

STATE OF MISSISSIPPI AIR POLLUTION CONTROL PERMIT

TO CONSTRUCT AIR EMISSIONS EQUIPMENT

THIS CERTIFIES THAT

Southern Aggregates, LLC – Plant 29
708 River Bend Road
Columbia, Marion County, Mississippi

has been granted permission to construct air emissions equipment to comply with the emission limitations, monitoring requirements and other conditions set forth herein. This permit is issued in accordance with the provisions of the Mississippi Air and Water Pollution Control Law (Section 49-17-1 et. seq., Mississippi Code of 1972), and the regulations and standards adopted and promulgated thereunder.

MISSISSIPPI ENVIRONMENTAL QUALITY PERMIT BOARD

Krystal Rudolph

AUTHORIZED SIGNATURE

MISSISSIPPI DEPARTMENT OF ENVIRONMENTAL QUALITY

Issued: September 16, 2020

Permit No.: 1740-00056

SECTION 1

A. GENERAL CONDITIONS

1. This permit is for air pollution control purposes only.

(Ref.: 11 Miss. Admin. Code Pt. 2, R. 2.1.D.)
2. Any activities not identified in the application are not authorized by this permit.

(Ref.: Miss. Code Ann. 49-17-29 1.b)
3. The knowing submittal of a permit application with false information may serve as the basis for the Permit Board to void the permit issued pursuant thereto or subject the applicant to penalties for operating without a valid permit pursuant to State Law.

(Ref.: 11 Miss. Admin. Code Pt. 2, R. 2.2.B(5).)
4. It is the responsibility of the applicant/permittee to obtain all other approvals, permits, clearances, easements, agreements, etc., which may be required including, but not limited to, all required local government zoning approvals or permits.

(Ref.: 11 Miss. Admin. Code Pt. 2, R. 2.1.D(6).)
5. The issuance of a permit does not release the permittee from liability for constructing or operating air emissions equipment in violation of any applicable statute, rule, or regulation of state or federal environmental authorities.

(Ref.: 11 Miss. Admin. Code Pt. 2, R. 2.2.B(7).)
6. 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 the permit, unless halting or reducing activity would create an imminent and substantial endangerment threatening the public health and safety of the lives and property of the people of this state.

(Ref.: 11 Miss. Admin. Code Pt. 2, R. 2.2.B(15)(a).)
7. The permit and/or any part thereof may be modified, revoked, reopened, and reissued, or terminated for cause. Sufficient cause for a permit to be reopened shall exist when an air emissions stationary source becomes subject to Title V. 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.

(Ref.: 11 Miss. Admin. Code Pt. 2, R. 2.2.B(15)(b).)

8. The permit does not convey any property rights of any sort, or any exclusive privilege.

(Ref.: 11 Miss. Admin. Code Pt. 2, R. 2.2.B(15)(c).)

9. The permittee shall furnish to the MDEQ within a reasonable time any information the MDEQ 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 MDEQ copies of records required to be kept by the permit or, for information claimed to be confidential, the permittee shall furnish such records to the MDEQ along with a claim of confidentiality. The permittee may furnish such records directly to the Administrator along with a claim of confidentiality.

(Ref.: 11 Miss. Admin. Code Pt. 2, R. 2.2.B(15)(d).)

10. *Design and Construction Requirements:* The stationary source shall be designed and constructed so as to operate without causing a violation of an Applicable Rules and Regulations, without interfering with the attainment and maintenance of State and National Ambient Air Quality Standards (NAAQS), and such that the emission of air toxics does not result in an ambient concentration sufficient to adversely affect human health and well-being or unreasonably and adversely affect plant or animal life beyond the stationary source boundaries.

(Ref.: 11 Miss. Admin. Code Pt. 2, R. 2.5.A.)

11. *Solids Removal:* The necessary facilities shall be constructed so that solids removed in the course of control of air emissions may be disposed of in a manner such as to prevent the solids from becoming windborne and to prevent the materials from entering State waters without the proper environmental permits.

(Ref.: Miss. Code Ann. 49-17-29)

12. *Diversion and Bypass of Air Pollution Controls:* The air pollution control facilities shall be constructed such that diversion from or bypass of collection and control facilities is not needed except as provided for in Mississippi Administrative Code, Title 11, Part 2, Chapter 1, Rule 1.10 – “*Provisions for Upsets, Start-Ups, and Shutdowns*”.

(Ref.: 11 Miss. Admin. Code Pt. 2, R. 1.10.)

13. *Fugitive Dust Emissions from Construction Activities:* The construction of the stationary source shall be performed in such a manner so as to reduce fugitive dust emissions from construction activities to a minimum.

(Ref.: 11 Miss. Admin. Code Pt. 2, R. 2.5.A(4).)

