper sun position can be maintained for all three points.

[40CFR§60.257(a)(3)(ii)]

(iii) If an opacity reading for any one of the three emissions points is within 5 percent opacity from the applicable standard (excluding readings of zero opacity), then the observer must stop taking readings for the other two points and continue reading just that single point.

[40CFR§60.257(a)(3)(iii)]

[45CSR16, 45CSR13, R13-2306, 4.3.9.]

5.3.8. **Test Methods and Procedures for Subpart Y.** The owner or operator must conduct all performance tests required by §60.8 to demonstrate compliance with the applicable emissions standards specified in §60.252 according to the requirements in §60.8 using the applicable test methods and procedures in 40C.F.R. §§60.257(b) (1) through (8).

[45CSR16, 40CFR§60.257(b), 45CSR13, R13-2306, 4.3.10.]

5.3.9. **Performance Tests and Other Compliance Requirements for Subpart Y - Performance Tests.** An owner or operator of each affected facility that commenced construction, reconstruction, or modification on or before April 28, 2008, must conduct performance tests required by §60.8 to demonstrate compliance with the applicable emission standards using the methods identified in §60.257.

[45CSR16, 40CFR§60.255(a), 45CSR13, R13-2306, 4.3.3.]

5.3.10 **Coal Truck Dump Operations.** The owner or operator of each affected coal truck dump operation that commenced construction, reconstruction, or modification after April 28, 2008, must meet the requirements specified in paragraphs (h)(1) through (3) of this section.

[40CFR§60.255(h)]

(1) Conduct an initial performance test using Method 9 of appendix A-4 of this part according to the requirements in paragraphs (h)(1)(i) and(ii).

[40CFR§60.255(h)(1)]

(i) Opacity readings shall be taken during the duration of three separate truck dump events. Each truck dump event commences when the truck bed begins to elevate and concludes when the truck bed returns to a horizontal position.

[40CFR§60.255(h)(1)(i)]

(ii) Compliance with the applicable opacity limit is determined by averaging all 15-second opacity readings made during the duration of three separate truck dump events.

[40CFR§60.255(h)(1)(ii)]

(2) Conduct monthly visual observations of all process and control equipment. If any deficiencies are observed, the necessary maintenance must be performed as expeditiously as possible.

[40CFR§60.255(h)(2)]

(3) Conduct a performance test using Method 9 of appendix A-4 of this part at least once every 5 calendar years for each affected facility.

[40CFR§60.255(h)(3)]

[45CSR16, 45CSR13, R13-2306, 4.3.8.]

5.4. Recordkeeping Requirements

5.4.1. **Record of Maintenance of Air Pollution Control Equipment.**

For all pollution control equipment listed in Section 1.0 of this permit, the permittee shall maintain accurate records of all required pollution control equipment inspection and/or preventative maintenance procedures.

[45CSR13, R13-2306, 4.4.2.]

5.4.2. **Record of Malfunctions of Air Pollution Control Equipment.**

For all pollution control equipment listed in Section 1.0 of this permit, the permittee shall maintain records of the occurrence and duration of any malfunction or operational shutdown of the air pollution control equipment during which excess emissions occur. For each such case, the following information shall be recorded:

- a. The equipment involved.
- b. Steps taken to minimize emissions during the event.
- c. The duration of the event.
- d. The estimated increase in emissions during the event.

For each such case associated with an equipment malfunction, the additional information shall also be recorded:

- e. The cause of the malfunction.
- f. Steps taken to correct the malfunction.
- g. Any changes or modifications to equipment or procedures that would help prevent future recurrences of the malfunction.

[45CSR13, R13-2306, 4.4.3.]

- 5.4.3. For the purposes of determining compliance with water truck usage set forth in 5.1.6, the permittee shall monitor water truck activity and maintain certified daily records, utilizing the attached form identified as Appendix A.

[45CSR13, R13-2306, 4.4.4.]

- 5.4.4. The permittee shall maintain records of all monitoring data required by Section 5.2.1 of this permit by documenting the date and time of each visible emission check, the emission point or equipment/source identification number, the name or means of identification of the observer, the results of the check(s), whether the visible emissions are normal for the process, and, if applicable, all corrective measures taken or planned. The permittee shall also record the general weather conditions (i.e. sunny, approximately 80°F, 6 - 10 mph NE wind) during the visual emission check(s). An example form is supplied as Appendix B. Should a visible emission observation be required to be performed per the requirements specified in Method 9, the data records of each observation shall be maintained per the requirements of Method 9. For an emission unit out of service during the normal monthly evaluation, the record of observation may note "out of service" (O/S) or equivalent

[45CSR13, R13-2306, 4.4.5.]

5.5. Reporting Requirements

- 5.5.1. With regard to any testing required by the Director, the permittee shall submit to the Director of Air Quality and the Associate Director - Office of Enforcement and Permit Review (3AP12) of the U.S. EPA a test protocol detailing the proposed test methods, the date, and the time the proposed testing is to take place, as well as identifying the sampling locations and other relevant information. The test protocol must be received by the Director and the Associate Director no less than thirty (30) days prior to the date the testing is to take place. Test results shall be submitted to the Director and the Associate Director no more than sixty (60) days after the date the testing takes place.

[45CSR13, R13-2306, 4.5.2.]

- 5.5.2. Any violation(s) of the allowable visible emission requirement for any emission source discovered during observation using 40CFR Part 60, Appendix A, Method 9 must be reported in writing to the Director of the Division of Air Quality as soon as practicable, but within ten (10) calendar days, of the occurrence and shall include, at a minimum, the following information: the results of the visible determination of opacity of emissions, the cause or suspected cause of the violation(s), and any corrective measures taken or planned.

[45CSR13, R13-2306, 4.5.1.]

- 5.5.3. **Notification and Record Keeping.** Any owner or operator subject to the provisions of this part shall furnish written notification as follows:

[40CFR§60.7(a)]

A notification of the date construction (or reconstruction as defined under §60.15) of an affected facility is commenced postmarked no later than 30 days after such date.

[40CFR§60.7(a)(1)]

A notification of the actual date of initial startup of an affected facility postmarked within 15 days after such date.

[40CFR§60.7(a)(3)]

[45CSR16, 45CSR13, R13-2306, 4.5.3.]

- 5.5.4. **Reporting for Subpart Y - Opacity Exceedances.** For the purposes of reports required under section 60.7(c), any owner or operator subject to the provisions of Subpart Y also shall report semiannually periods

of excess emissions as follow:

[40CFR§60.258(b)]

(1) The owner or operator of an affected facility with a wet scrubber shall submit semiannual reports to the Administrator or delegated authority of occurrences when the measurements of the scrubber pressure loss, water supply flow rate, or pH of the wet scrubber liquid vary by more than 10 percent from the average determined during the most recent performance test.

[40CFR§60.258(b)(1)]

(2) The owner or operator of an affected facility with control equipment other than a wet scrubber shall submit semiannual reports to the Administrator or delegated authority of occurrences when the measurements of the reagent injection flow rate, as applicable, vary by more than 10 percent from the average determined during the most recent performance test.

[40CFR§60.258(b)(2)]

(3) All 6-minute average opacities that exceed the applicable standard.

[40CFR§60.258(b)(3)]

[45CSR16, 45CSR13, R13-2306, 4.5.5.]

5.5.5. **Reporting for Subpart Y - Results of Initial Performance Tests.** The owner or operator of an affected facility shall submit the results of initial performance tests to the Administrator or delegated authority, consistent with the provisions of section 60.8. The owner or operator who elects to comply with the reduced performance testing provisions of sections 60.255(c) or (d) shall include in the performance test report identification of each affected facility that will be subject to the reduced testing. The owner or operator electing to comply with section 60.255(d) shall also include information which demonstrates that the control devices are identical.

[45CSR16, 40CFR§60.258(c), 45CSR13, R13-2306, 4.5.6.]

5.5.6. **Reporting for Subpart Y - WebFIRE Data Base.** After July 11, 2011, within 60 days after the date of completing each performance evaluation conducted to demonstrate compliance with this subpart, the owner or operator of the affected facility must submit the test date to EPA by successfully entering the data electronically into EPA's WebFIRE data base available at <http://cfpub.epa.gov/oarweb/index.cfm?action=fire.main>. *For performance tests that cannot be entered into WebFIRE (i.e. Method 9 of appendix A-4 of this part opacity performance tests) the owner or operator of the affected facility must mail a summary copy to United States Environmental Protection Agency; Energy Strategies Group; 109 TW Alexander DR; mail code D243-01; RTP, NC 27711.*

[45CSR16, 40CFR§60.258(d), 45CSR13, R13-2306, 4.5.7.]

5.5.7 The owner or operator of a coal preparation and processing plant that commenced construction, reconstruction, or modification after April 28, 2008, shall maintain in a logbook (written or electronic) on-site and make it available upon request. The logbook shall record the following:

[40CFR§60.258(a)]

(1) The manufacturer's recommended maintenance procedures and the date and time of any maintenance and inspection activities and the results of those activities. Any variance from manufacturer recommendation, if any, shall be noted.

[40CFR§60.258(a)(1)]

(2) The date and time of periodic coal preparation and processing plant visual observations, noting those sources with visible emissions along with corrective actions taken to reduce visible emissions. Results from the actions shall be noted.

[40CFR§60.258(a)(2)]

- (3) The amount and type of coal processed each calendar month.
[40CFR§60.258(a)(3)]
- (4) The amount of chemical stabilizer or water purchased for use in the coal preparation and processing plant.
[40CFR§60.258(a)(4)]
- (5) Monthly certification that the dust suppressant systems were operational when any coal was processed and that manufacturer's recommendations were followed for all control systems. Any variance from the manufacturer's recommendations, if any, shall be noted.
[40CFR§60.258(a)(5)]
- (6) Monthly certification that the fugitive coal dust emissions control plan was implemented as described. Any variance from the plan, if any, shall be noted. A copy of the applicable fugitive coal dust emissions control plan and any letters from the Administrator providing approval of any alternative control measures shall be maintained with the logbook. Any actions, e.g. objections, to the plan and any actions relative to the alternative control measures, e.g. approvals, shall be noted in the logbook as well.
[40CFR§60.258(a)(6)]
- (7) For each bag leak detection system, the owner or operator must keep the records specified in paragraphs (a)(7)(i) through (iii) of this section.
[40CFR§60.258(a)(7)]
 - (i) Records of the bag leak detection system output;
[40CFR§60.258(a)(7)(i)]
 - (ii) Records of bag leak detection system adjustments, including the date and time of the adjustment, the initial bag leak detection system settings, and the final bag leak detection settings; and
[40CFR§60.258(a)(7)(ii)]
 - (iii) The date and time of all bag leak detection system alarms, the time that procedures to determine the cause of the alarm were initiated, the cause of the alarm, an explanation of the actions taken, the date and time the cause of the alarm was alleviated, and whether the cause of the alarm was alleviated within 3 hours of the alarm.
[40CFR§60.258(a)(7)(iii)]
- (8) A copy of any applicable monitoring plan for a digital opacity compliance system and monthly certification that the plan was implemented as described. Any variance from plan, if any, shall be noted.
[40CFR§60.258(a)(8)]
- (9) During a performance test of a wet scrubber, and each operating day thereafter, the owner or operator shall record the measurements of the scrubber pressure loss, water supply flow rate, and pH of the wet scrubber liquid.
[40CFR§60.258(a)(9)]
- (10) During a performance test of control equipment other than a wet scrubber, and each operating day thereafter, the owner or operator shall record the measurements of the reagent injection flow rate, as applicable.
[40CFR§60.258(a)(10)]

[45CSR16, 45CSR13, R13-2306, 4.5.4.]

APPENDIX A ¹
Certified Daily and Monthly Water Usage By The Pressurized Water Truck

Harrison County Coal Resources, Inc.
Harrison County Mine Preparation Plant
Company ID No. 033-00018
Permit No. R13-2306F

Month _____ Year _____

Day of Month	Water Truck Used? (Y/N)	Quantity of Water Applied² (gallons)	Name and Amount of Chemical Suppressants Added (gallons)	Comments³	Initials
1					
2					
3					
4					
5					
6					
7					
8					
9					
10					
11					
12					
13					
14					
15					
16					
17					
18					
19					
20					
21					
22					
23					
24					
25					
26					
27					
28					
29					
30					
31					

Notes: (1) The **CERTIFICATION OF DATA ACCURACY** statement appearing on the reverse side shall be completed and kept on site for a period of no less than five (5) years and shall be made available to the Director or his or her duly authorized representative upon request.
 (2) The quantity of water used may be estimated based on the volume of the tank and the number of times the water truck was refilled.
 (3) Use the comment section to explain why the water truck was not in use or was used sparingly.

Facility Information for **Draft/Proposed**/Final Renewal Permits

Engineer and E-Mail Address	Dan Roberts Daniel.p.roberts@wv.gov
Company Name	Harrison County Coal Resources, Inc.
Facility Name	Harrison County Mine Preparation Plant
County	Harrison
Permit No.	R30-03300018-2022
Newspaper	NA
Responsible Official Title Street or P. O. Address City, State, Zip E-Mail Address	Kimberly Betcher Director of Permitting 46226 National Road W St. Clairsville, OH 43950 kimbetcher@acnrinc.com
Environmental Contact Title Street or P. O. Address City, State, Zip E-Mail Address	Eric Barto Permitting Engineer 46226 National Road W St. Clairsville, OH 43950 ebarto@acnrinc.com
Consultant's Name and E-mail Address	Mike Burr, mburr@trinityconsultants.com
Affected States and/or Class I Area	MD, PA, OH, C12
Regional Office	Fairmont
Reg 13 Permit Nos. (if applicable)	R13-2306F

Hard Copies of the following to Stephanie:

Draft/Proposed	Final
Facility Information Table	
Notice	
Draft permit	Final Permit
Fact Sheet	Final Fact Sheet

E-mail to Stephanie and **create a folder** under *Q:\AIR_QUALITY\TITLEV\Permits* for your permit and save the following files:

Draft/Proposed	Final
Notice	
Draft Permit	Final Permit
Fact Sheet	Fact Sheet
Reg 13 Permits (if applicable)	

Fact Sheet



For Draft/Proposed Renewal Permitting Action Under 45CSR30 and Title V of the Clean Air Act

Permit Number: **R30-03300018-2022**

Application Received: **March 3, 2021**

Plant Identification Number: **033-00018**

Permittee: **Harrison County Coal Resources, Inc.**

Facility Name: **Harrison County Mine Preparation Plant**

Mailing Address: **46226 National Road W, St. Clairsville, OH 43950**

Physical Location: Shinnston, Harrison County, West Virginia
UTM Coordinates: 554.82 km Easting • 4,361.54 km Northing • Zone 17
Directions: From U.S. Route 19 in Shinnston, travel west on County Route 3 (Lucas Rd.) for approximately 2.7 miles until turning left on County Route 3/4. Proceed on Route 3/4 for approximately 0.9 miles to the plant site.

Facility Description

Harrison County Coal Company's facility operates a 2,800 tons per hour wet wash coal preparation plant. The facility has the potential to operate seven (7) days per week, twenty-four (24) hours per day and fifty-two (52) weeks per year. SIC Code: 1222

Emissions Summary

Plantwide Emissions Summary [Tons per Year]		
Regulated Pollutants	Potential Emissions	2020 Actual Emissions
Carbon Monoxide (CO)	-----	-----
Nitrogen Oxides (NO _x)	-----	-----
Particulate Matter (PM _{2.5})	38.9	9.87
Particulate Matter (PM ₁₀)	268.25	59.58
Total Particulate Matter (TSP)	724.44	129.48
Sulfur Dioxide (SO ₂)	-----	-----
Volatile Organic Compounds (VOC)	37.60	19.92

PM₁₀ is a component of TSP.

Title V Program Applicability Basis

This facility has the potential to emit 268.25 tons per year of PM₁₀. Due to this facility's potential to emit over 100 tons per year of criteria pollutant, Harrison County Coal Resources, Inc. is required to have an operating permit pursuant to Title V of the Federal Clean Air Act as amended and 45CSR30.

Legal and Factual Basis for Permit Conditions

The State and Federally-enforceable conditions of the Title V Operating Permits are based upon the requirements of the State of West Virginia Operating Permit Rule 45CSR30 for the purposes of Title V of the Federal Clean Air Act and the underlying applicable requirements in other state and federal rules.

This facility has been found to be subject to the following applicable rules:

Federal and State:	45CSR5	Control of particulate matter from coal preparation plants
	45CSR6	Open burning prohibited.
	45CSR11	Standby plans for emergency episodes.
	45CSR13	Permit for construction/modification
	45CSR16	New Source Performance Standards
	WV Code § 22-5-4 (a) (14)	The Secretary can request any pertinent information such as annual emission inventory reporting.
	45CSR30	Operating permit requirement.
State Only:	40 C.F.R. Part 60, Subpart Y	Requirements for coal preparation plant
	40 C.F.R. Part 61	Asbestos inspection and removal
	40 C.F.R. Part 82, Subpart F	Ozone depleting substances
	45CSR4	No objectionable odors.

Each State and Federally-enforceable condition of the Title V Operating Permit references the specific relevant requirements of 45CSR30 or the applicable requirement upon which it is based. Any condition of the Title V permit that is enforceable by the State but is not Federally-enforceable is identified in the Title V permit as such.

The Secretary's authority to require standards under 40 C.F.R. Part 60 (NSPS), 40 C.F.R. Part 61 (NESHAPs), and 40 C.F.R. Part 63 (NESHAPs MACT) is provided in West Virginia Code §§ 22-5-1 *et seq.*, 45CSR16, 45CSR34 and 45CSR30.

Active Permits/Consent Orders

Permit or Consent Order Number	Date of Issuance	Permit Determinations or Amendments That Affect the Permit (<i>if any</i>)
R13-2306F	May 14, 2018	

Conditions from this facility's Rule 13 permit(s) governing construction-related specifications and timing requirements will not be included in the Title V Operating Permit but will remain independently enforceable under the applicable Rule 13 permit(s). All other conditions from this facility's Rule 13 permit(s) governing the source's operation and compliance have been incorporated into this Title V permit in accordance with the "General Requirement Comparison Table," which may be downloaded from DAQ's website.

Determinations and Justifications

- ❖ On page 1 on the permit cover page and in the page header, Harrison County Coal Company was changed to Harrison County Coal Resources, Inc. as a result of the change of ownership and transfer of permits acknowledged in a letter from the DAQ dated March 30, 2021. The facility name Harrison County Mine Preparation Plant was added.
- ❖ On page 2, the page numbering in the Table of Contents was updated.
- ❖ On pages 19-20 in Section 3.5.3., the USEPA contact information was updated to the current boilerplate.
- ❖ On page 36 in the title block of Appendix A, the company name and facility name were changed from Harrison County Coal Company and Harrison County Preparation Plant to Harrison County Coal Resources, Inc. and Harrison County Mine Preparation Plant, respectively.
- ❖ On page 37 in the title block of Appendix B, the company name and facility name were changed from Harrison County Coal Company and Harrison County Preparation Plant to Harrison County Coal Resources, Inc. and Harrison County Mine Preparation Plant.

Non-Applicability Determinations

The following requirements have been determined not to be applicable to the subject facility due to the following:

40 CFR 64-Compliance Assurance Monitoring. This is the fourth permit renewal for this facility. The facility was found not to be subject to CAM at the time of the previous renewal. There were no new emission units or control devices added at the facility that would require a CAM applicability analysis. Therefore, a CAM determination is not required.

Request for Variances or Alternatives

None

Insignificant Activities

Insignificant emission unit(s) and activities are identified in the Title V application.

Comment Period

Beginning Date: (Date of Notice Publication)

Ending Date: (Publication Date PLUS 30 Days)

Point of Contact

All written comments should be addressed to the following individual and office:

Dan Roberts
West Virginia Department of Environmental Protection
Division of Air Quality
601 57th Street SE
Charleston, WV 25304
304/926-0499 ext. 41902
Daniel.p.roberts@wv.gov

Procedure for Requesting Public Hearing

During the public comment period, any interested person may submit written comments on the draft permit and may request a public hearing, if no public hearing has already been scheduled. A request for public hearing shall be in writing and shall state the nature of the issues proposed to be raised in the hearing. The Secretary shall grant such a request for a hearing if he/she concludes that a public hearing is appropriate. Any public hearing shall be held in the general area in which the facility is located.

Response to Comments

Not applicable.

NOTICE OF COMMENT PERIOD FOR DRAFT/PROPOSED OPERATING PERMIT RENEWAL

Title V of the Federal Clean Air Act and the state Air Pollution Control Act requires that all major sources and certain minor sources have a permit to operate which states all requirements (e.g. emission limitations, monitoring requirements, etc.) established by regulations promulgated under the aforementioned programs. The Division of Air Quality (DAQ) has determined that the draft/proposed permit renewal referenced herein meets this requirement.

The DAQ is providing notice to the general public of its preliminary determination to issue an operating permit renewal to the following company for operation of the referenced wet wash coal preparation plant:

Harrison County Coal Resources, Inc.
Harrison County Mine Preparation Plant
Plant ID No.: 033-00018
372 Robinson Mine Road
Shinnston, WV 26431

This notice solicits comments from the public and affected state(s) concerning the above preliminary determination and provides an opportunity for such parties to review the basis for the proposed approval and the "draft" permit renewal. This notice also solicits comments from the U.S. EPA concerning the same preliminary determination and provides an opportunity for the U.S. EPA to concurrently review the basis for the proposed approval as a "proposed" permit.

All written comments submitted by the public and affected state(s) pursuant to this notice must be received by the DAQ within thirty (30) days of the date of publication of this notice. Under concurrent review, written comments submitted by the U.S. EPA must be received by the DAQ within forty-five (45) days from the date of publication of this notice or from the date the U.S. EPA receives this draft/proposed permit renewal, whichever is later. In the event the 30th/45th day is a Saturday, Sunday, or legal holiday, the comment period will be extended until 5:00 p.m. on the following regularly scheduled business day. The public shall have 135 days from the date of publication of this notice to file petitions for concurrently reviewed permits. Upon notice by the U.S. EPA to the DAQ, prior to the end of the 45 day notice period, the U.S. EPA may choose to hold the 30 day comment period on the draft permit and the 45 day comment period on the proposed permit sequentially. During the public comment period any interested person may submit written comments on the draft permit and, if no public hearing has been scheduled, may request a public hearing. A request for a public hearing shall be in writing and shall state the nature of the issues proposed to be raised in the hearing. The Director of the DAQ shall grant such a request for a hearing if she concludes that a public hearing is appropriate. Any public hearing shall be held in the general area in which the facility is located, after 30 day notice is given. The DAQ will consider all written comments prior to final action on the permit.

Copies of the Permit Application, DAQ Fact Sheet, and Draft/Proposed Permit Renewal may be downloaded from the DAQ's web site at:
<https://dep.wv.gov/daq/permitting/titlevpermits/Pages/default.aspx>.

Comments and questions concerning this matter should be addressed to:

WV Department of Environmental Protection
Division of Air Quality
601 57th Street SE
Charleston, WV 25304
Contact: Dan Roberts
(304) 926-0499 ext.: 41902



Roberts, Daniel P <daniel.p.roberts@wv.gov>

Harrison County Coal Resources, Inc. - Harrison County Mine Preparation Plant - Renewal Application R30-03300018-2022

1 message

Roberts, Daniel P <daniel.p.roberts@wv.gov>
To: "McCumbers, Carrie" <Carrie.McCumbers@wv.gov>

Mon, Dec 20, 2021 at 5:35 PM

Carrie,

Hey. I am emailing the pre-draft permit, fact sheet and notice of comment period that I created for the above referenced Harrison County Coal renewal application. Please respond with any comments or suggestions. I will continue to look for the reason for the discrepancy between the previous PTE and current PTEs listed in the fact sheet and get back to you.

Thanks,

Dan

3 attachments



notice of comment period.docx
20K



R30-03300018 Title V Fact Sheet 12-20-21.doc
98K



R30-03300018 draft Title V Permit 12-20-21.docx
299K



Roberts, Daniel P <daniel.p.roberts@wv.gov>

WV DAQ Title V Permit Renewal Application Complete for Harrison County Coal Resources, Inc., Harrison County Mine Preparation Plant, Application R30-03300018-2021

1 message

Roberts, Daniel P <Daniel.P.Roberts@wv.gov>

Thu, Apr 29, 2021 at 4:12 PM

To: "kimbetcher@acnrinc.com" <kimbetcher@acnrinc.com>

Cc: "ebarto@acnrinc.com" <ebarto@acnrinc.com>, "Mike Burr" <mburr@trinityconsultants.com>

(mburr@trinityconsultants.com)" <mburr@trinityconsultants.com>, "McCumbers, Carrie" <Carrie.McCumbers@wv.gov>

RE: Application Status: Complete
Harrison County Coal Resources, Inc.
Harrison County Mine Preparation Plant
Permit Renewal Application R30-03300018-2021

Ms. Betcher,

Your Title V renewal application for a permit to operate the above referenced facility was received by this Division on March 3, 2021. After review of said application, it has been determined that the application is administratively complete as submitted. Therefore, the above referenced facility qualifies for an Application Shield.

The applicant has the duty to supplement or correct the application. Any applicant who fails to submit any relevant facts or who has submitted incorrect information in a permit application shall, upon becoming aware of such failure or incorrect submittal, promptly submit such supplementary facts or corrected information. In addition, an applicant shall provide additional information as necessary to address any requirements that become applicable to the source after the date it filed a complete application but prior to release of a draft permit.

The submittal of a complete application shall not affect the requirement that any source have all **preconstruction permits** required under the rules of the Division.

If during the processing of this application it is determined that additional information is necessary to evaluate or take final action on this application, a request for such information will be made in writing with a reasonable deadline for a response. Until which time as your renewal permit is issued or denied, please continue to operate this facility in accordance with 45CSR30, section 6.3.c. which states: *If the Secretary fails to take final action to deny or approve a timely and complete permit application before the end of the term of the previous permit, the permit shall not expire until the renewal permit has been issued or denied, and any permit shield granted for the permit shall continue in effect during that time.* This protection shall cease to apply if, subsequent to the completeness determination made pursuant to paragraph 6.1.d. of 45CSR30 and as required by paragraph 4.1.b., the applicant fails to submit by the deadline specified in writing any additional information identified as being needed to process the application.

Please remember, **failure of the applicant to timely submit information required or requested to process the application may cause the Application Shield to be revoked.** Should you have any questions regarding this determination, please call me at (304) 926-0499 ext. 41902.

Sincerely,

Daniel P. Roberts

WV Department of Environmental Protection

Division of Air Quality

(304) 926-0499 ext. 41902

Daniel.p.roberts@wv.gov



Roberts, Daniel P <daniel.p.roberts@wv.gov>

**WV DAQ Title V Permit Application Status for Harrison County Coal Resources, Inc.;
Harrison County Mine Preparation Plant**

1 message

Mink, Stephanie R <Stephanie.R.Mink@wv.gov>

Mon, Mar 8, 2021 at 8:52 AM

To: "kimbetcher@acnrinc.com" <kimbetcher@acnrinc.com>, "ebarto@acnrinc.com" <ebarto@acnrinc.com>,
"mburr@trinityconsultants.com" <mburr@trinityconsultants.com>

Cc: "Roberts, Daniel P" <Daniel.P.Roberts@wv.gov>, "McCumbers, Carrie" <Carrie.McCumbers@wv.gov>

RE: Application Status**Harrison County Coal Resources, Inc.****Harrison County Mine Preparation Plant****Facility ID No. 033-00018****Application No. R30-03300018-2021**

Dear Ms. Betcher,

Your application for a Title V Permit Renewal for Harrison County Coal Resources, Inc.'s Harrison County Mine Preparation Plant was received by this Division on March 3, 2021, and was assigned to Dan Roberts.

Should you have any questions, please contact the assigned permit writer, Dan Roberts, at 304-926-0499, extension 41902, or Daniel.P.Roberts@wv.gov.

Thank you

Stephanie Mink

Secretary 2

West Virginia Department of Environmental Protection

Division of Air Quality, Title V Permitting

601 57th Street SE

Charleston, WV 25304

Phone: 304-926-0499 x41281

WV SEAL image
removed

Permit / Application Information Sheet
Division of Environmental Protection
West Virginia Office of Air Quality

Company:	Harrison County Coal Company	Facility:	Harrison County Fac.
Region:	6	Plant ID:	033-00018
Application #:	R30-03300018-2021		
Engineer:	Roberts, Dan	Category:	Coal
Physical Address:	327 Robinson Mine Road Shinnston WV 26431	SIC: [1221] COAL MINING - BITUMINOUS COAL & LIGNITE - SURFACE NAICS: [212111] Bituminous Coal and Lignite Surface Mining	
County:	Harrison	SIC: [1222] COAL MINING - BITUMINOUS COAL & LIGNITE - UNDERGROUND NAICS: [212112] Bituminous Coal Underground Mining	
Other Parties:	ENV_CONT - Barto, Eric 740-338-3218		

Information Needed for Database and AIRS
 1. Need valid physical West Virginia address with zip

Regulated Pollutants

Summary from this Permit R30-03300018-2021		
Air Programs	Fee	Applicable Regulations
Fee Program	\$0.00	Application Type RENEWAL

Notes from Database

Activity Dates
 APPLICATION RECIEVED 03/03/2021
 ASSIGNED DATE 03/08/2021

NON-CONFIDENTIAL

Please note, this information sheet is not a substitute for file research and is limited to data entered into the AIRTRAX database.

Company ID: 033-00018
 Company: Harrison County Coal Company
 Printed: 03/08/2021
 Engineer: Roberts, Dan

Division of Air Quality Permit Application Submittal

Please find attached a permit application for :

[Company Name; Facility Location]

- DAQ Facility ID (for existing facilities only):
- Current 45CSR13 and 45CSR30 (Title V) permits associated with this process (for existing facilities only):

• Type of NSR Application (check all that apply):

- Construction
- Modification
- Class I Administrative Update
- Class II Administrative Update
- Relocation
- Temporary
- Permit Determination

• Type of 45CSR30 (TITLE V) Application:

- Title V Initial
- Title V Renewal
- Administrative Amendment**
- Minor Modification**
- Significant Modification**
- Off Permit Change

**If the box above is checked, include the Title V revision information as ATTACHMENTS to the combined NSR/Title V application.

• Payment Type:

- Credit Card (Instructions to pay by credit card will be sent in the Application Status email.)
- Check (Make checks payable to: WVDEP – Division of Air Quality)

Mail checks to:
WVDEP – DAQ – Permitting
Attn: NSR Permitting Secretary
601 57th Street, SE
Charleston, WV 25304

Please wait until DAQ emails you the Facility ID Number and Permit Application Number. Please add these identifiers to your check or cover letter with your check.

• If the permit writer has any questions, please contact (all that apply):

- Responsible Official/Authorized Representative

- Name:
- Email:
- Phone Number:

- Company Contact

- Name:
- Email:
- Phone Number:

- Consultant

- Name:
- Email:
- Phone Number:

March 3, 2021

Ms. Laura Crowder
Director
WV DEP – Division of Air Quality
601 57th Street, SE
Charleston, WV 25304
Laura.M.Crowder@WV.gov

*RE: Harrison County Coal Resources, Inc. – Harrison County Mine Preparation Plant
R30 Renewal Application*

Dear Ms. Crowder:

Harrison County Coal Resources, Inc. (HCCR) operates a coal preparation plant in Harrison County, West Virginia (Harrison County Mine Preparation Plant). The Harrison County Mine Preparation Plant currently operates in accordance with the terms and conditions of Title V Operating Permit R30-03300018-2016 effective September 21, 2016 and expiring September 7, 2021. In accordance with 40 CSR§30-4.1.a.3, HCCR is required to have submitted a complete Title V renewal application at least six (6) months prior to the date of permit expiration (i.e., not later than March 7, 2021). Please find enclosed the Title V Renewal application with the required attachments and forms, as specified in the Division of Air Quality's (DAQ's) General Instructions for Title V Renewal Permit Applications.

Should you have any questions on this renewal application, please do not hesitate to contact either Mr. Mike Burr of Trinity Consultants at (216) 278-0500, or Mr. Eric Barto at (740) 338-3218.

Sincerely,

HARRISON COUNTY COAL RESOURCES, INC.



Kimberly Betcher
Director of Permitting

HARRISON COUNTY COAL RESOURCES, INC
R30 Renewal Application

**Harrison County Coal Resources, Inc. / Harrison County
Mine Preparation Plant**

Prepared By:

TRINITY CONSULTANTS
3601 Green Rd.
Suite 102
Beachwood, OH 44122
(216) 278-0500

March 2021

Project 213602.0002



TABLE OF CONTENTS

GENERAL APPLICATION FORM	1
ATTACHMENT A. AREA MAP	A-1
ATTACHMENT B. PLOT PLAN	B-1
ATTACHMENT C. PROCESS FLOW DIAGRAM	C-1
ATTACHMENT D. EMISSION UNIT TABLE	D-1
ATTACHMENT E. EMISSION UNIT FORMS	E-1
ATTACHMENT G. AIR POLLUTION CONTROL DEVICE FORMS	G-1
ATTACHMENT I. SUPPORTING EMISSION CALCULATIONS	I-1

GENERAL APPLICATION FORM



**WEST VIRGINIA DEPARTMENT OF ENVIRONMENTAL
PROTECTION
DIVISION OF AIR QUALITY**

601 57th Street SE
Charleston, WV 25304
Phone: (304) 926-0475

www.dep.wv.gov/daq

Received
March 3, 2021
WV DEP/Div of Air Quality

INITIAL/RENEWAL TITLE V PERMIT APPLICATION - GENERAL FORMS

Section 1: General Information

<p>1. Name of Applicant (As registered with the WV Secretary of State's Office): Harrison County Coal Resources, Inc.</p>	<p>2. Facility Name or Location: Harrison County Mine Preparation Plant</p>
<p>3. DAQ Plant ID No.: 033-00018</p>	<p>4. Federal Employer ID No. (FEIN): 85-1474740</p>
<p>5. Permit Application Type:</p> <p><input type="checkbox"/> Initial Permit When did operations commence? 05/1968</p> <p><input checked="" type="checkbox"/> Permit Renewal What is the expiration date of the existing permit? 9/7/2021</p> <p><input type="checkbox"/> Update to Initial/Renewal Permit Application</p>	
<p>6. Type of Business Entity:</p> <p><input checked="" type="checkbox"/> Corporation <input type="checkbox"/> Governmental Agency <input type="checkbox"/> LLC <input type="checkbox"/> Partnership <input type="checkbox"/> Limited Partnership</p>	<p>7. Is the Applicant the:</p> <p><input type="checkbox"/> Owner <input checked="" type="checkbox"/> Operator <input type="checkbox"/> Both</p> <p>If the Applicant is not both the owner and operator, please provide the name and address of the other party.</p> <p>_____</p> <p>_____</p> <p>_____</p>
<p>8. Number of onsite employees: 50</p>	
<p>9. Governmental Code:</p> <p><input checked="" type="checkbox"/> Privately owned and operated; 0 <input type="checkbox"/> County government owned and operated; 3 <input type="checkbox"/> Federally owned and operated; 1 <input type="checkbox"/> Municipality government owned and operated; 4 <input type="checkbox"/> State government owned and operated; 2 <input type="checkbox"/> District government owned and operated; 5</p>	
<p>10. Business Confidentiality Claims</p> <p>Does this application include confidential information (per 45CSR31)? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p> <p>If yes, identify each segment of information on each page that is submitted as confidential, and provide justification for each segment claimed confidential, including the criteria under 45CSR§31-4.1, and in accordance with the DAQ's "PRECAUTIONARY NOTICE-CLAIMS OF CONFIDENTIALITY" guidance.</p>	

11. Mailing Address		
Street or P.O. Box: 46226 National Road W		
City: St. Clairsville	State: OH	Zip: 43950
Telephone Number: (740) 338-3100	Fax Number: (740) 338-3416	

12. Facility Location		
Street: 372 Robinson Mine Road	City: Shinnston	County: Harrison
UTM Easting: 554.82 km	UTM Northing: 4,361.54 km	Zone: <input checked="" type="checkbox"/> 17 or <input type="checkbox"/> 18
Directions: From US Route 19 in Shinnston, travel west on County Road 3 for 2.8 miles. Turn left on County Road ¾ for 1.2 miles to the preparation plant.		
Portable Source? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
Is facility located within a nonattainment area? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	If yes, for what air pollutants?	
Is facility located within 50 miles of another state? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	If yes, name the affected state(s). Ohio, Pennsylvania, Maryland	
Is facility located within 100 km of a Class I Area!? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	If yes, name the area(s). Dolly Sods Wilderness Otter Creek Wilderness	
If no, do emissions impact a Class I Area!? <input type="checkbox"/> Yes <input type="checkbox"/> No		
¹ Class I areas include Dolly Sods and Otter Creek Wilderness Areas in West Virginia, and Shenandoah National Park and James River Face Wilderness Area in Virginia.		

13. Contact Information		
Responsible Official: Kimberly Betcher		Title: Director of Permitting
Street or P.O. Box: 46226 National Road W		
City: St. Clairsville	State: OH	Zip: 43950
Telephone Number: (740) 338-3100	Fax Number: (740) 338-3416	
E-mail address: kimbetcher@acnrinc.com		
Environmental Contact: Eric Barto		Title: Permitting Engineer
Street or P.O. Box: 46226 National Road W		
City: St. Clairsville	State: OH	Zip: 43950
Telephone Number: (740) 338-3100	Fax Number: (740) 338-3416	
E-mail address: ebarto@acnrinc.com		
Application Preparer: Mike Burr		Title: Manager of Consulting Services
Company: Trinity Consultants		
Street or P.O. Box: 3601 Green Rd., Suite 102		
City: Beachwood	State: OH	Zip: 44122
Telephone Number: (216) 278-0500	Fax Number:	
E-mail address: mburr@trinityconsultants.com		

14. Facility Description

List all processes, products, NAICS and SIC codes for normal operation, in order of priority. Also list any process, products, NAICS and SIC codes associated with any alternative operating scenarios if different from those listed for normal operation.

Process	Products	NAICS	SIC
Coal Preparation Plant	Clean Coal	212112	1222

Provide a general description of operations.

Typical coal preparation plant operations – facility receives raw coal which is sized, washed, and shipped off site by truck or rail or belted directly to the Shinnston Power Plant. This facility does not have a thermal dryer.

15. Provide an **Area Map** showing plant location as **ATTACHMENT A**. See Attached.

16. Provide a **Plot Plan(s)**, e.g. scaled map(s) and/or sketch(es) showing the location of the property on which the stationary source(s) is located as **ATTACHMENT B**. For instructions, refer to “Plot Plan - Guidelines.” See Attached.

17. Provide a detailed **Process Flow Diagram(s)** showing each process or emissions unit as **ATTACHMENT C**. Process Flow Diagrams should show all emission units, control equipment, emission points, and their relationships. See Attached.

Section 2: Applicable Requirements

18. Applicable Requirements Summary	
Instructions: Mark all applicable requirements.	
<input type="checkbox"/> SIP	<input type="checkbox"/> FIP
<input checked="" type="checkbox"/> Minor source NSR (45CSR13)	<input type="checkbox"/> PSD (45CSR14)
<input type="checkbox"/> NESHAP (45CSR34)	<input type="checkbox"/> Nonattainment NSR (45CSR19)
<input checked="" type="checkbox"/> Section 111 NSPS	<input type="checkbox"/> Section 112(d) MACT standards
<input type="checkbox"/> Section 112(g) Case-by-case MACT	<input type="checkbox"/> 112(r) RMP
<input type="checkbox"/> Section 112(i) Early reduction of HAP	<input type="checkbox"/> Consumer/commercial prod. reqts., section 183(e)
<input type="checkbox"/> Section 129 Standards/Reqts.	<input type="checkbox"/> Stratospheric ozone (Title VI)
<input type="checkbox"/> Tank vessel reqt., section 183(f)	<input type="checkbox"/> Emissions cap 45CSR§30-2.6.1
<input type="checkbox"/> NAAQS, increments or visibility (temp. sources)	<input type="checkbox"/> 45CSR27 State enforceable only rule
<input checked="" type="checkbox"/> 45CSR4 State enforceable only rule	<input type="checkbox"/> Acid Rain (Title IV, 45CSR33)
<input type="checkbox"/> Emissions Trading and Banking (45CSR28)	<input type="checkbox"/> Compliance Assurance Monitoring (40CFR64)
<input type="checkbox"/> CAIR NO _x Annual Trading Program (45CSR39)	<input type="checkbox"/> CAIR NO _x Ozone Season Trading Program (45CSR40)
<input type="checkbox"/> CAIR SO ₂ Trading Program (45CSR41)	

19. Non Applicability Determinations
<p>List all requirements which the source has determined not applicable and for which a permit shield is requested. The listing shall also include the rule citation and the reason why the shield applies.</p> <p>N/A</p>
<input type="checkbox"/> Permit Shield

20. Facility-Wide Applicable Requirements

List all facility-wide applicable requirements. For each applicable requirement, include the underlying rule/regulation citation and/or construction permit with the condition number. (Note: Title V permit condition numbers alone are not the underlying applicable requirements).

	Rule/ Regulation/ K13 Permit	Existing R30 Permit Condition	Name	Requirement
1	45CSR§6-3.1.	3.1.1.	Open Burning	The open burning of refuse by any person, firm, corporation, association or public agency is prohibited except as noted in 45CSR§6-3.1.
2	45CSR§6-3.2.	3.1.2.	Open Burning Exemptions	The exemption listed in 45CSR§6-3.1. are subject to the following stipulation: Upon notification by the Secretary, no person shall cause or allow any form of open burning during existing or predicted periods of atmospheric stagnation. Notification shall be made by such means as the Secretary may deem necessary and feasible.
3	40CFR§61.145(b) and 45CSR34	3.1.3.	Asbestos	The permittee is responsible for thoroughly inspecting the facility, or part of the facility, prior to commencement of demolition or renovation for the presence of asbestos and complying with 40 C.F.R. § 61.145, 40 C.F.R. § 61.148, and 40 C.F.R. § 61.150. The permittee, owner, or operator must notify the Secretary at least ten (10) working days prior to the commencement of any asbestos removal on the forms prescribed by the Secretary if the permittee is subject to the notification requirements of 40 C.F.R. § 61.145(b)(3)(i). The USEPA, the Division of Waste Management and the Bureau for Public Health - Environmental Health require a copy of this notice to be sent to them.
4	45CSR§4-3.1 State-Enforceable only.	3.1.4.	Odor	No person shall cause, suffer, allow or permit the discharge of air pollutants which cause or contribute to an objectionable odor at any location occupied by the public.
5	45CSR§11-5.2.	3.1.5.	Standby Plan for Reducing Emissions	When requested by the Secretary, the permittee shall prepare standby plans for reducing the emissions of air pollutants in accordance with the objectives set forth in Tables I, II, and III of 45CSR11.
6	W. Va. Code§22-5-4(a)(14)	3.1.6.	Emission Inventory	The permittee is responsible for submitting, on an annual basis, an emission inventory in accordance with the submittal requirements of the Division of Air Quality.
7	40CFR82, Subpart F	3.1.7.	Ozone-depleting Substances	For those facilities performing maintenance, service, repair or disposal of appliances, the permittee shall comply with the standards for recycling and emissions reduction pursuant to 40 C.F.R. Part 82, Subpart F, except as provided for Motor Vehicle Air Conditioners (MVACs) in Subpart B: a. Persons opening appliances for maintenance, service, repair, or disposal must comply with the prohibitions and required practices pursuant to 40 C.F.R. §§ 82.154 and 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 C.F.R. § 82.158. c. Persons performing maintenance, service, repair, or disposal of appliances must be certified by an approved technician certification program pursuant to 40 C.F.R. § 82.161.
8	40CFR68	3.1.8.	Risk Management Plan	Should this stationary source, as defined in 40 C.F.R. § 68.3, become subject to Part 68, then the owner or operator shall submit a risk management plan (RMP) by the date specified in 40 C.F.R. § 68.10 and shall certify compliance with the requirements of Part 68 as part of the annual compliance certification as required by 40 C.F.R. Part 70 or 71.

Permit Shield

20. Facility-Wide Applicable Requirements (Continued) - Attach additional pages as necessary.

List all facility-wide applicable requirements. For each applicable requirement, include the underlying rule/regulation citation and/or construction permit with the condition number. (Note: Title V permit condition numbers alone are not the underlying applicable requirements).

	Rule/ Regulation/ R13 permit	Existing R30 permit Condition	Name	Requirement
9	W. Va. Code §22-5-4(a)(15) and 45CSR13	3.3.1.	Stack Testing	As per provisions set forth in this permit or as otherwise required by the Secretary, in accordance with the West Virginia Code, underlying regulations, permits and orders, the permittee shall conduct test(s) to determine compliance with the emission limitations set forth in this permit and/or established or set forth in underlying documents. The Secretary, or his duly authorized representative, may at his option witness or conduct such test(s). Should the Secretary exercise his option to conduct such test(s), the operator shall provide all necessary sampling connections and sampling ports to be located in such manner as the Secretary may require, power for test equipment and the required safety equipment, such as scaffolding, railings and ladders, to comply with generally accepted good safety practices. Such tests shall be conducted in accordance with the methods and procedures set forth in this permit or as otherwise approved or specified by the Secretary in accordance with the following: a. The Secretary may on a source-specific basis approve or specify additional testing or alternative testing to the test methods specified in the permit for demonstrating compliance with 40 C.F.R. Parts 60, 61, and 63, if applicable, in accordance with the Secretary's delegated authority and any established equivalency determination methods which are applicable. b. The Secretary may on a source-specific basis approve or specify additional testing or alternative testing to the test methods specified in the permit for demonstrating compliance with applicable requirements which do not involve federal delegation. In specifying or approving such alternative testing to the test methods, the Secretary, to the extent possible, shall utilize the same equivalency criteria as would be used in approving such changes under Section 3.3.1.a. of this permit. c. All periodic tests to determine mass emission limits from or air pollutant concentrations in discharge stacks and such other tests as specified in this permit shall be conducted in accordance with an approved test protocol. Unless previously approved, such protocols shall be submitted to the Secretary in writing at least thirty (30) days prior to any testing and shall contain the information set forth by the Secretary. In addition, the permittee shall notify the Secretary at least fifteen (15) days prior to any testing so the Secretary may have the opportunity to observe such tests. This notification shall include the actual date and time during which the test will be conducted and, if appropriate, verification that the tests will fully conform to a referenced protocol previously approved by the Secretary.
10	45CSR§5-12.1	3.3.2.	Stack Testing	At such reasonable times as the Director may designate, the owner or operator of a coal preparation plant may be required to conduct or have conducted stack tests to determine the dust loading in exhaust gases and mass emission rates of particulate matter. All tests to determine compliance with exhaust gas dust concentrations and particulate matter mass emission rates shall be conducted in accordance with Methods 1-5 of 40 CFR Part 60, Appendix A provided that all compliance tests must consist of not less than three (3) test runs, test run duration shall not be less than sixty (60) minutes, and not less than thirty (30) standard cubic feet of exhaust gas must be sampled during each test run. Should the Director exercise his option to conduct such tests, the operator will provide all necessary sampling connections and sampling ports to be located in such manner as the Director may require, power for test equipment and the required safety equipment such as scaffolding, railings, ladders, etc., to comply with generally accepted good safety practices.
11	40CSR§5-12.6	3.3.3.	Stacks	Any stack venting thermal dryer exhaust gases and/or air table exhaust gases or exhaust gases or air from any air pollution control device shall include straight runs of sufficient length to establish flow patterns consistent with acceptable stack sampling procedures. Flow straightening devices shall be required where cyclonic gas flow would exist in the absence of such devices.

Permit Shield

20. Facility-Wide Applicable Requirements (Continued) - Attach additional pages as necessary.

List all facility-wide applicable requirements. For each applicable requirement, include the underlying rule/regulation citation and/or construction permit with the condition number. (Note: Title V permit condition numbers alone are not the underlying applicable requirements).

	Rule/ Regulation/ R13 permit	Existing R30 permit Condition	Name	Requirement
12	45CSR§30-5.1.c.2.A.; 45CSR13, R13-2306D, 4.4.1.	3.4.1.	Monitoring Information	The permittee shall keep records of monitoring information that include the following: a. The date, place as defined in this permit and time of sampling or measurements; b. The date(s) analyses were performed; c. The company or entity that performed the analyses; d. The analytical techniques or methods used; e. The results of the analyses; and f. The operating conditions existing at the time of sampling or measurement.
13	45CSR§30-5.1.c.2.B	3.4.2.	Record Retention	The permittee shall retain records of all required monitoring data and support information for a period of at least five (5) years from the date of monitoring sample, measurement, report, application, or record creation date. Support information includes all calibration and maintenance records and all original strip-chart recordings for continuous monitoring instrumentation, and copies of all reports required by the permit. Where appropriate, records may be maintained in computerized form in lieu of the above records.
14	40CSR§30-5.1.c. State-Enforceable only.	3.4.3.	Odors	For the purposes of 45CSR4, the permittee shall maintain a record of all odor complaints received, any investigation performed in response to such a complaint, and any responsive action(s) taken.
15	45CSR§§30-4.4. and 5.1.c.3.D.	3.5.1.	Responsible Official	Any application form, report, or compliance certification required by this permit to be submitted to the DAQ and/or USEPA shall contain a certification by the responsible official that states that, based on information and belief formed after reasonable inquiry, the statements and information in the document are true, accurate and complete.
16	45CSR§30-5.1.c.3.E.	3.5.2.	Confidential Information	A permittee may request confidential treatment for the submission of reporting required under 45CSR§30-5.1.c.3. pursuant to the limitations and procedures of W.Va. Code § 22-5-10 and 45CSR31.
17	NA	3.5.3.	Addresses	All notices, requests, demands, submissions and other communications required or permitted to be made to the Secretary of DEP and/or USEPA shall be made in writing and shall be deemed to have been duly given when delivered by hand, mailed first class or by private carrier with postage prepaid to the address(es) set forth below or to such other person or address as the Secretary of the Department of Environmental Protection may designate: If to the DAQ: Director WVDEP Division of Air Quality 601 57th Street SE Charleston, WV 25304 Phone: 304/926-0475 FAX: 304/926-0478 If to the US EPA: Associate Director Office of Enforcement and Permits Review (3AP12) U. S. Environmental Protection Agency Region III 1650 Arch Street Philadelphia, PA 19103-2029

Permit Shield

20. Facility-Wide Applicable Requirements (Continued) - Attach additional pages as necessary.

List all facility-wide applicable requirements. For each applicable requirement, include the underlying rule/regulation citation and/or construction permit with the condition number. (Note: Title V permit condition numbers alone are not the underlying applicable requirements).

	Rule/ Regulation/ RLS Permit	Existing R30 permit Condition	Name	Requirement
18	45CSR§30-8.	3.5.4.	Certified Emissions Statement	The permittee shall submit a certified emissions statement and pay fees on an annual basis in accordance with the submittal requirements of the Division of Air Quality.
19	45CSR§30-5.3.e.	3.5.5.	Compliance Certification	The permittee shall certify compliance with the conditions of this permit on the forms provided by the DAQ. In addition to the annual compliance certification, the permittee may be required to submit certifications more frequently under an applicable requirement of this permit. The annual certification shall be submitted to the DAQ and USEPA on or before March 15 of each year, and shall certify compliance for the period ending December 31. The annual certification to the USEPA shall be submitted in electronic format only. It shall be submitted by email to the following address: 3R APD Permits@epa.gov The permittee shall maintain a copy of the certification on site for five (5) years from submittal of the certification.
20	45CSR§30-5.1.c.3.A.	3.5.6.	Semi-annual Monitoring Reports	The permittee shall submit reports of any required monitoring on or before September 15 for the reporting period January 1 to June 30 and on or before March 15 for the reporting period July 1 to December 31. All instances of deviation from permit requirements must be clearly identified in such reports. All required reports must be certified by a responsible official consistent with 45CSR§30-4.4.
21	NA	3.5.7.	Emergencies	For reporting emergency situations, refer to Section 2.17 of this permit.
22	45CSR§30-5.1.c.3.C. 45CSR§30-5.1.c.3.B.	3.5.8.	Deviations	a. In addition to monitoring reports required by this permit, the permittee shall promptly submit supplemental reports and notices in accordance with the following: 1. Any deviation resulting from an emergency or upset condition, as defined in 45CSR§30-5.7., shall be reported by telephone or telefax within one (1) working day of the date on which the permittee becomes aware of the deviation, if the permittee desires to assert the affirmative defense in accordance with 45CSR§30-5.7. A written report of such deviation, which shall include the probable cause of such deviations, and any corrective actions or preventative measures taken, shall be submitted and certified by a responsible official within ten (10) days of the deviation. 2. Any deviation that poses an imminent and substantial danger to public health, safety, or the environment shall be reported to the Secretary immediately by telephone or telefax. A written report of such deviation, which shall include the probable cause of such deviation, and any corrective actions or preventative measures taken, shall be submitted by the responsible official within ten (10) days of the deviation. 3. Deviations for which more frequent reporting is required under this permit shall be reported on the more frequent basis. 4. All reports of deviations shall identify the probable cause of the deviation and any corrective actions or preventative measures taken. b. The permittee shall, in the reporting of deviations from permit requirements, including those attributable to upset conditions as defined in this permit, report the probable cause of such deviations and any corrective actions or preventive measures taken in accordance with any rules of the Secretary.
23	45CSR§30-4.3.h.1.B.	3.5.9.	New Applicable Requirements	If any applicable requirement is promulgated during the term of this permit, the permittee will meet such requirements on a timely basis, or in accordance with a more detailed schedule if required by the applicable requirement.

Permit Shield

20. Facility-Wide Applicable Requirements (Continued) - Attach additional pages as necessary.

List all facility-wide applicable requirements. For each applicable requirement, include the underlying rule/regulation citation and/or construction permit with the condition number. (Note: Title V permit condition numbers alone are not the underlying applicable requirements).

	Rule/ Regulation/ Title V Permit	Existing R30 Permit Condition	Name	Requirement
24	NA	3.7.1.	Permit Shield	The permittee is hereby granted a permit shield in accordance with 45CSR§30-5.6. The permit shield applies provided the permittee operates in accordance with the information contained within this permit.
25	NA	3.7.2.	Permit Shield	The following requirements specifically identified are not applicable to the source based on the determinations set forth below. The permit shield shall apply to the following requirements provided the conditions of the determinations are met. None.

Permit Shield

For all facility-wide applicable requirements listed above, provide monitoring/testing/recordkeeping/ reporting which shall be used to demonstrate compliance. If the method is based on a permit or rule, include the condition number and/or citation. (Note: Each requirement listed above must have an associated method of demonstrating compliance. If there is not already a required method in place, then a method must be proposed.)

	Rule/ Regulation/ R13 Permit	Existing R30 Permit Condition	Name	Method of Compliance
1	45CSR§6-3.1.	3.1.1.	Open Burning	NA. Facility does not conduct open burning
2	45CSR§6-3.2.	3.1.2.	Open Burning Exemptions	NA.
3	40CFR§61.145(b) and 45CSR34	3.1.3.	Asbestos	Inspections will occur as required
4	45CSR§4-3.1 State-Enforceable only.	3.1.4.	Odor	Recordkeeping of complaints
5	45CSR§11-5.2.	3.1.5.	Standby Plan for Reducing Emissions	When requested, plans will be prepared.
6	W. Va. Code§22-5-4(a)(14)	3.1.6.	Emission Inventory	Reporting submissions will be maintained for five (5) years.
7	40CFR82, Subpart F	3.1.7.	Ozone-depleting Substances	Requirement to follow: a. 40CFR§§82.154 & 82.156; b. 40CFR§82.158; c. 40CFR§82.161.
8	40CFR68	3.1.8.	Risk Management Plan	Submission if required
9	W. Va. Code§22-5-4(a)(15) and 45CSR13	3.3.1.	Stack Testing	There are no point source discharge stacks located at the facility
10	45CSR§5-12.1	3.3.2.	Stack Testing	Such testing will be conducted if required
11	40CSR§5-12.6	3.3.3.	Stacks	NA, facility does not operate thermal dryer.
12	45CSR§30-5.1.c.2.A.; 45CSR13, R13-2306D, 4.4.1.	3.4.1.	Monitoring Information	Records of monitoring will include the required information
13	45CSR§30-5.1.c.2.B	3.4.2.	Record Retention	Monitoring records and support information will be kept for 5 years
14	40CSR§30-5.1.c. State-Enforceable only.	3.4.3.	Odors	A record of odor complaints, investigations, and responses will be kept
15	45CSR§§30-4.4. and 5.1.c.3.D.	3.5.1.	Responsible Official	All application forms, reports, and compliance certifications required by this permit will contain a certification by the Responsible Official
16	NA	3.5.3.	Addresses	NA
17	45CSR§30-8.	3.5.4.	Certified Emissions Statement	Facility will submit a Certified Emissions Statement any pay fees
18	45CSR§30-5.3.e.	3.5.5.	Compliance Certification	Compliance certifications will be submitted
19	45CSR§30-5.1.c.3.A.	3.5.6.	Semi-annual Monitoring Reports	Semi-annual monitoring reports will be submitted
20	NA	3.5.7.	Emergencies	The facility will refer to Section 2.17 for reporting emergencies
21	45CSR§30-5.1.c.3.C. 45CSR§30-5.1.c.3.B.	3.5.8.	Deviations	The facility will promptly submit supplemental reports and notices as required
22	45CSR§30-4.3.h.1.B.	3.5.9.	New Applicable Requirements	The facility will comply with new applicable requirements
23	NA	3.7.1.	Permit Shield	NA
24	NA	3.7.2.	Permit Shield	NA

Section 3: Facility-Wide Emissions

23. Facility-Wide Emissions Summary [Tons per Year]	
Criteria Pollutants	Potential Emissions
Carbon Monoxide (CO)	
Nitrogen Oxides (NO _x)	
Lead (Pb)	
Particulate Matter (PM _{2.5}) ¹	56.7
Particulate Matter (PM ₁₀) ¹	419.3
Total Particulate Matter (TSP)	1042.4
Sulfur Dioxide (SO ₂)	
Volatile Organic Compounds (VOC)	37.60
Hazardous Air Pollutants ²	Potential Emissions
Regulated Pollutants other than Criteria and HAP	Potential Emissions

¹PM_{2.5} and PM₁₀ are components of TSP.
²For HAPs that are also considered PM or VOCs, emissions should be included in both the HAPs section and the Criteria Pollutants section.

Section 4: Insignificant Activities

24. Insignificant Activities (Check all that apply)	
<input checked="" type="checkbox"/>	1. Air compressors and pneumatically operated equipment, including hand tools.
<input type="checkbox"/>	2. Air contaminant detectors or recorders, combustion controllers or shutoffs.
<input checked="" type="checkbox"/>	3. Any consumer product used in the same manner as in normal consumer use, provided the use results in a duration and frequency of exposure which are not greater than those experienced by consumer, and which may include, but not be limited to, personal use items; janitorial cleaning supplies, office supplies and supplies to maintain copying equipment.
<input checked="" type="checkbox"/>	4. Bathroom/toilet vent emissions.
<input checked="" type="checkbox"/>	5. Batteries and battery charging stations, except at battery manufacturing plants.
<input type="checkbox"/>	6. Bench-scale laboratory equipment used for physical or chemical analysis, but not lab fume hoods or vents. Many lab fume hoods or vents might qualify for treatment as insignificant (depending on the applicable SIP) or be grouped together for purposes of description.
<input type="checkbox"/>	7. Blacksmith forges.
<input type="checkbox"/>	8. Boiler water treatment operations, not including cooling towers.
<input checked="" type="checkbox"/>	9. Brazing, soldering or welding equipment used as an auxiliary to the principal equipment at the source.
<input type="checkbox"/>	10. CO ₂ lasers, used only on metals and other materials which do not emit HAP in the process.
<input checked="" type="checkbox"/>	11. Combustion emissions from propulsion of mobile sources, except for vessel emissions from Outer Continental Shelf sources.
<input checked="" type="checkbox"/>	12. Combustion units designed and used exclusively for comfort heating that use liquid petroleum gas or natural gas as fuel.
<input checked="" type="checkbox"/>	13. Comfort air conditioning or ventilation systems not used to remove air contaminants generated by or released from specific units of equipment.
<input type="checkbox"/>	14. Demineralized water tanks and demineralizer vents.
<input type="checkbox"/>	15. Drop hammers or hydraulic presses for forging or metalworking.
<input type="checkbox"/>	16. Electric or steam-heated drying ovens and autoclaves, but not the emissions from the articles or substances being processed in the ovens or autoclaves or the boilers delivering the steam.
<input type="checkbox"/>	17. Emergency (backup) electrical generators at residential locations.
<input checked="" type="checkbox"/>	18. Emergency road flares.
<input type="checkbox"/>	19. Emission units which do not have any applicable requirements and which emit criteria pollutants (CO, NO _x , SO ₂ , VOC and PM) into the atmosphere at a rate of less than 1 pound per hour and less than 10,000 pounds per year aggregate total for each criteria pollutant from all emission units. Please specify all emission units for which this exemption applies along with the quantity of criteria pollutants emitted on an hourly and annual basis: _____ _____ _____ _____ _____ _____ _____ _____

24. Insignificant Activities (Check all that apply)	
<input type="checkbox"/>	<p>20. Emission units which do not have any applicable requirements and which emit hazardous air pollutants into the atmosphere at a rate of less than 0.1 pounds per hour and less than 1,000 pounds per year aggregate total for all HAPs from all emission sources. This limitation cannot be used for any source which emits dioxin/furans nor for toxic air pollutants as per 45CSR27.</p> <p>Please specify all emission units for which this exemption applies along with the quantity of hazardous air pollutants emitted on an hourly and annual basis:</p> <p>_____</p> <p>_____</p> <p>_____</p> <p>_____</p> <p>_____</p>
<input type="checkbox"/>	21. Environmental chambers not using hazardous air pollutant (HAP) gases.
<input checked="" type="checkbox"/>	22. Equipment on the premises of industrial and manufacturing operations used solely for the purpose of preparing food for human consumption.
<input type="checkbox"/>	23. Equipment used exclusively to slaughter animals, but not including other equipment at slaughterhouses, such as rendering cookers, boilers, heating plants, incinerators, and electrical power generating equipment.
<input checked="" type="checkbox"/>	24. Equipment used for quality control/assurance or inspection purposes, including sampling equipment used to withdraw materials for analysis.
<input type="checkbox"/>	25. Equipment used for surface coating, painting, dipping or spray operations, except those that will emit VOC or HAP.
<input checked="" type="checkbox"/>	26. Fire suppression systems.
<input checked="" type="checkbox"/>	27. Firefighting equipment and the equipment used to train firefighters.
<input type="checkbox"/>	28. Flares used solely to indicate danger to the public.
<input checked="" type="checkbox"/>	29. Fugitive emission related to movement of passenger vehicle provided the emissions are not counted for applicability purposes and any required fugitive dust control plan or its equivalent is submitted.
<input type="checkbox"/>	30. Hand-held applicator equipment for hot melt adhesives with no VOC in the adhesive formulation.
<input checked="" type="checkbox"/>	31. Hand-held equipment for buffing, polishing, cutting, drilling, sawing, grinding, turning or machining wood, metal or plastic.
<input type="checkbox"/>	32. Humidity chambers.
<input type="checkbox"/>	33. Hydraulic and hydrostatic testing equipment.
<input checked="" type="checkbox"/>	34. Indoor or outdoor kerosene heaters.
<input checked="" type="checkbox"/>	35. Internal combustion engines used for landscaping purposes.
<input type="checkbox"/>	36. Laser trimmers using dust collection to prevent fugitive emissions.
<input checked="" type="checkbox"/>	37. Laundry activities, except for dry-cleaning and steam boilers.
<input type="checkbox"/>	38. Natural gas pressure regulator vents, excluding venting at oil and gas production facilities.
<input type="checkbox"/>	39. Oxygen scavenging (de-aeration) of water.
<input type="checkbox"/>	40. Ozone generators.

24. Insignificant Activities (Check all that apply)	
<input checked="" type="checkbox"/>	41. Plant maintenance and upkeep activities (e.g., grounds-keeping, general repairs, cleaning, painting, welding, plumbing, re-tarring roofs, installing insulation, and paving parking lots) provided these activities are not conducted as part of a manufacturing process, are not related to the source's primary business activity, and not otherwise triggering a permit modification. (Cleaning and painting activities qualify if they are not subject to VOC or HAP control requirements. Asphalt batch plant owners/operators must still get a permit if otherwise requested.)
<input type="checkbox"/>	42. Portable electrical generators that can be moved by hand from one location to another. "Moved by Hand" means that it can be moved without the assistance of any motorized or non-motorized vehicle, conveyance, or device.
<input type="checkbox"/>	43. Process water filtration systems and demineralizers.
<input type="checkbox"/>	44. Repair or maintenance shop activities not related to the source's primary business activity, not including emissions from surface coating or de-greasing (solvent metal cleaning) activities, and not otherwise triggering a permit modification.
<input checked="" type="checkbox"/>	45. Repairs or maintenance where no structural repairs are made and where no new air pollutant emitting facilities are installed or modified.
<input checked="" type="checkbox"/>	46. Routing calibration and maintenance of laboratory equipment or other analytical instruments.
<input type="checkbox"/>	47. Salt baths using nonvolatile salts that do not result in emissions of any regulated air pollutants. Shock chambers.
<input type="checkbox"/>	48. Shock chambers.
<input type="checkbox"/>	49. Solar simulators.
<input checked="" type="checkbox"/>	50. Space heaters operating by direct heat transfer.
<input type="checkbox"/>	51. Steam cleaning operations.
<input type="checkbox"/>	52. Steam leaks.
<input type="checkbox"/>	53. Steam sterilizers.
<input type="checkbox"/>	54. Steam vents and safety relief valves.
<input type="checkbox"/>	55. Storage tanks, reservoirs, and pumping and handling equipment of any size containing soaps, vegetable oil, grease, animal fat, and nonvolatile aqueous salt solutions, provided appropriate lids and covers are utilized.
<input checked="" type="checkbox"/>	56. Storage tanks, vessels, and containers holding or storing liquid substances that will not emit any VOC or HAP. Exemptions for storage tanks containing petroleum liquids or other volatile organic liquids should be based on size limits such as storage tank capacity and vapor pressure of liquids stored and are not appropriate for this list.
<input type="checkbox"/>	57. Such other sources or activities as the Director may determine.
<input checked="" type="checkbox"/>	58. Tobacco smoking rooms and areas.
<input checked="" type="checkbox"/>	59. Vents from continuous emissions monitors and other analyzers.

Section 5: Emission Units, Control Devices, and Emission Points

25. Equipment Table
Fill out the Title V Equipment Table and provide it as ATTACHMENT D . See Attached.
26. Emission Units
For each emission unit listed in the Title V Equipment Table , fill out and provide an Emission Unit Form as ATTACHMENT E . See Attached.
For each emission unit not in compliance with an applicable requirement, fill out a Schedule of Compliance Form as ATTACHMENT F . N/A
27. Control Devices
For each control device listed in the Title V Equipment Table , fill out and provide an Air Pollution Control Device Form as ATTACHMENT G .
For any control device that is required on an emission unit in order to meet a standard or limitation for which the potential pre-control device emissions of an applicable regulated air pollutant is greater than or equal to the Title V Major Source Threshold Level, refer to the Compliance Assurance Monitoring (CAM) Form(s) for CAM applicability. Fill out and provide these forms, if applicable, for each Pollutant Specific Emission Unit (PSEU) as ATTACHMENT H . N/A

Section 6: Certification of Information

28. Certification of Truth, Accuracy and Completeness and Certification of Compliance

Note: This Certification must be signed by a responsible official. The original, signed in blue ink, must be submitted with the application. Applications without an original signed certification will be considered as incomplete.

a. Certification of Truth, Accuracy and Completeness

I certify that I am a responsible official (as defined at 45CSR§30-2.38) and am accordingly authorized to make this submission on behalf of the owners or operators of the source described in this document and its attachments. I certify under penalty of law that I have personally examined and am familiar with the statements and information submitted in this document and all its attachments. Based on my inquiry of those individuals with primary responsibility for obtaining the information, I certify that the statements and information are to the best of my knowledge and belief true, accurate, and complete. I am aware that there are significant penalties for submitting false statements and information or omitting required statements and information, including the possibility of fine and/or imprisonment.

b. Compliance Certification

Except for requirements identified in the Title V Application for which compliance is not achieved, I, the undersigned hereby certify that, based on information and belief formed after reasonable inquiry, all air contaminant sources identified in this application are in compliance with all applicable requirements.

Responsible official (type or print)

Name: KIM BETCHER

Title: Director of Permitting

Responsible official's signature:

Signature:

Signature Date:

3/3/2021

(Must be signed and dated in blue ink)

Received
March 3, 2021
WV DEP/Div of Air Quality

Note: Please check all applicable attachments included with this permit application:

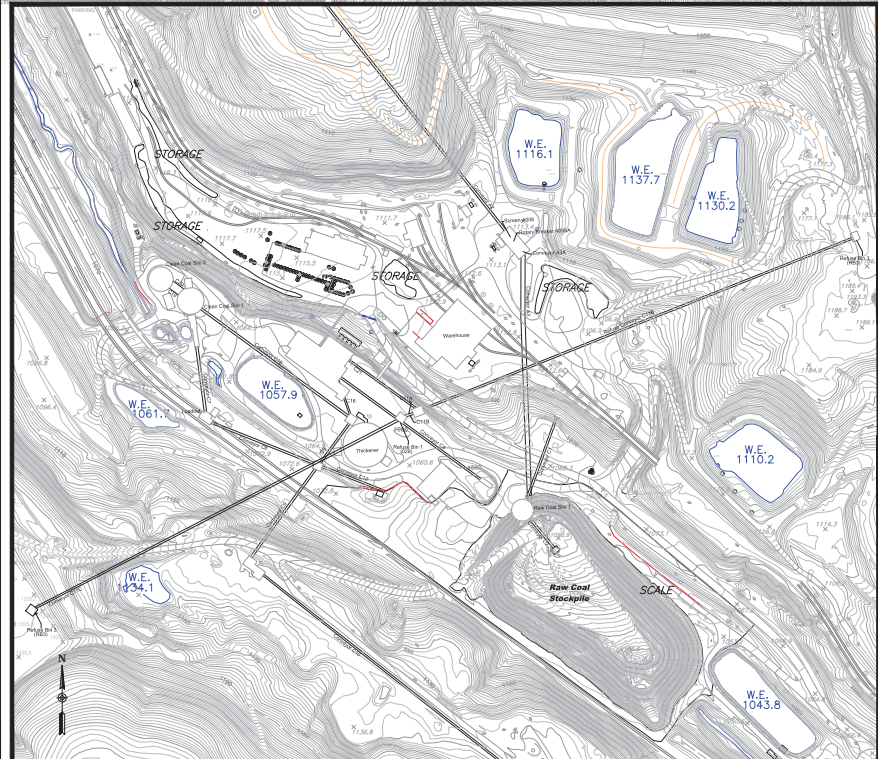
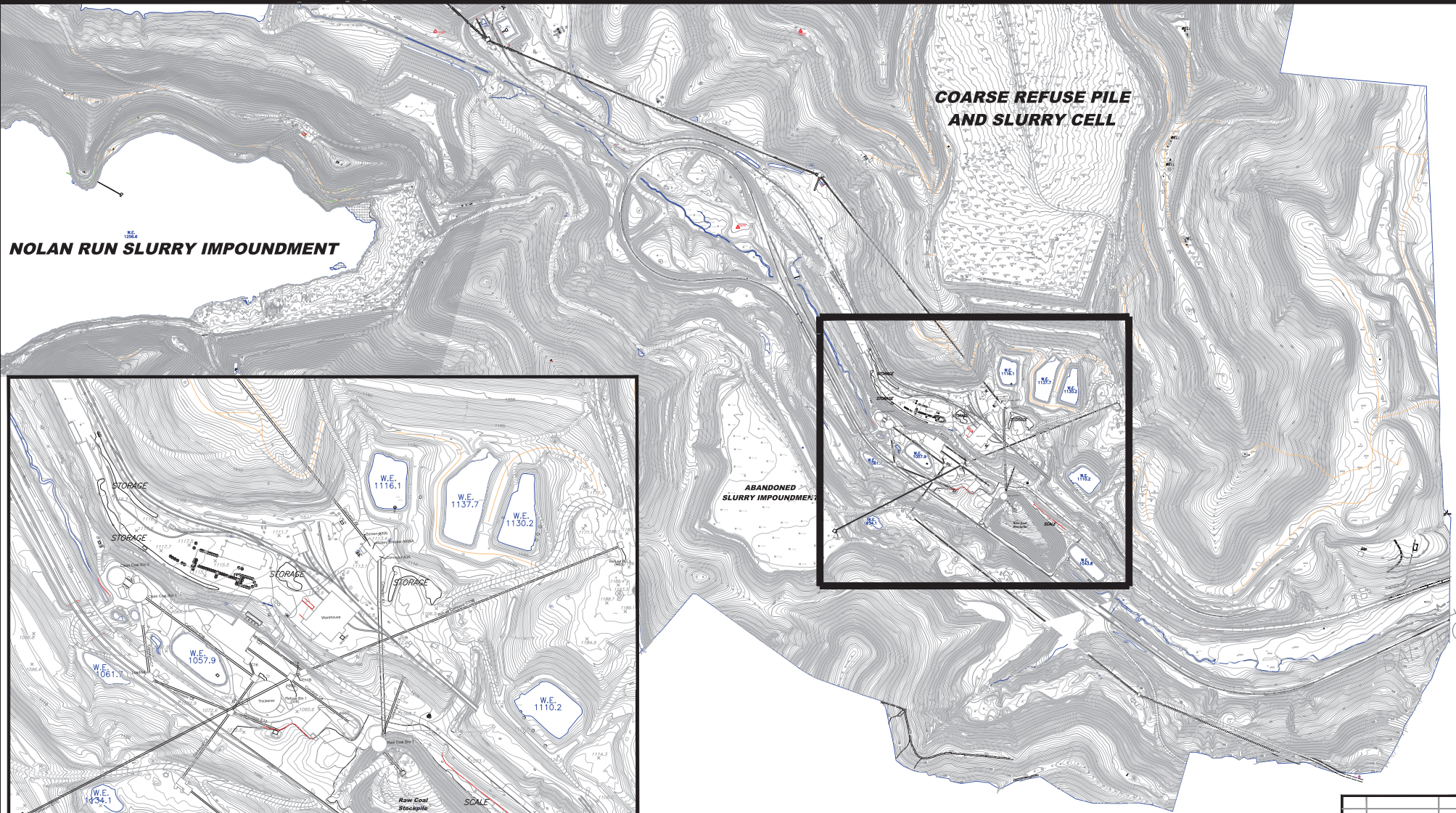
<input checked="" type="checkbox"/>	ATTACHMENT A: Area Map
<input checked="" type="checkbox"/>	ATTACHMENT B: Plot Plan(s)
<input checked="" type="checkbox"/>	ATTACHMENT C: Process Flow Diagram(s)
<input checked="" type="checkbox"/>	ATTACHMENT D: Equipment Table
<input checked="" type="checkbox"/>	ATTACHMENT E: Emission Unit Form(s)
<input type="checkbox"/>	ATTACHMENT F: Schedule of Compliance Form(s)
<input checked="" type="checkbox"/>	ATTACHMENT G: Air Pollution Control Device Form(s)
<input type="checkbox"/>	ATTACHMENT H: Compliance Assurance Monitoring (CAM) Form(s)

All of the required forms and additional information can be found and downloaded from, the DEP website at www.dep.wv.gov/dag, requested by phone (304) 926-0475, and/or obtained through the mail.

Figure 1. Area Map for the Harrison County Mine Preparation Plant



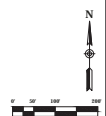
ATTACHMENT B. PLOT PLAN



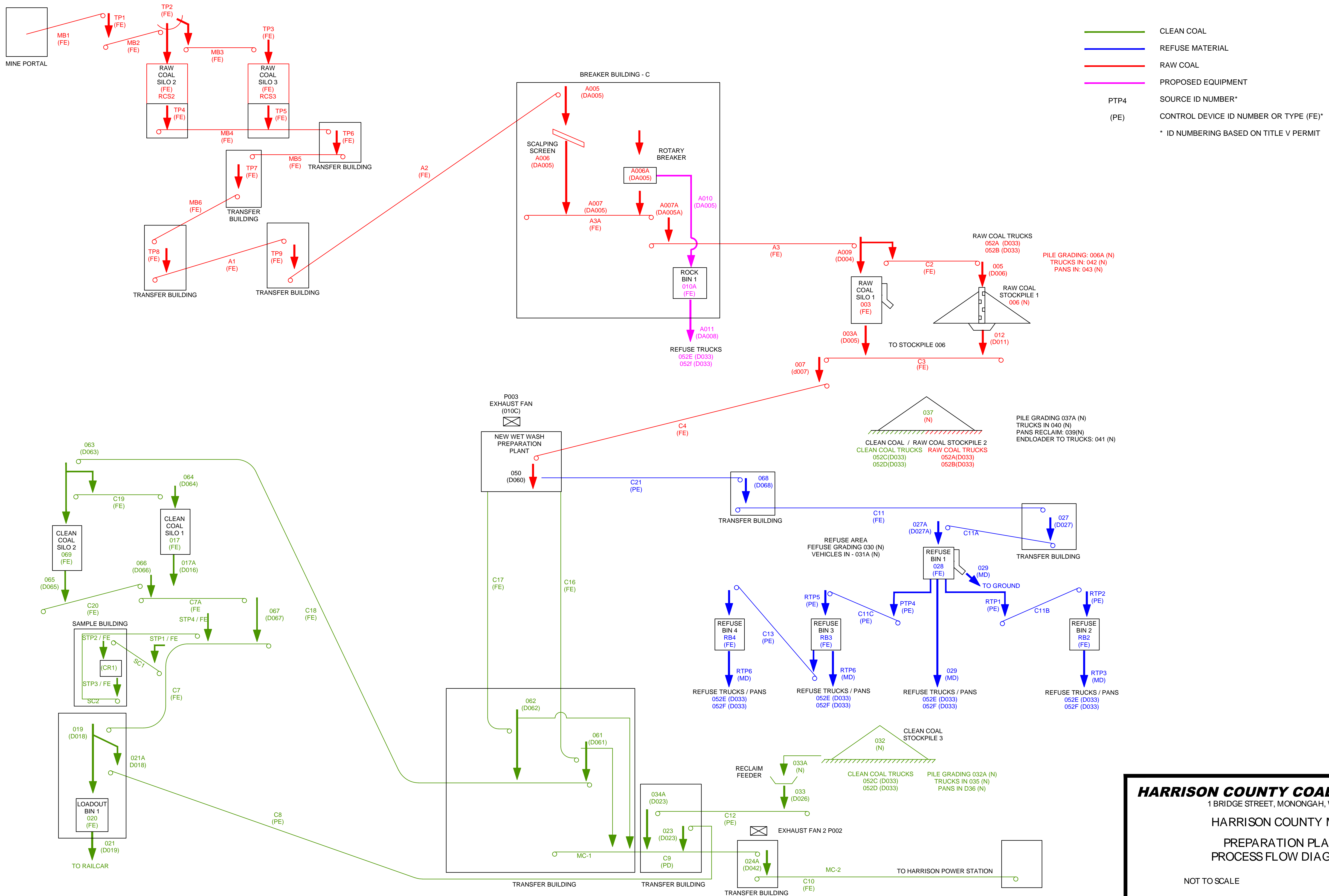
INSET (Harrison County Mine Prep Plant)

Scale: 1" = 95'-0"
 0 25 50 75 100

No.	Revised/ Draftman	Date
Harrison County Coal Resources, Inc.		
Plot Plan Harrison County Mine Preparation Plant		
<small>Date:</small> March 6, 2015	<small>Drawn by:</small>	<small>Checked by:</small>



ATTACHMENT C. PROCESS FLOW DIAGRAM



— CLEAN COAL
— REFUSE MATERIAL
— RAW COAL
— PROPOSED EQUIPMENT
 PTP4 SOURCE ID NUMBER*
 (PE) CONTROL DEVICE ID NUMBER OR TYPE (FE)*
 * ID NUMBERING BASED ON TITLE V PERMIT

HARRISON COUNTY COAL RESOURCES
 1 BRIDGE STREET, MONONGAH, WV 26554
HARRISON COUNTY MINE
PREPARATION PLANT
PROCESS FLOW DIAGRAM
 NOT TO SCALE
 MARCH 2, 2021

AMERICAN CONSOLIDATED
NATURAL
 RESOURCES, INC.

