



STATE OF IDAHO
DEPARTMENT OF
ENVIRONMENTAL QUALITY

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C.L. "Butch" Otter, Governor
John H. Tippetts, Director

August 20, 2015

Mr. Clarence Davis, Permits and Environmental Administrator
HK Contractors Inc.
P.O. Box 51450
Idaho Falls, Idaho 83405

RE: Facility ID No. 777-00207, HK Contractors Inc., Idaho Falls
Final Permit Letter, DEQ Initiated Permit Reissuance

Dear Mr. Davis:

The Department of Environmental Quality (DEQ) is reissuing Permit to Construct (PTC) No. P-2015.0028, Project 61541, to HK Contractors Inc., to list the new throughput limit and clarification of scrubber operating parameters (in Permit Conditions 3.11 and 3.18, respectively) established during performance testing required by the previously issued permit, in accordance with IDAPA 58.01.01.200 through 228 (Rules for the Control of Air Pollution in Idaho).

This permit is effective immediately and replaces PTC No., P-060511, issued on November 9, 2006. This permit does not release HK Contractors Inc., from compliance with all other applicable federal, state, or local laws, regulations, permits, or ordinances. The accompanying Statement of Basis document remains unchanged.

In order to fully understand the compliance requirements of this permit, DEQ highly recommends that you schedule a meeting with Rensay Owen, Idaho Falls Regional Manager, at (208) 528-2650 to review and discuss the terms and conditions of this permit. Should you choose to schedule this meeting, DEQ recommends that the following representatives attend the meeting: your facility's plant manager, responsible official, environmental contact, and any other staff responsible for day-to-day compliance with permit conditions.

Pursuant to IDAPA 58.01.23, you, as well as any other entity, may have the right to appeal this final agency action within 35 days of the date of this decision. However, prior to filing a petition for a contested case, I encourage you to contact Thomas Dalzell at (208) 373-0477 or thomas.dalzell@deq.idaho.gov to address any questions or concerns you may have with the enclosed permit.

Sincerely,

A handwritten signature in black ink, appearing to read "Mike Simon".

Mike Simon
Stationary Source Program Manager
Air Quality Division

MS/td

Enclosure

Permit No. P-2015.0028 Project 61541

Air Quality

PERMIT TO CONSTRUCT

Permittee HK Contractors Inc.
Permit Number P-2015.0028
Project ID 61541
Facility ID 777-00207
Facility Location P.O. Box 51450
Idaho Falls, Idaho 83405

Permit Authority

This permit (a) is issued according to the "Rules for the Control of Air Pollution in Idaho" (Rules), IDAPA 58.01.01.200–228; (b) 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; (c) has been granted on the basis of design information presented with the application; (d) does not affect the title of the premises upon which the equipment is to be located; (e) 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; (f) does not release the permittee from compliance with other applicable federal, state, tribal, or local laws, regulations, or ordinances; and (g) in no manner implies or suggests that the Idaho Department of Environmental Quality (DEQ) 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. Changes in design, equipment, or operations may be considered a modification subject to DEQ review in accordance with IDAPA 58.01.01.200–228.

Date Issued August 20, 2015



Thomas Dalzell, Permit Writer



Mike Simon, Stationary Source Manager

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1 Permit Scope

Purpose

- 1.1 This is a revised permit to construct (PTC) to change the average production rate to 187 tons per hour (T/hr) from 250 T/hr. Production is being reduced because compliance with the PM₁₀ emission limit was demonstrated only at 187T/hr during an August 7, 2014, source test. HK Contractors Inc., (HK) did not reach the design capacity of 250 T/hr during the test; therefore, compliance with the PM₁₀ emissions limit cannot be assured at design capacity. Hence, the necessary reduction in production is required because compliance has been demonstrated at 187T/hr. This is in Permit Condition 3.11.

In addition, HK must monitor and record both the water pressure to the scrubber, in pounds per square inch (psi), and the scrubber water flow rate, in gallons per minute (gpm), concurrently, at least once during each operating day in 2015, to attain data to develop a correlation curve between the scrubber water pressure and scrubber water flowrate. The correlation curve shall be added to the Operations and Maintenance manual prior to operating the plant in calendar year 2016. This is Permit Condition 3.18.

- 1.2 Those permit conditions that have been modified or revised by this permitting action are identified by the permit issue date citation located directly under the permit condition and on the right-hand margin.
- 1.3 This PTC replaces Permit to Construct No., P-060511, issued on November 9, 2006.

