



STATE OF IDAHO  
DEPARTMENT OF  
ENVIRONMENTAL QUALITY

1410 North Hilton • Boise, Idaho 83706-1255 • (208) 373-0502

Dirk Kempthorne, Governor  
C. Stephen Allred, Director

May 15, 2003

**Certified Mail No.: 7099 3220 0009 1976 1159**

Paul Johnson, Vice President  
LeGrand Johnson Construction Co.  
P.O. Box 248  
Logan, UT 84323-0248

RE: AIRS Facility No. 777-00320, LeGrand Johnson Construction Co.  
Portable Hot-Mix Asphalt Plant

Dear Mr. Johnson:

On February 24, 2003, the Idaho Department of Environmental Quality (Department) received a permit to construct application from LeGrand Johnson Construction Co. for a new portable hot-mix asphalt facility. The facility is to be initially located near Malad, Idaho. Based on review of the application and all applicable state and federal rules and regulations, the Department finds that this project meets the provisions of IDAPA 58.01.01.200, *Rules for the Control of Air Pollution in Idaho*. Enclosed is PTC No. P-030302 for the portable hot-mix asphalt plant.

Also enclosed is a copy of the Portable Equipment Registration and Relocation Form that is required to be completed and submitted to the Department at least 10 days prior to relocation of any equipment covered by this permit. Also enclosed are copies of maps showing all nonattainment areas within the state of Idaho.

This permit does not release the permittee from compliance with all other applicable federal, state, or local laws, regulations, permits and ordinances. With regard to collocation with another portable facility, conservative assumptions were used to derive the throughput limitations. If this throughput is too restrictive for a particular project, contact the Department prior to collocation and request a detailed site-specific analysis.

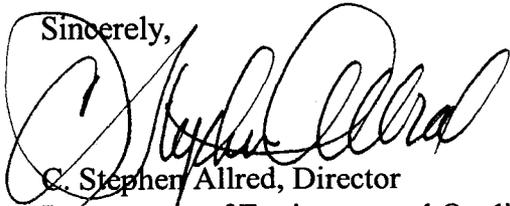
Please pay particular attention to the reporting requirements contained in Paragraph 5 of the General Provisions section of the permit. This information is needed to properly track the progress of the permit. Please refer to the appropriate permit number when submitting reports required in the Reporting Requirements section of the permit.

Rick Elkins of the Pocatello Regional Office will contact you regarding a meeting to discuss the permit terms and requirements with which your facility must comply. The Department recommends attendance of your facility's plant manager, responsible official, environmental contact, and any operations staff responsible for day-to-day compliance with permit conditions.

You, as well as any other entity, may have the right to appeal this final agency action pursuant to IDAPA 58.01.23, *Rules of Administrative Procedure Before the Board of Environmental Quality*. A petition may be filed with the Hearings Coordinator, Department of Environmental Quality, 1410 N. Hilton, Boise, ID 83706-1255, within 35 days of the date of this decision. However, the Department encourages you to contact us to discuss any concerns you may have with the enclosed permit prior to filing a petition for a contested case.

If you have any questions, please contact Mike Simon at 373-0502 or [msimon@deq.state.id.us](mailto:msimon@deq.state.id.us).

Sincerely,

A handwritten signature in black ink, appearing to read "C. Stephen Allred". The signature is written in a cursive style with a large initial "C" and "S".

C. Stephen Allred, Director  
Department of Environmental Quality

Enclosures

CSA/DH/sd

Permit No. P030302

LeGrand Johnson Construction Co.  
Final PTC, May 2, 2003  
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G:\Air Quality\Stationary Source\Ss Ltd\Ptc\LeGrand Johnson\P-030302 Final Ltr.Doc

c: Rick Elkins, Pocatello Regional Office  
Sherry Davis, Air Quality Division  
Mike Simon, Permit Coordinator  
Laurie Kral, EPA - Region 10  
Marilyn Seymore, Permit File  
Pat Rayne, AFS  
Dustin Holloway, Permit Writer  
Phyllis Heitman, (Ltr. Only)  
Reading File (Ltr. Only)