14. *Right of Entry:* The permittee shall allow the Mississippi Department of Environmental Quality Office of Pollution Control and the Mississippi Environmental Quality Permit Board and/or their representatives upon presentation of credentials:
- (a) To enter upon the permittee's premises where an air emission source is located or in which any records are required to be kept under the terms and conditions of this permit; and
 - (b) 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 equipment or monitoring method required in this permit; and to sample any air emissions.

(Ref.: Miss. Code Ann. 49-17-21)

15. *Permit Modification or Revocation:* After notice and opportunity for a hearing, the Permit Board may modify the permit or revoke it in whole or in part for good cause shown including, but not limited to:
- (a) Persistent violation of any of the terms or conditions of this permit;
 - (b) Obtaining this permit by misrepresentation or failure to disclose fully all relevant facts; or
 - (c) A change in federal, state, or local laws or regulations that require either a temporary or permanent reduction or elimination of previously authorized air emission.

(Ref.: 11 Miss. Admin. Code Pt. 2, R. 2.2.C.)

16. *Public Record and Confidential Information:* Except for data determined to be confidential under the Mississippi Air & Water Pollution Control Law, all reports prepared in accordance with the terms of this permit shall be available for public inspection at the offices of the Mississippi Department of Environmental Quality, Office of Pollution Control.

(Ref.: Miss. Code Ann. 49-17-39)

17. *Permit Transfer:* This permit shall not be transferred except upon approval of the Permit Board.

(Ref.: 11 Miss. Admin. Code Pt. 2, R. 2.16.B.)

18. *Severability:* The provisions of this permit are severable. If any provision of the permit, or the application of any provision of the permit to any circumstances, is challenged or held invalid, the validity of the remaining permit provisions and/or portions thereof or their application to other persons or sets of circumstances, shall not be affected thereby.

(Ref.: 11 Miss. Admin. Code Pt. 2, R. 2.1.D(7).)

19. *Permit Expiration:* The permit to construct will expire if construction does not begin within eighteen (18) months from the date of issuance or if construction is suspended for eighteen (18) months or more.

(Ref.: 11 Miss. Admin. Code Pt. 2, R. 2.5.C(1).)

20. *Certification of Construction:* A new stationary source issued a Permit to Construct cannot begin operation until certification of construction by the permittee.

(Ref.: 11 Miss. Admin. Code Pt. 2, R. 2.5.D(3).)

21. *Beginning Operation:* Except as prohibited in Section 1 – Condition 24 of this permit, after certification of construction by the permittee, the Permit to Construct shall be deemed to satisfy the requirement for a permit to operate until the date the application for issuance or modification of the Title V Permit or the application for issuance or modification of the State Permit to Operate, whichever is applicable, is due. This provision is not applicable to a source excluded from the requirement for a permit to operate as provided by Mississippi Administrative Code, Title 11, Part 2, Chapter 2, Rule 2.13.G.

(Ref.: 11 Miss. Admin. Code Pt. 2, R. 2.5.D(4).)

22. *Application for a Permit to Operate:* Except as otherwise specified in Section 1 – Condition 24 of this permit, the application for issuance or modification of the State Permit to Operate or the Title V Permit, whichever is applicable, is due twelve (12) months after beginning operation or such earlier date or time as specified in the Permit to Construct. The Permit Board may specify an earlier date or time for submittal of the application. Beginning operation will be assumed to occur upon certification of construction, unless the permittee specifies differently in writing.

(Ref.: 11 Miss. Admin. Code Pt. 2, R. 2.5.D(5).)

23. *Operating Under a Permit to Construct:* Except as otherwise specified in Section 1, Condition 24 of this permit, upon submittal of a timely and complete application for issuance or modification of a State Permit to Operate or a Title V Permit, whichever is applicable, the applicant may continue to operate under the terms and conditions of the Permit to Construct and in compliance with the submitted application until the Permit Board issues, modifies, or denies the Permit to Operate.

(Ref.: 11 Miss. Admin. Code Pt. 2, R. 2.5.D(6).)

24. *Application Requirements for a Permit to Operate for Moderate Modifications:* For moderate modifications that require contemporaneous enforceable emissions reductions from more than one emission point in order to “net” out of Prevention of Significant

Deterioration / New Source Review (PSD / NSR), the applicable Title V Permit to Operate or State Permit to Operate must be modified prior to beginning operation of the modified facilities.

(Ref.: 11 Miss. Admin. Code Pt. 2, R. 2.5.D(7).)

25. *General Duty:* All air emission equipment shall be operated as efficiently as possible to provide the maximum reduction of air contaminants.

(Ref.: 11 Miss. Admin. Code Pt. 2, R. 2.2.B(10).)