Regulated Sources

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

Table 1.1 Regulated Sources

Permit Section	Source	Control Equipment
2.	<u>Hot Mix Asphalt Plant</u> Manufacturer: CMI Model UDM 1200 Type: Drum Mix Allowable Fuel Types: Natural Gas, Propane, ASTM Grade 1 and 2 Fuel Oil, and Used Oil Maximum Production Rate 250 T/yr Heat Input Rating: 63 MMBtu/hr	<u>Scrubber</u> Manufacturer: CMI Model: UDM 200
2.	<u>Asphalt tank Heater</u> Manufacturer: Not Available Allowable Fuel Type: #2 Fuel Oil Fuel Consumption: 8 gal/hr	None
1.	<u>Generator Engine</u> Manufacturer: Caterpillar, 600 kw Allowable Fuel Type: #2 Fuel Oil Fuel Consumption 8 gal/hr	None
1.	<u>Generator Engine</u> Manufacturer: Whisper Watt, 45 kw Allowable Fuel Type: #2 Fuel Oil Fuel Consumption: 8 gal/hr	None

2 Hot-Mix Asphalt Plant

2.1 Process Description

Stockpiled aggregate is transferred to feed bins. Aggregate is dispensed from the bins onto feeder conveyors, which transfer the aggregate to the drum mix dryer. Aggregate travels through the rotating drum dryer. When dried, the aggregate is mixed with liquid asphalt cement. The resulting hot-mix asphalt (HMA) is then conveyed to hot storage bins until it can be loaded into trucks for transport off site or transferred to silos for temporary storage.

2.2 Control Device Descriptions

Particulate matter (PM) emissions from the hot-mix asphalt plant drum dryer are controlled by a scrubber.

Table 2.1 Hot-Mix Asphalt Plant Description

Emissions Unit/Processes	Control Device	Emission Point
Hot Mix Asphalt Plant	Scrubber	Exhaust Stack

3 Statewide Requirements

The permittee shall comply with the following conditions when the portable hot-mix asphalt plant is operated anywhere (nonattainment, attainment, or unclassifiable areas) within the State of Idaho.

Emission Limits

3.1 Opacity Limit (NSPS)

Visible emissions from the hot-mix asphalt plant shall not exhibit 20% opacity, or greater in accordance with 40 CFR 60.92(a)(2). Opacity shall be determined using EPA Method 9.

3.2 Opacity Limit (IDAPA)

Emissions from any stack, vent, or functionally equivalent opening associated with the hot-mix asphalt plant, shall not exceed 20% opacity for a period or periods aggregating more than three minutes in any 60-minute period as required by IDAPA 58.01.01.625. Opacity shall be determined by the procedures contained in IDAPA 58.01.01.625.

3.3 Asphalt Dryer PM Grain Loading Emissions Limits

Particulate matter (PM) emissions from the hot-mix asphalt dryer stack shall not exceed 0.04 grains per dry standard cubic foot (gr/dscf) in accordance with 40 CFR Part 60.92(a)(1).

3.4 Asphalt Dryer Emissions Limits

Nitrogen oxides (NO_x) emissions from the hot-mix asphalt dryer stack shall not exceed 55.4 tons per any consecutive 12-month period.

3.5 Toxic Air Pollutant Emissions Limit

Acetaldehyde emission from the hot-mix asphalt dryer stack shall not exceed 1,577 pounds per any consecutive 12-month period.

3.6 Visible Fugitive Emission Limits at the Property Boundary

Visible fugitive dust emissions shall not be observed leaving the property boundary for a period or periods aggregating more than three minutes in any 60 minute period. Visible emissions shall be determined by Method 22, which is contained in 40 CFR Part 60 Appendix A, or by a DEQ-approved alternative method.

Operating Requirements

3.7 Reasonable Control of Fugitive Emissions

All reasonable precautions shall be taken to prevent particulate matter (PM) from becoming airborne in accordance with IDAPA 58.01.01.650-651. In determining what are 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.
- Prompt removal of earth or other stored material from streets, where practical.

3.8 Dryer Burner Fuel

The fuel used in the hot-mix asphalt drum dryer burner shall be natural gas, propane, ASTM Grade 1 fuel oil, ASTM Grade 2 fuel oil, or used oil.

3.9 Used Oil Fuel Specifications

In accordance with 40 CFR 279.11, with the exception of total halogens which are limited to 1,000 ppm, used oil burned for energy recovery shall not exceed any of the allowable levels listed in Table 3.1.

Table 3.1 40 CFR 279.11 - USED OIL SPECIFICATIONS¹

Constituent/Property	Allowable Level
Arsenic	5 ppm
Cadmium	2 ppm
Chromium	10 ppm
Lead	100 ppm
Sulfur	5,000 ppm (0.5% by weight)
Flash Point	A minimum of 100 °F
Total Halogens ²	4,000 ppm
PCBs ³	< 2 ppm

1 The specification does not apply to mixtures of used oil and hazardous waste that continue to be regulated as hazardous waste (see 40 CFR 279.10(b)).