**Air Quality  
PERMIT TO CONSTRUCT**

State of Idaho  
Department of Environmental Quality

**PERMIT NO.:** P-030302  
**AIRS Facility No.:** 777-00320  
**AQCR:** Portable                   **CLASS:** SM  
**SIC:** 2951                         **ZONE:** Portable  
**UTM COORDINATE (km):** Portable

**1. PERMITTEE**  
LeGrand Johnson Construction Co.

**2. PROJECT**  
HMA Facility

|   |                      |                    |                          |
|---|----------------------|--------------------|--------------------------|
| <b>3. MAILING ADDRESS</b><br>P.O. Box 248 | <b>CITY</b><br>Logan | <b>STATE</b><br>UT | <b>ZIP</b><br>84323-0248 |
|---|----------------------|--------------------|--------------------------|

|   |                                    |                                    |
|---|------------------------------------|------------------------------------|
| <b>4. FACILITY CONTACT</b><br>Nolan Krebs | <b>TITLE</b><br>Compliance Officer | <b>TELEPHONE</b><br>(435) 252-2000 |
|---|------------------------------------|------------------------------------|

|  |                                |                                    |
|--|--------------------------------|------------------------------------|
| <b>5. RESPONSIBLE OFFICIAL</b><br>Paul Johnson | <b>TITLE</b><br>Vice President | <b>TELEPHONE</b><br>(435) 252-2000 |
|--|--------------------------------|------------------------------------|

|  |                           |
|--|---------------------------|
| <b>6. EXACT PLANT LOCATION</b><br>Portable | <b>COUNTY</b><br>Portable |
|--|---------------------------|

**7. GENERAL NATURE OF BUSINESS & KINDS OF PRODUCTS**  
Asphalt Manufacturing

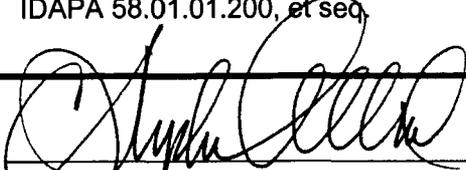
**8. GENERAL CONDITIONS**

This permit is issued according to IDAPA 58.01.01.200, *Rules for the Control of Air Pollution in Idaho*, and pertains only to emissions of air contaminants regulated by the state of Idaho and to the sources specifically allowed to be constructed or modified by this permit.

This permit (a) does not affect the title of the premises upon which the equipment is to be located; (b) does not release the permittee from any liability for any loss due to damage to person or property caused by, resulting from, or arising out of the design, installation, maintenance, or operation of the proposed equipment; (c) does not release the permittee from compliance with other applicable federal, state, tribal, or local laws, regulations, or ordinances; (d) in no manner implies or suggests that the Department of Environmental Quality or its officers, agents, or employees, assume any liability, directly or indirectly, for any loss due to damage to person or property caused by, resulting from, or arising out of design, installation, maintenance, or operation of the proposed equipment.

This permit is not transferable to another person, place, or piece or set of equipment. This permit will expire if construction has not begun within five years of its issue date or if construction is suspended for one year.

This permit has been granted on the basis of design information presented with its application. Changes of design or equipment may require Department approval pursuant to the *Rules for the Control of Air Pollution in Idaho*, IDAPA 58.01.01.200, et seq.

  
G. STEPHEN ALLRED, DIRECTOR  
DEPARTMENT OF ENVIRONMENTAL QUALITY

**DATE ISSUED:** May 15, 2003

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## Acronyms, Units, and Chemical Nomenclature