ACNR INC. COAL SERVICES GROUP
 ENGINEERING DEPARTMENT
 1 BRIDGE STREET, MONONGAH, WV 26554

ATTACHMENT D. EMISSION UNIT TABLE

**ATTACHMENT D - Title V Equipment Table (includes
all emission units at the facility except those designated as
insignificant activities in Section 4, Item 24 of the General Forms)**

Emission Point ID ¹	Control Device ¹	Emission Unit ID ¹	Emission Unit Description	Design Capacity	Year Installed/Modified
E-MB1	FE	MB1	Mine Portal Belt	5,000 tph	2005
E-MB2	FE	MB2	Silo Feed Belt	5,000 tph	2005
E-MB3	FE	MB3	Silo Transfer Belt	5,000 tph	2005
E-RCS2	FE	RCS2	Raw Coal Storage Silo 2	10,000 tons	2005
E-RCS3	FE	RCS3	Raw Coal Storage Silo 3	10,000 tons	2005
E-MB4	FE	MB4	Silo Reclaim Belt	4,000 tph	2005
E-MB5	FE	MB5	Overland Mine Belt 1	4,000 tph	2005
E-MB6	FE	MB6	Overland Mine Belt 2	4,000 tph	2005
A003	FE	A1	Conveyor and Transfer Point	4,000 tph	1994
A005	FE	A2	Conveyor and Transfer Point	4,000 tph	1994
A006, A007	FE	A006	Scalping Screen A1 (rotary breaker building) and Transfer Points	4,000 tph	1994
A006A, A007A, A010	FE	A006A	Rotary Breaker A1 (rotary breaker building) and Transfer Points (drop to A008, drop to rock bin, drop to pan)	1,000 tph	1994
A007A	FE	A3A	Conveyor and Transfer Point	4,000 tph	1994
A009	FE	A3	Conveyor and Transfer Point	4,000 tph	1994
010A, A011	FE	010A	Rock Bin 1 and Transfer Point	100 tons	1994
003A	FE	003	Raw Coal Silo	6,000 tons	1968
005	FE	C2	Conveyor and Transfer Points (raw coal to stockpile)	4,000 tph	1994
006, 012, 006A, 042, 043	ST, UC	006	Raw Coal Stockpile 1 (wind erosion, pan reclaim, dozers, grading, truck load-in, pan load-in)	750,000 tons	M 2015 1968

**ATTACHMENT D - Title V Equipment Table (includes
all emission units at the facility except those designated as
insignificant activities in Section 4, Item 24 of the General Forms)**

Emission Point ID ¹	Control Device ¹	Emission Unit ID ¹	Emission Unit Description	Design Capacity	Year Installed/ Modified
037, 037A, 038, 039, 040, 041	MC	037	Clean/Raw Coal Stockpile 2 (wind erosion, grading, pan load-in, pan reclaim, truck load-in, endloader loudout)	240,000 tons	1968
007, 009	FE, PE (TP-007)	C3, C4	Conveyors (2) and Transfer Points (plant feed)	2,800 tph	2002
068	FE	C21	Conveyor and Transfer Point	800 tph	M 2010 2002
027	FE	C11	Conveyor and Transfer Point (refuse)	800 tph	M 2010 1981
C11A	FE	C11A	Refuse Conveyor and Transfer Point	800 tph	M 2010 1981
029, 030	FE	028	Refuse Bin 1 and Transfer Points	600 tons	M 2010 1981
C11B	FE	C11B	Refuse Conveyor and Transfer Point	800 tph	M 2010 1981
RTP3	FE	RB2	Refuse Bin 2 and Transfer Points	800 tph	1981
RTP7	FE	C13	Refuse Conveyor	800 tph	2018
RTP8	PE	RB4	Refuse Bin 3 – 300 ton capacity- and transfer points	300 tons	2018
C11C	PE	C11C	Refuse Conveyor	800 tph	2010
RB3	FE	RB3	Refuse Bin 3 and Transfer Points	300 tons	2010
061	FE	C16	Conveyor and Transfer Point	1,800 tph	2002
062	FE	C17	Conveyor and Transfer Point	1,800 tph	2002
063	FE	C18	Conveyor and Transfer Point	1,800 tph	2002
064	FE	C19	Conveyor and Transfer Point	1,800 tph	2002
017A	FE	017	Clean Coal Silo 1	10,000 tons	1968
065	FE	069	Clean Coal Silo 2	25,000 tons	2002
066	FE	C20	Conveyor and Transfer Point	4,000 tph	2002
067	FE	C7A	Conveyor and Transfer Point	4,000 tph	2002
019,021A	FE	C7	Conveyor and Transfer Point (clean coal to rail loadout or by-pass)	4,000 tph	2002
STP2	FE	SC1	Sample System Feed Conveyor	5 tph	2002

Title V Equipment Table (equipment_table.doc)

**ATTACHMENT D - Title V Equipment Table (includes
all emission units at the facility except those designated as
insignificant activities in Section 4, Item 24 of the General Forms)**

Emission Point ID ¹	Control Device ¹	Emission Unit ID ¹	Emission Unit Description	Design Capacity	Year Installed/Modified
STP3	FE	CR1	Sample System Pulverizer	5 tph	2002
STP4	FE	SC2	Sample System Return Conveyor	5 tph	2002
021	FE,	020	Railroad Loadout 1	100 tons	1968
023	PE(conveyor), FE (TP)	C8	Conveyor and Transfer Point (rail loadout by-pass belt)	1,200 tph	1968
024A	PE, EM	C9	Conveyor and Transfer Point (initial belt in power plant feed)	1,300 tph	1968
N/A	FE	C10	Conveyor and Transfer Point (second belt in power plant feed)	1,300 tph	1968
032, 033, 032A, 033A, 035, 036	UC, MC	032	Clean Coal Stockpile 1 (wind erosion, reclaim to conveyor, grading, dozer to reclaim, truck load-in, pan load-in)	40,000 tons	1986
034A	PE(conveyor), FE (TP)	C12	Conveyor and Transfer Point (clean coal destock feeder)	1,200 tph	1986
031, 031A	WT	031	Refuse Disposal Area 1 (wind erosion, grading)		1968
048A	FE	048A	Lime Storage Silo 1	50 tons	1971
048B	FE	048B	Lime Storage Silo 2	50 tons	1971
052A-F	WT	052A-F	Haulroads	NA	NA
010C	MC, EM, ES	060	Preparation Plant (raw & wet)	2,800 tph	2002
P003	N/A	D040	Exhaust Fan and Dust Collector 1: removes PM from prep plant	N/A	1968
P003	N/A	D041	Scrubber: removes PM from prep plant	N/A	1968
P002	N/A	D042	Exhaust Fan 2 and Dust Collector 2: removes PM from transfer point	N/A	1968

¹For 45CSR13 permitted sources, the numbering system used for the emission points, control devices, and emission units should be consistent with the numbering system used in the 45CSR13 permit. For grandfathered sources, the numbering system should be consistent with registrations or emissions inventory previously submitted to DAQ. For emission points, control devices, and emissions units which have not been previously labeled, use the following 45CSR13 numbering system: 1S, 2S, 3S,... or other appropriate description for emission units; 1C, 2C, 3C,... or other appropriate designation for control devices; 1E, 2E, 3E, ... or other appropriate designation for emission points.

ATTACHMENT E. EMISSION UNIT FORMS

ATTACHMENT E - Emission Unit Form

Emission Unit Description Breaking/Crushing

Emission unit ID number: A006A, CR1	Emission unit name: Rotary Breaker A1, Sample Pulverizer	List any control devices associated with this emission unit: Full Enclosure (FE)
---	--	--

Provide a description of the emission unit (type, method of operation, design parameters, etc.):
Typical coal preparation plant breaking and crushing.

Manufacturer: NA	Model number: NA	Serial number: NA
----------------------------	----------------------------	-----------------------------

Construction date: NA	Installation date: A006A in 1994, CR1 in 2002	Modification date(s):
---------------------------------	---	------------------------------

Design Capacity (examples: furnaces - tons/hr, tanks - gallons):
A006A at 1,000 tph, CR1 at 5 tph

Maximum Hourly Throughput: A006A at 1,000 tph, CR1 at 5 tph	Maximum Annual Throughput: A006A at 3.942 MM tpy, CR1 at 43,800 tpy	Maximum Operating Schedule: 8,760 hours.
---	---	--

Fuel Usage Data (fill out all applicable fields) NOT APPLICABLE

Does this emission unit combust fuel? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	If yes, is it? <input type="checkbox"/> Indirect Fired <input type="checkbox"/> Direct Fired
--	--

Maximum design heat input and/or maximum horsepower rating:	Type and Btu/hr rating of burners:
--	---

List the primary fuel type(s) and if applicable, the secondary fuel type(s). For each fuel type listed, provide the maximum hourly and annual fuel usage for each.

Describe each fuel expected to be used during the term of the permit.

Fuel Type	Max. Sulfur Content	Max. Ash Content	BTU Value

<i>Emissions Data</i>		
Criteria Pollutants	Potential Emissions	
	PPH	TPY
Carbon Monoxide (CO)		
Nitrogen Oxides (NO _x)		
Lead (Pb)		
Particulate Matter (PM _{2.5})	0.29	0.58
Particulate Matter (PM ₁₀)	1.93	3.88
Total Particulate Matter (TSP)	4.06	8.15
Sulfur Dioxide (SO ₂)		
Volatile Organic Compounds (VOC)		
Hazardous Air Pollutants	Potential Emissions	
	PPH	TPY
Regulated Pollutants other than Criteria and HAP	Potential Emissions	
	PPH	TPY

List the method(s) used to calculate the potential emissions (include dates of any stack tests conducted, versions of software used, source and dates of emission factors, etc.).

Emissions factors from *Air Pollution Engineering Manual and References*.

Applicable Requirements

List all applicable requirements for this emission unit. For each applicable requirement, include the underlying rule/regulation citation and/or construction permit with the condition number. (Note: Title V permit condition numbers alone are not the underlying applicable requirements). If an emission limit is calculated based on the type of source and design capacity or if a standard is based on a design parameter, this information should also be included.

	Rule/ Regulation/ R13 Permit	Existing R30 permit Condition	Name	Requirement
1	45CSR13, R13-2306D, 4.1.1.	5.1.1.	Compliance with Annual Throughput Limits	Compliance with all annual throughput limits shall be determined using a 12 month rolling total. For example, a 12 month rolling total shall mean the sum of raw coal received by the facility at any given time for the previous twelve (12) consecutive calendar months.
2	45CSR13, R13-2306D, 4.1.2.	5.1.2.	Facility Throughput Limitation	The throughput of coal to be handled or processed through the preparation plant, Transfer Point 060, shall not exceed 2,800 tons per hour (TPH) or 15,768,000 tons per year (TPY).
3	45CSR13, R13-2306D, 4.1.4.	5.1.3.	Inspection of Fugitive Dust Control Systems	The permittee shall inspect all fugitive dust control systems weekly to ensure that they are operated and maintained in conformance with their designs. The permittee shall maintain records of all scheduled and nonscheduled maintenance. Records shall be maintained on site for a period of no less than five (5) years stating any maintenance or corrective actions taken as a result of the weekly inspections, and the times the fugitive dust control system(s) are inoperable and any corrective actions taken.
4	45CSR13, R13-2306D, 4.1.5.	5.1.4.	Dust Suppressants/Control Measures	The permittee shall maintain daily records indicating the use of any dust suppressants or any other suitable dust control measures applied at the facility. These records shall be maintained on site for a period of no less than five (5) years.
5	45CSR13, R13-2306D, 4.1.6.	5.1.5.	Records of Throughput and Hours of Operation.	The permittee shall maintain records of the coal throughput and the hours of operation. Compliance with the hourly throughput limit shall be demonstrated by dividing the calendar month's total throughput by the number of hours operated in the same calendar month to obtain an hourly average. By the fifteenth day of each calendar month, the permittee shall calculate the hourly averaged throughput of the previous calendar month. These records shall be maintained on site for a period of no less than five (5) years.
6	45CSR13, R13-2306D, 4.1.8.	5.1.7.	Freeze Protection Requirement	A freeze protection plan shall be incorporated and maintained to insure all wet suppression systems remain operational at all times.
7	45CSR§5-3.4; 45CSR13, R13-2306D, 4.1.9.	5.1.8.	Opacity	No person shall cause, suffer, allow or permit emission of particulate matter into the open air from any fugitive dust control system which is twenty percent (20%) opacity or greater.
8	45CSR§5-6.1; 45CSR13, R13-2306D, 4.1.10.	5.1.9.	Fugitive Dust Control	No person shall cause, suffer, allow or permit a coal preparation plant or handling operation to operate that is not equipped with a fugitive dust control system. This system shall be operated and maintained in such a manner as to minimize the emission of particulate matter into the open air.
9	45CSR§5-6.2; 45CSR13, R13-2306D, 4.1.11.	5.1.10.	Dust Control, Good Operating Practices	The owner or operator of a coal preparation plant or handling operation shall maintain dust control of the premises and owned, leased, or controlled access roads by paving, or other suitable measures. Good operating practices shall be observed in relation to stockpiling, car loading, breaking, screening, and general maintenance to minimize dust generation and atmospheric entrainment.

Permit Shield

Applicable Requirements - Continued

10	45CSR16; 40CFR§60.254(a); 45CSR13, R13-2306D, 4.1.12.	5.1.11.	Opacity	On and after the date on which the performance test is conducted or required to be completed under §60.8, whichever date comes first, an owner or operator shall not cause to be discharged into the atmosphere from any coal processing and conveying equipment, coal storage system, or coal transfer and loading system processing coal constructed, reconstructed, or modified on or before April 28, 2008, gases which exhibit 20 percent opacity or greater.
11	45CSR16; 40CFR§60.254(b); 45CSR13, R13-2306D, 4.1.13.	5.1.12.	Opacity	On and after the date on with the performance test is conducted or required to be completed under §60.8, whichever date comes first, an owner or operator shall not cause to be discharged into the atmosphere from any coal processing and conveying equipment, coal storage system, or coal transfer and loading system processing coal constructed, reconstructed, or modified after April 28, 2008, must meet the requirements in paragraphs (1) and (3) of this section. (1) Except as provided in paragraph (3) of this section, the owner or operator must not cause to be discharged into the atmosphere from the affected facility any gases which exhibit 10 percent opacity or greater. (3) Equipment used in the loading, unloading, and conveying operations of open storage piles are not subject to the opacity limitations of paragraph (1) of this section.
12	45CSR§13-5.11., 45CSR13, R13-2306D, 4.1.14.	5.1.13.	Operation and Maintenance of Air Pollution Control Equipment	The permittee shall, to the extent practicable, install, maintain, and operate all pollution control equipment listed in Section 1.0 and associated monitoring equipment in a manner consistent with safety and good air pollution control practices for minimizing emissions, or comply with any more stringent limits set forth in this permit or as set forth by any State rule, Federal regulation, or alternative control plan approved by the Secretary.
13	45CSR16; 40CFR§60.11(d); 45CSR13, R13-2306D, 4.1.15.	5.1.14.	Good Air Pollution Control Practice	At all times, including periods of startup, shutdown, and malfunction, the permittee shall, to the extent practicable, maintain and operate any affected facility including associated air pollution control equipment in a manner consistent with good air pollution control practice for minimizing emissions.
14	45CSR13, R13-2306, 4.1.1	5.1.15	Throughput Restrictions	The permittee shall not exceed the maximum hourly and annual throughput rates and other criteria outlined in the table in Section 1.0 Emission Units.

Permit Shield

Applicable Requirements - Continued

	Rule/ Regulation/ R13 Permit	Existing R30 Permit Condition	Name	Requirement
15	45CSR13, R13-2306D, 4.1.3 and 4.2.1; 45CSR§30-5.1.c. (Not required for stockpiles and haulroads 037, 037A, 006, 006A, 032,032A, 031, 031A, 054, and 052A – F)	5.2.1.	Monitoring, Recordkeeping, Reporting	<p>The permittee shall conduct monitoring/recordkeeping/reporting as follows:</p> <p>a. An initial visible emissions evaluation in accordance with 40 C.F.R. 60 Appendix A, Method 9 shall be performed within ninety (90) days of permit issuance for each emission unit with a visible emissions requirement in this permit unless such evaluation was performed within the consecutive 12-month period preceding permit issuance. This initial evaluation shall consist of three 6-minute averages during one consecutive 60 minute period. The initial evaluation shall be conducted at each emissions unit during the period of maximum expected visible emissions under normal unit and facility operations. A visible emissions evaluation shall be conducted for each emission unit at least once every consecutive 12-month period in accordance with 40 C.F.R. 60 Appendix A, Method 9. This annual evaluation shall consist of a minimum of 24 consecutive observations for each emission unit.</p> <p>b. Each emissions unit with a visible emissions limit contained in this permit shall be observed visually at least each calendar week during periods of normal facility operation for a sufficient time interval to determine if the unit has any visible emissions using 40 C.F.R. 60 Appendix A, Method 22. If visible emissions from any of the emissions units are observed during these weekly observations, or at any other time, that appear to exceed 50 percent of the allowable visible emission requirement for the emission unit, visible emissions evaluations in accordance with 40 C.F.R. 60 Appendix A, Method 9 shall be conducted as soon as practicable, but no later than one (1) month from the time of the observation. A Method 9 evaluation shall not be required under condition Section 3.2.1.b. if the visible emissions condition is corrected in a timely manner; the emissions unit is operating at normal operating conditions; and, the cause and corrective measures taken are recorded.</p> <p>c. If the initial, or any subsequent, visible emissions evaluation indicates visible emissions in excess of 50 percent of the allowable visible emissions requirement for a given emission unit, a visible emissions evaluation shall be performed for that unit at least once every consecutive 14-day period in accordance with 40 C.F.R. 60 Appendix A, Method 9. If subsequent visible emissions evaluations indicate visible emissions less than or equal to 50 percent of the allowable visible emissions requirement for the emission unit for 3 consecutive evaluation periods, the emission unit may comply with the visible emissions testing requirements of condition 3.2.1.b. in lieu of those established in this condition.</p> <p>d. A record of each visible emissions observation shall be maintained, including any data required by 40 C.F.R. 60 Appendix A, Method 22 or Method 9, whichever is appropriate. The record shall include, at a minimum, the date, time, name of the emission unit, the applicable visible emissions requirement, the results of the observation, and the name of the observer.</p>
16	45CSR16, 40CFR§60.8(a), 45CSR13, R13-2306D, 4.3.1.	5.3.1.	Performance Tests	Within 60 days after achieving the maximum production rate at which the affected facility will be operated, but not later than 180 days after initial startup of such facility, or at such other times specified by this part, the owner or operator of such facility shall conduct performance test(s) and furnish a written report of the results of such performance test(s).
17	45CSR16; 40CFR§60.11(b); 45CSR13, R13- 2306D, 4.3.2.	5.3.2.	Compliance With Particulate Matter Standards	Compliance with opacity standards in this part shall be determined by conducting observations in accordance with Reference Method 9 in appendix A of 40 CFR 60. For purposes of determining initial compliance, the minimum total time of observations shall be 3 hours (30 6-minute averages) for the performance test or other set of observations (meaning those fugitive-type emission sources subject only to an opacity standard).

Permit Shield

Applicable Requirements - Continued

	Rule/ Regulation/ R13 Permit	Existing R30 Permit Condition	Name	Requirement
18	45CSR16, 45CSR13, R13-2306D, 4.3.3.	5.3.3.	Performance Tests and Other Compliance Requirements for Subpart Y - Performance Tests.	<p>An owner or operator of each affected facility that commenced construction, reconstruction, or modification after April 28, 2008, must conduct performance tests according to the requirements of §60.8 and the methods identified in §60.257 to demonstrate compliance with the applicable emission standards in Subpart Y as specified in paragraph (2) of this section.</p> <p>(2) For each affected facility subject to an opacity standard, an initial performance test must be performed.</p> <p>Thereafter, a new performance test must be conducted according to the requirements in paragraphs (2)(i) and (ii) of this section, as applicable, except as provided for in 40C.F.R. §§60.255(e) and (f) of this section. Performance test and other compliance requirements for coal truck dump operations are specified in 40C.F.R. §60.255(h).</p> <p>(i) If any 6-minute average opacity reading in the most recent performance test exceeds half the applicable opacity limit, a new performance test must be conducted within 90 operating days of the date that the previous performance test was required to be completed.</p> <p>(ii) If all 6-minute average opacity readings in the most recent performance are equal to or less than half the applicable opacity limit, a new performance test must be conducted within 12 calendar months of the date that the previous performance test was required to be completed.</p>
19	45CSR16, 40CFR§60.255(f), 45CSR13, R13-2306D, 4.3.4.	5.3.4.	Performance Tests and Other Compliance Requirements for Subpart Y - Monitoring Visible Emissions or Digital Opacity Compliance System.	<p>As an alternative to meeting the requirements in 40C.F.R. §60.255(b)(2) [see permit condition 5.3.3. above], an owner or operator of an affected facility that commenced construction, reconstruction, or modification after April 28, 2008, may elect to comply with the requirements in paragraph (1) of this section.</p> <p>(1) Monitor visible emissions from each affected facility according to the requirements in paragraphs (1)(i) through (iii) of this section.</p> <p>(i) Conduct one daily 15-second observation each operating day for each affected facility (during normal operation) when the coal preparation and processing plant is in operation. Each observation must be recorded as either visible emissions observed or no visible emissions observed. Each observer determining the presence of visible emissions must meet the training requirements specified in §2.3 of Method 22 of appendix A-7 of this part. If visible emissions are observed during any 15-second observation, the owner or operator must adjust the operation of the affected facility and demonstrate within 24 hours that no visible emissions are observed from the affected facility. If visible emissions are observed, a Method 9, of appendix A-4 of this part, performance test must be conducted within 45 operating days.</p> <p>(ii) Conduct monthly visual observations of all processes and control equipment. If any deficiencies are observed, the necessary maintenance must be performed as expeditiously as possible.</p> <p>(iii) Conduct a performance test using Method 9 of Appendix A-4 of this part at least once every 5 calendar years for each affected facility.</p> <p>(2) Prepare a written site-specific monitoring plan for a digital opacity compliance system for approval by the Administration or delegated authority. The plan shall require observations of at least one digital image every 15 seconds for 10-minute periods (during normal operation) every operating day. An approvable monitoring plan must include a demonstration that the occurrences of visible emissions are not in excess of 5 percent of the observation period. For reference purposes in preparing the monitoring plan, see OAQPS "Determination of Visible Emission Opacity from Stationary Sources Using Computer-Based Photographic Analysis Systems." This document is available from the U.S. Environmental Protection Agency (U.S. EPA); Office of Air Quality and Planning Standards; Sector Policies and Programs Division; Measurement Group (D243-02), Research Triangle Park, NC 27711. This document is also available on the Technology Transfer Network (TTN) under Emission Measurement Center Preliminary Methods. The monitoring plan approved by the Administrator delegated authority shall be implemented by the owner or operator.</p>
20	45CSR16, 40CFR§60.255(g), 45CSR13, R13-2306D, 4.3.5.	5.3.5.	Performance Tests and Other Compliance Requirements for Subpart Y - COMS.	<p>As an alternative to meeting the requirements in 40C.F.R. §60.255(b)(2) [see permit condition 5.3.3. above], an owner or operator of an affected facility that commenced construction, reconstruction, or modification after April 28, 2008, subject to a visible emissions standard under this subpart may install, operate, and maintain a continuous opacity monitoring system (COMS). Each COMS used to comply with provisions of this subpart must be installed, calibrated, maintained, and continuously operated according to the requirements in 40C.F.R. §§60.255(g)(1) and (2) .</p>

Permit Shield

Applicable Requirements - Continued

21	45CSR16, 40CFR§60.255(c), 45CSR13, R13-2306D, 4.3.6.	5.3.6.	Performance Tests and Other Compliance Requirements for Subpart Y.	If any affected coal processing and conveying equipment (e.g., breakers, crushers, screens, conveying systems), coal storage systems, or other coal transfer and loading systems that commenced construction, reconstruction, or modification after April 28, 2008, are enclosed in a building do not exceed any of the standards in §60.254 that apply to the affected facility, then the facility shall be deemed to be in compliance with such standards.
22	45CSR16, 40CFR§60.257(a), 45CSR13, R13-2306D, 4.3.7.	5.3.7.	Test Methods and Procedures for Subpart Y.	<p>The owner or operator must determine compliance with the applicable opacity standards as specified in paragraphs (1) through (3) of this section.</p> <p>(1) Method 9 of Appendix A-4 of this part and the procedures in §60.11 must be used to determine opacity, with the exceptions specified in paragraphs 5.3.7(1)(i) and (ii).</p> <p>(i) The duration of the Method 9 of Appendix A-4 of this part performance test shall be 1 hour (ten 6- minute averages).</p> <p>(ii) If, during the initial 30 minutes of the observation of a Method 9 of Appendix A-4 of this part performance test, all of the 6-minute average opacity readings are less than or equal to half the applicable opacity limit, then the observation period may be reduced from 1 hour to 30 minutes.</p> <p>(2) To determine opacity for fugitive coal dust emissions sources, the additional requirements specified in paragraphs 5.3.7(2)(i) through (iii) must be used.</p> <p>(i) The minimum distance between the observer and the emission source shall be 5.0 meters (16 feet), and the sun shall be oriented in the 140-degree sector of the back.</p> <p>(ii) The observer shall select a position that minimizes interference from other fugitive coal dust emissions sources and make observations such that the line of vision is approximately perpendicular to the plume and wind direction.</p> <p>(iii) The observer shall make opacity observations at the point of greatest opacity in that portion of the plume where condensed water vapor is not present. Water vapor is not considered a visible emission.</p> <p>(3) A visible emissions observer may conduct visible emission observations for up to three fugitive, stack, or vent emission points within a 15-second interval if the following conditions specified in paragraphs (3)(i) through (iii) of this section are met.</p> <p>(i) No more than three emissions points may be read concurrently.</p> <p>(ii) All three emissions points must be within a 70 degree viewing sector or angle in front of the observer such that the proper sun position can be maintained for all three points.</p> <p>(iii) If an opacity reading for any one of the three emissions points is within 5 percent opacity from the applicable standard (excluding readings of zero opacity), then the observer must stop taking readings for the other two points and continue reading just that single point.</p>
23	45CSR16, 40CFR§60.257(b), 45CSR13, R13-2306D, 4.3.8.	5.3.8.	Test Methods and Procedures for Subpart Y.	The owner or operator must conduct all performance tests required by §60.8 to demonstrate compliance with the applicable emissions standards specified in §60.252 according to the requirements in §60.8 using the applicable test methods and procedures in 40C.F.R.§§60.257(b) (1) through (8).
24	45CSR16, 40CFR§60.255(a), 45CSR13, R13-2306, 4.3.3.	5.3.9	Performance Tests and Other Compliance Requirements for Subpart Y –	An owner or operator of each affected facility that commenced construction, reconstruction, or modification on or before April 28, 2008, must conduct performance tests required by §60.8 to demonstrate compliance with the applicable emission standards using the methods identified in §60.257.
25	45CSR13, R13-2306D, 4.4.2.	5.4.1.	Record of Maintenance of Air Pollution Control Equipment.	For all pollution control equipment listed in Section 1.0, the permittee shall maintain accurate records of all required pollution control equipment inspection and/or preventative maintenance procedures.
26	45CSR13, R13-2306D, 4.4.3.	5.4.2.	Record of Malfunctions of Air Pollution Control Equipment.	<p>For all pollution control equipment listed in Section 1.0, the permittee shall maintain records of the occurrence and duration of any malfunction or operational shutdown of the air pollution control equipment during which excess emissions occur. For each such case, the following information shall be recorded:</p> <p>a. The equipment involved.</p> <p>b. Steps taken to minimize emissions during the event.</p> <p>c. The duration of the event.</p> <p>d. The estimated increase in emissions during the event.</p> <p>For each such case associated with an equipment malfunction, the additional information shall also be recorded:</p> <p>e. The cause of the malfunction.</p> <p>f. Steps taken to correct the malfunction.</p> <p>g. Any changes or modifications to equipment or procedures that would help prevent future recurrences of the malfunction.</p>

Permit Shield

Applicable Requirements - Continued

27	45CSR13, R13-2306, 4.4.5	5.4.4	Records of Monitoring Data	The permittee shall maintain records of all monitoring data required by Section 5.2.1 of this permit by documenting the date and time of each visible emission check, the emission point or equipment/source identification number, the name or means of identification of the observer, the results of the check(s), whether the visible emissions are normal for the process, and, if applicable, all corrective measures taken or planned. The permittee shall also record the general weather conditions (i.e. sunny, approximately 80°F, 6 - 10 mph NE wind) during the visual emission check(s). An example form is supplied as Appendix B. Should a visible emission observation be required to be performed per the requirements specified in Method 9, the data records of each observation shall be maintained per the requirements of Method 9. For an emission unit out of service during the normal monthly evaluation, the record of observation may note "out of service" (O/S) or equivalent
28	45CSR13, R13-2306D, 4.5.1.	5.5.1.	Performance Test Notifications	With regard to any testing required by the Director, the permittee shall submit to the Director of Air Quality and the Associate Director - Office of Enforcement and Permit Review (3AP12) of the U.S. EPA a test protocol detailing the proposed test methods, the date, and the time the proposed testing is to take place, as well as identifying the sampling locations and other relevant information. The test protocol must be received by the Director and the Associate Director no less than thirty (30) days prior to the date the testing is to take place. Test results shall be submitted to the Director and the Associate Director no more than sixty (60) days after the date the testing takes place.
29	45CSR13, R13-2306D, 4.5.2.	5.5.2.	Emissions Violations Reporting	Any violation(s) of the allowable visible emission requirement for any emission source discovered during observation using 40CFR Part 60, Appendix A, Method 9 must be reported in writing to the Director of the Division of Air Quality as soon as practicable, but within ten (10) calendar days, of the occurrence and shall include, at a minimum, the following information: the results of the visible determination of opacity of emissions, the cause or suspected cause of the violation(s), and any corrective measures taken or planned.
30	45CSR16, 40CFR§60.7(a), 45CSR13, R13-2306D, 4.5.3.	5.5.3.	Part 60 Notifications	Any owner or operator subject to the provisions of this part shall furnish written notification as follows: A notification of the date construction (or reconstruction as defined under §60.15) of an affected facility is commenced postmarked no later than 30 days after such date. A notification of the actual date of initial startup of an affected facility postmarked within 15 days after such date.
31	45CSR16, 40CFR§60.258(b), 45CSR13, R13-2306D, 4.5.4.	5.5.4.	Reporting for Subpart Y - Opacity Exceedances	For the purposes of reports required under section 60.7(c), any owner or operator subject to the provisions of Subpart Y also shall report semiannually periods of excess emissions as follow: (3) All 6-minute average opacities that exceed the applicable standard.
32	45CSR16, 40CFR§60.258(c), 45CSR13, R13-2306D, 4.5.5.	5.5.5.	Reporting for Subpart Y - Results of Initial Performance Tests	The owner or operator of an affected facility shall submit the results of initial performance tests to the Administrator or delegated authority, consistent with the provisions of section 60.8. The owner or operator who elects to comply with the reduced performance testing provisions of sections 60.255(c) or (d) shall include in the performance test report identification of each affected facility that will be subject to the reduced testing. The owner or operator electing to comply with section 60.255(d) shall also include information which demonstrates that the control devices are identical.
33	45CSR16, 40CFR§60.258(d), 45CSR13, R13-2306D, 4.5.6.	5.5.6.	Reporting for Subpart Y - WebFIRE Data Base	After July 11, 2011, within 60 days after the date of completing each performance evaluation conducted to demonstrate compliance with this subpart, the owner or operator of the affected facility must submit the test data to EPA by successfully entering the data electronically into EPA's WebFIRE data base available at http://cfpub.epa.gov/oarweb/index.cfm?action=fire.main . For performance tests that cannot be entered into WebFIRE (i.e. Method 9 of appendix A-4 of this part opacity performance tests) the owner or operator of the affected facility must mail a summary copy to United States Environmental Protection Agency; Energy Strategies Group; 109 TW Alexander DR; mail code D243-01; RTP, NC 27711.

Permit Shield

For all applicable requirements listed above, provide monitoring/testing/recordkeeping/reporting which shall be used to demonstrate compliance. If the method is based on a permit or rule, include the condition number or citation. (Note: Each requirement listed above must have an associated method of demonstrating compliance. If there is not already a required method in place, then a method must be proposed.)

	Rule/ Regulation/ R13 Permit	Existing R30 Permit Condition	Name	Method of Compliance
1	45CSR13, R13-2306D, 4.1.1.	5.1.1.	Compliance with Annual Throughput Limits	12 month rolling total will be used to determine compliance with all annual throughput limits.
2	45CSR13, R13-2306D, 4.1.2.	5.1.2.	Facility Throughput Limitation	Throughputs records will be maintained for Transfer Point 060 to ensure compliance with the applicable limitations.
3	45CSR13, R13-2306D, 4.1.4.	5.1.3.	Inspection of Fugitive Dust Control Systems	Records of all inspections conducted will be maintained on site for a period of no less than five (5) years.
4	45CSR13, R13-2306D, 4.1.5.	5.1.4.	Dust Suppressants/Control Measures	Daily records will be maintained for the use of any dust suppressants or any other suitable dust control measures applied at the facility. The records will be maintained on site for a period of no less than five (5) years.
5	45CSR13, R13-2306D, 4.1.6.	5.1.5.	Records of Throughput and Hours of Operation.	Records of the coal throughput and the hours of operation will be maintained on site for a period of no less than five (5) years.
6	45CSR13, R13-2306D, 4.1.8.	5.1.7.	Freeze Protection Requirement	A freeze protection plan will be incorporated and maintained.
7	45CSR§5-3.4; 45CSR13, R13-2306D, 4.1.9.	5.1.8.	Opacity	Opacity testing and monitoring will be conducted as required to maintain compliance with the applicable standard.
8	45CSR§5-6.1; 45CSR13, R13-2306D, 4.1.10.	5.1.9.	Fugitive Dust Control	Fugitive dust will be controlled in accordance with the information contained within the permit applications and as required by the permit.
9	45CSR§5-6.2; 45CSR13, R13-2306D, 4.1.11.	5.1.10.	Dust Control, Good Operating Practices	Dust control will be maintained. Good operating practices will be followed.
10	45CSR16; 40CFR§60.254(a); 45CSR13, R13-2306D, 4.1.12.	5.1.11.	Opacity	Opacity testing and monitoring will be conducted as required to maintain compliance with the applicable standard.
11	45CSR16; 40CFR§60.254(b); 45CSR13, R13-2306D, 4.1.13.	5.1.12.	Opacity	Opacity testing and monitoring will be conducted as required to maintain compliance with the applicable standard.
12	45CSR§13-5.11., 45CSR13, R13-2306D, 4.1.14.	5.1.13.	Operation and Maintenance of Air Pollution Control Equipment	All pollution control equipment will be installed, maintained, and operated in a manner consistent with safety and good air pollution control practices.
13	45CSR16; 40CFR§60.11(d); 45CSR13, R13-2306D, 4.1.15.	5.1.14.	Good Air Pollution Control Practice	Good air pollution control practices will be followed.
14	45CSR13, R13-2306, 4.1.1	5.1.15	Throughput Restriction	The facility will maintain records to demonstrate compliance with all applicable throughput restrictions.
15	45CSR13, R13-2306D, 4.1.3 and 4.2.1; 45CSR§30-5.1.c. (Not required for stockpiles and haulroads 037, 037A, 006, 006A, 032,032A, 031, 031A, 054, and 052A – F)	5.2.1.	Monitoring, Recordkeeping, Reporting	The facility will conduct all monitoring/recordkeeping/reporting in accordance with the requirements specified in this section.
16	45CSR16, 40CFR§60.8(a), 45CSR13, R13-2306D, 4.3.1.	5.3.1.	Performance Tests	Performance tests will be conducted as required.
17	45CSR16; 40CFR§60.11(b); 45CSR13, R13- 2306D, 4.3.2.	5.3.2.	Compliance With Particulate Matter Standards	Opacity testing and monitoring will be conducted as required to maintain compliance with the applicable standard.
18	45CSR16, 45CSR13, R13-2306D, 4.3.3.	5.3.3.	Performance Tests and Other Compliance Requirements for Subpart Y - Performance Tests.	Performance tests will be conducted as required.

Emission Unit Form (emission_unit.doc)

For all applicable requirements listed above, provide monitoring/testing/recordkeeping/reporting which shall be used to demonstrate compliance. If the method is based on a permit or rule, include the condition number or citation. (Note: Each requirement listed above must have an associated method of demonstrating compliance. If there is not already a required method in place, then a method must be proposed.)

	Rule/ Regulation/ R13 Permit	Existing R30 Permit Condition	Name	Method of Compliance
19	45CSR16, 40CFR§60.255(f), 45CSR13, R13-2306D, 4.3.4.	5.3.4.	Performance Tests and Other Compliance Requirements for Subpart Y - Monitoring Visible Emissions or Digital Opacity Compliance System.	The facility will comply with the requirements in this section if applicable.
20	45CSR16, 40CFR§60.255(g), 45CSR13, R13-2306D, 4.3.5.	5.3.5.	Performance Tests and Other Compliance Requirements for Subpart Y - COMS.	The facility will comply with the requirements in this section if applicable.
21	45CSR16, 40CFR§60.255(c), 45CSR13, R13-2306D, 4.3.6.	5.3.6.	Performance Tests and Other Compliance Requirements for Subpart Y.	NA
22	45CSR16, 40CFR§60.257(a), 45CSR13, R13-2306D, 4.3.7.	5.3.7.	Test Methods and Procedures for Subpart Y.	The facility will determine compliance with the applicability opacity standards using the methods described in this section.
23	45CSR16, 40CFR§60.257(b), 45CSR13, R13-2306D, 4.3.8.	5.3.8.	Test Methods and Procedures for Subpart Y.	All performance tests required by §60.8 will be performed in accordance with the requirements described in this section.
24	45CSR16, 40CFR§60.255(a), 45CSR13, R13-2306, 4.3.3.	5.3.9	Performance Tests and Other Compliance Requirements for Subpart Y – Performance Tests	The facility will comply with the specified testing condition, as required.
25	45CSR13, R13-2306D, 4.4.2.	5.4.1.	Record of Maintenance of Air Pollution Control Equipment.	Records of all required pollution control equipment inspection and preventative maintenance procedures will be maintained.
26	45CSR13, R13-2306D, 4.4.3.	5.4.2.	Record of Malfunctions of Air Pollution Control Equipment.	Records of malfunction or operational shutdown of the air pollution control equipment which leads to excess emissions will be maintained.
27	45CSR13, R13-2306, 4.4.5	5.4.4	Records of Monitoring Data	The facility will maintain the required records.
28	45CSR13, R13-2306D, 4.5.1.	5.5.1.	Performance Test Notifications	Performance test notifications will be submitted in accordance with the requirements of this section.
29	45CSR13, R13-2306D, 4.5.2.	5.5.2.	Emissions Violations Reporting	Violations of any allowable visible emissions requirement will be reported as described in this section.
30	45CSR16, 40CFR§60.7(a), 45CSR13, R13-2306D, 4.5.3.	5.5.3.	Part 60 Notifications	Notifications will be submitted as required in accordance with the procedures described in this section.
31	45CSR16, 40CFR§60.258(b), 45CSR13, R13-2306D, 4.5.4.	5.5.4.	Reporting for Subpart Y - Opacity Exceedances	Semi-annual excess emissions reports will be submitted.
32	45CSR16, 40CFR§60.258(c), 45CSR13, R13-2306D, 4.5.5.	5.5.5.	Reporting for Subpart Y - Results of Initial Performance Tests	Results of initial performance tests will be submitted.
33	45CSR16, 40CFR§60.258(d), 45CSR13, R13-2306D, 4.5.6.	5.5.6.	Reporting for Subpart Y - WebFIRE Data Base	Relevant test data will be entered into EPA's WebFIRE database as required.

Are you in compliance with all applicable requirements for this emission unit? Yes No

If no, complete the **Schedule of Compliance Form** as **ATTACHMENT F**.

ATTACHMENT E - Emission Unit Form

Emission Unit Description Refuse Disposal Area

Emission unit ID number: 031	Emission unit name: Refuse Disposal Area	List any control devices associated with this emission unit: WT
--	--	---

Provide a description of the emission unit (type, method of operation, design parameters, etc.):
Typical coal preparation plant stockpile of coal refuse

Manufacturer: NA	Model number: NA	Serial number: NA
----------------------------	----------------------------	-----------------------------

Construction date: NA	Installation date: 1968	Modification date(s): NA
---------------------------------	-----------------------------------	------------------------------------

Design Capacity (examples: furnaces - tons/hr, tanks - gallons):
NA

Maximum Hourly Throughput: NA	Maximum Annual Throughput: NA	Maximum Operating Schedule: 8,760 hours.
---	---	--

Fuel Usage Data (fill out all applicable fields) NOT APPLICABLE

Does this emission unit combust fuel? ___ Yes <input checked="" type="checkbox"/> No	If yes, is it? ___ Indirect Fired ___ Direct Fired
---	--

Maximum design heat input and/or maximum horsepower rating:	Type and Btu/hr rating of burners:
--	---

List the primary fuel type(s) and if applicable, the secondary fuel type(s). For each fuel type listed, provide the maximum hourly and annual fuel usage for each.

Describe each fuel expected to be used during the term of the permit.

Fuel Type	Max. Sulfur Content	Max. Ash Content	BTU Value

<i>Emissions Data</i>		
Criteria Pollutants	Potential Emissions	
	PPH	TPY
Carbon Monoxide (CO)		
Nitrogen Oxides (NO _x)		
Lead (Pb)		
Particulate Matter (PM _{2.5})	1.21	5.32
Particulate Matter (PM ₁₀)	8.09	35.45
Total Particulate Matter (TSP)	17.00	74.45
Sulfur Dioxide (SO ₂)		
Volatile Organic Compounds (VOC)		
Hazardous Air Pollutants	Potential Emissions	
	PPH	TPY
Regulated Pollutants other than Criteria and HAP	Potential Emissions	
	PPH	TPY

List the method(s) used to calculate the potential emissions (include dates of any stack tests conducted, versions of software used, source and dates of emission factors, etc.).

Emissions factors from *Air Pollution Engineering Manual and References*.

Applicable Requirements

List all applicable requirements for this emission unit. For each applicable requirement, include the underlying rule/regulation citation and/or construction permit with the condition number. (Note: Title V permit condition numbers alone are not the underlying applicable requirements). If an emission limit is calculated based on the type of source and design capacity or if a standard is based on a design parameter, this information should also be included.

	Rule/ Regulation/ Construction Permit	Existing R30 Permit Condition	Name	Requirement
1	45CSR§5-7.1. Refuse Disposal Area 1 (031)	4.1.1.	Particulate Matter Air Pollution	In order to prevent and control air pollution from coal refuse disposal areas, the operation of coal refused disposal areas shall be conducted in accordance with the standards established by 45CSR§5-7.
2	45CSR§5-7.2. Refuse Disposal Area 1 (031)	4.1.2.	Particulate Matter Air Pollution	Coal refuse is not to be deposited on any coal refuse disposal area unless the coal refuse is deposited in such a manner as to minimize the possibility of ignition of the coal refuse.
3	45CSR§5-7.3. Refuse Disposal Area 1 (031)	4.1.3.	Particulate Matter Air Pollution	Coal refuse disposal areas shall not be so located with respect to mine openings, tipples, or other mine buildings, unprotected coal outcrops or steam lines that these external factors will contribute to the ignition of the coal refuse on such coal refuse disposal areas.
4	45CSR§5-7.4. Refuse Disposal Area 1 (031)	4.1.4.	Particulate Matter Air Pollution	Vegetation and combustible materials shall not be left on the ground at the site where a coal refuse pile is to be established, unless it is rendered inert before coal refuse is deposited on such site.
5	45CSR§5-7.5. Refuse Disposal Area 1 (031)	4.1.5.	Particulate Matter Air Pollution	Coal refuse shall not be dumped or deposited on a coal refuse pile known to be burning, except for the purpose of controlling the fire or where the additional coal refuse will not tend to ignite or where such dumping will not result in statutory air pollution.
6	45CSR§5-7.6. Refuse Disposal Area 1 (031)	4.1.6.	Particulate Matter Air Pollution	Materials with low ignition points used in the production or preparation of coal, including but not limited to wood, brattice cloth, waste paper, rags, oil and grease, shall not be deposited on any coal refuse disposal area or in such proximity as will reasonably contribute to the ignition of a coal refuse disposal area.
7	45CSR§5-7.7. Refuse Disposal Area 1 (031)	4.1.7.	Particulate Matter Air Pollution	Garbage, trash, household refuse, and like materials shall not be deposited on or near any coal refuse disposal area.
8	45CSR§5-7.8. Refuse Disposal Area 1 (031)	4.1.8.	Particulate Matter Air Pollution	The deliberate ignition of a coal refuse disposal area or the ignition of any materials on such an area by any person or persons is prohibited.
9	45CSR§5-8.3. Refuse Disposal Area 1 (031)	4.1.9	Particulate Matter Air Pollution	With respect to all burning coal refuse disposal areas, the person responsible for the coal refuse disposal areas or the land on which the coal refuse disposal areas are located shall use due diligence to control air pollution from the coal refuse disposal areas. Consistent with the declaration of policy and purpose set forth in W.Va. Code §22-5-1, the Director shall determine what constitutes due diligence with respect to each such burning coal refuse disposal area. When a study of any burning coal refuse disposal area by the Director establishes that air pollution exists or may be created, the person responsible for the coal refuse disposal area or the land on which the coal refuse disposal area is located shall submit to the Director a report setting forth satisfactory methods and procedures to eliminate, prevent or reduce the air pollution. The report shall be submitted within such time as the Director shall specify. The report for the elimination, prevention or reduction of air pollution shall contain sufficient information, including, completion dates, to establish that the corrective measures can be executed with due diligence. If approved by the Director, the corrective measures and completion dates shall be embodied in a consent order issued pursuant to W. Va. Code §§ 22-5-1 et seq. If the report is not submitted as requested or if the Director determines that the methods and procedures set forth in the report are not adequate to reasonably control the air pollution he or she shall issue an order requiring the elimination, prevention or reduction of the air pollution.

Permit Shield

For all applicable requirements listed above, provide monitoring/testing/recordkeeping/reporting which shall be used to demonstrate compliance. If the method is based on a permit or rule, include the condition number or citation. (Note: Each requirement listed above must have an associated method of demonstrating compliance. If there is not already a required method in place, then a method must be proposed.)

None required.

Are you in compliance with all applicable requirements for this emission unit? Yes No

If no, complete the **Schedule of Compliance Form** as **ATTACHMENT F**.

ATTACHMENT E - Emission Unit Form

Emission Unit Description Screening

Emission unit ID number: A006	Emission unit name: Scalping Screen A1	List any control devices associated with this emission unit: Full Enclosure (FE)
---	--	--

Provide a description of the emission unit (type, method of operation, design parameters, etc.):
Typical coal preparation plant screening.

Manufacturer: NA	Model number: NA	Serial number: NA
----------------------------	----------------------------	-----------------------------

Construction date: NA	Installation date: A006 in 1994	Modification date(s): NA
---------------------------------	---	------------------------------------

Design Capacity (examples: furnaces - tons/hr, tanks - gallons):
A006 at 4,000 tph

Maximum Hourly Throughput: A006 at 4,000 tph	Maximum Annual Throughput: A006 at 15.768 MM tpy	Maximum Operating Schedule: 8,760 hours.
--	--	--

Fuel Usage Data (fill out all applicable fields) NOT APPLICABLE

Does this emission unit combust fuel? ___ Yes <input checked="" type="checkbox"/> No	If yes, is it? ___ Indirect Fired ___ Direct Fired
---	--

Maximum design heat input and/or maximum horsepower rating:	Type and Btu/hr rating of burners:
--	---

List the primary fuel type(s) and if applicable, the secondary fuel type(s). For each fuel type listed, provide the maximum hourly and annual fuel usage for each.

Describe each fuel expected to be used during the term of the permit.

Fuel Type	Max. Sulfur Content	Max. Ash Content	BTU Value

<i>Emissions Data</i>		
Criteria Pollutants	Potential Emissions	
	PPH	TPY
Carbon Monoxide (CO)		
Nitrogen Oxides (NO _x)		
Lead (Pb)		
Particulate Matter (PM _{2.5})	5.71	11.26
Particulate Matter (PM ₁₀)	38.10	75.09
Total Particulate Matter (TSP)	80.00	157.68
Sulfur Dioxide (SO ₂)		
Volatile Organic Compounds (VOC)		
Hazardous Air Pollutants	Potential Emissions	
	PPH	TPY
Regulated Pollutants other than Criteria and HAP	Potential Emissions	
	PPH	TPY

List the method(s) used to calculate the potential emissions (include dates of any stack tests conducted, versions of software used, source and dates of emission factors, etc.).

Emissions factors from *Air Pollution Engineering Manual and References*.

Applicable Requirements

List all applicable requirements for this emission unit. For each applicable requirement, include the underlying rule/regulation citation and/or construction permit with the condition number. (Note: Title V permit condition numbers alone are not the underlying applicable requirements). If an emission limit is calculated based on the type of source and design capacity or if a standard is based on a design parameter, this information should also be included.

	Rule/ Regulation/ R13 Permit	Existing R30 permit Condition	Name	Requirement
1	45CSR13, R13-2306D, 4.1.1.	5.1.1.	Compliance with Annual Throughput Limits	Compliance with all annual throughput limits shall be determined using a 12 month rolling total. For example, a 12 month rolling total shall mean the sum of raw coal received by the facility at any given time for the previous twelve (12) consecutive calendar months.
2	45CSR13, R13-2306D, 4.1.2.	5.1.2.	Facility Throughput Limitation	The throughput of coal to be handled or processed through the preparation plant, Transfer Point 060, shall not exceed 2,800 tons per hour (TPH) or 15,768,000 tons per year (TPY).
3	45CSR13, R13-2306D, 4.1.4.	5.1.3.	Inspection of Fugitive Dust Control Systems	The permittee shall inspect all fugitive dust control systems weekly to ensure that they are operated and maintained in conformance with their designs. The permittee shall maintain records of all scheduled and nonscheduled maintenance. Records shall be maintained on site for a period of no less than five (5) years stating any maintenance or corrective actions taken as a result of the weekly inspections, and the times the fugitive dust control system(s) are inoperable and any corrective actions taken.
4	45CSR13, R13-2306D, 4.1.5.	5.1.4.	Dust Suppressants/Control Measures	The permittee shall maintain daily records indicating the use of any dust suppressants or any other suitable dust control measures applied at the facility. These records shall be maintained on site for a period of no less than five (5) years.
5	45CSR13, R13-2306D, 4.1.6.	5.1.5.	Records of Throughput and Hours of Operation.	The permittee shall maintain records of the coal throughput and the hours of operation. Compliance with the hourly throughput limit shall be demonstrated by dividing the calendar month's total throughput by the number of hours operated in the same calendar month to obtain an hourly average. By the fifteenth day of each calendar month, the permittee shall calculate the hourly averaged throughput of the previous calendar month. These records shall be maintained on site for a period of no less than five (5) years.
6	45CSR13, R13-2306D, 4.1.8.	5.1.7.	Freeze Protection Requirement	A freeze protection plan shall be incorporated and maintained to insure all wet suppression systems remain operational at all times.
7	45CSR§5-3.4; 45CSR13, R13-2306D, 4.1.9.	5.1.8.	Opacity	No person shall cause, suffer, allow or permit emission of particulate matter into the open air from any fugitive dust control system which is twenty percent (20%) opacity or greater.
8	45CSR§5-6.1; 45CSR13, R13-2306D, 4.1.10.	5.1.9.	Fugitive Dust Control	No person shall cause, suffer, allow or permit a coal preparation plant or handling operation to operate that is not equipped with a fugitive dust control system. This system shall be operated and maintained in such a manner as to minimize the emission of particulate matter into the open air.
9	45CSR§5-6.2; 45CSR13, R13-2306D, 4.1.11.	5.1.10.	Dust Control, Good Operating Practices	The owner or operator of a coal preparation plant or handling operation shall maintain dust control of the premises and owned, leased, or controlled access roads by paving, or other suitable measures. Good operating practices shall be observed in relation to stockpiling, car loading, breaking, screening, and general maintenance to minimize dust generation and atmospheric entrainment.

Permit Shield

Applicable Requirements - Continued

10	45CSR16; 40CFR§60.254(a); 45CSR13, R13-2306D, 4.1.12.	5.1.11.	Opacity	On and after the date on which the performance test is conducted or required to be completed under §60.8, whichever date comes first, an owner or operator shall not cause to be discharged into the atmosphere from any coal processing and conveying equipment, coal storage system, or coal transfer and loading system processing coal constructed, reconstructed, or modified on or before April 28, 2008, gases which exhibit 20 percent opacity or greater.
11	45CSR16; 40CFR§60.254(b); 45CSR13, R13-2306D, 4.1.13.	5.1.12.	Opacity	On and after the date on with the performance test is conducted or required to be completed under §60.8, whichever date comes first, an owner or operator shall not cause to be discharged into the atmosphere from any coal processing and conveying equipment, coal storage system, or coal transfer and loading system processing coal constructed, reconstructed, or modified after April 28, 2008, must meet the requirements in paragraphs (1) and (3) of this section. (1) Except as provided in paragraph (3) of this section, the owner or operator must not cause to be discharged into the atmosphere from the affected facility any gases which exhibit 10 percent opacity or greater. (3) Equipment used in the loading, unloading, and conveying operations of open storage piles are not subject to the opacity limitations of paragraph (1) of this section.
12	45CSR§13-5.11., 45CSR13, R13-2306D, 4.1.14.	5.1.13.	Operation and Maintenance of Air Pollution Control Equipment	The permittee shall, to the extent practicable, install, maintain, and operate all pollution control equipment listed in Section 1.0 and associated monitoring equipment in a manner consistent with safety and good air pollution control practices for minimizing emissions, or comply with any more stringent limits set forth in this permit or as set forth by any State rule, Federal regulation, or alternative control plan approved by the Secretary.
13	45CSR16; 40CFR§60.11(d); 45CSR13, R13-2306D, 4.1.15.	5.1.14.	Good Air Pollution Control Practice	At all times, including periods of startup, shutdown, and malfunction, the permittee shall, to the extent practicable, maintain and operate any affected facility including associated air pollution control equipment in a manner consistent with good air pollution control practice for minimizing emissions.
14	45CSR13, R13-2306, 4.1.1	5.1.15	Throughput Restrictions	The permittee shall not exceed the maximum hourly and annual throughput rates and other criteria outlined in the table in Section 1.0 Emission Units.

Permit Shield

Applicable Requirements - Continued

	Rule/ Regulation/ R13 Permit	Existing R30 Permit Condition	Name	Requirement
15	45CSR13, R13-2306D, 4.1.3 and 4.2.1; 45CSR§30-5.1.c. (Not required for stockpiles and haulroads 037, 037A, 006, 006A, 032,032A, 031, 031A, 054, and 052A – F)	5.2.1.	Monitoring, Recordkeeping, Reporting	<p>The permittee shall conduct monitoring/recordkeeping/reporting as follows:</p> <p>a. An initial visible emissions evaluation in accordance with 40 C.F.R. 60 Appendix A, Method 9 shall be performed within ninety (90) days of permit issuance for each emission unit with a visible emissions requirement in this permit unless such evaluation was performed within the consecutive 12-month period preceding permit issuance. This initial evaluation shall consist of three 6-minute averages during one consecutive 60 minute period. The initial evaluation shall be conducted at each emissions unit during the period of maximum expected visible emissions under normal unit and facility operations. A visible emissions evaluation shall be conducted for each emission unit at least once every consecutive 12-month period in accordance with 40 C.F.R. 60 Appendix A, Method 9. This annual evaluation shall consist of a minimum of 24 consecutive observations for each emission unit.</p> <p>b. Each emissions unit with a visible emissions limit contained in this permit shall be observed visually at least each calendar week during periods of normal facility operation for a sufficient time interval to determine if the unit has any visible emissions using 40 C.F.R. 60 Appendix A, Method 22. If visible emissions from any of the emissions units are observed during these weekly observations, or at any other time, that appear to exceed 50 percent of the allowable visible emission requirement for the emission unit, visible emissions evaluations in accordance with 40 C.F.R. 60 Appendix A, Method 9 shall be conducted as soon as practicable, but no later than one (1) month from the time of the observation. A Method 9 evaluation shall not be required under condition Section 3.2.1.b. if the visible emissions condition is corrected in a timely manner; the emissions unit is operating at normal operating conditions; and, the cause and corrective measures taken are recorded.</p> <p>c. If the initial, or any subsequent, visible emissions evaluation indicates visible emissions in excess of 50 percent of the allowable visible emissions requirement for a given emission unit, a visible emissions evaluation shall be performed for that unit at least once every consecutive 14-day period in accordance with 40 C.F.R. 60 Appendix A, Method 9. If subsequent visible emissions evaluations indicate visible emissions less than or equal to 50 percent of the allowable visible emissions requirement for the emission unit for 3 consecutive evaluation periods, the emission unit may comply with the visible emissions testing requirements of condition 3.2.1.b. in lieu of those established in this condition.</p> <p>d. A record of each visible emissions observation shall be maintained, including any data required by 40 C.F.R. 60 Appendix A, Method 22 or Method 9, whichever is appropriate. The record shall include, at a minimum, the date, time, name of the emission unit, the applicable visible emissions requirement, the results of the observation, and the name of the observer.</p>
16	45CSR16, 40CFR§60.8(a), 45CSR13, R13-2306D, 4.3.1.	5.3.1.	Performance Tests	Within 60 days after achieving the maximum production rate at which the affected facility will be operated, but not later than 180 days after initial startup of such facility, or at such other times specified by this part, the owner or operator of such facility shall conduct performance test(s) and furnish a written report of the results of such performance test(s).
17	45CSR16; 40CFR§60.11(b); 45CSR13, R13- 2306D, 4.3.2.	5.3.2.	Compliance With Particulate Matter Standards	Compliance with opacity standards in this part shall be determined by conducting observations in accordance with Reference Method 9 in appendix A of 40 CFR 60. For purposes of determining initial compliance, the minimum total time of observations shall be 3 hours (30 6-minute averages) for the performance test or other set of observations (meaning those fugitive-type emission sources subject only to an opacity standard).

Permit Shield

Applicable Requirements - Continued

	Rule/ Regulation/ R13 Permit	Existing R30 Permit Condition	Name	Requirement
18	45CSR16, 45CSR13, R13-2306D, 4.3.3.	5.3.3.	Performance Tests and Other Compliance Requirements for Subpart Y - Performance Tests.	<p>An owner or operator of each affected facility that commenced construction, reconstruction, or modification after April 28, 2008, must conduct performance tests according to the requirements of §60.8 and the methods identified in §60.257 to demonstrate compliance with the applicable emission standards in Subpart Y as specified in paragraph (2) of this section.</p> <p>(2) For each affected facility subject to an opacity standard, an initial performance test must be performed.</p> <p>Thereafter, a new performance test must be conducted according to the requirements in paragraphs (2)(i) and (ii) of this section, as applicable, except as provided for in 40C.F.R. §§60.255(e) and (f) of this section. Performance test and other compliance requirements for coal truck dump operations are specified in 40C.F.R. §60.255(h).</p> <p>(i) If any 6-minute average opacity reading in the most recent performance test exceeds half the applicable opacity limit, a new performance test must be conducted within 90 operating days of the date that the previous performance test was required to be completed.</p> <p>(ii) If all 6-minute average opacity readings in the most recent performance are equal to or less than half the applicable opacity limit, a new performance test must be conducted within 12 calendar months of the date that the previous performance test was required to be completed.</p>
19	45CSR16, 40CFR§60.255(f), 45CSR13, R13-2306D, 4.3.4.	5.3.4.	Performance Tests and Other Compliance Requirements for Subpart Y - Monitoring Visible Emissions or Digital Opacity Compliance System.	<p>As an alternative to meeting the requirements in 40C.F.R. §60.255(b)(2) [see permit condition 5.3.3. above], an owner or operator of an affected facility that commenced construction, reconstruction, or modification after April 28, 2008, may elect to comply with the requirements in paragraph (1) of this section.</p> <p>(1) Monitor visible emissions from each affected facility according to the requirements in paragraphs (1)(i) through (iii) of this section.</p> <p>(i) Conduct one daily 15-second observation each operating day for each affected facility (during normal operation) when the coal preparation and processing plant is in operation. Each observation must be recorded as either visible emissions observed or no visible emissions observed. Each observer determining the presence of visible emissions must meet the training requirements specified in §2.3 of Method 22 of appendix A-7 of this part. If visible emissions are observed during any 15-second observation, the owner or operator must adjust the operation of the affected facility and demonstrate within 24 hours that no visible emissions are observed from the affected facility. If visible emissions are observed, a Method 9, of appendix A-4 of this part, performance test must be conducted within 45 operating days.</p> <p>(ii) Conduct monthly visual observations of all processes and control equipment. If any deficiencies are observed, the necessary maintenance must be performed as expeditiously as possible.</p> <p>(iii) Conduct a performance test using Method 9 of Appendix A-4 of this part at least once every 5 calendar years for each affected facility.</p> <p>(2) Prepare a written site-specific monitoring plan for a digital opacity compliance system for approval by the Administration or delegated authority. The plan shall require observations of at least one digital image every 15 seconds for 10-minute periods (during normal operation) every operating day. An approvable monitoring plan must include a demonstration that the occurrences of visible emissions are not in excess of 5 percent of the observation period. For reference purposes in preparing the monitoring plan, see OAQPS "Determination of Visible Emission Opacity from Stationary Sources Using Computer-Based Photographic Analysis Systems." This document is available from the U.S. Environmental Protection Agency (U.S. EPA); Office of Air Quality and Planning Standards; Sector Policies and Programs Division; Measurement Group (D243-02), Research Triangle Park, NC 27711. This document is also available on the Technology Transfer Network (TTN) under Emission Measurement Center Preliminary Methods. The monitoring plan approved by the Administrator delegated authority shall be implemented by the owner or operator.</p>
20	45CSR16, 40CFR§60.255(g), 45CSR13, R13-2306D, 4.3.5.	5.3.5.	Performance Tests and Other Compliance Requirements for Subpart Y - COMS.	<p>As an alternative to meeting the requirements in 40C.F.R. §60.255(b)(2) [see permit condition 5.3.3. above], an owner or operator of an affected facility that commenced construction, reconstruction, or modification after April 28, 2008, subject to a visible emissions standard under this subpart may install, operate, and maintain a continuous opacity monitoring system (COMS). Each COMS used to comply with provisions of this subpart must be installed, calibrated, maintained, and continuously operated according to the requirements in 40C.F.R. §§60.255(g)(1) and (2) .</p>

Permit Shield

Applicable Requirements - Continued

21	45CSR16, 40CFR§60.255(c), 45CSR13, R13-2306D, 4.3.6.	5.3.6.	Performance Tests and Other Compliance Requirements for Subpart Y.	If any affected coal processing and conveying equipment (e.g., breakers, crushers, screens, conveying systems), coal storage systems, or other coal transfer and loading systems that commenced construction, reconstruction, or modification after April 28, 2008, are enclosed in a building do not exceed any of the standards in §60.254 that apply to the affected facility, then the facility shall be deemed to be in compliance with such standards.
22	45CSR16, 40CFR§60.257(a), 45CSR13, R13-2306D, 4.3.7.	5.3.7.	Test Methods and Procedures for Subpart Y.	<p>The owner or operator must determine compliance with the applicable opacity standards as specified in paragraphs (1) through (3) of this section.</p> <p>(1) Method 9 of Appendix A-4 of this part and the procedures in §60.11 must be used to determine opacity, with the exceptions specified in paragraphs 5.3.7(1)(i) and (ii).</p> <p>(i) The duration of the Method 9 of Appendix A-4 of this part performance test shall be 1 hour (ten 6- minute averages).</p> <p>(ii) If, during the initial 30 minutes of the observation of a Method 9 of Appendix A-4 of this part performance test, all of the 6-minute average opacity readings are less than or equal to half the applicable opacity limit, then the observation period may be reduced from 1 hour to 30 minutes.</p> <p>(2) To determine opacity for fugitive coal dust emissions sources, the additional requirements specified in paragraphs 5.3.7(2)(i) through (iii) must be used.</p> <p>(i) The minimum distance between the observer and the emission source shall be 5.0 meters (16 feet), and the sun shall be oriented in the 140-degree sector of the back.</p> <p>(ii) The observer shall select a position that minimizes interference from other fugitive coal dust emissions sources and make observations such that the line of vision is approximately perpendicular to the plume and wind direction.</p> <p>(iii) The observer shall make opacity observations at the point of greatest opacity in that portion of the plume where condensed water vapor is not present. Water vapor is not considered a visible emission.</p> <p>(3) A visible emissions observer may conduct visible emission observations for up to three fugitive, stack, or vent emission points within a 15-second interval if the following conditions specified in paragraphs (3)(i) through (iii) of this section are met.</p> <p>(i) No more than three emissions points may be read concurrently.</p> <p>(ii) All three emissions points must be within a 70 degree viewing sector or angle in front of the observer such that the proper sun position can be maintained for all three points.</p> <p>(iii) If an opacity reading for any one of the three emissions points is within 5 percent opacity from the applicable standard (excluding readings of zero opacity), then the observer must stop taking readings for the other two points and continue reading just that single point.</p>
23	45CSR16, 40CFR§60.257(b), 45CSR13, R13-2306D, 4.3.8.	5.3.8.	Test Methods and Procedures for Subpart Y.	The owner or operator must conduct all performance tests required by §60.8 to demonstrate compliance with the applicable emissions standards specified in §60.252 according to the requirements in §60.8 using the applicable test methods and procedures in 40C.F.R.§§60.257(b) (1) through (8).
24	45CSR16, 40CFR§60.255(a), 45CSR13, R13-2306, 4.3.3.	5.3.9	Performance Tests and Other Compliance Requirements for Subpart Y – Performance Tests	An owner or operator of each affected facility that commenced construction, reconstruction, or modification on or before April 28, 2008, must conduct performance tests required by §60.8 to demonstrate compliance with the applicable emission standards using the methods identified in §60.257.
25	45CSR13, R13-2306D, 4.4.2.	5.4.1.	Record of Maintenance of Air Pollution Control Equipment.	For all pollution control equipment listed in Section 1.0, the permittee shall maintain accurate records of all required pollution control equipment inspection and/or preventative maintenance procedures.
26	45CSR13, R13-2306D, 4.4.3.	5.4.2.	Record of Malfunctions of Air Pollution Control Equipment.	<p>For all pollution control equipment listed in Section 1.0, the permittee shall maintain records of the occurrence and duration of any malfunction or operational shutdown of the air pollution control equipment during which excess emissions occur. For each such case, the following information shall be recorded:</p> <p>a. The equipment involved.</p> <p>b. Steps taken to minimize emissions during the event.</p> <p>c. The duration of the event.</p> <p>d. The estimated increase in emissions during the event.</p> <p>For each such case associated with an equipment malfunction, the additional information shall also be recorded:</p> <p>e. The cause of the malfunction.</p> <p>f. Steps taken to correct the malfunction.</p> <p>g. Any changes or modifications to equipment or procedures that would help prevent future recurrences of the malfunction.</p>

Permit Shield

Applicable Requirements - Continued

27	45CSR13, R13-2306, 4.4.5	5.4.4	Records of Monitoring Data	The permittee shall maintain records of all monitoring data required by Section 5.2.1 of this permit by documenting the date and time of each visible emission check, the emission point or equipment/source identification number, the name or means of identification of the observer, the results of the check(s), whether the visible emissions are normal for the process, and, if applicable, all corrective measures taken or planned. The permittee shall also record the general weather conditions (i.e. sunny, approximately 80°F, 6 - 10 mph NE wind) during the visual emission check(s). An example form is supplied as Appendix B. Should a visible emission observation be required to be performed per the requirements specified in Method 9, the data records of each observation shall be maintained per the requirements of Method 9. For an emission unit out of service during the normal monthly evaluation, the record of observation may note "out of service" (O/S) or equivalent
28	45CSR13, R13-2306D, 4.5.1.	5.5.1.	Performance Test Notifications	With regard to any testing required by the Director, the permittee shall submit to the Director of Air Quality and the Associate Director - Office of Enforcement and Permit Review (3AP12) of the U.S. EPA a test protocol detailing the proposed test methods, the date, and the time the proposed testing is to take place, as well as identifying the sampling locations and other relevant information. The test protocol must be received by the Director and the Associate Director no less than thirty (30) days prior to the date the testing is to take place. Test results shall be submitted to the Director and the Associate Director no more than sixty (60) days after the date the testing takes place.
29	45CSR13, R13-2306D, 4.5.2.	5.5.2.	Emissions Violations Reporting	Any violation(s) of the allowable visible emission requirement for any emission source discovered during observation using 40CFR Part 60, Appendix A, Method 9 must be reported in writing to the Director of the Division of Air Quality as soon as practicable, but within ten (10) calendar days, of the occurrence and shall include, at a minimum, the following information: the results of the visible determination of opacity of emissions, the cause or suspected cause of the violation(s), and any corrective measures taken or planned.
30	45CSR16, 40CFR§60.7(a), 45CSR13, R13-2306D, 4.5.3.	5.5.3.	Part 60 Notifications	Any owner or operator subject to the provisions of this part shall furnish written notification as follows: A notification of the date construction (or reconstruction as defined under §60.15) of an affected facility is commenced postmarked no later than 30 days after such date. A notification of the actual date of initial startup of an affected facility postmarked within 15 days after such date.
31	45CSR16, 40CFR§60.258(b), 45CSR13, R13-2306D, 4.5.4.	5.5.4.	Reporting for Subpart Y - Opacity Exceedances	For the purposes of reports required under section 60.7(c), any owner or operator subject to the provisions of Subpart Y also shall report semiannually periods of excess emissions as follow: (3) All 6-minute average opacities that exceed the applicable standard.
32	45CSR16, 40CFR§60.258(c), 45CSR13, R13-2306D, 4.5.5.	5.5.5.	Reporting for Subpart Y - Results of Initial Performance Tests	The owner or operator of an affected facility shall submit the results of initial performance tests to the Administrator or delegated authority, consistent with the provisions of section 60.8. The owner or operator who elects to comply with the reduced performance testing provisions of sections 60.255(c) or (d) shall include in the performance test report identification of each affected facility that will be subject to the reduced testing. The owner or operator electing to comply with section 60.255(d) shall also include information which demonstrates that the control devices are identical.
33	45CSR16, 40CFR§60.258(d), 45CSR13, R13-2306D, 4.5.6.	5.5.6.	Reporting for Subpart Y - WebFIRE Data Base	After July 11, 2011, within 60 days after the date of completing each performance evaluation conducted to demonstrate compliance with this subpart, the owner or operator of the affected facility must submit the test data to EPA by successfully entering the data electronically into EPA's WebFIRE data base available at http://cfpub.epa.gov/oarweb/index.cfm?action=fire.main . For performance tests that cannot be entered into WebFIRE (i.e. Method 9 of appendix A-4 of this part opacity performance tests) the owner or operator of the affected facility must mail a summary copy to United States Environmental Protection Agency; Energy Strategies Group; 109 TW Alexander DR; mail code D243-01; RTP, NC 27711.

Permit Shield

For all applicable requirements listed above, provide monitoring/testing/recordkeeping/reporting which shall be used to demonstrate compliance. If the method is based on a permit or rule, include the condition number or citation. (Note: Each requirement listed above must have an associated method of demonstrating compliance. If there is not already a required method in place, then a method must be proposed.)

	Rule/ Regulation/ R13 Permit	Existing R30 Permit Condition	Name	Method of Compliance
1	45CSR13, R13-2306D, 4.1.1.	5.1.1.	Compliance with Annual Throughput Limits	12 month rolling total will be used to determine compliance with all annual throughput limits.
2	45CSR13, R13-2306D, 4.1.2.	5.1.2.	Facility Throughput Limitation	Throughputs records will be maintained for Transfer Point 060 to ensure compliance with the applicable limitations.
3	45CSR13, R13-2306D, 4.1.4.	5.1.3.	Inspection of Fugitive Dust Control Systems	Records of all inspections conducted will be maintained on site for a period of no less than five (5) years.
4	45CSR13, R13-2306D, 4.1.5.	5.1.4.	Dust Suppressants/Control Measures	Daily records will be maintained for the use of any dust suppressants or any other suitable dust control measures applied at the facility. The records will be maintained on site for a period of no less than five (5) years.
5	45CSR13, R13-2306D, 4.1.6.	5.1.5.	Records of Throughput and Hours of Operation.	Records of the coal throughput and the hours of operation will be maintained on site for a period of no less than five (5) years.
6	45CSR13, R13-2306D, 4.1.8.	5.1.7.	Freeze Protection Requirement	A freeze protection plan will be incorporated and maintained.
7	45CSR§5-3.4; 45CSR13, R13-2306D, 4.1.9.	5.1.8.	Opacity	Opacity testing and monitoring will be conducted as required to maintain compliance with the applicable standard.
8	45CSR§5-6.1; 45CSR13, R13-2306D, 4.1.10.	5.1.9.	Fugitive Dust Control	Fugitive dust will be controlled in accordance with the information contained within the permit applications and as required by the permit.
9	45CSR§5-6.2; 45CSR13, R13-2306D, 4.1.11.	5.1.10.	Dust Control, Good Operating Practices	Dust control will be maintained. Good operating practices will be followed.
10	45CSR16; 40CFR§60.254(a); 45CSR13, R13-2306D, 4.1.12.	5.1.11.	Opacity	Opacity testing and monitoring will be conducted as required to maintain compliance with the applicable standard.
11	45CSR16; 40CFR§60.254(b); 45CSR13, R13-2306D, 4.1.13.	5.1.12.	Opacity	Opacity testing and monitoring will be conducted as required to maintain compliance with the applicable standard.
12	45CSR§13-5.11., 45CSR13, R13-2306D, 4.1.14.	5.1.13.	Operation and Maintenance of Air Pollution Control Equipment	All pollution control equipment will be installed, maintained, and operated in a manner consistent with safety and good air pollution control practices.
13	45CSR16; 40CFR§60.11(d); 45CSR13, R13-2306D, 4.1.15.	5.1.14.	Good Air Pollution Control Practice	Good air pollution control practices will be followed.
14	45CSR13, R13-2306, 4.1.1	5.1.15	Throughput Restriction	The facility will maintain records to demonstrate compliance with all applicable throughput restrictions.
15	45CSR13, R13-2306D, 4.1.3 and 4.2.1; 45CSR§30-5.1.c. (Not required for stockpiles and haulroads 037, 037A, 006, 006A, 032,032A, 031, 031A, 054, and 052A – F)	5.2.1.	Monitoring, Recordkeeping, Reporting	The facility will conduct all monitoring/recordkeeping/reporting in accordance with the requirements specified in this section.
16	45CSR16, 40CFR§60.8(a), 45CSR13, R13-2306D, 4.3.1.	5.3.1.	Performance Tests	Performance tests will be conducted as required.
17	45CSR16; 40CFR§60.11(b); 45CSR13, R13- 2306D, 4.3.2.	5.3.2.	Compliance With Particulate Matter Standards	Opacity testing and monitoring will be conducted as required to maintain compliance with the applicable standard.
18	45CSR16, 45CSR13, R13-2306D, 4.3.3.	5.3.3.	Performance Tests and Other Compliance Requirements for Subpart Y - Performance Tests.	Performance tests will be conducted as required.

For all applicable requirements listed above, provide monitoring/testing/recordkeeping/reporting which shall be used to demonstrate compliance. If the method is based on a permit or rule, include the condition number or citation. (Note: Each requirement listed above must have an associated method of demonstrating compliance. If there is not already a required method in place, then a method must be proposed.)

	Rule/ Regulation/ R13 Permit	Existing R30 Permit Condition	Name	Method of Compliance
19	45CSR16, 40CFR§60.255(f), 45CSR13, R13-2306D, 4.3.4.	5.3.4.	Performance Tests and Other Compliance Requirements for Subpart Y - Monitoring Visible Emissions or Digital Opacity Compliance System.	The facility will comply with the requirements in this section if applicable.
20	45CSR16, 40CFR§60.255(g), 45CSR13, R13-2306D, 4.3.5.	5.3.5.	Performance Tests and Other Compliance Requirements for Subpart Y - COMS.	The facility will comply with the requirements in this section if applicable.
21	45CSR16, 40CFR§60.255(c), 45CSR13, R13-2306D, 4.3.6.	5.3.6.	Performance Tests and Other Compliance Requirements for Subpart Y.	NA
22	45CSR16, 40CFR§60.257(a), 45CSR13, R13-2306D, 4.3.7.	5.3.7.	Test Methods and Procedures for Subpart Y.	The facility will determine compliance with the applicability opacity standards using the methods described in this section.
23	45CSR16, 40CFR§60.257(b), 45CSR13, R13-2306D, 4.3.8.	5.3.8.	Test Methods and Procedures for Subpart Y.	All performance tests required by §60.8 will be performed in accordance with the requirements described in this section.
24	45CSR16, 40CFR§60.255(a), 45CSR13, R13-2306, 4.3.3.	5.3.9	Performance Tests and Other Compliance Requirements for Subpart Y – Performance Tests	The facility will comply with the specified testing condition, as required.
25	45CSR13, R13-2306D, 4.4.2.	5.4.1.	Record of Maintenance of Air Pollution Control Equipment	Records of all required pollution control equipment inspection and preventative maintenance procedures will be maintained.
26	45CSR13, R13-2306D, 4.4.3.	5.4.2.	Record of Malfunctions of Air Pollution Control Equipment	Records of malfunction or operational shutdown of the air pollution control equipment which leads to excess emissions will be maintained.
27	45CSR13, R13-2306, 4.4.5	5.4.4	Records of Monitoring Data	The facility will maintain the required records.
28	45CSR13, R13-2306D, 4.5.1.	5.5.1.	Performance Test Notifications	Performance test notifications will be submitted in accordance with the requirements of this section.
29	45CSR13, R13-2306D, 4.5.2.	5.5.2.	Emissions Violations Reporting	Violations of any allowable visible emissions requirement will be reported as described in this section.
30	45CSR16, 40CFR§60.7(a), 45CSR13, R13-2306D, 4.5.3.	5.5.3.	Part 60 Notifications	Notifications will be submitted as required in accordance with the procedures described in this section.
31	45CSR16, 40CFR§60.258(b), 45CSR13, R13-2306D, 4.5.4.	5.5.4.	Reporting for Subpart Y - Opacity Exceedances	Semi-annual excess emissions reports will be submitted.
32	45CSR16, 40CFR§60.258(c), 45CSR13, R13-2306D, 4.5.5.	5.5.5.	Reporting for Subpart Y - Results of Initial Performance Tests	Results of initial performance tests will be submitted.
33	45CSR16, 40CFR§60.258(d), 45CSR13, R13-2306D, 4.5.6.	5.5.6.	Reporting for Subpart Y - WebFIRE Data Base	Relevant test data will be entered into EPA's WebFIRE database as required.

Are you in compliance with all applicable requirements for this emission unit? Yes No

If no, complete the **Schedule of Compliance Form** as **ATTACHMENT F**.

ATTACHMENT E - Emission Unit Form

Emission Unit Description Open Stockpiles

Emission unit ID number: 006, 037, 032	Emission unit name: Stockpile 1, Stockpile 2, Stockpile 3	List any control devices associated with this emission unit: 037: MC; 006: ST, UC; 032: UC, MC
--	--	--

Provide a description of the emission unit (type, method of operation, design parameters, etc.):
Typical coal preparation plant stockpiling of raw and clean coal.

Manufacturer: NA	Model number: NA	Serial number: NA
Construction date: NA	Installation date: 006 in 1968, 037 in 1968, 032 in 1986	Modification date(s): 006 in 2015

Design Capacity (examples: furnaces - tons/hr, tanks - gallons):
006 at 750,000 tons, 037 at 240,000 tons, 032 at 40,000 tons

Maximum Hourly Throughput: NA	Maximum Annual Throughput: 006 at 10 MM tpy, 037 at 10.512 MM tpy, 032 at 8.76 MM tpy	Maximum Operating Schedule: 8,760 hours.
---	---	--

Fuel Usage Data (fill out all applicable fields) NOT APPLICABLE

Does this emission unit combust fuel? ___Yes <input checked="" type="checkbox"/> No	If yes, is it? ___ Indirect Fired ___Direct Fired
Maximum design heat input and/or maximum horsepower rating:	Type and Btu/hr rating of burners:

List the primary fuel type(s) and if applicable, the secondary fuel type(s). For each fuel type listed, provide the maximum hourly and annual fuel usage for each.

Describe each fuel expected to be used during the term of the permit.

Fuel Type	Max. Sulfur Content	Max. Ash Content	BTU Value

<i>Emissions Data</i>		
Criteria Pollutants	Potential Emissions	
	PPH	TPY
Carbon Monoxide (CO)		
Nitrogen Oxides (NO _x)		
Lead (Pb)		
Particulate Matter (PM _{2.5})	0.17	0.74
Particulate Matter (PM ₁₀)	1.13	4.97
Total Particulate Matter (TSP)	2.38	10.43
Sulfur Dioxide (SO ₂)		
Volatile Organic Compounds (VOC)		
Hazardous Air Pollutants	Potential Emissions	
	PPH	TPY
Regulated Pollutants other than Criteria and HAP	Potential Emissions	
	PPH	TPY
<p>List the method(s) used to calculate the potential emissions (include dates of any stack tests conducted, versions of software used, source and dates of emission factors, etc.).</p> <p>Emissions factors from <i>Air Pollution Engineering Manual and References</i>.</p>		

Applicable Requirements

List all applicable requirements for this emission unit. For each applicable requirement, include the underlying rule/regulation citation and/or construction permit with the condition number. (Note: Title V permit condition numbers alone are not the underlying applicable requirements). If an emission limit is calculated based on the type of source and design capacity or if a standard is based on a design parameter, this information should also be included.

	Rule/ Regulation/ Title V Permit	Existing R30 Permit Condition	Name	Requirement
1	45CSR§5-6.2; 45CSR13, R13-2306D, 4.1.11.	5.1.10.	Dust Control, Good Operating Practices	The owner or operator of a coal preparation plant or handling operation shall maintain dust control of the premises and owned, leased, or controlled access roads by paving, or other suitable measures. Good operating practices shall be observed in relation to stockpiling, car loading, breaking, screening, and general maintenance to minimize dust generation and atmospheric entrainment.
2	40 CFR§60.254(c)	NA	Fugitive Coal Dust Emissions Control Plan	<p>The owner or operator of an open storage pile, which includes the equipment used in the loading, unloading, and conveying operations of the affected facility, constructed, reconstructed, or modified after May 27, 2009, must prepare and operate in accordance with a submitted fugitive coal dust emissions control plan that is appropriate for the site conditions as specified in paragraphs (c)(1) through (6) of this section.</p> <p>(1) The fugitive coal dust emissions control plan must identify and describe the control measures the owner or operator will use to minimize fugitive coal dust emissions from each open storage pile.</p> <p>(2) For open coal storage piles, the fugitive coal dust emissions control plan must require that one or more of the following control measures be used to minimize to the greatest extent practicable fugitive coal dust: Locating the source inside a partial enclosure, installing and operating a water spray or fogging system, applying appropriate chemical dust suppression agents on the source (when the provisions of paragraph (c)(6) of this section are met), use of a wind barrier, comp action, or use of a vegetative cover. The owner or operator must select, for inclusion in the fugitive coal dust emissions control plan, the control measure or measures listed in this paragraph that are most appropriate for site conditions. The plan must also explain how the measures or measures selected are applicable and appropriate for site conditions. In addition, the plan must be revised as needed to reflect any changing conditions at the source.</p> <p>(3) Any owner or operator of an affected facility that is required to have a fugitive coal dust emissions control plan may petition the Administrator to approve, for inclusion in the plan for the affected facility, alternative control measures other than those specified in paragraph (c)(2) of this section as specified in paragraphs (c)(3)(i) through (iv) of this section.</p> <p>(i) The petition must include a description of the alternative control measures, a copy of the fugitive coal dust emissions control plan for the affected facility that includes the alternative control measures, and information sufficient for EPA to evaluate the demonstrations required by paragraph (c)(3)(ii) of this section.</p> <p>(ii) The owner or operator must either demonstrate that the fugitive coal dust emissions control plan that includes the alternative control measures will provide equivalent overall environmental protection or demonstrate that it is either economically or technically infeasible for the affected facility to use the control measures specifically identified in paragraph (c)(2).</p> <p>(iii) While the petition is pending, the owner or operator must comply with the fugitive coal dust emissions control plan including the alternative control measures submitted with the petition. Operation in accordance with the plan submitted with the petition shall be deemed to constitute compliance with the requirement to operate in accordance with a fugitive coal dust emissions control plan that contains one of the control measures specifically identified in paragraph (c)(2) of this section while the petition is pending.</p> <p>(iv) If the petition is approved by the Administrator, the alternative control measures will be approved for inclusion in the fugitive coal dust emissions control plan for the affected facility. In lieu of amending this subpart, a letter will be sent to the facility describing the specific control measures approved. The facility shall make any such letters and the applicable fugitive coal dust emissions control plan available to the public. If the Administrator determines it is appropriate, the conditions and requirements of the letter can be reviewed and changed at any point.</p>

Permit Shield

Applicable Requirements - Continued

List all applicable requirements for this emission unit. For each applicable requirement, include the underlying rule/regulation citation and/or construction permit with the condition number. (Note: Title V permit condition numbers alone are not the underlying applicable requirements). If an emission limit is calculated based on the type of source and design capacity or if a standard is based on a design parameter, this information should also be included.

	Rule/ Regulation/ Title V Permit	Existing R30 Permit Condition	Name	Requirement
2	40 CFR§60.254(c)	NA	Fugitive Coal Dust Emissions Control Plan	<p>(4) The owner or operator must submit the fugitive coal dust emissions control plan to the Administrator or delegated authority prior to the startup of the new, reconstructed, or modified affected facility, or 30 days after the effective date of this rule, whichever is later.</p> <p>(5) The Administrator or delegated authority may object to the fugitive coal dust emissions control plan as specified in paragraphs (c)(5)(i) of this section.</p> <p>(i) The Administrator or delegated authority may object to any fugitive coal dust emissions control plan that it has determined does not meet the requirements of paragraphs (c)(1) and (c)(2) of this section.</p> <p>(ii) If an objection is raised, the owner or operator, within 30 days from receipt of the objection, must submit a revised fugitive coal dust emissions control plan to the Administrator or delegate authority. The owner or operator must operate in accordance with the revised fugitive coal dust emissions control plan. The Administrator or delegated authority retain the right, under paragraph (c)(5) of this section, to object to the revised control plan if it determines the plan does not meet the requirements of paragraphs (c)(1) and (c)(2) of this section.</p> <p>(6) Where appropriate chemical dust suppressant agents are selected by the owner or operator as a control measure to minimize fugitive coal dust emissions, (1) only chemical dust suppressants with Occupational Safety and Health Administration (OSHA)-compliant material safety data sheets (MSDS) are to be allowed; (2) the MSDS must be included in the fugitive coal dust emissions control plan; and (3) the owner or operator must consider and document in the fugitive coal dust emissions control plan the site-specific impacts associated with the use of such chemical dust suppressants.</p>

Permit Shield

For all applicable requirements listed above, provide monitoring/testing/recordkeeping/reporting which shall be used to demonstrate compliance. If the method is based on a permit or rule, include the condition number or citation. (Note: Each requirement listed above must have an associated method of demonstrating compliance. If there is not already a required method in place, then a method must be proposed.)