2 Used oil containing more than 1,000 parts per million (ppm) total halogens is presumed to be a hazardous waste under the rebuttable presumption provided under § 279.10(b)(1). Such used oil is subject to subpart H of part 266 of this chapter rather than 40 CFR 279 when burned for energy recovery unless the presumption of mixing can be successfully rebutted (see § 279.11).

3 Applicable standards for the burning of used oil containing PCB are imposed by 40 CFR 761.20(e).

3.10 Fuel Oil and Used Oil Sulfur Content Limit

- No ASTM Grade 2 fuel oil containing sulfur in excess of 0.5% by weight shall be burned in the hot-mix asphalt drum dryer.
- No used oil fuel containing sulfur in excess of 0.5% by weight shall be burned in the hot-mix asphalt drum dryer.

3.11 Hot-Mix Asphalt Production Limits

- The production rate of the hot-mix asphalt plant shall not exceed a maximum hourly rate of 187 T/hr, a maximum daily rate of 2,992 T/day, and a maximum of 1,477,036 tons of hot mix asphalt per any consecutive 12-month period when operating in any attainment or unclassifiable area and firing on ASTM Grade 2 fuel oil.

[8/20/2015]

- The permittee shall comply with section 4 of this permit when operating in any PM₁₀ nonattainment area or proposed PM₁₀ area.
- The production rate of the hot-mix asphalt plant shall not exceed a maximum hourly rate of 187 T/hr, a maximum daily rate of 2,478 T/day, and a maximum of 1,212,923 tons of hot-mix asphalt per any consecutive 12 month period when operating in any attainment or unclassifiable area and firing on used oil.

[8/20/2015]

3.12 Air Stagnation Advisory Days

No operation of the hot-mix asphalt plant shall occur during days of Air Stagnation Advisory.

3.13 Monitoring Equipment

The permittee shall install, calibrate, maintain, and operate, in accordance with manufacturer's specification, equipment to continuously measure the pressure differential across the scrubber.

A scrubbing media flowrate monitor is required for the wet scrubber that is used to control some or all of the emissions from the hot-mix asphalt plant.

3.14 Operations and Maintenance Manual Requirements

Within 60 days of the issuance of this permit, the permittee shall have developed an Operations and Maintenance (O&M) Manual for the wet scrubber which describes the procedures that will be followed to comply with General Provision 5.2 and the wet scrubber requirements contained in this permit. The manual shall remain on-site at all times and shall be available to DEQ representatives upon request.

3.15 Pressure Drop Across Air Pollution Control Devices

The pressure drop across the wet scrubber shall be maintained within the manufacturers and O&M manual's specifications. Documentation of both the manufacturer's and O&M manual's operating pressure drop specifications shall remain on-site at all times and shall be available to DEQ representatives upon request.

3.16 Collocation

This hot-mix asphalt plant shall not collocate with any other hot-mix asphalt plant.

Monitoring and Record Keeping Requirements

3.17 Operating Parameters

The following parameters shall be monitored and recorded. Records of this information shall remain on site for the most recent two-year period and shall be made available to DEQ representatives upon request:

- Pressure drop across the scrubber once per day when the drum dryer is operating
- Scrubbing media flowrate to the scrubber once per day when the drum dryer is operating.

Hot-mix asphalt production as follows when the dryer burner fuel is used oil:

- Tons of asphalt produced per 24-hour period (T/day);
- Tons of asphalt produced per calendar month (T/mo);
- Tons of asphalt produced per 12-month rolling total (T/yr).

Hot-mix asphalt production as follows when the dryer burner fuel is any other allowable fuel than used oil:

- Tons of asphalt produced per 24-hour period (T/day);
- Tons of asphalt produced per calendar month (T/mo);
- Tons of asphalt produced per 12-month rolling total (T/yr).

3.18 Monitoring Requirement

The permittee shall monitor and record both the water pressure to the scrubber, in pounds per square inch (psi), and the scrubber water flow rate, in gallons per minute (gpm), concurrently at least once during each operating day in 2015 to attain data to develop a correlation curve between the scrubber water pressure and scrubber water flowrate. The correlation curve shall be added to the plant Operations and Maintenance manual prior to operating the plant in calendar year 2016.