|                   |  |
|-------------------|--|
| acfm              | actual cubic feet per minute   |
| AFS               | AIRS Facility Subsystem  |
| AIRS              | Aerometric Information Retrieval System  |
| AQCR              | Air Quality Control Region   |
| ASTM              | American Society for Testing and Materials   |
| Btu               | British thermal unit   |
| CAA               | Clean Air Act  |
| CFR               | Code of Federal Regulations  |
| CO                | carbon monoxide  |
| Department        | Department of Environmental Quality  |
| dscf              | dry standard cubic feet  |
| EPA               | U.S. Environmental Protection Agency   |
| gpm               | gallons per minute   |
| HAPs              | hazardous air pollutants   |
| HMA               | Hot-Mix Asphalt  |
| hp                | horsepower   |
| hr/day            | hours per day  |
| hr/yr             | hours per year   |
| IDAPA             | a numbering designation for all administrative rules in Idaho promulgated in accordance with the Idaho Administrative Procedures Act |
| lb/hr             | pound per hour   |
| m                 | meter(s)   |
| MACT              | Maximum Achievable Control Technology  |
| MMBtu             | million British thermal units  |
| NESHAP            | National Emission Standards for Hazardous Air Pollutants   |
| NO <sub>2</sub>   | nitrogen dioxide   |
| NO <sub>x</sub>   | nitrogen oxides  |
| NSPS              | New Source Performance Standards   |
| O&M               | operations and maintenance   |
| PM                | particulate matter   |
| PM <sub>10</sub>  | particulate matter with an aerodynamic diameter less than or equal to a nominal 10 micrometers                                       |
| ppm               | parts per million  |
| PTC               | permit to construct  |
| PTE               | potential to emit  |
| <i>Rules</i>      | <i>Rules for the Control of Air Pollution in Idaho</i>   |
| scf               | standard cubic feet  |
| SIC               | Standard Industrial Classification   |
| SIP               | State Implementation Plan  |
| SO <sub>2</sub>   | sulfur dioxide   |
| T/day             | tons per day   |
| T/yr              | tons per year  |
| µg/m <sup>3</sup> | micrograms per cubic meter   |
| UTM               | Universal Transverse Mercator  |
| VOC               | volatile organic compound  |

**AIR QUALITY PERMIT TO CONSTRUCT NUMBER: P-030302**

|                                       |                                    |                                  |
|---------------------------------------|------------------------------------|----------------------------------|
| <b>Permittee:</b> LeGrand Johnson Co. | <b>AIRS Facility No.</b> 777-00320 | <b>Date Issued:</b> May 15, 2003 |
| <b>Location:</b> Portable             |                                    |                                  |

**1. PERMIT TO CONSTRUCT SCOPE**

***Purpose***

This PTC is for a new portable hot-mix asphalt plant.

***Regulated Sources***

Table 1.1 lists all sources of regulated emissions in this PTC.

**Table 1.1 REGULATED EMISSIONS SOURCES**

| Permit Section | Source Description                    | Emissions Control(s) |
|----------------|---------------------------------------|----------------------|
| 2,3,4          | Gencor Ultra II Hot Mix Asphalt Plant | Baghouse             |
| 2,3,4          | Caterpillar 3512 Electrical Generator | None                 |
| 2,3,4          | Caterpillar 3304 Electrical Generator | None                 |

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## 2. STATEWIDE REQUIREMENTS

The permittee shall comply with the following conditions when the HMA facility is operated anywhere within the state of Idaho (nonattainment, attainment, or unclassifiable areas).

### ***Emissions Limits***

#### 2.1 Emission Limits

The particulate matter (PM) emissions from the HMA dryer stack shall not exceed 0.04 gr/dscf, nor shall particulate matter with an aerodynamic diameter less than or equal to a nominal 10 micrometers (PM<sub>10</sub>), nitrogen oxides (NO<sub>x</sub>), sulfur dioxide (SO<sub>2</sub>), or carbon monoxide (CO) emissions exceed any emissions rate limit in the appendix. Emissions from the primary generator stack shall not exceed any corresponding emissions rate limit listed in Appendix A.

#### 2.2 Other Particulate Matter Emission Limits

Gases from systems for screening, handling, storing, and weighing hot aggregate that emanate from a stack, vent, or other functionally equivalent opening shall not contain PM emissions in excess of 0.04 gr/dscf.

#### 2.3 Opacity Limit

Emissions emanating from any stack, vent, or other functionally equivalent opening shall not exceed 20% opacity for a period or periods aggregating more than three minutes in any 60-minute period as required in IDAPA 58.01.01.625, *Rules for the Control of Air Pollution in Idaho*. Opacity shall be determined using the procedures contained in IDAPA 58.01.01.625.