	Rule/ Regulation/ Title V Permit	Existing R30 Permit Condition	Name	Method of Compliance
1	45CSR§5-6.2; 45CSR13, R13-2306D, 4.1.11.	5.1.10.	Dust Control, Good Operating Practices	Dust control will be maintained. Good operating practices will be followed.
2	40 CFR§60.254(c)	NA	Fugitive Coal Dust Emissions Control Plan	CCC will develop and operate the modified stockpile in accordance with a fugitive coal dust emissions control plan that is appropriate for site conditions.

Are you in compliance with all applicable requirements for this emission unit? Yes No

If no, complete the Schedule of Compliance Form as ATTACHMENT F.

ATTACHMENT E - Emission Unit Form

Emission Unit Description Transfer Points

Emission unit ID number: See Transfer Points page in Attachment I.	Emission unit name: Transfer Points	List any control devices associated with this emission unit: See Attachment I.
--	---	--

Provide a description of the emission unit (type, method of operation, design parameters, etc.):
 These are typical preparation plant drop transfers: Conveyor to conveyor, equipment to conveyor, etc.

Manufacturer: NA	Model number: NA	Serial number: NA
----------------------------	----------------------------	-----------------------------

Construction date: See Attachment D.	Installation date: See Attachment D.	Modification date(s): See Attachment D.
--	--	---

Design Capacity (examples: furnaces - tons/hr, tanks - gallons): See Attachment I.

Maximum Hourly Throughput: See Attachment I.	Maximum Annual Throughput: See Attachment I.	Maximum Operating Schedule: 8,760 hours.
--	--	--

Fuel Usage Data (fill out all applicable fields) NOT APPLICABLE

Does this emission unit combust fuel? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	If yes, is it? <input type="checkbox"/> Indirect Fired <input type="checkbox"/> Direct Fired
--	--

Maximum design heat input and/or maximum horsepower rating:	Type and Btu/hr rating of burners:
--	---

List the primary fuel type(s) and if applicable, the secondary fuel type(s). For each fuel type listed, provide the maximum hourly and annual fuel usage for each.

Describe each fuel expected to be used during the term of the permit.

Fuel Type	Max. Sulfur Content	Max. Ash Content	BTU Value

<i>Emissions Data</i>		
Criteria Pollutants	Potential Emissions	
	PPH	TPY
Carbon Monoxide (CO)		
Nitrogen Oxides (NO _x)		
Lead (Pb)		
Particulate Matter (PM _{2.5})	43.9	8.0
Particulate Matter (PM ₁₀)	20.77	52.7
Total Particulate Matter (TSP)	43.91	111.5
Sulfur Dioxide (SO ₂)		
Volatile Organic Compounds (VOC)		
Hazardous Air Pollutants	Potential Emissions	
	PPH	TPY
Regulated Pollutants other than Criteria and HAP	Potential Emissions	
	PPH	TPY

List the method(s) used to calculate the potential emissions (include dates of any stack tests conducted, versions of software used, source and dates of emission factors, etc.).

Emissions factors are calculated based on *AP42 Fifth Edition*, Section 13.2.4. See Attachment I for individual transfer point emission factors.

Applicable Requirements

List all applicable requirements for this emission unit. For each applicable requirement, include the underlying rule/regulation citation and/or construction permit with the condition number. (Note: Title V permit condition numbers alone are not the underlying applicable requirements). If an emission limit is calculated based on the type of source and design capacity or if a standard is based on a design parameter, this information should also be included.

	Rule/ Regulation/ R13 Permit	Existing R30 permit Condition	Name	Requirement
1	45CSR13, R13-2306D, 4.1.1.	5.1.1.	Compliance with Annual Throughput Limits	Compliance with all annual throughput limits shall be determined using a 12 month rolling total. For example, a 12 month rolling total shall mean the sum of raw coal received by the facility at any given time for the previous twelve (12) consecutive calendar months.
2	45CSR13, R13-2306D, 4.1.2.	5.1.2.	Facility Throughput Limitation	The throughput of coal to be handled or processed through the preparation plant, Transfer Point 060, shall not exceed 2,800 tons per hour (TPH) or 15,768,000 tons per year (TPY).
3	45CSR13, R13-2306D, 4.1.4.	5.1.3.	Inspection of Fugitive Dust Control Systems	The permittee shall inspect all fugitive dust control systems weekly to ensure that they are operated and maintained in conformance with their designs. The permittee shall maintain records of all scheduled and nonscheduled maintenance. Records shall be maintained on site for a period of no less than five (5) years stating any maintenance or corrective actions taken as a result of the weekly inspections, and the times the fugitive dust control system(s) are inoperable and any corrective actions taken.
4	45CSR13, R13-2306D, 4.1.5.	5.1.4.	Dust Suppressants/Control Measures	The permittee shall maintain daily records indicating the use of any dust suppressants or any other suitable dust control measures applied at the facility. These records shall be maintained on site for a period of no less than five (5) years.
5	45CSR13, R13-2306D, 4.1.6.	5.1.5.	Records of Throughput and Hours of Operation	The permittee shall maintain records of the coal throughput and the hours of operation. Compliance with the hourly throughput limit shall be demonstrated by dividing the calendar month's total throughput by the number of hours operated in the same calendar month to obtain an hourly average. By the fifteenth day of each calendar month, the permittee shall calculate the hourly averaged throughput of the previous calendar month. These records shall be maintained on site for a period of no less than five (5) years.
6	45CSR13, R13-2306D, 4.1.8.	5.1.7.	Freeze Protection Requirement	A freeze protection plan shall be incorporated and maintained to insure all wet suppression systems remain operational at all times.
7	45CSR§5-3.4; 45CSR13, R13-2306D, 4.1.9.	5.1.8.	Opacity	No person shall cause, suffer, allow or permit emission of particulate matter into the open air from any fugitive dust control system which is twenty percent (20%) opacity or greater.
8	45CSR§5-6.1; 45CSR13, R13-2306D, 4.1.10.	5.1.9.	Fugitive Dust Control	No person shall cause, suffer, allow or permit a coal preparation plant or handling operation to operate that is not equipped with a fugitive dust control system. This system shall be operated and maintained in such a manner as to minimize the emission of particulate matter into the open air.
9	45CSR§5-6.2; 45CSR13, R13-2306D, 4.1.11.	5.1.10.	Dust Control, Good Operating Practices	The owner or operator of a coal preparation plant or handling operation shall maintain dust control of the premises and owned, leased, or controlled access roads by paving, or other suitable measures. Good operating practices shall be observed in relation to stockpiling, car loading, breaking, screening, and general maintenance to minimize dust generation and atmospheric entrainment.

Permit Shield

Applicable Requirements - Continued

10	45CSR16; 40CFR§60.254(a); 45CSR13, R13-2306D, 4.1.12.	5.1.11.	Opacity	On and after the date on which the performance test is conducted or required to be completed under §60.8, whichever date comes first, an owner or operator shall not cause to be discharged into the atmosphere from any coal processing and conveying equipment, coal storage system, or coal transfer and loading system processing coal constructed, reconstructed, or modified on or before April 28, 2008, gases which exhibit 20 percent opacity or greater.
11	45CSR16; 40CFR§60.254(b); 45CSR13, R13-2306D, 4.1.13.	5.1.12.	Opacity	On and after the date on with the performance test is conducted or required to be completed under §60.8, whichever date comes first, an owner or operator shall not cause to be discharged into the atmosphere from any coal processing and conveying equipment, coal storage system, or coal transfer and loading system processing coal constructed, reconstructed, or modified after April 28, 2008, must meet the requirements in paragraphs (1) and (3) of this section. (1) Except as provided in paragraph (3) of this section, the owner or operator must not cause to be discharged into the atmosphere from the affected facility any gases which exhibit 10 percent opacity or greater. (3) Equipment used in the loading, unloading, and conveying operations of open storage piles are not subject to the opacity limitations of paragraph (1) of this section.
12	45CSR§13-5.11., 45CSR13, R13-2306D, 4.1.14.	5.1.13.	Operation and Maintenance of Air Pollution Control Equipment	The permittee shall, to the extent practicable, install, maintain, and operate all pollution control equipment listed in Section 1.0 and associated monitoring equipment in a manner consistent with safety and good air pollution control practices for minimizing emissions, or comply with any more stringent limits set forth in this permit or as set forth by any State rule, Federal regulation, or alternative control plan approved by the Secretary.
13	45CSR16; 40CFR§60.11(d); 45CSR13, R13-2306D, 4.1.15.	5.1.14.	Good Air Pollution Control Practice	At all times, including periods of startup, shutdown, and malfunction, the permittee shall, to the extent practicable, maintain and operate any affected facility including associated air pollution control equipment in a manner consistent with good air pollution control practice for minimizing emissions.
14	45CSR13, R13-2306, 4.1.1	5.1.15	Throughput Restrictions	The permittee shall not exceed the maximum hourly and annual throughput rates and other criteria outlined in the table in Section 1.0 Emission Units.

Permit Shield

Applicable Requirements - Continued

	Rule/ Regulation/ R13 Permit	Existing R30 Permit Condition	Name	Requirement
15	45CSR13, R13-2306D, 4.1.3 and 4.2.1; 45CSR§30-5.1.c. (Not required for stockpiles and haulroads 037, 037A, 006, 006A, 032,032A, 031, 031A, 054, and 052A – F)	5.2.1.	Monitoring, Recordkeeping, Reporting	<p>The permittee shall conduct monitoring/recordkeeping/reporting as follows:</p> <p>a. An initial visible emissions evaluation in accordance with 40 C.F.R. 60 Appendix A, Method 9 shall be performed within ninety (90) days of permit issuance for each emission unit with a visible emissions requirement in this permit unless such evaluation was performed within the consecutive 12-month period preceding permit issuance. This initial evaluation shall consist of three 6-minute averages during one consecutive 60 minute period. The initial evaluation shall be conducted at each emissions unit during the period of maximum expected visible emissions under normal unit and facility operations. A visible emissions evaluation shall be conducted for each emission unit at least once every consecutive 12-month period in accordance with 40 C.F.R. 60 Appendix A, Method 9. This annual evaluation shall consist of a minimum of 24 consecutive observations for each emission unit.</p> <p>b. Each emissions unit with a visible emissions limit contained in this permit shall be observed visually at least each calendar week during periods of normal facility operation for a sufficient time interval to determine if the unit has any visible emissions using 40 C.F.R. 60 Appendix A, Method 22. If visible emissions from any of the emissions units are observed during these weekly observations, or at any other time, that appear to exceed 50 percent of the allowable visible emission requirement for the emission unit, visible emissions evaluations in accordance with 40 C.F.R. 60 Appendix A, Method 9 shall be conducted as soon as practicable, but no later than one (1) month from the time of the observation. A Method 9 evaluation shall not be required under condition Section 3.2.1.b. if the visible emissions condition is corrected in a timely manner; the emissions unit is operating at normal operating conditions; and, the cause and corrective measures taken are recorded.</p> <p>c. If the initial, or any subsequent, visible emissions evaluation indicates visible emissions in excess of 50 percent of the allowable visible emissions requirement for a given emission unit, a visible emissions evaluation shall be performed for that unit at least once every consecutive 14-day period in accordance with 40 C.F.R. 60 Appendix A, Method 9. If subsequent visible emissions evaluations indicate visible emissions less than or equal to 50 percent of the allowable visible emissions requirement for the emission unit for 3 consecutive evaluation periods, the emission unit may comply with the visible emissions testing requirements of condition 3.2.1.b. in lieu of those established in this condition.</p> <p>d. A record of each visible emissions observation shall be maintained, including any data required by 40 C.F.R. 60 Appendix A, Method 22 or Method 9, whichever is appropriate. The record shall include, at a minimum, the date, time, name of the emission unit, the applicable visible emissions requirement, the results of the observation, and the name of the observer.</p>
16	45CSR16, 40CFR§60.8(a), 45CSR13, R13-2306D, 4.3.1.	5.3.1.	Performance Tests	Within 60 days after achieving the maximum production rate at which the affected facility will be operated, but not later than 180 days after initial startup of such facility, or at such other times specified by this part, the owner or operator of such facility shall conduct performance test(s) and furnish a written report of the results of such performance test(s).
17	45CSR16; 40CFR§60.11(b); 45CSR13, R13- 2306D, 4.3.2.	5.3.2.	Compliance With Particulate Matter Standards	Compliance with opacity standards in this part shall be determined by conducting observations in accordance with Reference Method 9 in appendix A of 40 CFR 60. For purposes of determining initial compliance, the minimum total time of observations shall be 3 hours (30 6-minute averages) for the performance test or other set of observations (meaning those fugitive-type emission sources subject only to an opacity standard).

Permit Shield

Applicable Requirements - Continued

	Rule/ Regulation/ R13 Permit	Existing R30 Permit Condition	Name	Requirement
18	45CSR16, 45CSR13, R13-2306D, 4.3.3.	5.3.3.	Performance Tests and Other Compliance Requirements for Subpart Y - Performance Tests.	<p>An owner or operator of each affected facility that commenced construction, reconstruction, or modification after April 28, 2008, must conduct performance tests according to the requirements of §60.8 and the methods identified in §60.257 to demonstrate compliance with the applicable emission standards in Subpart Y as specified in paragraph (2) of this section.</p> <p>(2) For each affected facility subject to an opacity standard, an initial performance test must be performed.</p> <p>Thereafter, a new performance test must be conducted according to the requirements in paragraphs (2)(i) and (ii) of this section, as applicable, except as provided for in 40C.F.R.§§60.255(e) and (f) of this section. Performance test and other compliance requirements for coal truck dump operations are specified in 40C.F.R.§60.255(h).</p> <p>(i) If any 6-minute average opacity reading in the most recent performance test exceeds half the applicable opacity limit, a new performance test must be conducted within 90 operating days of the date that the previous performance test was required to be completed.</p> <p>(ii) If all 6-minute average opacity readings in the most recent performance are equal to or less than half the applicable opacity limit, a new performance test must be conducted within 12 calendar months of the date that the previous performance test was required to be completed.</p>
19	45CSR16, 40CFR§60.255(f), 45CSR13, R13-2306D, 4.3.4.	5.3.4.	Performance Tests and Other Compliance Requirements for Subpart Y - Monitoring Visible Emissions or Digital Opacity Compliance System.	<p>As an alternative to meeting the requirements in 40C.F.R.§60.255(b)(2) [see permit condition 5.3.3. above], an owner or operator of an affected facility that commenced construction, reconstruction, or modification after April 28, 2008, may elect to comply with the requirements in paragraph (1) of this section.</p> <p>(1) Monitor visible emissions from each affected facility according to the requirements in paragraphs (1)(i) through (iii) of this section.</p> <p>(i) Conduct one daily 15-second observation each operating day for each affected facility (during normal operation) when the coal preparation and processing plant is in operation. Each observation must be recorded as either visible emissions observed or no visible emissions observed. Each observer determining the presence of visible emissions must meet the training requirements specified in §2.3 of Method 22 of appendix A-7 of this part. If visible emissions are observed during any 15-second observation, the owner or operator must adjust the operation of the affected facility and demonstrate within 24 hours that no visible emissions are observed from the affected facility. If visible emissions are observed, a Method 9, of appendix A-4 of this part, performance test must be conducted within 45 operating days.</p> <p>(ii) Conduct monthly visual observations of all processes and control equipment. If any deficiencies are observed, the necessary maintenance must be performed as expeditiously as possible.</p> <p>(iii) Conduct a performance test using Method 9 of Appendix A-4 of this part at least once every 5 calendar years for each affected facility.</p> <p>(2) Prepare a written site-specific monitoring plan for a digital opacity compliance system for approval by the Administration or delegated authority. The plan shall require observations of at least one digital image every 15 seconds for 10-minute periods (during normal operation) every operating day. An approvable monitoring plan must include a demonstration that the occurrences of visible emissions are not in excess of 5 percent of the observation period. For reference purposes in preparing the monitoring plan, see OAQPS "Determination of Visible Emission Opacity from Stationary Sources Using Computer-Based Photographic Analysis Systems." This document is available from the U.S. Environmental Protection Agency (U.S. EPA); Office of Air Quality and Planning Standards; Sector Policies and Programs Division; Measurement Group (D243-02), Research Triangle Park, NC 27711. This document is also available on the Technology Transfer Network (TTN) under Emission Measurement Center Preliminary Methods. The monitoring plan approved by the Administrator delegated authority shall be implemented by the owner or operator.</p>
20	45CSR16, 40CFR§60.255(g), 45CSR13, R13-2306D, 4.3.5.	5.3.5.	Performance Tests and Other Compliance Requirements for Subpart Y - COMS.	<p>As an alternative to meeting the requirements in 40C.F.R.§60.255(b)(2) [see permit condition 5.3.3. above], an owner or operator of an affected facility that commenced construction, reconstruction, or modification after April 28, 2008, subject to a visible emissions standard under this subpart may install, operate, and maintain a continuous opacity monitoring system (COMS). Each COMS used to comply with provisions of this subpart must be installed, calibrated, maintained, and continuously operated according to the requirements in 40C.F.R.§§60.255(g)(1) and (2) .</p>

Permit Shield

Applicable Requirements - Continued

21	45CSR16, 40CFR§60.255(c), 45CSR13, R13-2306D, 4.3.6.	5.3.6.	Performance Tests and Other Compliance Requirements for Subpart Y.	If any affected coal processing and conveying equipment (e.g., breakers, crushers, screens, conveying systems), coal storage systems, or other coal transfer and loading systems that commenced construction, reconstruction, or modification after April 28, 2008, are enclosed in a building do not exceed any of the standards in §60.254 that apply to the affected facility, then the facility shall be deemed to be in compliance with such standards.
22	45CSR16, 40CFR§60.257(a), 45CSR13, R13-2306D, 4.3.7.	5.3.7.	Test Methods and Procedures for Subpart Y.	<p>The owner or operator must determine compliance with the applicable opacity standards as specified in paragraphs (1) through (3) of this section.</p> <p>(1) Method 9 of Appendix A-4 of this part and the procedures in §60.11 must be used to determine opacity, with the exceptions specified in paragraphs 5.3.7(1)(i) and (ii).</p> <p>(i) The duration of the Method 9 of Appendix A-4 of this part performance test shall be 1 hour (ten 6- minute averages).</p> <p>(ii) If, during the initial 30 minutes of the observation of a Method 9 of Appendix A-4 of this part performance test, all of the 6-minute average opacity readings are less than or equal to half the applicable opacity limit, then the observation period may be reduced from 1 hour to 30 minutes.</p> <p>(2) To determine opacity for fugitive coal dust emissions sources, the additional requirements specified in paragraphs 5.3.7(2)(i) through (iii) must be used.</p> <p>(i) The minimum distance between the observer and the emission source shall be 5.0 meters (16 feet), and the sun shall be oriented in the 140-degree sector of the back.</p> <p>(ii) The observer shall select a position that minimizes interference from other fugitive coal dust emissions sources and make observations such that the line of vision is approximately perpendicular to the plume and wind direction.</p> <p>(iii) The observer shall make opacity observations at the point of greatest opacity in that portion of the plume where condensed water vapor is not present. Water vapor is not considered a visible emission.</p> <p>(3) A visible emissions observer may conduct visible emission observations for up to three fugitive, stack, or vent emission points within a 15-second interval if the following conditions specified in paragraphs (3)(i) through (iii) of this section are met.</p> <p>(i) No more than three emissions points may be read concurrently.</p> <p>(ii) All three emissions points must be within a 70 degree viewing sector or angle in front of the observer such that the proper sun position can be maintained for all three points.</p> <p>(iii) If an opacity reading for any one of the three emissions points is within 5 percent opacity from the applicable standard (excluding readings of zero opacity), then the observer must stop taking readings for the other two points and continue reading just that single point.</p>
23	45CSR16, 40CFR§60.257(b), 45CSR13, R13-2306D, 4.3.8.	5.3.8.	Test Methods and Procedures for Subpart Y.	The owner or operator must conduct all performance tests required by §60.8 to demonstrate compliance with the applicable emissions standards specified in §60.252 according to the requirements in §60.8 using the applicable test methods and procedures in 40C.F.R.§§60.257(b) (1) through (8).
24	45CSR16, 40CFR§60.255(a), 45CSR13, R13-2306, 4.3.3.	5.3.9	Performance Tests and Other Compliance Requirements for Subpart Y – Performance Tests	An owner or operator of each affected facility that commenced construction, reconstruction, or modification on or before April 28, 2008, must conduct performance tests required by §60.8 to demonstrate compliance with the applicable emission standards using the methods identified in §60.257.
25	45CSR13, R13-2306D, 4.4.2.	5.4.1.	Record of Maintenance of Air Pollution Control Equipment.	For all pollution control equipment listed in Section 1.0, the permittee shall maintain accurate records of all required pollution control equipment inspection and/or preventative maintenance procedures.
26	45CSR13, R13-2306D, 4.4.3.	5.4.2.	Record of Malfunctions of Air Pollution Control Equipment.	<p>For all pollution control equipment listed in Section 1.0, the permittee shall maintain records of the occurrence and duration of any malfunction or operational shutdown of the air pollution control equipment during which excess emissions occur. For each such case, the following information shall be recorded:</p> <p>a. The equipment involved.</p> <p>b. Steps taken to minimize emissions during the event.</p> <p>c. The duration of the event.</p> <p>d. The estimated increase in emissions during the event.</p> <p>For each such case associated with an equipment malfunction, the additional information shall also be recorded:</p> <p>e. The cause of the malfunction.</p> <p>f. Steps taken to correct the malfunction.</p> <p>g. Any changes or modifications to equipment or procedures that would help prevent future recurrences of the malfunction.</p>

Permit Shield

Applicable Requirements - Continued

27	45CSR13, R13-2306, 4.4.5	5.4.4	Records of Monitoring Data	The permittee shall maintain records of all monitoring data required by Section 5.2.1 of this permit by documenting the date and time of each visible emission check, the emission point or equipment/source identification number, the name or means of identification of the observer, the results of the check(s), whether the visible emissions are normal for the process, and, if applicable, all corrective measures taken or planned. The permittee shall also record the general weather conditions (i.e. sunny, approximately 80°F, 6 - 10 mph NE wind) during the visual emission check(s). An example form is supplied as Appendix B. Should a visible emission observation be required to be performed per the requirements specified in Method 9, the data records of each observation shall be maintained per the requirements of Method 9. For an emission unit out of service during the normal monthly evaluation, the record of observation may note "out of service" (O/S) or equivalent
28	45CSR13, R13-2306D, 4.5.1.	5.5.1.	Performance Test Notifications	With regard to any testing required by the Director, the permittee shall submit to the Director of Air Quality and the Associate Director - Office of Enforcement and Permit Review (3AP12) of the U.S. EPA a test protocol detailing the proposed test methods, the date, and the time the proposed testing is to take place, as well as identifying the sampling locations and other relevant information. The test protocol must be received by the Director and the Associate Director no less than thirty (30) days prior to the date the testing is to take place. Test results shall be submitted to the Director and the Associate Director no more than sixty (60) days after the date the testing takes place.
29	45CSR13, R13-2306D, 4.5.2.	5.5.2.	Emissions Violations Reporting	Any violation(s) of the allowable visible emission requirement for any emission source discovered during observation using 40CFR Part 60, Appendix A, Method 9 must be reported in writing to the Director of the Division of Air Quality as soon as practicable, but within ten (10) calendar days, of the occurrence and shall include, at a minimum, the following information: the results of the visible determination of opacity of emissions, the cause or suspected cause of the violation(s), and any corrective measures taken or planned.
30	45CSR16, 40CFR§60.7(a), 45CSR13, R13-2306D, 4.5.3.	5.5.3.	Part 60 Notifications	Any owner or operator subject to the provisions of this part shall furnish written notification as follows: A notification of the date construction (or reconstruction as defined under §60.15) of an affected facility is commenced postmarked no later than 30 days after such date. A notification of the actual date of initial startup of an affected facility postmarked within 15 days after such date.
31	45CSR16, 40CFR§60.258(b), 45CSR13, R13-2306D, 4.5.4.	5.5.4.	Reporting for Subpart Y - Opacity Exceedances	For the purposes of reports required under section 60.7(c), any owner or operator subject to the provisions of Subpart Y also shall report semiannually periods of excess emissions as follow: (3) All 6-minute average opacities that exceed the applicable standard.
32	45CSR16, 40CFR§60.258(c), 45CSR13, R13-2306D, 4.5.5.	5.5.5.	Reporting for Subpart Y - Results of Initial Performance Tests	The owner or operator of an affected facility shall submit the results of initial performance tests to the Administrator or delegated authority, consistent with the provisions of section 60.8. The owner or operator who elects to comply with the reduced performance testing provisions of sections 60.255(c) or (d) shall include in the performance test report identification of each affected facility that will be subject to the reduced testing. The owner or operator electing to comply with section 60.255(d) shall also include information which demonstrates that the control devices are identical.
33	45CSR16, 40CFR§60.258(d), 45CSR13, R13-2306D, 4.5.6.	5.5.6.	Reporting for Subpart Y - WebFIRE Data Base	After July 11, 2011, within 60 days after the date of completing each performance evaluation conducted to demonstrate compliance with this subpart, the owner or operator of the affected facility must submit the test data to EPA by successfully entering the data electronically into EPA's WebFIRE data base available at http://cfpub.epa.gov/oarweb/index.cfm?action=fire.main . For performance tests that cannot be entered into WebFIRE (i.e. Method 9 of appendix A-4 of this part opacity performance tests) the owner or operator of the affected facility must mail a summary copy to United States Environmental Protection Agency; Energy Strategies Group; 109 TW Alexander DR; mail code D243-01; RTP, NC 27711.

Permit Shield

For all applicable requirements listed above, provide monitoring/testing/recordkeeping/reporting which shall be used to demonstrate compliance. If the method is based on a permit or rule, include the condition number or citation. (Note: Each requirement listed above must have an associated method of demonstrating compliance. If there is not already a required method in place, then a method must be proposed.)

	Rule/ Regulation/ R13 Permit	Existing R30 Permit Condition	Name	Method of Compliance
1	45CSR13, R13-2306D, 4.1.1.	5.1.1.	Compliance with Annual Throughput Limits	12 month rolling total will be used to determine compliance with all annual throughput limits.
2	45CSR13, R13-2306D, 4.1.2.	5.1.2.	Facility Throughput Limitation	Throughputs records will be maintained for Transfer Point 060 to ensure compliance with the applicable limitations.
3	45CSR13, R13-2306D, 4.1.4.	5.1.3.	Inspection of Fugitive Dust Control Systems	Records of all inspections conducted will be maintained on site for a period of no less than five (5) years.
4	45CSR13, R13-2306D, 4.1.5.	5.1.4.	Dust Suppressants/Control Measures	Daily records will be maintained for the use of any dust suppressants or any other suitable dust control measures applied at the facility. The records will be maintained on site for a period of no less than five (5) years.
5	45CSR13, R13-2306D, 4.1.6.	5.1.5.	Records of Throughput and Hours of Operation.	Records of the coal throughput and the hours of operation will be maintained on site for a period of no less than five (5) years.
6	45CSR13, R13-2306D, 4.1.8.	5.1.7.	Freeze Protection Requirement	A freeze protection plan will be incorporated and maintained.
7	45CSR§5-3.4; 45CSR13, R13-2306D, 4.1.9.	5.1.8.	Opacity	Opacity testing and monitoring will be conducted as required to maintain compliance with the applicable standard.
8	45CSR§5-6.1; 45CSR13, R13-2306D, 4.1.10.	5.1.9.	Fugitive Dust Control	Fugitive dust will be controlled in accordance with the information contained within the permit applications and as required by the permit.
9	45CSR§5-6.2; 45CSR13, R13-2306D, 4.1.11.	5.1.10.	Dust Control, Good Operating Practices	Dust control will be maintained. Good operating practices will be followed.
10	45CSR16; 40CFR§60.254(a); 45CSR13, R13-2306D, 4.1.12.	5.1.11.	Opacity	Opacity testing and monitoring will be conducted as required to maintain compliance with the applicable standard.
11	45CSR16; 40CFR§60.254(b); 45CSR13, R13-2306D, 4.1.13.	5.1.12.	Opacity	Opacity testing and monitoring will be conducted as required to maintain compliance with the applicable standard.
12	45CSR§13-5.11., 45CSR13, R13-2306D, 4.1.14.	5.1.13.	Operation and Maintenance of Air Pollution Control Equipment	All pollution control equipment will be installed, maintained, and operated in a manner consistent with safety and good air pollution control practices.
13	45CSR16; 40CFR§60.11(d); 45CSR13, R13-2306D, 4.1.15.	5.1.14.	Good Air Pollution Control Practice	Good air pollution control practices will be followed.
14	45CSR13, R13-2306, 4.1.1	5.1.15	Throughput Restriction	The facility will maintain records to demonstrate compliance with all applicable throughput restrictions.
15	45CSR13, R13-2306D, 4.1.3 and 4.2.1; 45CSR§30-5.1.c. (Not required for stockpiles and haulroads 037, 037A, 006, 006A, 032,032A, 031, 031A, 054, and 052A – F)	5.2.1.	Monitoring, Recordkeeping, Reporting	The facility will conduct all monitoring/recordkeeping/reporting in accordance with the requirements specified in this section.
16	45CSR16, 40CFR§60.8(a), 45CSR13, R13-2306D, 4.3.1.	5.3.1.	Performance Tests	Performance tests will be conducted as required.
17	45CSR16; 40CFR§60.11(b); 45CSR13, R13- 2306D, 4.3.2.	5.3.2.	Compliance With Particulate Matter Standards	Opacity testing and monitoring will be conducted as required to maintain compliance with the applicable standard.

For all applicable requirements listed above, provide monitoring/testing/recordkeeping/reporting which shall be used to demonstrate compliance. If the method is based on a permit or rule, include the condition number or citation. (Note: Each requirement listed above must have an associated method of demonstrating compliance. If there is not already a required method in place, then a method must be proposed.)

	Rule/ Regulation/ R13 Permit	Existing R30 Permit Condition	Name	Method of Compliance
18	45CSR16, 45CSR13, R13-2306D, 4.3.3.	5.3.3.	Performance Tests and Other Compliance Requirements for Subpart Y - Performance Tests.	Performance tests will be conducted as required.
19	45CSR16, 40CFR§60.255(f), 45CSR13, R13-2306D, 4.3.4.	5.3.4.	Performance Tests and Other Compliance Requirements for Subpart Y - Monitoring Visible Emissions or Digital Opacity Compliance System.	The facility will comply with the requirements in this section if applicable.
20	45CSR16, 40CFR§60.255(g), 45CSR13, R13-2306D, 4.3.5.	5.3.5.	Performance Tests and Other Compliance Requirements for Subpart Y - COMS.	The facility will comply with the requirements in this section if applicable.
21	45CSR16, 40CFR§60.255(c), 45CSR13, R13-2306D, 4.3.6.	5.3.6.	Performance Tests and Other Compliance Requirements for Subpart Y.	NA
22	45CSR16, 40CFR§60.257(a), 45CSR13, R13-2306D, 4.3.7.	5.3.7.	Test Methods and Procedures for Subpart Y.	The facility will determine compliance with the applicability opacity standards using the methods described in this section.
23	45CSR16, 40CFR§60.257(b), 45CSR13, R13-2306D, 4.3.8.	5.3.8.	Test Methods and Procedures for Subpart Y.	All performance tests required by §60.8 will be performed in accordance with the requirements described in this section.
24	45CSR16, 40CFR§60.255(a), 45CSR13, R13-2306, 4.3.3.	5.3.9	Performance Tests and Other Compliance Requirements for Subpart Y – Performance Tests	The facility will comply with the specified testing condition, as required.
25	45CSR13, R13-2306D, 4.4.2.	5.4.1.	Record of Maintenance of Air Pollution Control Equipment.	Records of all required pollution control equipment inspection and preventative maintenance procedures will be maintained.
26	45CSR13, R13-2306D, 4.4.3.	5.4.2.	Record of Malfunctions of Air Pollution Control Equipment.	Records of malfunction or operational shutdown of the air pollution control equipment which leads to excess emissions will be maintained.
27	45CSR13, R13-2306, 4.4.5	5.4.4	Records of Monitoring Data	The facility will maintain the required records.
28	45CSR13, R13-2306D, 4.5.1.	5.5.1.	Performance Test Notifications	Performance test notifications will be submitted in accordance with the requirements of this section.
29	45CSR13, R13-2306D, 4.5.2.	5.5.2.	Emissions Violations Reporting	Violations of any allowable visible emissions requirement will be reported as described in this section.
30	45CSR16, 40CFR§60.7(a), 45CSR13, R13-2306D, 4.5.3.	5.5.3.	Part 60 Notifications	Notifications will be submitted as required in accordance with the procedures described in this section.
31	45CSR16, 40CFR§60.258(b), 45CSR13, R13-2306D, 4.5.4.	5.5.4.	Reporting for Subpart Y - Opacity Exceedances	Semi-annual excess emissions reports will be submitted.
32	45CSR16, 40CFR§60.258(c), 45CSR13, R13-2306D, 4.5.5.	5.5.5.	Reporting for Subpart Y - Results of Initial Performance Tests	Results of initial performance tests will be submitted.
33	45CSR16, 40CFR§60.258(d), 45CSR13, R13-2306D, 4.5.6.	5.5.6.	Reporting for Subpart Y - WebFIRE Data Base	Relevant test data will be entered into EPA's WebFIRE database as required.

Are you in compliance with all applicable requirements for this emission unit? Yes No

If no, complete the **Schedule of Compliance Form** as **ATTACHMENT F**.

ATTACHMENT E - Emission Unit Form

Emission Unit Description Vehicular Traffic

Emission unit ID number: 052A/B, 052C/D, 052E/F	Emission unit name: Haulroads	List any control devices associated with this emission unit: Water Truck (WT)
---	---	---

Provide a description of the emission unit (type, method of operation, design parameters, etc.):
Typical coal preparation plant unpaved haulroad activities including the trucking of raw and clean coal, and refuse.

Manufacturer: NA	Model number: NA	Serial number: NA
Construction date: NA	Installation date: NA	Modification date(s): 052E/F in 2010

Design Capacity (examples: furnaces - tons/hr, tanks - gallons):
NA

Maximum Hourly Throughput: NA	Maximum Annual Throughput: NA	Maximum Operating Schedule: 8,760 hours.
---	---	--

Fuel Usage Data (fill out all applicable fields) NOT APPLICABLE

Does this emission unit combust fuel? ___ Yes <input checked="" type="checkbox"/> No	If yes, is it? ___ Indirect Fired ___ Direct Fired
---	--

Maximum design heat input and/or maximum horsepower rating:	Type and Btu/hr rating of burners:
--	---

List the primary fuel type(s) and if applicable, the secondary fuel type(s). For each fuel type listed, provide the maximum hourly and annual fuel usage for each.

Describe each fuel expected to be used during the term of the permit.

Fuel Type	Max. Sulfur Content	Max. Ash Content	BTU Value

<i>Emissions Data</i>		
Criteria Pollutants	Potential Emissions	
	PPH	TPY
Carbon Monoxide (CO)		
Nitrogen Oxides (NO _x)		
Lead (Pb)		
Particulate Matter (PM _{2.5})	4.51	12.51
Particulate Matter (PM ₁₀)	45.08	125.05
Total Particulate Matter (TSP)	152.73	423.67
Sulfur Dioxide (SO ₂)		
Volatile Organic Compounds (VOC)		
Hazardous Air Pollutants	Potential Emissions	
	PPH	TPY
Regulated Pollutants other than Criteria and HAP	Potential Emissions	
	PPH	TPY

List the method(s) used to calculate the potential emissions (include dates of any stack tests conducted, versions of software used, source and dates of emission factors, etc.).

Emissions factor equation from *AP42 Fifth Edition*, Section 13.2.2.

Applicable Requirements

List all applicable requirements for this emission unit. For each applicable requirement, include the underlying rule/regulation citation and/or construction permit with the condition number. (Note: Title V permit condition numbers alone are not the underlying applicable requirements). If an emission limit is calculated based on the type of source and design capacity or if a standard is based on a design parameter, this information should also be included.

	Rule/ Regulation/ R13 Permit	Existing R30 Permit Condition	Name	Requirement
1	45CSR13, R13-2306D, 4.1.5.	5.1.4.	Dust Suppressants/Control Measures	The permittee shall maintain daily records indicating the use of any dust suppressants or any other suitable dust control measures applied at the facility. These records shall be maintained on site for a period of no less than five (5) years.
2	45CSR13, R13-2306D, 4.1.7.	5.1.6.	Water Truck Requirements	The permittee shall maintain a water truck on site and in good operating condition, and shall utilize same to apply water, or a mixture of water and an environmentally acceptable dust control additive, hereinafter referred to as solution, as often as is necessary in order to minimize the atmospheric entrainment of fugitive particulate emissions that may be generated from haulroads and other work areas where mobile equipment is used. The spray bar shall be equipped with commercially available spray nozzles, of sufficient size and number, so as to provide adequate coverage to the surface being treated. The pump delivering the water, or solution, shall be of sufficient size and capacity so as to be capable of delivering to the spray nozzle(s) an adequate quantity of water, or solution, and at a sufficient pressure.
3	45CSR13, R13-2306D, 4.1.8.	5.1.7.	Freeze Protection Requirement	A freeze protection plan shall be incorporated and maintained to insure all wet suppression systems remain operational at all times.
4	45CSR§5-6.2; 45CSR13, R13-2306D, 4.1.11.	5.1.10.	Dust Control, Good Operating Practices	The owner or operator of a coal preparation plant or handling operation shall maintain dust control of the premises and owned, leased, or controlled access roads by paving, or other suitable measures. Good operating practices shall be observed in relation to stockpiling, car loading, breaking, screening, and general maintenance to minimize dust generation and atmospheric entrainment.

Permit Shield

For all applicable requirements listed above, provide monitoring/testing/recordkeeping/reporting which shall be used to demonstrate compliance. If the method is based on a permit or rule, include the condition number or citation. (Note: Each requirement listed above must have an associated method of demonstrating compliance. If there is not already a required method in place, then a method must be proposed.)

	Rule/ Regulation/ R13 Permit	Existing R30 Permit Condition	Name	Method of Compliance
1	45CSR13, R13-2306D, 4.1.5.	5.1.4.	Dust Suppressants/Control Measures	Daily records of the use of dust suppressants or any suitable dust control measures applied at the facility will be maintained.
2	45CSR13, R13-2306D, 4.1.7.	5.1.6.	Water Truck Requirements	Water truck will be maintained at the facility.
3	45CSR13, R13-2306D, 4.1.8.	5.1.7.	Freeze Protection Requirement	A freeze protection plan will be incorporated and maintained.
4	45CSR§5-6.2; 45CSR13, R13-2306D, 4.1.11.	5.1.10.	Dust Control, Good Operating Practices	Dust control will be maintained. Good operating practices will be followed.

Are you in compliance with all applicable requirements for this emission unit? Yes No

If no, complete the Schedule of Compliance Form as ATTACHMENT F.

ATTACHMENT G. AIR POLLUTION CONTROL DEVICE FORMS

ATTACHMENT G - Air Pollution Control Device Form

Control device ID number: FE	List all emission units associated with this control device. MB1, MB2, MB3, RCS2, RCS3, MB4, MB5, MB6, A1, A2, A006, A006A, A3A, A3, 010A, 003, C2, C3, C4, C21, C11, C11A, 028, C11B, RB2, RB3, C16, C17, C18, C19, 017, 069, C20, C7A, C7, SC1, CR1, SC2, 020, C8, C10, C12, 048A, 048B, 047, C13
--	---

Manufacturer: N/A	Model number: N/A	Installation date: N/A
-----------------------------	-----------------------------	----------------------------------

Type of Air Pollution Control Device:

<input type="checkbox"/> Baghouse/Fabric Filter	<input type="checkbox"/> Venturi Scrubber	<input type="checkbox"/> Multiclone
<input type="checkbox"/> Carbon Bed Adsorber	<input type="checkbox"/> Packed Tower Scrubber	<input type="checkbox"/> Single Cyclone
<input type="checkbox"/> Carbon Drum(s)	<input type="checkbox"/> Other Wet Scrubber	<input type="checkbox"/> Cyclone Bank
<input type="checkbox"/> Catalytic Incinerator	<input type="checkbox"/> Condenser	<input type="checkbox"/> Settling Chamber
<input type="checkbox"/> Thermal Incinerator	<input type="checkbox"/> Flare	<input checked="" type="checkbox"/> Other (describe) Full Enclosure
<input type="checkbox"/> Wet Plate Electrostatic Precipitator	<input type="checkbox"/> Dry Plate Electrostatic Precipitator	

List the pollutants for which this device is intended to control and the capture and control efficiencies.

Pollutant	Capture Efficiency	Control Efficiency
PM/PM ₁₀ /PM _{2.5}	80% overall capture/control	80% overall capture/control

Explain the characteristic design parameters of this control device (flow rates, pressure drops, number of bags, size, temperatures, etc.).
 N/A

Is this device subject to the CAM requirements of 40 C.F.R. 64? Yes No

If Yes, **Complete ATTACHMENT H**

If No, **Provide justification.** N/A

Describe the parameters monitored and/or methods used to indicate performance of this control device.

Control efficiency values came from Table A of WV DEP's "Application Instructions and Forms for General Permit G40-C for the Prevention and Control of Air Pollution in regard to the Construction, Modification, Relocation, Administrative Update and Operation of Nonmetallic Mineral Processing Plants."

ATTACHMENT G - Air Pollution Control Device Form

Control device ID number: PE	List all emission units associated with this control device. C11C, C9, RB4
--	--

Manufacturer: N/A	Model number: N/A	Installation date: N/A
-----------------------------	-----------------------------	----------------------------------

Type of Air Pollution Control Device:

<input type="checkbox"/> Baghouse/Fabric Filter	<input type="checkbox"/> Venturi Scrubber	<input type="checkbox"/> Multiclone
<input type="checkbox"/> Carbon Bed Adsorber	<input type="checkbox"/> Packed Tower Scrubber	<input type="checkbox"/> Single Cyclone
<input type="checkbox"/> Carbon Drum(s)	<input type="checkbox"/> Other Wet Scrubber	<input type="checkbox"/> Cyclone Bank
<input type="checkbox"/> Catalytic Incinerator	<input type="checkbox"/> Condenser	<input type="checkbox"/> Settling Chamber
<input type="checkbox"/> Thermal Incinerator	<input type="checkbox"/> Flare	<input checked="" type="checkbox"/> Other (describe) Partial Enclosure
<input type="checkbox"/> Wet Plate Electrostatic Precipitator	<input type="checkbox"/> Dry Plate Electrostatic Precipitator	

List the pollutants for which this device is intended to control and the capture and control efficiencies.

Pollutant	Capture Efficiency	Control Efficiency
PM/PM ₁₀ /PM _{2.5}	50% overall capture/control	50% overall capture/control

Explain the characteristic design parameters of this control device (flow rates, pressure drops, number of bags, size, temperatures, etc.).
N/A

Is this device subject to the CAM requirements of 40 C.F.R. 64? Yes No
 If Yes, **Complete ATTACHMENT H**
 If No, **Provide justification.** N/A

Describe the parameters monitored and/or methods used to indicate performance of this control device.

Control efficiency values came from Table A of WV DEP's "Application Instructions and Forms for General Permit G40-C for the Prevention and Control of Air Pollution in regard to the Construction, Modification, Relocation, Administrative Update and Operation of Nonmetallic Mineral Processing Plants."

ATTACHMENT G - Air Pollution Control Device Form

Control device ID number: WT	List all emission units associated with this control device. 052A-F	
Manufacturer: N/A	Model number: N/A	Installation date: N/A
Type of Air Pollution Control Device:		
<input type="checkbox"/> Baghouse/Fabric Filter	<input type="checkbox"/> Venturi Scrubber	<input type="checkbox"/> Multiclone
<input type="checkbox"/> Carbon Bed Adsorber	<input type="checkbox"/> Packed Tower Scrubber	<input type="checkbox"/> Single Cyclone
<input type="checkbox"/> Carbon Drum(s)	<input type="checkbox"/> Other Wet Scrubber	<input type="checkbox"/> Cyclone Bank
<input type="checkbox"/> Catalytic Incinerator	<input type="checkbox"/> Condenser	<input type="checkbox"/> Settling Chamber
<input type="checkbox"/> Thermal Incinerator	<input type="checkbox"/> Flare	<input checked="" type="checkbox"/> Other (describe) Water Truck
<input type="checkbox"/> Wet Plate Electrostatic Precipitator		<input type="checkbox"/> Dry Plate Electrostatic Precipitator
List the pollutants for which this device is intended to control and the capture and control efficiencies.		
Pollutant	Capture Efficiency	Control Efficiency
PM/PM ₁₀ /PM _{2.5}	70% overall capture control	70% overall capture/control
Explain the characteristic design parameters of this control device (flow rates, pressure drops, number of bags, size, temperatures, etc.). N/A		
Is this device subject to the CAM requirements of 40 C.F.R. 64? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
If Yes, Complete ATTACHMENT H		
If No, Provide justification. N/A		
Describe the parameters monitored and/or methods used to indicate performance of this control device.		
Control efficiency values came from Table A of WV DEP's "Application Instructions and Forms for General Permit G40-C for the Prevention and Control of Air Pollution in regard to the Construction, Modification, Relocation, Administrative Update and Operation of Nonmetallic Mineral Processing Plants."		

ATTACHMENT I. SUPPORTING EMISSION CALCULATIONS

Table 1. Potential-to-Emit (PTE) Summary

	PM (tpy)	PM10 (tpy)	PM2.5 (tpy)	PM2.5 (tpy)
Transfers	111.5	52.7	8.0	19.1
Crushing	8.1	3.9	0.6	-
Screening	157.7	75.1	11.3	-
Dust Exhaust Fans	22.8	10.8	1.6	-
Roads	423.7	125.1	12.5	-
Piles	318.7	151.7	22.8	-
Miscellaneous ^a	--	--	--	37.6
TOTAL	1042.4	419.3	56.7	19.1

^a Miscellaneous VOC tpy from Air4 Title V renewal application of 8/14/03.

Table 2. Transfer Points

EMISSIONS CALCULATIONS

Transfer Point ID	Emission Source Description	Transfer Capacity		PM Emission Factor ^a (lb/ton)	Contr. Effic. ^b (%)	Moist. Content (%)	Potential to Emit			
		(tph)	(tpy)				PM (lb/hr)		PM (tpy)	
							Controlled	Uncontrolled	Controlled	Uncontrolled
TP1	Raw coal transfer from mine portal belt (MB1) to silo feed belt (MB2)	5,000	15,768,000	0.0009	80	5.5	0.89	4.45	1.40	7.02
TP2	Raw coal transfer from silo feed belt (MB2) to silo transfer belt (MB3) and raw coal storage silo 2 (RCS2)	5,000	15,768,000	0.0009	80	5.5	0.89	4.45	1.40	7.02
TP3	Silo transfer belt (MB3) to raw coal storage silo 3 (RCS3)	5,000	15,768,000	0.0009	80	5.5	0.89	4.45	1.40	7.02
TP4	Raw coal storage silo 2 (RCS2) to silo reclaim belt (MB4)	4,000	15,768,000	0.0009	80	5.5	0.71	3.56	1.40	7.02
TP5	Raw coal storage silo 3 (RCS3) to silo reclaim belt (MB4)	4,000	0	0.0009	80	5.5	0.71	3.56	0.00	0.00
TP6	Silo reclaim belt (MB4) to overland mine belt 1 (MB5)	4,000	15,768,000	0.0009	80	5.5	0.71	3.56	1.40	7.02
TP7	Overland mine belt 1 (MB5) to overland mine belt 2 (MB6)	4,000	15,768,000	0.0009	80	5.5	0.71	3.56	1.40	7.02
TP8	Overland mine belt 2 (MB6) to conveyor (A1)	4,000	15,768,000	0.0009	80	5.5	0.71	3.56	1.40	7.02
A003	Conveyor (A1) to conveyor (A2)	4,000	15,768,000	0.0009	80	5.5	0.71	3.56	1.40	7.02
A005	Conveyor (A2) to scalping screen A1 (A006) and rotary breaker A1 (A006A)	4,000	15,768,000	0.0009	80	5.5	0.71	3.56	1.40	7.02
A007	Scalping screen A1 (A006) and rotary breaker A1 (A006A) to conveyor (A3A)	4,000	15,768,000	0.0009	80	5.5	0.71	3.56	1.40	7.02
A007A	Conveyor (A3A) to conveyor (A3)	4,000	15,768,000	0.0009	80	5.5	0.71	3.56	1.40	7.02
A009	Conveyor (A3) to raw coal silo 1 (003)	4,000	15,768,000	0.0009	80	5.5	0.71	3.56	1.40	7.02
A010	Rotary breaker A1 (A006A) to rock bin 1 (010A)	20	175,200	0.0009	80	5.5	0.00	0.02	0.02	0.08
A011	Rock bin 1 (010A) to refuse trucks (052E and 052F)	20	175,200	0.0009	80	5.5	0.00	0.02	0.02	0.08
003A	Raw coal silo 1 (003) to conveyor (C3)	2,800	15,768,000	0.0009	80	5.5	0.50	2.49	1.40	7.02
	Conveyor (A3) to Conveyor (C2)	4,000	10,000,000	0.0009	80	5.5	0.71	3.56	0.89	4.45
003C	Raw coal silo 1 (003) to stockpile (006)	2,800	0	0.0009	0	5.5	2.49	2.49	0.00	0.00
005	Conveyor (C2) to raw coal stockpile 1 (006)	4,000	10,000,000	0.0009	50	5.5	1.78	3.56	2.22	4.45
006A	Raw coal stockpile 1 (006) pile grading (006A)	1,200	1,000,000	0.0009	0	5.5	1.07	1.07	0.44	0.44
007	Conveyor (C3) to conveyor (C4)	2,800	15,768,000	0.0009	50	5.5	1.25	2.49	3.51	7.02
012	Raw coal stockpile 1 (006) to conveyor (C3)	2,800	10,000,000	0.0009	50	5.5	1.25	2.49	2.22	4.45
017A	Clean coal silo 1 (017) to conveyor (C7A)	4,000	15,768,000	0.0008	80	6.0	0.63	3.15	1.24	6.21
019	Conveyor (C7) to railroad loadout 1 (020)	4,000	15,768,000	0.0008	80	6.0	0.63	3.15	1.24	6.21
021	Railroad loadout (020) to railcar	4,000	15,768,000	0.0008	50	6.0	1.58	3.15	3.11	6.21
021A	Conveyor (C7) to conveyor (C8)	1,200	10,512,000	0.0008	80	6.0	0.19	0.95	0.83	4.14
023	Conveyor (C8) to conveyor (C9)	1,200	10,512,000	0.0008	80	6.0	0.19	0.95	0.83	4.14
024A	Conveyor (C9) to conveyor (C10)	1,300	11,388,000	0.0008	80	6.0	0.20	1.02	0.90	4.49
027	Conveyor (C11) to conveyor (C11A)	800	4,380,000	0.0007	80	6.5	0.11	0.56	0.31	1.54
027A	Conveyor (C11A) to refuse bin 1 (028)	800	4,380,000	0.0007	80	6.5	0.11	0.56	0.31	1.54
29	Refuse bin 1 (028) to ground	800	0	0.0007	0	6.5	0.56	0.56	0.00	0.00
RTP1	Refuse bin 1 (028) to conveyor (C11B)	800	4,380,000	0.0007	50	6.5	0.28	0.56	0.77	1.54
RTP2	Conveyor (C11B) to refuse bin 2 (RB2)	800	4,380,000	0.0007	50	6.5	0.28	0.56	0.77	1.54
RTP3	Refuse bin 2 (RB2) to refuse trucks/pans (052E and 052F)	800	4,380,000	0.0007	0	6.5	0.56	0.56	1.54	1.54
RTP4	Refuse bin 1 (028) to conveyor (C11C)	800	0	0.0007	50	6.5	0.28	0.56	0.00	0.00
RTP5	Conveyor (C11C) to refuse bin 3 (RB3)	800	0	0.0007	50	6.5	0.28	0.56	0.00	0.00
RTP6	Refuse bin 3 (RB3) to refuse trucks/pans (052E and 052F)	800	0	0.0007	0	6.5	0.56	0.56	0.00	0.00

Table 2. Transfer Points

EMISSIONS CALCULATIONS

Emission Source ID	Emission Source Description	Transfer Capacity		PM Emission Factor ^a (lb/ton)	Contr. Effic. ^b (%)	Moist. Content (%)	Potential to Emit			
		(tph)	(tpy)				PM (lb/hr)		PM (tpy)	
							Controlled	Uncontrolled	Controlled	Uncontrolled
30	Refuse grading	800	4,380,000	0.0007	0	6.5	0.56	0.56	1.54	1.54
031A	Vehicles to refuse area	800	4,380,000	0.0007	0	6.5	0.56	0.56	1.54	1.54
032A	Clean coal stockpile 3 (032) pile grading (032A)	1,000	8,760,000	0.0012	0	4.5	1.18	1.18	5.16	5.16
033	Reclaim feeder to Conveyor (C12)	1,200	10,512,000	0.0012	50	4.5	0.71	1.41	3.10	6.19
033A	Clean coal stockpile 3 (032) to reclaim feeder	1,200	10,512,000	0.0012	0	4.5	1.41	1.41	6.19	6.19
034A	Conveyor (C12) to conveyor (C9)	1,200	10,512,000	0.0012	80	4.5	0.28	1.41	1.24	6.19
35	Trucks to clean coal stockpile 3 (032)	1,000	8,760,000	0.0012	0	4.5	1.18	1.18	5.16	5.16
36	Pans to clean coal stockpile 3 (032)	1,000	8,760,000	0.0012	0	4.5	1.18	1.18	5.16	5.16
037A	Clean coal/raw coal stockpile 2 (037) pile grading (037A)	1,200	10,512,000	0.0009	0	5.5	1.07	1.07	4.68	4.68
38	Pans to clean coal/raw coal stockpile 2 (037)	1,200	10,512,000	0.0009	0	5.5	1.07	1.07	4.68	4.68
39	Pans reclaim from clean coal/raw coal stockpile 2 (037)	1,200	10,512,000	0.0009	0	5.5	1.07	1.07	4.68	4.68
40	Trucks to clean coal/raw coal stockpile 2 (037)	1,200	10,512,000	0.0009	0	5.5	1.07	1.07	4.68	4.68
41	Endloader to trucks	1,200	10,512,000	0.0009	0	5.5	1.07	1.07	4.68	4.68
42	Trucks to raw coal stockpile 1 (006)	1,200	10,512,000	0.0009	0	5.5	1.07	1.07	4.68	4.68
43	Pans to raw coal stockpile 1 (006)	1,200	10,512,000	0.0009	0	5.5	1.07	1.07	4.68	4.68
60	Conveyor (C4) to new wet wash preparation plant	2,800	15,768,000	0.0009	80	5.5	0.50	2.49	1.40	7.02
61	Conveyor (C16) to conveyor (C18) or conveyor (C9)	1,800	15,768,000	0.0008	80	6.0	0.28	1.42	1.24	6.21
62	Conveyor (C17) to conveyor (C18) or conveyor (C9)	1,800	0	0.0009	80	5.5	0.32	1.60	0.00	0.00
63	Conveyor (C18) to conveyor (C19) or clean coal silo 1 (017)	1,800	15,768,000	0.0008	80	6.0	0.28	1.42	1.24	6.21
64	Conveyor (C19) to clean coal silo 2 (069)	1,800	15,768,000	0.0008	80	6.0	0.28	1.42	1.24	6.21
65	Clean coal silo 2 (069) to conveyor 20 (C20)	4,000	15,768,000	0.0008	80	6.0	0.63	3.15	1.24	6.21
66	Conveyor (C20) to conveyor (C7A)	4,000	15,768,000	0.0008	80	6.0	0.63	3.15	1.24	6.21
67	Conveyor (C7A) to conveyor (C7)	4,000	15,768,000	0.0008	80	6.0	0.63	3.15	1.24	6.21
STP1	Conveyor (C7) to conveyor (SC1)	5	43,800	0.0008	80	6.0	0.00	0.00	0.00	0.02
STP2	Conveyor (SC1) to pulverizer (CR1)	5	43,800	0.0008	80	6.0	0.00	0.00	0.00	0.02
STP3	Pulverizer (CR1) to conveyor (SC2)	5	43,800	0.0008	80	6.0	0.00	0.00	0.00	0.02
STP4	Chute to conveyor (C7)	5	43,800	0.0008	80	6.0	0.00	0.00	0.00	0.02
68	Conveyor (C21) to conveyor (C11)	800	4,380,000	0.0007	80	6.5	0.11	0.56	0.31	1.54
RTP7	Conveyor (C13) to refuse bin (RB4)	800	4,380,000	0.0007	80	6.5	0.11	0.56	0.31	1.54
RTP8	Refuse bin 4 (RB4) to refuse trucks/pans (052G)	800	4,380,000	0.0007	50	6.5	0.28	0.56	0.77	1.54
TOTAL PM							43.91	119.32	111.50	267.04
TOTAL PM₁₀^c							20.77	56.44	52.74	126.30
TOTAL PM_{2.5}^d							3.14	8.55	7.99	19.13

EMISSION FACTORS AND ASSUMPTIONS

a. Transfer Points (batch and continuous drop operation) -

AP42, Section 13.2.4.3, Aggregate Handling and Storage Piles

$$\text{Particulate (lb/ton)} = k \cdot (0.0032) \cdot (U/5)^{1.3} / (M/2)^{1.4}$$

where: k = particle size multiplier (0.74 for TSP; 0.35 for PM10; 0.053 for PM2.5)
 U = mean wind speed (@ 7 mph for all sources)
 M = material moisture content (%)

b. Control efficiency for full and partial enclosure taken from application instructions for G10-D available from WVDEP.

c. Total PM₁₀ Emissions = Total PM Emissions * (k_{PM10}/k_{PM})

d. Total PM_{2.5} Emissions = Total PM Emissions * (k_{PM2.5}/k_{PM})

Table 3. Breaking and Crushing

POTENTIAL PROCESS DATA

A006A Capacity	1,000 tph	Full Enclosure
A006A Capacity	3,942,000 tpy	
CR1 Capacity	5 tph	
CR1 Capacity	43,800 tpy	
Control Efficiency	80%	

DIMENSIONAL ANALYSIS

Mass Conversion	2,000 lb/ton	NIST SP1038
-----------------	--------------	-------------

EMISSION FACTORS

PM - Primary Crushing	0.02 lb/ton	Air Pollution Engineering Manual and References
PM ₁₀ - Primary Crushing	9.52E-03 lb/ton	= PM Emission Factor / 2.1 (lbs PM/lbs PM ₁₀)
PM _{2.5} - Primary Crushing	1.43E-03 lb/ton	= PM Emission Factor / 14 (lbs PM/lbs PM _{2.5})
PM - Secondary & Tertiary Crushing	0.06 lb/ton	Air Pollution Engineering Manual and References
PM ₁₀ - Secondary & Tertiary Crushing	2.86E-02 lb/ton	= PM Emission Factor / 2.1 (lbs PM/lbs PM ₁₀)
PM _{2.5} - Secondary & Tertiary Crushing	4.29E-03 lb/ton	= PM Emission Factor / 14 (lbs PM/lbs PM _{2.5})

EMISSIONS CALCULATIONS

Uncontrolled

Crusher	Potential Emissions - PM		Potential Emissions - PM ₁₀		Potential Emissions - PM _{2.5}	
	lb/hr ^a	tpy ^b	lb/hr ^a	tpy ^b	lb/hr ^a	tpy ^b
A006A	20.00	39.42	9.52	18.77	1.43	2.82
CR1	0.30	1.31	0.14	0.63	0.02	0.09
TOTAL	20.30	40.73	9.67	19.40	1.45	2.91

^a Pollutant Emissions (lb/hr) = Crusher Capacity (tph) * Pollutant Emission Factor (lb/ton)

^b Pollutant Emissions (tpy) = Crusher Capacity (tpy) * Pollutant Emission Factor (lb/ton) / 2,000 (lbs/ton)

Controlled

Crusher	Potential Emissions - PM		Potential Emissions - PM ₁₀		Potential Emissions - PM _{2.5}	
	lb/hr ^a	tpy ^b	lb/hr ^a	tpy ^b	lb/hr ^a	tpy ^b
A006A	4.00	7.88	1.90	3.75	0.29	0.56
CR1	0.06	0.26	0.03	0.13	4.29E-03	0.02
TOTAL	4.06	8.15	1.93	3.88	0.29	0.58

^a Pollutant Emissions (lb/hr) = Crusher Capacity (tph) * Pollutant Emission Factor (lb/ton) * (1-Control Efficiency (%))

^b Pollutant Emissions (tpy) = Crusher Capacity (tpy) * Pollutant Emission Factor (lb/ton) / 2,000 (lbs/ton) * (1-Control Efficiency(%))

Table 4. Screening

POTENTIAL PROCESS DATA

A006 Capacity	4,000 tph	Full Enclosure
A006 Capacity	15,768,000 tpy	
Control Efficiency	80%	

DIMENSIONAL ANALYSIS

Mass Conversion	2,000 lb/ton	NIST SP1038
-----------------	--------------	-------------

EMISSION FACTORS

PM	0.10 lb/ton	Air Pollution Engineering Manual and References
PM ₁₀	4.76E-02 lb/ton	= PM Emission Factor / 2.1 (lbs PM/lbs PM ₁₀)
PM _{2.5}	7.14E-03 lb/ton	= PM Emission Factor / 14 (lbs PM/lbs PM _{2.5})

EMISSIONS CALCULATIONS

Uncontrolled

Screen	Potential Emissions - PM		Potential Emissions - PM ₁₀		Potential Emissions - PM _{2.5}	
	lb/hr ^a	tpy ^b	lb/hr ^a	tpy ^b	lb/hr ^a	tpy ^b
A006	400.00	788.40	190.48	375.43	28.57	56.31
TOTAL	400.00	788.40	190.48	375.43	28.57	56.31

^a Pollutant Emissions (lb/hr) = Screener Capacity (tph) * Pollutant Emission Factor (lb/ton)

^b Pollutant Emissions (tpy) = Screener Capacity (tpy) * Pollutant Emission Factor (lb/ton) / 2,000 (lbs/ton)

Controlled

Screen	Potential Emissions - PM		Potential Emissions - PM ₁₀		Potential Emissions - PM _{2.5}	
	lb/hr ^a	tpy ^b	lb/hr ^a	tpy ^b	lb/hr ^a	tpy ^b
A006	80.00	157.68	38.10	75.09	5.71	11.26
TOTAL	80.00	157.68	38.10	75.09	5.71	11.26

^a Pollutant Emissions (lb/hr) = Screener Capacity (tph) * Pollutant Emission Factor (lb/ton) * (1-Control Efficiency (%))

^b Pollutant Emissions (tpy) = Screener Capacity (tpy) * Pollutant Emission Factor (lb/ton) / 2,000 (lbs/ton) * (1-Control Efficiency (%))

Table 5. Dust Exhaust Fans

EMISSIONS CALCULATIONS

Uncontrolled

Source	Potential Emissions - PM		Potential Emissions - PM ₁₀		Potential Emissions - PM _{2.5}	
	lb/hr ^a	tpy ^b	lb/hr ^a	tpy ^b	lb/hr ^a	tpy ^b
P002 ^a	4.70	20.59	2.24	9.80	0.34	1.47
P003 ^b	10.00	43.80	4.76	20.86	0.71	3.13
TOTAL	14.70	64.39	7.00	30.66	1.05	4.60

a. Dust exhaust fan, emission point P002, controls the conveyor to conveyor transfer of C9 to C10 on the overland conveyor belt system to Harrison Station. Emission rate based on source testing conducted on May 3-4, 1995.

b. Dust exhaust fan, emission point P003, controls the transfer of fine clean coal within the preparation plant. Emission rate based on source testing conducted on May 3-4, 1995.

Controlled

Source	Potential Emissions - PM		Potential Emissions - PM ₁₀		Potential Emissions - PM _{2.5}	
	lb/hr ^a	tpy ^b	lb/hr ^a	tpy ^b	lb/hr ^a	tpy ^b
P002a	4.70	20.59	2.24	9.80	0.34	1.47
P003b	0.50	2.19	0.24	1.04	0.04	0.16
TOTAL	5.20	22.78	2.48	10.84	0.37	1.63

a. Dust exhaust fan, emission point P002, controls the conveyor to conveyor transfer of C9 to C10 on the overland conveyor belt system to Harrison Station. Emission rate based on source testing conducted on May 3-4, 1995.

b. Dust exhaust fan, emission point P003, controls the transfer of fine clean coal within the preparation plant. Emission rate based on source testing conducted on May 3-4, 1995.

Table 6. Haulroads

$$E = k (s/12)^a (W/3)^b (365-P)/365$$

AP-42 Section 13.2.2, Equation 2 (November 2006)

DIMENSIONAL ANALYSIS

Mass Conversion	2,000 lb/ton	NIST SP1038
-----------------	--------------	-------------

POTENTIAL VEHICLE PARAMETERS

Path	Roadway Length - Round Trip (miles/vehicle) ^a	Vehicle Traffic (trips/hr)	Vehicle Traffic (trips/year)	Mean Vehicle Wt. & Capacity (tons)
052 A/B - Raw Coal	0.50	5	37,543	29.50
052 C/D - Clean Coal	0.60	5	37,543	29.50
052 E/F - Refuse	2.20	25	134,769	48.13

OPERATING PARAMETERS

Potential VMT - Raw Coal	2.5 miles/hr	= Roadway Length (miles/vehicle) * Vehicle Traffic (trips/hr)
Potential VMT - Clean Coal	3.0 miles/hr	= Roadway Length (miles/vehicle) * Vehicle Traffic (trips/hr)
Potential VMT - Refuse	55.0 miles/hr	= Roadway Length (miles/vehicle) * Vehicle Traffic (trips/hr)
Potential VMT - Raw Coal	18,771.5 miles/year	= Roadway Length (miles/vehicle) * Vehicle Traffic (trips/year)
Potential VMT - Clean Coal	22,525.8 miles/year	= Roadway Length (miles/vehicle) * Vehicle Traffic (trips/year)
Potential VMT - Refuse	296,491.8 miles/year	= Roadway Length (miles/vehicle) * Vehicle Traffic (trips/year)
Silt Loading	10 %	
Number of Days w/ at least 0.01" of Precipitation (P)	157 days	Consistent with G10-D application instructions
Control Efficiency	70%	Consistent with G10-D application instructions for use of a water truck on unpaved surfaces.

EMISSION FACTORS

Pollutant

Particle Size Multiplier - PM (k)	4.9 lb/VMT	AP-42 Section 13.2.2, Table 13.2.2-2 (11/06)
Particle Size Multiplier - PM10 (k)	1.5 lb/VMT	AP-42 Section 13.2.2, Table 13.2.2-2 (11/06)
Particle Size Multiplier - PM2.5 (k)	0.15 lb/VMT	AP-42 Section 13.2.2, Table 13.2.2-2 (11/06)
Empirical Constant - PM, a	0.7	AP-42 Section 13.2.2, Table 13.2.2-2 (11/06)
Empirical Constant - PM ₁₀ /PM _{2.5} , a	0.9	AP-42 Section 13.2.2, Table 13.2.2-2 (11/06)
Empirical Constant - PM/PM ₁₀ /PM _{2.5} , b	0.45	AP-42 Section 13.2.2, Table 13.2.2-2 (11/06)
PM Emission Factor - Raw/Clean Coal	6.87 lb/VMT	$E = k_{PM} (s/12)^a (W/3)^b x (365-P)/365$
PM ₁₀ Emission Factor - Raw/Clean Coal	2.03 lb/VMT	$E = k_{PM10} (s/12)^a (W/3)^b x (365-P)/365$
PM _{2.5} Emission Factor - Raw/Clean Coal	0.20 lb/VMT	$E = k_{PM2.5} (s/12)^a (W/3)^b x (365-P)/365$
PM Emission Factor - Refuse	8.57 lb/VMT	$E = k_{PM} (s/12)^a (W/3)^b x (365-P)/365$
PM ₁₀ Emission Factor - Refuse	2.53 lb/VMT	$E = k_{PM10} (s/12)^a (W/3)^b x (365-P)/365$
PM _{2.5} Emission Factor - Refuse	0.25 lb/VMT	$E = k_{PM2.5} (s/12)^a (W/3)^b x (365-P)/365$

Table 6. Haulroads

$$E = k (s/12)^a (W/3)^b (365-P)/365$$

AP-42 Section 13.2.2, Equation 2 (November 2006)

EMISSIONS CALCULATIONS

Uncontrolled

Path	Potential Emissions - PM		Potential Emissions - PM ₁₀		Potential Emissions - PM _{2.5}	
	lb/hr ^a	tpy ^b	lb/hr ^a	tpy ^b	lb/hr ^a	tpy ^b
052 A/B - Raw Coal	17.19	64.52	5.07	19.05	0.51	1.90
052 C/D - Clean Coal	20.62	77.43	6.09	22.85	0.61	2.29
052 E/F - Refuse	471.29	1270.30	139.11	374.94	13.91	37.49
TOTAL	509.10	1412.25	150.27	416.84	15.03	41.68

^a Potential uncontrolled Pollutant Emissions (lb/hr) = Potential Paved VMT (miles/hr) x Path Pollutant EF (lb/VMT)

^b Potential uncontrolled Pollutant Emissions (tpy) = Potential Paved VMT (miles/yr) x Path Pollutant EF (lb/VMT) / 2,000 (lbs/ton)

Controlled

Path	Potential Emissions - PM		Potential Emissions - PM ₁₀		Potential Emissions - PM _{2.5}	
	lb/hr ^a	tpy ^b	lb/hr ^a	tpy ^b	lb/hr ^a	tpy ^b
052 A/B - Raw Coal	5.16	19.36	1.52	5.71	0.15	0.57
052 C/D - Clean Coal	6.19	23.23	1.83	6.86	0.18	0.69
052 E/F - Refuse	141.39	381.09	41.73	112.48	4.17	11.25
TOTAL	152.73	423.67	45.08	125.05	4.51	12.51

^a Potential controlled Pollutant Emissions (lb/hr) = Potential Paved VMT (miles/hr) x Path Pollutant EF (lb/VMT) * (1-Control Efficiency (%))

^b Potential controlled Pollutant Emissions (tpy) = Potential Paved VMT (miles/yr) x Path Pollutant EF (lb/VMT) / 2,000 (lbs/ton) * (1-Control Efficiency (%))

Table 7. Stockpiles

POTENTIAL PROCESS DATA

Raw Coal Stockpile 1 (006) Size	9.69 acres
Clean Coal Stockpile 3 (032) Size	2.6 acres
Clean Coal/Raw Coal Stockpile 2 (037) Size	4.8 acres
Refuse Disposal Area (031) Size	244 acres
Refuse Disposal Area Control Efficiency	75%
Clean/Raw Coal Stockpile Control Efficiency	50%

Due to watering in accordance with application instructions for G10-D
 Due to moisture content of stored material; assumed consistent with calculations for similar facilities

DIMENSIONAL ANALYSIS

Mass Conversion	2,000 lb/ton
Time Conversion	365 days/yr
Time Conversion	24 hrs/day

NIST SP1038

EMISSION FACTORS

Silt Content (s)	5 %
Precipitation Days (p)	157 days
% of Time Wind Speed Exceeds 12 mph (f)	20 %
PM Emission Factor	6.69 lb/day/acre
PM ₁₀ Emission Factor	3.18 lb/day/acre
PM _{2.5} Emission Factor	0.48 lb/day/acre

WV general permit G10-D emission calculation spreadsheet
 WV general permit G10-D emission calculation spreadsheet
 $E = (1.7) (s/1.5) [(365-p) / 235] (f/15)$; From Air pollution Engineering Manual and References
 = PM Emission Factor / 2.1 (lbs PM/lbs PM₁₀)
 = PM Emission Factor / 14 (lbs PM/lbs PM_{2.5})

EMISSIONS CALCULATIONS

Uncontrolled

Pile	Potential Emissions - PM		Potential Emissions - PM ₁₀		Potential Emissions - PM _{2.5}	
	lb/hr ^a	tpy ^b	lb/hr ^a	tpy ^b	lb/hr ^a	tpy ^b
Raw Coal Stockpile 1 (006)	2.70	11.83	1.29	5.63	0.19	0.84
Clean Coal Stockpile 3 (032)	0.72	3.17	0.34	1.51	0.05	0.23
Clean Coal/Raw Coal Stockpile 2 (037)	1.34	5.86	0.64	2.79	0.10	0.42
Refuse Disposal Area (031)	67.99	297.79	32.38	141.81	4.86	21.27
TOTAL	72.75	318.65	34.64	151.74	5.20	22.76

^a Pollutant Emissions (lb/hr) = Pile Size (acres) * Pollutant Emission Factor (lb/day/acre) / 24 (hours/day)

^b Pollutant Emissions (tpy) = Pile Size (acres) * Pollutant Emission Factor (lb/day/acre) * 365 (days/year) / 2,000 (lbs/ton)

Controlled

Pile	Potential Emissions - PM		Potential Emissions - PM ₁₀		Potential Emissions - PM _{2.5}	
	lb/hr ^a	tpy ^b	lb/hr ^a	tpy ^b	lb/hr ^a	tpy ^b
Raw Coal Stockpile 1 (006)	1.35	5.91	0.64	2.82	0.10	0.42
Clean Coal Stockpile 3 (032)	0.36	1.59	0.17	0.76	0.03	0.11
Clean Coal/Raw Coal Stockpile 2 (037)	0.67	2.93	0.32	1.39	0.05	0.21
Refuse Disposal Area (031)	17.00	74.45	8.09	35.45	1.21	5.32
TOTAL	19.38	84.88	9.23	40.42	1.38	6.06

^a Pollutant Emissions (lb/hr) = Pile Size (acres) * Pollutant Emission Factor (lb/day/acre) / 24 (hours/day) * (1-Pile Control Efficiency (%))

^b Pollutant Emissions (tpy) = Pile Size (acres) * Pollutant Emission Factor (lb/day/acre) * 365 (days/year) / 2,000 (lbs/ton) * (1-Pile Control Efficiency (%))



Roberts, Daniel P <daniel.p.roberts@wv.gov>

Harrison Co. Coal renewal

1 message

Mink, Stephanie R <Stephanie.R.Mink@wv.gov>
To: "Roberts, Daniel P" <Daniel.P.Roberts@wv.gov>

Mon, Mar 8, 2021 at 8:52 AM

Dan:

Here's a dated copy of the application, I made the cover letter the first page so you would only have one document. I'll have the application out on the website in a few minutes, I have another one to enter so I'll post them both at the same time.

Have a great day!

Stephanie Mink

Secretary 2

West Virginia Department of Environmental Protection

Division of Air Quality, Title V Permitting


601 57th Street SE

Charleston, WV 25304

Phone: 304-926-0499 x41281

2 attachments

 **Harrison County Coal R30-03300018-2021.pdf**
10545K

 **R30-03300018-2021 info sheet.pdf**
67K

March 3, 2021

Ms. Laura Crowder
Director
WV DEP – Division of Air Quality
601 57th Street, SE
Charleston, WV 25304
Laura.M.Crowder@WV.gov

*RE: Harrison County Coal Resources, Inc. – Harrison County Mine Preparation Plant
R30 Renewal Application*

Dear Ms. Crowder:

Harrison County Coal Resources, Inc. (HCCR) operates a coal preparation plant in Harrison County, West Virginia (Harrison County Mine Preparation Plant). The Harrison County Mine Preparation Plant currently operates in accordance with the terms and conditions of Title V Operating Permit R30-03300018-2016 effective September 21, 2016 and expiring September 7, 2021. In accordance with 40 CSR§30-4.1.a.3, HCCR is required to have submitted a complete Title V renewal application at least six (6) months prior to the date of permit expiration (i.e., not later than March 7, 2021). Please find enclosed the Title V Renewal application with the required attachments and forms, as specified in the Division of Air Quality's (DAQ's) General Instructions for Title V Renewal Permit Applications.

Should you have any questions on this renewal application, please do not hesitate to contact either Mr. Mike Burr of Trinity Consultants at (216) 278-0500, or Mr. Eric Barto at (740) 338-3218.

Sincerely,

HARRISON COUNTY COAL RESOURCES, INC.



Kimberly Betcher
Director of Permitting

HARRISON COUNTY COAL RESOURCES, INC

R30 Renewal Application

Harrison County Coal Resources, Inc. / Harrison County Mine Preparation Plant

Prepared By:

TRINITY CONSULTANTS

3601 Green Rd.
Suite 102
Beachwood, OH 44122
(216) 278-0500

March 2021

Project 213602.0002



TABLE OF CONTENTS

GENERAL APPLICATION FORM	1
ATTACHMENT A. AREA MAP	A-1
ATTACHMENT B. PLOT PLAN	B-1
ATTACHMENT C. PROCESS FLOW DIAGRAM	C-1
ATTACHMENT D. EMISSION UNIT TABLE	D-1
ATTACHMENT E. EMISSION UNIT FORMS	E-1
ATTACHMENT G. AIR POLLUTION CONTROL DEVICE FORMS	G-1
ATTACHMENT I. SUPPORTING EMISSION CALCULATIONS	I-1

GENERAL APPLICATION FORM



WEST VIRGINIA DEPARTMENT OF ENVIRONMENTAL PROTECTION

DIVISION OF AIR QUALITY

601 57th Street SE
Charleston, WV 25304
Phone: (304) 926-0475

www.dep.wv.gov/daq

INITIAL/RENEWAL TITLE V PERMIT APPLICATION - GENERAL FORMS

Section 1: General Information

Form with 10 numbered sections: 1. Name of Applicant, 2. Facility Name or Location, 3. DAQ Plant ID No., 4. Federal Employer ID No. (FEIN), 5. Permit Application Type, 6. Type of Business Entity, 7. Is the Applicant the, 8. Number of onsite employees, 9. Governmental Code, 10. Business Confidentiality Claims.

11. Mailing Address		
Street or P.O. Box: 46226 National Road W		
City: St. Clairsville	State: OH	Zip: 43950
Telephone Number: (740) 338-3100	Fax Number: (740) 338-3416	

12. Facility Location		
Street: 372 Robinson Mine Road	City: Shinnston	County: Harrison
UTM Easting: 554.82 km	UTM Northing: 4,361.54 km	Zone: <input checked="" type="checkbox"/> 17 or <input type="checkbox"/> 18
Directions: From US Route 19 in Shinnston, travel west on County Road 3 for 2.8 miles. Turn left on County Road ¾ for 1.2 miles to the preparation plant.		
Portable Source? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
Is facility located within a nonattainment area? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	If yes, for what air pollutants?	
Is facility located within 50 miles of another state? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	If yes, name the affected state(s). Ohio, Pennsylvania, Maryland	
Is facility located within 100 km of a Class I Area¹? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	If yes, name the area(s). Dolly Sods Wilderness Otter Creek Wilderness	
If no, do emissions impact a Class I Area¹? <input type="checkbox"/> Yes <input type="checkbox"/> No		
¹ Class I areas include Dolly Sods and Otter Creek Wilderness Areas in West Virginia, and Shenandoah National Park and James River Face Wilderness Area in Virginia.		

13. Contact Information		
Responsible Official: Kimberly Betcher		Title: Director of Permitting
Street or P.O. Box: 46226 National Road W		
City: St. Clairsville	State: OH	Zip: 43950
Telephone Number: (740) 338-3100	Fax Number: (740) 338-3416	
E-mail address: kimbetcher@acnrinc.com		
Environmental Contact: Eric Barto		Title: Permitting Engineer
Street or P.O. Box: 46226 National Road W		
City: St. Clairsville	State: OH	Zip: 43950
Telephone Number: (740) 338-3100	Fax Number: (740) 338-3416	
E-mail address: ebarto@acnrinc.com		
Application Preparer: Mike Burr		Title: Manager of Consulting Services
Company: Trinity Consultants		
Street or P.O. Box: 3601 Green Rd., Suite 102		
City: Beachwood	State: OH	Zip: 44122
Telephone Number: (216) 278-0500	Fax Number:	
E-mail address: mburr@trinityconsultants.com		

14. Facility Description

List all processes, products, NAICS and SIC codes for normal operation, in order of priority. Also list any process, products, NAICS and SIC codes associated with any alternative operating scenarios if different from those listed for normal operation.

Process	Products	NAICS	SIC
Coal Preparation Plant	Clean Coal	212112	1222

Provide a general description of operations.

Typical coal preparation plant operations – facility receives raw coal which is sized, washed, and shipped off site by truck or rail or belted directly to the Shinnston Power Plant. This facility does not have a thermal dryer.

15. Provide an **Area Map** showing plant location as **ATTACHMENT A**. See Attached.

16. Provide a **Plot Plan(s)**, e.g. scaled map(s) and/or sketch(es) showing the location of the property on which the stationary source(s) is located as **ATTACHMENT B**. For instructions, refer to “Plot Plan - Guidelines.” See Attached.

17. Provide a detailed **Process Flow Diagram(s)** showing each process or emissions unit as **ATTACHMENT C**. Process Flow Diagrams should show all emission units, control equipment, emission points, and their relationships. See Attached.

Section 2: Applicable Requirements

18. Applicable Requirements Summary	
Instructions: Mark all applicable requirements.	
<input type="checkbox"/> SIP	<input type="checkbox"/> FIP
<input checked="" type="checkbox"/> Minor source NSR (45CSR13)	<input type="checkbox"/> PSD (45CSR14)
<input type="checkbox"/> NESHAP (45CSR34)	<input type="checkbox"/> Nonattainment NSR (45CSR19)
<input checked="" type="checkbox"/> Section 111 NSPS	<input type="checkbox"/> Section 112(d) MACT standards
<input type="checkbox"/> Section 112(g) Case-by-case MACT	<input type="checkbox"/> 112(r) RMP
<input type="checkbox"/> Section 112(i) Early reduction of HAP	<input type="checkbox"/> Consumer/commercial prod. reqts., section 183(e)
<input type="checkbox"/> Section 129 Standards/Reqts.	<input type="checkbox"/> Stratospheric ozone (Title VI)
<input type="checkbox"/> Tank vessel reqt., section 183(f)	<input type="checkbox"/> Emissions cap 45CSR§30-2.6.1
<input type="checkbox"/> NAAQS, increments or visibility (temp. sources)	<input type="checkbox"/> 45CSR27 State enforceable only rule
<input checked="" type="checkbox"/> 45CSR4 State enforceable only rule	<input type="checkbox"/> Acid Rain (Title IV, 45CSR33)
<input type="checkbox"/> Emissions Trading and Banking (45CSR28)	<input type="checkbox"/> Compliance Assurance Monitoring (40CFR64)
<input type="checkbox"/> CAIR NO _x Annual Trading Program (45CSR39)	<input type="checkbox"/> CAIR NO _x Ozone Season Trading Program (45CSR40)
<input type="checkbox"/> CAIR SO ₂ Trading Program (45CSR41)	

19. Non Applicability Determinations
<p>List all requirements which the source has determined not applicable and for which a permit shield is requested. The listing shall also include the rule citation and the reason why the shield applies.</p> <p>N/A</p>
<input type="checkbox"/> Permit Shield

20. Facility-Wide Applicable Requirements

List all facility-wide applicable requirements. For each applicable requirement, include the underlying rule/regulation citation and/or construction permit with the condition number. (Note: Title V permit condition numbers alone are not the underlying applicable requirements).