[8/20/2015]

3.19 Reasonable Control Measures

The permittee shall monitor and record, during operation, the periodic method(s) used to reasonably control emissions from this facility. The records shall include the type of control used (i.e., water, environmentally safe chemical dust suppressants, etc.), as well as the circumstances under which no controls are used. The most recent two years' compilation of data shall be kept on-site and be available to DEQ representatives upon request.

3.20 Performance Testing Requirements

The permittee shall perform tests to demonstrate compliance with the following PM standards set forth in 40 CFR 60.92 (a)(1) and (2), respectively, for any affected facility, any gases which:

- Contain PM in excess of 0.04 gr/dscf
- Exhibit 20% opacity or greater

Each performance test shall be conducted on the hot-mix asphalt plant under worst-case normal operating conditions in accordance with IDAPA 58.01.01.157 and General Provision 5.6 of this permit. The following shall be monitored and recorded during the performance tests:

- The hourly production rate of the hot-mix asphalt plant expressed as tons per hour;
- The pressure drop across the scrubber;
- Scrubbing media flow rate;
- The visible emissions observed during the performance tests; and
- Fuel type used in the drum dryer burner during the test.

Performance testing must occur no less than every five years following the date of the most recent performance test.

3.21 Performance Test Documentation

The permittee shall maintain a copy of the performance test results and all test data for the most recently conducted stack test performed on this asphalt plant. This report shall be made available to DEQ request.

3.22 Used Oil Fuel Certification

The permittee shall demonstrate compliance with the used oil fuel specifications in Permit Condition 3.9 by obtaining a used oil fuel certification from the used oil fuel supplier on an as-received basis or by having the fuel analyzed by a qualified laboratory. The certification shall include the following information:

- The name and address of the used oil supplier;
- The measured concentration, expressed as ppm, of each constituent listed in Table 3.1;
- The flash point of the used oil expressed as degrees Fahrenheit;
- The analytical method or methods used to determine the concentration of each constituent and property (flash point) listed in Table 3.1;
- The date and location of each sample; and
- The date of each certification analysis.

Records of each certification shall remain on site for the most recent two-year period and shall be made available to DEQ representatives upon request.

3.23 Sulfur Content Monitoring

The permittee shall maintain purchase records or equivalent from the supplier that show the sulfur content of the fuel oil and used oil delivered to the facility on an as-received basis. Records of this information shall remain on site for the most recent two-year period and shall be made available to DEQ representatives upon request.

Reporting Requirements

3.24 Relocation

At least ten days prior to relocation of any equipment covered by this permit, the permittee shall report to DEQ, on relocation forms supplied by DEQ, the following information:

- Exact location of the new site of operations;
- Start-up date at the new site of operations and the duration of operations at the new site; equipment to be used at the new location; and
- A scaled plot plan clearly showing the property boundary of the new site.

3.25 Certification of Documents

All documents, including, but not limited to, application forms for Permits to Construct, monitoring data, supporting information, requests for confidential treatment, testing reports, or compliance certifications submitted to the DEQ shall contain a certification by a responsible official in accordance with IDAP A 58.01.01.123. 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.

3.26 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 DEQ in accordance with IDAPA 58.01.01.157.01.a.

3.27 Performance Test Report

In accordance with IDAPA 58.01.01.157.04, the permittee shall submit a written report of the performance test results to DEQ within 60 days of completion of the test.

4 Operations in PM10 Nonattainment Areas

The permittee shall comply with the following conditions when the portable hot-mix asphalt plant is operated in any PM10 nonattainment area or proposed PM10 nonattainment area.

- 4.1** The production rate of the hot-mix asphalt plant shall not exceed a maximum of 1,006 tons of hot-mix asphalt per day or a maximum of 367,241 tons per any consecutive 12-month period.
- 4.2** The facility shall not operate in the Sandpoint PM₁₀ nonattainment area.
- 4.3** The permittee shall monitor and report in accordance with Permit Conditions 3.17 through 3.27 of this permit.

5 Permit to Construct General Provisions

General Compliance

5.1 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, the “Rules for the Control of Air Pollution in Idaho,” and the Environmental Protection and Health Act (Idaho Code §39-101, et seq.)

[Idaho Code §39-101, et seq.]

5.2 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.

[IDAPA 58.01.01.211, 5/1/94]

5.3 Nothing in this permit is intended to relieve or exempt the permittee from the responsibility to comply with all applicable local, state, or federal statutes, rules, and regulations.