### ***Operating Requirements***

#### 2.4 Reasonable Control of Fugitive Emissions

All reasonable precautions shall be taken to prevent PM from becoming airborne as required in IDAPA 58.01.01.651. In determining what is reasonable, considerations will be given to factors such as the proximity of dust-emitting operations to human habitations and/or activities and atmospheric conditions that might affect the movement of PM. Some of the reasonable precautions include, but are not limited to, the following:

- Use, where practical, of water or chemicals for control of dust in the demolition of existing buildings or structures, construction operations, the grading of roads, or the clearing of lands;
- Application, where practical, of asphalt, oil, water or suitable chemicals to, or covering of, dirt roads, material stockpiles, and other surfaces which can create dust;
- Installation and use, where practical, of hoods, fans, and fabric filters or equivalent systems to enclose and vent the handling of dusty materials. Adequate containment methods should be employed during sandblasting or other operations;
- Covering, where practical, of open-bodied trucks transporting materials likely to give rise to airborne dusts;
- Paving of roadways and their maintenance in a clean condition, where practical; and
- Prompt removal of earth or other stored material from streets, where practical.

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**2.5 Dryer Burner Fuel Limits**

The burner fuel shall be either, distillate fuel oil, residual fuel oil, recycled fuel oil, natural gas, or propane gas only.

**2.6 Fuel Oil Sulfur Content**

The sulfur content in the No. 2 fuel oil (ASTM Grade 2) supplied to LJC shall not exceed 0.5% by weight as required in IDAPA 58.01.01.728.

**2.7 Monitoring Equipment**

The permittee shall, in accordance with manufacturer specifications, install, calibrate, maintain, and operate equipment to continuously measure the pressure differential across the air pollution control equipment.

**2.8 Operations and Maintenance Manual Requirements**

Within 60 days of permit issuance, the permittee shall have developed an O&M manual for the air pollution control device, which describes the procedures that will be followed to comply with General Provision 2 and the air pollution control device requirements contained in this permit. The manual shall remain onsite at all times and made available to Department representatives upon request.

**2.9 Pressure Drop Across Air Pollution Control Device**

The pressure drop across the air pollution control device shall be maintained within manufacturer and O&M manual specifications. Documentation of both manufacturer and O&M manual operating pressure-drop specifications shall remain onsite at all times and shall be made available to Department representatives upon request.

***Monitoring and Recordkeeping Requirements***

**2.10 Operating Parameters**

The following parameters shall be monitored and recorded. A compilation of the most recent five years of records shall be kept onsite and shall be made available to Department representatives upon request.

- Pressure drop across the air pollution control device once on a daily basis;
- When a wet scrubber is utilized, the scrubbing-media flow rate to the air pollution control device once on a daily basis; and
- HMA production in tons per day and tons per month

**2.11 Reasonable Control Measures**

The permittee shall conduct a monthly facility-wide inspection of potential sources of fugitive emissions, during daylight hours and under normal operating conditions to ensure that the methods used to reasonably control fugitive emissions are effective. If fugitive emissions are not being reasonably controlled, the permittee shall take corrective action as expeditiously as practicable. The permittee shall maintain records of the results of each monthly fugitive emissions inspection. The records shall include, at a minimum, the date of each inspection and a description of the following: the permittee's assessment of the conditions existing at

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the time fugitive emissions were present (if observed), any corrective action taken in response to the fugitive emissions, and the date the corrective action was taken.

**2.12 Monitor Generator Hours of Operation**

The permittee shall monitor and record the generator's hours of operation on a daily and monthly basis. A compilation of the most recent five years of records shall be kept onsite and made available to Department representatives upon request.

**2.13 40 CFR 60.93 Initial Performance Testing Requirements**

The permittee shall conduct a performance test on the HMA facility in accordance with 40 CFR 60.93, IDAPA 58.01.01.157 and General Provision 6 of this permit. The performance test shall be conducted to demonstrate compliance with the applicable PM standards defined in 40 CFR 60.92.

**2.14 Opacity and Visible Emissions Testing**

The permittee shall conduct a visible emissions evaluation on the HMA facility stack within 15 days of startup after each relocation, in accordance with the procedures in IDAPA 58.01.01.625. A copy of each visible emission report shall be submitted to the Department.