	Rule/ Regulation/ R13 Permit	Existing R30 Permit Condition	Name	Requirement
1	45CSR§6-3.1.	3.1.1.	Open Burning	The open burning of refuse by any person, firm, corporation, association or public agency is prohibited except as noted in 45CSR§6-3.1.
2	45CSR§6-3.2.	3.1.2.	Open Burning Exemptions	The exemption listed in 45CSR§6-3.1. are subject to the following stipulation: Upon notification by the Secretary, no person shall cause or allow any form of open burning during existing or predicted periods of atmospheric stagnation. Notification shall be made by such means as the Secretary may deem necessary and feasible.
3	40CFR§61.145(b) and 45CSR34	3.1.3.	Asbestos	The permittee is responsible for thoroughly inspecting the facility, or part of the facility, prior to commencement of demolition or renovation for the presence of asbestos and complying with 40 C.F.R. § 61.145, 40 C.F.R. § 61.148, and 40 C.F.R. § 61.150. The permittee, owner, or operator must notify the Secretary at least ten (10) working days prior to the commencement of any asbestos removal on the forms prescribed by the Secretary if the permittee is subject to the notification requirements of 40 C.F.R. § 61.145(b)(3)(i). The USEPA, the Division of Waste Management and the Bureau for Public Health - Environmental Health require a copy of this notice to be sent to them.
4	45CSR§4-3.1 State-Enforceable only.	3.1.4.	Odor	No person shall cause, suffer, allow or permit the discharge of air pollutants which cause or contribute to an objectionable odor at any location occupied by the public.
5	45CSR§11-5.2.	3.1.5.	Standby Plan for Reducing Emissions	When requested by the Secretary, the permittee shall prepare standby plans for reducing the emissions of air pollutants in accordance with the objectives set forth in Tables I, II, and III of 45CSR11.
6	W. Va. Code§22-5-4(a)(14)	3.1.6.	Emission Inventory	The permittee is responsible for submitting, on an annual basis, an emission inventory in accordance with the submittal requirements of the Division of Air Quality.
7	40CFR82, Subpart F	3.1.7.	Ozone-depleting Substances	For those facilities performing maintenance, service, repair or disposal of appliances, the permittee shall comply with the standards for recycling and emissions reduction pursuant to 40 C.F.R. Part 82, Subpart F, except as provided for Motor Vehicle Air Conditioners (MVACs) in Subpart B: a. Persons opening appliances for maintenance, service, repair, or disposal must comply with the prohibitions and required practices pursuant to 40 C.F.R. §§ 82.154 and 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 C.F.R. § 82.158. c. Persons performing maintenance, service, repair, or disposal of appliances must be certified by an approved technician certification program pursuant to 40 C.F.R. § 82.161.
8	40CFR68	3.1.8.	Risk Management Plan	Should this stationary source, as defined in 40 C.F.R. § 68.3, become subject to Part 68, then the owner or operator shall submit a risk management plan (RMP) by the date specified in 40 C.F.R. § 68.10 and shall certify compliance with the requirements of Part 68 as part of the annual compliance certification as required by 40 C.F.R. Part 70 or 71.

Permit Shield

20. Facility-Wide Applicable Requirements (Continued) - Attach additional pages as necessary.

List all facility-wide applicable requirements. For each applicable requirement, include the underlying rule/regulation citation and/or construction permit with the condition number. (Note: Title V permit condition numbers alone are not the underlying applicable requirements).

	Rule/ Regulation/ R13 Permit	Existing R30 Permit Condition	Name	Requirement
9	W. Va. Code§22-5-4(a)(15) and 45CSR13	3.3.1.	Stack Testing	As per provisions set forth in this permit or as otherwise required by the Secretary, in accordance with the West Virginia Code, underlying regulations, permits and orders, the permittee shall conduct test(s) to determine compliance with the emission limitations set forth in this permit and/or established or set forth in underlying documents. The Secretary, or his duly authorized representative, may at his option witness or conduct such test(s). Should the Secretary exercise his option to conduct such test(s), the operator shall provide all necessary sampling connections and sampling ports to be located in such manner as the Secretary may require, power for test equipment and the required safety equipment, such as scaffolding, railings and ladders, to comply with generally accepted good safety practices. Such tests shall be conducted in accordance with the methods and procedures set forth in this permit or as otherwise approved or specified by the Secretary in accordance with the following: a. The Secretary may on a source-specific basis approve or specify additional testing or alternative testing to the test methods specified in the permit for demonstrating compliance with 40 C.F.R. Parts 60, 61, and 63, if applicable, in accordance with the Secretary's delegated authority and any established equivalency determination methods which are applicable. b. The Secretary may on a source-specific basis approve or specify additional testing or alternative testing to the test methods specified in the permit for demonstrating compliance with applicable requirements which do not involve federal delegation. In specifying or approving such alternative testing to the test methods, the Secretary, to the extent possible, shall utilize the same equivalency criteria as would be used in approving such changes under Section 3.3.1.a. of this permit. c. All periodic tests to determine mass emission limits from or air pollutant concentrations in discharge stacks and such other tests as specified in this permit shall be conducted in accordance with an approved test protocol. Unless previously approved, such protocols shall be submitted to the Secretary in writing at least thirty (30) days prior to any testing and shall contain the information set forth by the Secretary. In addition, the permittee shall notify the Secretary at least fifteen (15) days prior to any testing so the Secretary may have the opportunity to observe such tests. This notification shall include the actual date and time during which the test will be conducted and, if appropriate, verification that the tests will fully conform to a referenced protocol previously approved by the Secretary.
10	45CSR§5-12.1	3.3.2.	Stack Testing	At such reasonable times as the Director may designate, the owner or operator of a coal preparation plant may be required to conduct or have conducted stack tests to determine the dust loading in exhaust gases and mass emission rates of particulate matter. All tests to determine compliance with exhaust gas dust concentrations and particulate matter mass emission rates shall be conducted in accordance with Methods 1-5 of 40 CFR Part 60, Appendix A provided that all compliance tests must consist of not less than three (3) test runs, test run duration shall not be less than sixty (60) minutes, and not less than thirty (30) standard cubic feet of exhaust gas must be sampled during each test run. Should the Director exercise his option to conduct such tests, the operator will provide all necessary sampling connections and sampling ports to be located in such manner as the Director may require, power for test equipment and the required safety equipment such as scaffolding, railings, ladders, etc., to comply with generally accepted good safety practices.
11	40CSR§5-12.6	3.3.3.	Stacks	Any stack venting thermal dryer exhaust gases and/or air table exhaust gases or exhaust gases or air from any air pollution control device shall include straight runs of sufficient length to establish flow patterns consistent with acceptable stack sampling procedures. Flow straightening devices shall be required where cyclonic gas flow would exist in the absence of such devices.

Permit Shield

20. Facility-Wide Applicable Requirements (Continued) - Attach additional pages as necessary.

List all facility-wide applicable requirements. For each applicable requirement, include the underlying rule/regulation citation and/or construction permit with the condition number. (Note: Title V permit condition numbers alone are not the underlying applicable requirements).

	Rule/ Regulation/ R13 Permit	Existing R30 Permit Condition	Name	Requirement
12	45CSR§30-5.1.c.2.A.; 45CSR13, R13-2306D, 4.4.1.	3.4.1.	Monitoring Information	The permittee shall keep records of monitoring information that include the following: a. The date, place as defined in this permit and time of sampling or measurements; b. The date(s) analyses were performed; c. The company or entity that performed the analyses; d. The analytical techniques or methods used; e. The results of the analyses; and f. The operating conditions existing at the time of sampling or measurement.
13	45CSR§30-5.1.c.2.B	3.4.2.	Record Retention	The permittee shall retain records of all required monitoring data and support information for a period of at least five (5) years from the date of monitoring sample, measurement, report, application, or record creation date. Support information includes all calibration and maintenance records and all original strip-chart recordings for continuous monitoring instrumentation, and copies of all reports required by the permit. Where appropriate, records may be maintained in computerized form in lieu of the above records.
14	40CSR§30-5.1.c. State-Enforceable only.	3.4.3.	Odors	For the purposes of 45CSR4, the permittee shall maintain a record of all odor complaints received, any investigation performed in response to such a complaint, and any responsive action(s) taken.
15	45CSR§§30-4.4. and 5.1.c.3.D.	3.5.1.	Responsible Official	Any application form, report, or compliance certification required by this permit to be submitted to the DAQ and/or USEPA shall contain a certification by the responsible official that states that, based on information and belief formed after reasonable inquiry, the statements and information in the document are true, accurate and complete.
16	45CSR§30-5.1.c.3.E.	3.5.2.	Confidential Information	A permittee may request confidential treatment for the submission of reporting required under 45CSR§30-5.1.c.3. pursuant to the limitations and procedures of W.Va. Code § 22-5-10 and 45CSR31.
17	NA	3.5.3.	Addresses	All notices, requests, demands, submissions and other communications required or permitted to be made to the Secretary of DEP and/or USEPA shall be made in writing and shall be deemed to have been duly given when delivered by hand, mailed first class or by private carrier with postage prepaid to the address(es) set forth below or to such other person or address as the Secretary of the Department of Environmental Protection may designate: If to the DAQ: Director WVDEP Division of Air Quality 601 57th Street SE Charleston, WV 25304 Phone: 304/926-0475 FAX: 304/926-0478 If to the US EPA: Associate Director Office of Enforcement and Permits Review (3AP12) U. S. Environmental Protection Agency Region III 1650 Arch Street Philadelphia, PA 19103-2029

Permit Shield

20. Facility-Wide Applicable Requirements (Continued) - Attach additional pages as necessary.

List all facility-wide applicable requirements. For each applicable requirement, include the underlying rule/regulation citation and/or construction permit with the condition number. (Note: Title V permit condition numbers alone are not the underlying applicable requirements).

	Rule/ Regulation/ R13 Permit	Existing R30 Permit Condition	Name	Requirement
18	45CSR§30-8.	3.5.4.	Certified Emissions Statement	The permittee shall submit a certified emissions statement and pay fees on an annual basis in accordance with the submittal requirements of the Division of Air Quality.
19	45CSR§30-5.3.e.	3.5.5.	Compliance Certification	The permittee shall certify compliance with the conditions of this permit on the forms provided by the DAQ. In addition to the annual compliance certification, the permittee may be required to submit certifications more frequently under an applicable requirement of this permit. The annual certification shall be submitted to the DAQ and USEPA on or before March 15 of each year, and shall certify compliance for the period ending December 31. The annual certification to the USEPA shall be submitted in electronic format only. It shall be submitted by email to the following address: 3R APD Permits@epa.gov The permittee shall maintain a copy of the certification on site for five (5) years from submittal of the certification.
20	45CSR§30-5.1.c.3.A.	3.5.6.	Semi-annual Monitoring Reports	The permittee shall submit reports of any required monitoring on or before September 15 for the reporting period January 1 to June 30 and on or before March 15 for the reporting period July 1 to December 31. All instances of deviation from permit requirements must be clearly identified in such reports. All required reports must be certified by a responsible official consistent with 45CSR§30-4.4.
21	NA	3.5.7.	Emergencies	For reporting emergency situations, refer to Section 2.17 of this permit.
22	45CSR§30-5.1.c.3.C. 45CSR§30-5.1.c.3.B.	3.5.8.	Deviations	a. In addition to monitoring reports required by this permit, the permittee shall promptly submit supplemental reports and notices in accordance with the following: 1. Any deviation resulting from an emergency or upset condition, as defined in 45CSR§30-5.7., shall be reported by telephone or telefax within one (1) working day of the date on which the permittee becomes aware of the deviation, if the permittee desires to assert the affirmative defense in accordance with 45CSR§30-5.7. A written report of such deviation, which shall include the probable cause of such deviations, and any corrective actions or preventative measures taken, shall be submitted and certified by a responsible official within ten (10) days of the deviation. 2. Any deviation that poses an imminent and substantial danger to public health, safety, or the environment shall be reported to the Secretary immediately by telephone or telefax. A written report of such deviation, which shall include the probable cause of such deviation, and any corrective actions or preventative measures taken, shall be submitted by the responsible official within ten (10) days of the deviation. 3. Deviations for which more frequent reporting is required under this permit shall be reported on the more frequent basis. 4. All reports of deviations shall identify the probable cause of the deviation and any corrective actions or preventative measures taken. b. The permittee shall, in the reporting of deviations from permit requirements, including those attributable to upset conditions as defined in this permit, report the probable cause of such deviations and any corrective actions or preventive measures taken in accordance with any rules of the Secretary.
23	45CSR§30-4.3.h.1.B.	3.5.9.	New Applicable Requirements	If any applicable requirement is promulgated during the term of this permit, the permittee will meet such requirements on a timely basis, or in accordance with a more detailed schedule if required by the applicable requirement.

Permit Shield

20. Facility-Wide Applicable Requirements (Continued) - Attach additional pages as necessary.

List all facility-wide applicable requirements. For each applicable requirement, include the underlying rule/regulation citation and/or construction permit with the condition number. (Note: Title V permit condition numbers alone are not the underlying applicable requirements).

	Rule/ Regulation/ R13 Permit	Existing R30 Permit Condition	Name	Requirement
24	NA	3.7.1.	Permit Shield	The permittee is hereby granted a permit shield in accordance with 45CSR§30-5.6. The permit shield applies provided the permittee operates in accordance with the information contained within this permit.
25	NA	3.7.2.	Permit Shield	The following requirements specifically identified are not applicable to the source based on the determinations set forth below. The permit shield shall apply to the following requirements provided the conditions of the determinations are met. None.

Permit Shield

For all facility-wide applicable requirements listed above, provide monitoring/testing/recordkeeping/ reporting which shall be used to demonstrate compliance. If the method is based on a permit or rule, include the condition number and/or citation. (Note: Each requirement listed above must have an associated method of demonstrating compliance. If there is not already a required method in place, then a method must be proposed.)

	Rule/ Regulation/ R13 Permit	Existing R30 Permit Condition	Name	Method of Compliance
1	45CSR§6-3.1.	3.1.1.	Open Burning	NA. Facility does not conduct open burning
2	45CSR§6-3.2.	3.1.2.	Open Burning Exemptions	NA.
3	40CFR§61.145(b) and 45CSR34	3.1.3.	Asbestos	Inspections will occur as required
4	45CSR§4-3.1 State-Enforceable only.	3.1.4.	Odor	Recordkeeping of complaints
5	45CSR§11-5.2.	3.1.5.	Standby Plan for Reducing Emissions	When requested, plans will be prepared.
6	W. Va. Code§22-5-4(a)(14)	3.1.6.	Emission Inventory	Reporting submissions will be maintained for five (5) years.
7	40CFR82, Subpart F	3.1.7.	Ozone-depleting Substances	Requirement to follow: a. 40CFR§§82.154 & 82.156; b. 40CFR§82.158; c. 40CFR§82.161.
8	40CFR68	3.1.8.	Risk Management Plan	Submission if required
9	W. Va. Code§22-5-4(a)(15) and 45CSR13	3.3.1.	Stack Testing	There are no point source discharge stacks located at the facility
10	45CSR§5-12.1	3.3.2.	Stack Testing	Such testing will be conducted if required
11	40CSR§5-12.6	3.3.3.	Stacks	NA, facility does not operate thermal dryer.
12	45CSR§30-5.1.c.2.A.; 45CSR13, R13-2306D, 4.4.1.	3.4.1.	Monitoring Information	Records of monitoring will include the required information
13	45CSR§30-5.1.c.2.B	3.4.2.	Record Retention	Monitoring records and support information will be kept for 5 years
14	40CSR§30-5.1.c. State-Enforceable only.	3.4.3.	Odors	A record of odor complaints, investigations, and responses will be kept
15	45CSR§§30-4.4. and 5.1.c.3.D.	3.5.1.	Responsible Official	All application forms, reports, and compliance certifications required by this permit will contain a certification by the Responsible Official
16	NA	3.5.3.	Addresses	NA
17	45CSR§30-8.	3.5.4.	Certified Emissions Statement	Facility will submit a Certified Emissions Statement any pay fees
18	45CSR§30-5.3.e.	3.5.5.	Compliance Certification	Compliance certifications will be submitted
19	45CSR§30-5.1.c.3.A.	3.5.6.	Semi-annual Monitoring Reports	Semi-annual monitoring reports will be submitted
20	NA	3.5.7.	Emergencies	The facility will refer to Section 2.17 for reporting emergencies
21	45CSR§30-5.1.c.3.C. 45CSR§30-5.1.c.3.B.	3.5.8.	Deviations	The facility will promptly submit supplemental reports and notices as required
22	45CSR§30-4.3.h.1.B.	3.5.9.	New Applicable Requirements	The facility will comply with new applicable requirements
23	NA	3.7.1.	Permit Shield	NA
24	NA	3.7.2.	Permit Shield	NA

Are you in compliance with all facility-wide applicable requirements? Yes No

If no, complete the Schedule of Compliance Form as ATTACHMENT F.

21. Active Permits/Consent Orders

Permit or Consent Order Number	Date of Issuance MM/DD/YYYY	List any Permit Determinations that Affect the Permit <i>(if any)</i>
R13-2306F	5/14/2018	
R30-03300018-2016 [MM01]	9/7/2016	
	/ /	
	/ /	
	/ /	
	/ /	
	/ /	
	/ /	
	/ /	
	/ /	
	/ /	
	/ /	
	/ /	
	/ /	
	/ /	
	/ /	
	/ /	
	/ /	
	/ /	
	/ /	
	/ /	
	/ /	
	/ /	
	/ /	

22. Inactive Permits/Obsolete Permit Conditions

Permit Number	Date of Issuance	Permit Condition Number
R13-2306	08/16/1999	
R13-2306A	08/21/2000	
R13-2306B	04/01/2002	
R13-2306C	09/21/2004	
R13-2306D		
R13-2306E	7/11/2016	
R30-03300018-1996	/ /	
R30-03300018-2004	10/06/2004	
R30-03300018-2006	02/14/2006	
R30-03300018-2011	/ /	
	/ /	
	/ /	
	/ /	
	/ /	
	/ /	
	/ /	
	/ /	
	/ /	
	/ /	
	/ /	
	/ /	
	/ /	
	/ /	
	/ /	
	/ /	
	/ /	

Section 3: Facility-Wide Emissions

23. Facility-Wide Emissions Summary [Tons per Year]	
Criteria Pollutants	Potential Emissions
Carbon Monoxide (CO)	
Nitrogen Oxides (NO _x)	
Lead (Pb)	
Particulate Matter (PM _{2.5}) ¹	56.7
Particulate Matter (PM ₁₀) ¹	419.3
Total Particulate Matter (TSP)	1042.4
Sulfur Dioxide (SO ₂)	
Volatile Organic Compounds (VOC)	37.60
Hazardous Air Pollutants ²	Potential Emissions
Regulated Pollutants other than Criteria and HAP	Potential Emissions

¹PM_{2.5} and PM₁₀ are components of TSP.
²For HAPs that are also considered PM or VOCs, emissions should be included in both the HAPs section and the Criteria Pollutants section.

Section 4: Insignificant Activities

24. Insignificant Activities (Check all that apply)	
<input checked="" type="checkbox"/>	1. Air compressors and pneumatically operated equipment, including hand tools.
<input type="checkbox"/>	2. Air contaminant detectors or recorders, combustion controllers or shutoffs.
<input checked="" type="checkbox"/>	3. Any consumer product used in the same manner as in normal consumer use, provided the use results in a duration and frequency of exposure which are not greater than those experienced by consumer, and which may include, but not be limited to, personal use items; janitorial cleaning supplies, office supplies and supplies to maintain copying equipment.
<input checked="" type="checkbox"/>	4. Bathroom/toilet vent emissions.
<input checked="" type="checkbox"/>	5. Batteries and battery charging stations, except at battery manufacturing plants.
<input type="checkbox"/>	6. Bench-scale laboratory equipment used for physical or chemical analysis, but not lab fume hoods or vents. Many lab fume hoods or vents might qualify for treatment as insignificant (depending on the applicable SIP) or be grouped together for purposes of description.
<input type="checkbox"/>	7. Blacksmith forges.
<input type="checkbox"/>	8. Boiler water treatment operations, not including cooling towers.
<input checked="" type="checkbox"/>	9. Brazing, soldering or welding equipment used as an auxiliary to the principal equipment at the source.
<input type="checkbox"/>	10. CO ₂ lasers, used only on metals and other materials which do not emit HAP in the process.
<input checked="" type="checkbox"/>	11. Combustion emissions from propulsion of mobile sources, except for vessel emissions from Outer Continental Shelf sources.
<input checked="" type="checkbox"/>	12. Combustion units designed and used exclusively for comfort heating that use liquid petroleum gas or natural gas as fuel.
<input checked="" type="checkbox"/>	13. Comfort air conditioning or ventilation systems not used to remove air contaminants generated by or released from specific units of equipment.
<input type="checkbox"/>	14. Demineralized water tanks and demineralizer vents.
<input type="checkbox"/>	15. Drop hammers or hydraulic presses for forging or metalworking.
<input type="checkbox"/>	16. Electric or steam-heated drying ovens and autoclaves, but not the emissions from the articles or substances being processed in the ovens or autoclaves or the boilers delivering the steam.
<input type="checkbox"/>	17. Emergency (backup) electrical generators at residential locations.
<input checked="" type="checkbox"/>	18. Emergency road flares.
<input type="checkbox"/>	19. Emission units which do not have any applicable requirements and which emit criteria pollutants (CO, NO _x , SO ₂ , VOC and PM) into the atmosphere at a rate of less than 1 pound per hour and less than 10,000 pounds per year aggregate total for each criteria pollutant from all emission units. Please specify all emission units for which this exemption applies along with the quantity of criteria pollutants emitted on an hourly and annual basis: _____ _____ _____ _____ _____ _____ _____ _____

24. Insignificant Activities (Check all that apply)	
<input type="checkbox"/>	<p>20. Emission units which do not have any applicable requirements and which emit hazardous air pollutants into the atmosphere at a rate of less than 0.1 pounds per hour and less than 1,000 pounds per year aggregate total for all HAPs from all emission sources. This limitation cannot be used for any source which emits dioxin/furans nor for toxic air pollutants as per 45CSR27.</p> <p>Please specify all emission units for which this exemption applies along with the quantity of hazardous air pollutants emitted on an hourly and annual basis:</p> <p>_____</p> <p>_____</p> <p>_____</p> <p>_____</p> <p>_____</p>
<input type="checkbox"/>	21. Environmental chambers not using hazardous air pollutant (HAP) gases.
<input checked="" type="checkbox"/>	22. Equipment on the premises of industrial and manufacturing operations used solely for the purpose of preparing food for human consumption.
<input type="checkbox"/>	23. Equipment used exclusively to slaughter animals, but not including other equipment at slaughterhouses, such as rendering cookers, boilers, heating plants, incinerators, and electrical power generating equipment.
<input checked="" type="checkbox"/>	24. Equipment used for quality control/assurance or inspection purposes, including sampling equipment used to withdraw materials for analysis.
<input type="checkbox"/>	25. Equipment used for surface coating, painting, dipping or spray operations, except those that will emit VOC or HAP.
<input checked="" type="checkbox"/>	26. Fire suppression systems.
<input checked="" type="checkbox"/>	27. Firefighting equipment and the equipment used to train firefighters.
<input type="checkbox"/>	28. Flares used solely to indicate danger to the public.
<input checked="" type="checkbox"/>	29. Fugitive emission related to movement of passenger vehicle provided the emissions are not counted for applicability purposes and any required fugitive dust control plan or its equivalent is submitted.
<input type="checkbox"/>	30. Hand-held applicator equipment for hot melt adhesives with no VOC in the adhesive formulation.
<input checked="" type="checkbox"/>	31. Hand-held equipment for buffing, polishing, cutting, drilling, sawing, grinding, turning or machining wood, metal or plastic.
<input type="checkbox"/>	32. Humidity chambers.
<input type="checkbox"/>	33. Hydraulic and hydrostatic testing equipment.
<input checked="" type="checkbox"/>	34. Indoor or outdoor kerosene heaters.
<input checked="" type="checkbox"/>	35. Internal combustion engines used for landscaping purposes.
<input type="checkbox"/>	36. Laser trimmers using dust collection to prevent fugitive emissions.
<input checked="" type="checkbox"/>	37. Laundry activities, except for dry-cleaning and steam boilers.
<input type="checkbox"/>	38. Natural gas pressure regulator vents, excluding venting at oil and gas production facilities.
<input type="checkbox"/>	39. Oxygen scavenging (de-aeration) of water.
<input type="checkbox"/>	40. Ozone generators.

24. Insignificant Activities (Check all that apply)	
<input checked="" type="checkbox"/>	41. Plant maintenance and upkeep activities (e.g., grounds-keeping, general repairs, cleaning, painting, welding, plumbing, re-tarring roofs, installing insulation, and paving parking lots) provided these activities are not conducted as part of a manufacturing process, are not related to the source's primary business activity, and not otherwise triggering a permit modification. (Cleaning and painting activities qualify if they are not subject to VOC or HAP control requirements. Asphalt batch plant owners/operators must still get a permit if otherwise requested.)
<input type="checkbox"/>	42. Portable electrical generators that can be moved by hand from one location to another. "Moved by Hand" means that it can be moved without the assistance of any motorized or non-motorized vehicle, conveyance, or device.
<input type="checkbox"/>	43. Process water filtration systems and demineralizers.
<input type="checkbox"/>	44. Repair or maintenance shop activities not related to the source's primary business activity, not including emissions from surface coating or de-greasing (solvent metal cleaning) activities, and not otherwise triggering a permit modification.
<input checked="" type="checkbox"/>	45. Repairs or maintenance where no structural repairs are made and where no new air pollutant emitting facilities are installed or modified.
<input checked="" type="checkbox"/>	46. Routing calibration and maintenance of laboratory equipment or other analytical instruments.
<input type="checkbox"/>	47. Salt baths using nonvolatile salts that do not result in emissions of any regulated air pollutants. Shock chambers.
<input type="checkbox"/>	48. Shock chambers.
<input type="checkbox"/>	49. Solar simulators.
<input checked="" type="checkbox"/>	50. Space heaters operating by direct heat transfer.
<input type="checkbox"/>	51. Steam cleaning operations.
<input type="checkbox"/>	52. Steam leaks.
<input type="checkbox"/>	53. Steam sterilizers.
<input type="checkbox"/>	54. Steam vents and safety relief valves.
<input type="checkbox"/>	55. Storage tanks, reservoirs, and pumping and handling equipment of any size containing soaps, vegetable oil, grease, animal fat, and nonvolatile aqueous salt solutions, provided appropriate lids and covers are utilized.
<input checked="" type="checkbox"/>	56. Storage tanks, vessels, and containers holding or storing liquid substances that will not emit any VOC or HAP. Exemptions for storage tanks containing petroleum liquids or other volatile organic liquids should be based on size limits such as storage tank capacity and vapor pressure of liquids stored and are not appropriate for this list.
<input type="checkbox"/>	57. Such other sources or activities as the Director may determine.
<input checked="" type="checkbox"/>	58. Tobacco smoking rooms and areas.
<input checked="" type="checkbox"/>	59. Vents from continuous emissions monitors and other analyzers.

Section 5: Emission Units, Control Devices, and Emission Points

25. Equipment Table
Fill out the Title V Equipment Table and provide it as ATTACHMENT D . See Attached.
26. Emission Units
For each emission unit listed in the Title V Equipment Table , fill out and provide an Emission Unit Form as ATTACHMENT E . See Attached.
For each emission unit not in compliance with an applicable requirement, fill out a Schedule of Compliance Form as ATTACHMENT F . N/A
27. Control Devices
For each control device listed in the Title V Equipment Table , fill out and provide an Air Pollution Control Device Form as ATTACHMENT G .
For any control device that is required on an emission unit in order to meet a standard or limitation for which the potential pre-control device emissions of an applicable regulated air pollutant is greater than or equal to the Title V Major Source Threshold Level, refer to the Compliance Assurance Monitoring (CAM) Form(s) for CAM applicability. Fill out and provide these forms, if applicable, for each Pollutant Specific Emission Unit (PSEU) as ATTACHMENT H . N/A

Section 6: Certification of Information

28. Certification of Truth, Accuracy and Completeness and Certification of Compliance

Note: This Certification must be signed by a responsible official. The original, signed in blue ink, must be submitted with the application. Applications without an original signed certification will be considered as incomplete.

a. Certification of Truth, Accuracy and Completeness

I certify that I am a responsible official (as defined at 45CSR§30-2.38) and am accordingly authorized to make this submission on behalf of the owners or operators of the source described in this document and its attachments. I certify under penalty of law that I have personally examined and am familiar with the statements and information submitted in this document and all its attachments. Based on my inquiry of those individuals with primary responsibility for obtaining the information, I certify that the statements and information are to the best of my knowledge and belief true, accurate, and complete. I am aware that there are significant penalties for submitting false statements and information or omitting required statements and information, including the possibility of fine and/or imprisonment.

b. Compliance Certification

Except for requirements identified in the Title V Application for which compliance is not achieved, I, the undersigned hereby certify that, based on information and belief formed after reasonable inquiry, all air contaminant sources identified in this application are in compliance with all applicable requirements.

Responsible official (type or print)

Name: KIM BETCHER	Title: Director of Permitting
-------------------	-------------------------------

Responsible official's signature:

Signature:  Signature Date: 3/3/2021
 (Must be signed and dated in blue ink)

Note: Please check all applicable attachments included with this permit application:

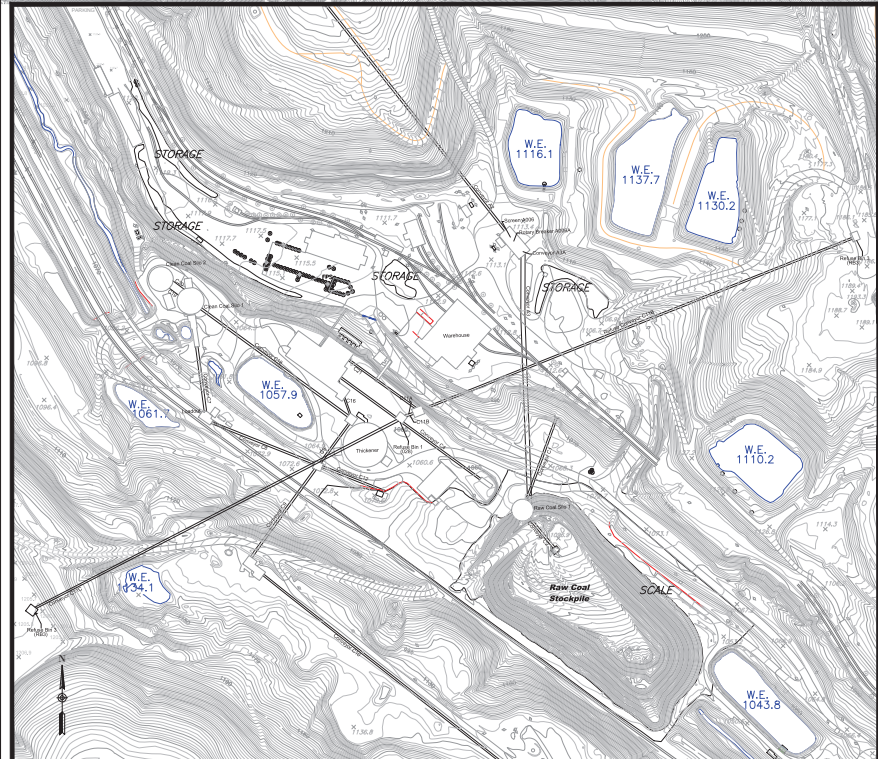
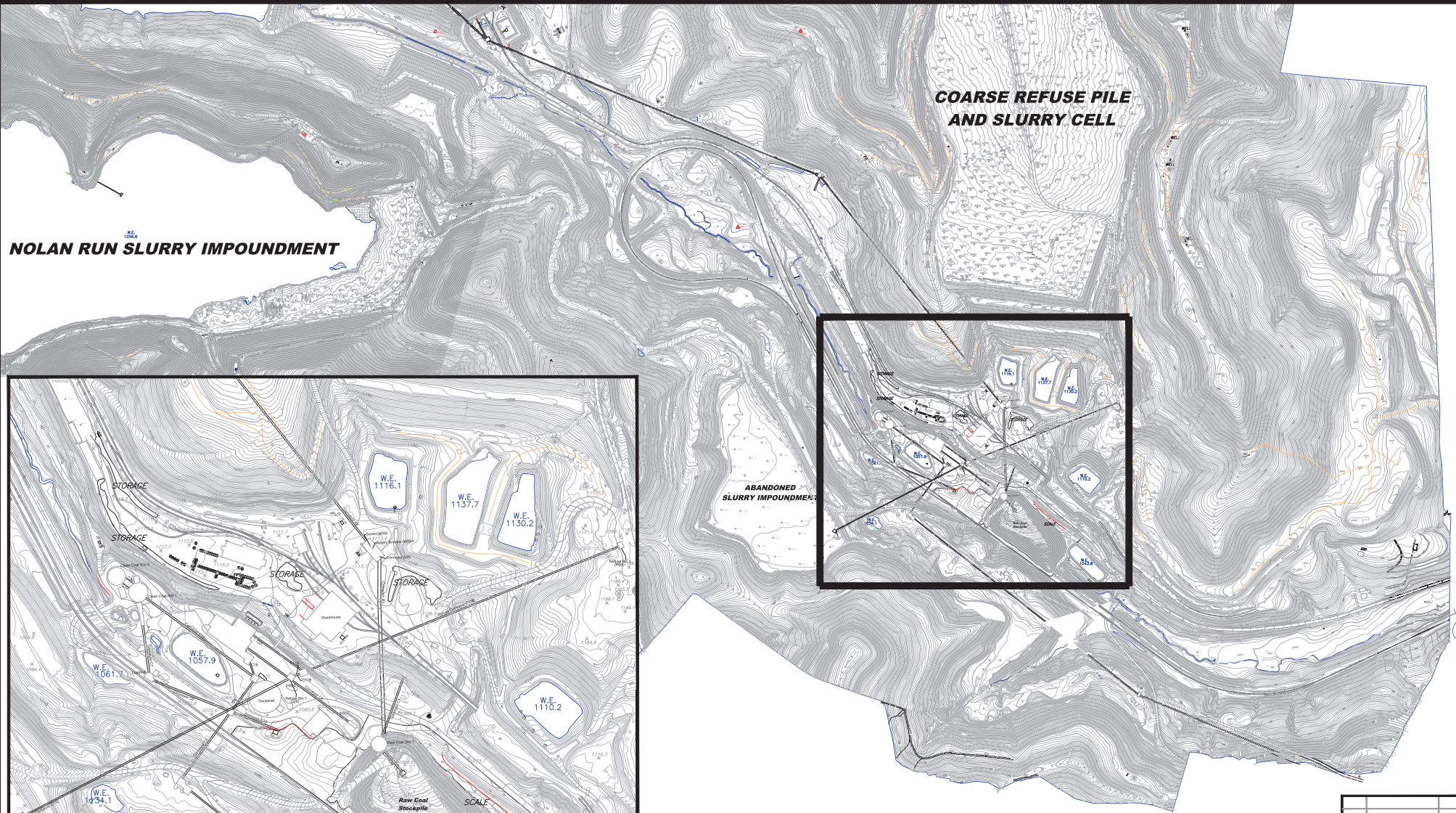
<input checked="" type="checkbox"/>	ATTACHMENT A: Area Map
<input checked="" type="checkbox"/>	ATTACHMENT B: Plot Plan(s)
<input checked="" type="checkbox"/>	ATTACHMENT C: Process Flow Diagram(s)
<input checked="" type="checkbox"/>	ATTACHMENT D: Equipment Table
<input checked="" type="checkbox"/>	ATTACHMENT E: Emission Unit Form(s)
<input type="checkbox"/>	ATTACHMENT F: Schedule of Compliance Form(s)
<input checked="" type="checkbox"/>	ATTACHMENT G: Air Pollution Control Device Form(s)
<input type="checkbox"/>	ATTACHMENT H: Compliance Assurance Monitoring (CAM) Form(s)

All of the required forms and additional information can be found and downloaded from, the DEP website at www.dep.wv.gov/dag, requested by phone (304) 926-0475, and/or obtained through the mail.

Figure 1. Area Map for the Harrison County Mine Preparation Plant



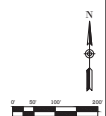
ATTACHMENT B. PLOT PLAN



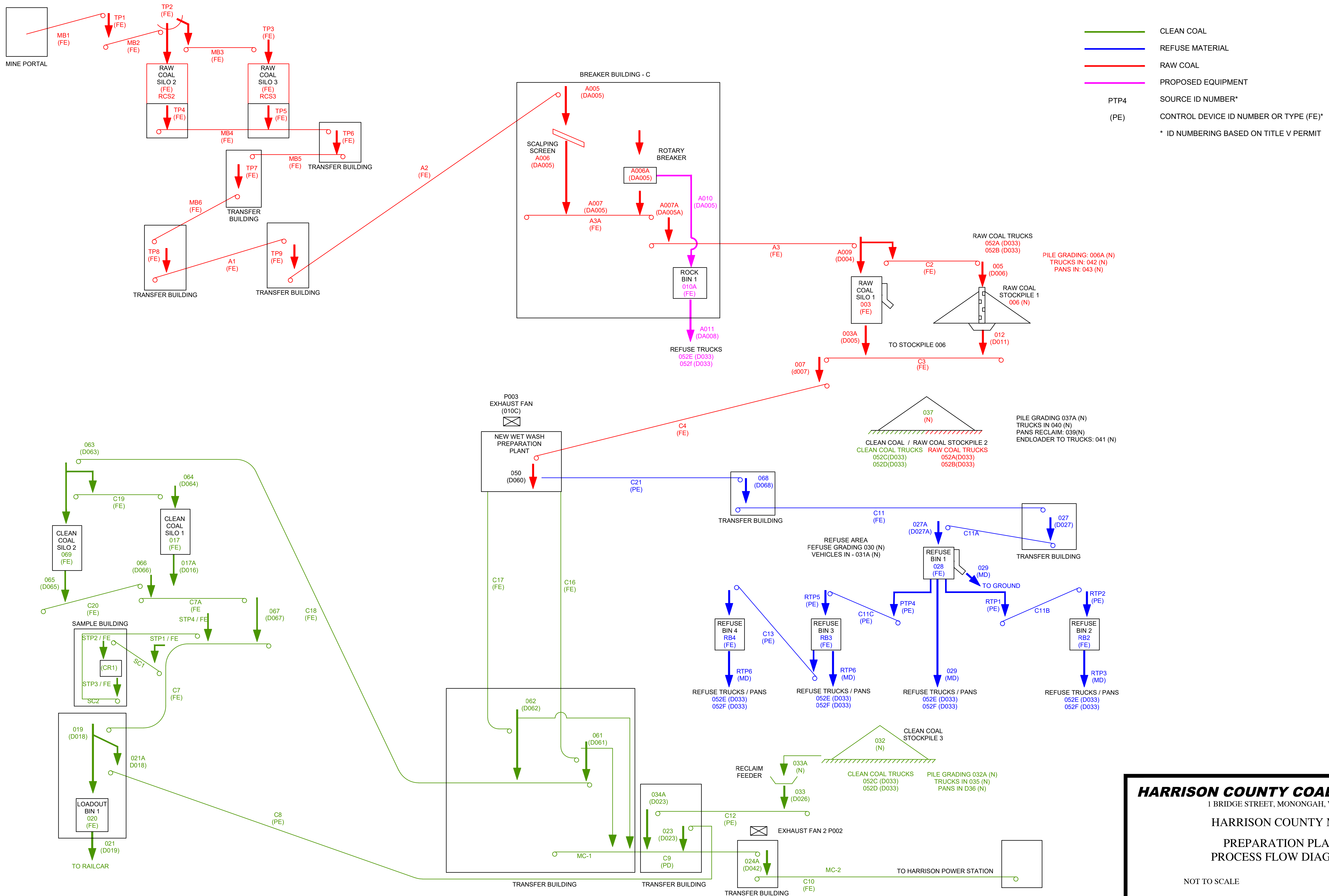
INSET (Harrison County Mine Prep Plant)

Scale: 1" = 96'-0"

Harrison County Coal Resources, Inc.		
Plot Plan Harrison County Mine Preparation Plant		
March 6, 2015		



ATTACHMENT C. PROCESS FLOW DIAGRAM



— CLEAN COAL
 — REFUSE MATERIAL
 — RAW COAL
 — PROPOSED EQUIPMENT
 PTP4 SOURCE ID NUMBER*
 (PE) CONTROL DEVICE ID NUMBER OR TYPE (FE)*
 * ID NUMBERING BASED ON TITLE V PERMIT

HARRISON COUNTY COAL RESOURCES
 1 BRIDGE STREET, MONONGAH, WV 26554
HARRISON COUNTY MINE
PREPARATION PLANT
PROCESS FLOW DIAGRAM

NOT TO SCALE MARCH 2, 2021

ATTACHMENT D. EMISSION UNIT TABLE

**ATTACHMENT D - Title V Equipment Table (includes
all emission units at the facility except those designated as
insignificant activities in Section 4, Item 24 of the General Forms)**

Emission Point ID ¹	Control Device ¹	Emission Unit ID ¹	Emission Unit Description	Design Capacity	Year Installed/ Modified
E-MB1	FE	MB1	Mine Portal Belt	5,000 tph	2005
E-MB2	FE	MB2	Silo Feed Belt	5,000 tph	2005
E-MB3	FE	MB3	Silo Transfer Belt	5,000 tph	2005
E-RCS2	FE	RCS2	Raw Coal Storage Silo 2	10,000 tons	2005
E-RCS3	FE	RCS3	Raw Coal Storage Silo 3	10,000 tons	2005
E-MB4	FE	MB4	Silo Reclaim Belt	4,000 tph	2005
E-MB5	FE	MB5	Overland Mine Belt 1	4,000 tph	2005
E-MB6	FE	MB6	Overland Mine Belt 2	4,000 tph	2005
A003	FE	A1	Conveyor and Transfer Point	4,000 tph	1994
A005	FE	A2	Conveyor and Transfer Point	4,000 tph	1994
A006, A007	FE	A006	Scalping Screen A1 (rotary breaker building) and Transfer Points	4,000 tph	1994
A006A, A007A, A010	FE	A006A	Rotary Breaker A1 (rotary breaker building) and Transfer Points (drop to A008, drop to rock bin, drop to pan)	1,000 tph	1994
A007A	FE	A3A	Conveyor and Transfer Point	4,000 tph	1994
A009	FE	A3	Conveyor and Transfer Point	4,000 tph	1994
010A, A011	FE	010A	Rock Bin 1 and Transfer Point	100 tons	1994
003A	FE	003	Raw Coal Silo	6,000 tons	1968
005	FE	C2	Conveyor and Transfer Points (raw coal to stockpile)	4,000 tph	1994
006, 012, 006A, 042, 043	ST, UC	006	Raw Coal Stockpile 1 (wind erosion, pan reclaim, dozers, grading, truck load-in, pan load-in)	750,000 tons	M 2015 1968

**ATTACHMENT D - Title V Equipment Table (includes
all emission units at the facility except those designated as
insignificant activities in Section 4, Item 24 of the General Forms)**

Emission Point ID ¹	Control Device ¹	Emission Unit ID ¹	Emission Unit Description	Design Capacity	Year Installed/ Modified
037, 037A, 038, 039, 040, 041	MC	037	Clean/Raw Coal Stockpile 2 (wind erosion, grading, pan load-in, pan reclaim, truck load-in, endloader loudout)	240,000 tons	1968
007, 009	FE, PE (TP-007)	C3, C4	Conveyors (2) and Transfer Points (plant feed)	2,800 tph	2002
068	FE	C21	Conveyor and Transfer Point	800 tph	M 2010 2002
027	FE	C11	Conveyor and Transfer Point (refuse)	800 tph	M 2010 1981
C11A	FE	C11A	Refuse Conveyor and Transfer Point	800 tph	M 2010 1981
029, 030	FE	028	Refuse Bin 1 and Transfer Points	600 tons	M 2010 1981
C11B	FE	C11B	Refuse Conveyor and Transfer Point	800 tph	M 2010 1981
RTP3	FE	RB2	Refuse Bin 2 and Transfer Points	800 tph	1981
RTP7	FE	C13	Refuse Conveyor	800 tph	2018
RTP8	PE	RB4	Refuse Bin 3 – 300 ton capacity- and transfer points	300 tons	2018
C11C	PE	C11C	Refuse Conveyor	800 tph	2010
RB3	FE	RB3	Refuse Bin 3 and Transfer Points	300 tons	2010
061	FE	C16	Conveyor and Transfer Point	1,800 tph	2002
062	FE	C17	Conveyor and Transfer Point	1,800 tph	2002
063	FE	C18	Conveyor and Transfer Point	1,800 tph	2002
064	FE	C19	Conveyor and Transfer Point	1,800 tph	2002
017A	FE	017	Clean Coal Silo 1	10,000 tons	1968
065	FE	069	Clean Coal Silo 2	25,000 tons	2002
066	FE	C20	Conveyor and Transfer Point	4,000 tph	2002
067	FE	C7A	Conveyor and Transfer Point	4,000 tph	2002
019,021A	FE	C7	Conveyor and Transfer Point (clean coal to rail loadout or by-pass)	4,000 tph	2002
STP2	FE	SC1	Sample System Feed Conveyor	5 tph	2002

Title V Equipment Table (equipment_table.doc)

**ATTACHMENT D - Title V Equipment Table (includes
all emission units at the facility except those designated as
insignificant activities in Section 4, Item 24 of the General Forms)**

Emission Point ID ¹	Control Device ¹	Emission Unit ID ¹	Emission Unit Description	Design Capacity	Year Installed/Modified
STP3	FE	CR1	Sample System Pulverizer	5 tph	2002
STP4	FE	SC2	Sample System Return Conveyor	5 tph	2002
021	FE,	020	Railroad Loadout 1	100 tons	1968
023	PE(conveyor), FE (TP)	C8	Conveyor and Transfer Point (rail loadout by-pass belt)	1,200 tph	1968
024A	PE, EM	C9	Conveyor and Transfer Point (initial belt in power plant feed)	1,300 tph	1968
N/A	FE	C10	Conveyor and Transfer Point (second belt in power plant feed)	1,300 tph	1968
032, 033, 032A, 033A, 035, 036	UC, MC	032	Clean Coal Stockpile 1 (wind erosion, reclaim to conveyor, grading, dozer to reclaim, truck load-in, pan load-in)	40,000 tons	1986
034A	PE(conveyor), FE (TP)	C12	Conveyor and Transfer Point (clean coal destock feeder)	1,200 tph	1986
031, 031A	WT	031	Refuse Disposal Area 1 (wind erosion, grading)		1968
048A	FE	048A	Lime Storage Silo 1	50 tons	1971
048B	FE	048B	Lime Storage Silo 2	50 tons	1971
052A-F	WT	052A-F	Haulroads	NA	NA
010C	MC, EM, ES	060	Preparation Plant (raw & wet)	2,800 tph	2002
P003	N/A	D040	Exhaust Fan and Dust Collector 1: removes PM from prep plant	N/A	1968
P003	N/A	D041	Scrubber: removes PM from prep plant	N/A	1968
P002	N/A	D042	Exhaust Fan 2 and Dust Collector 2: removes PM from transfer point	N/A	1968

¹For 45CSR13 permitted sources, the numbering system used for the emission points, control devices, and emission units should be consistent with the numbering system used in the 45CSR13 permit. For grandfathered sources, the numbering system should be consistent with registrations or emissions inventory previously submitted to DAQ. For emission points, control devices, and emissions units which have not been previously labeled, use the following 45CSR13 numbering system: 1S, 2S, 3S,... or other appropriate description for emission units; 1C, 2C, 3C,... or other appropriate designation for control devices; 1E, 2E, 3E, ... or other appropriate designation for emission points.

ATTACHMENT E. EMISSION UNIT FORMS

ATTACHMENT E - Emission Unit Form

Emission Unit Description Breaking/Crushing

Emission unit ID number: A006A, CR1	Emission unit name: Rotary Breaker A1, Sample Pulverizer	List any control devices associated with this emission unit: Full Enclosure (FE)
---	--	--

Provide a description of the emission unit (type, method of operation, design parameters, etc.):
Typical coal preparation plant breaking and crushing.

Manufacturer: NA	Model number: NA	Serial number: NA
----------------------------	----------------------------	-----------------------------

Construction date: NA	Installation date: A006A in 1994, CR1 in 2002	Modification date(s):
---------------------------------	---	------------------------------

Design Capacity (examples: furnaces - tons/hr, tanks - gallons):
A006A at 1,000 tph, CR1 at 5 tph

Maximum Hourly Throughput: A006A at 1,000 tph, CR1 at 5 tph	Maximum Annual Throughput: A006A at 3.942 MM tpy, CR1 at 43,800 tpy	Maximum Operating Schedule: 8,760 hours.
---	---	--

Fuel Usage Data (fill out all applicable fields) NOT APPLICABLE

Does this emission unit combust fuel? ___ Yes <input checked="" type="checkbox"/> No	If yes, is it? ___ Indirect Fired ___ Direct Fired
---	--

Maximum design heat input and/or maximum horsepower rating:	Type and Btu/hr rating of burners:
--	---

List the primary fuel type(s) and if applicable, the secondary fuel type(s). For each fuel type listed, provide the maximum hourly and annual fuel usage for each.

Describe each fuel expected to be used during the term of the permit.

Fuel Type	Max. Sulfur Content	Max. Ash Content	BTU Value

<i>Emissions Data</i>		
Criteria Pollutants	Potential Emissions	
	PPH	TPY
Carbon Monoxide (CO)		
Nitrogen Oxides (NO _x)		
Lead (Pb)		
Particulate Matter (PM _{2.5})	0.29	0.58
Particulate Matter (PM ₁₀)	1.93	3.88
Total Particulate Matter (TSP)	4.06	8.15
Sulfur Dioxide (SO ₂)		
Volatile Organic Compounds (VOC)		
Hazardous Air Pollutants	Potential Emissions	
	PPH	TPY
Regulated Pollutants other than Criteria and HAP	Potential Emissions	
	PPH	TPY

List the method(s) used to calculate the potential emissions (include dates of any stack tests conducted, versions of software used, source and dates of emission factors, etc.).

Emissions factors from *Air Pollution Engineering Manual and References*.

Applicable Requirements

List all applicable requirements for this emission unit. For each applicable requirement, include the underlying rule/regulation citation and/or **construction permit** with the condition number. (Note: Title V permit condition numbers alone are not the underlying applicable requirements). If an emission limit is calculated based on the type of source and design capacity or if a standard is based on a design parameter, this information should also be included.

	Rule/ Regulation/ R13 Permit	Existing R30 Permit Condition	Name	Requirement
1	45CSR13, R13-2306D, 4.1.1.	5.1.1.	Compliance with Annual Throughput Limits	Compliance with all annual throughput limits shall be determined using a 12 month rolling total. For example, a 12 month rolling total shall mean the sum of raw coal received by the facility at any given time for the previous twelve (12) consecutive calendar months.
2	45CSR13, R13-2306D, 4.1.2.	5.1.2.	Facility Throughput Limitation	The throughput of coal to be handled or processed through the preparation plant, Transfer Point 060, shall not exceed 2,800 tons per hour (TPH) or 15,768,000 tons per year (TPY).
3	45CSR13, R13-2306D, 4.1.4.	5.1.3.	Inspection of Fugitive Dust Control Systems	The permittee shall inspect all fugitive dust control systems weekly to ensure that they are operated and maintained in conformance with their designs. The permittee shall maintain records of all scheduled and nonscheduled maintenance. Records shall be maintained on site for a period of no less than five (5) years stating any maintenance or corrective actions taken as a result of the weekly inspections, and the times the fugitive dust control system(s) are inoperable and any corrective actions taken.
4	45CSR13, R13-2306D, 4.1.5.	5.1.4.	Dust Suppressants/Control Measures	The permittee shall maintain daily records indicating the use of any dust suppressants or any other suitable dust control measures applied at the facility. These records shall be maintained on site for a period of no less than five (5) years.
5	45CSR13, R13-2306D, 4.1.6.	5.1.5.	Records of Throughput and Hours of Operation.	The permittee shall maintain records of the coal throughput and the hours of operation. Compliance with the hourly throughput limit shall be demonstrated by dividing the calendar month's total throughput by the number of hours operated in the same calendar month to obtain an hourly average. By the fifteenth day of each calendar month, the permittee shall calculate the hourly averaged throughput of the previous calendar month. These records shall be maintained on site for a period of no less than five (5) years.
6	45CSR13, R13-2306D, 4.1.8.	5.1.7.	Freeze Protection Requirement	A freeze protection plan shall be incorporated and maintained to insure all wet suppression systems remain operational at all times.
7	45CSR§5-3.4; 45CSR13, R13-2306D, 4.1.9.	5.1.8.	Opacity	No person shall cause, suffer, allow or permit emission of particulate matter into the open air from any fugitive dust control system which is twenty percent (20%) opacity or greater.
8	45CSR§5-6.1; 45CSR13, R13-2306D, 4.1.10.	5.1.9.	Fugitive Dust Control	No person shall cause, suffer, allow or permit a coal preparation plant or handling operation to operate that is not equipped with a fugitive dust control system. This system shall be operated and maintained in such a manner as to minimize the emission of particulate matter into the open air.
9	45CSR§5-6.2; 45CSR13, R13-2306D, 4.1.11.	5.1.10.	Dust Control, Good Operating Practices	The owner or operator of a coal preparation plant or handling operation shall maintain dust control of the premises and owned, leased, or controlled access roads by paving, or other suitable measures. Good operating practices shall be observed in relation to stockpiling, car loading, breaking, screening, and general maintenance to minimize dust generation and atmospheric entrainment.

Permit Shield

Applicable Requirements - Continued

10	45CSR16; 40CFR§60.254(a); 45CSR13, R13-2306D, 4.1.12.	5.1.11.	Opacity	On and after the date on which the performance test is conducted or required to be completed under §60.8, whichever date comes first, an owner or operator shall not cause to be discharged into the atmosphere from any coal processing and conveying equipment, coal storage system, or coal transfer and loading system processing coal constructed, reconstructed, or modified on or before April 28, 2008, gases which exhibit 20 percent opacity or greater.
11	45CSR16; 40CFR§60.254(b); 45CSR13, R13-2306D, 4.1.13.	5.1.12.	Opacity	On and after the date on with the performance test is conducted or required to be completed under §60.8, whichever date comes first, an owner or operator shall not cause to be discharged into the atmosphere from any coal processing and conveying equipment, coal storage system, or coal transfer and loading system processing coal constructed, reconstructed, or modified after April 28, 2008, must meet the requirements in paragraphs (1) and (3) of this section. (1) Except as provided in paragraph (3) of this section, the owner or operator must not cause to be discharged into the atmosphere from the affected facility any gases which exhibit 10 percent opacity or greater. (3) Equipment used in the loading, unloading, and conveying operations of open storage piles are not subject to the opacity limitations of paragraph (1) of this section.
12	45CSR§13-5.11., 45CSR13, R13-2306D, 4.1.14.	5.1.13.	Operation and Maintenance of Air Pollution Control Equipment	The permittee shall, to the extent practicable, install, maintain, and operate all pollution control equipment listed in Section 1.0 and associated monitoring equipment in a manner consistent with safety and good air pollution control practices for minimizing emissions, or comply with any more stringent limits set forth in this permit or as set forth by any State rule, Federal regulation, or alternative control plan approved by the Secretary.
13	45CSR16; 40CFR§60.11(d); 45CSR13, R13-2306D, 4.1.15.	5.1.14.	Good Air Pollution Control Practice	At all times, including periods of startup, shutdown, and malfunction, the permittee shall, to the extent practicable, maintain and operate any affected facility including associated air pollution control equipment in a manner consistent with good air pollution control practice for minimizing emissions.
14	45CSR13, R13-2306, 4.1.1	5.1.15	Throughput Restrictions	The permittee shall not exceed the maximum hourly and annual throughput rates and other criteria outlined in the table in Section 1.0 Emission Units.

Permit Shield

Applicable Requirements - Continued

	Rule/ Regulation/ R13 Permit	Existing R30 Permit Condition	Name	Requirement
15	45CSR13, R13-2306D, 4.1.3 and 4.2.1; 45CSR§30-5.1.c. (Not required for stockpiles and haulroads 037, 037A, 006, 006A, 032,032A, 031, 031A, 054, and 052A – F)	5.2.1.	Monitoring, Recordkeeping, Reporting	<p>The permittee shall conduct monitoring/recordkeeping/reporting as follows:</p> <p>a. An initial visible emissions evaluation in accordance with 40 C.F.R. 60 Appendix A, Method 9 shall be performed within ninety (90) days of permit issuance for each emission unit with a visible emissions requirement in this permit unless such evaluation was performed within the consecutive 12-month period preceding permit issuance. This initial evaluation shall consist of three 6-minute averages during one consecutive 60 minute period. The initial evaluation shall be conducted at each emissions unit during the period of maximum expected visible emissions under normal unit and facility operations. A visible emissions evaluation shall be conducted for each emission unit at least once every consecutive 12-month period in accordance with 40 C.F.R. 60 Appendix A, Method 9. This annual evaluation shall consist of a minimum of 24 consecutive observations for each emission unit.</p> <p>b. Each emissions unit with a visible emissions limit contained in this permit shall be observed visually at least each calendar week during periods of normal facility operation for a sufficient time interval to determine if the unit has any visible emissions using 40 C.F.R. 60 Appendix A, Method 22. If visible emissions from any of the emissions units are observed during these weekly observations, or at any other time, that appear to exceed 50 percent of the allowable visible emission requirement for the emission unit, visible emissions evaluations in accordance with 40 C.F.R. 60 Appendix A, Method 9 shall be conducted as soon as practicable, but no later than one (1) month from the time of the observation. A Method 9 evaluation shall not be required under condition Section 3.2.1.b. if the visible emissions condition is corrected in a timely manner; the emissions unit is operating at normal operating conditions; and, the cause and corrective measures taken are recorded.</p> <p>c. If the initial, or any subsequent, visible emissions evaluation indicates visible emissions in excess of 50 percent of the allowable visible emissions requirement for a given emission unit, a visible emissions evaluation shall be performed for that unit at least once every consecutive 14-day period in accordance with 40 C.F.R. 60 Appendix A, Method 9. If subsequent visible emissions evaluations indicate visible emissions less than or equal to 50 percent of the allowable visible emissions requirement for the emission unit for 3 consecutive evaluation periods, the emission unit may comply with the visible emissions testing requirements of condition 3.2.1.b. in lieu of those established in this condition.</p> <p>d. A record of each visible emissions observation shall be maintained, including any data required by 40 C.F.R. 60 Appendix A, Method 22 or Method 9, whichever is appropriate. The record shall include, at a minimum, the date, time, name of the emission unit, the applicable visible emissions requirement, the results of the observation, and the name of the observer.</p>
16	45CSR16, 40CFR§60.8(a), 45CSR13, R13-2306D, 4.3.1.	5.3.1.	Performance Tests	Within 60 days after achieving the maximum production rate at which the affected facility will be operated, but not later than 180 days after initial startup of such facility, or at such other times specified by this part, the owner or operator of such facility shall conduct performance test(s) and furnish a written report of the results of such performance test(s).
17	45CSR16; 40CFR§60.11(b); 45CSR13, R13- 2306D, 4.3.2.	5.3.2.	Compliance With Particulate Matter Standards	Compliance with opacity standards in this part shall be determined by conducting observations in accordance with Reference Method 9 in appendix A of 40 CFR 60. For purposes of determining initial compliance, the minimum total time of observations shall be 3 hours (30 6-minute averages) for the performance test or other set of observations (meaning those fugitive-type emission sources subject only to an opacity standard).
<input checked="" type="checkbox"/> Permit Shield				

Applicable Requirements - Continued

	Rule/ Regulation/ R13 Permit	Existing R30 Permit Condition	Name	Requirement
18	45CSR16, 45CSR13, R13-2306D, 4.3.3.	5.3.3.	Performance Tests and Other Compliance Requirements for Subpart Y - Performance Tests.	<p>An owner or operator of each affected facility that commenced construction, reconstruction, or modification after April 28, 2008, must conduct performance tests according to the requirements of §60.8 and the methods identified in §60.257 to demonstrate compliance with the applicable emission standards in Subpart Y as specified in paragraph (2) of this section.</p> <p>(2) For each affected facility subject to an opacity standard, an initial performance test must be performed.</p> <p>Thereafter, a new performance test must be conducted according to the requirements in paragraphs (2)(i) and (ii) of this section, as applicable, except as provided for in 40C.F.R. §§60.255(e) and (f) of this section. Performance test and other compliance requirements for coal truck dump operations are specified in 40C.F.R. §60.255(h).</p> <p>(i) If any 6-minute average opacity reading in the most recent performance test exceeds half the applicable opacity limit, a new performance test must be conducted within 90 operating days of the date that the previous performance test was required to be completed.</p> <p>(ii) If all 6-minute average opacity readings in the most recent performance are equal to or less than half the applicable opacity limit, a new performance test must be conducted within 12 calendar months of the date that the previous performance test was required to be completed.</p>
19	45CSR16, 40CFR§60.255(f), 45CSR13, R13-2306D, 4.3.4.	5.3.4.	Performance Tests and Other Compliance Requirements for Subpart Y - Monitoring Visible Emissions or Digital Opacity Compliance System.	<p>As an alternative to meeting the requirements in 40C.F.R. §60.255(b)(2) [see permit condition 5.3.3. above], an owner or operator of an affected facility that commenced construction, reconstruction, or modification after April 28, 2008, may elect to comply with the requirements in paragraph (1) of this section.</p> <p>(1) Monitor visible emissions from each affected facility according to the requirements in paragraphs (1)(i) through (iii) of this section.</p> <p>(i) Conduct one daily 15-second observation each operating day for each affected facility (during normal operation) when the coal preparation and processing plant is in operation. Each observation must be recorded as either visible emissions observed or no visible emissions observed. Each observer determining the presence of visible emissions must meet the training requirements specified in §2.3 of Method 22 of appendix A-7 of this part. If visible emissions are observed during any 15-second observation, the owner or operator must adjust the operation of the affected facility and demonstrate within 24 hours that no visible emissions are observed from the affected facility. If visible emissions are observed, a Method 9, of appendix A-4 of this part, performance test must be conducted within 45 operating days.</p> <p>(ii) Conduct monthly visual observations of all processes and control equipment. If any deficiencies are observed, the necessary maintenance must be performed as expeditiously as possible.</p> <p>(iii) Conduct a performance test using Method 9 of Appendix A-4 of this part at least once every 5 calendar years for each affected facility.</p> <p>(2) Prepare a written site-specific monitoring plan for a digital opacity compliance system for approval by the Administration or delegated authority. The plan shall require observations of at least one digital image every 15 seconds for 10-minute periods (during normal operation) every operating day. An approvable monitoring plan must include a demonstration that the occurrences of visible emissions are not in excess of 5 percent of the observation period. For reference purposes in preparing the monitoring plan, see OAQPS "Determination of Visible Emission Opacity from Stationary Sources Using Computer-Based Photographic Analysis Systems." This document is available from the U.S. Environmental Protection Agency (U.S. EPA); Office of Air Quality and Planning Standards; Sector Policies and Programs Division; Measurement Group (D243-02), Research Triangle Park, NC 27711. This document is also available on the Technology Transfer Network (TTN) under Emission Measurement Center Preliminary Methods. The monitoring plan approved by the Administrator delegated authority shall be implemented by the owner or operator.</p>
20	45CSR16, 40CFR§60.255(g), 45CSR13, R13-2306D, 4.3.5.	5.3.5.	Performance Tests and Other Compliance Requirements for Subpart Y - COMS.	<p>As an alternative to meeting the requirements in 40C.F.R. §60.255(b)(2) [see permit condition 5.3.3. above], an owner or operator of an affected facility that commenced construction, reconstruction, or modification after April 28, 2008, subject to a visible emissions standard under this subpart may install, operate, and maintain a continuous opacity monitoring system (COMS). Each COMS used to comply with provisions of this subpart must be installed, calibrated, maintained, and continuously operated according to the requirements in 40C.F.R. §§60.255(g)(1) and (2) .</p>

Permit Shield

Applicable Requirements - Continued

21	45CSR16, 40CFR§60.255(c), 45CSR13, R13-2306D, 4.3.6.	5.3.6.	Performance Tests and Other Compliance Requirements for Subpart Y.	If any affected coal processing and conveying equipment (e.g., breakers, crushers, screens, conveying systems), coal storage systems, or other coal transfer and loading systems that commenced construction, reconstruction, or modification after April 28, 2008, are enclosed in a building do not exceed any of the standards in §60.254 that apply to the affected facility, then the facility shall be deemed to be in compliance with such standards.
22	45CSR16, 40CFR§60.257(a), 45CSR13, R13-2306D, 4.3.7.	5.3.7.	Test Methods and Procedures for Subpart Y.	<p>The owner or operator must determine compliance with the applicable opacity standards as specified in paragraphs (1) through (3) of this section.</p> <p>(1) Method 9 of Appendix A-4 of this part and the procedures in §60.11 must be used to determine opacity, with the exceptions specified in paragraphs 5.3.7(1)(i) and (ii).</p> <p>(i) The duration of the Method 9 of Appendix A-4 of this part performance test shall be 1 hour (ten 6- minute averages).</p> <p>(ii) If, during the initial 30 minutes of the observation of a Method 9 of Appendix A-4 of this part performance test, all of the 6-minute average opacity readings are less than or equal to half the applicable opacity limit, then the observation period may be reduced from 1 hour to 30 minutes.</p> <p>(2) To determine opacity for fugitive coal dust emissions sources, the additional requirements specified in paragraphs 5.3.7(2)(i) through (iii) must be used.</p> <p>(i) The minimum distance between the observer and the emission source shall be 5.0 meters (16 feet), and the sun shall be oriented in the 140-degree sector of the back.</p> <p>(ii) The observer shall select a position that minimizes interference from other fugitive coal dust emissions sources and make observations such that the line of vision is approximately perpendicular to the plume and wind direction.</p> <p>(iii) The observer shall make opacity observations at the point of greatest opacity in that portion of the plume where condensed water vapor is not present. Water vapor is not considered a visible emission.</p> <p>(3) A visible emissions observer may conduct visible emission observations for up to three fugitive, stack, or vent emission points within a 15-second interval if the following conditions specified in paragraphs (3)(i) through (iii) of this section are met.</p> <p>(i) No more than three emissions points may be read concurrently.</p> <p>(ii) All three emissions points must be within a 70 degree viewing sector or angle in front of the observer such that the proper sun position can be maintained for all three points.</p> <p>(iii) If an opacity reading for any one of the three emissions points is within 5 percent opacity from the applicable standard (excluding readings of zero opacity), then the observer must stop taking readings for the other two points and continue reading just that single point.</p>
23	45CSR16, 40CFR§60.257(b), 45CSR13, R13-2306D, 4.3.8.	5.3.8.	Test Methods and Procedures for Subpart Y.	The owner or operator must conduct all performance tests required by §60.8 to demonstrate compliance with the applicable emissions standards specified in §60.252 according to the requirements in §60.8 using the applicable test methods and procedures in 40C.F.R.§§60.257(b) (1) through (8).
24	45CSR16, 40CFR§60.255(a), 45CSR13, R13-2306, 4.3.3.	5.3.9	Performance Tests and Other Compliance Requirements for Subpart Y –	An owner or operator of each affected facility that commenced construction, reconstruction, or modification on or before April 28, 2008, must conduct performance tests required by §60.8 to demonstrate compliance with the applicable emission standards using the methods identified in §60.257.
25	45CSR13, R13-2306D, 4.4.2.	5.4.1.	Record of Maintenance of Air Pollution Control Equipment.	For all pollution control equipment listed in Section 1.0, the permittee shall maintain accurate records of all required pollution control equipment inspection and/or preventative maintenance procedures.
26	45CSR13, R13-2306D, 4.4.3.	5.4.2.	Record of Malfunctions of Air Pollution Control Equipment.	<p>For all pollution control equipment listed in Section 1.0, the permittee shall maintain records of the occurrence and duration of any malfunction or operational shutdown of the air pollution control equipment during which excess emissions occur. For each such case, the following information shall be recorded:</p> <p>a. The equipment involved.</p> <p>b. Steps taken to minimize emissions during the event.</p> <p>c. The duration of the event.</p> <p>d. The estimated increase in emissions during the event.</p> <p>For each such case associated with an equipment malfunction, the additional information shall also be recorded:</p> <p>e. The cause of the malfunction.</p> <p>f. Steps taken to correct the malfunction.</p> <p>g. Any changes or modifications to equipment or procedures that would help prevent future recurrences of the malfunction.</p>

Permit Shield

Applicable Requirements - Continued

27	45CSR13, R13-2306, 4.4.5	5.4.4	Records of Monitoring Data	The permittee shall maintain records of all monitoring data required by Section 5.2.1 of this permit by documenting the date and time of each visible emission check, the emission point or equipment/source identification number, the name or means of identification of the observer, the results of the check(s), whether the visible emissions are normal for the process, and, if applicable, all corrective measures taken or planned. The permittee shall also record the general weather conditions (i.e. sunny, approximately 80°F, 6 - 10 mph NE wind) during the visual emission check(s). An example form is supplied as Appendix B. Should a visible emission observation be required to be performed per the requirements specified in Method 9, the data records of each observation shall be maintained per the requirements of Method 9. For an emission unit out of service during the normal monthly evaluation, the record of observation may note "out of service" (O/S) or equivalent
28	45CSR13, R13-2306D, 4.5.1.	5.5.1.	Performance Test Notifications	With regard to any testing required by the Director, the permittee shall submit to the Director of Air Quality and the Associate Director - Office of Enforcement and Permit Review (3AP12) of the U.S. EPA a test protocol detailing the proposed test methods, the date, and the time the proposed testing is to take place, as well as identifying the sampling locations and other relevant information. The test protocol must be received by the Director and the Associate Director no less than thirty (30) days prior to the date the testing is to take place. Test results shall be submitted to the Director and the Associate Director no more than sixty (60) days after the date the testing takes place.
29	45CSR13, R13-2306D, 4.5.2.	5.5.2.	Emissions Violations Reporting	Any violation(s) of the allowable visible emission requirement for any emission source discovered during observation using 40CFR Part 60, Appendix A, Method 9 must be reported in writing to the Director of the Division of Air Quality as soon as practicable, but within ten (10) calendar days, of the occurrence and shall include, at a minimum, the following information: the results of the visible determination of opacity of emissions, the cause or suspected cause of the violation(s), and any corrective measures taken or planned.
30	45CSR16, 40CFR§60.7(a), 45CSR13, R13-2306D, 4.5.3.	5.5.3.	Part 60 Notifications	Any owner or operator subject to the provisions of this part shall furnish written notification as follows: A notification of the date construction (or reconstruction as defined under §60.15) of an affected facility is commenced postmarked no later than 30 days after such date. A notification of the actual date of initial startup of an affected facility postmarked within 15 days after such date.
31	45CSR16, 40CFR§60.258(b), 45CSR13, R13-2306D, 4.5.4.	5.5.4.	Reporting for Subpart Y - Opacity Exceedances	For the purposes of reports required under section 60.7(c), any owner or operator subject to the provisions of Subpart Y also shall report semiannually periods of excess emissions as follow: (3) All 6-minute average opacities that exceed the applicable standard.
32	45CSR16, 40CFR§60.258(c), 45CSR13, R13-2306D, 4.5.5.	5.5.5.	Reporting for Subpart Y - Results of Initial Performance Tests	The owner or operator of an affected facility shall submit the results of initial performance tests to the Administrator or delegated authority, consistent with the provisions of section 60.8. The owner or operator who elects to comply with the reduced performance testing provisions of sections 60.255(c) or (d) shall include in the performance test report identification of each affected facility that will be subject to the reduced testing. The owner or operator electing to comply with section 60.255(d) shall also include information which demonstrates that the control devices are identical.
33	45CSR16, 40CFR§60.258(d), 45CSR13, R13-2306D, 4.5.6.	5.5.6.	Reporting for Subpart Y - WebFIRE Data Base	After July 11, 2011, within 60 days after the date of completing each performance evaluation conducted to demonstrate compliance with this subpart, the owner or operator of the affected facility must submit the test data to EPA by successfully entering the data electronically into EPA's WebFIRE data base available at http://cfpub.epa.gov/oarweb/index.cfm?action=fire.main . For performance tests that cannot be entered into WebFIRE (i.e. Method 9 of appendix A-4 of this part opacity performance tests) the owner or operator of the affected facility must mail a summary copy to United States Environmental Protection Agency; Energy Strategies Group; 109 TW Alexander DR; mail code D243-01; RTP, NC 27711.

Permit Shield

For all applicable requirements listed above, provide monitoring/testing/recordkeeping/reporting which shall be used to demonstrate compliance. If the method is based on a permit or rule, include the condition number or citation. (Note: Each requirement listed above must have an associated method of demonstrating compliance. If there is not already a required method in place, then a method must be proposed.)

	Rule/ Regulation/ R13 Permit	Existing R30 Permit Condition	Name	Method of Compliance
1	45CSR13, R13-2306D, 4.1.1.	5.1.1.	Compliance with Annual Throughput Limits	12 month rolling total will be used to determine compliance with all annual throughput limits.
2	45CSR13, R13-2306D, 4.1.2.	5.1.2.	Facility Throughput Limitation	Throughputs records will be maintained for Transfer Point 060 to ensure compliance with the applicable limitations.
3	45CSR13, R13-2306D, 4.1.4.	5.1.3.	Inspection of Fugitive Dust Control Systems	Records of all inspections conducted will be maintained on site for a period of no less than five (5) years.
4	45CSR13, R13-2306D, 4.1.5.	5.1.4.	Dust Suppressants/Control Measures	Daily records will be maintained for the use of any dust suppressants or any other suitable dust control measures applied at the facility. The records will be maintained on site for a period of no less than five (5) years.
5	45CSR13, R13-2306D, 4.1.6.	5.1.5.	Records of Throughput and Hours of Operation.	Records of the coal throughput and the hours of operation will be maintained on site for a period of no less than five (5) years.
6	45CSR13, R13-2306D, 4.1.8.	5.1.7.	Freeze Protection Requirement	A freeze protection plan will be incorporated and maintained.
7	45CSR§5-3.4; 45CSR13, R13-2306D, 4.1.9.	5.1.8.	Opacity	Opacity testing and monitoring will be conducted as required to maintain compliance with the applicable standard.
8	45CSR§5-6.1; 45CSR13, R13-2306D, 4.1.10.	5.1.9.	Fugitive Dust Control	Fugitive dust will be controlled in accordance with the information contained within the permit applications and as required by the permit.
9	45CSR§5-6.2; 45CSR13, R13-2306D, 4.1.11.	5.1.10.	Dust Control, Good Operating Practices	Dust control will be maintained. Good operating practices will be followed.
10	45CSR16; 40CFR§60.254(a); 45CSR13, R13-2306D, 4.1.12.	5.1.11.	Opacity	Opacity testing and monitoring will be conducted as required to maintain compliance with the applicable standard.
11	45CSR16; 40CFR§60.254(b); 45CSR13, R13-2306D, 4.1.13.	5.1.12.	Opacity	Opacity testing and monitoring will be conducted as required to maintain compliance with the applicable standard.
12	45CSR§13-5.11., 45CSR13, R13-2306D, 4.1.14.	5.1.13.	Operation and Maintenance of Air Pollution Control Equipment	All pollution control equipment will be installed, maintained, and operated in a manner consistent with safety and good air pollution control practices.
13	45CSR16; 40CFR§60.11(d); 45CSR13, R13-2306D, 4.1.15.	5.1.14.	Good Air Pollution Control Practice	Good air pollution control practices will be followed.
14	45CSR13, R13-2306, 4.1.1	5.1.15	Throughput Restriction	The facility will maintain records to demonstrate compliance with all applicable throughput restrictions.
15	45CSR13, R13-2306D, 4.1.3 and 4.2.1; 45CSR§30-5.1.c. (Not required for stockpiles and haulroads 037, 037A, 006, 006A, 032,032A, 031, 031A, 054, and 052A – F)	5.2.1.	Monitoring, Recordkeeping, Reporting	The facility will conduct all monitoring/recordkeeping/reporting in accordance with the requirements specified in this section.
16	45CSR16, 40CFR§60.8(a), 45CSR13, R13-2306D, 4.3.1.	5.3.1.	Performance Tests	Performance tests will be conducted as required.
17	45CSR16; 40CFR§60.11(b); 45CSR13, R13- 2306D, 4.3.2.	5.3.2.	Compliance With Particulate Matter Standards	Opacity testing and monitoring will be conducted as required to maintain compliance with the applicable standard.
18	45CSR16, 45CSR13, R13-2306D, 4.3.3.	5.3.3.	Performance Tests and Other Compliance Requirements for Subpart Y - Performance Tests.	Performance tests will be conducted as required.

For all applicable requirements listed above, provide monitoring/testing/recordkeeping/reporting which shall be used to demonstrate compliance. If the method is based on a permit or rule, include the condition number or citation. (Note: Each requirement listed above must have an associated method of demonstrating compliance. If there is not already a required method in place, then a method must be proposed.)

	Rule/ Regulation/ R13 Permit	Existing R30 Permit Condition	Name	Method of Compliance
19	45CSR16, 40CFR§60.255(f), 45CSR13, R13-2306D, 4.3.4.	5.3.4.	Performance Tests and Other Compliance Requirements for Subpart Y - Monitoring Visible Emissions or Digital Opacity Compliance System.	The facility will comply with the requirements in this section if applicable.
20	45CSR16, 40CFR§60.255(g), 45CSR13, R13-2306D, 4.3.5.	5.3.5.	Performance Tests and Other Compliance Requirements for Subpart Y - COMS.	The facility will comply with the requirements in this section if applicable.
21	45CSR16, 40CFR§60.255(c), 45CSR13, R13-2306D, 4.3.6.	5.3.6.	Performance Tests and Other Compliance Requirements for Subpart Y.	NA
22	45CSR16, 40CFR§60.257(a), 45CSR13, R13-2306D, 4.3.7.	5.3.7.	Test Methods and Procedures for Subpart Y.	The facility will determine compliance with the applicability opacity standards using the methods described in this section.
23	45CSR16, 40CFR§60.257(b), 45CSR13, R13-2306D, 4.3.8.	5.3.8.	Test Methods and Procedures for Subpart Y.	All performance tests required by §60.8 will be performed in accordance with the requirements described in this section.
24	45CSR16, 40CFR§60.255(a), 45CSR13, R13-2306, 4.3.3.	5.3.9	Performance Tests and Other Compliance Requirements for Subpart Y – Performance Tests	The facility will comply with the specified testing condition, as required.
25	45CSR13, R13-2306D, 4.4.2.	5.4.1.	Record of Maintenance of Air Pollution Control Equipment.	Records of all required pollution control equipment inspection and preventative maintenance procedures will be maintained.
26	45CSR13, R13-2306D, 4.4.3.	5.4.2.	Record of Malfunctions of Air Pollution Control Equipment.	Records of malfunction or operational shutdown of the air pollution control equipment which leads to excess emissions will be maintained.
27	45CSR13, R13-2306, 4.4.5	5.4.4	Records of Monitoring Data	The facility will maintain the required records.
28	45CSR13, R13-2306D, 4.5.1.	5.5.1.	Performance Test Notifications	Performance test notifications will be submitted in accordance with the requirements of this section.
29	45CSR13, R13-2306D, 4.5.2.	5.5.2.	Emissions Violations Reporting	Violations of any allowable visible emissions requirement will be reported as described in this section.
30	45CSR16, 40CFR§60.7(a), 45CSR13, R13-2306D, 4.5.3.	5.5.3.	Part 60 Notifications	Notifications will be submitted as required in accordance with the procedures described in this section.
31	45CSR16, 40CFR§60.258(b), 45CSR13, R13-2306D, 4.5.4.	5.5.4.	Reporting for Subpart Y - Opacity Exceedances	Semi-annual excess emissions reports will be submitted.
32	45CSR16, 40CFR§60.258(c), 45CSR13, R13-2306D, 4.5.5.	5.5.5.	Reporting for Subpart Y - Results of Initial Performance Tests	Results of initial performance tests will be submitted.
33	45CSR16, 40CFR§60.258(d), 45CSR13, R13-2306D, 4.5.6.	5.5.6.	Reporting for Subpart Y - WebFIRE Data Base	Relevant test data will be entered into EPA's WebFIRE database as required.

Are you in compliance with all applicable requirements for this emission unit? Yes No

If no, complete the **Schedule of Compliance Form** as **ATTACHMENT F**.

ATTACHMENT E - Emission Unit Form

Emission Unit Description Refuse Disposal Area

Emission unit ID number: 031	Emission unit name: Refuse Disposal Area	List any control devices associated with this emission unit: WT
--	--	---

Provide a description of the emission unit (type, method of operation, design parameters, etc.):
Typical coal preparation plant stockpile of coal refuse

Manufacturer: NA	Model number: NA	Serial number: NA
----------------------------	----------------------------	-----------------------------

Construction date: NA	Installation date: 1968	Modification date(s): NA
---------------------------------	-----------------------------------	------------------------------------

Design Capacity (examples: furnaces - tons/hr, tanks - gallons):
NA

Maximum Hourly Throughput: NA	Maximum Annual Throughput: NA	Maximum Operating Schedule: 8,760 hours.
---	---	--

Fuel Usage Data (fill out all applicable fields) NOT APPLICABLE

Does this emission unit combust fuel? ___ Yes <input checked="" type="checkbox"/> No	If yes, is it? ___ Indirect Fired ___ Direct Fired
---	--

Maximum design heat input and/or maximum horsepower rating:	Type and Btu/hr rating of burners:
--	---

List the primary fuel type(s) and if applicable, the secondary fuel type(s). For each fuel type listed, provide the maximum hourly and annual fuel usage for each.

Describe each fuel expected to be used during the term of the permit.

Fuel Type	Max. Sulfur Content	Max. Ash Content	BTU Value

<i>Emissions Data</i>		
Criteria Pollutants	Potential Emissions	
	PPH	TPY
Carbon Monoxide (CO)		
Nitrogen Oxides (NO _x)		
Lead (Pb)		
Particulate Matter (PM _{2.5})	1.21	5.32
Particulate Matter (PM ₁₀)	8.09	35.45
Total Particulate Matter (TSP)	17.00	74.45
Sulfur Dioxide (SO ₂)		
Volatile Organic Compounds (VOC)		
Hazardous Air Pollutants	Potential Emissions	
	PPH	TPY
Regulated Pollutants other than Criteria and HAP	Potential Emissions	
	PPH	TPY

List the method(s) used to calculate the potential emissions (include dates of any stack tests conducted, versions of software used, source and dates of emission factors, etc.).

Emissions factors from *Air Pollution Engineering Manual and References*.

Applicable Requirements

List all applicable requirements for this emission unit. For each applicable requirement, include the underlying rule/regulation citation and/or **construction permit** with the condition number. (Note: Title V permit condition numbers alone are not the underlying applicable requirements). If an emission limit is calculated based on the type of source and design capacity or if a standard is based on a design parameter, this information should also be included.