[IDAPA 58.01.01.212.01, 5/1/94]

Inspection and Entry

5.4 Upon presentation of credentials, the permittee shall allow DEQ or an authorized representative of DEQ to do the following:

- Enter upon the permittee’s premises where an emissions source is located, emissions-related activity is conducted, or where records are kept under conditions of this permit;
- Have access to and copy, at reasonable times, any records that are kept under the conditions of this permit;
- Inspect at reasonable times any facilities, equipment (including monitoring and air pollution control equipment), practices, or operations regulated or required under this permit; and
- As authorized by the Idaho Environmental Protection and Health Act, sample or monitor, at reasonable times, substances or parameters for the purpose of determining or ensuring compliance with this permit or applicable requirements.

[Idaho Code §39-108]

Construction and Operation Notification

5.5 This permit shall expire if construction has not begun within two years of its issue date, or if construction is suspended for one year.

[IDAPA 58.01.01.211.02, 5/1/94]

5.6 The permittee shall furnish DEQ written notifications as follows:

- A notification of the date of initiation of construction, within five working days after occurrence; except in the case where pre-permit construction approval has been granted then notification shall be made within five working days after occurrence or within five working days after permit issuance whichever is later;
- A notification of the date of any suspension of construction, if such suspension lasts for one year or more;
- A notification of the anticipated date of initial start-up of the stationary source or facility not more than sixty days or less than thirty days prior to such date; and
- A notification of the actual date of initial start-up of the stationary source or facility within fifteen days after such date; and
- A notification of the initial date of achieving the maximum production rate, within five working days after occurrence - production rate and date.

[IDAPA 58.01.01.211.03, 5/1/94]

Performance Testing

5.7 If performance testing (air emissions source test) is required by this permit, the permittee shall provide notice of intent to test to DEQ at least 15 days prior to the scheduled test date or shorter time period as approved by DEQ. DEQ may, at its option, have an observer present at any emissions tests conducted on a source. DEQ requests that such testing not be performed on weekends or state holidays.

5.8 All performance testing shall be conducted in accordance with the procedures in IDAPA 58.01.01.157. Without prior DEQ approval, any alternative testing is conducted solely at the permittee's risk. If the permittee fails to obtain prior written approval by DEQ for any testing deviations, DEQ may determine that the testing does not satisfy the testing requirements. Therefore, at least 30 days prior to conducting any performance test, the permittee is encouraged to submit a performance test protocol to DEQ for approval. The written protocol shall include a description of the test method(s) to be used, an explanation of any or unusual circumstances regarding the proposed test, and the proposed test schedule for conducting and reporting the test.

5.9 Within 60 days following the date in which a performance test required by this permit is concluded, the permittee shall submit to DEQ a performance test report. The written report shall include a description of the process, identification of the test method(s) used, equipment used, all process operating data collected during the test period, and test results, as well as raw test data and associated documentation, including any approved test protocol.

[IDAPA 58.01.01.157, 4/5/00 and 4/11/15]

Monitoring and Recordkeeping

- 5.10** The permittee shall maintain sufficient records to ensure compliance with all of the terms and conditions of this permit. Monitoring records shall include, but not be limited to, the following: (a) the date, place, and times of sampling or measurements; (b) the date analyses were performed; (c) the company or entity that performed the analyses; (d) the analytical techniques or methods used; (e) the results of such analyses; and (f) the operating conditions existing at the time of sampling or measurement. All monitoring records and support information shall be retained for a period of at least five years from the date of the monitoring sample, measurement, report, or application. Supporting information includes, but is not limited to, all calibration and maintenance records, all original strip-chart recordings for continuous monitoring instrumentation, and copies of all reports required by this permit. All records required to be maintained by this permit shall be made available in either hard copy or electronic format to DEQ representatives upon request.

[IDAPA 58.01.01.211, 5/1/94]

Excess Emissions

- 5.11** The permittee shall comply with the procedures and requirements of IDAPA 58.01.01.130–136 for excess emissions due to start-up, shut-down, scheduled maintenance, safety measures, upsets, and breakdowns.

[IDAPA 58.01.01.130–136, 4/5/00]

Certification

- 5.12** All documents submitted to DEQ—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.

[IDAPA 58.01.01.123, 5/1/94]

False Statements

- 5.13** No person shall knowingly make any false statement, representation, or certification in any form, notice, or report required under this permit or any applicable rule or order in force pursuant thereto.

[IDAPA 58.01.01.125, 3/23/98]

Tampering

- 5.14** No person shall knowingly render inaccurate any monitoring device or method required under this permit or any applicable rule or order in force pursuant thereto.

[IDAPA 58.01.01.126, 3/23/98]

Transferability

- 5.15** This permit is transferable in accordance with procedures listed in IDAPA 58.01.01.209.06.

[IDAPA 58.01.01.209.06, 4/11/06]

Severability

5.16 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.

[IDAPA 58.01.01.211, 5/1/94]