***Reporting Requirements***

**2.15 Performance Test Protocol**

At least 30 days prior to conducting any emission test, the permittee is encouraged to submit a written performance test protocol to the Department in accordance with IDAPA 58.01.01.157.01.a.

**2.16 Performance Test Report**

In accordance with IDAPA 58.01.01.157.04, the permittee shall submit a written report of each performance test results to the Department within 30 days of completion of the test to the following address:

Air Quality Permit Compliance  
Department of Environmental Quality  
Pocatello Regional Office  
444 Hospital Way #300  
Pocatello, ID 83201  
(208) 236-6160

**2.17 Relocation**

All existing portable equipment shall be registered. At least 10 days prior to relocation of any equipment covered by this permit, the permittee shall submit a scaled plot plan and a complete Portable Equipment Registration and Relocation Form (available on the Department website at: [www.state.id.us/deq/air/equip\\_relocat.htm](http://www.state.id.us/deq/air/equip_relocat.htm)) in accordance with IDAPA 58.01.01.500 to the following address:

PERF Processing Unit  
Idaho Department - Air Quality  
1410 N. Hilton  
Boise, ID 83706-1255

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**3. ATTAINMENT OR UNCLASSIFIABLE AREA REQUIREMENTS**

The permittee shall comply with the requirements in Permit Condition 2 and the following permit conditions when the HMA facility is operated in any attainment or unclassifiable areas within the state of Idaho.

***Operating Requirements***

**3.1 Daily Production Limits**

The daily production from the HMA facility shall not exceed 5,700 tons of asphalt per day.

**3.2 Short-Term Source Annual Throughput Limits**

This facility may only operate as a short-term source (less than five years in one location). The production rate shall not exceed 633,284 T/yr. When operating as a short-term source, the facility may not operate in the same location for a period exceeding five years.

**3.3 Collocation Requirements**

This HMA facility may collocate with one other source that has been specifically permitted to collocate. The allowable hours of operation and production rates in this section also apply when the facility is collocated.

**3.4 Generator Hours of Operation**

The generator(s) shall not be operated more than 12 hr/day when located in any attainment or unclassifiable area.

**3.5 Short-Term Source Annual Generator Hours of Operation Limits**

While operating as a short-term source (less than five years in one location), the main generator hours of operation shall not exceed 1,800 hr/yr and the backup generator shall not be operated more than 1,800 hr/yr when located in any attainment or unclassifiable area. While operating as a short-term source, the facility may not operate in the same location for a period exceeding five years.

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**4. PM<sub>10</sub> NONATTAINMENT AREA REQUIREMENTS**

The permittee shall comply with the conditions in Permit Condition 2 and the following permit conditions when the HMA facility is operated in any PM<sub>10</sub> nonattainment areas within the state of Idaho. While operating the HMA facility under the requirements set forth in Permit Condition 4, the HMA facility may not collocate with any other facility.

***Operating Requirements***

**4.1 Facility Throughput Limits**

The production rate of the HMA facility shall not exceed a maximum of 3,261 T/day.

**4.2 Short-Term Source Annual Throughput Limits**

This facility may only operate as a short-term source (less than five years in one location). The production rate shall not exceed 633,248 T/yr when located in any PM<sub>10</sub> nonattainment area. While operating as a short-term source the facility may not operate in the same location for a period exceeding five years.

**4.3 Collocation Requirements**

The HMA facility shall not be collocated with another portable HMA plant, rock-crushing plant, or concrete batch plant when located in any PM<sub>10</sub> nonattainment area or proposed PM<sub>10</sub> nonattainment area.

**4.4 Generator Hours of Operation**

The generator(s) shall not be operated more than 6.8 hr/day when located in any PM<sub>10</sub> nonattainment area or proposed PM<sub>10</sub> nonattainment area.

**4.5 Short-Term Source Annual Generator Hours of Operation Limits**

When operating as a short-term source (less than five years in one location) in any PM<sub>10</sub> nonattainment area, the main generator hours of operation shall not exceed 1,800 hr/yr and the backup generator shall not be operated more than 1,800 hr/yr. When operating as a short-term source, the facility may not operate in the same location for a period exceeding five years.