	Rule/ Regulation/ R13 Permit	Existing R30 Permit Condition	Name	Requirement
1	45CSR§5-7.1. Refuse Disposal Area 1 (031)	4.1.1.	Particulate Matter Air Pollution	In order to prevent and control air pollution from coal refuse disposal areas, the operation of coal refused disposal areas shall be conducted in accordance with the standards established by 45CSR§5-7.
2	45CSR§5-7.2. Refuse Disposal Area 1 (031)	4.1.2.	Particulate Matter Air Pollution	Coal refuse is not to be deposited on any coal refuse disposal area unless the coal refuse is deposited in such a manner as to minimize the possibility of ignition of the coal refuse.
3	45CSR§5-7.3. Refuse Disposal Area 1 (031)	4.1.3.	Particulate Matter Air Pollution	Coal refuse disposal areas shall not be so located with respect to mine openings, tipples, or other mine buildings, unprotected coal outcrops or steam lines that these external factors will contribute to the ignition of the coal refuse on such coal refuse disposal areas.
4	45CSR§5-7.4. Refuse Disposal Area 1 (031)	4.1.4.	Particulate Matter Air Pollution	Vegetation and combustible materials shall not be left on the ground at the site where a coal refuse pile is to be established, unless it is rendered inert before coal refuse is deposited on such site.
5	45CSR§5-7.5. Refuse Disposal Area 1 (031)	4.1.5.	Particulate Matter Air Pollution	Coal refuse shall not be dumped or deposited on a coal refuse pile known to be burning, except for the purpose of controlling the fire or where the additional coal refuse will not tend to ignite or where such dumping will not result in statutory air pollution.
6	45CSR§5-7.6. Refuse Disposal Area 1 (031)	4.1.6.	Particulate Matter Air Pollution	Materials with low ignition points used in the production or preparation of coal, including but not limited to wood, brattice cloth, waste paper, rags, oil and grease, shall not be deposited on any coal refuse disposal area or in such proximity as will reasonably contribute to the ignition of a coal refuse disposal area.
7	45CSR§5-7.7. Refuse Disposal Area 1 (031)	4.1.7.	Particulate Matter Air Pollution	Garbage, trash, household refuse, and like materials shall not be deposited on or near any coal refuse disposal area.
8	45CSR§5-7.8. Refuse Disposal Area 1 (031)	4.1.8.	Particulate Matter Air Pollution	The deliberate ignition of a coal refuse disposal area or the ignition of any materials on such an area by any person or persons is prohibited.
9	45CSR§5-8.3. Refuse Disposal Area 1 (031)	4.1.9	Particulate Matter Air Pollution	With respect to all burning coal refuse disposal areas, the person responsible for the coal refuse disposal areas or the land on which the coal refuse disposal areas are located shall use due diligence to control air pollution from the coal refuse disposal areas. Consistent with the declaration of policy and purpose set forth in W.Va. Code §22-5-1, the Director shall determine what constitutes due diligence with respect to each such burning coal refuse disposal area. When a study of any burning coal refuse disposal area by the Director establishes that air pollution exists or may be created, the person responsible for the coal refuse disposal area or the land on which the coal refuse disposal area is located shall submit to the Director a report setting forth satisfactory methods and procedures to eliminate, prevent or reduce the air pollution. The report shall be submitted within such time as the Director shall specify. The report for the elimination, prevention or reduction of air pollution shall contain sufficient information, including, completion dates, to establish that the corrective measures can be executed with due diligence. If approved by the Director, the corrective measures and completion dates shall be embodied in a consent order issued pursuant to W. Va. Code §§ 22-5-1 et seq. If the report is not submitted as requested or if the Director determines that the methods and procedures set forth in the report are not adequate to reasonably control the air pollution he or she shall issue an order requiring the elimination, prevention or reduction of the air pollution.

Permit Shield

For all applicable requirements listed above, provide monitoring/testing/recordkeeping/reporting which shall be used to demonstrate compliance. If the method is based on a permit or rule, include the condition number or citation. (Note: Each requirement listed above must have an associated method of demonstrating compliance. If there is not already a required method in place, then a method must be proposed.)

None required.

Are you in compliance with all applicable requirements for this emission unit? Yes No

If no, complete the Schedule of Compliance Form as ATTACHMENT F.

ATTACHMENT E - Emission Unit Form

Emission Unit Description Screening

Emission unit ID number: A006	Emission unit name: Scalping Screen A1	List any control devices associated with this emission unit: Full Enclosure (FE)
---	--	--

Provide a description of the emission unit (type, method of operation, design parameters, etc.):
Typical coal preparation plant screening.

Manufacturer: NA	Model number: NA	Serial number: NA
Construction date: NA	Installation date: A006 in 1994	Modification date(s): NA

Design Capacity (examples: furnaces - tons/hr, tanks - gallons):
A006 at 4,000 tph

Maximum Hourly Throughput: A006 at 4,000 tph	Maximum Annual Throughput: A006 at 15.768 MM tpy	Maximum Operating Schedule: 8,760 hours.
--	--	--

Fuel Usage Data (fill out all applicable fields) NOT APPLICABLE

Does this emission unit combust fuel? ___ Yes <input checked="" type="checkbox"/> No	If yes, is it? ___ Indirect Fired ___ Direct Fired
---	--

Maximum design heat input and/or maximum horsepower rating:	Type and Btu/hr rating of burners:
--	---

List the primary fuel type(s) and if applicable, the secondary fuel type(s). For each fuel type listed, provide the maximum hourly and annual fuel usage for each.

Describe each fuel expected to be used during the term of the permit.

Fuel Type	Max. Sulfur Content	Max. Ash Content	BTU Value

<i>Emissions Data</i>		
Criteria Pollutants	Potential Emissions	
	PPH	TPY
Carbon Monoxide (CO)		
Nitrogen Oxides (NO _x)		
Lead (Pb)		
Particulate Matter (PM _{2.5})	5.71	11.26
Particulate Matter (PM ₁₀)	38.10	75.09
Total Particulate Matter (TSP)	80.00	157.68
Sulfur Dioxide (SO ₂)		
Volatile Organic Compounds (VOC)		
Hazardous Air Pollutants	Potential Emissions	
	PPH	TPY
Regulated Pollutants other than Criteria and HAP	Potential Emissions	
	PPH	TPY

List the method(s) used to calculate the potential emissions (include dates of any stack tests conducted, versions of software used, source and dates of emission factors, etc.).

Emissions factors from *Air Pollution Engineering Manual and References*.

Applicable Requirements

List all applicable requirements for this emission unit. For each applicable requirement, include the underlying rule/regulation citation and/or **construction permit** with the condition number. (Note: Title V permit condition numbers alone are not the underlying applicable requirements). If an emission limit is calculated based on the type of source and design capacity or if a standard is based on a design parameter, this information should also be included.

	Rule/ Regulation/ R13 Permit	Existing R30 Permit Condition	Name	Requirement
1	45CSR13, R13-2306D, 4.1.1.	5.1.1.	Compliance with Annual Throughput Limits	Compliance with all annual throughput limits shall be determined using a 12 month rolling total. For example, a 12 month rolling total shall mean the sum of raw coal received by the facility at any given time for the previous twelve (12) consecutive calendar months.
2	45CSR13, R13-2306D, 4.1.2.	5.1.2.	Facility Throughput Limitation	The throughput of coal to be handled or processed through the preparation plant, Transfer Point 060, shall not exceed 2,800 tons per hour (TPH) or 15,768,000 tons per year (TPY).
3	45CSR13, R13-2306D, 4.1.4.	5.1.3.	Inspection of Fugitive Dust Control Systems	The permittee shall inspect all fugitive dust control systems weekly to ensure that they are operated and maintained in conformance with their designs. The permittee shall maintain records of all scheduled and nonscheduled maintenance. Records shall be maintained on site for a period of no less than five (5) years stating any maintenance or corrective actions taken as a result of the weekly inspections, and the times the fugitive dust control system(s) are inoperable and any corrective actions taken.
4	45CSR13, R13-2306D, 4.1.5.	5.1.4.	Dust Suppressants/Control Measures	The permittee shall maintain daily records indicating the use of any dust suppressants or any other suitable dust control measures applied at the facility. These records shall be maintained on site for a period of no less than five (5) years.
5	45CSR13, R13-2306D, 4.1.6.	5.1.5.	Records of Throughput and Hours of Operation.	The permittee shall maintain records of the coal throughput and the hours of operation. Compliance with the hourly throughput limit shall be demonstrated by dividing the calendar month's total throughput by the number of hours operated in the same calendar month to obtain an hourly average. By the fifteenth day of each calendar month, the permittee shall calculate the hourly averaged throughput of the previous calendar month. These records shall be maintained on site for a period of no less than five (5) years.
6	45CSR13, R13-2306D, 4.1.8.	5.1.7.	Freeze Protection Requirement	A freeze protection plan shall be incorporated and maintained to insure all wet suppression systems remain operational at all times.
7	45CSR§5-3.4; 45CSR13, R13-2306D, 4.1.9.	5.1.8.	Opacity	No person shall cause, suffer, allow or permit emission of particulate matter into the open air from any fugitive dust control system which is twenty percent (20%) opacity or greater.
8	45CSR§5-6.1; 45CSR13, R13-2306D, 4.1.10.	5.1.9.	Fugitive Dust Control	No person shall cause, suffer, allow or permit a coal preparation plant or handling operation to operate that is not equipped with a fugitive dust control system. This system shall be operated and maintained in such a manner as to minimize the emission of particulate matter into the open air.
9	45CSR§5-6.2; 45CSR13, R13-2306D, 4.1.11.	5.1.10.	Dust Control, Good Operating Practices	The owner or operator of a coal preparation plant or handling operation shall maintain dust control of the premises and owned, leased, or controlled access roads by paving, or other suitable measures. Good operating practices shall be observed in relation to stockpiling, car loading, breaking, screening, and general maintenance to minimize dust generation and atmospheric entrainment.

Permit Shield

Applicable Requirements - Continued

10	45CSR16; 40CFR§60.254(a); 45CSR13, R13-2306D, 4.1.12.	5.1.11.	Opacity	On and after the date on which the performance test is conducted or required to be completed under §60.8, whichever date comes first, an owner or operator shall not cause to be discharged into the atmosphere from any coal processing and conveying equipment, coal storage system, or coal transfer and loading system processing coal constructed, reconstructed, or modified on or before April 28, 2008, gases which exhibit 20 percent opacity or greater.
11	45CSR16; 40CFR§60.254(b); 45CSR13, R13-2306D, 4.1.13.	5.1.12.	Opacity	On and after the date on with the performance test is conducted or required to be completed under §60.8, whichever date comes first, an owner or operator shall not cause to be discharged into the atmosphere from any coal processing and conveying equipment, coal storage system, or coal transfer and loading system processing coal constructed, reconstructed, or modified after April 28, 2008, must meet the requirements in paragraphs (1) and (3) of this section. (1) Except as provided in paragraph (3) of this section, the owner or operator must not cause to be discharged into the atmosphere from the affected facility any gases which exhibit 10 percent opacity or greater. (3) Equipment used in the loading, unloading, and conveying operations of open storage piles are not subject to the opacity limitations of paragraph (1) of this section.
12	45CSR§13-5.11., 45CSR13, R13-2306D, 4.1.14.	5.1.13.	Operation and Maintenance of Air Pollution Control Equipment	The permittee shall, to the extent practicable, install, maintain, and operate all pollution control equipment listed in Section 1.0 and associated monitoring equipment in a manner consistent with safety and good air pollution control practices for minimizing emissions, or comply with any more stringent limits set forth in this permit or as set forth by any State rule, Federal regulation, or alternative control plan approved by the Secretary.
13	45CSR16; 40CFR§60.11(d); 45CSR13, R13-2306D, 4.1.15.	5.1.14.	Good Air Pollution Control Practice	At all times, including periods of startup, shutdown, and malfunction, the permittee shall, to the extent practicable, maintain and operate any affected facility including associated air pollution control equipment in a manner consistent with good air pollution control practice for minimizing emissions.
14	45CSR13, R13-2306, 4.1.1	5.1.15	Throughput Restrictions	The permittee shall not exceed the maximum hourly and annual throughput rates and other criteria outlined in the table in Section 1.0 Emission Units.

Permit Shield

Applicable Requirements - Continued

	Rule/ Regulation/ R13 Permit	Existing R30 Permit Condition	Name	Requirement
15	45CSR13, R13-2306D, 4.1.3 and 4.2.1; 45CSR§30-5.1.c. (Not required for stockpiles and haulroads 037, 037A, 006, 006A, 032,032A, 031, 031A, 054, and 052A – F)	5.2.1.	Monitoring, Recordkeeping, Reporting	<p>The permittee shall conduct monitoring/recordkeeping/reporting as follows:</p> <p>a. An initial visible emissions evaluation in accordance with 40 C.F.R. 60 Appendix A, Method 9 shall be performed within ninety (90) days of permit issuance for each emission unit with a visible emissions requirement in this permit unless such evaluation was performed within the consecutive 12-month period preceding permit issuance. This initial evaluation shall consist of three 6-minute averages during one consecutive 60 minute period. The initial evaluation shall be conducted at each emissions unit during the period of maximum expected visible emissions under normal unit and facility operations. A visible emissions evaluation shall be conducted for each emission unit at least once every consecutive 12-month period in accordance with 40 C.F.R. 60 Appendix A, Method 9. This annual evaluation shall consist of a minimum of 24 consecutive observations for each emission unit.</p> <p>b. Each emissions unit with a visible emissions limit contained in this permit shall be observed visually at least each calendar week during periods of normal facility operation for a sufficient time interval to determine if the unit has any visible emissions using 40 C.F.R. 60 Appendix A, Method 22. If visible emissions from any of the emissions units are observed during these weekly observations, or at any other time, that appear to exceed 50 percent of the allowable visible emission requirement for the emission unit, visible emissions evaluations in accordance with 40 C.F.R. 60 Appendix A, Method 9 shall be conducted as soon as practicable, but no later than one (1) month from the time of the observation. A Method 9 evaluation shall not be required under condition Section 3.2.1.b. if the visible emissions condition is corrected in a timely manner; the emissions unit is operating at normal operating conditions; and, the cause and corrective measures taken are recorded.</p> <p>c. If the initial, or any subsequent, visible emissions evaluation indicates visible emissions in excess of 50 percent of the allowable visible emissions requirement for a given emission unit, a visible emissions evaluation shall be performed for that unit at least once every consecutive 14-day period in accordance with 40 C.F.R. 60 Appendix A, Method 9. If subsequent visible emissions evaluations indicate visible emissions less than or equal to 50 percent of the allowable visible emissions requirement for the emission unit for 3 consecutive evaluation periods, the emission unit may comply with the visible emissions testing requirements of condition 3.2.1.b. in lieu of those established in this condition.</p> <p>d. A record of each visible emissions observation shall be maintained, including any data required by 40 C.F.R. 60 Appendix A, Method 22 or Method 9, whichever is appropriate. The record shall include, at a minimum, the date, time, name of the emission unit, the applicable visible emissions requirement, the results of the observation, and the name of the observer.</p>
16	45CSR16, 40CFR§60.8(a), 45CSR13, R13-2306D, 4.3.1.	5.3.1.	Performance Tests	Within 60 days after achieving the maximum production rate at which the affected facility will be operated, but not later than 180 days after initial startup of such facility, or at such other times specified by this part, the owner or operator of such facility shall conduct performance test(s) and furnish a written report of the results of such performance test(s).
17	45CSR16; 40CFR§60.11(b); 45CSR13, R13- 2306D, 4.3.2.	5.3.2.	Compliance With Particulate Matter Standards	Compliance with opacity standards in this part shall be determined by conducting observations in accordance with Reference Method 9 in appendix A of 40 CFR 60. For purposes of determining initial compliance, the minimum total time of observations shall be 3 hours (30 6-minute averages) for the performance test or other set of observations (meaning those fugitive-type emission sources subject only to an opacity standard).
<input checked="" type="checkbox"/> Permit Shield				

Applicable Requirements - Continued

	Rule/ Regulation/ R13 Permit	Existing R30 Permit Condition	Name	Requirement
18	45CSR16, 45CSR13, R13-2306D, 4.3.3.	5.3.3.	Performance Tests and Other Compliance Requirements for Subpart Y - Performance Tests.	<p>An owner or operator of each affected facility that commenced construction, reconstruction, or modification after April 28, 2008, must conduct performance tests according to the requirements of §60.8 and the methods identified in §60.257 to demonstrate compliance with the applicable emission standards in Subpart Y as specified in paragraph (2) of this section.</p> <p>(2) For each affected facility subject to an opacity standard, an initial performance test must be performed.</p> <p>Thereafter, a new performance test must be conducted according to the requirements in paragraphs (2)(i) and (ii) of this section, as applicable, except as provided for in 40C.F.R.§§60.255(e) and (f) of this section. Performance test and other compliance requirements for coal truck dump operations are specified in 40C.F.R.§60.255(h).</p> <p>(i) If any 6-minute average opacity reading in the most recent performance test exceeds half the applicable opacity limit, a new performance test must be conducted within 90 operating days of the date that the previous performance test was required to be completed.</p> <p>(ii) If all 6-minute average opacity readings in the most recent performance are equal to or less than half the applicable opacity limit, a new performance test must be conducted within 12 calendar months of the date that the previous performance test was required to be completed.</p>
19	45CSR16, 40CFR§60.255(f), 45CSR13, R13-2306D, 4.3.4.	5.3.4.	Performance Tests and Other Compliance Requirements for Subpart Y - Monitoring Visible Emissions or Digital Opacity Compliance System.	<p>As an alternative to meeting the requirements in 40C.F.R.§60.255(b)(2) [see permit condition 5.3.3. above], an owner or operator of an affected facility that commenced construction, reconstruction, or modification after April 28, 2008, may elect to comply with the requirements in paragraph (1) of this section.</p> <p>(1) Monitor visible emissions from each affected facility according to the requirements in paragraphs (1)(i) through (iii) of this section.</p> <p>(i) Conduct one daily 15-second observation each operating day for each affected facility (during normal operation) when the coal preparation and processing plant is in operation. Each observation must be recorded as either visible emissions observed or no visible emissions observed. Each observer determining the presence of visible emissions must meet the training requirements specified in §2.3 of Method 22 of appendix A-7 of this part. If visible emissions are observed during any 15-second observation, the owner or operator must adjust the operation of the affected facility and demonstrate within 24 hours that no visible emissions are observed from the affected facility. If visible emissions are observed, a Method 9, of appendix A-4 of this part, performance test must be conducted within 45 operating days.</p> <p>(ii) Conduct monthly visual observations of all processes and control equipment. If any deficiencies are observed, the necessary maintenance must be performed as expeditiously as possible.</p> <p>(iii) Conduct a performance test using Method 9 of Appendix A-4 of this part at least once every 5 calendar years for each affected facility.</p> <p>(2) Prepare a written site-specific monitoring plan for a digital opacity compliance system for approval by the Administration or delegated authority. The plan shall require observations of at least one digital image every 15 seconds for 10-minute periods (during normal operation) every operating day. An approvable monitoring plan must include a demonstration that the occurrences of visible emissions are not in excess of 5 percent of the observation period. For reference purposes in preparing the monitoring plan, see OAQPS "Determination of Visible Emission Opacity from Stationary Sources Using Computer-Based Photographic Analysis Systems." This document is available from the U.S. Environmental Protection Agency (U.S. EPA); Office of Air Quality and Planning Standards; Sector Policies and Programs Division; Measurement Group (D243-02), Research Triangle Park, NC 27711. This document is also available on the Technology Transfer Network (TTN) under Emission Measurement Center Preliminary Methods. The monitoring plan approved by the Administrator delegated authority shall be implemented by the owner or operator.</p>
20	45CSR16, 40CFR§60.255(g), 45CSR13, R13-2306D, 4.3.5.	5.3.5.	Performance Tests and Other Compliance Requirements for Subpart Y - COMS.	<p>As an alternative to meeting the requirements in 40C.F.R.§60.255(b)(2) [see permit condition 5.3.3. above], an owner or operator of an affected facility that commenced construction, reconstruction, or modification after April 28, 2008, subject to a visible emissions standard under this subpart may install, operate, and maintain a continuous opacity monitoring system (COMS). Each COMS used to comply with provisions of this subpart must be installed, calibrated, maintained, and continuously operated according to the requirements in 40C.F.R.§§60.255(g)(1) and (2) .</p>

Permit Shield

Applicable Requirements - Continued

21	45CSR16, 40CFR§60.255(c), 45CSR13, R13-2306D, 4.3.6.	5.3.6.	Performance Tests and Other Compliance Requirements for Subpart Y.	If any affected coal processing and conveying equipment (e.g., breakers, crushers, screens, conveying systems), coal storage systems, or other coal transfer and loading systems that commenced construction, reconstruction, or modification after April 28, 2008, are enclosed in a building do not exceed any of the standards in §60.254 that apply to the affected facility, then the facility shall be deemed to be in compliance with such standards.
22	45CSR16, 40CFR§60.257(a), 45CSR13, R13-2306D, 4.3.7.	5.3.7.	Test Methods and Procedures for Subpart Y.	<p>The owner or operator must determine compliance with the applicable opacity standards as specified in paragraphs (1) through (3) of this section.</p> <p>(1) Method 9 of Appendix A-4 of this part and the procedures in §60.11 must be used to determine opacity, with the exceptions specified in paragraphs 5.3.7(1)(i) and (ii).</p> <p>(i) The duration of the Method 9 of Appendix A-4 of this part performance test shall be 1 hour (ten 6- minute averages).</p> <p>(ii) If, during the initial 30 minutes of the observation of a Method 9 of Appendix A-4 of this part performance test, all of the 6-minute average opacity readings are less than or equal to half the applicable opacity limit, then the observation period may be reduced from 1 hour to 30 minutes.</p> <p>(2) To determine opacity for fugitive coal dust emissions sources, the additional requirements specified in paragraphs 5.3.7(2)(i) through (iii) must be used.</p> <p>(i) The minimum distance between the observer and the emission source shall be 5.0 meters (16 feet), and the sun shall be oriented in the 140-degree sector of the back.</p> <p>(ii) The observer shall select a position that minimizes interference from other fugitive coal dust emissions sources and make observations such that the line of vision is approximately perpendicular to the plume and wind direction.</p> <p>(iii) The observer shall make opacity observations at the point of greatest opacity in that portion of the plume where condensed water vapor is not present. Water vapor is not considered a visible emission.</p> <p>(3) A visible emissions observer may conduct visible emission observations for up to three fugitive, stack, or vent emission points within a 15-second interval if the following conditions specified in paragraphs (3)(i) through (iii) of this section are met.</p> <p>(i) No more than three emissions points may be read concurrently.</p> <p>(ii) All three emissions points must be within a 70 degree viewing sector or angle in front of the observer such that the proper sun position can be maintained for all three points.</p> <p>(iii) If an opacity reading for any one of the three emissions points is within 5 percent opacity from the applicable standard (excluding readings of zero opacity), then the observer must stop taking readings for the other two points and continue reading just that single point.</p>
23	45CSR16, 40CFR§60.257(b), 45CSR13, R13-2306D, 4.3.8.	5.3.8.	Test Methods and Procedures for Subpart Y.	The owner or operator must conduct all performance tests required by §60.8 to demonstrate compliance with the applicable emissions standards specified in §60.252 according to the requirements in §60.8 using the applicable test methods and procedures in 40C.F.R.§§60.257(b) (1) through (8).
24	45CSR16, 40CFR§60.255(a), 45CSR13, R13-2306, 4.3.3.	5.3.9	Performance Tests and Other Compliance Requirements for Subpart Y – Performance Tests	An owner or operator of each affected facility that commenced construction, reconstruction, or modification on or before April 28, 2008, must conduct performance tests required by §60.8 to demonstrate compliance with the applicable emission standards using the methods identified in §60.257.
25	45CSR13, R13-2306D, 4.4.2.	5.4.1.	Record of Maintenance of Air Pollution Control Equipment.	For all pollution control equipment listed in Section 1.0, the permittee shall maintain accurate records of all required pollution control equipment inspection and/or preventative maintenance procedures.
26	45CSR13, R13-2306D, 4.4.3.	5.4.2.	Record of Malfunctions of Air Pollution Control Equipment.	<p>For all pollution control equipment listed in Section 1.0, the permittee shall maintain records of the occurrence and duration of any malfunction or operational shutdown of the air pollution control equipment during which excess emissions occur. For each such case, the following information shall be recorded:</p> <p>a. The equipment involved.</p> <p>b. Steps taken to minimize emissions during the event.</p> <p>c. The duration of the event.</p> <p>d. The estimated increase in emissions during the event.</p> <p>For each such case associated with an equipment malfunction, the additional information shall also be recorded:</p> <p>e. The cause of the malfunction.</p> <p>f. Steps taken to correct the malfunction.</p> <p>g. Any changes or modifications to equipment or procedures that would help prevent future recurrences of the malfunction.</p>

Permit Shield

Applicable Requirements - Continued

27	45CSR13, R13-2306, 4.4.5	5.4.4	Records of Monitoring Data	The permittee shall maintain records of all monitoring data required by Section 5.2.1 of this permit by documenting the date and time of each visible emission check, the emission point or equipment/source identification number, the name or means of identification of the observer, the results of the check(s), whether the visible emissions are normal for the process, and, if applicable, all corrective measures taken or planned. The permittee shall also record the general weather conditions (i.e. sunny, approximately 80°F, 6 - 10 mph NE wind) during the visual emission check(s). An example form is supplied as Appendix B. Should a visible emission observation be required to be performed per the requirements specified in Method 9, the data records of each observation shall be maintained per the requirements of Method 9. For an emission unit out of service during the normal monthly evaluation, the record of observation may note "out of service" (O/S) or equivalent
28	45CSR13, R13-2306D, 4.5.1.	5.5.1.	Performance Test Notifications	With regard to any testing required by the Director, the permittee shall submit to the Director of Air Quality and the Associate Director - Office of Enforcement and Permit Review (3AP12) of the U.S. EPA a test protocol detailing the proposed test methods, the date, and the time the proposed testing is to take place, as well as identifying the sampling locations and other relevant information. The test protocol must be received by the Director and the Associate Director no less than thirty (30) days prior to the date the testing is to take place. Test results shall be submitted to the Director and the Associate Director no more than sixty (60) days after the date the testing takes place.
29	45CSR13, R13-2306D, 4.5.2.	5.5.2.	Emissions Violations Reporting	Any violation(s) of the allowable visible emission requirement for any emission source discovered during observation using 40CFR Part 60, Appendix A, Method 9 must be reported in writing to the Director of the Division of Air Quality as soon as practicable, but within ten (10) calendar days, of the occurrence and shall include, at a minimum, the following information: the results of the visible determination of opacity of emissions, the cause or suspected cause of the violation(s), and any corrective measures taken or planned.
30	45CSR16, 40CFR§60.7(a), 45CSR13, R13-2306D, 4.5.3.	5.5.3.	Part 60 Notifications	Any owner or operator subject to the provisions of this part shall furnish written notification as follows: A notification of the date construction (or reconstruction as defined under §60.15) of an affected facility is commenced postmarked no later than 30 days after such date. A notification of the actual date of initial startup of an affected facility postmarked within 15 days after such date.
31	45CSR16, 40CFR§60.258(b), 45CSR13, R13-2306D, 4.5.4.	5.5.4.	Reporting for Subpart Y - Opacity Exceedances	For the purposes of reports required under section 60.7(c), any owner or operator subject to the provisions of Subpart Y also shall report semiannually periods of excess emissions as follow: (3) All 6-minute average opacities that exceed the applicable standard.
32	45CSR16, 40CFR§60.258(c), 45CSR13, R13-2306D, 4.5.5.	5.5.5.	Reporting for Subpart Y - Results of Initial Performance Tests	The owner or operator of an affected facility shall submit the results of initial performance tests to the Administrator or delegated authority, consistent with the provisions of section 60.8. The owner or operator who elects to comply with the reduced performance testing provisions of sections 60.255(c) or (d) shall include in the performance test report identification of each affected facility that will be subject to the reduced testing. The owner or operator electing to comply with section 60.255(d) shall also include information which demonstrates that the control devices are identical.
33	45CSR16, 40CFR§60.258(d), 45CSR13, R13-2306D, 4.5.6.	5.5.6.	Reporting for Subpart Y - WebFIRE Data Base	After July 11, 2011, within 60 days after the date of completing each performance evaluation conducted to demonstrate compliance with this subpart, the owner or operator of the affected facility must submit the test data to EPA by successfully entering the data electronically into EPA's WebFIRE data base available at http://cfpub.epa.gov/oarweb/index.cfm?action=fire.main . For performance tests that cannot be entered into WebFIRE (i.e. Method 9 of appendix A-4 of this part opacity performance tests) the owner or operator of the affected facility must mail a summary copy to United States Environmental Protection Agency; Energy Strategies Group; 109 TW Alexander DR; mail code D243-01; RTP, NC 27711.

Permit Shield

For all applicable requirements listed above, provide monitoring/testing/recordkeeping/reporting which shall be used to demonstrate compliance. If the method is based on a permit or rule, include the condition number or citation. (Note: Each requirement listed above must have an associated method of demonstrating compliance. If there is not already a required method in place, then a method must be proposed.)

	Rule/ Regulation/ R13 Permit	Existing R30 Permit Condition	Name	Method of Compliance
1	45CSR13, R13-2306D, 4.1.1.	5.1.1.	Compliance with Annual Throughput Limits	12 month rolling total will be used to determine compliance with all annual throughput limits.
2	45CSR13, R13-2306D, 4.1.2.	5.1.2.	Facility Throughput Limitation	Throughputs records will be maintained for Transfer Point 060 to ensure compliance with the applicable limitations.
3	45CSR13, R13-2306D, 4.1.4.	5.1.3.	Inspection of Fugitive Dust Control Systems	Records of all inspections conducted will be maintained on site for a period of no less than five (5) years.
4	45CSR13, R13-2306D, 4.1.5.	5.1.4.	Dust Suppressants/Control Measures	Daily records will be maintained for the use of any dust suppressants or any other suitable dust control measures applied at the facility. The records will be maintained on site for a period of no less than five (5) years.
5	45CSR13, R13-2306D, 4.1.6.	5.1.5.	Records of Throughput and Hours of Operation.	Records of the coal throughput and the hours of operation will be maintained on site for a period of no less than five (5) years.
6	45CSR13, R13-2306D, 4.1.8.	5.1.7.	Freeze Protection Requirement	A freeze protection plan will be incorporated and maintained.
7	45CSR§5-3.4; 45CSR13, R13-2306D, 4.1.9.	5.1.8.	Opacity	Opacity testing and monitoring will be conducted as required to maintain compliance with the applicable standard.
8	45CSR§5-6.1; 45CSR13, R13-2306D, 4.1.10.	5.1.9.	Fugitive Dust Control	Fugitive dust will be controlled in accordance with the information contained within the permit applications and as required by the permit.
9	45CSR§5-6.2; 45CSR13, R13-2306D, 4.1.11.	5.1.10.	Dust Control, Good Operating Practices	Dust control will be maintained. Good operating practices will be followed.
10	45CSR16; 40CFR§60.254(a); 45CSR13, R13-2306D, 4.1.12.	5.1.11.	Opacity	Opacity testing and monitoring will be conducted as required to maintain compliance with the applicable standard.
11	45CSR16; 40CFR§60.254(b); 45CSR13, R13-2306D, 4.1.13.	5.1.12.	Opacity	Opacity testing and monitoring will be conducted as required to maintain compliance with the applicable standard.
12	45CSR§13-5.11., 45CSR13, R13-2306D, 4.1.14.	5.1.13.	Operation and Maintenance of Air Pollution Control Equipment	All pollution control equipment will be installed, maintained, and operated in a manner consistent with safety and good air pollution control practices.
13	45CSR16; 40CFR§60.11(d); 45CSR13, R13-2306D, 4.1.15.	5.1.14.	Good Air Pollution Control Practice	Good air pollution control practices will be followed.
14	45CSR13, R13-2306, 4.1.1	5.1.15	Throughput Restriction	The facility will maintain records to demonstrate compliance with all applicable throughput restrictions.
15	45CSR13, R13-2306D, 4.1.3 and 4.2.1; 45CSR§30-5.1.c. (Not required for stockpiles and haulroads 037, 037A, 006, 006A, 032,032A, 031, 031A, 054, and 052A – F)	5.2.1.	Monitoring, Recordkeeping, Reporting	The facility will conduct all monitoring/recordkeeping/reporting in accordance with the requirements specified in this section.
16	45CSR16, 40CFR§60.8(a), 45CSR13, R13-2306D, 4.3.1.	5.3.1.	Performance Tests	Performance tests will be conducted as required.
17	45CSR16; 40CFR§60.11(b); 45CSR13, R13- 2306D, 4.3.2.	5.3.2.	Compliance With Particulate Matter Standards	Opacity testing and monitoring will be conducted as required to maintain compliance with the applicable standard.
18	45CSR16, 45CSR13, R13-2306D, 4.3.3.	5.3.3.	Performance Tests and Other Compliance Requirements for Subpart Y - Performance Tests.	Performance tests will be conducted as required.

For all applicable requirements listed above, provide monitoring/testing/recordkeeping/reporting which shall be used to demonstrate compliance. If the method is based on a permit or rule, include the condition number or citation. (Note: Each requirement listed above must have an associated method of demonstrating compliance. If there is not already a required method in place, then a method must be proposed.)

	Rule/ Regulation/ R13 Permit	Existing R30 Permit Condition	Name	Method of Compliance
19	45CSR16, 40CFR§60.255(f), 45CSR13, R13-2306D, 4.3.4.	5.3.4.	Performance Tests and Other Compliance Requirements for Subpart Y - Monitoring Visible Emissions or Digital Opacity Compliance System.	The facility will comply with the requirements in this section if applicable.
20	45CSR16, 40CFR§60.255(g), 45CSR13, R13-2306D, 4.3.5.	5.3.5.	Performance Tests and Other Compliance Requirements for Subpart Y - COMS.	The facility will comply with the requirements in this section if applicable.
21	45CSR16, 40CFR§60.255(c), 45CSR13, R13-2306D, 4.3.6.	5.3.6.	Performance Tests and Other Compliance Requirements for Subpart Y.	NA
22	45CSR16, 40CFR§60.257(a), 45CSR13, R13-2306D, 4.3.7.	5.3.7.	Test Methods and Procedures for Subpart Y.	The facility will determine compliance with the applicability opacity standards using the methods described in this section.
23	45CSR16, 40CFR§60.257(b), 45CSR13, R13-2306D, 4.3.8.	5.3.8.	Test Methods and Procedures for Subpart Y.	All performance tests required by §60.8 will be performed in accordance with the requirements described in this section.
24	45CSR16, 40CFR§60.255(a), 45CSR13, R13-2306, 4.3.3.	5.3.9	Performance Tests and Other Compliance Requirements for Subpart Y – Performance Tests	The facility will comply with the specified testing condition, as required.
25	45CSR13, R13-2306D, 4.4.2.	5.4.1.	Record of Maintenance of Air Pollution Control Equipment	Records of all required pollution control equipment inspection and preventative maintenance procedures will be maintained.
26	45CSR13, R13-2306D, 4.4.3.	5.4.2.	Record of Malfunctions of Air Pollution Control Equipment	Records of malfunction or operational shutdown of the air pollution control equipment which leads to excess emissions will be maintained.
27	45CSR13, R13-2306, 4.4.5	5.4.4	Records of Monitoring Data	The facility will maintain the required records.
28	45CSR13, R13-2306D, 4.5.1.	5.5.1.	Performance Test Notifications	Performance test notifications will be submitted in accordance with the requirements of this section.
29	45CSR13, R13-2306D, 4.5.2.	5.5.2.	Emissions Violations Reporting	Violations of any allowable visible emissions requirement will be reported as described in this section.
30	45CSR16, 40CFR§60.7(a), 45CSR13, R13-2306D, 4.5.3.	5.5.3.	Part 60 Notifications	Notifications will be submitted as required in accordance with the procedures described in this section.
31	45CSR16, 40CFR§60.258(b), 45CSR13, R13-2306D, 4.5.4.	5.5.4.	Reporting for Subpart Y - Opacity Exceedances	Semi-annual excess emissions reports will be submitted.
32	45CSR16, 40CFR§60.258(c), 45CSR13, R13-2306D, 4.5.5.	5.5.5.	Reporting for Subpart Y - Results of Initial Performance Tests	Results of initial performance tests will be submitted.
33	45CSR16, 40CFR§60.258(d), 45CSR13, R13-2306D, 4.5.6.	5.5.6.	Reporting for Subpart Y - WebFIRE Data Base	Relevant test data will be entered into EPA's WebFIRE database as required.

Are you in compliance with all applicable requirements for this emission unit? Yes No

If no, complete the **Schedule of Compliance Form** as **ATTACHMENT F**.

ATTACHMENT E - Emission Unit Form

Emission Unit Description Open Stockpiles

Emission unit ID number: 006, 037, 032	Emission unit name: Stockpile 1, Stockpile 2, Stockpile 3	List any control devices associated with this emission unit: 037: MC; 006: ST, UC; 032: UC, MC
--	--	--

Provide a description of the emission unit (type, method of operation, design parameters, etc.):
Typical coal preparation plant stockpiling of raw and clean coal.

Manufacturer: NA	Model number: NA	Serial number: NA
----------------------------	----------------------------	-----------------------------

Construction date: NA	Installation date: 006 in 1968, 037 in 1968, 032 in 1986	Modification date(s): 006 in 2015
---------------------------------	--	---

Design Capacity (examples: furnaces - tons/hr, tanks - gallons):
006 at 750,000 tons, 037 at 240,000 tons, 032 at 40,000 tons

Maximum Hourly Throughput: NA	Maximum Annual Throughput: 006 at 10 MM tpy, 037 at 10.512 MM tpy, 032 at 8.76 MM tpy	Maximum Operating Schedule: 8,760 hours.
---	---	--

Fuel Usage Data (fill out all applicable fields) NOT APPLICABLE

Does this emission unit combust fuel? ___Yes <input checked="" type="checkbox"/> No	If yes, is it? ___ Indirect Fired ___Direct Fired
--	---

Maximum design heat input and/or maximum horsepower rating:	Type and Btu/hr rating of burners:
--	---

List the primary fuel type(s) and if applicable, the secondary fuel type(s). For each fuel type listed, provide the maximum hourly and annual fuel usage for each.

Describe each fuel expected to be used during the term of the permit.

Fuel Type	Max. Sulfur Content	Max. Ash Content	BTU Value

<i>Emissions Data</i>		
Criteria Pollutants	Potential Emissions	
	PPH	TPY
Carbon Monoxide (CO)		
Nitrogen Oxides (NO _x)		
Lead (Pb)		
Particulate Matter (PM _{2.5})	0.17	0.74
Particulate Matter (PM ₁₀)	1.13	4.97
Total Particulate Matter (TSP)	2.38	10.43
Sulfur Dioxide (SO ₂)		
Volatile Organic Compounds (VOC)		
Hazardous Air Pollutants	Potential Emissions	
	PPH	TPY
Regulated Pollutants other than Criteria and HAP	Potential Emissions	
	PPH	TPY

List the method(s) used to calculate the potential emissions (include dates of any stack tests conducted, versions of software used, source and dates of emission factors, etc.).

Emissions factors from *Air Pollution Engineering Manual and References*.

Applicable Requirements

List all applicable requirements for this emission unit. For each applicable requirement, include the underlying rule/regulation citation and/or **construction permit with the condition number**. (*Note: Title V permit condition numbers alone are not the underlying applicable requirements*). If an emission limit is calculated based on the type of source and design capacity or if a standard is based on a design parameter, this information should also be included.

	Rule/ Regulation/ R13 Permit	Existing R30 Permit Condition	Name	Requirement
1	45CSR§5-6.2; 45CSR13, R13-2306D, 4.1.11.	5.1.10.	Dust Control, Good Operating Practices	The owner or operator of a coal preparation plant or handling operation shall maintain dust control of the premises and owned, leased, or controlled access roads by paving, or other suitable measures. Good operating practices shall be observed in relation to stockpiling, car loading, breaking, screening, and general maintenance to minimize dust generation and atmospheric entrainment.
2	40 CFR§60.254(c)	NA	Fugitive Coal Dust Emissions Control Plan	<p>The owner or operator of an open storage pile, which includes the equipment used in the loading, unloading, and conveying operations of the affected facility, constructed, reconstructed, or modified after May 27, 2009, must prepare and operate in accordance with a submitted fugitive coal dust emissions control plan that is appropriate for the site conditions as specified in paragraphs (c)(1) through (6) of this section.</p> <p>(1) The fugitive coal dust emissions control plan must identify and describe the control measures the owner or operator will use to minimize fugitive coal dust emissions from each open storage pile.</p> <p>(2) For open coal storage piles, the fugitive coal dust emissions control plan must require that one or more of the following control measures be used to minimize to the greatest extent practicable fugitive coal dust: Locating the source inside a partial enclosure, installing and operating a water spray or fogging system, applying appropriate chemical dust suppression agents on the source (when the provisions of paragraph (c)(6) of this section are met), use of a wind barrier, comp action, or use of a vegetative cover. The owner or operator must select, for inclusion in the fugitive coal dust emissions control plan, the control measure or measures listed in this paragraph that are most appropriate for site conditions. The plan must also explain how the measures or measures selected are applicable and appropriate for site conditions. In addition, the plan must be revised as needed to reflect any changing conditions at the source.</p> <p>(3) Any owner or operator of an affected facility that is required to have a fugitive coal dust emissions control plan may petition the Administrator to approve, for inclusion in the plan for the affected facility, alternative control measures other than those specified in paragraph (c)(2) of this section as specified in paragraphs (c)(3)(i) through (iv) of this section.</p> <p>(i) The petition must include a description of the alternative control measures, a copy of the fugitive coal dust emissions control plan for the affected facility that includes the alternative control measures, and information sufficient for EPA to evaluate the demonstrations required by paragraph (c)(3)(ii) of this section.</p> <p>(ii) The owner or operator must either demonstrate that the fugitive coal dust emissions control plan that includes the alternative control measures will provide equivalent overall environmental protection or demonstrate that it is either economically or technically infeasible for the affected facility to use the control measures specifically identified in paragraph (c)(2).</p> <p>(iii) While the petition is pending, the owner or operator must comply with the fugitive coal dust emissions control plan including the alternative control measures submitted with the petition. Operation in accordance with the plan submitted with the petition shall be deemed to constitute compliance with the requirement to operate in accordance with a fugitive coal dust emissions control plan that contains one of the control measures specifically identified in paragraph (c)(2) of this section while the petition is pending.</p> <p>(iv) If the petition is approved by the Administrator, the alternative control measures will be approved for inclusion in the fugitive coal dust emissions control plan for the affected facility. In lieu of amending this subpart, a letter will be sent to the facility describing the specific control measures approved. The facility shall make any such letters and the applicable fugitive coal dust emissions control plan available to the public. If the Administrator determines it is appropriate, the conditions and requirements of the letter can be reviewed and changed at any point.</p>

Permit Shield

Applicable Requirements - Continued

List all applicable requirements for this emission unit. For each applicable requirement, include the underlying rule/regulation citation and/or **construction permit** with the condition number. (Note: Title V permit condition numbers alone are not the underlying applicable requirements). If an emission limit is calculated based on the type of source and design capacity or if a standard is based on a design parameter, this information should also be included.

	Rule/ Regulation/ R13 Permit	Existing R30 Permit Condition	Name	Requirement
2	40 CFR§60.254(c)	NA	Fugitive Coal Dust Emissions Control Plan	<p>(4) The owner or operator must submit the fugitive coal dust emissions control plan to the Administrator or delegated authority prior to the startup of the new, reconstructed, or modified affected facility, or 30 days after the effective date of this rule, whichever is later.</p> <p>(5) The Administrator or delegated authority may object to the fugitive coal dust emissions control plan as specified in paragraphs (c)(5)(i) of this section.</p> <p>(i) The Administrator or delegated authority may object to any fugitive coal dust emissions control plan that it has determined does not meet the requirements of paragraphs (c)(1) and (c)(2) of this section.</p> <p>(ii) If an objection is raised, the owner or operator, within 30 days from receipt of the objection, must submit a revised fugitive coal dust emissions control plan to the Administrator or delegate authority. The owner or operator must operate in accordance with the revised fugitive coal dust emissions control plan. The Administrator or delegated authority retain the right, under paragraph (c)(5) of this section, to object to the revised control plan if it determines the plan does not meet the requirements of paragraphs (c)(1) and (c)(2) of this section.</p> <p>(6) Where appropriate chemical dust suppressant agents are selected by the owner or operator as a control measure to minimize fugitive coal dust emissions, (1) only chemical dust suppressants with Occupational Safety and Health Administration (OSHA)-compliant material safety data sheets (MDS) are to be allowed; (2) the MSDS must be included in the fugitive coal dust emissions control plan; and (3) the owner or operator must consider and document in the fugitive coal dust emissions control plan the site-specific impacts associated with the use of such chemical dust suppressants.</p>

Permit Shield

For all applicable requirements listed above, provide monitoring/testing/recordkeeping/reporting which shall be used to demonstrate compliance. If the method is based on a permit or rule, include the condition number or citation. (Note: Each requirement listed above must have an associated method of demonstrating compliance. If there is not already a required method in place, then a method must be proposed.)

	Rule/ Regulation/ R13 Permit	Existing R30 Permit Condition	Name	Method of Compliance
1	45CSR§5-6.2; 45CSR13, R13-2306D, 4.1.11.	5.1.10.	Dust Control, Good Operating Practices	Dust control will be maintained. Good operating practices will be followed.
2	40 CFR§60.254(c)	NA	Fugitive Coal Dust Emissions Control Plan	CCC will develop and operate the modified stockpile in accordance with a fugitive coal dust emissions control plan that is appropriate for site conditions.

Are you in compliance with all applicable requirements for this emission unit? Yes No

If no, complete the **Schedule of Compliance Form** as ATTACHMENT F.

ATTACHMENT E - Emission Unit Form

Emission Unit Description Transfer Points

Emission unit ID number: See Transfer Points page in Attachment I.	Emission unit name: Transfer Points	List any control devices associated with this emission unit: See Attachment I.
--	---	--

Provide a description of the emission unit (type, method of operation, design parameters, etc.):
These are typical preparation plant drop transfers: Conveyor to conveyor, equipment to conveyor, etc.

Manufacturer: NA	Model number: NA	Serial number: NA
----------------------------	----------------------------	-----------------------------

Construction date: See Attachment D.	Installation date: See Attachment D.	Modification date(s): See Attachment D.
--	--	---

Design Capacity (examples: furnaces - tons/hr, tanks - gallons): See Attachment I.

Maximum Hourly Throughput: See Attachment I.	Maximum Annual Throughput: See Attachment I.	Maximum Operating Schedule: 8,760 hours.
--	--	--

Fuel Usage Data (fill out all applicable fields) NOT APPLICABLE

Does this emission unit combust fuel? ___ Yes <input checked="" type="checkbox"/> No	If yes, is it? ___ Indirect Fired ___ Direct Fired
---	--

Maximum design heat input and/or maximum horsepower rating:	Type and Btu/hr rating of burners:
--	---

List the primary fuel type(s) and if applicable, the secondary fuel type(s). For each fuel type listed, provide the maximum hourly and annual fuel usage for each.

Describe each fuel expected to be used during the term of the permit.

Fuel Type	Max. Sulfur Content	Max. Ash Content	BTU Value

Emissions Data		
Criteria Pollutants	Potential Emissions	
	PPH	TPY
Carbon Monoxide (CO)		
Nitrogen Oxides (NO _x)		
Lead (Pb)		
Particulate Matter (PM _{2.5})	43.9	8.0
Particulate Matter (PM ₁₀)	20.77	52.7
Total Particulate Matter (TSP)	43.91	111.5
Sulfur Dioxide (SO ₂)		
Volatile Organic Compounds (VOC)		
Hazardous Air Pollutants	Potential Emissions	
	PPH	TPY
Regulated Pollutants other than Criteria and HAP	Potential Emissions	
	PPH	TPY

List the method(s) used to calculate the potential emissions (include dates of any stack tests conducted, versions of software used, source and dates of emission factors, etc.).

Emissions factors are calculated based on *AP42 Fifth Edition*, Section 13.2.4. See Attachment I for individual transfer point emission factors.

Applicable Requirements

List all applicable requirements for this emission unit. For each applicable requirement, include the underlying rule/regulation citation and/or **construction permit** with the condition number. (Note: Title V permit condition numbers alone are not the underlying applicable requirements). If an emission limit is calculated based on the type of source and design capacity or if a standard is based on a design parameter, this information should also be included.

	Rule/ Regulation/ R13 Permit	Existing R30 Permit Condition	Name	Requirement
1	45CSR13, R13-2306D, 4.1.1.	5.1.1.	Compliance with Annual Throughput Limits	Compliance with all annual throughput limits shall be determined using a 12 month rolling total. For example, a 12 month rolling total shall mean the sum of raw coal received by the facility at any given time for the previous twelve (12) consecutive calendar months.
2	45CSR13, R13-2306D, 4.1.2.	5.1.2.	Facility Throughput Limitation	The throughput of coal to be handled or processed through the preparation plant, Transfer Point 060, shall not exceed 2,800 tons per hour (TPH) or 15,768,000 tons per year (TPY).
3	45CSR13, R13-2306D, 4.1.4.	5.1.3.	Inspection of Fugitive Dust Control Systems	The permittee shall inspect all fugitive dust control systems weekly to ensure that they are operated and maintained in conformance with their designs. The permittee shall maintain records of all scheduled and nonscheduled maintenance. Records shall be maintained on site for a period of no less than five (5) years stating any maintenance or corrective actions taken as a result of the weekly inspections, and the times the fugitive dust control system(s) are inoperable and any corrective actions taken.
4	45CSR13, R13-2306D, 4.1.5.	5.1.4.	Dust Suppressants/Control Measures	The permittee shall maintain daily records indicating the use of any dust suppressants or any other suitable dust control measures applied at the facility. These records shall be maintained on site for a period of no less than five (5) years.
5	45CSR13, R13-2306D, 4.1.6.	5.1.5.	Records of Throughput and Hours of Operation	The permittee shall maintain records of the coal throughput and the hours of operation. Compliance with the hourly throughput limit shall be demonstrated by dividing the calendar month's total throughput by the number of hours operated in the same calendar month to obtain an hourly average. By the fifteenth day of each calendar month, the permittee shall calculate the hourly averaged throughput of the previous calendar month. These records shall be maintained on site for a period of no less than five (5) years.
6	45CSR13, R13-2306D, 4.1.8.	5.1.7.	Freeze Protection Requirement	A freeze protection plan shall be incorporated and maintained to insure all wet suppression systems remain operational at all times.
7	45CSR§5-3.4; 45CSR13, R13-2306D, 4.1.9.	5.1.8.	Opacity	No person shall cause, suffer, allow or permit emission of particulate matter into the open air from any fugitive dust control system which is twenty percent (20%) opacity or greater.
8	45CSR§5-6.1; 45CSR13, R13-2306D, 4.1.10.	5.1.9.	Fugitive Dust Control	No person shall cause, suffer, allow or permit a coal preparation plant or handling operation to operate that is not equipped with a fugitive dust control system. This system shall be operated and maintained in such a manner as to minimize the emission of particulate matter into the open air.
9	45CSR§5-6.2; 45CSR13, R13-2306D, 4.1.11.	5.1.10.	Dust Control, Good Operating Practices	The owner or operator of a coal preparation plant or handling operation shall maintain dust control of the premises and owned, leased, or controlled access roads by paving, or other suitable measures. Good operating practices shall be observed in relation to stockpiling, car loading, breaking, screening, and general maintenance to minimize dust generation and atmospheric entrainment.

Permit Shield

Applicable Requirements - Continued

10	45CSR16; 40CFR§60.254(a); 45CSR13, R13-2306D, 4.1.12.	5.1.11.	Opacity	On and after the date on which the performance test is conducted or required to be completed under §60.8, whichever date comes first, an owner or operator shall not cause to be discharged into the atmosphere from any coal processing and conveying equipment, coal storage system, or coal transfer and loading system processing coal constructed, reconstructed, or modified on or before April 28, 2008, gases which exhibit 20 percent opacity or greater.
11	45CSR16; 40CFR§60.254(b); 45CSR13, R13-2306D, 4.1.13.	5.1.12.	Opacity	On and after the date on with the performance test is conducted or required to be completed under §60.8, whichever date comes first, an owner or operator shall not cause to be discharged into the atmosphere from any coal processing and conveying equipment, coal storage system, or coal transfer and loading system processing coal constructed, reconstructed, or modified after April 28, 2008, must meet the requirements in paragraphs (1) and (3) of this section. (1) Except as provided in paragraph (3) of this section, the owner or operator must not cause to be discharged into the atmosphere from the affected facility any gases which exhibit 10 percent opacity or greater. (3) Equipment used in the loading, unloading, and conveying operations of open storage piles are not subject to the opacity limitations of paragraph (1) of this section.
12	45CSR§13-5.11., 45CSR13, R13-2306D, 4.1.14.	5.1.13.	Operation and Maintenance of Air Pollution Control Equipment	The permittee shall, to the extent practicable, install, maintain, and operate all pollution control equipment listed in Section 1.0 and associated monitoring equipment in a manner consistent with safety and good air pollution control practices for minimizing emissions, or comply with any more stringent limits set forth in this permit or as set forth by any State rule, Federal regulation, or alternative control plan approved by the Secretary.
13	45CSR16; 40CFR§60.11(d); 45CSR13, R13-2306D, 4.1.15.	5.1.14.	Good Air Pollution Control Practice	At all times, including periods of startup, shutdown, and malfunction, the permittee shall, to the extent practicable, maintain and operate any affected facility including associated air pollution control equipment in a manner consistent with good air pollution control practice for minimizing emissions.
14	45CSR13, R13-2306, 4.1.1	5.1.15	Throughput Restrictions	The permittee shall not exceed the maximum hourly and annual throughput rates and other criteria outlined in the table in Section 1.0 Emission Units.

Permit Shield

Applicable Requirements - Continued

	Rule/ Regulation/ R13 Permit	Existing R30 Permit Condition	Name	Requirement
15	45CSR13, R13-2306D, 4.1.3 and 4.2.1; 45CSR§30-5.1.c. (Not required for stockpiles and haulroads 037, 037A, 006, 006A, 032,032A, 031, 031A, 054, and 052A – F)	5.2.1.	Monitoring, Recordkeeping, Reporting	<p>The permittee shall conduct monitoring/recordkeeping/reporting as follows:</p> <p>a. An initial visible emissions evaluation in accordance with 40 C.F.R. 60 Appendix A, Method 9 shall be performed within ninety (90) days of permit issuance for each emission unit with a visible emissions requirement in this permit unless such evaluation was performed within the consecutive 12-month period preceding permit issuance. This initial evaluation shall consist of three 6-minute averages during one consecutive 60 minute period. The initial evaluation shall be conducted at each emissions unit during the period of maximum expected visible emissions under normal unit and facility operations. A visible emissions evaluation shall be conducted for each emission unit at least once every consecutive 12-month period in accordance with 40 C.F.R. 60 Appendix A, Method 9. This annual evaluation shall consist of a minimum of 24 consecutive observations for each emission unit.</p> <p>b. Each emissions unit with a visible emissions limit contained in this permit shall be observed visually at least each calendar week during periods of normal facility operation for a sufficient time interval to determine if the unit has any visible emissions using 40 C.F.R. 60 Appendix A, Method 22. If visible emissions from any of the emissions units are observed during these weekly observations, or at any other time, that appear to exceed 50 percent of the allowable visible emission requirement for the emission unit, visible emissions evaluations in accordance with 40 C.F.R. 60 Appendix A, Method 9 shall be conducted as soon as practicable, but no later than one (1) month from the time of the observation. A Method 9 evaluation shall not be required under condition Section 3.2.1.b. if the visible emissions condition is corrected in a timely manner; the emissions unit is operating at normal operating conditions; and, the cause and corrective measures taken are recorded.</p> <p>c. If the initial, or any subsequent, visible emissions evaluation indicates visible emissions in excess of 50 percent of the allowable visible emissions requirement for a given emission unit, a visible emissions evaluation shall be performed for that unit at least once every consecutive 14-day period in accordance with 40 C.F.R. 60 Appendix A, Method 9. If subsequent visible emissions evaluations indicate visible emissions less than or equal to 50 percent of the allowable visible emissions requirement for the emission unit for 3 consecutive evaluation periods, the emission unit may comply with the visible emissions testing requirements of condition 3.2.1.b. in lieu of those established in this condition.</p> <p>d. A record of each visible emissions observation shall be maintained, including any data required by 40 C.F.R. 60 Appendix A, Method 22 or Method 9, whichever is appropriate. The record shall include, at a minimum, the date, time, name of the emission unit, the applicable visible emissions requirement, the results of the observation, and the name of the observer.</p>
16	45CSR16, 40CFR§60.8(a), 45CSR13, R13-2306D, 4.3.1.	5.3.1.	Performance Tests	Within 60 days after achieving the maximum production rate at which the affected facility will be operated, but not later than 180 days after initial startup of such facility, or at such other times specified by this part, the owner or operator of such facility shall conduct performance test(s) and furnish a written report of the results of such performance test(s).
17	45CSR16; 40CFR§60.11(b); 45CSR13, R13- 2306D, 4.3.2.	5.3.2.	Compliance With Particulate Matter Standards	Compliance with opacity standards in this part shall be determined by conducting observations in accordance with Reference Method 9 in appendix A of 40 CFR 60. For purposes of determining initial compliance, the minimum total time of observations shall be 3 hours (30 6-minute averages) for the performance test or other set of observations (meaning those fugitive-type emission sources subject only to an opacity standard).
<input checked="" type="checkbox"/> Permit Shield				

Applicable Requirements - Continued

	Rule/ Regulation/ R13 Permit	Existing R30 Permit Condition	Name	Requirement
18	45CSR16, 45CSR13, R13-2306D, 4.3.3.	5.3.3.	Performance Tests and Other Compliance Requirements for Subpart Y - Performance Tests.	<p>An owner or operator of each affected facility that commenced construction, reconstruction, or modification after April 28, 2008, must conduct performance tests according to the requirements of §60.8 and the methods identified in §60.257 to demonstrate compliance with the applicable emission standards in Subpart Y as specified in paragraph (2) of this section.</p> <p>(2) For each affected facility subject to an opacity standard, an initial performance test must be performed.</p> <p>Thereafter, a new performance test must be conducted according to the requirements in paragraphs (2)(i) and (ii) of this section, as applicable, except as provided for in 40C.F.R. §§60.255(e) and (f) of this section. Performance test and other compliance requirements for coal truck dump operations are specified in 40C.F.R. §60.255(h).</p> <p>(i) If any 6-minute average opacity reading in the most recent performance test exceeds half the applicable opacity limit, a new performance test must be conducted within 90 operating days of the date that the previous performance test was required to be completed.</p> <p>(ii) If all 6-minute average opacity readings in the most recent performance are equal to or less than half the applicable opacity limit, a new performance test must be conducted within 12 calendar months of the date that the previous performance test was required to be completed.</p>
19	45CSR16, 40CFR§60.255(f), 45CSR13, R13-2306D, 4.3.4.	5.3.4.	Performance Tests and Other Compliance Requirements for Subpart Y - Monitoring Visible Emissions or Digital Opacity Compliance System.	<p>As an alternative to meeting the requirements in 40C.F.R. §60.255(b)(2) [see permit condition 5.3.3. above], an owner or operator of an affected facility that commenced construction, reconstruction, or modification after April 28, 2008, may elect to comply with the requirements in paragraph (1) of this section.</p> <p>(1) Monitor visible emissions from each affected facility according to the requirements in paragraphs (1)(i) through (iii) of this section.</p> <p>(i) Conduct one daily 15-second observation each operating day for each affected facility (during normal operation) when the coal preparation and processing plant is in operation. Each observation must be recorded as either visible emissions observed or no visible emissions observed. Each observer determining the presence of visible emissions must meet the training requirements specified in §2.3 of Method 22 of appendix A-7 of this part. If visible emissions are observed during any 15-second observation, the owner or operator must adjust the operation of the affected facility and demonstrate within 24 hours that no visible emissions are observed from the affected facility. If visible emissions are observed, a Method 9, of appendix A-4 of this part, performance test must be conducted within 45 operating days.</p> <p>(ii) Conduct monthly visual observations of all processes and control equipment. If any deficiencies are observed, the necessary maintenance must be performed as expeditiously as possible.</p> <p>(iii) Conduct a performance test using Method 9 of Appendix A-4 of this part at least once every 5 calendar years for each affected facility.</p> <p>(2) Prepare a written site-specific monitoring plan for a digital opacity compliance system for approval by the Administration or delegated authority. The plan shall require observations of at least one digital image every 15 seconds for 10-minute periods (during normal operation) every operating day. An approvable monitoring plan must include a demonstration that the occurrences of visible emissions are not in excess of 5 percent of the observation period. For reference purposes in preparing the monitoring plan, see OAQPS "Determination of Visible Emission Opacity from Stationary Sources Using Computer-Based Photographic Analysis Systems." This document is available from the U.S. Environmental Protection Agency (U.S. EPA); Office of Air Quality and Planning Standards; Sector Policies and Programs Division; Measurement Group (D243-02), Research Triangle Park, NC 27711. This document is also available on the Technology Transfer Network (TTN) under Emission Measurement Center Preliminary Methods. The monitoring plan approved by the Administrator delegated authority shall be implemented by the owner or operator.</p>
20	45CSR16, 40CFR§60.255(g), 45CSR13, R13-2306D, 4.3.5.	5.3.5.	Performance Tests and Other Compliance Requirements for Subpart Y - COMS.	<p>As an alternative to meeting the requirements in 40C.F.R. §60.255(b)(2) [see permit condition 5.3.3. above], an owner or operator of an affected facility that commenced construction, reconstruction, or modification after April 28, 2008, subject to a visible emissions standard under this subpart may install, operate, and maintain a continuous opacity monitoring system (COMS). Each COMS used to comply with provisions of this subpart must be installed, calibrated, maintained, and continuously operated according to the requirements in 40C.F.R. §§60.255(g)(1) and (2) .</p>

Permit Shield

Applicable Requirements - Continued

21	45CSR16, 40CFR§60.255(c), 45CSR13, R13-2306D, 4.3.6.	5.3.6.	Performance Tests and Other Compliance Requirements for Subpart Y.	If any affected coal processing and conveying equipment (e.g., breakers, crushers, screens, conveying systems), coal storage systems, or other coal transfer and loading systems that commenced construction, reconstruction, or modification after April 28, 2008, are enclosed in a building do not exceed any of the standards in §60.254 that apply to the affected facility, then the facility shall be deemed to be in compliance with such standards.
22	45CSR16, 40CFR§60.257(a), 45CSR13, R13-2306D, 4.3.7.	5.3.7.	Test Methods and Procedures for Subpart Y.	The owner or operator must determine compliance with the applicable opacity standards as specified in paragraphs (1) through (3) of this section. (1) Method 9 of Appendix A-4 of this part and the procedures in §60.11 must be used to determine opacity, with the exceptions specified in paragraphs 5.3.7(1)(i) and (ii). (i) The duration of the Method 9 of Appendix A-4 of this part performance test shall be 1 hour (ten 6- minute averages). (ii) If, during the initial 30 minutes of the observation of a Method 9 of Appendix A-4 of this part performance test, all of the 6-minute average opacity readings are less than or equal to half the applicable opacity limit, then the observation period may be reduced from 1 hour to 30 minutes. (2) To determine opacity for fugitive coal dust emissions sources, the additional requirements specified in paragraphs 5.3.7(2)(i) through (iii) must be used. (i) The minimum distance between the observer and the emission source shall be 5.0 meters (16 feet), and the sun shall be oriented in the 140-degree sector of the back. (ii) The observer shall select a position that minimizes interference from other fugitive coal dust emissions sources and make observations such that the line of vision is approximately perpendicular to the plume and wind direction. (iii) The observer shall make opacity observations at the point of greatest opacity in that portion of the plume where condensed water vapor is not present. Water vapor is not considered a visible emission. (3) A visible emissions observer may conduct visible emission observations for up to three fugitive, stack, or vent emission points within a 15-second interval if the following conditions specified in paragraphs (3)(i) through (iii) of this section are met. (i) No more than three emissions points may be read concurrently. (ii) All three emissions points must be within a 70 degree viewing sector or angle in front of the observer such that the proper sun position can be maintained for all three points. (iii) If an opacity reading for any one of the three emissions points is within 5 percent opacity from the applicable standard (excluding readings of zero opacity), then the observer must stop taking readings for the other two points and continue reading just that single point.
23	45CSR16, 40CFR§60.257(b), 45CSR13, R13-2306D, 4.3.8.	5.3.8.	Test Methods and Procedures for Subpart Y.	The owner or operator must conduct all performance tests required by §60.8 to demonstrate compliance with the applicable emissions standards specified in §60.252 according to the requirements in §60.8 using the applicable test methods and procedures in 40C.F.R.§§60.257(b) (1) through (8).
24	45CSR16, 40CFR§60.255(a), 45CSR13, R13-2306, 4.3.3.	5.3.9	Performance Tests and Other Compliance Requirements for Subpart Y – Performance Tests	An owner or operator of each affected facility that commenced construction, reconstruction, or modification on or before April 28, 2008, must conduct performance tests required by §60.8 to demonstrate compliance with the applicable emission standards using the methods identified in §60.257.
25	45CSR13, R13-2306D, 4.4.2.	5.4.1.	Record of Maintenance of Air Pollution Control Equipment.	For all pollution control equipment listed in Section 1.0, the permittee shall maintain accurate records of all required pollution control equipment inspection and/or preventative maintenance procedures.
26	45CSR13, R13-2306D, 4.4.3.	5.4.2.	Record of Malfunctions of Air Pollution Control Equipment.	For all pollution control equipment listed in Section 1.0, the permittee shall maintain records of the occurrence and duration of any malfunction or operational shutdown of the air pollution control equipment during which excess emissions occur. For each such case, the following information shall be recorded: a. The equipment involved. b. Steps taken to minimize emissions during the event. c. The duration of the event. d. The estimated increase in emissions during the event. For each such case associated with an equipment malfunction, the additional information shall also be recorded: e. The cause of the malfunction. f. Steps taken to correct the malfunction. g. Any changes or modifications to equipment or procedures that would help prevent future recurrences of the malfunction.

Permit Shield

Applicable Requirements - Continued

27	45CSR13, R13-2306, 4.4.5	5.4.4	Records of Monitoring Data	The permittee shall maintain records of all monitoring data required by Section 5.2.1 of this permit by documenting the date and time of each visible emission check, the emission point or equipment/source identification number, the name or means of identification of the observer, the results of the check(s), whether the visible emissions are normal for the process, and, if applicable, all corrective measures taken or planned. The permittee shall also record the general weather conditions (i.e. sunny, approximately 80°F, 6 - 10 mph NE wind) during the visual emission check(s). An example form is supplied as Appendix B. Should a visible emission observation be required to be performed per the requirements specified in Method 9, the data records of each observation shall be maintained per the requirements of Method 9. For an emission unit out of service during the normal monthly evaluation, the record of observation may note "out of service" (O/S) or equivalent
28	45CSR13, R13-2306D, 4.5.1.	5.5.1.	Performance Test Notifications	With regard to any testing required by the Director, the permittee shall submit to the Director of Air Quality and the Associate Director - Office of Enforcement and Permit Review (3AP12) of the U.S. EPA a test protocol detailing the proposed test methods, the date, and the time the proposed testing is to take place, as well as identifying the sampling locations and other relevant information. The test protocol must be received by the Director and the Associate Director no less than thirty (30) days prior to the date the testing is to take place. Test results shall be submitted to the Director and the Associate Director no more than sixty (60) days after the date the testing takes place.
29	45CSR13, R13-2306D, 4.5.2.	5.5.2.	Emissions Violations Reporting	Any violation(s) of the allowable visible emission requirement for any emission source discovered during observation using 40CFR Part 60, Appendix A, Method 9 must be reported in writing to the Director of the Division of Air Quality as soon as practicable, but within ten (10) calendar days, of the occurrence and shall include, at a minimum, the following information: the results of the visible determination of opacity of emissions, the cause or suspected cause of the violation(s), and any corrective measures taken or planned.
30	45CSR16, 40CFR§60.7(a), 45CSR13, R13-2306D, 4.5.3.	5.5.3.	Part 60 Notifications	Any owner or operator subject to the provisions of this part shall furnish written notification as follows: A notification of the date construction (or reconstruction as defined under §60.15) of an affected facility is commenced postmarked no later than 30 days after such date. A notification of the actual date of initial startup of an affected facility postmarked within 15 days after such date.
31	45CSR16, 40CFR§60.258(b), 45CSR13, R13-2306D, 4.5.4.	5.5.4.	Reporting for Subpart Y - Opacity Exceedances	For the purposes of reports required under section 60.7(c), any owner or operator subject to the provisions of Subpart Y also shall report semiannually periods of excess emissions as follow: (3) All 6-minute average opacities that exceed the applicable standard.
32	45CSR16, 40CFR§60.258(c), 45CSR13, R13-2306D, 4.5.5.	5.5.5.	Reporting for Subpart Y - Results of Initial Performance Tests	The owner or operator of an affected facility shall submit the results of initial performance tests to the Administrator or delegated authority, consistent with the provisions of section 60.8. The owner or operator who elects to comply with the reduced performance testing provisions of sections 60.255(c) or (d) shall include in the performance test report identification of each affected facility that will be subject to the reduced testing. The owner or operator electing to comply with section 60.255(d) shall also include information which demonstrates that the control devices are identical.
33	45CSR16, 40CFR§60.258(d), 45CSR13, R13-2306D, 4.5.6.	5.5.6.	Reporting for Subpart Y - WebFIRE Data Base	After July 11, 2011, within 60 days after the date of completing each performance evaluation conducted to demonstrate compliance with this subpart, the owner or operator of the affected facility must submit the test data to EPA by successfully entering the data electronically into EPA's WebFIRE data base available at http://cfpub.epa.gov/oarweb/index.cfm?action=fire.main . For performance tests that cannot be entered into WebFIRE (i.e. Method 9 of appendix A-4 of this part opacity performance tests) the owner or operator of the affected facility must mail a summary copy to United States Environmental Protection Agency; Energy Strategies Group; 109 TW Alexander DR; mail code D243-01; RTP, NC 27711.

Permit Shield

For all applicable requirements listed above, provide monitoring/testing/recordkeeping/reporting which shall be used to demonstrate compliance. If the method is based on a permit or rule, include the condition number or citation. (Note: Each requirement listed above must have an associated method of demonstrating compliance. If there is not already a required method in place, then a method must be proposed.)

	Rule/ Regulation/ R13 Permit	Existing R30 Permit Condition	Name	Method of Compliance
1	45CSR13, R13-2306D, 4.1.1.	5.1.1.	Compliance with Annual Throughput Limits	12 month rolling total will be used to determine compliance with all annual throughput limits.
2	45CSR13, R13-2306D, 4.1.2.	5.1.2.	Facility Throughput Limitation	Throughputs records will be maintained for Transfer Point 060 to ensure compliance with the applicable limitations.
3	45CSR13, R13-2306D, 4.1.4.	5.1.3.	Inspection of Fugitive Dust Control Systems	Records of all inspections conducted will be maintained on site for a period of no less than five (5) years.
4	45CSR13, R13-2306D, 4.1.5.	5.1.4.	Dust Suppressants/Control Measures	Daily records will be maintained for the use of any dust suppressants or any other suitable dust control measures applied at the facility. The records will be maintained on site for a period of no less than five (5) years.
5	45CSR13, R13-2306D, 4.1.6.	5.1.5.	Records of Throughput and Hours of Operation.	Records of the coal throughput and the hours of operation will be maintained on site for a period of no less than five (5) years.
6	45CSR13, R13-2306D, 4.1.8.	5.1.7.	Freeze Protection Requirement	A freeze protection plan will be incorporated and maintained.
7	45CSR§5-3.4; 45CSR13, R13-2306D, 4.1.9.	5.1.8.	Opacity	Opacity testing and monitoring will be conducted as required to maintain compliance with the applicable standard.
8	45CSR§5-6.1; 45CSR13, R13-2306D, 4.1.10.	5.1.9.	Fugitive Dust Control	Fugitive dust will be controlled in accordance with the information contained within the permit applications and as required by the permit.
9	45CSR§5-6.2; 45CSR13, R13-2306D, 4.1.11.	5.1.10.	Dust Control, Good Operating Practices	Dust control will be maintained. Good operating practices will be followed.
10	45CSR16; 40CFR§60.254(a); 45CSR13, R13-2306D, 4.1.12.	5.1.11.	Opacity	Opacity testing and monitoring will be conducted as required to maintain compliance with the applicable standard.
11	45CSR16; 40CFR§60.254(b); 45CSR13, R13-2306D, 4.1.13.	5.1.12.	Opacity	Opacity testing and monitoring will be conducted as required to maintain compliance with the applicable standard.
12	45CSR§13-5.11., 45CSR13, R13-2306D, 4.1.14.	5.1.13.	Operation and Maintenance of Air Pollution Control Equipment	All pollution control equipment will be installed, maintained, and operated in a manner consistent with safety and good air pollution control practices.
13	45CSR16; 40CFR§60.11(d); 45CSR13, R13-2306D, 4.1.15.	5.1.14.	Good Air Pollution Control Practice	Good air pollution control practices will be followed.
14	45CSR13, R13-2306, 4.1.1	5.1.15	Throughput Restriction	The facility will maintain records to demonstrate compliance with all applicable throughput restrictions.
15	45CSR13, R13-2306D, 4.1.3 and 4.2.1; 45CSR§30-5.1.c. (Not required for stockpiles and haulroads 037, 037A, 006, 006A, 032,032A, 031, 031A, 054, and 052A – F)	5.2.1.	Monitoring, Recordkeeping, Reporting	The facility will conduct all monitoring/recordkeeping/reporting in accordance with the requirements specified in this section.
16	45CSR16, 40CFR§60.8(a), 45CSR13, R13-2306D, 4.3.1.	5.3.1.	Performance Tests	Performance tests will be conducted as required.
17	45CSR16; 40CFR§60.11(b); 45CSR13, R13- 2306D, 4.3.2.	5.3.2.	Compliance With Particulate Matter Standards	Opacity testing and monitoring will be conducted as required to maintain compliance with the applicable standard.

For all applicable requirements listed above, provide monitoring/testing/recordkeeping/reporting which shall be used to demonstrate compliance. If the method is based on a permit or rule, include the condition number or citation. (Note: Each requirement listed above must have an associated method of demonstrating compliance. If there is not already a required method in place, then a method must be proposed.)

	Rule/ Regulation/ R13 Permit	Existing R30 Permit Condition	Name	Method of Compliance
18	45CSR16, 45CSR13, R13-2306D, 4.3.3.	5.3.3.	Performance Tests and Other Compliance Requirements for Subpart Y - Performance Tests.	Performance tests will be conducted as required.
19	45CSR16, 40CFR§60.255(f), 45CSR13, R13-2306D, 4.3.4.	5.3.4.	Performance Tests and Other Compliance Requirements for Subpart Y - Monitoring Visible Emissions or Digital Opacity Compliance System.	The facility will comply with the requirements in this section if applicable.
20	45CSR16, 40CFR§60.255(g), 45CSR13, R13-2306D, 4.3.5.	5.3.5.	Performance Tests and Other Compliance Requirements for Subpart Y - COMS.	The facility will comply with the requirements in this section if applicable.
21	45CSR16, 40CFR§60.255(c), 45CSR13, R13-2306D, 4.3.6.	5.3.6.	Performance Tests and Other Compliance Requirements for Subpart Y.	NA
22	45CSR16, 40CFR§60.257(a), 45CSR13, R13-2306D, 4.3.7.	5.3.7.	Test Methods and Procedures for Subpart Y.	The facility will determine compliance with the applicability opacity standards using the methods described in this section.
23	45CSR16, 40CFR§60.257(b), 45CSR13, R13-2306D, 4.3.8.	5.3.8.	Test Methods and Procedures for Subpart Y.	All performance tests required by §60.8 will be performed in accordance with the requirements described in this section.
24	45CSR16, 40CFR§60.255(a), 45CSR13, R13-2306, 4.3.3.	5.3.9	Performance Tests and Other Compliance Requirements for Subpart Y – Performance Tests	The facility will comply with the specified testing condition, as required.
25	45CSR13, R13-2306D, 4.4.2.	5.4.1.	Record of Maintenance of Air Pollution Control Equipment.	Records of all required pollution control equipment inspection and preventative maintenance procedures will be maintained.
26	45CSR13, R13-2306D, 4.4.3.	5.4.2.	Record of Malfunctions of Air Pollution Control Equipment.	Records of malfunction or operational shutdown of the air pollution control equipment which leads to excess emissions will be maintained.
27	45CSR13, R13-2306, 4.4.5	5.4.4	Records of Monitoring Data	The facility will maintain the required records.
28	45CSR13, R13-2306D, 4.5.1.	5.5.1.	Performance Test Notifications	Performance test notifications will be submitted in accordance with the requirements of this section.
29	45CSR13, R13-2306D, 4.5.2.	5.5.2.	Emissions Violations Reporting	Violations of any allowable visible emissions requirement will be reported as described in this section.
30	45CSR16, 40CFR§60.7(a), 45CSR13, R13-2306D, 4.5.3.	5.5.3.	Part 60 Notifications	Notifications will be submitted as required in accordance with the procedures described in this section.
31	45CSR16, 40CFR§60.258(b), 45CSR13, R13-2306D, 4.5.4.	5.5.4.	Reporting for Subpart Y - Opacity Exceedances	Semi-annual excess emissions reports will be submitted.
32	45CSR16, 40CFR§60.258(c), 45CSR13, R13-2306D, 4.5.5.	5.5.5.	Reporting for Subpart Y - Results of Initial Performance Tests	Results of initial performance tests will be submitted.
33	45CSR16, 40CFR§60.258(d), 45CSR13, R13-2306D, 4.5.6.	5.5.6.	Reporting for Subpart Y - WebFIRE Data Base	Relevant test data will be entered into EPA's WebFIRE database as required.

Are you in compliance with all applicable requirements for this emission unit? Yes No

If no, complete the **Schedule of Compliance Form** as **ATTACHMENT F**.

ATTACHMENT E - Emission Unit Form

Emission Unit Description Vehicular Traffic

Emission unit ID number: 052A/B, 052C/D, 052E/F	Emission unit name: Haulroads	List any control devices associated with this emission unit: Water Truck (WT)
---	---	---

Provide a description of the emission unit (type, method of operation, design parameters, etc.):
Typical coal preparation plant unpaved haulroad activities including the trucking of raw and clean coal, and refuse.

Manufacturer: NA	Model number: NA	Serial number: NA
Construction date: NA	Installation date: NA	Modification date(s): 052E/F in 2010

Design Capacity (examples: furnaces - tons/hr, tanks - gallons):
NA

Maximum Hourly Throughput: NA	Maximum Annual Throughput: NA	Maximum Operating Schedule: 8,760 hours.
---	---	--

Fuel Usage Data (fill out all applicable fields) NOT APPLICABLE

Does this emission unit combust fuel? ___ Yes <input checked="" type="checkbox"/> No	If yes, is it? ___ Indirect Fired ___ Direct Fired
---	--

Maximum design heat input and/or maximum horsepower rating:	Type and Btu/hr rating of burners:
--	---

List the primary fuel type(s) and if applicable, the secondary fuel type(s). For each fuel type listed, provide the maximum hourly and annual fuel usage for each.

Describe each fuel expected to be used during the term of the permit.

Fuel Type	Max. Sulfur Content	Max. Ash Content	BTU Value

<i>Emissions Data</i>		
Criteria Pollutants	Potential Emissions	
	PPH	TPY
Carbon Monoxide (CO)		
Nitrogen Oxides (NO _x)		
Lead (Pb)		
Particulate Matter (PM _{2.5})	4.51	12.51
Particulate Matter (PM ₁₀)	45.08	125.05
Total Particulate Matter (TSP)	152.73	423.67
Sulfur Dioxide (SO ₂)		
Volatile Organic Compounds (VOC)		
Hazardous Air Pollutants	Potential Emissions	
	PPH	TPY
Regulated Pollutants other than Criteria and HAP	Potential Emissions	
	PPH	TPY

List the method(s) used to calculate the potential emissions (include dates of any stack tests conducted, versions of software used, source and dates of emission factors, etc.).

Emissions factor equation from *AP42 Fifth Edition*, Section 13.2.2.

Applicable Requirements

List all applicable requirements for this emission unit. For each applicable requirement, include the underlying rule/regulation citation and/or **construction permit** with the condition number. (Note: Title V permit condition numbers alone are not the underlying applicable requirements). If an emission limit is calculated based on the type of source and design capacity or if a standard is based on a design parameter, this information should also be included.

	Rule/ Regulation/ R13 Permit	Existing R30 Permit Condition	Name	Requirement
1	45CSR13, R13-2306D, 4.1.5.	5.1.4.	Dust Suppressants/Control Measures	The permittee shall maintain daily records indicating the use of any dust suppressants or any other suitable dust control measures applied at the facility. These records shall be maintained on site for a period of no less than five (5) years.
2	45CSR13, R13-2306D, 4.1.7.	5.1.6.	Water Truck Requirements	The permittee shall maintain a water truck on site and in good operating condition, and shall utilize same to apply water, or a mixture of water and an environmentally acceptable dust control additive, hereinafter referred to as solution, as often as is necessary in order to minimize the atmospheric entrainment of fugitive particulate emissions that may be generated from haulroads and other work areas where mobile equipment is used. The spray bar shall be equipped with commercially available spray nozzles, of sufficient size and number, so as to provide adequate coverage to the surface being treated. The pump delivering the water, or solution, shall be of sufficient size and capacity so as to be capable of delivering to the spray nozzle(s) an adequate quantity of water, or solution, and at a sufficient pressure.
3	45CSR13, R13-2306D, 4.1.8.	5.1.7.	Freeze Protection Requirement	A freeze protection plan shall be incorporated and maintained to insure all wet suppression systems remain operational at all times.
4	45CSR§5-6.2; 45CSR13, R13-2306D, 4.1.11.	5.1.10.	Dust Control, Good Operating Practices	The owner or operator of a coal preparation plant or handling operation shall maintain dust control of the premises and owned, leased, or controlled access roads by paving, or other suitable measures. Good operating practices shall be observed in relation to stockpiling, car loading, breaking, screening, and general maintenance to minimize dust generation and atmospheric entrainment.

Permit Shield

For all applicable requirements listed above, provide monitoring/testing/recordkeeping/reporting which shall be used to demonstrate compliance. If the method is based on a permit or rule, include the condition number or citation. (Note: Each requirement listed above must have an associated method of demonstrating compliance. If there is not already a required method in place, then a method must be proposed.)

	Rule/ Regulation/ R13 Permit	Existing R30 Permit Condition	Name	Method of Compliance
1	45CSR13, R13-2306D, 4.1.5.	5.1.4.	Dust Suppressants/Control Measures	Daily records of the use of dust suppressants or any suitable dust control measures applied at the facility will be maintained.
2	45CSR13, R13-2306D, 4.1.7.	5.1.6.	Water Truck Requirements	Water truck will be maintained at the facility.
3	45CSR13, R13-2306D, 4.1.8.	5.1.7.	Freeze Protection Requirement	A freeze protection plan will be incorporated and maintained.
4	45CSR§5-6.2; 45CSR13, R13-2306D, 4.1.11.	5.1.10.	Dust Control, Good Operating Practices	Dust control will be maintained. Good operating practices will be followed.

Are you in compliance with all applicable requirements for this emission unit? Yes No

If no, complete the **Schedule of Compliance Form** as ATTACHMENT F.