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**5. APPENDIX A – EMISSION LIMITS**

**Portable HMA Facility**

**Table 5.1 EMISSIONS LIMITS<sup>a</sup>**

| Source Description | PM <sub>10</sub> |      | NO <sub>x</sub> |       | SO <sub>2</sub> |      | CO    |       | Formaldehyde |      |
|--------------------|------------------|------|-----------------|-------|-----------------|------|-------|-------|--------------|------|
|                    | lb/hr            | T/yr | lb/hr           | T/yr  | lb/hr           | T/yr | lb/hr | T/yr  | lb/hr        | T/yr |
| Dryer Stack Outlet | 10.925           | 7.46 | 26.125          | 17.83 | 5.225           | 3.57 | 61.75 | 42.14 | 1.473        | 1.00 |
| Primary Generator  | 0.65             | 0.59 | 19.79           | 17.81 | 0.61            | 0.55 | 8.37  | 7.53  | --           | --   |

<sup>a</sup> As determined by a pollutant-specific EPA reference method, Department-approved alternative, or as determined by the Department's emission estimation methods used in the permit application analysis.

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**6. PERMIT TO CONSTRUCT GENERAL PROVISIONS**

1. The permittee has a continuing duty to comply with all terms and conditions of this permit. All emissions authorized herein shall be consistent with the terms and conditions of this permit and the *Rules for the Control of Air Pollution in Idaho*. The emissions of any pollutant in excess of the limitations specified herein, or noncompliance with any other condition or limitation contained in this permit, shall constitute a violation of this permit and the *Rules for the Control of Air Pollution in Idaho*, and the Environmental Protection and Health Act, Idaho Code §39-101, et seq., and the permittee is subject to penalties for each day of noncompliance.
2. The permittee shall at all times (except as provided in the *Rules for the Control of Air Pollution in Idaho*) maintain in good working order and operate as efficiently as practicable, all treatment or control facilities or systems installed or used to achieve compliance with the terms and conditions of this permit and other applicable Idaho laws for the control of air pollution.
3. The permittee shall allow the Director, and/or the authorized representative(s), upon the presentation of credentials:
  - To enter, at reasonable times, upon the premises where an emissions source is located, or in which any records are required to be kept under the terms and conditions of this permit.
  - At reasonable times, to have access to and copy any records required to be kept under the terms and conditions of this permit, to inspect any monitoring methods required in this permit, and require stack emissions testing in conformance with IDAPA 58.01.01.157 when deemed appropriate by the Director.
4. Nothing in this permit is intended to relieve or exempt the permittee from compliance with any applicable federal, state, or local law or regulation, except as specifically provided herein.
5. The permittee shall notify the Department, in writing, of the required information for the following events within five working days after occurrence:
  - Initiation of Construction - Date
  - Completion/Cessation of Construction - Date
  - Actual Production Startup - Date
  - Initial Date of Achieving Maximum Production Rate - Production Rate and Date
6. If compliance testing is specified, the permittee must schedule and perform such testing within 60 days after achieving the maximum production rate, and not later than 180 days after initial startup. This requirement shall be construed as an ongoing requirement. The permittee shall not operate the source without testing within 180 days. If testing is not conducted within 180 days after initial startup, then each day of operation thereafter without the required source test constitutes a violation. Such testing must **strictly** adhere to the procedures outlined in IDAPA 58.01.01.157 and shall not be conducted on weekends or state holidays without prior written approval from the Department. Testing procedures and specific time limitations may be modified by the Department by prior negotiation if conditions warrant adjustment. The Department shall be notified at least 15 days prior to the scheduled compliance test. Any records or data generated as a result of such compliance test made available to the Department upon request.

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7. The provisions of this permit are severable, and if any provision of this permit to any circumstance is held invalid, the application of such provision to other circumstances, and the remainder of this permit, shall not be affected thereby.
  
8. In accordance with IDAPA 58.01.01.123, all documents submitted to the department, including, but not limited to, records, monitoring data, supporting information, requests for confidential treatment, testing reports, or compliance certification shall contain a certification by a responsible official. The certification shall state that, based on information and belief formed after reasonable inquiry, the statements and information in the document(s) are true, accurate, and complete.