ATTACHMENT G. AIR POLLUTION CONTROL DEVICE FORMS

ATTACHMENT G - Air Pollution Control Device Form

Control device ID number: FE	List all emission units associated with this control device. MB1, MB2, MB3, RCS2, RCS3, MB4, MB5, MB6, A1, A2, A006, A006A, A3A, A3, 010A, 003, C2, C3, C4, C21, C11, C11A, 028, C11B, RB2, RB3, C16, C17, C18, C19, 017, 069, C20, C7A, C7, SC1, CR1, SC2, 020, C8, C10, C12, 048A, 048B, 047, C13																			
Manufacturer: N/A	Model number: N/A	Installation date: N/A																		
Type of Air Pollution Control Device:																				
<table style="width: 100%; border: none;"> <tr> <td style="width: 33%;"><input type="checkbox"/> Baghouse/Fabric Filter</td> <td style="width: 33%;"><input type="checkbox"/> Venturi Scrubber</td> <td style="width: 33%;"><input type="checkbox"/> Multiclone</td> </tr> <tr> <td><input type="checkbox"/> Carbon Bed Adsorber</td> <td><input type="checkbox"/> Packed Tower Scrubber</td> <td><input type="checkbox"/> Single Cyclone</td> </tr> <tr> <td><input type="checkbox"/> Carbon Drum(s)</td> <td><input type="checkbox"/> Other Wet Scrubber</td> <td><input type="checkbox"/> Cyclone Bank</td> </tr> <tr> <td><input type="checkbox"/> Catalytic Incinerator</td> <td><input type="checkbox"/> Condenser</td> <td><input type="checkbox"/> Settling Chamber</td> </tr> <tr> <td><input type="checkbox"/> Thermal Incinerator</td> <td><input type="checkbox"/> Flare</td> <td><input checked="" type="checkbox"/> Other (describe) Full Enclosure</td> </tr> <tr> <td><input type="checkbox"/> Wet Plate Electrostatic Precipitator</td> <td></td> <td><input type="checkbox"/> Dry Plate Electrostatic Precipitator</td> </tr> </table>			<input type="checkbox"/> Baghouse/Fabric Filter	<input type="checkbox"/> Venturi Scrubber	<input type="checkbox"/> Multiclone	<input type="checkbox"/> Carbon Bed Adsorber	<input type="checkbox"/> Packed Tower Scrubber	<input type="checkbox"/> Single Cyclone	<input type="checkbox"/> Carbon Drum(s)	<input type="checkbox"/> Other Wet Scrubber	<input type="checkbox"/> Cyclone Bank	<input type="checkbox"/> Catalytic Incinerator	<input type="checkbox"/> Condenser	<input type="checkbox"/> Settling Chamber	<input type="checkbox"/> Thermal Incinerator	<input type="checkbox"/> Flare	<input checked="" type="checkbox"/> Other (describe) Full Enclosure	<input type="checkbox"/> Wet Plate Electrostatic Precipitator		<input type="checkbox"/> Dry Plate Electrostatic Precipitator
<input type="checkbox"/> Baghouse/Fabric Filter	<input type="checkbox"/> Venturi Scrubber	<input type="checkbox"/> Multiclone																		
<input type="checkbox"/> Carbon Bed Adsorber	<input type="checkbox"/> Packed Tower Scrubber	<input type="checkbox"/> Single Cyclone																		
<input type="checkbox"/> Carbon Drum(s)	<input type="checkbox"/> Other Wet Scrubber	<input type="checkbox"/> Cyclone Bank																		
<input type="checkbox"/> Catalytic Incinerator	<input type="checkbox"/> Condenser	<input type="checkbox"/> Settling Chamber																		
<input type="checkbox"/> Thermal Incinerator	<input type="checkbox"/> Flare	<input checked="" type="checkbox"/> Other (describe) Full Enclosure																		
<input type="checkbox"/> Wet Plate Electrostatic Precipitator		<input type="checkbox"/> Dry Plate Electrostatic Precipitator																		
List the pollutants for which this device is intended to control and the capture and control efficiencies.																				
Pollutant	Capture Efficiency	Control Efficiency																		
PM/PM ₁₀ /PM _{2.5}	80% overall capture/control	80% overall capture/control																		
Explain the characteristic design parameters of this control device (flow rates, pressure drops, number of bags, size, temperatures, etc.). N/A																				
Is this device subject to the CAM requirements of 40 C.F.R. 64? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If Yes, Complete ATTACHMENT H If No, Provide justification. N/A																				

Describe the parameters monitored and/or methods used to indicate performance of this control device.

Control efficiency values came from Table A of WV DEP's "Application Instructions and Forms for General Permit G40-C for the Prevention and Control of Air Pollution in regard to the Construction, Modification, Relocation, Administrative Update and Operation of Nonmetallic Mineral Processing Plants."

ATTACHMENT G - Air Pollution Control Device Form

Control device ID number: PE	List all emission units associated with this control device. C11C, C9, RB4	
Manufacturer: N/A	Model number: N/A	Installation date: N/A

Type of Air Pollution Control Device:

<input type="checkbox"/> Baghouse/Fabric Filter	<input type="checkbox"/> Venturi Scrubber	<input type="checkbox"/> Multiclone
<input type="checkbox"/> Carbon Bed Adsorber	<input type="checkbox"/> Packed Tower Scrubber	<input type="checkbox"/> Single Cyclone
<input type="checkbox"/> Carbon Drum(s)	<input type="checkbox"/> Other Wet Scrubber	<input type="checkbox"/> Cyclone Bank
<input type="checkbox"/> Catalytic Incinerator	<input type="checkbox"/> Condenser	<input type="checkbox"/> Settling Chamber
<input type="checkbox"/> Thermal Incinerator	<input type="checkbox"/> Flare	<input checked="" type="checkbox"/> Other (describe) Partial Enclosure
<input type="checkbox"/> Wet Plate Electrostatic Precipitator	<input type="checkbox"/> Dry Plate Electrostatic Precipitator	

List the pollutants for which this device is intended to control and the capture and control efficiencies.

Pollutant	Capture Efficiency	Control Efficiency
PM/PM ₁₀ /PM _{2.5}	50% overall capture/control	50% overall capture/control

Explain the characteristic design parameters of this control device (flow rates, pressure drops, number of bags, size, temperatures, etc.).
N/A

Is this device subject to the CAM requirements of 40 C.F.R. 64? Yes No
 If Yes, **Complete ATTACHMENT H**
 If No, **Provide justification.** N/A

Describe the parameters monitored and/or methods used to indicate performance of this control device.

Control efficiency values came from Table A of WV DEP's "Application Instructions and Forms for General Permit G40-C for the Prevention and Control of Air Pollution in regard to the Construction, Modification, Relocation, Administrative Update and Operation of Nonmetallic Mineral Processing Plants."

ATTACHMENT G - Air Pollution Control Device Form

Control device ID number: WT	List all emission units associated with this control device. 052A-F	
Manufacturer: N/A	Model number: N/A	Installation date: N/A

Type of Air Pollution Control Device:

<input type="checkbox"/> Baghouse/Fabric Filter	<input type="checkbox"/> Venturi Scrubber	<input type="checkbox"/> Multiclone
<input type="checkbox"/> Carbon Bed Adsorber	<input type="checkbox"/> Packed Tower Scrubber	<input type="checkbox"/> Single Cyclone
<input type="checkbox"/> Carbon Drum(s)	<input type="checkbox"/> Other Wet Scrubber	<input type="checkbox"/> Cyclone Bank
<input type="checkbox"/> Catalytic Incinerator	<input type="checkbox"/> Condenser	<input type="checkbox"/> Settling Chamber
<input type="checkbox"/> Thermal Incinerator	<input type="checkbox"/> Flare	<input checked="" type="checkbox"/> Other (describe) Water Truck
<input type="checkbox"/> Wet Plate Electrostatic Precipitator	<input type="checkbox"/> Dry Plate Electrostatic Precipitator	

List the pollutants for which this device is intended to control and the capture and control efficiencies.

Pollutant	Capture Efficiency	Control Efficiency
PM/PM ₁₀ /PM _{2.5}	70% overall capture control	70% overall capture/control

Explain the characteristic design parameters of this control device (flow rates, pressure drops, number of bags, size, temperatures, etc.).
N/A

Is this device subject to the CAM requirements of 40 C.F.R. 64? Yes No
 If Yes, **Complete ATTACHMENT H**
 If No, **Provide justification.** N/A

Describe the parameters monitored and/or methods used to indicate performance of this control device.

Control efficiency values came from Table A of WV DEP's "Application Instructions and Forms for General Permit G40-C for the Prevention and Control of Air Pollution in regard to the Construction, Modification, Relocation, Administrative Update and Operation of Nonmetallic Mineral Processing Plants."

ATTACHMENT I. SUPPORTING EMISSION CALCULATIONS

Table 1. Potential-to-Emit (PTE) Summary

	PM (tpy)	PM10 (tpy)	PM2.5 (tpy)	PM2.5 (tpy)
Transfers	111.5	52.7	8.0	19.1
Crushing	8.1	3.9	0.6	-
Screening	157.7	75.1	11.3	-
Dust Exhaust Fans	22.8	10.8	1.6	-
Roads	423.7	125.1	12.5	-
Piles	318.7	151.7	22.8	-
Miscellaneous ^a	--	--	--	37.6
TOTAL	1042.4	419.3	56.7	19.1

a Miscellaneous VOC tpy from Air4 Title V renewal application of 8/14/03.

Table 2. Transfer Points

EMISSIONS CALCULATIONS

Flow Diagram ID	Emission Source Description	Transfer Capacity		PM Emission Factor ^a (lb/ton)	Contr. Effic. ^b (%)	Moist. Content (%)	Potential to Emit			
		(tph)	(tpy)				PM (lb/hr)		PM (tpy)	
							Controlled	Uncontrolled	Controlled	Uncontrolled
TP1	Raw coal transfer from mine portal belt (MB1) to silo feed belt (MB2)	5,000	15,768,000	0.0009	80	5.5	0.89	4.45	1.40	7.02
TP2	Raw coal transfer from silo feed belt (MB2) to silo transfer belt (MB3) and raw coal storage silo 2 (RCS2)	5,000	15,768,000	0.0009	80	5.5	0.89	4.45	1.40	7.02
TP3	Silo transfer belt (MB3) to raw coal storage silo 3 (RCS3)	5,000	15,768,000	0.0009	80	5.5	0.89	4.45	1.40	7.02
TP4	Raw coal storage silo 2 (RCS2) to silo reclaim belt (MB4)	4,000	15,768,000	0.0009	80	5.5	0.71	3.56	1.40	7.02
TP5	Raw coal storage silo 3 (RCS3) to silo reclaim belt (MB4)	4,000	0	0.0009	80	5.5	0.71	3.56	0.00	0.00
TP6	Silo reclaim belt (MB4) to overland mine belt 1 (MB5)	4,000	15,768,000	0.0009	80	5.5	0.71	3.56	1.40	7.02
TP7	Overland mine belt 1 (MB5) to overland mine belt 2 (MB6)	4,000	15,768,000	0.0009	80	5.5	0.71	3.56	1.40	7.02
TP8	Overland mine belt 2 (MB6) to conveyor (A1)	4,000	15,768,000	0.0009	80	5.5	0.71	3.56	1.40	7.02
A003	Conveyor (A1) to conveyor (A2)	4,000	15,768,000	0.0009	80	5.5	0.71	3.56	1.40	7.02
A005	Conveyor (A2) to scalping screen A1 (A006) and rotary breaker A1 (A006A)	4,000	15,768,000	0.0009	80	5.5	0.71	3.56	1.40	7.02
A007	Scalping screen A1 (A006) and rotary breaker A1 (A006A) to conveyor (A3A)	4,000	15,768,000	0.0009	80	5.5	0.71	3.56	1.40	7.02
A007A	Conveyor (A3A) to conveyor (A3)	4,000	15,768,000	0.0009	80	5.5	0.71	3.56	1.40	7.02
A009	Conveyor (A3) to raw coal silo 1 (003)	4,000	15,768,000	0.0009	80	5.5	0.71	3.56	1.40	7.02
A010	Rotary breaker A1 (A006A) to rock bin 1 (010A)	20	175,200	0.0009	80	5.5	0.00	0.02	0.02	0.08
A011	Rock bin 1 (010A) to refuse trucks (052E and 052F)	20	175,200	0.0009	80	5.5	0.00	0.02	0.02	0.08
003A	Raw coal silo 1 (003) to conveyor (C3)	2,800	15,768,000	0.0009	80	5.5	0.50	2.49	1.40	7.02
	Conveyor (A3) to Conveyor (C2)	4,000	10,000,000	0.0009	80	5.5	0.71	3.56	0.89	4.45
003C	Raw coal silo 1 (003) to stockpile (006)	2,800	0	0.0009	0	5.5	2.49	2.49	0.00	0.00
005	Conveyor (C2) to raw coal stockpile 1 (006)	4,000	10,000,000	0.0009	50	5.5	1.78	3.56	2.22	4.45
006A	Raw coal stockpile 1 (006) pile grading (006A)	1,200	1,000,000	0.0009	0	5.5	1.07	1.07	0.44	0.44
007	Conveyor (C3) to conveyor (C4)	2,800	15,768,000	0.0009	50	5.5	1.25	2.49	3.51	7.02
012	Raw coal stockpile 1 (006) to conveyor (C3)	2,800	10,000,000	0.0009	50	5.5	1.25	2.49	2.22	4.45
017A	Clean coal silo 1 (017) to conveyor (C7A)	4,000	15,768,000	0.0008	80	6.0	0.63	3.15	1.24	6.21
019	Conveyor (C7) to railroad loadout 1 (020)	4,000	15,768,000	0.0008	80	6.0	0.63	3.15	1.24	6.21
021	Railroad loadout (020) to railcar	4,000	15,768,000	0.0008	50	6.0	1.58	3.15	3.11	6.21
021A	Conveyor (C7) to conveyor (C8)	1,200	10,512,000	0.0008	80	6.0	0.19	0.95	0.83	4.14
023	Conveyor (C8) to conveyor (C9)	1,200	10,512,000	0.0008	80	6.0	0.19	0.95	0.83	4.14
024A	Conveyor (C9) to conveyor (C10)	1,300	11,388,000	0.0008	80	6.0	0.20	1.02	0.90	4.49
027	Conveyor (C11) to conveyor (C11A)	800	4,380,000	0.0007	80	6.5	0.11	0.56	0.31	1.54
027A	Conveyor (C11A) to refuse bin 1 (028)	800	4,380,000	0.0007	80	6.5	0.11	0.56	0.31	1.54
029	Refuse bin 1 (028) to ground	800	0	0.0007	0	6.5	0.56	0.56	0.00	0.00
RTP1	Refuse bin 1 (028) to conveyor (C11B)	800	4,380,000	0.0007	50	6.5	0.28	0.56	0.77	1.54
RTP2	Conveyor (C11B) to refuse bin 2 (RB2)	800	4,380,000	0.0007	50	6.5	0.28	0.56	0.77	1.54
RTP3	Refuse bin 2 (RB2) to refuse trucks/pans (052E and 052F)	800	4,380,000	0.0007	0	6.5	0.56	0.56	1.54	1.54
RTP4	Refuse bin 1 (028) to conveyor (C11C)	800	0	0.0007	50	6.5	0.28	0.56	0.00	0.00
RTP5	Conveyor (C11C) to refuse bin 3 (RB3)	800	0	0.0007	50	6.5	0.28	0.56	0.00	0.00
RTP6	Refuse bin 3 (RB3) to refuse trucks/pans (052E and 052F)	800	0	0.0007	0	6.5	0.56	0.56	0.00	0.00

Table 2. Transfer Points

EMISSIONS CALCULATIONS

Flow Diagram ID	Emission Source Description	Transfer Capacity		PM Emission Factor ^a (lb/ton)	Contr. Effic. ^b (%)	Moist. Content (%)	Potential to Emit			
		(tph)	(tpy)				PM (lb/hr)		PM (tpy)	
							Controlled	Uncontrolled	Controlled	Uncontrolled
030	Refuse grading	800	4,380,000	0.0007	0	6.5	0.56	0.56	1.54	1.54
031A	Vehicles to refuse area	800	4,380,000	0.0007	0	6.5	0.56	0.56	1.54	1.54
032A	Clean coal stockpile 3 (032) pile grading (032A)	1,000	8,760,000	0.0012	0	4.5	1.18	1.18	5.16	5.16
033	Reclaim feeder to Conveyor (C12)	1,200	10,512,000	0.0012	50	4.5	0.71	1.41	3.10	6.19
033A	Clean coal stockpile 3 (032) to reclaim feeder	1,200	10,512,000	0.0012	0	4.5	1.41	1.41	6.19	6.19
034A	Conveyor (C12) to conveyor (C9)	1,200	10,512,000	0.0012	80	4.5	0.28	1.41	1.24	6.19
035	Trucks to clean coal stockpile 3 (032)	1,000	8,760,000	0.0012	0	4.5	1.18	1.18	5.16	5.16
036	Pans to clean coal stockpile 3 (032)	1,000	8,760,000	0.0012	0	4.5	1.18	1.18	5.16	5.16
037A	Clean coal/raw coal stockpile 2 (037) pile grading (037A)	1,200	10,512,000	0.0009	0	5.5	1.07	1.07	4.68	4.68
038	Pans to clean coal/raw coal stockpile 2 (037)	1,200	10,512,000	0.0009	0	5.5	1.07	1.07	4.68	4.68
039	Pans reclaim from clean coal/raw coal stockpile 2 (037)	1,200	10,512,000	0.0009	0	5.5	1.07	1.07	4.68	4.68
040	Trucks to clean coal/raw coal stockpile 2 (037)	1,200	10,512,000	0.0009	0	5.5	1.07	1.07	4.68	4.68
041	Endloader to trucks	1,200	10,512,000	0.0009	0	5.5	1.07	1.07	4.68	4.68
042	Trucks to raw coal stockpile 1 (006)	1,200	10,512,000	0.0009	0	5.5	1.07	1.07	4.68	4.68
043	Pans to raw coal stockpile 1 (006)	1,200	10,512,000	0.0009	0	5.5	1.07	1.07	4.68	4.68
060	Conveyor (C4) to new wet wash preparation plant	2,800	15,768,000	0.0009	80	5.5	0.50	2.49	1.40	7.02
061	Conveyor (C16) to conveyor (C18) or conveyor (C9)	1,800	15,768,000	0.0008	80	6.0	0.28	1.42	1.24	6.21
062	Conveyor (C17) to conveyor (C18) or conveyor (C9)	1,800	0	0.0009	80	5.5	0.32	1.60	0.00	0.00
063	Conveyor (C18) to conveyor (C19) or clean coal silo 1 (017)	1,800	15,768,000	0.0008	80	6.0	0.28	1.42	1.24	6.21
064	Conveyor (C19) to clean coal silo 2 (069)	1,800	15,768,000	0.0008	80	6.0	0.28	1.42	1.24	6.21
065	Clean coal silo 2 (069) to conveyor 20 (C20)	4,000	15,768,000	0.0008	80	6.0	0.63	3.15	1.24	6.21
066	Conveyor (C20) to conveyor (C7A)	4,000	15,768,000	0.0008	80	6.0	0.63	3.15	1.24	6.21
067	Conveyor (C7A) to conveyor (C7)	4,000	15,768,000	0.0008	80	6.0	0.63	3.15	1.24	6.21
STP1	Conveyor (C7) to conveyor (SC1)	5	43,800	0.0008	80	6.0	0.00	0.00	0.00	0.02
STP2	Conveyor (SC1) to pulverizer (CR1)	5	43,800	0.0008	80	6.0	0.00	0.00	0.00	0.02
STP3	Pulverizer (CR1) to conveyor (SC2)	5	43,800	0.0008	80	6.0	0.00	0.00	0.00	0.02
STP4	Chute to conveyor (C7)	5	43,800	0.0008	80	6.0	0.00	0.00	0.00	0.02
068	Conveyor (C21) to conveyor (C11)	800	4,380,000	0.0007	80	6.5	0.11	0.56	0.31	1.54
RTP7	Conveyor (C13) to refuse bin (RB4)	800	4,380,000	0.0007	80	6.5	0.11	0.56	0.31	1.54
RTP8	Refuse bin 4 (RB4) to refuse trucks/pans (052G)	800	4,380,000	0.0007	50	6.5	0.28	0.56	0.77	1.54
TOTAL PM							43.91	119.32	111.50	267.04
TOTAL PM₁₀^c							20.77	56.44	52.74	126.30
TOTAL PM_{2.5}^d							3.14	8.55	7.99	19.13

EMISSION FACTORS AND ASSUMPTIONS

a. Transfer Points (batch and continuous drop operation) -

AP42, Section 13.2.4.3, Aggregate Handling and Storage Piles

$$\text{Particulate (lb/ton)} = k \cdot (0.0032)^{1.3} / (M/2)^{1.4}$$

where: k = particle size multiplier (0.74 for TSP; 0.35 for PM10; 0.053 for PM2.5)
 U = mean wind speed (@ 7 mph for all sources)
 M = material moisture content (%)

b. Control efficiency for full and partial enclosure taken from application instructions for G10-D available from WVDEP.

c. Total PM₁₀ Emissions = Total PM Emissions * (k_{PM10}/k_{PM})

d. Total PM_{2.5} Emissions = Total PM Emissions * (k_{PM2.5}/k_{PM})

Table 3. Breaking and Crushing

POTENTIAL PROCESS DATA

A006A Capacity	1,000 tph	Full Enclosure
A006A Capacity	3,942,000 tpy	
CR1 Capacity	5 tph	
CR1 Capacity	43,800 tpy	
Control Efficiency	80%	

DIMENSIONAL ANALYSIS

Mass Conversion	2,000 lb/ton	NIST SP1038
-----------------	--------------	-------------

EMISSION FACTORS

PM - Primary Crushing	0.02 lb/ton	Air Pollution Engineering Manual and References
PM ₁₀ - Primary Crushing	9.52E-03 lb/ton	= PM Emission Factor / 2.1 (lbs PM/lbs PM ₁₀)
PM _{2.5} - Primary Crushing	1.43E-03 lb/ton	= PM Emission Factor / 14 (lbs PM/lbs PM _{2.5})
PM - Secondary & Tertiary Crushing	0.06 lb/ton	Air Pollution Engineering Manual and References
PM ₁₀ - Secondary & Tertiary Crushing	2.86E-02 lb/ton	= PM Emission Factor / 2.1 (lbs PM/lbs PM ₁₀)
PM _{2.5} - Secondary & Tertiary Crushing	4.29E-03 lb/ton	= PM Emission Factor / 14 (lbs PM/lbs PM _{2.5})

EMISSIONS CALCULATIONS

Uncontrolled

Crusher	Potential Emissions - PM		Potential Emissions - PM ₁₀		Potential Emissions - PM _{2.5}	
	lb/hr ^a	tpy ^b	lb/hr ^a	tpy ^b	lb/hr ^a	tpy ^b
A006A	20.00	39.42	9.52	18.77	1.43	2.82
CR1	0.30	1.31	0.14	0.63	0.02	0.09
TOTAL	20.30	40.73	9.67	19.40	1.45	2.91

^a Pollutant Emissions (lb/hr) = Crusher Capacity (tph) * Pollutant Emission Factor (lb/ton)

^b Pollutant Emissions (tpy) = Crusher Capacity (tpy) * Pollutant Emission Factor (lb/ton) / 2,000 (lbs/ton)

Controlled

Crusher	Potential Emissions - PM		Potential Emissions - PM ₁₀		Potential Emissions - PM _{2.5}	
	lb/hr ^a	tpy ^b	lb/hr ^a	tpy ^b	lb/hr ^a	tpy ^b
A006A	4.00	7.88	1.90	3.75	0.29	0.56
CR1	0.06	0.26	0.03	0.13	4.29E-03	0.02
TOTAL	4.06	8.15	1.93	3.88	0.29	0.58

^a Pollutant Emissions (lb/hr) = Crusher Capacity (tph) * Pollutant Emission Factor (lb/ton) * (1-Control Efficiency (%))

^b Pollutant Emissions (tpy) = Crusher Capacity (tpy) * Pollutant Emission Factor (lb/ton) / 2,000 (lbs/ton) * (1-Control Efficiency(%))

Table 4. Screening

POTENTIAL PROCESS DATA

A006 Capacity	4,000 tph	Full Enclosure
A006 Capacity	15,768,000 tpy	
Control Efficiency	80%	

DIMENSIONAL ANALYSIS

Mass Conversion	2,000 lb/ton	NIST SP1038
-----------------	--------------	-------------

EMISSION FACTORS

PM	0.10 lb/ton	Air Pollution Engineering Manual and References
PM ₁₀	4.76E-02 lb/ton	= PM Emission Factor / 2.1 (lbs PM/lbs PM ₁₀)
PM _{2.5}	7.14E-03 lb/ton	= PM Emission Factor / 14 (lbs PM/lbs PM _{2.5})

EMISSIONS CALCULATIONS

Uncontrolled

Screen	Potential Emissions - PM		Potential Emissions - PM ₁₀		Potential Emissions - PM _{2.5}	
	lb/hr ^a	tpy ^b	lb/hr ^a	tpy ^b	lb/hr ^a	tpy ^b
A006	400.00	788.40	190.48	375.43	28.57	56.31
TOTAL	400.00	788.40	190.48	375.43	28.57	56.31

^a Pollutant Emissions (lb/hr) = Screener Capacity (tph) * Pollutant Emission Factor (lb/ton)

^b Pollutant Emissions (tpy) = Screener Capacity (tpy) * Pollutant Emission Factor (lb/ton) / 2,000 (lbs/ton)

Controlled

Screen	Potential Emissions - PM		Potential Emissions - PM ₁₀		Potential Emissions - PM _{2.5}	
	lb/hr ^a	tpy ^b	lb/hr ^a	tpy ^b	lb/hr ^a	tpy ^b
A006	80.00	157.68	38.10	75.09	5.71	11.26
TOTAL	80.00	157.68	38.10	75.09	5.71	11.26

^a Pollutant Emissions (lb/hr) = Screener Capacity (tph) * Pollutant Emission Factor (lb/ton) * (1-Control Efficiency (%))

^b Pollutant Emissions (tpy) = Screener Capacity (tpy) * Pollutant Emission Factor (lb/ton) / 2,000 (lbs/ton) * (1-Control Efficiency (%))

Table 5. Dust Exhaust Fans

EMISSIONS CALCULATIONS

Uncontrolled

Source	Potential Emissions - PM		Potential Emissions - PM ₁₀		Potential Emissions - PM _{2.5}	
	lb/hr ^a	tpy ^b	lb/hr ^a	tpy ^b	lb/hr ^a	tpy ^b
P002 ^a	4.70	20.59	2.24	9.80	0.34	1.47
P003 ^b	10.00	43.80	4.76	20.86	0.71	3.13
TOTAL	14.70	64.39	7.00	30.66	1.05	4.60

a. Dust exhaust fan, emission point P002, controls the conveyor to conveyor transfer of C9 to C10 on the overland conveyor belt system to Harrison Station. Emission rate based on source testing conducted on May 3-4, 1995.

b. Dust exhaust fan, emission point P003, controls the transfer of fine clean coal within the preparation plant. Emission rate based on source testing conducted on May 3-4, 1995.

Controlled

Source	Potential Emissions - PM		Potential Emissions - PM ₁₀		Potential Emissions - PM _{2.5}	
	lb/hr ^a	tpy ^b	lb/hr ^a	tpy ^b	lb/hr ^a	tpy ^b
P002a	4.70	20.59	2.24	9.80	0.34	1.47
P003b	0.50	2.19	0.24	1.04	0.04	0.16
TOTAL	5.20	22.78	2.48	10.84	0.37	1.63

a. Dust exhaust fan, emission point P002, controls the conveyor to conveyor transfer of C9 to C10 on the overland conveyor belt system to Harrison Station. Emission rate based on source testing conducted on May 3-4, 1995.

b. Dust exhaust fan, emission point P003, controls the transfer of fine clean coal within the preparation plant. Emission rate based on source testing conducted on May 3-4, 1995.

Table 6. Haulroads

$$E = k (s/12)^a (W/3)^b (365-P)/365$$

AP-42 Section 13.2.2, Equation 2 (November 2006)

DIMENSIONAL ANALYSIS

Mass Conversion	2,000 lb/ton	NIST SP1038
-----------------	--------------	-------------

POTENTIAL VEHICLE PARAMETERS

Path	Roadway Length - Round Trip (miles/vehicle) ^a	Vehicle Traffic (trips/hr)	Vehicle Traffic (trips/year)	Mean Vehicle Wt. & Capacity (tons)
052 A/B - Raw Coal	0.50	5	37,543	29.50
052 C/D - Clean Coal	0.60	5	37,543	29.50
052 E/F - Refuse	2.20	25	134,769	48.13

OPERATING PARAMETERS

Potential VMT - Raw Coal	2.5 miles/hr	= Roadway Length (miles/vehicle) * Vehicle Traffic (trips/hr)
Potential VMT - Clean Coal	3.0 miles/hr	= Roadway Length (miles/vehicle) * Vehicle Traffic (trips/hr)
Potential VMT - Refuse	55.0 miles/hr	= Roadway Length (miles/vehicle) * Vehicle Traffic (trips/hr)
Potential VMT - Raw Coal	18,771.5 miles/year	= Roadway Length (miles/vehicle) * Vehicle Traffic (trips/year)
Potential VMT - Clean Coal	22,525.8 miles/year	= Roadway Length (miles/vehicle) * Vehicle Traffic (trips/year)
Potential VMT - Refuse	296,491.8 miles/year	= Roadway Length (miles/vehicle) * Vehicle Traffic (trips/year)
Silt Loading	10 %	
Number of Days w/ at least 0.01" of Precipitation (P)	157 days	Consistent with G10-D application instructions
Control Efficiency	70%	Consistent with G10-D application instructions for use of a water truck on unpaved surfaces.

EMISSION FACTORS

Pollutant

Particle Size Multiplier - PM (k)	4.9 lb/VMT	AP-42 Section 13.2.2, Table 13.2.2-2 (11/06)
Particle Size Multiplier - PM10 (k)	1.5 lb/VMT	AP-42 Section 13.2.2, Table 13.2.2-2 (11/06)
Particle Size Multiplier - PM2.5 (k)	0.15 lb/VMT	AP-42 Section 13.2.2, Table 13.2.2-2 (11/06)
Empirical Constant - PM, a	0.7	AP-42 Section 13.2.2, Table 13.2.2-2 (11/06)
Empirical Constant - PM ₁₀ /PM _{2.5} , a	0.9	AP-42 Section 13.2.2, Table 13.2.2-2 (11/06)
Empirical Constant - PM/PM ₁₀ /PM _{2.5} , b	0.45	AP-42 Section 13.2.2, Table 13.2.2-2 (11/06)
PM Emission Factor - Raw/Clean Coal	6.87 lb/VMT	$E = k_{PM} (s/12)^a (W/3)^b \times (365-P)/365$
PM ₁₀ Emission Factor - Raw/Clean Coal	2.03 lb/VMT	$E = k_{PM10} (s/12)^a (W/3)^b \times (365-P)/365$
PM _{2.5} Emission Factor - Raw/Clean Coal	0.20 lb/VMT	$E = k_{PM2.5} (s/12)^a (W/3)^b \times (365-P)/365$
PM Emission Factor - Refuse	8.57 lb/VMT	$E = k_{PM} (s/12)^a (W/3)^b \times (365-P)/365$
PM ₁₀ Emission Factor - Refuse	2.53 lb/VMT	$E = k_{PM10} (s/12)^a (W/3)^b \times (365-P)/365$
PM _{2.5} Emission Factor - Refuse	0.25 lb/VMT	$E = k_{PM2.5} (s/12)^a (W/3)^b \times (365-P)/365$

Table 6. Haulroads

$$E = k (s/12)^a (W/3)^b (365-P)/365$$

AP-42 Section 13.2.2, Equation 2 (November 2006)

EMISSIONS CALCULATIONS

Uncontrolled

Path	Potential Emissions - PM		Potential Emissions - PM ₁₀		Potential Emissions - PM _{2.5}	
	lb/hr ^a	tpy ^b	lb/hr ^a	tpy ^b	lb/hr ^a	tpy ^b
052 A/B - Raw Coal	17.19	64.52	5.07	19.05	0.51	1.90
052 C/D - Clean Coal	20.62	77.43	6.09	22.85	0.61	2.29
052 E/F - Refuse	471.29	1270.30	139.11	374.94	13.91	37.49
TOTAL	509.10	1412.25	150.27	416.84	15.03	41.68

^a Potential uncontrolled Pollutant Emissions (lb/hr) = Potential Paved VMT (miles/hr) x Path Pollutant EF (lb/VMT)

^b Potential uncontrolled Pollutant Emissions (tpy) = Potential Paved VMT (miles/yr) x Path Pollutant EF (lb/VMT) / 2,000 (lbs/ton)

Controlled

Path	Potential Emissions - PM		Potential Emissions - PM ₁₀		Potential Emissions - PM _{2.5}	
	lb/hr ^a	tpy ^b	lb/hr ^a	tpy ^b	lb/hr ^a	tpy ^b
052 A/B - Raw Coal	5.16	19.36	1.52	5.71	0.15	0.57
052 C/D - Clean Coal	6.19	23.23	1.83	6.86	0.18	0.69
052 E/F - Refuse	141.39	381.09	41.73	112.48	4.17	11.25
TOTAL	152.73	423.67	45.08	125.05	4.51	12.51

^a Potential controlled Pollutant Emissions (lb/hr) = Potential Paved VMT (miles/hr) x Path Pollutant EF (lb/VMT) * (1-Control Efficiency (%))

^b Potential controlled Pollutant Emissions (tpy) = Potential Paved VMT (miles/yr) x Path Pollutant EF (lb/VMT) / 2,000 (lbs/ton) * (1-Control Efficiency (%))

Table 7. Stockpiles

POTENTIAL PROCESS DATA

Raw Coal Stockpile 1 (006) Size	9.69 acres
Clean Coal Stockpile 3 (032) Size	2.6 acres
Clean Coal/Raw Coal Stockpile 2 (037) Size	4.8 acres
Refuse Disposal Area (031) Size	244 acres
Refuse Disposal Area Control Efficiency	75%
Clean/Raw Coal Stockpile Control Efficiency	50%

Due to watering in accordance with application instructions for G10-D
 Due to moisture content of stored material; assumed consistent with calculations for similar facilities

DIMENSIONAL ANALYSIS

Mass Conversion	2,000 lb/ton
Time Conversion	365 days/yr
Time Conversion	24 hrs/day

NIST SP1038

EMISSION FACTORS

Silt Content (s)	5 %
Precipitation Days (p)	157 days
% of Time Wind Speed Exceeds 12 mph (f)	20 %
PM Emission Factor	6.69 lb/day/acre
PM ₁₀ Emission Factor	3.18 lb/day/acre
PM _{2.5} Emission Factor	0.48 lb/day/acre

WV general permit G10-D emission calculation spreadsheet
 WV general permit G10-D emission calculation spreadsheet
 $E = (1.7) (s/1.5) [(365-p) / 235] (f/15)$; From Air pollution Engineering Manual and References
 = PM Emission Factor / 2.1 (lbs PM/lbs PM₁₀)
 = PM Emission Factor / 14 (lbs PM/lbs PM_{2.5})

EMISSIONS CALCULATIONS

Uncontrolled

Pile	Potential Emissions - PM		Potential Emissions - PM ₁₀		Potential Emissions - PM _{2.5}	
	lb/hr ^a	tpy ^b	lb/hr ^a	tpy ^b	lb/hr ^a	tpy ^b
Raw Coal Stockpile 1 (006)	2.70	11.83	1.29	5.63	0.19	0.84
Clean Coal Stockpile 3 (032)	0.72	3.17	0.34	1.51	0.05	0.23
Clean Coal/Raw Coal Stockpile 2 (037)	1.34	5.86	0.64	2.79	0.10	0.42
Refuse Disposal Area (031)	67.99	297.79	32.38	141.81	4.86	21.27
TOTAL	72.75	318.65	34.64	151.74	5.20	22.76

^a Pollutant Emissions (lb/hr) = Pile Size (acres) * Pollutant Emission Factor (lb/day/acre) / 24 (hours/day)

^b Pollutant Emissions (tpy) = Pile Size (acres) * Pollutant Emission Factor (lb/day/acre) * 365 (days/year) / 2,000 (lbs/ton)

Controlled

Pile	Potential Emissions - PM		Potential Emissions - PM ₁₀		Potential Emissions - PM _{2.5}	
	lb/hr ^a	tpy ^b	lb/hr ^a	tpy ^b	lb/hr ^a	tpy ^b
Raw Coal Stockpile 1 (006)	1.35	5.91	0.64	2.82	0.10	0.42
Clean Coal Stockpile 3 (032)	0.36	1.59	0.17	0.76	0.03	0.11
Clean Coal/Raw Coal Stockpile 2 (037)	0.67	2.93	0.32	1.39	0.05	0.21
Refuse Disposal Area (031)	17.00	74.45	8.09	35.45	1.21	5.32
TOTAL	19.38	84.88	9.23	40.42	1.38	6.06

^a Pollutant Emissions (lb/hr) = Pile Size (acres) * Pollutant Emission Factor (lb/day/acre) / 24 (hours/day) * (1-Pile Control Efficiency (%))

^b Pollutant Emissions (tpy) = Pile Size (acres) * Pollutant Emission Factor (lb/day/acre) * 365 (days/year) / 2,000 (lbs/ton) * (1-Pile Control Efficiency (%))

Division of Air Quality Permit Application Submittal

Please find attached a permit application for :

[Company Name; Facility Location]

- DAQ Facility ID (for existing facilities only):
- Current 45CSR13 and 45CSR30 (Title V) permits associated with this process (for existing facilities only):

Type of NSR Application (check all that apply):

- Construction
- Modification
- Class I Administrative Update
- Class II Administrative Update
- Relocation
- Temporary
- Permit Determination

Type of 45CSR30 (TITLE V) Application:

- Title V Initial
- Title V Renewal
- Administrative Amendment**
- Minor Modification**
- Significant Modification**
- Off Permit Change

****If the box above is checked, include the Title V revision information as ATTACHMENT S to the combined NSR/Title V application.**

Payment Type:

- Credit Card (Instructions to pay by credit card will be sent in the Application Status email.)
- Check (Make checks payable to: WVDEP – Division of Air Quality)

Mail checks to:
WVDEP – DAQ – Permitting
Attn: NSR Permitting Secretary
601 57th Street, SE
Charleston, WV 25304

Please wait until DAQ emails you the Facility ID Number and Permit Application Number. Please add these identifiers to your check or cover letter with your check.

If the permit writer has any questions, please contact (all that apply):

- Responsible Official/Authorized Representative

- Name:
- Email:
- Phone Number:

- Company Contact

- Name:
- Email:
- Phone Number:

- Consultant

- Name:
- Email:
- Phone Number:



Roberts, Daniel P <daniel.p.roberts@wv.gov>

FW: [External] Harrison County Coal Resources, Inc.; Harrison County, WV

1 message

McCumbers, Carrie <Carrie.McCumbers@wv.gov>

Mon, Mar 8, 2021 at 7:58 AM

To: "Mink, Stephanie R" <Stephanie.R.Mink@wv.gov>

Cc: "Roberts, Daniel P" <Daniel.P.Roberts@wv.gov>, "McKeone, Beverly D" <Beverly.D.Mckeone@wv.gov>

Please assign this renewal to Dan Roberts as R30-03300018-2021.

Thanks,

Carrie

From: Barto, Eric <ebarto@acnrinc.com>**Sent:** Wednesday, March 3, 2021 12:26 PM**To:** DEP Air Quality Permitting <DEPAirQualityPermitting@wv.gov>**Subject:** [External] Harrison County Coal Resources, Inc.; Harrison County, WV

CAUTION: External email. Do not click links or open attachments unless you verify sender.

Please see attached Title V Permit Renewal application for R13-13-2306F and R30-03300018-2016. If there are any questions or concerns, please let me know.

Thanks,

Eric Barto

Permit Engineer



46226 National Road | St. Clairsville, OH 43950

Office: (740) 338-3218 Cell: (304) 780-1820

EMAIL ADDRESS HAS CHANGED. PLEASE UPDATE YOUR CONTACT INFORMATION to: ebarto@acnrinc.com

2 attachments

 **Email Cover Letter fillable rev 3-18_p.pdf**
100K

 **Harrison County Coal Resources Inc 2021 Title V Renewal 030321.pdf**
9717K

Division of Air Quality Permit Application Submittal

Please find attached a permit application for :
[Company Name; Facility Location]

- DAQ Facility ID (for existing facilities only):
- Current 45CSR13 and 45CSR30 (Title V) permits associated with this process (for existing facilities only):

• **Type of NSR Application (check all that apply):**

- Construction
- Modification
- Class I Administrative Update
- Class II Administrative Update
- Relocation
- Temporary
- Permit Determination

• **Type of 45CSR30 (TITLE V) Application:**

- Title V Initial
- Title V Renewal
- Administrative Amendment**
- Minor Modification**
- Significant Modification**
- Off Permit Change

****If the box above is checked, include the Title V revision information as ATTACHMENTS to the combined NSR/Title V application.**

• **Payment Type:**

- Credit Card (Instructions to pay by credit card will be sent in the Application Status email.)
- Check (Make checks payable to: WVDEP – Division of Air Quality)

Mail checks to:
WVDEP – DAQ – Permitting
Attn: NSR Permitting Secretary
601 57th Street, SE
Charleston, WV 25304

Please wait until DAQ emails you the Facility ID Number and Permit Application Number. Please add these identifiers to your check or cover letter with your check.

• **If the permit writer has any questions, please contact (all that apply):**

- Responsible Official/Authorized Representative**

- **Name:**
- **Email:**
- **Phone Number:**

- Company Contact**

- **Name:**
- **Email:**
- **Phone Number:**

- Consultant**

- **Name:**
- **Email:**
- **Phone Number:**

March 3, 2021

Ms. Laura Crowder
Director
WV DEP – Division of Air Quality
601 57th Street, SE
Charleston, WV 25304
Laura.M.Crowder@WV.gov

*RE: Harrison County Coal Resources, Inc. – Harrison County Mine Preparation Plant
R30 Renewal Application*

Dear Ms. Crowder:

Harrison County Coal Resources, Inc. (HCCR) operates a coal preparation plant in Harrison County, West Virginia (Harrison County Mine Preparation Plant). The Harrison County Mine Preparation Plant currently operates in accordance with the terms and conditions of Title V Operating Permit R30-03300018-2016 effective September 21, 2016 and expiring September 7, 2021. In accordance with 40 CSR§30-4.1.a.3, HCCR is required to have submitted a complete Title V renewal application at least six (6) months prior to the date of permit expiration (i.e., not later than March 7, 2021). Please find enclosed the Title V Renewal application with the required attachments and forms, as specified in the Division of Air Quality's (DAQ's) General Instructions for Title V Renewal Permit Applications.

Should you have any questions on this renewal application, please do not hesitate to contact either Mr. Mike Burr of Trinity Consultants at (216) 278-0500, or Mr. Eric Barto at (740) 338-3218.

Sincerely,

HARRISON COUNTY COAL RESOURCES, INC.



Kimberly Betcher
Director of Permitting

HARRISON COUNTY COAL RESOURCES, INC
R30 Renewal Application

**Harrison County Coal Resources, Inc. / Harrison County
Mine Preparation Plant**

Prepared By:

TRINITY CONSULTANTS
3601 Green Rd.
Suite 102
Beachwood, OH 44122
(216) 278-0500

March 2021

Project 213602.0002



TABLE OF CONTENTS

GENERAL APPLICATION FORM	1
ATTACHMENT A. AREA MAP	A-1
ATTACHMENT B. PLOT PLAN	B-1
ATTACHMENT C. PROCESS FLOW DIAGRAM	C-1
ATTACHMENT D. EMISSION UNIT TABLE	D-1
ATTACHMENT E. EMISSION UNIT FORMS	E-1
ATTACHMENT G. AIR POLLUTION CONTROL DEVICE FORMS	G-1
ATTACHMENT I. SUPPORTING EMISSION CALCULATIONS	I-1

GENERAL APPLICATION FORM



**WEST VIRGINIA DEPARTMENT OF ENVIRONMENTAL
PROTECTION
DIVISION OF AIR QUALITY**

601 57th Street SE
Charleston, WV 25304
Phone: (304) 926-0475

www.dep.wv.gov/daq

Received
March 3, 2021
WV DEP/Div of Air Quality

INITIAL/RENEWAL TITLE V PERMIT APPLICATION - GENERAL FORMS

Section 1: General Information

<p>1. Name of Applicant (As registered with the WV Secretary of State's Office): Harrison County Coal Resources, Inc.</p>	<p>2. Facility Name or Location: Harrison County Mine Preparation Plant</p>
<p>3. DAQ Plant ID No.: 033-00018</p>	<p>4. Federal Employer ID No. (FEIN): 85-1474740</p>
<p>5. Permit Application Type:</p> <p><input type="checkbox"/> Initial Permit When did operations commence? 05/1968</p> <p><input checked="" type="checkbox"/> Permit Renewal What is the expiration date of the existing permit? 9/7/2021</p> <p><input type="checkbox"/> Update to Initial/Renewal Permit Application</p>	
<p>6. Type of Business Entity:</p> <p><input checked="" type="checkbox"/> Corporation <input type="checkbox"/> Governmental Agency <input type="checkbox"/> LLC <input type="checkbox"/> Partnership <input type="checkbox"/> Limited Partnership</p>	<p>7. Is the Applicant the:</p> <p><input type="checkbox"/> Owner <input checked="" type="checkbox"/> Operator <input type="checkbox"/> Both</p> <p>If the Applicant is not both the owner and operator, please provide the name and address of the other party.</p> <p>_____ _____ _____</p>
<p>8. Number of onsite employees: 50</p>	
<p>9. Governmental Code:</p> <p><input checked="" type="checkbox"/> Privately owned and operated; 0 <input type="checkbox"/> County government owned and operated; 3 <input type="checkbox"/> Federally owned and operated; 1 <input type="checkbox"/> Municipality government owned and operated; 4 <input type="checkbox"/> State government owned and operated; 2 <input type="checkbox"/> District government owned and operated; 5</p>	
<p>10. Business Confidentiality Claims</p> <p>Does this application include confidential information (per 45CSR31)? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p> <p>If yes, identify each segment of information on each page that is submitted as confidential, and provide justification for each segment claimed confidential, including the criteria under 45CSR§31-4.1, and in accordance with the DAQ's "PRECAUTIONARY NOTICE-CLAIMS OF CONFIDENTIALITY" guidance.</p>	

11. Mailing Address		
Street or P.O. Box: 46226 National Road W		
City: St. Clairsville	State: OH	Zip: 43950
Telephone Number: (740) 338-3100	Fax Number: (740) 338-3416	

12. Facility Location		
Street: 372 Robinson Mine Road	City: Shinnston	County: Harrison
UTM Easting: 554.82 km	UTM Northing: 4,361.54 km	Zone: <input checked="" type="checkbox"/> 17 or <input type="checkbox"/> 18
Directions: From US Route 19 in Shinnston, travel west on County Road 3 for 2.8 miles. Turn left on County Road ¾ for 1.2 miles to the preparation plant.		
Portable Source? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
Is facility located within a nonattainment area? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	If yes, for what air pollutants?	
Is facility located within 50 miles of another state? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	If yes, name the affected state(s). Ohio, Pennsylvania, Maryland	
Is facility located within 100 km of a Class I Area!? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	If yes, name the area(s). Dolly Sods Wilderness Otter Creek Wilderness	
If no, do emissions impact a Class I Area!? <input type="checkbox"/> Yes <input type="checkbox"/> No		
¹ Class I areas include Dolly Sods and Otter Creek Wilderness Areas in West Virginia, and Shenandoah National Park and James River Face Wilderness Area in Virginia.		

13. Contact Information		
Responsible Official: Kimberly Betcher		Title: Director of Permitting
Street or P.O. Box: 46226 National Road W		
City: St. Clairsville	State: OH	Zip: 43950
Telephone Number: (740) 338-3100	Fax Number: (740) 338-3416	
E-mail address: kimbetcher@acnrinc.com		
Environmental Contact: Eric Barto		Title: Permitting Engineer
Street or P.O. Box: 46226 National Road W		
City: St. Clairsville	State: OH	Zip: 43950
Telephone Number: (740) 338-3100	Fax Number: (740) 338-3416	
E-mail address: ebarto@acnrinc.com		
Application Preparer: Mike Burr		Title: Manager of Consulting Services
Company: Trinity Consultants		
Street or P.O. Box: 3601 Green Rd., Suite 102		
City: Beachwood	State: OH	Zip: 44122
Telephone Number: (216) 278-0500	Fax Number:	
E-mail address: mburr@trinityconsultants.com		

14. Facility Description

List all processes, products, NAICS and SIC codes for normal operation, in order of priority. Also list any process, products, NAICS and SIC codes associated with any alternative operating scenarios if different from those listed for normal operation.

Process	Products	NAICS	SIC
Coal Preparation Plant	Clean Coal	212112	1222

Provide a general description of operations.

Typical coal preparation plant operations – facility receives raw coal which is sized, washed, and shipped off site by truck or rail or belted directly to the Shinnston Power Plant. This facility does not have a thermal dryer.

15. Provide an **Area Map** showing plant location as **ATTACHMENT A**. See Attached.

16. Provide a **Plot Plan(s)**, e.g. scaled map(s) and/or sketch(es) showing the location of the property on which the stationary source(s) is located as **ATTACHMENT B**. For instructions, refer to “Plot Plan - Guidelines.” See Attached.

17. Provide a detailed **Process Flow Diagram(s)** showing each process or emissions unit as **ATTACHMENT C**. Process Flow Diagrams should show all emission units, control equipment, emission points, and their relationships. See Attached.

Section 2: Applicable Requirements

18. Applicable Requirements Summary	
Instructions: Mark all applicable requirements.	
<input type="checkbox"/> SIP	<input type="checkbox"/> FIP
<input checked="" type="checkbox"/> Minor source NSR (45CSR13)	<input type="checkbox"/> PSD (45CSR14)
<input type="checkbox"/> NESHAP (45CSR34)	<input type="checkbox"/> Nonattainment NSR (45CSR19)
<input checked="" type="checkbox"/> Section 111 NSPS	<input type="checkbox"/> Section 112(d) MACT standards
<input type="checkbox"/> Section 112(g) Case-by-case MACT	<input type="checkbox"/> 112(r) RMP
<input type="checkbox"/> Section 112(i) Early reduction of HAP	<input type="checkbox"/> Consumer/commercial prod. reqts., section 183(e)
<input type="checkbox"/> Section 129 Standards/Reqts.	<input type="checkbox"/> Stratospheric ozone (Title VI)
<input type="checkbox"/> Tank vessel reqt., section 183(f)	<input type="checkbox"/> Emissions cap 45CSR§30-2.6.1
<input type="checkbox"/> NAAQS, increments or visibility (temp. sources)	<input type="checkbox"/> 45CSR27 State enforceable only rule
<input checked="" type="checkbox"/> 45CSR4 State enforceable only rule	<input type="checkbox"/> Acid Rain (Title IV, 45CSR33)
<input type="checkbox"/> Emissions Trading and Banking (45CSR28)	<input type="checkbox"/> Compliance Assurance Monitoring (40CFR64)
<input type="checkbox"/> CAIR NO _x Annual Trading Program (45CSR39)	<input type="checkbox"/> CAIR NO _x Ozone Season Trading Program (45CSR40)
<input type="checkbox"/> CAIR SO ₂ Trading Program (45CSR41)	

19. Non Applicability Determinations
<p>List all requirements which the source has determined not applicable and for which a permit shield is requested. The listing shall also include the rule citation and the reason why the shield applies.</p> <p>N/A</p>
<input type="checkbox"/> Permit Shield

20. Facility-Wide Applicable Requirements

List all facility-wide applicable requirements. For each applicable requirement, include the underlying rule/regulation citation and/or construction permit with the condition number. (Note: Title V permit condition numbers alone are not the underlying applicable requirements).

	Rule/ Regulation/ K13 Permit	Existing R30 Permit Condition	Name	Requirement
1	45CSR§6-3.1.	3.1.1.	Open Burning	The open burning of refuse by any person, firm, corporation, association or public agency is prohibited except as noted in 45CSR§6-3.1.
2	45CSR§6-3.2.	3.1.2.	Open Burning Exemptions	The exemption listed in 45CSR§6-3.1. are subject to the following stipulation: Upon notification by the Secretary, no person shall cause or allow any form of open burning during existing or predicted periods of atmospheric stagnation. Notification shall be made by such means as the Secretary may deem necessary and feasible.
3	40CFR§61.145(b) and 45CSR34	3.1.3.	Asbestos	The permittee is responsible for thoroughly inspecting the facility, or part of the facility, prior to commencement of demolition or renovation for the presence of asbestos and complying with 40 C.F.R. § 61.145, 40 C.F.R. § 61.148, and 40 C.F.R. § 61.150. The permittee, owner, or operator must notify the Secretary at least ten (10) working days prior to the commencement of any asbestos removal on the forms prescribed by the Secretary if the permittee is subject to the notification requirements of 40 C.F.R. § 61.145(b)(3)(i). The USEPA, the Division of Waste Management and the Bureau for Public Health - Environmental Health require a copy of this notice to be sent to them.
4	45CSR§4-3.1 State-Enforceable only.	3.1.4.	Odor	No person shall cause, suffer, allow or permit the discharge of air pollutants which cause or contribute to an objectionable odor at any location occupied by the public.
5	45CSR§11-5.2.	3.1.5.	Standby Plan for Reducing Emissions	When requested by the Secretary, the permittee shall prepare standby plans for reducing the emissions of air pollutants in accordance with the objectives set forth in Tables I, II, and III of 45CSR11.
6	W. Va. Code§22-5-4(a)(14)	3.1.6.	Emission Inventory	The permittee is responsible for submitting, on an annual basis, an emission inventory in accordance with the submittal requirements of the Division of Air Quality.
7	40CFR82, Subpart F	3.1.7.	Ozone-depleting Substances	For those facilities performing maintenance, service, repair or disposal of appliances, the permittee shall comply with the standards for recycling and emissions reduction pursuant to 40 C.F.R. Part 82, Subpart F, except as provided for Motor Vehicle Air Conditioners (MVACs) in Subpart B: a. Persons opening appliances for maintenance, service, repair, or disposal must comply with the prohibitions and required practices pursuant to 40 C.F.R. §§ 82.154 and 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 C.F.R. § 82.158. c. Persons performing maintenance, service, repair, or disposal of appliances must be certified by an approved technician certification program pursuant to 40 C.F.R. § 82.161.
8	40CFR68	3.1.8.	Risk Management Plan	Should this stationary source, as defined in 40 C.F.R. § 68.3, become subject to Part 68, then the owner or operator shall submit a risk management plan (RMP) by the date specified in 40 C.F.R. § 68.10 and shall certify compliance with the requirements of Part 68 as part of the annual compliance certification as required by 40 C.F.R. Part 70 or 71.

Permit Shield

20. Facility-Wide Applicable Requirements (Continued) - Attach additional pages as necessary.

List all facility-wide applicable requirements. For each applicable requirement, include the underlying rule/regulation citation and/or construction permit with the condition number. (Note: Title V permit condition numbers alone are not the underlying applicable requirements).

	Rule/ Regulation/ R13 Permit	Existing R30 Permit Condition	Name	Requirement
9	W. Va. Code §22-5-4(a)(15) and 45CSR13	3.3.1.	Stack Testing	As per provisions set forth in this permit or as otherwise required by the Secretary, in accordance with the West Virginia Code, underlying regulations, permits and orders, the permittee shall conduct test(s) to determine compliance with the emission limitations set forth in this permit and/or established or set forth in underlying documents. The Secretary, or his duly authorized representative, may at his option witness or conduct such test(s). Should the Secretary exercise his option to conduct such test(s), the operator shall provide all necessary sampling connections and sampling ports to be located in such manner as the Secretary may require, power for test equipment and the required safety equipment, such as scaffolding, railings and ladders, to comply with generally accepted good safety practices. Such tests shall be conducted in accordance with the methods and procedures set forth in this permit or as otherwise approved or specified by the Secretary in accordance with the following: a. The Secretary may on a source-specific basis approve or specify additional testing or alternative testing to the test methods specified in the permit for demonstrating compliance with 40 C.F.R. Parts 60, 61, and 63, if applicable, in accordance with the Secretary's delegated authority and any established equivalency determination methods which are applicable. b. The Secretary may on a source-specific basis approve or specify additional testing or alternative testing to the test methods specified in the permit for demonstrating compliance with applicable requirements which do not involve federal delegation. In specifying or approving such alternative testing to the test methods, the Secretary, to the extent possible, shall utilize the same equivalency criteria as would be used in approving such changes under Section 3.3.1.a. of this permit. c. All periodic tests to determine mass emission limits from or air pollutant concentrations in discharge stacks and such other tests as specified in this permit shall be conducted in accordance with an approved test protocol. Unless previously approved, such protocols shall be submitted to the Secretary in writing at least thirty (30) days prior to any testing and shall contain the information set forth by the Secretary. In addition, the permittee shall notify the Secretary at least fifteen (15) days prior to any testing so the Secretary may have the opportunity to observe such tests. This notification shall include the actual date and time during which the test will be conducted and, if appropriate, verification that the tests will fully conform to a referenced protocol previously approved by the Secretary.
10	45CSR§5-12.1	3.3.2.	Stack Testing	At such reasonable times as the Director may designate, the owner or operator of a coal preparation plant may be required to conduct or have conducted stack tests to determine the dust loading in exhaust gases and mass emission rates of particulate matter. All tests to determine compliance with exhaust gas dust concentrations and particulate matter mass emission rates shall be conducted in accordance with Methods 1-5 of 40 CFR Part 60, Appendix A provided that all compliance tests must consist of not less than three (3) test runs, test run duration shall not be less than sixty (60) minutes, and not less than thirty (30) standard cubic feet of exhaust gas must be sampled during each test run. Should the Director exercise his option to conduct such tests, the operator will provide all necessary sampling connections and sampling ports to be located in such manner as the Director may require, power for test equipment and the required safety equipment such as scaffolding, railings, ladders, etc., to comply with generally accepted good safety practices.
11	40CSR§5-12.6	3.3.3.	Stacks	Any stack venting thermal dryer exhaust gases and/or air table exhaust gases or exhaust gases or air from any air pollution control device shall include straight runs of sufficient length to establish flow patterns consistent with acceptable stack sampling procedures. Flow straightening devices shall be required where cyclonic gas flow would exist in the absence of such devices.

Permit Shield

20. Facility-Wide Applicable Requirements (Continued) - Attach additional pages as necessary.

List all facility-wide applicable requirements. For each applicable requirement, include the underlying rule/regulation citation and/or construction permit with the condition number. (Note: Title V permit condition numbers alone are not the underlying applicable requirements).

	Rule/ Regulation/ R13 permit	Existing R30 permit Condition	Name	Requirement
12	45CSR§30-5.1.c.2.A.; 45CSR13, R13-2306D, 4.4.1.	3.4.1.	Monitoring Information	The permittee shall keep records of monitoring information that include the following: a. The date, place as defined in this permit and time of sampling or measurements; b. The date(s) analyses were performed; c. The company or entity that performed the analyses; d. The analytical techniques or methods used; e. The results of the analyses; and f. The operating conditions existing at the time of sampling or measurement.
13	45CSR§30-5.1.c.2.B	3.4.2.	Record Retention	The permittee shall retain records of all required monitoring data and support information for a period of at least five (5) years from the date of monitoring sample, measurement, report, application, or record creation date. Support information includes all calibration and maintenance records and all original strip-chart recordings for continuous monitoring instrumentation, and copies of all reports required by the permit. Where appropriate, records may be maintained in computerized form in lieu of the above records.
14	40CSR§30-5.1.c. State-Enforceable only.	3.4.3.	Odors	For the purposes of 45CSR4, the permittee shall maintain a record of all odor complaints received, any investigation performed in response to such a complaint, and any responsive action(s) taken.
15	45CSR§§30-4.4. and 5.1.c.3.D.	3.5.1.	Responsible Official	Any application form, report, or compliance certification required by this permit to be submitted to the DAQ and/or USEPA shall contain a certification by the responsible official that states that, based on information and belief formed after reasonable inquiry, the statements and information in the document are true, accurate and complete.
16	45CSR§30-5.1.c.3.E.	3.5.2.	Confidential Information	A permittee may request confidential treatment for the submission of reporting required under 45CSR§30-5.1.c.3. pursuant to the limitations and procedures of W.Va. Code § 22-5-10 and 45CSR31.
17	NA	3.5.3.	Addresses	All notices, requests, demands, submissions and other communications required or permitted to be made to the Secretary of DEP and/or USEPA shall be made in writing and shall be deemed to have been duly given when delivered by hand, mailed first class or by private carrier with postage prepaid to the address(es) set forth below or to such other person or address as the Secretary of the Department of Environmental Protection may designate: If to the DAQ: Director WVDEP Division of Air Quality 601 57th Street SE Charleston, WV 25304 Phone: 304/926-0475 FAX: 304/926-0478 If to the US EPA: Associate Director Office of Enforcement and Permits Review (3AP12) U. S. Environmental Protection Agency Region III 1650 Arch Street Philadelphia, PA 19103-2029

Permit Shield

20. Facility-Wide Applicable Requirements (Continued) - Attach additional pages as necessary.

List all facility-wide applicable requirements. For each applicable requirement, include the underlying rule/regulation citation and/or construction permit with the condition number. (Note: Title V permit condition numbers alone are not the underlying applicable requirements).

	Rule/ Regulation/ Title V Permit	Existing R30 permit Condition	Name	Requirement
18	45CSR§30-8.	3.5.4.	Certified Emissions Statement	The permittee shall submit a certified emissions statement and pay fees on an annual basis in accordance with the submittal requirements of the Division of Air Quality.
19	45CSR§30-5.3.e.	3.5.5.	Compliance Certification	The permittee shall certify compliance with the conditions of this permit on the forms provided by the DAQ. In addition to the annual compliance certification, the permittee may be required to submit certifications more frequently under an applicable requirement of this permit. The annual certification shall be submitted to the DAQ and USEPA on or before March 15 of each year, and shall certify compliance for the period ending December 31. The annual certification to the USEPA shall be submitted in electronic format only. It shall be submitted by email to the following address: 3R APD Permits@epa.gov The permittee shall maintain a copy of the certification on site for five (5) years from submittal of the certification.
20	45CSR§30-5.1.c.3.A.	3.5.6.	Semi-annual Monitoring Reports	The permittee shall submit reports of any required monitoring on or before September 15 for the reporting period January 1 to June 30 and on or before March 15 for the reporting period July 1 to December 31. All instances of deviation from permit requirements must be clearly identified in such reports. All required reports must be certified by a responsible official consistent with 45CSR§30-4.4.
21	NA	3.5.7.	Emergencies	For reporting emergency situations, refer to Section 2.17 of this permit.
22	45CSR§30-5.1.c.3.C. 45CSR§30-5.1.c.3.B.	3.5.8.	Deviations	a. In addition to monitoring reports required by this permit, the permittee shall promptly submit supplemental reports and notices in accordance with the following: 1. Any deviation resulting from an emergency or upset condition, as defined in 45CSR§30-5.7., shall be reported by telephone or telefax within one (1) working day of the date on which the permittee becomes aware of the deviation, if the permittee desires to assert the affirmative defense in accordance with 45CSR§30-5.7. A written report of such deviation, which shall include the probable cause of such deviations, and any corrective actions or preventative measures taken, shall be submitted and certified by a responsible official within ten (10) days of the deviation. 2. Any deviation that poses an imminent and substantial danger to public health, safety, or the environment shall be reported to the Secretary immediately by telephone or telefax. A written report of such deviation, which shall include the probable cause of such deviation, and any corrective actions or preventative measures taken, shall be submitted by the responsible official within ten (10) days of the deviation. 3. Deviations for which more frequent reporting is required under this permit shall be reported on the more frequent basis. 4. All reports of deviations shall identify the probable cause of the deviation and any corrective actions or preventative measures taken. b. The permittee shall, in the reporting of deviations from permit requirements, including those attributable to upset conditions as defined in this permit, report the probable cause of such deviations and any corrective actions or preventive measures taken in accordance with any rules of the Secretary.
23	45CSR§30-4.3.h.1.B.	3.5.9.	New Applicable Requirements	If any applicable requirement is promulgated during the term of this permit, the permittee will meet such requirements on a timely basis, or in accordance with a more detailed schedule if required by the applicable requirement.

Permit Shield

20. Facility-Wide Applicable Requirements (Continued) - Attach additional pages as necessary.

List all facility-wide applicable requirements. For each applicable requirement, include the underlying rule/regulation citation and/or construction permit with the condition number. (Note: Title V permit condition numbers alone are not the underlying applicable requirements).

	Rule/ Regulation/ Title V Permit	Existing R30 Permit Condition	Name	Requirement
24	NA	3.7.1.	Permit Shield	The permittee is hereby granted a permit shield in accordance with 45CSR§30-5.6. The permit shield applies provided the permittee operates in accordance with the information contained within this permit.
25	NA	3.7.2.	Permit Shield	The following requirements specifically identified are not applicable to the source based on the determinations set forth below. The permit shield shall apply to the following requirements provided the conditions of the determinations are met. None.

Permit Shield

For all facility-wide applicable requirements listed above, provide monitoring/testing/recordkeeping/ reporting which shall be used to demonstrate compliance. If the method is based on a permit or rule, include the condition number and/or citation. (Note: Each requirement listed above must have an associated method of demonstrating compliance. If there is not already a required method in place, then a method must be proposed.)

	Rule/ Regulation/ R13 Permit	Existing R30 Permit Condition	Name	Method of Compliance
1	45CSR§6-3.1.	3.1.1.	Open Burning	NA. Facility does not conduct open burning
2	45CSR§6-3.2.	3.1.2.	Open Burning Exemptions	NA.
3	40CFR§61.145(b) and 45CSR34	3.1.3.	Asbestos	Inspections will occur as required
4	45CSR§4-3.1 State-Enforceable only.	3.1.4.	Odor	Recordkeeping of complaints
5	45CSR§11-5.2.	3.1.5.	Standby Plan for Reducing Emissions	When requested, plans will be prepared.
6	W. Va. Code§22-5-4(a)(14)	3.1.6.	Emission Inventory	Reporting submissions will be maintained for five (5) years.
7	40CFR82, Subpart F	3.1.7.	Ozone-depleting Substances	Requirement to follow: a. 40CFR§§82.154 & 82.156; b. 40CFR§82.158; c. 40CFR§82.161.
8	40CFR68	3.1.8.	Risk Management Plan	Submission if required
9	W. Va. Code§22-5-4(a)(15) and 45CSR13	3.3.1.	Stack Testing	There are no point source discharge stacks located at the facility
10	45CSR§5-12.1	3.3.2.	Stack Testing	Such testing will be conducted if required
11	40CSR§5-12.6	3.3.3.	Stacks	NA, facility does not operate thermal dryer.
12	45CSR§30-5.1.c.2.A.; 45CSR13, R13-2306D, 4.4.1.	3.4.1.	Monitoring Information	Records of monitoring will include the required information
13	45CSR§30-5.1.c.2.B	3.4.2.	Record Retention	Monitoring records and support information will be kept for 5 years
14	40CSR§30-5.1.c. State-Enforceable only.	3.4.3.	Odors	A record of odor complaints, investigations, and responses will be kept
15	45CSR§§30-4.4. and 5.1.c.3.D.	3.5.1.	Responsible Official	All application forms, reports, and compliance certifications required by this permit will contain a certification by the Responsible Official
16	NA	3.5.3.	Addresses	NA
17	45CSR§30-8.	3.5.4.	Certified Emissions Statement	Facility will submit a Certified Emissions Statement any pay fees
18	45CSR§30-5.3.e.	3.5.5.	Compliance Certification	Compliance certifications will be submitted
19	45CSR§30-5.1.c.3.A.	3.5.6.	Semi-annual Monitoring Reports	Semi-annual monitoring reports will be submitted
20	NA	3.5.7.	Emergencies	The facility will refer to Section 2.17 for reporting emergencies
21	45CSR§30-5.1.c.3.C. 45CSR§30-5.1.c.3.B.	3.5.8.	Deviations	The facility will promptly submit supplemental reports and notices as required
22	45CSR§30-4.3.h.1.B.	3.5.9.	New Applicable Requirements	The facility will comply with new applicable requirements
23	NA	3.7.1.	Permit Shield	NA
24	NA	3.7.2.	Permit Shield	NA

Are you in compliance with all facility-wide applicable requirements? Yes No

If no, complete the Schedule of Compliance Form as ATTACHMENT F.

21. Active Permits/Consent Orders

Permit or Consent Order Number	Date of Issuance MM/DD/YYYY	List any Permit Determinations that Affect the Permit (<i>if any</i>)
R13-2306F	5/14/2018	
R30-03300018-2016 [MM01]	9/7/2016	
	/ /	
	/ /	
	/ /	
	/ /	
	/ /	
	/ /	
	/ /	
	/ /	
	/ /	
	/ /	
	/ /	
	/ /	
	/ /	
	/ /	
	/ /	
	/ /	
	/ /	
	/ /	
	/ /	
	/ /	
	/ /	

22. Inactive Permits/Obsolete Permit Conditions

Permit Number	Date of Issuance	Permit Condition Number
R13-2306	08/16/1999	
R13-2306A	08/21/2000	
R13-2306B	04/01/2002	
R13-2306C	09/21/2004	
R13-2306D		
R13-2306E	7/11/2016	
R30-03300018-1996	/ /	
R30-03300018-2004	10/06/2004	
R30-03300018-2006	02/14/2006	
R30-03300018-2011	/ /	
	/ /	
	/ /	
	/ /	
	/ /	
	/ /	
	/ /	
	/ /	
	/ /	
	/ /	
	/ /	
	/ /	
	/ /	
	/ /	
	/ /	
	/ /	
	/ /	
	/ /	
	/ /	
	/ /	
	/ /	

Section 3: Facility-Wide Emissions

23. Facility-Wide Emissions Summary [Tons per Year]	
Criteria Pollutants	Potential Emissions
Carbon Monoxide (CO)	
Nitrogen Oxides (NO _x)	
Lead (Pb)	
Particulate Matter (PM _{2.5}) ¹	56.7
Particulate Matter (PM ₁₀) ¹	419.3
Total Particulate Matter (TSP)	1042.4
Sulfur Dioxide (SO ₂)	
Volatile Organic Compounds (VOC)	37.60
Hazardous Air Pollutants ²	Potential Emissions
Regulated Pollutants other than Criteria and HAP	Potential Emissions

¹PM_{2.5} and PM₁₀ are components of TSP.
²For HAPs that are also considered PM or VOCs, emissions should be included in both the HAPs section and the Criteria Pollutants section.

Section 4: Insignificant Activities

24. Insignificant Activities (Check all that apply)	
<input checked="" type="checkbox"/>	1. Air compressors and pneumatically operated equipment, including hand tools.
<input type="checkbox"/>	2. Air contaminant detectors or recorders, combustion controllers or shutoffs.
<input checked="" type="checkbox"/>	3. Any consumer product used in the same manner as in normal consumer use, provided the use results in a duration and frequency of exposure which are not greater than those experienced by consumer, and which may include, but not be limited to, personal use items; janitorial cleaning supplies, office supplies and supplies to maintain copying equipment.
<input checked="" type="checkbox"/>	4. Bathroom/toilet vent emissions.
<input checked="" type="checkbox"/>	5. Batteries and battery charging stations, except at battery manufacturing plants.
<input type="checkbox"/>	6. Bench-scale laboratory equipment used for physical or chemical analysis, but not lab fume hoods or vents. Many lab fume hoods or vents might qualify for treatment as insignificant (depending on the applicable SIP) or be grouped together for purposes of description.
<input type="checkbox"/>	7. Blacksmith forges.
<input type="checkbox"/>	8. Boiler water treatment operations, not including cooling towers.
<input checked="" type="checkbox"/>	9. Brazing, soldering or welding equipment used as an auxiliary to the principal equipment at the source.
<input type="checkbox"/>	10. CO ₂ lasers, used only on metals and other materials which do not emit HAP in the process.
<input checked="" type="checkbox"/>	11. Combustion emissions from propulsion of mobile sources, except for vessel emissions from Outer Continental Shelf sources.
<input checked="" type="checkbox"/>	12. Combustion units designed and used exclusively for comfort heating that use liquid petroleum gas or natural gas as fuel.
<input checked="" type="checkbox"/>	13. Comfort air conditioning or ventilation systems not used to remove air contaminants generated by or released from specific units of equipment.
<input type="checkbox"/>	14. Demineralized water tanks and demineralizer vents.
<input type="checkbox"/>	15. Drop hammers or hydraulic presses for forging or metalworking.
<input type="checkbox"/>	16. Electric or steam-heated drying ovens and autoclaves, but not the emissions from the articles or substances being processed in the ovens or autoclaves or the boilers delivering the steam.
<input type="checkbox"/>	17. Emergency (backup) electrical generators at residential locations.
<input checked="" type="checkbox"/>	18. Emergency road flares.
<input type="checkbox"/>	<p>19. Emission units which do not have any applicable requirements and which emit criteria pollutants (CO, NO_x, SO₂, VOC and PM) into the atmosphere at a rate of less than 1 pound per hour and less than 10,000 pounds per year aggregate total for each criteria pollutant from all emission units.</p> <p>Please specify all emission units for which this exemption applies along with the quantity of criteria pollutants emitted on an hourly and annual basis:</p> <p>_____</p> <p>_____</p> <p>_____</p> <p>_____</p> <p>_____</p> <p>_____</p> <p>_____</p> <p>_____</p> <p>_____</p> <p>_____</p>

24. Insignificant Activities (Check all that apply)	
<input type="checkbox"/>	<p>20. Emission units which do not have any applicable requirements and which emit hazardous air pollutants into the atmosphere at a rate of less than 0.1 pounds per hour and less than 1,000 pounds per year aggregate total for all HAPs from all emission sources. This limitation cannot be used for any source which emits dioxin/furans nor for toxic air pollutants as per 45CSR27.</p> <p>Please specify all emission units for which this exemption applies along with the quantity of hazardous air pollutants emitted on an hourly and annual basis:</p> <p>_____</p> <p>_____</p> <p>_____</p> <p>_____</p> <p>_____</p>
<input type="checkbox"/>	21. Environmental chambers not using hazardous air pollutant (HAP) gases.
<input checked="" type="checkbox"/>	22. Equipment on the premises of industrial and manufacturing operations used solely for the purpose of preparing food for human consumption.
<input type="checkbox"/>	23. Equipment used exclusively to slaughter animals, but not including other equipment at slaughterhouses, such as rendering cookers, boilers, heating plants, incinerators, and electrical power generating equipment.
<input checked="" type="checkbox"/>	24. Equipment used for quality control/assurance or inspection purposes, including sampling equipment used to withdraw materials for analysis.
<input type="checkbox"/>	25. Equipment used for surface coating, painting, dipping or spray operations, except those that will emit VOC or HAP.
<input checked="" type="checkbox"/>	26. Fire suppression systems.
<input checked="" type="checkbox"/>	27. Firefighting equipment and the equipment used to train firefighters.
<input type="checkbox"/>	28. Flares used solely to indicate danger to the public.
<input checked="" type="checkbox"/>	29. Fugitive emission related to movement of passenger vehicle provided the emissions are not counted for applicability purposes and any required fugitive dust control plan or its equivalent is submitted.
<input type="checkbox"/>	30. Hand-held applicator equipment for hot melt adhesives with no VOC in the adhesive formulation.
<input checked="" type="checkbox"/>	31. Hand-held equipment for buffing, polishing, cutting, drilling, sawing, grinding, turning or machining wood, metal or plastic.
<input type="checkbox"/>	32. Humidity chambers.
<input type="checkbox"/>	33. Hydraulic and hydrostatic testing equipment.
<input checked="" type="checkbox"/>	34. Indoor or outdoor kerosene heaters.
<input checked="" type="checkbox"/>	35. Internal combustion engines used for landscaping purposes.
<input type="checkbox"/>	36. Laser trimmers using dust collection to prevent fugitive emissions.
<input checked="" type="checkbox"/>	37. Laundry activities, except for dry-cleaning and steam boilers.
<input type="checkbox"/>	38. Natural gas pressure regulator vents, excluding venting at oil and gas production facilities.
<input type="checkbox"/>	39. Oxygen scavenging (de-aeration) of water.
<input type="checkbox"/>	40. Ozone generators.

24. Insignificant Activities (Check all that apply)	
<input checked="" type="checkbox"/>	41. Plant maintenance and upkeep activities (e.g., grounds-keeping, general repairs, cleaning, painting, welding, plumbing, re-tarring roofs, installing insulation, and paving parking lots) provided these activities are not conducted as part of a manufacturing process, are not related to the source's primary business activity, and not otherwise triggering a permit modification. (Cleaning and painting activities qualify if they are not subject to VOC or HAP control requirements. Asphalt batch plant owners/operators must still get a permit if otherwise requested.)
<input type="checkbox"/>	42. Portable electrical generators that can be moved by hand from one location to another. "Moved by Hand" means that it can be moved without the assistance of any motorized or non-motorized vehicle, conveyance, or device.
<input type="checkbox"/>	43. Process water filtration systems and demineralizers.
<input type="checkbox"/>	44. Repair or maintenance shop activities not related to the source's primary business activity, not including emissions from surface coating or de-greasing (solvent metal cleaning) activities, and not otherwise triggering a permit modification.
<input checked="" type="checkbox"/>	45. Repairs or maintenance where no structural repairs are made and where no new air pollutant emitting facilities are installed or modified.
<input checked="" type="checkbox"/>	46. Routing calibration and maintenance of laboratory equipment or other analytical instruments.
<input type="checkbox"/>	47. Salt baths using nonvolatile salts that do not result in emissions of any regulated air pollutants. Shock chambers.
<input type="checkbox"/>	48. Shock chambers.
<input type="checkbox"/>	49. Solar simulators.
<input checked="" type="checkbox"/>	50. Space heaters operating by direct heat transfer.
<input type="checkbox"/>	51. Steam cleaning operations.
<input type="checkbox"/>	52. Steam leaks.
<input type="checkbox"/>	53. Steam sterilizers.
<input type="checkbox"/>	54. Steam vents and safety relief valves.
<input type="checkbox"/>	55. Storage tanks, reservoirs, and pumping and handling equipment of any size containing soaps, vegetable oil, grease, animal fat, and nonvolatile aqueous salt solutions, provided appropriate lids and covers are utilized.
<input checked="" type="checkbox"/>	56. Storage tanks, vessels, and containers holding or storing liquid substances that will not emit any VOC or HAP. Exemptions for storage tanks containing petroleum liquids or other volatile organic liquids should be based on size limits such as storage tank capacity and vapor pressure of liquids stored and are not appropriate for this list.
<input type="checkbox"/>	57. Such other sources or activities as the Director may determine.
<input checked="" type="checkbox"/>	58. Tobacco smoking rooms and areas.
<input checked="" type="checkbox"/>	59. Vents from continuous emissions monitors and other analyzers.

Section 5: Emission Units, Control Devices, and Emission Points

25. Equipment Table
Fill out the Title V Equipment Table and provide it as ATTACHMENT D . See Attached.
26. Emission Units
For each emission unit listed in the Title V Equipment Table , fill out and provide an Emission Unit Form as ATTACHMENT E . See Attached.
For each emission unit not in compliance with an applicable requirement, fill out a Schedule of Compliance Form as ATTACHMENT F . N/A
27. Control Devices
For each control device listed in the Title V Equipment Table , fill out and provide an Air Pollution Control Device Form as ATTACHMENT G .
For any control device that is required on an emission unit in order to meet a standard or limitation for which the potential pre-control device emissions of an applicable regulated air pollutant is greater than or equal to the Title V Major Source Threshold Level, refer to the Compliance Assurance Monitoring (CAM) Form(s) for CAM applicability. Fill out and provide these forms, if applicable, for each Pollutant Specific Emission Unit (PSEU) as ATTACHMENT H . N/A

Section 6: Certification of Information

28. Certification of Truth, Accuracy and Completeness and Certification of Compliance

Note: This Certification must be signed by a responsible official. The original, signed in blue ink, must be submitted with the application. Applications without an original signed certification will be considered as incomplete.

a. Certification of Truth, Accuracy and Completeness

I certify that I am a responsible official (as defined at 45CSR§30-2.38) and am accordingly authorized to make this submission on behalf of the owners or operators of the source described in this document and its attachments. I certify under penalty of law that I have personally examined and am familiar with the statements and information submitted in this document and all its attachments. Based on my inquiry of those individuals with primary responsibility for obtaining the information, I certify that the statements and information are to the best of my knowledge and belief true, accurate, and complete. I am aware that there are significant penalties for submitting false statements and information or omitting required statements and information, including the possibility of fine and/or imprisonment.

b. Compliance Certification

Except for requirements identified in the Title V Application for which compliance is not achieved, I, the undersigned hereby certify that, based on information and belief formed after reasonable inquiry, all air contaminant sources identified in this application are in compliance with all applicable requirements.

Responsible official (type or print)

Name: KIM BETCHER

Title: Director of Permitting

Responsible official's signature:

Signature:



Signature Date:

3/3/2021

(Must be signed and dated in blue ink)

Received
March 3, 2021
WV DEP/Div of Air Quality

Note: Please check all applicable attachments included with this permit application:

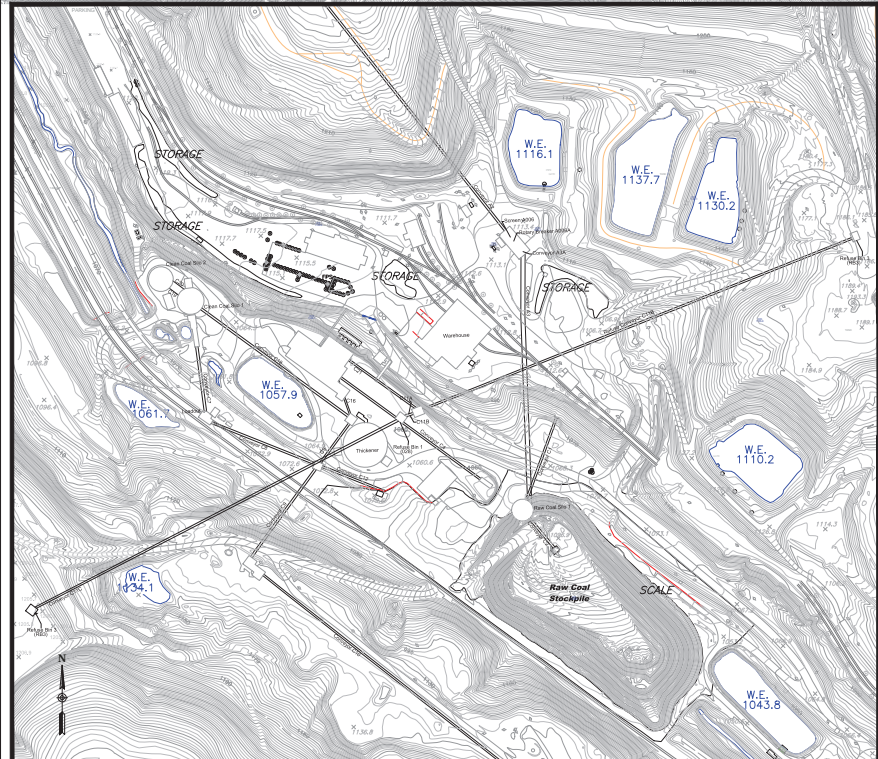
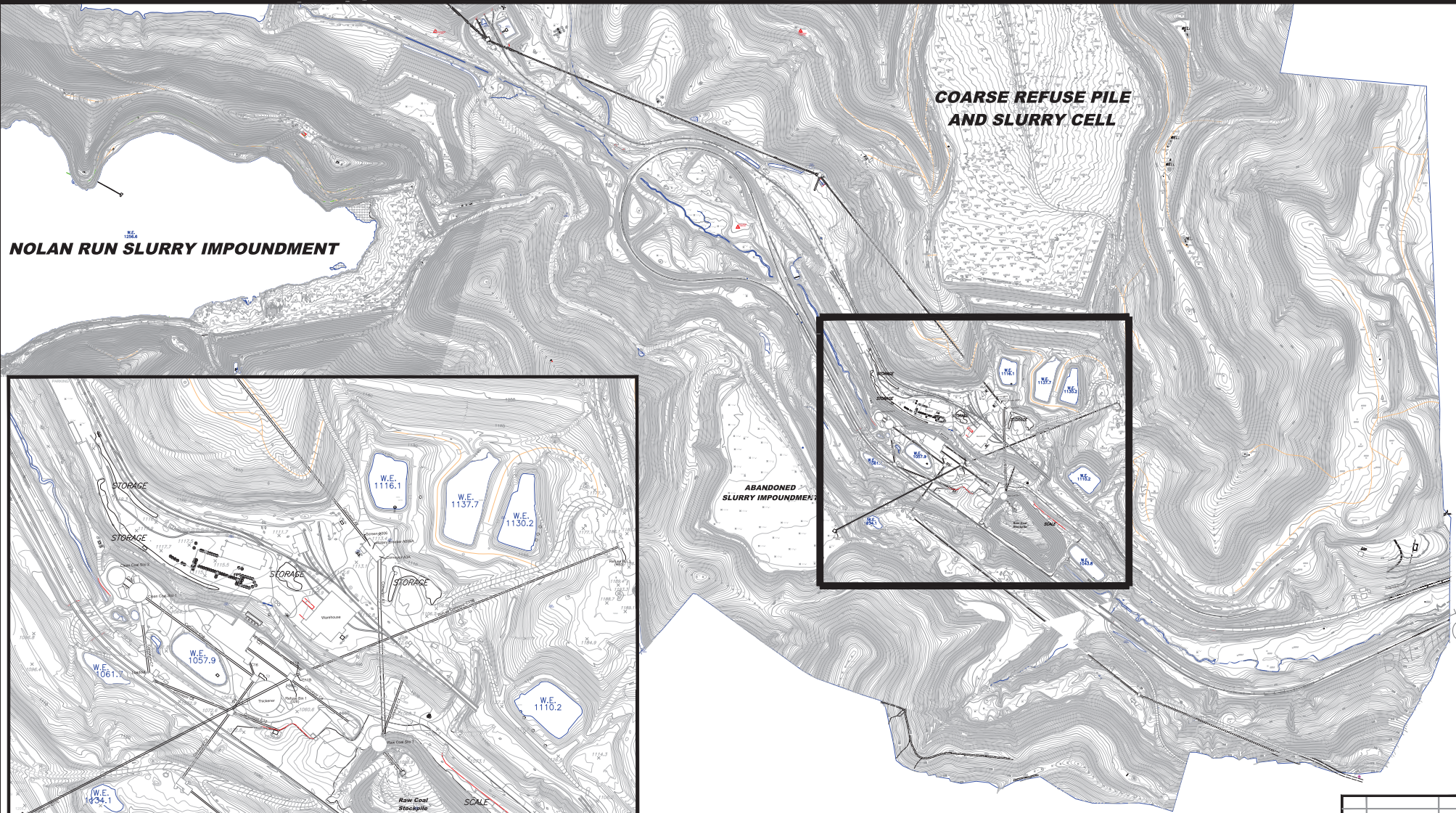
- ATTACHMENT A: Area Map
- ATTACHMENT B: Plot Plan(s)
- ATTACHMENT C: Process Flow Diagram(s)
- ATTACHMENT D: Equipment Table
- ATTACHMENT E: Emission Unit Form(s)
- ATTACHMENT F: Schedule of Compliance Form(s)
- ATTACHMENT G: Air Pollution Control Device Form(s)
- ATTACHMENT H: Compliance Assurance Monitoring (CAM) Form(s)

All of the required forms and additional information can be found and downloaded from, the DEP website at www.dep.wv.gov/dag, requested by phone (304) 926-0475, and/or obtained through the mail.

Figure 1. Area Map for the Harrison County Mine Preparation Plant



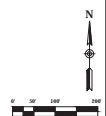
ATTACHMENT B. PLOT PLAN



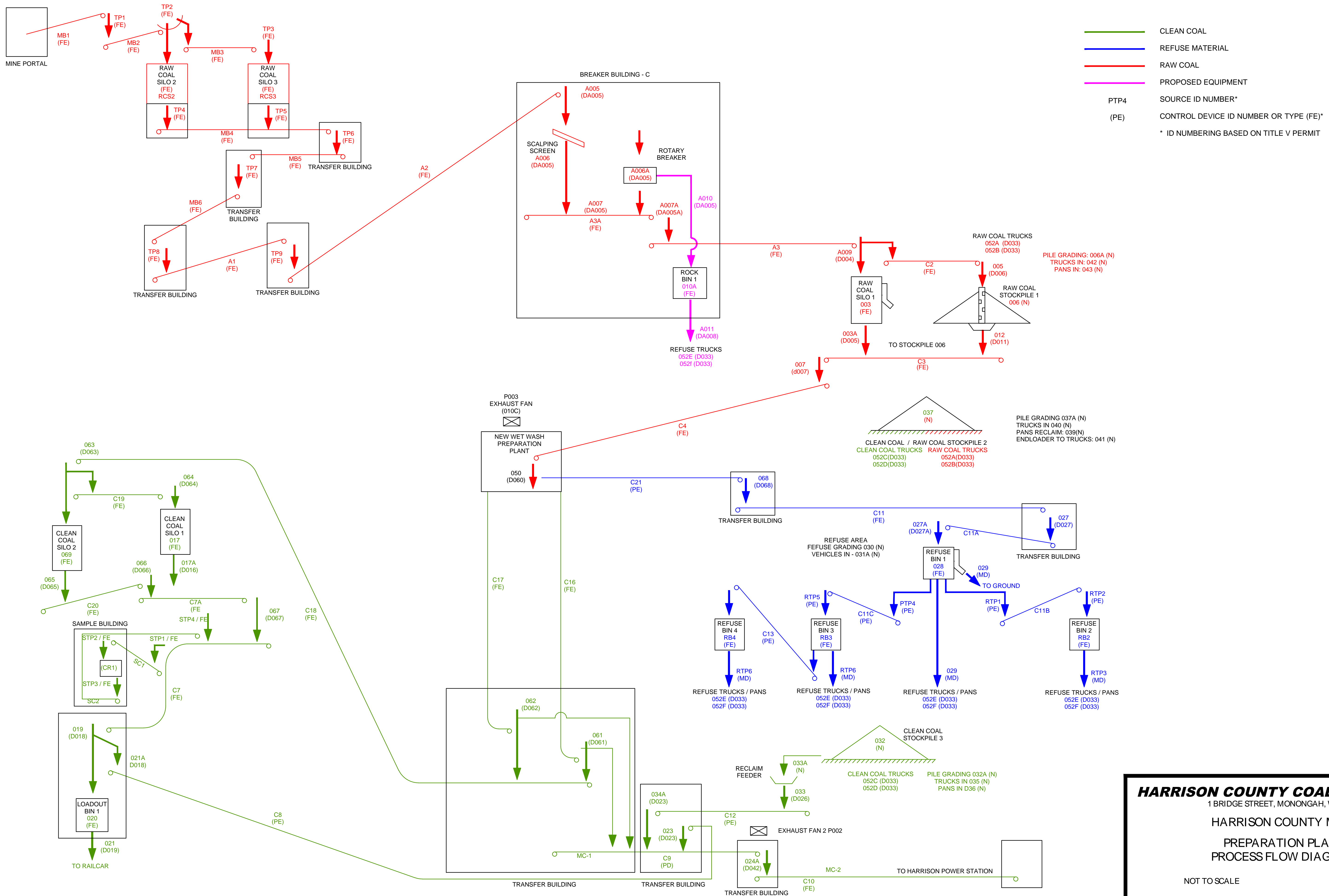
INSET (Harrison County Mine Prep Plant)

Scale: 1" = 95'-0"

No.	Revised/ Draftman	Date
Harrison County Coal Resources, Inc.		
Plot Plan Harrison County Mine Preparation Plant		
<small>Date:</small> March 6, 2015	<small>Drawn by:</small>	<small>Checked by:</small>



ATTACHMENT C. PROCESS FLOW DIAGRAM



— CLEAN COAL
— REFUSE MATERIAL
— RAW COAL
— PROPOSED EQUIPMENT
 PTP4 SOURCE ID NUMBER*
 (PE) CONTROL DEVICE ID NUMBER OR TYPE (FE)*
 * ID NUMBERING BASED ON TITLE V PERMIT

HARRISON COUNTY COAL RESOURCES
 1 BRIDGE STREET, MONONGAH, WV 26554
HARRISON COUNTY MINE
PREPARATION PLANT
PROCESS FLOW DIAGRAM
 NOT TO SCALE
 MARCH 2, 2021

AMERICAN CONSOLIDATED
NATURAL
 RESOURCES, INC.

ACNR INC. COAL SERVICES GROUP
 ENGINEERING DEPARTMENT
 1 BRIDGE STREET, MONONGAH, WV 26554

ATTACHMENT D. EMISSION UNIT TABLE

**ATTACHMENT D - Title V Equipment Table (includes
all emission units at the facility except those designated as
insignificant activities in Section 4, Item 24 of the General Forms)**

Emission Point ID ¹	Control Device ¹	Emission Unit ID ¹	Emission Unit Description	Design Capacity	Year Installed/Modified
E-MB1	FE	MB1	Mine Portal Belt	5,000 tph	2005
E-MB2	FE	MB2	Silo Feed Belt	5,000 tph	2005
E-MB3	FE	MB3	Silo Transfer Belt	5,000 tph	2005
E-RCS2	FE	RCS2	Raw Coal Storage Silo 2	10,000 tons	2005
E-RCS3	FE	RCS3	Raw Coal Storage Silo 3	10,000 tons	2005
E-MB4	FE	MB4	Silo Reclaim Belt	4,000 tph	2005
E-MB5	FE	MB5	Overland Mine Belt 1	4,000 tph	2005
E-MB6	FE	MB6	Overland Mine Belt 2	4,000 tph	2005
A003	FE	A1	Conveyor and Transfer Point	4,000 tph	1994
A005	FE	A2	Conveyor and Transfer Point	4,000 tph	1994
A006, A007	FE	A006	Scalping Screen A1 (rotary breaker building) and Transfer Points	4,000 tph	1994
A006A, A007A, A010	FE	A006A	Rotary Breaker A1 (rotary breaker building) and Transfer Points (drop to A008, drop to rock bin, drop to pan)	1,000 tph	1994
A007A	FE	A3A	Conveyor and Transfer Point	4,000 tph	1994
A009	FE	A3	Conveyor and Transfer Point	4,000 tph	1994
010A, A011	FE	010A	Rock Bin 1 and Transfer Point	100 tons	1994
003A	FE	003	Raw Coal Silo	6,000 tons	1968
005	FE	C2	Conveyor and Transfer Points (raw coal to stockpile)	4,000 tph	1994
006, 012, 006A, 042, 043	ST, UC	006	Raw Coal Stockpile 1 (wind erosion, pan reclaim, dozers, grading, truck load-in, pan load-in)	750,000 tons	M 2015 1968

**ATTACHMENT D - Title V Equipment Table (includes
all emission units at the facility except those designated as
insignificant activities in Section 4, Item 24 of the General Forms)**

Emission Point ID ¹	Control Device ¹	Emission Unit ID ¹	Emission Unit Description	Design Capacity	Year Installed/ Modified
037, 037A, 038, 039, 040, 041	MC	037	Clean/Raw Coal Stockpile 2 (wind erosion, grading, pan load-in, pan reclaim, truck load-in, endloader loudout)	240,000 tons	1968
007, 009	FE, PE (TP-007)	C3, C4	Conveyors (2) and Transfer Points (plant feed)	2,800 tph	2002
068	FE	C21	Conveyor and Transfer Point	800 tph	M 2010 2002
027	FE	C11	Conveyor and Transfer Point (refuse)	800 tph	M 2010 1981
C11A	FE	C11A	Refuse Conveyor and Transfer Point	800 tph	M 2010 1981
029, 030	FE	028	Refuse Bin 1 and Transfer Points	600 tons	M 2010 1981
C11B	FE	C11B	Refuse Conveyor and Transfer Point	800 tph	M 2010 1981
RTP3	FE	RB2	Refuse Bin 2 and Transfer Points	800 tph	1981
RTP7	FE	C13	Refuse Conveyor	800 tph	2018
RTP8	PE	RB4	Refuse Bin 3 – 300 ton capacity- and transfer points	300 tons	2018
C11C	PE	C11C	Refuse Conveyor	800 tph	2010
RB3	FE	RB3	Refuse Bin 3 and Transfer Points	300 tons	2010
061	FE	C16	Conveyor and Transfer Point	1,800 tph	2002
062	FE	C17	Conveyor and Transfer Point	1,800 tph	2002
063	FE	C18	Conveyor and Transfer Point	1,800 tph	2002
064	FE	C19	Conveyor and Transfer Point	1,800 tph	2002
017A	FE	017	Clean Coal Silo 1	10,000 tons	1968
065	FE	069	Clean Coal Silo 2	25,000 tons	2002
066	FE	C20	Conveyor and Transfer Point	4,000 tph	2002
067	FE	C7A	Conveyor and Transfer Point	4,000 tph	2002
019,021A	FE	C7	Conveyor and Transfer Point (clean coal to rail loadout or by-pass)	4,000 tph	2002
STP2	FE	SC1	Sample System Feed Conveyor	5 tph	2002

**ATTACHMENT D - Title V Equipment Table (includes
all emission units at the facility except those designated as
insignificant activities in Section 4, Item 24 of the General Forms)**

Emission Point ID ¹	Control Device ¹	Emission Unit ID ¹	Emission Unit Description	Design Capacity	Year Installed/Modified
STP3	FE	CR1	Sample System Pulverizer	5 tph	2002
STP4	FE	SC2	Sample System Return Conveyor	5 tph	2002
021	FE,	020	Railroad Loadout 1	100 tons	1968
023	PE(conveyor), FE (TP)	C8	Conveyor and Transfer Point (rail loadout by-pass belt)	1,200 tph	1968
024A	PE, EM	C9	Conveyor and Transfer Point (initial belt in power plant feed)	1,300 tph	1968
N/A	FE	C10	Conveyor and Transfer Point (second belt in power plant feed)	1,300 tph	1968
032, 033, 032A, 033A, 035, 036	UC, MC	032	Clean Coal Stockpile 1 (wind erosion, reclaim to conveyor, grading, dozer to reclaim, truck load-in, pan load-in)	40,000 tons	1986
034A	PE(conveyor), FE (TP)	C12	Conveyor and Transfer Point (clean coal destock feeder)	1,200 tph	1986
031, 031A	WT	031	Refuse Disposal Area 1 (wind erosion, grading)		1968
048A	FE	048A	Lime Storage Silo 1	50 tons	1971
048B	FE	048B	Lime Storage Silo 2	50 tons	1971
052A-F	WT	052A-F	Haulroads	NA	NA
010C	MC, EM, ES	060	Preparation Plant (raw & wet)	2,800 tph	2002
P003	N/A	D040	Exhaust Fan and Dust Collector 1: removes PM from prep plant	N/A	1968
P003	N/A	D041	Scrubber: removes PM from prep plant	N/A	1968
P002	N/A	D042	Exhaust Fan 2 and Dust Collector 2: removes PM from transfer point	N/A	1968

¹For 45CSR13 permitted sources, the numbering system used for the emission points, control devices, and emission units should be consistent with the numbering system used in the 45CSR13 permit. For grandfathered sources, the numbering system should be consistent with registrations or emissions inventory previously submitted to DAQ. For emission points, control devices, and emissions units which have not been previously labeled, use the following 45CSR13 numbering system: 1S, 2S, 3S,... or other appropriate description for emission units; 1C, 2C, 3C,... or other appropriate designation for control devices; 1E, 2E, 3E, ... or other appropriate designation for emission points.

ATTACHMENT E. EMISSION UNIT FORMS

ATTACHMENT E - Emission Unit Form

Emission Unit Description Breaking/Crushing

Emission unit ID number: A006A, CR1	Emission unit name: Rotary Breaker A1, Sample Pulverizer	List any control devices associated with this emission unit: Full Enclosure (FE)
---	--	--

Provide a description of the emission unit (type, method of operation, design parameters, etc.):
Typical coal preparation plant breaking and crushing.

Manufacturer: NA	Model number: NA	Serial number: NA
----------------------------	----------------------------	-----------------------------

Construction date: NA	Installation date: A006A in 1994, CR1 in 2002	Modification date(s):
---------------------------------	---	------------------------------

Design Capacity (examples: furnaces - tons/hr, tanks - gallons):
A006A at 1,000 tph, CR1 at 5 tph

Maximum Hourly Throughput: A006A at 1,000 tph, CR1 at 5 tph	Maximum Annual Throughput: A006A at 3.942 MM tpy, CR1 at 43,800 tpy	Maximum Operating Schedule: 8,760 hours.
---	---	--

Fuel Usage Data (fill out all applicable fields) NOT APPLICABLE

Does this emission unit combust fuel? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	If yes, is it? <input type="checkbox"/> Indirect Fired <input type="checkbox"/> Direct Fired
--	--

Maximum design heat input and/or maximum horsepower rating:	Type and Btu/hr rating of burners:
--	---

List the primary fuel type(s) and if applicable, the secondary fuel type(s). For each fuel type listed, provide the maximum hourly and annual fuel usage for each.

Describe each fuel expected to be used during the term of the permit.

Fuel Type	Max. Sulfur Content	Max. Ash Content	BTU Value

<i>Emissions Data</i>		
Criteria Pollutants	Potential Emissions	
	PPH	TPY
Carbon Monoxide (CO)		
Nitrogen Oxides (NO _x)		
Lead (Pb)		
Particulate Matter (PM _{2.5})	0.29	0.58
Particulate Matter (PM ₁₀)	1.93	3.88
Total Particulate Matter (TSP)	4.06	8.15
Sulfur Dioxide (SO ₂)		
Volatile Organic Compounds (VOC)		
Hazardous Air Pollutants	Potential Emissions	
	PPH	TPY
Regulated Pollutants other than Criteria and HAP	Potential Emissions	
	PPH	TPY

List the method(s) used to calculate the potential emissions (include dates of any stack tests conducted, versions of software used, source and dates of emission factors, etc.).

Emissions factors from *Air Pollution Engineering Manual and References*.

Applicable Requirements

List all applicable requirements for this emission unit. For each applicable requirement, include the underlying rule/regulation citation and/or construction permit with the condition number. (Note: Title V permit condition numbers alone are not the underlying applicable requirements). If an emission limit is calculated based on the type of source and design capacity or if a standard is based on a design parameter, this information should also be included.

	Rule/ Regulation/ Construction Permit	Existing R30 Permit Condition	Name	Requirement
1	45CSR13, R13-2306D, 4.1.1.	5.1.1.	Compliance with Annual Throughput Limits	Compliance with all annual throughput limits shall be determined using a 12 month rolling total. For example, a 12 month rolling total shall mean the sum of raw coal received by the facility at any given time for the previous twelve (12) consecutive calendar months.
2	45CSR13, R13-2306D, 4.1.2.	5.1.2.	Facility Throughput Limitation	The throughput of coal to be handled or processed through the preparation plant, Transfer Point 060, shall not exceed 2,800 tons per hour (TPH) or 15,768,000 tons per year (TPY).
3	45CSR13, R13-2306D, 4.1.4.	5.1.3.	Inspection of Fugitive Dust Control Systems	The permittee shall inspect all fugitive dust control systems weekly to ensure that they are operated and maintained in conformance with their designs. The permittee shall maintain records of all scheduled and nonscheduled maintenance. Records shall be maintained on site for a period of no less than five (5) years stating any maintenance or corrective actions taken as a result of the weekly inspections, and the times the fugitive dust control system(s) are inoperable and any corrective actions taken.
4	45CSR13, R13-2306D, 4.1.5.	5.1.4.	Dust Suppressants/Control Measures	The permittee shall maintain daily records indicating the use of any dust suppressants or any other suitable dust control measures applied at the facility. These records shall be maintained on site for a period of no less than five (5) years.
5	45CSR13, R13-2306D, 4.1.6.	5.1.5.	Records of Throughput and Hours of Operation.	The permittee shall maintain records of the coal throughput and the hours of operation. Compliance with the hourly throughput limit shall be demonstrated by dividing the calendar month's total throughput by the number of hours operated in the same calendar month to obtain an hourly average. By the fifteenth day of each calendar month, the permittee shall calculate the hourly averaged throughput of the previous calendar month. These records shall be maintained on site for a period of no less than five (5) years.
6	45CSR13, R13-2306D, 4.1.8.	5.1.7.	Freeze Protection Requirement	A freeze protection plan shall be incorporated and maintained to insure all wet suppression systems remain operational at all times.
7	45CSR§5-3.4; 45CSR13, R13-2306D, 4.1.9.	5.1.8.	Opacity	No person shall cause, suffer, allow or permit emission of particulate matter into the open air from any fugitive dust control system which is twenty percent (20%) opacity or greater.
8	45CSR§5-6.1; 45CSR13, R13-2306D, 4.1.10.	5.1.9.	Fugitive Dust Control	No person shall cause, suffer, allow or permit a coal preparation plant or handling operation to operate that is not equipped with a fugitive dust control system. This system shall be operated and maintained in such a manner as to minimize the emission of particulate matter into the open air.
9	45CSR§5-6.2; 45CSR13, R13-2306D, 4.1.11.	5.1.10.	Dust Control, Good Operating Practices	The owner or operator of a coal preparation plant or handling operation shall maintain dust control of the premises and owned, leased, or controlled access roads by paving, or other suitable measures. Good operating practices shall be observed in relation to stockpiling, car loading, breaking, screening, and general maintenance to minimize dust generation and atmospheric entrainment.

Permit Shield

Applicable Requirements - Continued

10	45CSR16; 40CFR§60.254(a); 45CSR13, R13-2306D, 4.1.12.	5.1.11.	Opacity	On and after the date on which the performance test is conducted or required to be completed under §60.8, whichever date comes first, an owner or operator shall not cause to be discharged into the atmosphere from any coal processing and conveying equipment, coal storage system, or coal transfer and loading system processing coal constructed, reconstructed, or modified on or before April 28, 2008, gases which exhibit 20 percent opacity or greater.
11	45CSR16; 40CFR§60.254(b); 45CSR13, R13-2306D, 4.1.13.	5.1.12.	Opacity	On and after the date on with the performance test is conducted or required to be completed under §60.8, whichever date comes first, an owner or operator shall not cause to be discharged into the atmosphere from any coal processing and conveying equipment, coal storage system, or coal transfer and loading system processing coal constructed, reconstructed, or modified after April 28, 2008, must meet the requirements in paragraphs (1) and (3) of this section. (1) Except as provided in paragraph (3) of this section, the owner or operator must not cause to be discharged into the atmosphere from the affected facility any gases which exhibit 10 percent opacity or greater. (3) Equipment used in the loading, unloading, and conveying operations of open storage piles are not subject to the opacity limitations of paragraph (1) of this section.
12	45CSR§13-5.11., 45CSR13, R13-2306D, 4.1.14.	5.1.13.	Operation and Maintenance of Air Pollution Control Equipment	The permittee shall, to the extent practicable, install, maintain, and operate all pollution control equipment listed in Section 1.0 and associated monitoring equipment in a manner consistent with safety and good air pollution control practices for minimizing emissions, or comply with any more stringent limits set forth in this permit or as set forth by any State rule, Federal regulation, or alternative control plan approved by the Secretary.
13	45CSR16; 40CFR§60.11(d); 45CSR13, R13-2306D, 4.1.15.	5.1.14.	Good Air Pollution Control Practice	At all times, including periods of startup, shutdown, and malfunction, the permittee shall, to the extent practicable, maintain and operate any affected facility including associated air pollution control equipment in a manner consistent with good air pollution control practice for minimizing emissions.
14	45CSR13, R13-2306, 4.1.1	5.1.15	Throughput Restrictions	The permittee shall not exceed the maximum hourly and annual throughput rates and other criteria outlined in the table in Section 1.0 Emission Units.

Permit Shield

Applicable Requirements - Continued

	Rule/ Regulation/ R13 Permit	Existing R30 Permit Condition	Name	Requirement
15	45CSR13, R13-2306D, 4.1.3 and 4.2.1; 45CSR§30-5.1.c. (Not required for stockpiles and haulroads 037, 037A, 006, 006A, 032,032A, 031, 031A, 054, and 052A – F)	5.2.1.	Monitoring, Recordkeeping, Reporting	The permittee shall conduct monitoring/recordkeeping/reporting as follows: a. An initial visible emissions evaluation in accordance with 40 C.F.R. 60 Appendix A, Method 9 shall be performed within ninety (90) days of permit issuance for each emission unit with a visible emissions requirement in this permit unless such evaluation was performed within the consecutive 12-month period preceding permit issuance. This initial evaluation shall consist of three 6-minute averages during one consecutive 60 minute period. The initial evaluation shall be conducted at each emissions unit during the period of maximum expected visible emissions under normal unit and facility operations. A visible emissions evaluation shall be conducted for each emission unit at least once every consecutive 12-month period in accordance with 40 C.F.R. 60 Appendix A, Method 9. This annual evaluation shall consist of a minimum of 24 consecutive observations for each emission unit. b. Each emissions unit with a visible emissions limit contained in this permit shall be observed visually at least each calendar week during periods of normal facility operation for a sufficient time interval to determine if the unit has any visible emissions using 40 C.F.R. 60 Appendix A, Method 22. If visible emissions from any of the emissions units are observed during these weekly observations, or at any other time, that appear to exceed 50 percent of the allowable visible emission requirement for the emission unit, visible emissions evaluations in accordance with 40 C.F.R. 60 Appendix A, Method 9 shall be conducted as soon as practicable, but no later than one (1) month from the time of the observation. A Method 9 evaluation shall not be required under condition Section 3.2.1.b. if the visible emissions condition is corrected in a timely manner; the emissions unit is operating at normal operating conditions; and, the cause and corrective measures taken are recorded. c. If the initial, or any subsequent, visible emissions evaluation indicates visible emissions in excess of 50 percent of the allowable visible emissions requirement for a given emission unit, a visible emissions evaluation shall be performed for that unit at least once every consecutive 14-day period in accordance with 40 C.F.R. 60 Appendix A, Method 9. If subsequent visible emissions evaluations indicate visible emissions less than or equal to 50 percent of the allowable visible emissions requirement for the emission unit for 3 consecutive evaluation periods, the emission unit may comply with the visible emissions testing requirements of condition 3.2.1.b. in lieu of those established in this condition. d. A record of each visible emissions observation shall be maintained, including any data required by 40 C.F.R. 60 Appendix A, Method 22 or Method 9, whichever is appropriate. The record shall include, at a minimum, the date, time, name of the emission unit, the applicable visible emissions requirement, the results of the observation, and the name of the observer.
16	45CSR16, 40CFR§60.8(a), 45CSR13, R13-2306D, 4.3.1.	5.3.1.	Performance Tests	Within 60 days after achieving the maximum production rate at which the affected facility will be operated, but not later than 180 days after initial startup of such facility, or at such other times specified by this part, the owner or operator of such facility shall conduct performance test(s) and furnish a written report of the results of such performance test(s).
17	45CSR16; 40CFR§60.11(b); 45CSR13, R13- 2306D, 4.3.2.	5.3.2.	Compliance With Particulate Matter Standards	Compliance with opacity standards in this part shall be determined by conducting observations in accordance with Reference Method 9 in appendix A of 40 CFR 60. For purposes of determining initial compliance, the minimum total time of observations shall be 3 hours (30 6-minute averages) for the performance test or other set of observations (meaning those fugitive-type emission sources subject only to an opacity standard).

Permit Shield

Applicable Requirements - Continued

	Rule/ Regulation/ R13 Permit	Existing R30 Permit Condition	Name	Requirement
18	45CSR16, 45CSR13, R13-2306D, 4.3.3.	5.3.3.	Performance Tests and Other Compliance Requirements for Subpart Y - Performance Tests.	<p>An owner or operator of each affected facility that commenced construction, reconstruction, or modification after April 28, 2008, must conduct performance tests according to the requirements of §60.8 and the methods identified in §60.257 to demonstrate compliance with the applicable emission standards in Subpart Y as specified in paragraph (2) of this section.</p> <p>(2) For each affected facility subject to an opacity standard, an initial performance test must be performed.</p> <p>Thereafter, a new performance test must be conducted according to the requirements in paragraphs (2)(i) and (ii) of this section, as applicable, except as provided for in 40C.F.R. §§60.255(e) and (f) of this section. Performance test and other compliance requirements for coal truck dump operations are specified in 40C.F.R. §60.255(h).</p> <p>(i) If any 6-minute average opacity reading in the most recent performance test exceeds half the applicable opacity limit, a new performance test must be conducted within 90 operating days of the date that the previous performance test was required to be completed.</p> <p>(ii) If all 6-minute average opacity readings in the most recent performance are equal to or less than half the applicable opacity limit, a new performance test must be conducted within 12 calendar months of the date that the previous performance test was required to be completed.</p>
19	45CSR16, 40CFR§60.255(f), 45CSR13, R13-2306D, 4.3.4.	5.3.4.	Performance Tests and Other Compliance Requirements for Subpart Y - Monitoring Visible Emissions or Digital Opacity Compliance System.	<p>As an alternative to meeting the requirements in 40C.F.R. §60.255(b)(2) [see permit condition 5.3.3. above], an owner or operator of an affected facility that commenced construction, reconstruction, or modification after April 28, 2008, may elect to comply with the requirements in paragraph (1) of this section.</p> <p>(1) Monitor visible emissions from each affected facility according to the requirements in paragraphs (1)(i) through (iii) of this section.</p> <p>(i) Conduct one daily 15-second observation each operating day for each affected facility (during normal operation) when the coal preparation and processing plant is in operation. Each observation must be recorded as either visible emissions observed or no visible emissions observed. Each observer determining the presence of visible emissions must meet the training requirements specified in §2.3 of Method 22 of appendix A-7 of this part. If visible emissions are observed during any 15-second observation, the owner or operator must adjust the operation of the affected facility and demonstrate within 24 hours that no visible emissions are observed from the affected facility. If visible emissions are observed, a Method 9, of appendix A-4 of this part, performance test must be conducted within 45 operating days.</p> <p>(ii) Conduct monthly visual observations of all processes and control equipment. If any deficiencies are observed, the necessary maintenance must be performed as expeditiously as possible.</p> <p>(iii) Conduct a performance test using Method 9 of Appendix A-4 of this part at least once every 5 calendar years for each affected facility.</p> <p>(2) Prepare a written site-specific monitoring plan for a digital opacity compliance system for approval by the Administration or delegated authority. The plan shall require observations of at least one digital image every 15 seconds for 10-minute periods (during normal operation) every operating day. An approvable monitoring plan must include a demonstration that the occurrences of visible emissions are not in excess of 5 percent of the observation period. For reference purposes in preparing the monitoring plan, see OAQPS "Determination of Visible Emission Opacity from Stationary Sources Using Computer-Based Photographic Analysis Systems." This document is available from the U.S. Environmental Protection Agency (U.S. EPA); Office of Air Quality and Planning Standards; Sector Policies and Programs Division; Measurement Group (D243-02), Research Triangle Park, NC 27711. This document is also available on the Technology Transfer Network (TTN) under Emission Measurement Center Preliminary Methods. The monitoring plan approved by the Administrator delegated authority shall be implemented by the owner or operator.</p>
20	45CSR16, 40CFR§60.255(g), 45CSR13, R13-2306D, 4.3.5.	5.3.5.	Performance Tests and Other Compliance Requirements for Subpart Y - COMS.	<p>As an alternative to meeting the requirements in 40C.F.R. §60.255(b)(2) [see permit condition 5.3.3. above], an owner or operator of an affected facility that commenced construction, reconstruction, or modification after April 28, 2008, subject to a visible emissions standard under this subpart may install, operate, and maintain a continuous opacity monitoring system (COMS). Each COMS used to comply with provisions of this subpart must be installed, calibrated, maintained, and continuously operated according to the requirements in 40C.F.R. §§60.255(g)(1) and (2) .</p>

Permit Shield

Applicable Requirements - Continued

21	45CSR16, 40CFR§60.255(c), 45CSR13, R13-2306D, 4.3.6.	5.3.6.	Performance Tests and Other Compliance Requirements for Subpart Y.	If any affected coal processing and conveying equipment (e.g., breakers, crushers, screens, conveying systems), coal storage systems, or other coal transfer and loading systems that commenced construction, reconstruction, or modification after April 28, 2008, are enclosed in a building do not exceed any of the standards in §60.254 that apply to the affected facility, then the facility shall be deemed to be in compliance with such standards.
22	45CSR16, 40CFR§60.257(a), 45CSR13, R13-2306D, 4.3.7.	5.3.7.	Test Methods and Procedures for Subpart Y.	<p>The owner or operator must determine compliance with the applicable opacity standards as specified in paragraphs (1) through (3) of this section.</p> <p>(1) Method 9 of Appendix A-4 of this part and the procedures in §60.11 must be used to determine opacity, with the exceptions specified in paragraphs 5.3.7(1)(i) and (ii).</p> <p>(i) The duration of the Method 9 of Appendix A-4 of this part performance test shall be 1 hour (ten 6- minute averages).</p> <p>(ii) If, during the initial 30 minutes of the observation of a Method 9 of Appendix A-4 of this part performance test, all of the 6-minute average opacity readings are less than or equal to half the applicable opacity limit, then the observation period may be reduced from 1 hour to 30 minutes.</p> <p>(2) To determine opacity for fugitive coal dust emissions sources, the additional requirements specified in paragraphs 5.3.7(2)(i) through (iii) must be used.</p> <p>(i) The minimum distance between the observer and the emission source shall be 5.0 meters (16 feet), and the sun shall be oriented in the 140-degree sector of the back.</p> <p>(ii) The observer shall select a position that minimizes interference from other fugitive coal dust emissions sources and make observations such that the line of vision is approximately perpendicular to the plume and wind direction.</p> <p>(iii) The observer shall make opacity observations at the point of greatest opacity in that portion of the plume where condensed water vapor is not present. Water vapor is not considered a visible emission.</p> <p>(3) A visible emissions observer may conduct visible emission observations for up to three fugitive, stack, or vent emission points within a 15-second interval if the following conditions specified in paragraphs (3)(i) through (iii) of this section are met.</p> <p>(i) No more than three emissions points may be read concurrently.</p> <p>(ii) All three emissions points must be within a 70 degree viewing sector or angle in front of the observer such that the proper sun position can be maintained for all three points.</p> <p>(iii) If an opacity reading for any one of the three emissions points is within 5 percent opacity from the applicable standard (excluding readings of zero opacity), then the observer must stop taking readings for the other two points and continue reading just that single point.</p>
23	45CSR16, 40CFR§60.257(b), 45CSR13, R13-2306D, 4.3.8.	5.3.8.	Test Methods and Procedures for Subpart Y.	The owner or operator must conduct all performance tests required by §60.8 to demonstrate compliance with the applicable emissions standards specified in §60.252 according to the requirements in §60.8 using the applicable test methods and procedures in 40C.F.R.§§60.257(b) (1) through (8).
24	45CSR16, 40CFR§60.255(a), 45CSR13, R13-2306, 4.3.3.	5.3.9	Performance Tests and Other Compliance Requirements for Subpart Y –	An owner or operator of each affected facility that commenced construction, reconstruction, or modification on or before April 28, 2008, must conduct performance tests required by §60.8 to demonstrate compliance with the applicable emission standards using the methods identified in §60.257.
25	45CSR13, R13-2306D, 4.4.2.	5.4.1.	Record of Maintenance of Air Pollution Control Equipment.	For all pollution control equipment listed in Section 1.0, the permittee shall maintain accurate records of all required pollution control equipment inspection and/or preventative maintenance procedures.
26	45CSR13, R13-2306D, 4.4.3.	5.4.2.	Record of Malfunctions of Air Pollution Control Equipment.	<p>For all pollution control equipment listed in Section 1.0, the permittee shall maintain records of the occurrence and duration of any malfunction or operational shutdown of the air pollution control equipment during which excess emissions occur. For each such case, the following information shall be recorded:</p> <p>a. The equipment involved.</p> <p>b. Steps taken to minimize emissions during the event.</p> <p>c. The duration of the event.</p> <p>d. The estimated increase in emissions during the event.</p> <p>For each such case associated with an equipment malfunction, the additional information shall also be recorded:</p> <p>e. The cause of the malfunction.</p> <p>f. Steps taken to correct the malfunction.</p> <p>g. Any changes or modifications to equipment or procedures that would help prevent future recurrences of the malfunction.</p>

Permit Shield

Applicable Requirements - Continued

27	45CSR13, R13-2306, 4.4.5	5.4.4	Records of Monitoring Data	The permittee shall maintain records of all monitoring data required by Section 5.2.1 of this permit by documenting the date and time of each visible emission check, the emission point or equipment/source identification number, the name or means of identification of the observer, the results of the check(s), whether the visible emissions are normal for the process, and, if applicable, all corrective measures taken or planned. The permittee shall also record the general weather conditions (i.e. sunny, approximately 80°F, 6 - 10 mph NE wind) during the visual emission check(s). An example form is supplied as Appendix B. Should a visible emission observation be required to be performed per the requirements specified in Method 9, the data records of each observation shall be maintained per the requirements of Method 9. For an emission unit out of service during the normal monthly evaluation, the record of observation may note "out of service" (O/S) or equivalent
28	45CSR13, R13-2306D, 4.5.1.	5.5.1.	Performance Test Notifications	With regard to any testing required by the Director, the permittee shall submit to the Director of Air Quality and the Associate Director - Office of Enforcement and Permit Review (3AP12) of the U.S. EPA a test protocol detailing the proposed test methods, the date, and the time the proposed testing is to take place, as well as identifying the sampling locations and other relevant information. The test protocol must be received by the Director and the Associate Director no less than thirty (30) days prior to the date the testing is to take place. Test results shall be submitted to the Director and the Associate Director no more than sixty (60) days after the date the testing takes place.
29	45CSR13, R13-2306D, 4.5.2.	5.5.2.	Emissions Violations Reporting	Any violation(s) of the allowable visible emission requirement for any emission source discovered during observation using 40CFR Part 60, Appendix A, Method 9 must be reported in writing to the Director of the Division of Air Quality as soon as practicable, but within ten (10) calendar days, of the occurrence and shall include, at a minimum, the following information: the results of the visible determination of opacity of emissions, the cause or suspected cause of the violation(s), and any corrective measures taken or planned.
30	45CSR16, 40CFR§60.7(a), 45CSR13, R13-2306D, 4.5.3.	5.5.3.	Part 60 Notifications	Any owner or operator subject to the provisions of this part shall furnish written notification as follows: A notification of the date construction (or reconstruction as defined under §60.15) of an affected facility is commenced postmarked no later than 30 days after such date. A notification of the actual date of initial startup of an affected facility postmarked within 15 days after such date.
31	45CSR16, 40CFR§60.258(b), 45CSR13, R13-2306D, 4.5.4.	5.5.4.	Reporting for Subpart Y - Opacity Exceedances	For the purposes of reports required under section 60.7(c), any owner or operator subject to the provisions of Subpart Y also shall report semiannually periods of excess emissions as follow: (3) All 6-minute average opacities that exceed the applicable standard.
32	45CSR16, 40CFR§60.258(c), 45CSR13, R13-2306D, 4.5.5.	5.5.5.	Reporting for Subpart Y - Results of Initial Performance Tests	The owner or operator of an affected facility shall submit the results of initial performance tests to the Administrator or delegated authority, consistent with the provisions of section 60.8. The owner or operator who elects to comply with the reduced performance testing provisions of sections 60.255(c) or (d) shall include in the performance test report identification of each affected facility that will be subject to the reduced testing. The owner or operator electing to comply with section 60.255(d) shall also include information which demonstrates that the control devices are identical.
33	45CSR16, 40CFR§60.258(d), 45CSR13, R13-2306D, 4.5.6.	5.5.6.	Reporting for Subpart Y - WebFIRE Data Base	After July 11, 2011, within 60 days after the date of completing each performance evaluation conducted to demonstrate compliance with this subpart, the owner or operator of the affected facility must submit the test data to EPA by successfully entering the data electronically into EPA's WebFIRE data base available at http://cfpub.epa.gov/oarweb/index.cfm?action=fire.main . For performance tests that cannot be entered into WebFIRE (i.e. Method 9 of appendix A-4 of this part opacity performance tests) the owner or operator of the affected facility must mail a summary copy to United States Environmental Protection Agency; Energy Strategies Group; 109 TW Alexander DR; mail code D243-01; RTP, NC 27711.

Permit Shield

For all applicable requirements listed above, provide monitoring/testing/recordkeeping/reporting which shall be used to demonstrate compliance. If the method is based on a permit or rule, include the condition number or citation. (Note: Each requirement listed above must have an associated method of demonstrating compliance. If there is not already a required method in place, then a method must be proposed.)

	Rule/ Regulation/ R13 Permit	Existing R30 Permit Condition	Name	Method of Compliance
1	45CSR13, R13-2306D, 4.1.1.	5.1.1.	Compliance with Annual Throughput Limits	12 month rolling total will be used to determine compliance with all annual throughput limits.
2	45CSR13, R13-2306D, 4.1.2.	5.1.2.	Facility Throughput Limitation	Throughputs records will be maintained for Transfer Point 060 to ensure compliance with the applicable limitations.
3	45CSR13, R13-2306D, 4.1.4.	5.1.3.	Inspection of Fugitive Dust Control Systems	Records of all inspections conducted will be maintained on site for a period of no less than five (5) years.
4	45CSR13, R13-2306D, 4.1.5.	5.1.4.	Dust Suppressants/Control Measures	Daily records will be maintained for the use of any dust suppressants or any other suitable dust control measures applied at the facility. The records will be maintained on site for a period of no less than five (5) years.
5	45CSR13, R13-2306D, 4.1.6.	5.1.5.	Records of Throughput and Hours of Operation.	Records of the coal throughput and the hours of operation will be maintained on site for a period of no less than five (5) years.
6	45CSR13, R13-2306D, 4.1.8.	5.1.7.	Freeze Protection Requirement	A freeze protection plan will be incorporated and maintained.
7	45CSR§5-3.4; 45CSR13, R13-2306D, 4.1.9.	5.1.8.	Opacity	Opacity testing and monitoring will be conducted as required to maintain compliance with the applicable standard.
8	45CSR§5-6.1; 45CSR13, R13-2306D, 4.1.10.	5.1.9.	Fugitive Dust Control	Fugitive dust will be controlled in accordance with the information contained within the permit applications and as required by the permit.
9	45CSR§5-6.2; 45CSR13, R13-2306D, 4.1.11.	5.1.10.	Dust Control, Good Operating Practices	Dust control will be maintained. Good operating practices will be followed.
10	45CSR16; 40CFR§60.254(a); 45CSR13, R13-2306D, 4.1.12.	5.1.11.	Opacity	Opacity testing and monitoring will be conducted as required to maintain compliance with the applicable standard.
11	45CSR16; 40CFR§60.254(b); 45CSR13, R13-2306D, 4.1.13.	5.1.12.	Opacity	Opacity testing and monitoring will be conducted as required to maintain compliance with the applicable standard.
12	45CSR§13-5.11., 45CSR13, R13-2306D, 4.1.14.	5.1.13.	Operation and Maintenance of Air Pollution Control Equipment	All pollution control equipment will be installed, maintained, and operated in a manner consistent with safety and good air pollution control practices.
13	45CSR16; 40CFR§60.11(d); 45CSR13, R13-2306D, 4.1.15.	5.1.14.	Good Air Pollution Control Practice	Good air pollution control practices will be followed.
14	45CSR13, R13-2306, 4.1.1	5.1.15	Throughput Restriction	The facility will maintain records to demonstrate compliance with all applicable throughput restrictions.
15	45CSR13, R13-2306D, 4.1.3 and 4.2.1; 45CSR§30-5.1.c. (Not required for stockpiles and haulroads 037, 037A, 006, 006A, 032,032A, 031, 031A, 054, and 052A – F)	5.2.1.	Monitoring, Recordkeeping, Reporting	The facility will conduct all monitoring/recordkeeping/reporting in accordance with the requirements specified in this section.
16	45CSR16, 40CFR§60.8(a), 45CSR13, R13-2306D, 4.3.1.	5.3.1.	Performance Tests	Performance tests will be conducted as required.
17	45CSR16; 40CFR§60.11(b); 45CSR13, R13- 2306D, 4.3.2.	5.3.2.	Compliance With Particulate Matter Standards	Opacity testing and monitoring will be conducted as required to maintain compliance with the applicable standard.
18	45CSR16, 45CSR13, R13-2306D, 4.3.3.	5.3.3.	Performance Tests and Other Compliance Requirements for Subpart Y - Performance Tests.	Performance tests will be conducted as required.

Emission Unit Form (emission_unit.doc)

For all applicable requirements listed above, provide monitoring/testing/recordkeeping/reporting which shall be used to demonstrate compliance. If the method is based on a permit or rule, include the condition number or citation. (Note: Each requirement listed above must have an associated method of demonstrating compliance. If there is not already a required method in place, then a method must be proposed.)

	Rule/ Regulation/ R13 Permit	Existing R30 Permit Condition	Name	Method of Compliance
19	45CSR16, 40CFR§60.255(f), 45CSR13, R13-2306D, 4.3.4.	5.3.4.	Performance Tests and Other Compliance Requirements for Subpart Y - Monitoring Visible Emissions or Digital Opacity Compliance System.	The facility will comply with the requirements in this section if applicable.
20	45CSR16, 40CFR§60.255(g), 45CSR13, R13-2306D, 4.3.5.	5.3.5.	Performance Tests and Other Compliance Requirements for Subpart Y - COMS.	The facility will comply with the requirements in this section if applicable.
21	45CSR16, 40CFR§60.255(c), 45CSR13, R13-2306D, 4.3.6.	5.3.6.	Performance Tests and Other Compliance Requirements for Subpart Y.	NA
22	45CSR16, 40CFR§60.257(a), 45CSR13, R13-2306D, 4.3.7.	5.3.7.	Test Methods and Procedures for Subpart Y.	The facility will determine compliance with the applicability opacity standards using the methods described in this section.
23	45CSR16, 40CFR§60.257(b), 45CSR13, R13-2306D, 4.3.8.	5.3.8.	Test Methods and Procedures for Subpart Y.	All performance tests required by §60.8 will be performed in accordance with the requirements described in this section.
24	45CSR16, 40CFR§60.255(a), 45CSR13, R13-2306, 4.3.3.	5.3.9	Performance Tests and Other Compliance Requirements for Subpart Y – Performance Tests	The facility will comply with the specified testing condition, as required.
25	45CSR13, R13-2306D, 4.4.2.	5.4.1.	Record of Maintenance of Air Pollution Control Equipment.	Records of all required pollution control equipment inspection and preventative maintenance procedures will be maintained.
26	45CSR13, R13-2306D, 4.4.3.	5.4.2.	Record of Malfunctions of Air Pollution Control Equipment.	Records of malfunction or operational shutdown of the air pollution control equipment which leads to excess emissions will be maintained.
27	45CSR13, R13-2306, 4.4.5	5.4.4	Records of Monitoring Data	The facility will maintain the required records.
28	45CSR13, R13-2306D, 4.5.1.	5.5.1.	Performance Test Notifications	Performance test notifications will be submitted in accordance with the requirements of this section.
29	45CSR13, R13-2306D, 4.5.2.	5.5.2.	Emissions Violations Reporting	Violations of any allowable visible emissions requirement will be reported as described in this section.
30	45CSR16, 40CFR§60.7(a), 45CSR13, R13-2306D, 4.5.3.	5.5.3.	Part 60 Notifications	Notifications will be submitted as required in accordance with the procedures described in this section.
31	45CSR16, 40CFR§60.258(b), 45CSR13, R13-2306D, 4.5.4.	5.5.4.	Reporting for Subpart Y - Opacity Exceedances	Semi-annual excess emissions reports will be submitted.
32	45CSR16, 40CFR§60.258(c), 45CSR13, R13-2306D, 4.5.5.	5.5.5.	Reporting for Subpart Y - Results of Initial Performance Tests	Results of initial performance tests will be submitted.
33	45CSR16, 40CFR§60.258(d), 45CSR13, R13-2306D, 4.5.6.	5.5.6.	Reporting for Subpart Y - WebFIRE Data Base	Relevant test data will be entered into EPA's WebFIRE database as required.

Are you in compliance with all applicable requirements for this emission unit? Yes No

If no, complete the **Schedule of Compliance Form** as **ATTACHMENT F**.

ATTACHMENT E - Emission Unit Form

Emission Unit Description Refuse Disposal Area

Emission unit ID number: 031	Emission unit name: Refuse Disposal Area	List any control devices associated with this emission unit: WT
--	--	---

Provide a description of the emission unit (type, method of operation, design parameters, etc.):
Typical coal preparation plant stockpile of coal refuse

Manufacturer: NA	Model number: NA	Serial number: NA
Construction date: NA	Installation date: 1968	Modification date(s): NA

Design Capacity (examples: furnaces - tons/hr, tanks - gallons):
NA

Maximum Hourly Throughput: NA	Maximum Annual Throughput: NA	Maximum Operating Schedule: 8,760 hours.
---	---	--

Fuel Usage Data (fill out all applicable fields) NOT APPLICABLE

Does this emission unit combust fuel? ___ Yes <input checked="" type="checkbox"/> No	If yes, is it? ___ Indirect Fired ___ Direct Fired
---	--

Maximum design heat input and/or maximum horsepower rating:	Type and Btu/hr rating of burners:
--	---

List the primary fuel type(s) and if applicable, the secondary fuel type(s). For each fuel type listed, provide the maximum hourly and annual fuel usage for each.

Describe each fuel expected to be used during the term of the permit.

Fuel Type	Max. Sulfur Content	Max. Ash Content	BTU Value

<i>Emissions Data</i>		
Criteria Pollutants	Potential Emissions	
	PPH	TPY
Carbon Monoxide (CO)		
Nitrogen Oxides (NO _x)		
Lead (Pb)		
Particulate Matter (PM _{2.5})	1.21	5.32
Particulate Matter (PM ₁₀)	8.09	35.45
Total Particulate Matter (TSP)	17.00	74.45
Sulfur Dioxide (SO ₂)		
Volatile Organic Compounds (VOC)		
Hazardous Air Pollutants	Potential Emissions	
	PPH	TPY
Regulated Pollutants other than Criteria and HAP	Potential Emissions	
	PPH	TPY

List the method(s) used to calculate the potential emissions (include dates of any stack tests conducted, versions of software used, source and dates of emission factors, etc.).

Emissions factors from *Air Pollution Engineering Manual and References*.

Applicable Requirements

List all applicable requirements for this emission unit. For each applicable requirement, include the underlying rule/regulation citation and/or construction permit with the condition number. (Note: Title V permit condition numbers alone are not the underlying applicable requirements). If an emission limit is calculated based on the type of source and design capacity or if a standard is based on a design parameter, this information should also be included.

	Rule/ Regulation/ Construction Permit	Existing R30 Permit Condition	Name	Requirement
1	45CSR§5-7.1. Refuse Disposal Area 1 (031)	4.1.1.	Particulate Matter Air Pollution	In order to prevent and control air pollution from coal refuse disposal areas, the operation of coal refused disposal areas shall be conducted in accordance with the standards established by 45CSR§5-7.
2	45CSR§5-7.2. Refuse Disposal Area 1 (031)	4.1.2.	Particulate Matter Air Pollution	Coal refuse is not to be deposited on any coal refuse disposal area unless the coal refuse is deposited in such a manner as to minimize the possibility of ignition of the coal refuse.
3	45CSR§5-7.3. Refuse Disposal Area 1 (031)	4.1.3.	Particulate Matter Air Pollution	Coal refuse disposal areas shall not be so located with respect to mine openings, tipples, or other mine buildings, unprotected coal outcrops or steam lines that these external factors will contribute to the ignition of the coal refuse on such coal refuse disposal areas.
4	45CSR§5-7.4. Refuse Disposal Area 1 (031)	4.1.4.	Particulate Matter Air Pollution	Vegetation and combustible materials shall not be left on the ground at the site where a coal refuse pile is to be established, unless it is rendered inert before coal refuse is deposited on such site.
5	45CSR§5-7.5. Refuse Disposal Area 1 (031)	4.1.5.	Particulate Matter Air Pollution	Coal refuse shall not be dumped or deposited on a coal refuse pile known to be burning, except for the purpose of controlling the fire or where the additional coal refuse will not tend to ignite or where such dumping will not result in statutory air pollution.
6	45CSR§5-7.6. Refuse Disposal Area 1 (031)	4.1.6.	Particulate Matter Air Pollution	Materials with low ignition points used in the production or preparation of coal, including but not limited to wood, brattice cloth, waste paper, rags, oil and grease, shall not be deposited on any coal refuse disposal area or in such proximity as will reasonably contribute to the ignition of a coal refuse disposal area.
7	45CSR§5-7.7. Refuse Disposal Area 1 (031)	4.1.7.	Particulate Matter Air Pollution	Garbage, trash, household refuse, and like materials shall not be deposited on or near any coal refuse disposal area.
8	45CSR§5-7.8. Refuse Disposal Area 1 (031)	4.1.8.	Particulate Matter Air Pollution	The deliberate ignition of a coal refuse disposal area or the ignition of any materials on such an area by any person or persons is prohibited.
9	45CSR§5-8.3. Refuse Disposal Area 1 (031)	4.1.9	Particulate Matter Air Pollution	With respect to all burning coal refuse disposal areas, the person responsible for the coal refuse disposal areas or the land on which the coal refuse disposal areas are located shall use due diligence to control air pollution from the coal refuse disposal areas. Consistent with the declaration of policy and purpose set forth in W.Va. Code §22-5-1, the Director shall determine what constitutes due diligence with respect to each such burning coal refuse disposal area. When a study of any burning coal refuse disposal area by the Director establishes that air pollution exists or may be created, the person responsible for the coal refuse disposal area or the land on which the coal refuse disposal area is located shall submit to the Director a report setting forth satisfactory methods and procedures to eliminate, prevent or reduce the air pollution. The report shall be submitted within such time as the Director shall specify. The report for the elimination, prevention or reduction of air pollution shall contain sufficient information, including, completion dates, to establish that the corrective measures can be executed with due diligence. If approved by the Director, the corrective measures and completion dates shall be embodied in a consent order issued pursuant to W. Va. Code §§ 22-5-1 et seq. If the report is not submitted as requested or if the Director determines that the methods and procedures set forth in the report are not adequate to reasonably control the air pollution he or she shall issue an order requiring the elimination, prevention or reduction of the air pollution.

Permit Shield

For all applicable requirements listed above, provide monitoring/testing/recordkeeping/reporting which shall be used to demonstrate compliance. If the method is based on a permit or rule, include the condition number or citation. (Note: Each requirement listed above must have an associated method of demonstrating compliance. If there is not already a required method in place, then a method must be proposed.)

None required.

Are you in compliance with all applicable requirements for this emission unit? Yes No

If no, complete the **Schedule of Compliance Form** as **ATTACHMENT F**.

ATTACHMENT E - Emission Unit Form

Emission Unit Description Screening

Emission unit ID number: A006	Emission unit name: Scalping Screen A1	List any control devices associated with this emission unit: Full Enclosure (FE)
---	--	--

Provide a description of the emission unit (type, method of operation, design parameters, etc.):
Typical coal preparation plant screening.

Manufacturer: NA	Model number: NA	Serial number: NA
----------------------------	----------------------------	-----------------------------

Construction date: NA	Installation date: A006 in 1994	Modification date(s): NA
---------------------------------	---	------------------------------------

Design Capacity (examples: furnaces - tons/hr, tanks - gallons):
A006 at 4,000 tph

Maximum Hourly Throughput: A006 at 4,000 tph	Maximum Annual Throughput: A006 at 15.768 MM tpy	Maximum Operating Schedule: 8,760 hours.
--	--	--

Fuel Usage Data (fill out all applicable fields) NOT APPLICABLE

Does this emission unit combust fuel? ___ Yes <input checked="" type="checkbox"/> No	If yes, is it? ___ Indirect Fired ___ Direct Fired
---	--

Maximum design heat input and/or maximum horsepower rating:	Type and Btu/hr rating of burners:
--	---

List the primary fuel type(s) and if applicable, the secondary fuel type(s). For each fuel type listed, provide the maximum hourly and annual fuel usage for each.

Describe each fuel expected to be used during the term of the permit.

Fuel Type	Max. Sulfur Content	Max. Ash Content	BTU Value

<i>Emissions Data</i>		
Criteria Pollutants	Potential Emissions	
	PPH	TPY
Carbon Monoxide (CO)		
Nitrogen Oxides (NO _x)		
Lead (Pb)		
Particulate Matter (PM _{2.5})	5.71	11.26
Particulate Matter (PM ₁₀)	38.10	75.09
Total Particulate Matter (TSP)	80.00	157.68
Sulfur Dioxide (SO ₂)		
Volatile Organic Compounds (VOC)		
Hazardous Air Pollutants	Potential Emissions	
	PPH	TPY
Regulated Pollutants other than Criteria and HAP	Potential Emissions	
	PPH	TPY

List the method(s) used to calculate the potential emissions (include dates of any stack tests conducted, versions of software used, source and dates of emission factors, etc.).

Emissions factors from *Air Pollution Engineering Manual and References*.

Applicable Requirements

List all applicable requirements for this emission unit. For each applicable requirement, include the underlying rule/regulation citation and/or construction permit with the condition number. (Note: Title V permit condition numbers alone are not the underlying applicable requirements). If an emission limit is calculated based on the type of source and design capacity or if a standard is based on a design parameter, this information should also be included.

	Rule/ Regulation/ R13 Permit	Existing R30 permit Condition	Name	Requirement
1	45CSR13, R13-2306D, 4.1.1.	5.1.1.	Compliance with Annual Throughput Limits	Compliance with all annual throughput limits shall be determined using a 12 month rolling total. For example, a 12 month rolling total shall mean the sum of raw coal received by the facility at any given time for the previous twelve (12) consecutive calendar months.
2	45CSR13, R13-2306D, 4.1.2.	5.1.2.	Facility Throughput Limitation	The throughput of coal to be handled or processed through the preparation plant, Transfer Point 060, shall not exceed 2,800 tons per hour (TPH) or 15,768,000 tons per year (TPY).
3	45CSR13, R13-2306D, 4.1.4.	5.1.3.	Inspection of Fugitive Dust Control Systems	The permittee shall inspect all fugitive dust control systems weekly to ensure that they are operated and maintained in conformance with their designs. The permittee shall maintain records of all scheduled and nonscheduled maintenance. Records shall be maintained on site for a period of no less than five (5) years stating any maintenance or corrective actions taken as a result of the weekly inspections, and the times the fugitive dust control system(s) are inoperable and any corrective actions taken.
4	45CSR13, R13-2306D, 4.1.5.	5.1.4.	Dust Suppressants/Control Measures	The permittee shall maintain daily records indicating the use of any dust suppressants or any other suitable dust control measures applied at the facility. These records shall be maintained on site for a period of no less than five (5) years.
5	45CSR13, R13-2306D, 4.1.6.	5.1.5.	Records of Throughput and Hours of Operation.	The permittee shall maintain records of the coal throughput and the hours of operation. Compliance with the hourly throughput limit shall be demonstrated by dividing the calendar month's total throughput by the number of hours operated in the same calendar month to obtain an hourly average. By the fifteenth day of each calendar month, the permittee shall calculate the hourly averaged throughput of the previous calendar month. These records shall be maintained on site for a period of no less than five (5) years.
6	45CSR13, R13-2306D, 4.1.8.	5.1.7.	Freeze Protection Requirement	A freeze protection plan shall be incorporated and maintained to insure all wet suppression systems remain operational at all times.
7	45CSR§5-3.4; 45CSR13, R13-2306D, 4.1.9.	5.1.8.	Opacity	No person shall cause, suffer, allow or permit emission of particulate matter into the open air from any fugitive dust control system which is twenty percent (20%) opacity or greater.
8	45CSR§5-6.1; 45CSR13, R13-2306D, 4.1.10.	5.1.9.	Fugitive Dust Control	No person shall cause, suffer, allow or permit a coal preparation plant or handling operation to operate that is not equipped with a fugitive dust control system. This system shall be operated and maintained in such a manner as to minimize the emission of particulate matter into the open air.
9	45CSR§5-6.2; 45CSR13, R13-2306D, 4.1.11.	5.1.10.	Dust Control, Good Operating Practices	The owner or operator of a coal preparation plant or handling operation shall maintain dust control of the premises and owned, leased, or controlled access roads by paving, or other suitable measures. Good operating practices shall be observed in relation to stockpiling, car loading, breaking, screening, and general maintenance to minimize dust generation and atmospheric entrainment.

Permit Shield

Applicable Requirements - Continued

10	45CSR16; 40CFR§60.254(a); 45CSR13, R13-2306D, 4.1.12.	5.1.11.	Opacity	On and after the date on which the performance test is conducted or required to be completed under §60.8, whichever date comes first, an owner or operator shall not cause to be discharged into the atmosphere from any coal processing and conveying equipment, coal storage system, or coal transfer and loading system processing coal constructed, reconstructed, or modified on or before April 28, 2008, gases which exhibit 20 percent opacity or greater.
11	45CSR16; 40CFR§60.254(b); 45CSR13, R13-2306D, 4.1.13.	5.1.12.	Opacity	On and after the date on with the performance test is conducted or required to be completed under §60.8, whichever date comes first, an owner or operator shall not cause to be discharged into the atmosphere from any coal processing and conveying equipment, coal storage system, or coal transfer and loading system processing coal constructed, reconstructed, or modified after April 28, 2008, must meet the requirements in paragraphs (1) and (3) of this section. (1) Except as provided in paragraph (3) of this section, the owner or operator must not cause to be discharged into the atmosphere from the affected facility any gases which exhibit 10 percent opacity or greater. (3) Equipment used in the loading, unloading, and conveying operations of open storage piles are not subject to the opacity limitations of paragraph (1) of this section.
12	45CSR§13-5.11., 45CSR13, R13-2306D, 4.1.14.	5.1.13.	Operation and Maintenance of Air Pollution Control Equipment	The permittee shall, to the extent practicable, install, maintain, and operate all pollution control equipment listed in Section 1.0 and associated monitoring equipment in a manner consistent with safety and good air pollution control practices for minimizing emissions, or comply with any more stringent limits set forth in this permit or as set forth by any State rule, Federal regulation, or alternative control plan approved by the Secretary.
13	45CSR16; 40CFR§60.11(d); 45CSR13, R13-2306D, 4.1.15.	5.1.14.	Good Air Pollution Control Practice	At all times, including periods of startup, shutdown, and malfunction, the permittee shall, to the extent practicable, maintain and operate any affected facility including associated air pollution control equipment in a manner consistent with good air pollution control practice for minimizing emissions.
14	45CSR13, R13-2306, 4.1.1	5.1.15	Throughput Restrictions	The permittee shall not exceed the maximum hourly and annual throughput rates and other criteria outlined in the table in Section 1.0 Emission Units.

Permit Shield

Applicable Requirements - Continued

	Rule/ Regulation/ R13 Permit	Existing R30 Permit Condition	Name	Requirement
15	45CSR13, R13-2306D, 4.1.3 and 4.2.1; 45CSR§30-5.1.c. (Not required for stockpiles and haulroads 037, 037A, 006, 006A, 032,032A, 031, 031A, 054, and 052A – F)	5.2.1.	Monitoring, Recordkeeping, Reporting	<p>The permittee shall conduct monitoring/recordkeeping/reporting as follows:</p> <p>a. An initial visible emissions evaluation in accordance with 40 C.F.R. 60 Appendix A, Method 9 shall be performed within ninety (90) days of permit issuance for each emission unit with a visible emissions requirement in this permit unless such evaluation was performed within the consecutive 12-month period preceding permit issuance. This initial evaluation shall consist of three 6-minute averages during one consecutive 60 minute period. The initial evaluation shall be conducted at each emissions unit during the period of maximum expected visible emissions under normal unit and facility operations. A visible emissions evaluation shall be conducted for each emission unit at least once every consecutive 12-month period in accordance with 40 C.F.R. 60 Appendix A, Method 9. This annual evaluation shall consist of a minimum of 24 consecutive observations for each emission unit.</p> <p>b. Each emissions unit with a visible emissions limit contained in this permit shall be observed visually at least each calendar week during periods of normal facility operation for a sufficient time interval to determine if the unit has any visible emissions using 40 C.F.R. 60 Appendix A, Method 22. If visible emissions from any of the emissions units are observed during these weekly observations, or at any other time, that appear to exceed 50 percent of the allowable visible emission requirement for the emission unit, visible emissions evaluations in accordance with 40 C.F.R. 60 Appendix A, Method 9 shall be conducted as soon as practicable, but no later than one (1) month from the time of the observation. A Method 9 evaluation shall not be required under condition Section 3.2.1.b. if the visible emissions condition is corrected in a timely manner; the emissions unit is operating at normal operating conditions; and, the cause and corrective measures taken are recorded.</p> <p>c. If the initial, or any subsequent, visible emissions evaluation indicates visible emissions in excess of 50 percent of the allowable visible emissions requirement for a given emission unit, a visible emissions evaluation shall be performed for that unit at least once every consecutive 14-day period in accordance with 40 C.F.R. 60 Appendix A, Method 9. If subsequent visible emissions evaluations indicate visible emissions less than or equal to 50 percent of the allowable visible emissions requirement for the emission unit for 3 consecutive evaluation periods, the emission unit may comply with the visible emissions testing requirements of condition 3.2.1.b. in lieu of those established in this condition.</p> <p>d. A record of each visible emissions observation shall be maintained, including any data required by 40 C.F.R. 60 Appendix A, Method 22 or Method 9, whichever is appropriate. The record shall include, at a minimum, the date, time, name of the emission unit, the applicable visible emissions requirement, the results of the observation, and the name of the observer.</p>
16	45CSR16, 40CFR§60.8(a), 45CSR13, R13-2306D, 4.3.1.	5.3.1.	Performance Tests	Within 60 days after achieving the maximum production rate at which the affected facility will be operated, but not later than 180 days after initial startup of such facility, or at such other times specified by this part, the owner or operator of such facility shall conduct performance test(s) and furnish a written report of the results of such performance test(s).
17	45CSR16; 40CFR§60.11(b); 45CSR13, R13- 2306D, 4.3.2.	5.3.2.	Compliance With Particulate Matter Standards	Compliance with opacity standards in this part shall be determined by conducting observations in accordance with Reference Method 9 in appendix A of 40 CFR 60. For purposes of determining initial compliance, the minimum total time of observations shall be 3 hours (30 6-minute averages) for the performance test or other set of observations (meaning those fugitive-type emission sources subject only to an opacity standard).

Permit Shield

Applicable Requirements - Continued

	Rule/ Regulation/ R13 Permit	Existing R30 Permit Condition	Name	Requirement
18	45CSR16, 45CSR13, R13-2306D, 4.3.3.	5.3.3.	Performance Tests and Other Compliance Requirements for Subpart Y - Performance Tests.	<p>An owner or operator of each affected facility that commenced construction, reconstruction, or modification after April 28, 2008, must conduct performance tests according to the requirements of §60.8 and the methods identified in §60.257 to demonstrate compliance with the applicable emission standards in Subpart Y as specified in paragraph (2) of this section.</p> <p>(2) For each affected facility subject to an opacity standard, an initial performance test must be performed.</p> <p>Thereafter, a new performance test must be conducted according to the requirements in paragraphs (2)(i) and (ii) of this section, as applicable, except as provided for in 40C.F.R. §§60.255(e) and (f) of this section. Performance test and other compliance requirements for coal truck dump operations are specified in 40C.F.R. §60.255(h).</p> <p>(i) If any 6-minute average opacity reading in the most recent performance test exceeds half the applicable opacity limit, a new performance test must be conducted within 90 operating days of the date that the previous performance test was required to be completed.</p> <p>(ii) If all 6-minute average opacity readings in the most recent performance are equal to or less than half the applicable opacity limit, a new performance test must be conducted within 12 calendar months of the date that the previous performance test was required to be completed.</p>
19	45CSR16, 40CFR§60.255(f), 45CSR13, R13-2306D, 4.3.4.	5.3.4.	Performance Tests and Other Compliance Requirements for Subpart Y - Monitoring Visible Emissions or Digital Opacity Compliance System.	<p>As an alternative to meeting the requirements in 40C.F.R. §60.255(b)(2) [see permit condition 5.3.3. above], an owner or operator of an affected facility that commenced construction, reconstruction, or modification after April 28, 2008, may elect to comply with the requirements in paragraph (1) of this section.</p> <p>(1) Monitor visible emissions from each affected facility according to the requirements in paragraphs (1)(i) through (iii) of this section.</p> <p>(i) Conduct one daily 15-second observation each operating day for each affected facility (during normal operation) when the coal preparation and processing plant is in operation. Each observation must be recorded as either visible emissions observed or no visible emissions observed. Each observer determining the presence of visible emissions must meet the training requirements specified in §2.3 of Method 22 of appendix A-7 of this part. If visible emissions are observed during any 15-second observation, the owner or operator must adjust the operation of the affected facility and demonstrate within 24 hours that no visible emissions are observed from the affected facility. If visible emissions are observed, a Method 9, of appendix A-4 of this part, performance test must be conducted within 45 operating days.</p> <p>(ii) Conduct monthly visual observations of all processes and control equipment. If any deficiencies are observed, the necessary maintenance must be performed as expeditiously as possible.</p> <p>(iii) Conduct a performance test using Method 9 of Appendix A-4 of this part at least once every 5 calendar years for each affected facility.</p> <p>(2) Prepare a written site-specific monitoring plan for a digital opacity compliance system for approval by the Administration or delegated authority. The plan shall require observations of at least one digital image every 15 seconds for 10-minute periods (during normal operation) every operating day. An approvable monitoring plan must include a demonstration that the occurrences of visible emissions are not in excess of 5 percent of the observation period. For reference purposes in preparing the monitoring plan, see OAQPS "Determination of Visible Emission Opacity from Stationary Sources Using Computer-Based Photographic Analysis Systems." This document is available from the U.S. Environmental Protection Agency (U.S. EPA); Office of Air Quality and Planning Standards; Sector Policies and Programs Division; Measurement Group (D243-02), Research Triangle Park, NC 27711. This document is also available on the Technology Transfer Network (TTN) under Emission Measurement Center Preliminary Methods. The monitoring plan approved by the Administrator delegated authority shall be implemented by the owner or operator.</p>
20	45CSR16, 40CFR§60.255(g), 45CSR13, R13-2306D, 4.3.5.	5.3.5.	Performance Tests and Other Compliance Requirements for Subpart Y - COMS.	<p>As an alternative to meeting the requirements in 40C.F.R. §60.255(b)(2) [see permit condition 5.3.3. above], an owner or operator of an affected facility that commenced construction, reconstruction, or modification after April 28, 2008, subject to a visible emissions standard under this subpart may install, operate, and maintain a continuous opacity monitoring system (COMS). Each COMS used to comply with provisions of this subpart must be installed, calibrated, maintained, and continuously operated according to the requirements in 40C.F.R. §§60.255(g)(1) and (2) .</p>

Permit Shield

Applicable Requirements - Continued

21	45CSR16, 40CFR§60.255(c), 45CSR13, R13-2306D, 4.3.6.	5.3.6.	Performance Tests and Other Compliance Requirements for Subpart Y.	If any affected coal processing and conveying equipment (e.g., breakers, crushers, screens, conveying systems), coal storage systems, or other coal transfer and loading systems that commenced construction, reconstruction, or modification after April 28, 2008, are enclosed in a building do not exceed any of the standards in §60.254 that apply to the affected facility, then the facility shall be deemed to be in compliance with such standards.
22	45CSR16, 40CFR§60.257(a), 45CSR13, R13-2306D, 4.3.7.	5.3.7.	Test Methods and Procedures for Subpart Y.	<p>The owner or operator must determine compliance with the applicable opacity standards as specified in paragraphs (1) through (3) of this section.</p> <p>(1) Method 9 of Appendix A-4 of this part and the procedures in §60.11 must be used to determine opacity, with the exceptions specified in paragraphs 5.3.7(1)(i) and (ii).</p> <p>(i) The duration of the Method 9 of Appendix A-4 of this part performance test shall be 1 hour (ten 6- minute averages).</p> <p>(ii) If, during the initial 30 minutes of the observation of a Method 9 of Appendix A-4 of this part performance test, all of the 6-minute average opacity readings are less than or equal to half the applicable opacity limit, then the observation period may be reduced from 1 hour to 30 minutes.</p> <p>(2) To determine opacity for fugitive coal dust emissions sources, the additional requirements specified in paragraphs 5.3.7(2)(i) through (iii) must be used.</p> <p>(i) The minimum distance between the observer and the emission source shall be 5.0 meters (16 feet), and the sun shall be oriented in the 140-degree sector of the back.</p> <p>(ii) The observer shall select a position that minimizes interference from other fugitive coal dust emissions sources and make observations such that the line of vision is approximately perpendicular to the plume and wind direction.</p> <p>(iii) The observer shall make opacity observations at the point of greatest opacity in that portion of the plume where condensed water vapor is not present. Water vapor is not considered a visible emission.</p> <p>(3) A visible emissions observer may conduct visible emission observations for up to three fugitive, stack, or vent emission points within a 15-second interval if the following conditions specified in paragraphs (3)(i) through (iii) of this section are met.</p> <p>(i) No more than three emissions points may be read concurrently.</p> <p>(ii) All three emissions points must be within a 70 degree viewing sector or angle in front of the observer such that the proper sun position can be maintained for all three points.</p> <p>(iii) If an opacity reading for any one of the three emissions points is within 5 percent opacity from the applicable standard (excluding readings of zero opacity), then the observer must stop taking readings for the other two points and continue reading just that single point.</p>
23	45CSR16, 40CFR§60.257(b), 45CSR13, R13-2306D, 4.3.8.	5.3.8.	Test Methods and Procedures for Subpart Y.	The owner or operator must conduct all performance tests required by §60.8 to demonstrate compliance with the applicable emissions standards specified in §60.252 according to the requirements in §60.8 using the applicable test methods and procedures in 40C.F.R.§§60.257(b) (1) through (8).
24	45CSR16, 40CFR§60.255(a), 45CSR13, R13-2306, 4.3.3.	5.3.9	Performance Tests and Other Compliance Requirements for Subpart Y – Performance Tests	An owner or operator of each affected facility that commenced construction, reconstruction, or modification on or before April 28, 2008, must conduct performance tests required by §60.8 to demonstrate compliance with the applicable emission standards using the methods identified in §60.257.
25	45CSR13, R13-2306D, 4.4.2.	5.4.1.	Record of Maintenance of Air Pollution Control Equipment.	For all pollution control equipment listed in Section 1.0, the permittee shall maintain accurate records of all required pollution control equipment inspection and/or preventative maintenance procedures.
26	45CSR13, R13-2306D, 4.4.3.	5.4.2.	Record of Malfunctions of Air Pollution Control Equipment.	<p>For all pollution control equipment listed in Section 1.0, the permittee shall maintain records of the occurrence and duration of any malfunction or operational shutdown of the air pollution control equipment during which excess emissions occur. For each such case, the following information shall be recorded:</p> <p>a. The equipment involved.</p> <p>b. Steps taken to minimize emissions during the event.</p> <p>c. The duration of the event.</p> <p>d. The estimated increase in emissions during the event.</p> <p>For each such case associated with an equipment malfunction, the additional information shall also be recorded:</p> <p>e. The cause of the malfunction.</p> <p>f. Steps taken to correct the malfunction.</p> <p>g. Any changes or modifications to equipment or procedures that would help prevent future recurrences of the malfunction.</p>

Permit Shield

Applicable Requirements - Continued

27	45CSR13, R13-2306, 4.4.5	5.4.4	Records of Monitoring Data	The permittee shall maintain records of all monitoring data required by Section 5.2.1 of this permit by documenting the date and time of each visible emission check, the emission point or equipment/source identification number, the name or means of identification of the observer, the results of the check(s), whether the visible emissions are normal for the process, and, if applicable, all corrective measures taken or planned. The permittee shall also record the general weather conditions (i.e. sunny, approximately 80°F, 6 - 10 mph NE wind) during the visual emission check(s). An example form is supplied as Appendix B. Should a visible emission observation be required to be performed per the requirements specified in Method 9, the data records of each observation shall be maintained per the requirements of Method 9. For an emission unit out of service during the normal monthly evaluation, the record of observation may note "out of service" (O/S) or equivalent
28	45CSR13, R13-2306D, 4.5.1.	5.5.1.	Performance Test Notifications	With regard to any testing required by the Director, the permittee shall submit to the Director of Air Quality and the Associate Director - Office of Enforcement and Permit Review (3AP12) of the U.S. EPA a test protocol detailing the proposed test methods, the date, and the time the proposed testing is to take place, as well as identifying the sampling locations and other relevant information. The test protocol must be received by the Director and the Associate Director no less than thirty (30) days prior to the date the testing is to take place. Test results shall be submitted to the Director and the Associate Director no more than sixty (60) days after the date the testing takes place.
29	45CSR13, R13-2306D, 4.5.2.	5.5.2.	Emissions Violations Reporting	Any violation(s) of the allowable visible emission requirement for any emission source discovered during observation using 40CFR Part 60, Appendix A, Method 9 must be reported in writing to the Director of the Division of Air Quality as soon as practicable, but within ten (10) calendar days, of the occurrence and shall include, at a minimum, the following information: the results of the visible determination of opacity of emissions, the cause or suspected cause of the violation(s), and any corrective measures taken or planned.
30	45CSR16, 40CFR§60.7(a), 45CSR13, R13-2306D, 4.5.3.	5.5.3.	Part 60 Notifications	Any owner or operator subject to the provisions of this part shall furnish written notification as follows: A notification of the date construction (or reconstruction as defined under §60.15) of an affected facility is commenced postmarked no later than 30 days after such date. A notification of the actual date of initial startup of an affected facility postmarked within 15 days after such date.
31	45CSR16, 40CFR§60.258(b), 45CSR13, R13-2306D, 4.5.4.	5.5.4.	Reporting for Subpart Y - Opacity Exceedances	For the purposes of reports required under section 60.7(c), any owner or operator subject to the provisions of Subpart Y also shall report semiannually periods of excess emissions as follow: (3) All 6-minute average opacities that exceed the applicable standard.
32	45CSR16, 40CFR§60.258(c), 45CSR13, R13-2306D, 4.5.5.	5.5.5.	Reporting for Subpart Y - Results of Initial Performance Tests	The owner or operator of an affected facility shall submit the results of initial performance tests to the Administrator or delegated authority, consistent with the provisions of section 60.8. The owner or operator who elects to comply with the reduced performance testing provisions of sections 60.255(c) or (d) shall include in the performance test report identification of each affected facility that will be subject to the reduced testing. The owner or operator electing to comply with section 60.255(d) shall also include information which demonstrates that the control devices are identical.
33	45CSR16, 40CFR§60.258(d), 45CSR13, R13-2306D, 4.5.6.	5.5.6.	Reporting for Subpart Y - WebFIRE Data Base	After July 11, 2011, within 60 days after the date of completing each performance evaluation conducted to demonstrate compliance with this subpart, the owner or operator of the affected facility must submit the test data to EPA by successfully entering the data electronically into EPA's WebFIRE data base available at http://cfpub.epa.gov/oarweb/index.cfm?action=fire.main . For performance tests that cannot be entered into WebFIRE (i.e. Method 9 of appendix A-4 of this part opacity performance tests) the owner or operator of the affected facility must mail a summary copy to United States Environmental Protection Agency; Energy Strategies Group; 109 TW Alexander DR; mail code D243-01; RTP, NC 27711.

Permit Shield

For all applicable requirements listed above, provide monitoring/testing/recordkeeping/reporting which shall be used to demonstrate compliance. If the method is based on a permit or rule, include the condition number or citation. (Note: Each requirement listed above must have an associated method of demonstrating compliance. If there is not already a required method in place, then a method must be proposed.)

	Rule/ Regulation/ R13 Permit	Existing R30 Permit Condition	Name	Method of Compliance
1	45CSR13, R13-2306D, 4.1.1.	5.1.1.	Compliance with Annual Throughput Limits	12 month rolling total will be used to determine compliance with all annual throughput limits.
2	45CSR13, R13-2306D, 4.1.2.	5.1.2.	Facility Throughput Limitation	Throughputs records will be maintained for Transfer Point 060 to ensure compliance with the applicable limitations.
3	45CSR13, R13-2306D, 4.1.4.	5.1.3.	Inspection of Fugitive Dust Control Systems	Records of all inspections conducted will be maintained on site for a period of no less than five (5) years.
4	45CSR13, R13-2306D, 4.1.5.	5.1.4.	Dust Suppressants/Control Measures	Daily records will be maintained for the use of any dust suppressants or any other suitable dust control measures applied at the facility. The records will be maintained on site for a period of no less than five (5) years.
5	45CSR13, R13-2306D, 4.1.6.	5.1.5.	Records of Throughput and Hours of Operation.	Records of the coal throughput and the hours of operation will be maintained on site for a period of no less than five (5) years.
6	45CSR13, R13-2306D, 4.1.8.	5.1.7.	Freeze Protection Requirement	A freeze protection plan will be incorporated and maintained.
7	45CSR§5-3.4; 45CSR13, R13-2306D, 4.1.9.	5.1.8.	Opacity	Opacity testing and monitoring will be conducted as required to maintain compliance with the applicable standard.
8	45CSR§5-6.1; 45CSR13, R13-2306D, 4.1.10.	5.1.9.	Fugitive Dust Control	Fugitive dust will be controlled in accordance with the information contained within the permit applications and as required by the permit.
9	45CSR§5-6.2; 45CSR13, R13-2306D, 4.1.11.	5.1.10.	Dust Control, Good Operating Practices	Dust control will be maintained. Good operating practices will be followed.
10	45CSR16; 40CFR§60.254(a); 45CSR13, R13-2306D, 4.1.12.	5.1.11.	Opacity	Opacity testing and monitoring will be conducted as required to maintain compliance with the applicable standard.
11	45CSR16; 40CFR§60.254(b); 45CSR13, R13-2306D, 4.1.13.	5.1.12.	Opacity	Opacity testing and monitoring will be conducted as required to maintain compliance with the applicable standard.
12	45CSR§13-5.11., 45CSR13, R13-2306D, 4.1.14.	5.1.13.	Operation and Maintenance of Air Pollution Control Equipment	All pollution control equipment will be installed, maintained, and operated in a manner consistent with safety and good air pollution control practices.
13	45CSR16; 40CFR§60.11(d); 45CSR13, R13-2306D, 4.1.15.	5.1.14.	Good Air Pollution Control Practice	Good air pollution control practices will be followed.
14	45CSR13, R13-2306, 4.1.1	5.1.15	Throughput Restriction	The facility will maintain records to demonstrate compliance with all applicable throughput restrictions.
15	45CSR13, R13-2306D, 4.1.3 and 4.2.1; 45CSR§30-5.1.c. (Not required for stockpiles and haulroads 037, 037A, 006, 006A, 032,032A, 031, 031A, 054, and 052A – F)	5.2.1.	Monitoring, Recordkeeping, Reporting	The facility will conduct all monitoring/recordkeeping/reporting in accordance with the requirements specified in this section.
16	45CSR16, 40CFR§60.8(a), 45CSR13, R13-2306D, 4.3.1.	5.3.1.	Performance Tests	Performance tests will be conducted as required.
17	45CSR16; 40CFR§60.11(b); 45CSR13, R13- 2306D, 4.3.2.	5.3.2.	Compliance With Particulate Matter Standards	Opacity testing and monitoring will be conducted as required to maintain compliance with the applicable standard.
18	45CSR16, 45CSR13, R13-2306D, 4.3.3.	5.3.3.	Performance Tests and Other Compliance Requirements for Subpart Y - Performance Tests.	Performance tests will be conducted as required.

For all applicable requirements listed above, provide monitoring/testing/recordkeeping/reporting which shall be used to demonstrate compliance. If the method is based on a permit or rule, include the condition number or citation. (Note: Each requirement listed above must have an associated method of demonstrating compliance. If there is not already a required method in place, then a method must be proposed.)

	Rule/ Regulation/ R13 Permit	Existing R30 Permit Condition	Name	Method of Compliance
19	45CSR16, 40CFR§60.255(f), 45CSR13, R13-2306D, 4.3.4.	5.3.4.	Performance Tests and Other Compliance Requirements for Subpart Y - Monitoring Visible Emissions or Digital Opacity Compliance System.	The facility will comply with the requirements in this section if applicable.
20	45CSR16, 40CFR§60.255(g), 45CSR13, R13-2306D, 4.3.5.	5.3.5.	Performance Tests and Other Compliance Requirements for Subpart Y - COMS.	The facility will comply with the requirements in this section if applicable.
21	45CSR16, 40CFR§60.255(c), 45CSR13, R13-2306D, 4.3.6.	5.3.6.	Performance Tests and Other Compliance Requirements for Subpart Y.	NA
22	45CSR16, 40CFR§60.257(a), 45CSR13, R13-2306D, 4.3.7.	5.3.7.	Test Methods and Procedures for Subpart Y.	The facility will determine compliance with the applicability opacity standards using the methods described in this section.
23	45CSR16, 40CFR§60.257(b), 45CSR13, R13-2306D, 4.3.8.	5.3.8.	Test Methods and Procedures for Subpart Y.	All performance tests required by §60.8 will be performed in accordance with the requirements described in this section.
24	45CSR16, 40CFR§60.255(a), 45CSR13, R13-2306, 4.3.3.	5.3.9	Performance Tests and Other Compliance Requirements for Subpart Y – Performance Tests	The facility will comply with the specified testing condition, as required.
25	45CSR13, R13-2306D, 4.4.2.	5.4.1.	Record of Maintenance of Air Pollution Control Equipment	Records of all required pollution control equipment inspection and preventative maintenance procedures will be maintained.
26	45CSR13, R13-2306D, 4.4.3.	5.4.2.	Record of Malfunctions of Air Pollution Control Equipment	Records of malfunction or operational shutdown of the air pollution control equipment which leads to excess emissions will be maintained.
27	45CSR13, R13-2306, 4.4.5	5.4.4	Records of Monitoring Data	The facility will maintain the required records.
28	45CSR13, R13-2306D, 4.5.1.	5.5.1.	Performance Test Notifications	Performance test notifications will be submitted in accordance with the requirements of this section.
29	45CSR13, R13-2306D, 4.5.2.	5.5.2.	Emissions Violations Reporting	Violations of any allowable visible emissions requirement will be reported as described in this section.
30	45CSR16, 40CFR§60.7(a), 45CSR13, R13-2306D, 4.5.3.	5.5.3.	Part 60 Notifications	Notifications will be submitted as required in accordance with the procedures described in this section.
31	45CSR16, 40CFR§60.258(b), 45CSR13, R13-2306D, 4.5.4.	5.5.4.	Reporting for Subpart Y - Opacity Exceedances	Semi-annual excess emissions reports will be submitted.
32	45CSR16, 40CFR§60.258(c), 45CSR13, R13-2306D, 4.5.5.	5.5.5.	Reporting for Subpart Y - Results of Initial Performance Tests	Results of initial performance tests will be submitted.
33	45CSR16, 40CFR§60.258(d), 45CSR13, R13-2306D, 4.5.6.	5.5.6.	Reporting for Subpart Y - WebFIRE Data Base	Relevant test data will be entered into EPA's WebFIRE database as required.

Are you in compliance with all applicable requirements for this emission unit? Yes No

If no, complete the **Schedule of Compliance Form** as **ATTACHMENT F**.

ATTACHMENT E - Emission Unit Form

Emission Unit Description Open Stockpiles

Emission unit ID number: 006, 037, 032	Emission unit name: Stockpile 1, Stockpile 2, Stockpile 3	List any control devices associated with this emission unit: 037: MC; 006: ST, UC; 032: UC, MC
--	--	--

Provide a description of the emission unit (type, method of operation, design parameters, etc.):
Typical coal preparation plant stockpiling of raw and clean coal.

Manufacturer: NA	Model number: NA	Serial number: NA
----------------------------	----------------------------	-----------------------------

Construction date: NA	Installation date: 006 in 1968, 037 in 1968, 032 in 1986	Modification date(s): 006 in 2015
---------------------------------	--	---

Design Capacity (examples: furnaces - tons/hr, tanks - gallons):
006 at 750,000 tons, 037 at 240,000 tons, 032 at 40,000 tons

Maximum Hourly Throughput: NA	Maximum Annual Throughput: 006 at 10 MM tpy, 037 at 10.512 MM tpy, 032 at 8.76 MM tpy	Maximum Operating Schedule: 8,760 hours.
---	---	--

Fuel Usage Data (fill out all applicable fields) NOT APPLICABLE

Does this emission unit combust fuel? ___Yes <input checked="" type="checkbox"/> No	If yes, is it? ___ Indirect Fired ___ Direct Fired
--	--

Maximum design heat input and/or maximum horsepower rating:	Type and Btu/hr rating of burners:
--	---

List the primary fuel type(s) and if applicable, the secondary fuel type(s). For each fuel type listed, provide the maximum hourly and annual fuel usage for each.

Describe each fuel expected to be used during the term of the permit.

Fuel Type	Max. Sulfur Content	Max. Ash Content	BTU Value

<i>Emissions Data</i>		
Criteria Pollutants	Potential Emissions	
	PPH	TPY
Carbon Monoxide (CO)		
Nitrogen Oxides (NO _x)		
Lead (Pb)		
Particulate Matter (PM _{2.5})	0.17	0.74
Particulate Matter (PM ₁₀)	1.13	4.97
Total Particulate Matter (TSP)	2.38	10.43
Sulfur Dioxide (SO ₂)		
Volatile Organic Compounds (VOC)		
Hazardous Air Pollutants	Potential Emissions	
	PPH	TPY
Regulated Pollutants other than Criteria and HAP	Potential Emissions	
	PPH	TPY

List the method(s) used to calculate the potential emissions (include dates of any stack tests conducted, versions of software used, source and dates of emission factors, etc.).

Emissions factors from *Air Pollution Engineering Manual and References*.

Applicable Requirements

List all applicable requirements for this emission unit. For each applicable requirement, include the underlying rule/regulation citation and/or construction permit with the condition number. (Note: Title V permit condition numbers alone are not the underlying applicable requirements). If an emission limit is calculated based on the type of source and design capacity or if a standard is based on a design parameter, this information should also be included.

	Rule/ Regulation/ Title V Permit	Existing R30 Permit Condition	Name	Requirement
1	45CSR§5-6.2; 45CSR13, R13-2306D, 4.1.11.	5.1.10.	Dust Control, Good Operating Practices	The owner or operator of a coal preparation plant or handling operation shall maintain dust control of the premises and owned, leased, or controlled access roads by paving, or other suitable measures. Good operating practices shall be observed in relation to stockpiling, car loading, breaking, screening, and general maintenance to minimize dust generation and atmospheric entrainment.
2	40 CFR§60.254(c)	NA	Fugitive Coal Dust Emissions Control Plan	<p>The owner or operator of an open storage pile, which includes the equipment used in the loading, unloading, and conveying operations of the affected facility, constructed, reconstructed, or modified after May 27, 2009, must prepare and operate in accordance with a submitted fugitive coal dust emissions control plan that is appropriate for the site conditions as specified in paragraphs (c)(1) through (6) of this section.</p> <p>(1) The fugitive coal dust emissions control plan must identify and describe the control measures the owner or operator will use to minimize fugitive coal dust emissions from each open storage pile.</p> <p>(2) For open coal storage piles, the fugitive coal dust emissions control plan must require that one or more of the following control measures be used to minimize to the greatest extent practicable fugitive coal dust: Locating the source inside a partial enclosure, installing and operating a water spray or fogging system, applying appropriate chemical dust suppression agents on the source (when the provisions of paragraph (c)(6) of this section are met), use of a wind barrier, comp action, or use of a vegetative cover. The owner or operator must select, for inclusion in the fugitive coal dust emissions control plan, the control measure or measures listed in this paragraph that are most appropriate for site conditions. The plan must also explain how the measures or measures selected are applicable and appropriate for site conditions. In addition, the plan must be revised as needed to reflect any changing conditions at the source.</p> <p>(3) Any owner or operator of an affected facility that is required to have a fugitive coal dust emissions control plan may petition the Administrator to approve, for inclusion in the plan for the affected facility, alternative control measures other than those specified in paragraph (c)(2) of this section as specified in paragraphs (c)(3)(i) through (iv) of this section.</p> <p>(i) The petition must include a description of the alternative control measures, a copy of the fugitive coal dust emissions control plan for the affected facility that includes the alternative control measures, and information sufficient for EPA to evaluate the demonstrations required by paragraph (c)(3)(ii) of this section.</p> <p>(ii) The owner or operator must either demonstrate that the fugitive coal dust emissions control plan that includes the alternative control measures will provide equivalent overall environmental protection or demonstrate that it is either economically or technically infeasible for the affected facility to use the control measures specifically identified in paragraph (c)(2).</p> <p>(iii) While the petition is pending, the owner or operator must comply with the fugitive coal dust emissions control plan including the alternative control measures submitted with the petition. Operation in accordance with the plan submitted with the petition shall be deemed to constitute compliance with the requirement to operate in accordance with a fugitive coal dust emissions control plan that contains one of the control measures specifically identified in paragraph (c)(2) of this section while the petition is pending.</p> <p>(iv) If the petition is approved by the Administrator, the alternative control measures will be approved for inclusion in the fugitive coal dust emissions control plan for the affected facility. In lieu of amending this subpart, a letter will be sent to the facility describing the specific control measures approved. The facility shall make any such letters and the applicable fugitive coal dust emissions control plan available to the public. If the Administrator determines it is appropriate, the conditions and requirements of the letter can be reviewed and changed at any point.</p>

Permit Shield

Applicable Requirements - Continued

List all applicable requirements for this emission unit. For each applicable requirement, include the underlying rule/regulation citation and/or construction permit with the condition number. (Note: Title V permit condition numbers alone are not the underlying applicable requirements). If an emission limit is calculated based on the type of source and design capacity or if a standard is based on a design parameter, this information should also be included.

	Rule/ Regulation/ Title V Permit	Existing R30 Permit Condition	Name	Requirement
2	40 CFR§60.254(c)	NA	Fugitive Coal Dust Emissions Control Plan	<p>(4) The owner or operator must submit the fugitive coal dust emissions control plan to the Administrator or delegated authority prior to the startup of the new, reconstructed, or modified affected facility, or 30 days after the effective date of this rule, whichever is later.</p> <p>(5) The Administrator or delegated authority may object to the fugitive coal dust emissions control plan as specified in paragraphs (c)(5)(i) of this section.</p> <p>(i) The Administrator or delegated authority may object to any fugitive coal dust emissions control plan that it has determined does not meet the requirements of paragraphs (c)(1) and (c)(2) of this section.</p> <p>(ii) If an objection is raised, the owner or operator, within 30 days from receipt of the objection, must submit a revised fugitive coal dust emissions control plan to the Administrator or delegate authority. The owner or operator must operate in accordance with the revised fugitive coal dust emissions control plan. The Administrator or delegated authority retain the right, under paragraph (c)(5) of this section, to object to the revised control plan if it determines the plan does not meet the requirements of paragraphs (c)(1) and (c)(2) of this section.</p> <p>(6) Where appropriate chemical dust suppressant agents are selected by the owner or operator as a control measure to minimize fugitive coal dust emissions, (1) only chemical dust suppressants with Occupational Safety and Health Administration (OSHA)-compliant material safety data sheets (MSDS) are to be allowed; (2) the MSDS must be included in the fugitive coal dust emissions control plan; and (3) the owner or operator must consider and document in the fugitive coal dust emissions control plan the site-specific impacts associated with the use of such chemical dust suppressants.</p>

Permit Shield

For all applicable requirements listed above, provide monitoring/testing/recordkeeping/reporting which shall be used to demonstrate compliance. If the method is based on a permit or rule, include the condition number or citation. (Note: Each requirement listed above must have an associated method of demonstrating compliance. If there is not already a required method in place, then a method must be proposed.)

	Rule/ Regulation/ Title V Permit	Existing R30 Permit Condition	Name	Method of Compliance
1	45CSR§5-6.2; 45CSR13, R13-2306D, 4.1.11.	5.1.10.	Dust Control, Good Operating Practices	Dust control will be maintained. Good operating practices will be followed.
2	40 CFR§60.254(c)	NA	Fugitive Coal Dust Emissions Control Plan	CCC will develop and operate the modified stockpile in accordance with a fugitive coal dust emissions control plan that is appropriate for site conditions.

Are you in compliance with all applicable requirements for this emission unit? Yes No

If no, complete the Schedule of Compliance Form as ATTACHMENT F.

ATTACHMENT E - Emission Unit Form

Emission Unit Description Transfer Points

Emission unit ID number: See Transfer Points page in Attachment I.	Emission unit name: Transfer Points	List any control devices associated with this emission unit: See Attachment I.
--	---	--

Provide a description of the emission unit (type, method of operation, design parameters, etc.):
These are typical preparation plant drop transfers: Conveyor to conveyor, equipment to conveyor, etc.

Manufacturer: NA	Model number: NA	Serial number: NA
----------------------------	----------------------------	-----------------------------

Construction date: See Attachment D.	Installation date: See Attachment D.	Modification date(s): See Attachment D.
--	--	---

Design Capacity (examples: furnaces - tons/hr, tanks - gallons): See Attachment I.

Maximum Hourly Throughput: See Attachment I.	Maximum Annual Throughput: See Attachment I.	Maximum Operating Schedule: 8,760 hours.
--	--	--

Fuel Usage Data (fill out all applicable fields) NOT APPLICABLE

Does this emission unit combust fuel? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	If yes, is it? <input type="checkbox"/> Indirect Fired <input type="checkbox"/> Direct Fired
--	--

Maximum design heat input and/or maximum horsepower rating:	Type and Btu/hr rating of burners:
--	---

List the primary fuel type(s) and if applicable, the secondary fuel type(s). For each fuel type listed, provide the maximum hourly and annual fuel usage for each.

Describe each fuel expected to be used during the term of the permit.

Fuel Type	Max. Sulfur Content	Max. Ash Content	BTU Value

<i>Emissions Data</i>		
Criteria Pollutants	Potential Emissions	
	PPH	TPY
Carbon Monoxide (CO)		
Nitrogen Oxides (NO _x)		
Lead (Pb)		
Particulate Matter (PM _{2.5})	43.9	8.0
Particulate Matter (PM ₁₀)	20.77	52.7
Total Particulate Matter (TSP)	43.91	111.5
Sulfur Dioxide (SO ₂)		
Volatile Organic Compounds (VOC)		
Hazardous Air Pollutants	Potential Emissions	
	PPH	TPY
Regulated Pollutants other than Criteria and HAP	Potential Emissions	
	PPH	TPY

List the method(s) used to calculate the potential emissions (include dates of any stack tests conducted, versions of software used, source and dates of emission factors, etc.).

Emissions factors are calculated based on *AP42 Fifth Edition*, Section 13.2.4. See Attachment I for individual transfer point emission factors.

Applicable Requirements

List all applicable requirements for this emission unit. For each applicable requirement, include the underlying rule/regulation citation and/or construction permit with the condition number. (Note: Title V permit condition numbers alone are not the underlying applicable requirements). If an emission limit is calculated based on the type of source and design capacity or if a standard is based on a design parameter, this information should also be included.

	Rule/ Regulation/ Construction Permit	Existing R30 Permit Condition	Name	Requirement
1	45CSR13, R13-2306D, 4.1.1.	5.1.1.	Compliance with Annual Throughput Limits	Compliance with all annual throughput limits shall be determined using a 12 month rolling total. For example, a 12 month rolling total shall mean the sum of raw coal received by the facility at any given time for the previous twelve (12) consecutive calendar months.
2	45CSR13, R13-2306D, 4.1.2.	5.1.2.	Facility Throughput Limitation	The throughput of coal to be handled or processed through the preparation plant, Transfer Point 060, shall not exceed 2,800 tons per hour (TPH) or 15,768,000 tons per year (TPY).
3	45CSR13, R13-2306D, 4.1.4.	5.1.3.	Inspection of Fugitive Dust Control Systems	The permittee shall inspect all fugitive dust control systems weekly to ensure that they are operated and maintained in conformance with their designs. The permittee shall maintain records of all scheduled and nonscheduled maintenance. Records shall be maintained on site for a period of no less than five (5) years stating any maintenance or corrective actions taken as a result of the weekly inspections, and the times the fugitive dust control system(s) are inoperable and any corrective actions taken.
4	45CSR13, R13-2306D, 4.1.5.	5.1.4.	Dust Suppressants/Control Measures	The permittee shall maintain daily records indicating the use of any dust suppressants or any other suitable dust control measures applied at the facility. These records shall be maintained on site for a period of no less than five (5) years.
5	45CSR13, R13-2306D, 4.1.6.	5.1.5.	Records of Throughput and Hours of Operation	The permittee shall maintain records of the coal throughput and the hours of operation. Compliance with the hourly throughput limit shall be demonstrated by dividing the calendar month's total throughput by the number of hours operated in the same calendar month to obtain an hourly average. By the fifteenth day of each calendar month, the permittee shall calculate the hourly averaged throughput of the previous calendar month. These records shall be maintained on site for a period of no less than five (5) years.
6	45CSR13, R13-2306D, 4.1.8.	5.1.7.	Freeze Protection Requirement	A freeze protection plan shall be incorporated and maintained to insure all wet suppression systems remain operational at all times.
7	45CSR§5-3.4; 45CSR13, R13-2306D, 4.1.9.	5.1.8.	Opacity	No person shall cause, suffer, allow or permit emission of particulate matter into the open air from any fugitive dust control system which is twenty percent (20%) opacity or greater.
8	45CSR§5-6.1; 45CSR13, R13-2306D, 4.1.10.	5.1.9.	Fugitive Dust Control	No person shall cause, suffer, allow or permit a coal preparation plant or handling operation to operate that is not equipped with a fugitive dust control system. This system shall be operated and maintained in such a manner as to minimize the emission of particulate matter into the open air.
9	45CSR§5-6.2; 45CSR13, R13-2306D, 4.1.11.	5.1.10.	Dust Control, Good Operating Practices	The owner or operator of a coal preparation plant or handling operation shall maintain dust control of the premises and owned, leased, or controlled access roads by paving, or other suitable measures. Good operating practices shall be observed in relation to stockpiling, car loading, breaking, screening, and general maintenance to minimize dust generation and atmospheric entrainment.

Permit Shield

Applicable Requirements - Continued

10	45CSR16; 40CFR§60.254(a); 45CSR13, R13-2306D, 4.1.12.	5.1.11.	Opacity	On and after the date on which the performance test is conducted or required to be completed under §60.8, whichever date comes first, an owner or operator shall not cause to be discharged into the atmosphere from any coal processing and conveying equipment, coal storage system, or coal transfer and loading system processing coal constructed, reconstructed, or modified on or before April 28, 2008, gases which exhibit 20 percent opacity or greater.
11	45CSR16; 40CFR§60.254(b); 45CSR13, R13-2306D, 4.1.13.	5.1.12.	Opacity	On and after the date on with the performance test is conducted or required to be completed under §60.8, whichever date comes first, an owner or operator shall not cause to be discharged into the atmosphere from any coal processing and conveying equipment, coal storage system, or coal transfer and loading system processing coal constructed, reconstructed, or modified after April 28, 2008, must meet the requirements in paragraphs (1) and (3) of this section. (1) Except as provided in paragraph (3) of this section, the owner or operator must not cause to be discharged into the atmosphere from the affected facility any gases which exhibit 10 percent opacity or greater. (3) Equipment used in the loading, unloading, and conveying operations of open storage piles are not subject to the opacity limitations of paragraph (1) of this section.
12	45CSR§13-5.11., 45CSR13, R13-2306D, 4.1.14.	5.1.13.	Operation and Maintenance of Air Pollution Control Equipment	The permittee shall, to the extent practicable, install, maintain, and operate all pollution control equipment listed in Section 1.0 and associated monitoring equipment in a manner consistent with safety and good air pollution control practices for minimizing emissions, or comply with any more stringent limits set forth in this permit or as set forth by any State rule, Federal regulation, or alternative control plan approved by the Secretary.
13	45CSR16; 40CFR§60.11(d); 45CSR13, R13-2306D, 4.1.15.	5.1.14.	Good Air Pollution Control Practice	At all times, including periods of startup, shutdown, and malfunction, the permittee shall, to the extent practicable, maintain and operate any affected facility including associated air pollution control equipment in a manner consistent with good air pollution control practice for minimizing emissions.
14	45CSR13, R13-2306, 4.1.1	5.1.15	Throughput Restrictions	The permittee shall not exceed the maximum hourly and annual throughput rates and other criteria outlined in the table in Section 1.0 Emission Units.

Permit Shield

Applicable Requirements - Continued

	Rule/ Regulation/ R13 Permit	Existing R30 Permit Condition	Name	Requirement
15	45CSR13, R13-2306D, 4.1.3 and 4.2.1; 45CSR§30-5.1.c. (Not required for stockpiles and haulroads 037, 037A, 006, 006A, 032,032A, 031, 031A, 054, and 052A – F)	5.2.1.	Monitoring, Recordkeeping, Reporting	The permittee shall conduct monitoring/recordkeeping/reporting as follows: a. An initial visible emissions evaluation in accordance with 40 C.F.R. 60 Appendix A, Method 9 shall be performed within ninety (90) days of permit issuance for each emission unit with a visible emissions requirement in this permit unless such evaluation was performed within the consecutive 12-month period preceding permit issuance. This initial evaluation shall consist of three 6-minute averages during one consecutive 60 minute period. The initial evaluation shall be conducted at each emissions unit during the period of maximum expected visible emissions under normal unit and facility operations. A visible emissions evaluation shall be conducted for each emission unit at least once every consecutive 12-month period in accordance with 40 C.F.R. 60 Appendix A, Method 9. This annual evaluation shall consist of a minimum of 24 consecutive observations for each emission unit. b. Each emissions unit with a visible emissions limit contained in this permit shall be observed visually at least each calendar week during periods of normal facility operation for a sufficient time interval to determine if the unit has any visible emissions using 40 C.F.R. 60 Appendix A, Method 22. If visible emissions from any of the emissions units are observed during these weekly observations, or at any other time, that appear to exceed 50 percent of the allowable visible emission requirement for the emission unit, visible emissions evaluations in accordance with 40 C.F.R. 60 Appendix A, Method 9 shall be conducted as soon as practicable, but no later than one (1) month from the time of the observation. A Method 9 evaluation shall not be required under condition Section 3.2.1.b. if the visible emissions condition is corrected in a timely manner; the emissions unit is operating at normal operating conditions; and, the cause and corrective measures taken are recorded. c. If the initial, or any subsequent, visible emissions evaluation indicates visible emissions in excess of 50 percent of the allowable visible emissions requirement for a given emission unit, a visible emissions evaluation shall be performed for that unit at least once every consecutive 14-day period in accordance with 40 C.F.R. 60 Appendix A, Method 9. If subsequent visible emissions evaluations indicate visible emissions less than or equal to 50 percent of the allowable visible emissions requirement for the emission unit for 3 consecutive evaluation periods, the emission unit may comply with the visible emissions testing requirements of condition 3.2.1.b. in lieu of those established in this condition. d. A record of each visible emissions observation shall be maintained, including any data required by 40 C.F.R. 60 Appendix A, Method 22 or Method 9, whichever is appropriate. The record shall include, at a minimum, the date, time, name of the emission unit, the applicable visible emissions requirement, the results of the observation, and the name of the observer.
16	45CSR16, 40CFR§60.8(a), 45CSR13, R13-2306D, 4.3.1.	5.3.1.	Performance Tests	Within 60 days after achieving the maximum production rate at which the affected facility will be operated, but not later than 180 days after initial startup of such facility, or at such other times specified by this part, the owner or operator of such facility shall conduct performance test(s) and furnish a written report of the results of such performance test(s).
17	45CSR16; 40CFR§60.11(b); 45CSR13, R13- 2306D, 4.3.2.	5.3.2.	Compliance With Particulate Matter Standards	Compliance with opacity standards in this part shall be determined by conducting observations in accordance with Reference Method 9 in appendix A of 40 CFR 60. For purposes of determining initial compliance, the minimum total time of observations shall be 3 hours (30 6-minute averages) for the performance test or other set of observations (meaning those fugitive-type emission sources subject only to an opacity standard).

Permit Shield

Applicable Requirements - Continued

	Rule/ Regulation/ R13 Permit	Existing R30 Permit Condition	Name	Requirement
18	45CSR16, 45CSR13, R13-2306D, 4.3.3.	5.3.3.	Performance Tests and Other Compliance Requirements for Subpart Y - Performance Tests.	<p>An owner or operator of each affected facility that commenced construction, reconstruction, or modification after April 28, 2008, must conduct performance tests according to the requirements of §60.8 and the methods identified in §60.257 to demonstrate compliance with the applicable emission standards in Subpart Y as specified in paragraph (2) of this section.</p> <p>(2) For each affected facility subject to an opacity standard, an initial performance test must be performed.</p> <p>Thereafter, a new performance test must be conducted according to the requirements in paragraphs (2)(i) and (ii) of this section, as applicable, except as provided for in 40C.F.R.§§60.255(e) and (f) of this section. Performance test and other compliance requirements for coal truck dump operations are specified in 40C.F.R.§60.255(h).</p> <p>(i) If any 6-minute average opacity reading in the most recent performance test exceeds half the applicable opacity limit, a new performance test must be conducted within 90 operating days of the date that the previous performance test was required to be completed.</p> <p>(ii) If all 6-minute average opacity readings in the most recent performance are equal to or less than half the applicable opacity limit, a new performance test must be conducted within 12 calendar months of the date that the previous performance test was required to be completed.</p>
19	45CSR16, 40CFR§60.255(f), 45CSR13, R13-2306D, 4.3.4.	5.3.4.	Performance Tests and Other Compliance Requirements for Subpart Y - Monitoring Visible Emissions or Digital Opacity Compliance System.	<p>As an alternative to meeting the requirements in 40C.F.R.§60.255(b)(2) [see permit condition 5.3.3. above], an owner or operator of an affected facility that commenced construction, reconstruction, or modification after April 28, 2008, may elect to comply with the requirements in paragraph (1) of this section.</p> <p>(1) Monitor visible emissions from each affected facility according to the requirements in paragraphs (1)(i) through (iii) of this section.</p> <p>(i) Conduct one daily 15-second observation each operating day for each affected facility (during normal operation) when the coal preparation and processing plant is in operation. Each observation must be recorded as either visible emissions observed or no visible emissions observed. Each observer determining the presence of visible emissions must meet the training requirements specified in §2.3 of Method 22 of appendix A-7 of this part. If visible emissions are observed during any 15-second observation, the owner or operator must adjust the operation of the affected facility and demonstrate within 24 hours that no visible emissions are observed from the affected facility. If visible emissions are observed, a Method 9, of appendix A-4 of this part, performance test must be conducted within 45 operating days.</p> <p>(ii) Conduct monthly visual observations of all processes and control equipment. If any deficiencies are observed, the necessary maintenance must be performed as expeditiously as possible.</p> <p>(iii) Conduct a performance test using Method 9 of Appendix A-4 of this part at least once every 5 calendar years for each affected facility.</p> <p>(2) Prepare a written site-specific monitoring plan for a digital opacity compliance system for approval by the Administration or delegated authority. The plan shall require observations of at least one digital image every 15 seconds for 10-minute periods (during normal operation) every operating day. An approvable monitoring plan must include a demonstration that the occurrences of visible emissions are not in excess of 5 percent of the observation period. For reference purposes in preparing the monitoring plan, see OAQPS "Determination of Visible Emission Opacity from Stationary Sources Using Computer-Based Photographic Analysis Systems." This document is available from the U.S. Environmental Protection Agency (U.S. EPA); Office of Air Quality and Planning Standards; Sector Policies and Programs Division; Measurement Group (D243-02), Research Triangle Park, NC 27711. This document is also available on the Technology Transfer Network (TTN) under Emission Measurement Center Preliminary Methods. The monitoring plan approved by the Administrator delegated authority shall be implemented by the owner or operator.</p>
20	45CSR16, 40CFR§60.255(g), 45CSR13, R13-2306D, 4.3.5.	5.3.5.	Performance Tests and Other Compliance Requirements for Subpart Y - COMS.	<p>As an alternative to meeting the requirements in 40C.F.R.§60.255(b)(2) [see permit condition 5.3.3. above], an owner or operator of an affected facility that commenced construction, reconstruction, or modification after April 28, 2008, subject to a visible emissions standard under this subpart may install, operate, and maintain a continuous opacity monitoring system (COMS). Each COMS used to comply with provisions of this subpart must be installed, calibrated, maintained, and continuously operated according to the requirements in 40C.F.R.§§60.255(g)(1) and (2) .</p>

Permit Shield

Applicable Requirements - Continued

21	45CSR16, 40CFR§60.255(c), 45CSR13, R13-2306D, 4.3.6.	5.3.6.	Performance Tests and Other Compliance Requirements for Subpart Y.	If any affected coal processing and conveying equipment (e.g., breakers, crushers, screens, conveying systems), coal storage systems, or other coal transfer and loading systems that commenced construction, reconstruction, or modification after April 28, 2008, are enclosed in a building do not exceed any of the standards in §60.254 that apply to the affected facility, then the facility shall be deemed to be in compliance with such standards.
22	45CSR16, 40CFR§60.257(a), 45CSR13, R13-2306D, 4.3.7.	5.3.7.	Test Methods and Procedures for Subpart Y.	<p>The owner or operator must determine compliance with the applicable opacity standards as specified in paragraphs (1) through (3) of this section.</p> <p>(1) Method 9 of Appendix A-4 of this part and the procedures in §60.11 must be used to determine opacity, with the exceptions specified in paragraphs 5.3.7(1)(i) and (ii).</p> <p>(i) The duration of the Method 9 of Appendix A-4 of this part performance test shall be 1 hour (ten 6- minute averages).</p> <p>(ii) If, during the initial 30 minutes of the observation of a Method 9 of Appendix A-4 of this part performance test, all of the 6-minute average opacity readings are less than or equal to half the applicable opacity limit, then the observation period may be reduced from 1 hour to 30 minutes.</p> <p>(2) To determine opacity for fugitive coal dust emissions sources, the additional requirements specified in paragraphs 5.3.7(2)(i) through (iii) must be used.</p> <p>(i) The minimum distance between the observer and the emission source shall be 5.0 meters (16 feet), and the sun shall be oriented in the 140-degree sector of the back.</p> <p>(ii) The observer shall select a position that minimizes interference from other fugitive coal dust emissions sources and make observations such that the line of vision is approximately perpendicular to the plume and wind direction.</p> <p>(iii) The observer shall make opacity observations at the point of greatest opacity in that portion of the plume where condensed water vapor is not present. Water vapor is not considered a visible emission.</p> <p>(3) A visible emissions observer may conduct visible emission observations for up to three fugitive, stack, or vent emission points within a 15-second interval if the following conditions specified in paragraphs (3)(i) through (iii) of this section are met.</p> <p>(i) No more than three emissions points may be read concurrently.</p> <p>(ii) All three emissions points must be within a 70 degree viewing sector or angle in front of the observer such that the proper sun position can be maintained for all three points.</p> <p>(iii) If an opacity reading for any one of the three emissions points is within 5 percent opacity from the applicable standard (excluding readings of zero opacity), then the observer must stop taking readings for the other two points and continue reading just that single point.</p>
23	45CSR16, 40CFR§60.257(b), 45CSR13, R13-2306D, 4.3.8.	5.3.8.	Test Methods and Procedures for Subpart Y.	The owner or operator must conduct all performance tests required by §60.8 to demonstrate compliance with the applicable emissions standards specified in §60.252 according to the requirements in §60.8 using the applicable test methods and procedures in 40C.F.R.§§60.257(b) (1) through (8).
24	45CSR16, 40CFR§60.255(a), 45CSR13, R13-2306, 4.3.3.	5.3.9	Performance Tests and Other Compliance Requirements for Subpart Y – Performance Tests	An owner or operator of each affected facility that commenced construction, reconstruction, or modification on or before April 28, 2008, must conduct performance tests required by §60.8 to demonstrate compliance with the applicable emission standards using the methods identified in §60.257.
25	45CSR13, R13-2306D, 4.4.2.	5.4.1.	Record of Maintenance of Air Pollution Control Equipment.	For all pollution control equipment listed in Section 1.0, the permittee shall maintain accurate records of all required pollution control equipment inspection and/or preventative maintenance procedures.
26	45CSR13, R13-2306D, 4.4.3.	5.4.2.	Record of Malfunctions of Air Pollution Control Equipment.	<p>For all pollution control equipment listed in Section 1.0, the permittee shall maintain records of the occurrence and duration of any malfunction or operational shutdown of the air pollution control equipment during which excess emissions occur. For each such case, the following information shall be recorded:</p> <p>a. The equipment involved.</p> <p>b. Steps taken to minimize emissions during the event.</p> <p>c. The duration of the event.</p> <p>d. The estimated increase in emissions during the event.</p> <p>For each such case associated with an equipment malfunction, the additional information shall also be recorded:</p> <p>e. The cause of the malfunction.</p> <p>f. Steps taken to correct the malfunction.</p> <p>g. Any changes or modifications to equipment or procedures that would help prevent future recurrences of the malfunction.</p>

Permit Shield

Applicable Requirements - Continued

27	45CSR13, R13-2306, 4.4.5	5.4.4	Records of Monitoring Data	The permittee shall maintain records of all monitoring data required by Section 5.2.1 of this permit by documenting the date and time of each visible emission check, the emission point or equipment/source identification number, the name or means of identification of the observer, the results of the check(s), whether the visible emissions are normal for the process, and, if applicable, all corrective measures taken or planned. The permittee shall also record the general weather conditions (i.e. sunny, approximately 80°F, 6 - 10 mph NE wind) during the visual emission check(s). An example form is supplied as Appendix B. Should a visible emission observation be required to be performed per the requirements specified in Method 9, the data records of each observation shall be maintained per the requirements of Method 9. For an emission unit out of service during the normal monthly evaluation, the record of observation may note "out of service" (O/S) or equivalent
28	45CSR13, R13-2306D, 4.5.1.	5.5.1.	Performance Test Notifications	With regard to any testing required by the Director, the permittee shall submit to the Director of Air Quality and the Associate Director - Office of Enforcement and Permit Review (3AP12) of the U.S. EPA a test protocol detailing the proposed test methods, the date, and the time the proposed testing is to take place, as well as identifying the sampling locations and other relevant information. The test protocol must be received by the Director and the Associate Director no less than thirty (30) days prior to the date the testing is to take place. Test results shall be submitted to the Director and the Associate Director no more than sixty (60) days after the date the testing takes place.
29	45CSR13, R13-2306D, 4.5.2.	5.5.2.	Emissions Violations Reporting	Any violation(s) of the allowable visible emission requirement for any emission source discovered during observation using 40CFR Part 60, Appendix A, Method 9 must be reported in writing to the Director of the Division of Air Quality as soon as practicable, but within ten (10) calendar days, of the occurrence and shall include, at a minimum, the following information: the results of the visible determination of opacity of emissions, the cause or suspected cause of the violation(s), and any corrective measures taken or planned.
30	45CSR16, 40CFR§60.7(a), 45CSR13, R13-2306D, 4.5.3.	5.5.3.	Part 60 Notifications	Any owner or operator subject to the provisions of this part shall furnish written notification as follows: A notification of the date construction (or reconstruction as defined under §60.15) of an affected facility is commenced postmarked no later than 30 days after such date. A notification of the actual date of initial startup of an affected facility postmarked within 15 days after such date.
31	45CSR16, 40CFR§60.258(b), 45CSR13, R13-2306D, 4.5.4.	5.5.4.	Reporting for Subpart Y - Opacity Exceedances	For the purposes of reports required under section 60.7(c), any owner or operator subject to the provisions of Subpart Y also shall report semiannually periods of excess emissions as follow: (3) All 6-minute average opacities that exceed the applicable standard.
32	45CSR16, 40CFR§60.258(c), 45CSR13, R13-2306D, 4.5.5.	5.5.5.	Reporting for Subpart Y - Results of Initial Performance Tests	The owner or operator of an affected facility shall submit the results of initial performance tests to the Administrator or delegated authority, consistent with the provisions of section 60.8. The owner or operator who elects to comply with the reduced performance testing provisions of sections 60.255(c) or (d) shall include in the performance test report identification of each affected facility that will be subject to the reduced testing. The owner or operator electing to comply with section 60.255(d) shall also include information which demonstrates that the control devices are identical.
33	45CSR16, 40CFR§60.258(d), 45CSR13, R13-2306D, 4.5.6.	5.5.6.	Reporting for Subpart Y - WebFIRE Data Base	After July 11, 2011, within 60 days after the date of completing each performance evaluation conducted to demonstrate compliance with this subpart, the owner or operator of the affected facility must submit the test data to EPA by successfully entering the data electronically into EPA's WebFIRE data base available at http://cfpub.epa.gov/oarweb/index.cfm?action=fire.main . For performance tests that cannot be entered into WebFIRE (i.e. Method 9 of appendix A-4 of this part opacity performance tests) the owner or operator of the affected facility must mail a summary copy to United States Environmental Protection Agency; Energy Strategies Group; 109 TW Alexander DR; mail code D243-01; RTP, NC 27711.

Permit Shield

For all applicable requirements listed above, provide monitoring/testing/recordkeeping/reporting which shall be used to demonstrate compliance. If the method is based on a permit or rule, include the condition number or citation. (Note: Each requirement listed above must have an associated method of demonstrating compliance. If there is not already a required method in place, then a method must be proposed.)

	Rule/ Regulation/ R13 Permit	Existing R30 Permit Condition	Name	Method of Compliance
1	45CSR13, R13-2306D, 4.1.1.	5.1.1.	Compliance with Annual Throughput Limits	12 month rolling total will be used to determine compliance with all annual throughput limits.
2	45CSR13, R13-2306D, 4.1.2.	5.1.2.	Facility Throughput Limitation	Throughputs records will be maintained for Transfer Point 060 to ensure compliance with the applicable limitations.
3	45CSR13, R13-2306D, 4.1.4.	5.1.3.	Inspection of Fugitive Dust Control Systems	Records of all inspections conducted will be maintained on site for a period of no less than five (5) years.
4	45CSR13, R13-2306D, 4.1.5.	5.1.4.	Dust Suppressants/Control Measures	Daily records will be maintained for the use of any dust suppressants or any other suitable dust control measures applied at the facility. The records will be maintained on site for a period of no less than five (5) years.
5	45CSR13, R13-2306D, 4.1.6.	5.1.5.	Records of Throughput and Hours of Operation.	Records of the coal throughput and the hours of operation will be maintained on site for a period of no less than five (5) years.
6	45CSR13, R13-2306D, 4.1.8.	5.1.7.	Freeze Protection Requirement	A freeze protection plan will be incorporated and maintained.
7	45CSR§5-3.4; 45CSR13, R13-2306D, 4.1.9.	5.1.8.	Opacity	Opacity testing and monitoring will be conducted as required to maintain compliance with the applicable standard.
8	45CSR§5-6.1; 45CSR13, R13-2306D, 4.1.10.	5.1.9.	Fugitive Dust Control	Fugitive dust will be controlled in accordance with the information contained within the permit applications and as required by the permit.
9	45CSR§5-6.2; 45CSR13, R13-2306D, 4.1.11.	5.1.10.	Dust Control, Good Operating Practices	Dust control will be maintained. Good operating practices will be followed.
10	45CSR16; 40CFR§60.254(a); 45CSR13, R13-2306D, 4.1.12.	5.1.11.	Opacity	Opacity testing and monitoring will be conducted as required to maintain compliance with the applicable standard.
11	45CSR16; 40CFR§60.254(b); 45CSR13, R13-2306D, 4.1.13.	5.1.12.	Opacity	Opacity testing and monitoring will be conducted as required to maintain compliance with the applicable standard.
12	45CSR§13-5.11., 45CSR13, R13-2306D, 4.1.14.	5.1.13.	Operation and Maintenance of Air Pollution Control Equipment	All pollution control equipment will be installed, maintained, and operated in a manner consistent with safety and good air pollution control practices.
13	45CSR16; 40CFR§60.11(d); 45CSR13, R13-2306D, 4.1.15.	5.1.14.	Good Air Pollution Control Practice	Good air pollution control practices will be followed.
14	45CSR13, R13-2306, 4.1.1	5.1.15	Throughput Restriction	The facility will maintain records to demonstrate compliance with all applicable throughput restrictions.
15	45CSR13, R13-2306D, 4.1.3 and 4.2.1; 45CSR§30-5.1.c. (Not required for stockpiles and haulroads 037, 037A, 006, 006A, 032,032A, 031, 031A, 054, and 052A – F)	5.2.1.	Monitoring, Recordkeeping, Reporting	The facility will conduct all monitoring/recordkeeping/reporting in accordance with the requirements specified in this section.
16	45CSR16, 40CFR§60.8(a), 45CSR13, R13-2306D, 4.3.1.	5.3.1.	Performance Tests	Performance tests will be conducted as required.
17	45CSR16; 40CFR§60.11(b); 45CSR13, R13- 2306D, 4.3.2.	5.3.2.	Compliance With Particulate Matter Standards	Opacity testing and monitoring will be conducted as required to maintain compliance with the applicable standard.

For all applicable requirements listed above, provide monitoring/testing/recordkeeping/reporting which shall be used to demonstrate compliance. If the method is based on a permit or rule, include the condition number or citation. (Note: Each requirement listed above must have an associated method of demonstrating compliance. If there is not already a required method in place, then a method must be proposed.)

	Rule/ Regulation/ R13 Permit	Existing R30 Permit Condition	Name	Method of Compliance
18	45CSR16, 45CSR13, R13-2306D, 4.3.3.	5.3.3.	Performance Tests and Other Compliance Requirements for Subpart Y - Performance Tests.	Performance tests will be conducted as required.
19	45CSR16, 40CFR§60.255(f), 45CSR13, R13-2306D, 4.3.4.	5.3.4.	Performance Tests and Other Compliance Requirements for Subpart Y - Monitoring Visible Emissions or Digital Opacity Compliance System.	The facility will comply with the requirements in this section if applicable.
20	45CSR16, 40CFR§60.255(g), 45CSR13, R13-2306D, 4.3.5.	5.3.5.	Performance Tests and Other Compliance Requirements for Subpart Y - COMS.	The facility will comply with the requirements in this section if applicable.
21	45CSR16, 40CFR§60.255(c), 45CSR13, R13-2306D, 4.3.6.	5.3.6.	Performance Tests and Other Compliance Requirements for Subpart Y.	NA
22	45CSR16, 40CFR§60.257(a), 45CSR13, R13-2306D, 4.3.7.	5.3.7.	Test Methods and Procedures for Subpart Y.	The facility will determine compliance with the applicability opacity standards using the methods described in this section.
23	45CSR16, 40CFR§60.257(b), 45CSR13, R13-2306D, 4.3.8.	5.3.8.	Test Methods and Procedures for Subpart Y.	All performance tests required by §60.8 will be performed in accordance with the requirements described in this section.
24	45CSR16, 40CFR§60.255(a), 45CSR13, R13-2306, 4.3.3.	5.3.9	Performance Tests and Other Compliance Requirements for Subpart Y – Performance Tests	The facility will comply with the specified testing condition, as required.
25	45CSR13, R13-2306D, 4.4.2.	5.4.1.	Record of Maintenance of Air Pollution Control Equipment.	Records of all required pollution control equipment inspection and preventative maintenance procedures will be maintained.
26	45CSR13, R13-2306D, 4.4.3.	5.4.2.	Record of Malfunctions of Air Pollution Control Equipment.	Records of malfunction or operational shutdown of the air pollution control equipment which leads to excess emissions will be maintained.
27	45CSR13, R13-2306, 4.4.5	5.4.4	Records of Monitoring Data	The facility will maintain the required records.
28	45CSR13, R13-2306D, 4.5.1.	5.5.1.	Performance Test Notifications	Performance test notifications will be submitted in accordance with the requirements of this section.
29	45CSR13, R13-2306D, 4.5.2.	5.5.2.	Emissions Violations Reporting	Violations of any allowable visible emissions requirement will be reported as described in this section.
30	45CSR16, 40CFR§60.7(a), 45CSR13, R13-2306D, 4.5.3.	5.5.3.	Part 60 Notifications	Notifications will be submitted as required in accordance with the procedures described in this section.
31	45CSR16, 40CFR§60.258(b), 45CSR13, R13-2306D, 4.5.4.	5.5.4.	Reporting for Subpart Y - Opacity Exceedances	Semi-annual excess emissions reports will be submitted.
32	45CSR16, 40CFR§60.258(c), 45CSR13, R13-2306D, 4.5.5.	5.5.5.	Reporting for Subpart Y - Results of Initial Performance Tests	Results of initial performance tests will be submitted.
33	45CSR16, 40CFR§60.258(d), 45CSR13, R13-2306D, 4.5.6.	5.5.6.	Reporting for Subpart Y - WebFIRE Data Base	Relevant test data will be entered into EPA's WebFIRE database as required.

Are you in compliance with all applicable requirements for this emission unit? Yes No

If no, complete the **Schedule of Compliance Form** as **ATTACHMENT F**.

ATTACHMENT E - Emission Unit Form

Emission Unit Description Vehicular Traffic

Emission unit ID number: 052A/B, 052C/D, 052E/F	Emission unit name: Haulroads	List any control devices associated with this emission unit: Water Truck (WT)
---	---	---

Provide a description of the emission unit (type, method of operation, design parameters, etc.):
Typical coal preparation plant unpaved haulroad activities including the trucking of raw and clean coal, and refuse.

Manufacturer: NA	Model number: NA	Serial number: NA
Construction date: NA	Installation date: NA	Modification date(s): 052E/F in 2010

Design Capacity (examples: furnaces - tons/hr, tanks - gallons):
NA

Maximum Hourly Throughput: NA	Maximum Annual Throughput: NA	Maximum Operating Schedule: 8,760 hours.
---	---	--

Fuel Usage Data (fill out all applicable fields) NOT APPLICABLE

Does this emission unit combust fuel? ___ Yes <input checked="" type="checkbox"/> No	If yes, is it? ___ Indirect Fired ___ Direct Fired
---	--

Maximum design heat input and/or maximum horsepower rating:	Type and Btu/hr rating of burners:
--	---

List the primary fuel type(s) and if applicable, the secondary fuel type(s). For each fuel type listed, provide the maximum hourly and annual fuel usage for each.

Describe each fuel expected to be used during the term of the permit.

Fuel Type	Max. Sulfur Content	Max. Ash Content	BTU Value

<i>Emissions Data</i>		
Criteria Pollutants	Potential Emissions	
	PPH	TPY
Carbon Monoxide (CO)		
Nitrogen Oxides (NO _x)		
Lead (Pb)		
Particulate Matter (PM _{2.5})	4.51	12.51
Particulate Matter (PM ₁₀)	45.08	125.05
Total Particulate Matter (TSP)	152.73	423.67
Sulfur Dioxide (SO ₂)		
Volatile Organic Compounds (VOC)		
Hazardous Air Pollutants	Potential Emissions	
	PPH	TPY
Regulated Pollutants other than Criteria and HAP	Potential Emissions	
	PPH	TPY

List the method(s) used to calculate the potential emissions (include dates of any stack tests conducted, versions of software used, source and dates of emission factors, etc.).

Emissions factor equation from *AP42 Fifth Edition*, Section 13.2.2.

Applicable Requirements

List all applicable requirements for this emission unit. For each applicable requirement, include the underlying rule/regulation citation and/or construction permit with the condition number. (Note: Title V permit condition numbers alone are not the underlying applicable requirements). If an emission limit is calculated based on the type of source and design capacity or if a standard is based on a design parameter, this information should also be included.

	Rule/ Regulation/ Title V Permit	Existing R30 Permit Condition	Name	Requirement
1	45CSR13, R13-2306D, 4.1.5.	5.1.4.	Dust Suppressants/Control Measures	The permittee shall maintain daily records indicating the use of any dust suppressants or any other suitable dust control measures applied at the facility. These records shall be maintained on site for a period of no less than five (5) years.
2	45CSR13, R13-2306D, 4.1.7.	5.1.6.	Water Truck Requirements	The permittee shall maintain a water truck on site and in good operating condition, and shall utilize same to apply water, or a mixture of water and an environmentally acceptable dust control additive, hereinafter referred to as solution, as often as is necessary in order to minimize the atmospheric entrainment of fugitive particulate emissions that may be generated from haulroads and other work areas where mobile equipment is used. The spray bar shall be equipped with commercially available spray nozzles, of sufficient size and number, so as to provide adequate coverage to the surface being treated. The pump delivering the water, or solution, shall be of sufficient size and capacity so as to be capable of delivering to the spray nozzle(s) an adequate quantity of water, or solution, and at a sufficient pressure.
3	45CSR13, R13-2306D, 4.1.8.	5.1.7.	Freeze Protection Requirement	A freeze protection plan shall be incorporated and maintained to insure all wet suppression systems remain operational at all times.
4	45CSR§5-6.2; 45CSR13, R13-2306D, 4.1.11.	5.1.10.	Dust Control, Good Operating Practices	The owner or operator of a coal preparation plant or handling operation shall maintain dust control of the premises and owned, leased, or controlled access roads by paving, or other suitable measures. Good operating practices shall be observed in relation to stockpiling, car loading, breaking, screening, and general maintenance to minimize dust generation and atmospheric entrainment.

Permit Shield

For all applicable requirements listed above, provide monitoring/testing/recordkeeping/reporting which shall be used to demonstrate compliance. If the method is based on a permit or rule, include the condition number or citation. (Note: Each requirement listed above must have an associated method of demonstrating compliance. If there is not already a required method in place, then a method must be proposed.)

	Rule/ Regulation/ Title V Permit	Existing R30 Permit Condition	Name	Method of Compliance
1	45CSR13, R13-2306D, 4.1.5.	5.1.4.	Dust Suppressants/Control Measures	Daily records of the use of dust suppressants or any suitable dust control measures applied at the facility will be maintained.
2	45CSR13, R13-2306D, 4.1.7.	5.1.6.	Water Truck Requirements	Water truck will be maintained at the facility.
3	45CSR13, R13-2306D, 4.1.8.	5.1.7.	Freeze Protection Requirement	A freeze protection plan will be incorporated and maintained.
4	45CSR§5-6.2; 45CSR13, R13-2306D, 4.1.11.	5.1.10.	Dust Control, Good Operating Practices	Dust control will be maintained. Good operating practices will be followed.

Are you in compliance with all applicable requirements for this emission unit? Yes No

If no, complete the Schedule of Compliance Form as ATTACHMENT F.

ATTACHMENT G. AIR POLLUTION CONTROL DEVICE FORMS

ATTACHMENT G - Air Pollution Control Device Form

Control device ID number: FE	List all emission units associated with this control device. MB1, MB2, MB3, RCS2, RCS3, MB4, MB5, MB6, A1, A2, A006, A006A, A3A, A3, 010A, 003, C2, C3, C4, C21, C11, C11A, 028, C11B, RB2, RB3, C16, C17, C18, C19, 017, 069, C20, C7A, C7, SC1, CR1, SC2, 020, C8, C10, C12, 048A, 048B, 047, C13	
Manufacturer: N/A	Model number: N/A	Installation date: N/A
Type of Air Pollution Control Device: ___ Baghouse/Fabric Filter ___ Venturi Scrubber ___ Multiclone ___ Carbon Bed Adsorber ___ Packed Tower Scrubber ___ Single Cyclone ___ Carbon Drum(s) ___ Other Wet Scrubber ___ Cyclone Bank ___ Catalytic Incinerator ___ Condenser ___ Settling Chamber ___ Thermal Incinerator ___ Flare <u>X</u> Other (describe) Full Enclosure ___ Wet Plate Electrostatic Precipitator ___ Dry Plate Electrostatic Precipitator		
List the pollutants for which this device is intended to control and the capture and control efficiencies.		
Pollutant	Capture Efficiency	Control Efficiency
PM/PM ₁₀ /PM _{2.5}	80% overall capture/control	80% overall capture/control
Explain the characteristic design parameters of this control device (flow rates, pressure drops, number of bags, size, temperatures, etc.). N/A		
Is this device subject to the CAM requirements of 40 C.F.R. 64? ___ Yes <u>X</u> No If Yes, Complete ATTACHMENT H If No, Provide justification. N/A		

Describe the parameters monitored and/or methods used to indicate performance of this control device.

Control efficiency values came from Table A of WV DEP's "Application Instructions and Forms for General Permit G40-C for the Prevention and Control of Air Pollution in regard to the Construction, Modification, Relocation, Administrative Update and Operation of Nonmetallic Mineral Processing Plants."

ATTACHMENT G - Air Pollution Control Device Form

Control device ID number: PE	List all emission units associated with this control device. C11C, C9, RB4
--	--

Manufacturer: N/A	Model number: N/A	Installation date: N/A
-----------------------------	-----------------------------	----------------------------------

Type of Air Pollution Control Device:

<input type="checkbox"/> Baghouse/Fabric Filter	<input type="checkbox"/> Venturi Scrubber	<input type="checkbox"/> Multiclone
<input type="checkbox"/> Carbon Bed Adsorber	<input type="checkbox"/> Packed Tower Scrubber	<input type="checkbox"/> Single Cyclone
<input type="checkbox"/> Carbon Drum(s)	<input type="checkbox"/> Other Wet Scrubber	<input type="checkbox"/> Cyclone Bank
<input type="checkbox"/> Catalytic Incinerator	<input type="checkbox"/> Condenser	<input type="checkbox"/> Settling Chamber
<input type="checkbox"/> Thermal Incinerator	<input type="checkbox"/> Flare	<input checked="" type="checkbox"/> Other (describe) Partial Enclosure
<input type="checkbox"/> Wet Plate Electrostatic Precipitator	<input type="checkbox"/> Dry Plate Electrostatic Precipitator	

List the pollutants for which this device is intended to control and the capture and control efficiencies.

Pollutant	Capture Efficiency	Control Efficiency
PM/PM ₁₀ /PM _{2.5}	50% overall capture/control	50% overall capture/control

Explain the characteristic design parameters of this control device (flow rates, pressure drops, number of bags, size, temperatures, etc.).
N/A

Is this device subject to the CAM requirements of 40 C.F.R. 64? Yes No
 If Yes, **Complete ATTACHMENT H**
 If No, **Provide justification.** N/A

Describe the parameters monitored and/or methods used to indicate performance of this control device.

Control efficiency values came from Table A of WV DEP's "Application Instructions and Forms for General Permit G40-C for the Prevention and Control of Air Pollution in regard to the Construction, Modification, Relocation, Administrative Update and Operation of Nonmetallic Mineral Processing Plants."

ATTACHMENT G - Air Pollution Control Device Form

Control device ID number: WT	List all emission units associated with this control device. 052A-F	
Manufacturer: N/A	Model number: N/A	Installation date: N/A
Type of Air Pollution Control Device:		
<input type="checkbox"/> Baghouse/Fabric Filter	<input type="checkbox"/> Venturi Scrubber	<input type="checkbox"/> Multiclone
<input type="checkbox"/> Carbon Bed Adsorber	<input type="checkbox"/> Packed Tower Scrubber	<input type="checkbox"/> Single Cyclone
<input type="checkbox"/> Carbon Drum(s)	<input type="checkbox"/> Other Wet Scrubber	<input type="checkbox"/> Cyclone Bank
<input type="checkbox"/> Catalytic Incinerator	<input type="checkbox"/> Condenser	<input type="checkbox"/> Settling Chamber
<input type="checkbox"/> Thermal Incinerator	<input type="checkbox"/> Flare	<input checked="" type="checkbox"/> Other (describe) Water Truck
<input type="checkbox"/> Wet Plate Electrostatic Precipitator		<input type="checkbox"/> Dry Plate Electrostatic Precipitator
List the pollutants for which this device is intended to control and the capture and control efficiencies.		
Pollutant	Capture Efficiency	Control Efficiency
PM/PM ₁₀ /PM _{2.5}	70% overall capture control	70% overall capture/control
Explain the characteristic design parameters of this control device (flow rates, pressure drops, number of bags, size, temperatures, etc.). N/A		
Is this device subject to the CAM requirements of 40 C.F.R. 64? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
If Yes, Complete ATTACHMENT H		
If No, Provide justification. N/A		
Describe the parameters monitored and/or methods used to indicate performance of this control device.		
Control efficiency values came from Table A of WV DEP's "Application Instructions and Forms for General Permit G40-C for the Prevention and Control of Air Pollution in regard to the Construction, Modification, Relocation, Administrative Update and Operation of Nonmetallic Mineral Processing Plants."		

ATTACHMENT I. SUPPORTING EMISSION CALCULATIONS

Table 1. Potential-to-Emit (PTE) Summary

	PM (tpy)	PM10 (tpy)	PM2.5 (tpy)	PM2.5 (tpy)
Transfers	111.5	52.7	8.0	19.1
Crushing	8.1	3.9	0.6	-
Screening	157.7	75.1	11.3	-
Dust Exhaust Fans	22.8	10.8	1.6	-
Roads	423.7	125.1	12.5	-
Piles	318.7	151.7	22.8	-
Miscellaneous ^a	--	--	--	37.6
TOTAL	1042.4	419.3	56.7	19.1

^a Miscellaneous VOC tpy from Air4 Title V renewal application of 8/14/03.

Table 2. Transfer Points

EMISSIONS CALCULATIONS

Transfer Point ID	Emission Source Description	Transfer Capacity		PM Emission Factor ^a (lb/ton)	Contr. Effic. ^b (%)	Moist. Content (%)	Potential to Emit			
		(tph)	(tpy)				PM (lb/hr)		PM (tpy)	
							Controlled	Uncontrolled	Controlled	Uncontrolled
TP1	Raw coal transfer from mine portal belt (MB1) to silo feed belt (MB2)	5,000	15,768,000	0.0009	80	5.5	0.89	4.45	1.40	7.02
TP2	Raw coal transfer from silo feed belt (MB2) to silo transfer belt (MB3) and raw coal storage silo 2 (RCS2)	5,000	15,768,000	0.0009	80	5.5	0.89	4.45	1.40	7.02
TP3	Silo transfer belt (MB3) to raw coal storage silo 3 (RCS3)	5,000	15,768,000	0.0009	80	5.5	0.89	4.45	1.40	7.02
TP4	Raw coal storage silo 2 (RCS2) to silo reclaim belt (MB4)	4,000	15,768,000	0.0009	80	5.5	0.71	3.56	1.40	7.02
TP5	Raw coal storage silo 3 (RCS3) to silo reclaim belt (MB4)	4,000	0	0.0009	80	5.5	0.71	3.56	0.00	0.00
TP6	Silo reclaim belt (MB4) to overland mine belt 1 (MB5)	4,000	15,768,000	0.0009	80	5.5	0.71	3.56	1.40	7.02
TP7	Overland mine belt 1 (MB5) to overland mine belt 2 (MB6)	4,000	15,768,000	0.0009	80	5.5	0.71	3.56	1.40	7.02
TP8	Overland mine belt 2 (MB6) to conveyor (A1)	4,000	15,768,000	0.0009	80	5.5	0.71	3.56	1.40	7.02
A003	Conveyor (A1) to conveyor (A2)	4,000	15,768,000	0.0009	80	5.5	0.71	3.56	1.40	7.02
A005	Conveyor (A2) to scalping screen A1 (A006) and rotary breaker A1 (A006A)	4,000	15,768,000	0.0009	80	5.5	0.71	3.56	1.40	7.02
A007	Scalping screen A1 (A006) and rotary breaker A1 (A006A) to conveyor (A3A)	4,000	15,768,000	0.0009	80	5.5	0.71	3.56	1.40	7.02
A007A	Conveyor (A3A) to conveyor (A3)	4,000	15,768,000	0.0009	80	5.5	0.71	3.56	1.40	7.02
A009	Conveyor (A3) to raw coal silo 1 (003)	4,000	15,768,000	0.0009	80	5.5	0.71	3.56	1.40	7.02
A010	Rotary breaker A1 (A006A) to rock bin 1 (010A)	20	175,200	0.0009	80	5.5	0.00	0.02	0.02	0.08
A011	Rock bin 1 (010A) to refuse trucks (052E and 052F)	20	175,200	0.0009	80	5.5	0.00	0.02	0.02	0.08
003A	Raw coal silo 1 (003) to conveyor (C3)	2,800	15,768,000	0.0009	80	5.5	0.50	2.49	1.40	7.02
	Conveyor (A3) to Conveyor (C2)	4,000	10,000,000	0.0009	80	5.5	0.71	3.56	0.89	4.45
003C	Raw coal silo 1 (003) to stockpile (006)	2,800	0	0.0009	0	5.5	2.49	2.49	0.00	0.00
005	Conveyor (C2) to raw coal stockpile 1 (006)	4,000	10,000,000	0.0009	50	5.5	1.78	3.56	2.22	4.45
006A	Raw coal stockpile 1 (006) pile grading (006A)	1,200	1,000,000	0.0009	0	5.5	1.07	1.07	0.44	0.44
007	Conveyor (C3) to conveyor (C4)	2,800	15,768,000	0.0009	50	5.5	1.25	2.49	3.51	7.02
012	Raw coal stockpile 1 (006) to conveyor (C3)	2,800	10,000,000	0.0009	50	5.5	1.25	2.49	2.22	4.45
017A	Clean coal silo 1 (017) to conveyor (C7A)	4,000	15,768,000	0.0008	80	6.0	0.63	3.15	1.24	6.21
019	Conveyor (C7) to railroad loadout 1 (020)	4,000	15,768,000	0.0008	80	6.0	0.63	3.15	1.24	6.21
021	Railroad loadout (020) to railcar	4,000	15,768,000	0.0008	50	6.0	1.58	3.15	3.11	6.21
021A	Conveyor (C7) to conveyor (C8)	1,200	10,512,000	0.0008	80	6.0	0.19	0.95	0.83	4.14
023	Conveyor (C8) to conveyor (C9)	1,200	10,512,000	0.0008	80	6.0	0.19	0.95	0.83	4.14
024A	Conveyor (C9) to conveyor (C10)	1,300	11,388,000	0.0008	80	6.0	0.20	1.02	0.90	4.49
027	Conveyor (C11) to conveyor (C11A)	800	4,380,000	0.0007	80	6.5	0.11	0.56	0.31	1.54
027A	Conveyor (C11A) to refuse bin 1 (028)	800	4,380,000	0.0007	80	6.5	0.11	0.56	0.31	1.54
29	Refuse bin 1 (028) to ground	800	0	0.0007	0	6.5	0.56	0.56	0.00	0.00
RTP1	Refuse bin 1 (028) to conveyor (C11B)	800	4,380,000	0.0007	50	6.5	0.28	0.56	0.77	1.54
RTP2	Conveyor (C11B) to refuse bin 2 (RB2)	800	4,380,000	0.0007	50	6.5	0.28	0.56	0.77	1.54
RTP3	Refuse bin 2 (RB2) to refuse trucks/pans (052E and 052F)	800	4,380,000	0.0007	0	6.5	0.56	0.56	1.54	1.54
RTP4	Refuse bin 1 (028) to conveyor (C11C)	800	0	0.0007	50	6.5	0.28	0.56	0.00	0.00
RTP5	Conveyor (C11C) to refuse bin 3 (RB3)	800	0	0.0007	50	6.5	0.28	0.56	0.00	0.00
RTP6	Refuse bin 3 (RB3) to refuse trucks/pans (052E and 052F)	800	0	0.0007	0	6.5	0.56	0.56	0.00	0.00

Table 2. Transfer Points

EMISSIONS CALCULATIONS

Emission Source ID	Emission Source Description	Transfer Capacity		PM Emission Factor ^a (lb/ton)	Contr. Effic. ^b (%)	Moist. Content (%)	Potential to Emit			
		(tph)	(tpy)				PM (lb/hr)		PM (tpy)	
							Controlled	Uncontrolled	Controlled	Uncontrolled
30	Refuse grading	800	4,380,000	0.0007	0	6.5	0.56	0.56	1.54	1.54
031A	Vehicles to refuse area	800	4,380,000	0.0007	0	6.5	0.56	0.56	1.54	1.54
032A	Clean coal stockpile 3 (032) pile grading (032A)	1,000	8,760,000	0.0012	0	4.5	1.18	1.18	5.16	5.16
033	Reclaim feeder to Conveyor (C12)	1,200	10,512,000	0.0012	50	4.5	0.71	1.41	3.10	6.19
033A	Clean coal stockpile 3 (032) to reclaim feeder	1,200	10,512,000	0.0012	0	4.5	1.41	1.41	6.19	6.19
034A	Conveyor (C12) to conveyor (C9)	1,200	10,512,000	0.0012	80	4.5	0.28	1.41	1.24	6.19
35	Trucks to clean coal stockpile 3 (032)	1,000	8,760,000	0.0012	0	4.5	1.18	1.18	5.16	5.16
36	Pans to clean coal stockpile 3 (032)	1,000	8,760,000	0.0012	0	4.5	1.18	1.18	5.16	5.16
037A	Clean coal/raw coal stockpile 2 (037) pile grading (037A)	1,200	10,512,000	0.0009	0	5.5	1.07	1.07	4.68	4.68
38	Pans to clean coal/raw coal stockpile 2 (037)	1,200	10,512,000	0.0009	0	5.5	1.07	1.07	4.68	4.68
39	Pans reclaim from clean coal/raw coal stockpile 2 (037)	1,200	10,512,000	0.0009	0	5.5	1.07	1.07	4.68	4.68
40	Trucks to clean coal/raw coal stockpile 2 (037)	1,200	10,512,000	0.0009	0	5.5	1.07	1.07	4.68	4.68
41	Endloader to trucks	1,200	10,512,000	0.0009	0	5.5	1.07	1.07	4.68	4.68
42	Trucks to raw coal stockpile 1 (006)	1,200	10,512,000	0.0009	0	5.5	1.07	1.07	4.68	4.68
43	Pans to raw coal stockpile 1 (006)	1,200	10,512,000	0.0009	0	5.5	1.07	1.07	4.68	4.68
60	Conveyor (C4) to new wet wash preparation plant	2,800	15,768,000	0.0009	80	5.5	0.50	2.49	1.40	7.02
61	Conveyor (C16) to conveyor (C18) or conveyor (C9)	1,800	15,768,000	0.0008	80	6.0	0.28	1.42	1.24	6.21
62	Conveyor (C17) to conveyor (C18) or conveyor (C9)	1,800	0	0.0009	80	5.5	0.32	1.60	0.00	0.00
63	Conveyor (C18) to conveyor (C19) or clean coal silo 1 (017)	1,800	15,768,000	0.0008	80	6.0	0.28	1.42	1.24	6.21
64	Conveyor (C19) to clean coal silo 2 (069)	1,800	15,768,000	0.0008	80	6.0	0.28	1.42	1.24	6.21
65	Clean coal silo 2 (069) to conveyor 20 (C20)	4,000	15,768,000	0.0008	80	6.0	0.63	3.15	1.24	6.21
66	Conveyor (C20) to conveyor (C7A)	4,000	15,768,000	0.0008	80	6.0	0.63	3.15	1.24	6.21
67	Conveyor (C7A) to conveyor (C7)	4,000	15,768,000	0.0008	80	6.0	0.63	3.15	1.24	6.21
STP1	Conveyor (C7) to conveyor (SC1)	5	43,800	0.0008	80	6.0	0.00	0.00	0.00	0.02
STP2	Conveyor (SC1) to pulverizer (CR1)	5	43,800	0.0008	80	6.0	0.00	0.00	0.00	0.02
STP3	Pulverizer (CR1) to conveyor (SC2)	5	43,800	0.0008	80	6.0	0.00	0.00	0.00	0.02
STP4	Chute to conveyor (C7)	5	43,800	0.0008	80	6.0	0.00	0.00	0.00	0.02
68	Conveyor (C21) to conveyor (C11)	800	4,380,000	0.0007	80	6.5	0.11	0.56	0.31	1.54
RTP7	Conveyor (C13) to refuse bin (RB4)	800	4,380,000	0.0007	80	6.5	0.11	0.56	0.31	1.54
RTP8	Refuse bin 4 (RB4) to refuse trucks/pans (052G)	800	4,380,000	0.0007	50	6.5	0.28	0.56	0.77	1.54
TOTAL PM							43.91	119.32	111.50	267.04
TOTAL PM₁₀^c							20.77	56.44	52.74	126.30
TOTAL PM_{2.5}^d							3.14	8.55	7.99	19.13

EMISSION FACTORS AND ASSUMPTIONS

a. Transfer Points (batch and continuous drop operation) -

AP42, Section 13.2.4.3, Aggregate Handling and Storage Piles

$$\text{Particulate (lb/ton)} = k \cdot (0.0032) \cdot (U/5)^{1.3} / (M/2)^{1.4}$$

where: k = particle size multiplier (0.74 for TSP; 0.35 for PM10; 0.053 for PM2.5)
 U = mean wind speed (@ 7 mph for all sources)
 M = material moisture content (%)

b. Control efficiency for full and partial enclosure taken from application instructions for G10-D available from WVDEP.

c. Total PM₁₀ Emissions = Total PM Emissions * (k_{PM10}/k_{PM})

d. Total PM_{2.5} Emissions = Total PM Emissions * (k_{PM2.5}/k_{PM})

Table 3. Breaking and Crushing

POTENTIAL PROCESS DATA

A006A Capacity	1,000 tph	Full Enclosure
A006A Capacity	3,942,000 tpy	
CR1 Capacity	5 tph	
CR1 Capacity	43,800 tpy	
Control Efficiency	80%	

DIMENSIONAL ANALYSIS

Mass Conversion	2,000 lb/ton	NIST SP1038
-----------------	--------------	-------------

EMISSION FACTORS

PM - Primary Crushing	0.02 lb/ton	Air Pollution Engineering Manual and References
PM ₁₀ - Primary Crushing	9.52E-03 lb/ton	= PM Emission Factor / 2.1 (lbs PM/lbs PM ₁₀)
PM _{2.5} - Primary Crushing	1.43E-03 lb/ton	= PM Emission Factor / 14 (lbs PM/lbs PM _{2.5})
PM - Secondary & Tertiary Crushing	0.06 lb/ton	Air Pollution Engineering Manual and References
PM ₁₀ - Secondary & Tertiary Crushing	2.86E-02 lb/ton	= PM Emission Factor / 2.1 (lbs PM/lbs PM ₁₀)
PM _{2.5} - Secondary & Tertiary Crushing	4.29E-03 lb/ton	= PM Emission Factor / 14 (lbs PM/lbs PM _{2.5})

EMISSIONS CALCULATIONS

Uncontrolled

Crusher	Potential Emissions - PM		Potential Emissions - PM ₁₀		Potential Emissions - PM _{2.5}	
	lb/hr ^a	tpy ^b	lb/hr ^a	tpy ^b	lb/hr ^a	tpy ^b
A006A	20.00	39.42	9.52	18.77	1.43	2.82
CR1	0.30	1.31	0.14	0.63	0.02	0.09
TOTAL	20.30	40.73	9.67	19.40	1.45	2.91

^a Pollutant Emissions (lb/hr) = Crusher Capacity (tph) * Pollutant Emission Factor (lb/ton)

^b Pollutant Emissions (tpy) = Crusher Capacity (tpy) * Pollutant Emission Factor (lb/ton) / 2,000 (lbs/ton)

Controlled

Crusher	Potential Emissions - PM		Potential Emissions - PM ₁₀		Potential Emissions - PM _{2.5}	
	lb/hr ^a	tpy ^b	lb/hr ^a	tpy ^b	lb/hr ^a	tpy ^b
A006A	4.00	7.88	1.90	3.75	0.29	0.56
CR1	0.06	0.26	0.03	0.13	4.29E-03	0.02
TOTAL	4.06	8.15	1.93	3.88	0.29	0.58

^a Pollutant Emissions (lb/hr) = Crusher Capacity (tph) * Pollutant Emission Factor (lb/ton) * (1-Control Efficiency (%))

^b Pollutant Emissions (tpy) = Crusher Capacity (tpy) * Pollutant Emission Factor (lb/ton) / 2,000 (lbs/ton) * (1-Control Efficiency(%))

Table 4. Screening

POTENTIAL PROCESS DATA

A006 Capacity	4,000 tph	Full Enclosure
A006 Capacity	15,768,000 tpy	
Control Efficiency	80%	

DIMENSIONAL ANALYSIS

Mass Conversion	2,000 lb/ton	NIST SP1038
-----------------	--------------	-------------

EMISSION FACTORS

PM	0.10 lb/ton	Air Pollution Engineering Manual and References
PM ₁₀	4.76E-02 lb/ton	= PM Emission Factor / 2.1 (lbs PM/lbs PM ₁₀)
PM _{2.5}	7.14E-03 lb/ton	= PM Emission Factor / 14 (lbs PM/lbs PM _{2.5})

EMISSIONS CALCULATIONS

Uncontrolled

Screen	Potential Emissions - PM		Potential Emissions - PM ₁₀		Potential Emissions - PM _{2.5}	
	lb/hr ^a	tpy ^b	lb/hr ^a	tpy ^b	lb/hr ^a	tpy ^b
A006	400.00	788.40	190.48	375.43	28.57	56.31
TOTAL	400.00	788.40	190.48	375.43	28.57	56.31

^a Pollutant Emissions (lb/hr) = Screener Capacity (tph) * Pollutant Emission Factor (lb/ton)

^b Pollutant Emissions (tpy) = Screener Capacity (tpy) * Pollutant Emission Factor (lb/ton) / 2,000 (lbs/ton)

Controlled

Screen	Potential Emissions - PM		Potential Emissions - PM ₁₀		Potential Emissions - PM _{2.5}	
	lb/hr ^a	tpy ^b	lb/hr ^a	tpy ^b	lb/hr ^a	tpy ^b
A006	80.00	157.68	38.10	75.09	5.71	11.26
TOTAL	80.00	157.68	38.10	75.09	5.71	11.26

^a Pollutant Emissions (lb/hr) = Screener Capacity (tph) * Pollutant Emission Factor (lb/ton) * (1-Control Efficiency (%))

^b Pollutant Emissions (tpy) = Screener Capacity (tpy) * Pollutant Emission Factor (lb/ton) / 2,000 (lbs/ton) * (1-Control Efficiency (%))

Table 5. Dust Exhaust Fans

EMISSIONS CALCULATIONS

Uncontrolled

Source	Potential Emissions - PM		Potential Emissions - PM ₁₀		Potential Emissions - PM _{2.5}	
	lb/hr ^a	tpy ^b	lb/hr ^a	tpy ^b	lb/hr ^a	tpy ^b
P002 ^a	4.70	20.59	2.24	9.80	0.34	1.47
P003 ^b	10.00	43.80	4.76	20.86	0.71	3.13
TOTAL	14.70	64.39	7.00	30.66	1.05	4.60

a. Dust exhaust fan, emission point P002, controls the conveyor to conveyor transfer of C9 to C10 on the overland conveyor belt system to Harrison Station. Emission rate based on source testing conducted on May 3-4, 1995.

b. Dust exhaust fan, emission point P003, controls the transfer of fine clean coal within the preparation plant. Emission rate based on source testing conducted on May 3-4, 1995.

Controlled

Source	Potential Emissions - PM		Potential Emissions - PM ₁₀		Potential Emissions - PM _{2.5}	
	lb/hr ^a	tpy ^b	lb/hr ^a	tpy ^b	lb/hr ^a	tpy ^b
P002a	4.70	20.59	2.24	9.80	0.34	1.47
P003b	0.50	2.19	0.24	1.04	0.04	0.16
TOTAL	5.20	22.78	2.48	10.84	0.37	1.63

a. Dust exhaust fan, emission point P002, controls the conveyor to conveyor transfer of C9 to C10 on the overland conveyor belt system to Harrison Station. Emission rate based on source testing conducted on May 3-4, 1995.

b. Dust exhaust fan, emission point P003, controls the transfer of fine clean coal within the preparation plant. Emission rate based on source testing conducted on May 3-4, 1995.

Table 6. Haulroads

$$E = k (s/12)^a (W/3)^b (365-P)/365$$

AP-42 Section 13.2.2, Equation 2 (November 2006)

DIMENSIONAL ANALYSIS

Mass Conversion	2,000 lb/ton	NIST SP1038
-----------------	--------------	-------------

POTENTIAL VEHICLE PARAMETERS

Path	Roadway Length - Round Trip (miles/vehicle) ^a	Vehicle Traffic (trips/hr)	Vehicle Traffic (trips/year)	Mean Vehicle Wt. & Capacity (tons)
052 A/B - Raw Coal	0.50	5	37,543	29.50
052 C/D - Clean Coal	0.60	5	37,543	29.50
052 E/F - Refuse	2.20	25	134,769	48.13

OPERATING PARAMETERS

Potential VMT - Raw Coal	2.5 miles/hr	= Roadway Length (miles/vehicle) * Vehicle Traffic (trips/hr)
Potential VMT - Clean Coal	3.0 miles/hr	= Roadway Length (miles/vehicle) * Vehicle Traffic (trips/hr)
Potential VMT - Refuse	55.0 miles/hr	= Roadway Length (miles/vehicle) * Vehicle Traffic (trips/hr)
Potential VMT - Raw Coal	18,771.5 miles/year	= Roadway Length (miles/vehicle) * Vehicle Traffic (trips/year)
Potential VMT - Clean Coal	22,525.8 miles/year	= Roadway Length (miles/vehicle) * Vehicle Traffic (trips/year)
Potential VMT - Refuse	296,491.8 miles/year	= Roadway Length (miles/vehicle) * Vehicle Traffic (trips/year)
Silt Loading	10 %	
Number of Days w/ at least 0.01" of Precipitation (P)	157 days	Consistent with G10-D application instructions
Control Efficiency	70%	Consistent with G10-D application instructions for use of a water truck on unpaved surfaces.

EMISSION FACTORS

Pollutant

Particle Size Multiplier - PM (k)	4.9 lb/VMT	AP-42 Section 13.2.2, Table 13.2.2-2 (11/06)
Particle Size Multiplier - PM10 (k)	1.5 lb/VMT	AP-42 Section 13.2.2, Table 13.2.2-2 (11/06)
Particle Size Multiplier - PM2.5 (k)	0.15 lb/VMT	AP-42 Section 13.2.2, Table 13.2.2-2 (11/06)
Empirical Constant - PM, a	0.7	AP-42 Section 13.2.2, Table 13.2.2-2 (11/06)
Empirical Constant - PM ₁₀ /PM _{2.5} , a	0.9	AP-42 Section 13.2.2, Table 13.2.2-2 (11/06)
Empirical Constant - PM/PM ₁₀ /PM _{2.5} , b	0.45	AP-42 Section 13.2.2, Table 13.2.2-2 (11/06)
PM Emission Factor - Raw/Clean Coal	6.87 lb/VMT	$E = k_{PM} (s/12)^a (W/3)^b x (365-P)/365$
PM ₁₀ Emission Factor - Raw/Clean Coal	2.03 lb/VMT	$E = k_{PM10} (s/12)^a (W/3)^b x (365-P)/365$
PM _{2.5} Emission Factor - Raw/Clean Coal	0.20 lb/VMT	$E = k_{PM2.5} (s/12)^a (W/3)^b x (365-P)/365$
PM Emission Factor - Refuse	8.57 lb/VMT	$E = k_{PM} (s/12)^a (W/3)^b x (365-P)/365$
PM ₁₀ Emission Factor - Refuse	2.53 lb/VMT	$E = k_{PM10} (s/12)^a (W/3)^b x (365-P)/365$
PM _{2.5} Emission Factor - Refuse	0.25 lb/VMT	$E = k_{PM2.5} (s/12)^a (W/3)^b x (365-P)/365$

Table 6. Haulroads

$$E = k (s/12)^a (W/3)^b (365-P)/365$$

AP-42 Section 13.2.2, Equation 2 (November 2006)

EMISSIONS CALCULATIONS

Uncontrolled

Path	Potential Emissions - PM		Potential Emissions - PM ₁₀		Potential Emissions - PM _{2.5}	
	lb/hr ^a	tpy ^b	lb/hr ^a	tpy ^b	lb/hr ^a	tpy ^b
052 A/B - Raw Coal	17.19	64.52	5.07	19.05	0.51	1.90
052 C/D - Clean Coal	20.62	77.43	6.09	22.85	0.61	2.29
052 E/F - Refuse	471.29	1270.30	139.11	374.94	13.91	37.49
TOTAL	509.10	1412.25	150.27	416.84	15.03	41.68

^a Potential uncontrolled Pollutant Emissions (lb/hr) = Potential Paved VMT (miles/hr) x Path Pollutant EF (lb/VMT)

^b Potential uncontrolled Pollutant Emissions (tpy) = Potential Paved VMT (miles/yr) x Path Pollutant EF (lb/VMT) / 2,000 (lbs/ton)

Controlled

Path	Potential Emissions - PM		Potential Emissions - PM ₁₀		Potential Emissions - PM _{2.5}	
	lb/hr ^a	tpy ^b	lb/hr ^a	tpy ^b	lb/hr ^a	tpy ^b
052 A/B - Raw Coal	5.16	19.36	1.52	5.71	0.15	0.57
052 C/D - Clean Coal	6.19	23.23	1.83	6.86	0.18	0.69
052 E/F - Refuse	141.39	381.09	41.73	112.48	4.17	11.25
TOTAL	152.73	423.67	45.08	125.05	4.51	12.51

^a Potential controlled Pollutant Emissions (lb/hr) = Potential Paved VMT (miles/hr) x Path Pollutant EF (lb/VMT) * (1-Control Efficiency (%))

^b Potential controlled Pollutant Emissions (tpy) = Potential Paved VMT (miles/yr) x Path Pollutant EF (lb/VMT) / 2,000 (lbs/ton) * (1-Control Efficiency (%))

Table 7. Stockpiles

POTENTIAL PROCESS DATA

Raw Coal Stockpile 1 (006) Size	9.69 acres
Clean Coal Stockpile 3 (032) Size	2.6 acres
Clean Coal/Raw Coal Stockpile 2 (037) Size	4.8 acres
Refuse Disposal Area (031) Size	244 acres
Refuse Disposal Area Control Efficiency	75%
Clean/Raw Coal Stockpile Control Efficiency	50%

Due to watering in accordance with application instructions for G10-D
 Due to moisture content of stored material; assumed consistent with calculations for similar facilities

DIMENSIONAL ANALYSIS

Mass Conversion	2,000 lb/ton
Time Conversion	365 days/yr
Time Conversion	24 hrs/day

NIST SP1038

EMISSION FACTORS

Silt Content (s)	5 %
Precipitation Days (p)	157 days
% of Time Wind Speed Exceeds 12 mph (f)	20 %
PM Emission Factor	6.69 lb/day/acre
PM ₁₀ Emission Factor	3.18 lb/day/acre
PM _{2.5} Emission Factor	0.48 lb/day/acre

WV general permit G10-D emission calculation spreadsheet
 WV general permit G10-D emission calculation spreadsheet
 $E = (1.7) (s/1.5) [(365-p) / 235] (f/15)$; From Air pollution Engineering Manual and References
 = PM Emission Factor / 2.1 (lbs PM/lbs PM₁₀)
 = PM Emission Factor / 14 (lbs PM/lbs PM_{2.5})

EMISSIONS CALCULATIONS

Uncontrolled

Pile	Potential Emissions - PM		Potential Emissions - PM ₁₀		Potential Emissions - PM _{2.5}	
	lb/hr ^a	tpy ^b	lb/hr ^a	tpy ^b	lb/hr ^a	tpy ^b
Raw Coal Stockpile 1 (006)	2.70	11.83	1.29	5.63	0.19	0.84
Clean Coal Stockpile 3 (032)	0.72	3.17	0.34	1.51	0.05	0.23
Clean Coal/Raw Coal Stockpile 2 (037)	1.34	5.86	0.64	2.79	0.10	0.42
Refuse Disposal Area (031)	67.99	297.79	32.38	141.81	4.86	21.27
TOTAL	72.75	318.65	34.64	151.74	5.20	22.76

^a Pollutant Emissions (lb/hr) = Pile Size (acres) * Pollutant Emission Factor (lb/day/acre) / 24 (hours/day)

^b Pollutant Emissions (tpy) = Pile Size (acres) * Pollutant Emission Factor (lb/day/acre) * 365 (days/year) / 2,000 (lbs/ton)

Controlled

Pile	Potential Emissions - PM		Potential Emissions - PM ₁₀		Potential Emissions - PM _{2.5}	
	lb/hr ^a	tpy ^b	lb/hr ^a	tpy ^b	lb/hr ^a	tpy ^b
Raw Coal Stockpile 1 (006)	1.35	5.91	0.64	2.82	0.10	0.42
Clean Coal Stockpile 3 (032)	0.36	1.59	0.17	0.76	0.03	0.11
Clean Coal/Raw Coal Stockpile 2 (037)	0.67	2.93	0.32	1.39	0.05	0.21
Refuse Disposal Area (031)	17.00	74.45	8.09	35.45	1.21	5.32
TOTAL	19.38	84.88	9.23	40.42	1.38	6.06

^a Pollutant Emissions (lb/hr) = Pile Size (acres) * Pollutant Emission Factor (lb/day/acre) / 24 (hours/day) * (1-Pile Control Efficiency (%))

^b Pollutant Emissions (tpy) = Pile Size (acres) * Pollutant Emission Factor (lb/day/acre) * 365 (days/year) / 2,000 (lbs/ton) * (1-Pile Control Efficiency (%))