26. *Deviation Reporting:* Except as otherwise specified herein, the permittee shall report all deviations from permit requirements, including those attributable to upsets, the probable cause of such deviations, and any corrective actions or preventive measures taken. Said report shall be made within five (5) working days of the time the deviation began.

(Ref.: 11 Miss. Admin. Code Pt. 2, R. 2.2.B(10).)

27. *Compliance Testing:* Regarding compliance testing:

- (a) The results of any emissions sampling and analysis shall be expressed both in units consistent with the standards set forth in any Applicable Rules and Regulations or this permit and in units of mass per time.
- (b) Compliance testing will be performed at the expense of the permittee.
- (c) Each emission sampling and analysis report shall include but not be limited to the following:
 - (1) Detailed description of testing procedures;
 - (2) Sample calculation(s);
 - (3) Results; and
 - (4) Comparison of results to all Applicable Rules and Regulations and to emission limitations in the permit.

(Ref.: 11 Miss. Admin. Code Pt. 2, R. 2.6.B(3), (4), and (6).)

**SECTION 2
 EMISSION POINT DESCRIPTION**

The permittee is authorized to construct and operate, upon certification of construction, air emissions equipment, as described in the following table:

Emission Point	Description
AA-100	Facility-Wide (Southern Aggregates, LLC – Plant 29)
AA-001	665 HP (496 kW) Diesel-Fired Non-Emergency Dredge Engine [Max. Heat Input: 1.69 MMBTU / Hour; reconstructed in 2014]
AA-002	430 HP (321 kW) Diesel-Fired Non-Emergency Dredge Engine [Max. Heat Input: 1.09 MMBTU / Hour; reconstructed in 2014]
AA-003	330 HP (246 kW) Diesel-Fired Non-Emergency Generator Engine [Max. Heat Input: 0.84 MMBTU / Hour; reconstructed in 2014]
AA-004	300 HP (224 kW) Diesel-Fired Non-Emergency Water Pump Engine [Max. Heat Input: 0.76 MMBTU / Hour; reconstructed in 2014]
AA-005	30 HP (22 kW) Diesel-Fired Non-Emergency Fuel Pump Engine [Max Heat Input: 0.08 MMBTU / Hour; manufactured in 2011 and modified in 2018]
AA-006	12,000-Gallon Aboveground Diesel Storage Tank
AA-007	Unpaved Haul Roads [<i>Fugitive</i>]

SECTION 3 EMISSION LIMITATIONS AND STANDARDS

Emission Point(s)	Applicable Requirement(s)	Condition Number	Pollutant(s) / Parameter(s)	Limitation(s) / Standard(s)
AA-100	11 Miss. Admin. Code Pt. 2, R. 1.3.A.	3.1	Opacity	40%
	11 Miss. Admin. Code Pt. 2, R. 1.3.B.	3.2		
	11 Miss. Admin. Code Pt. 2, R. 1.3.C.	3.3	PM	General Nuisance Clause
AA-001 through AA-005	11 Miss. Admin. Code Pt. 2, R. 1.3.D.(1)(a).	3.4	PM	0.6 Pounds / MMBTU per Hour
	11 Miss. Admin. Code Pt. 2, R. 1.4.B.(1).	3.5	SO ₂	500 Parts Per Million (By Volume)
	40 CFR Part 60, Subpart III – Standards of Performance for Stationary Compression Ignition Combustion Engines 40 CFR 60.4200(3); Subpart III 40 CFR Part 63, Subpart ZZZZ – National Emissions Standards for Hazardous Air Pollutants for Stationary Reciprocating Internal Combustion Engines 40 CFR 63.6590(c)(1); Subpart ZZZZ	3.6	NO _x NMHC PM CO Opacity (Smoke)	General Applicability
	40 CFR 60.4207(b); Subpart III	3.7	Fuel Requirement	15 ppm Sulfur Content (Max.) 40 Cetane Index (Min.) or 35% Aromatic Content (Max. – By Volume)
AA-001 through AA-004	40 CFR 60.4201(a), 60.4204(b) and (e), and 60.4206; Subpart III 40 CFR Part 1039 – Control of Emissions from New and In-Use Nonroad Compression-Ignition 40 CFR 1039.102(b) – Table 6; Subpart B	3.8	NO _x	0.40 Grams / Kilowatt-Hour
			NMHC	0.19 Grams / Kilowatt-Hour
			PM	0.02 Grams / Kilowatt-Hour
			CO	3.5 Grams / Kilowatt-Hour

Emission Point(s)	Applicable Requirement(s)	Condition Number	Pollutant(s) / Parameter(s)	Limitation(s) / Standard(s)
AA-005	40 CFR 60.4201(a), 60.4204(b) and (e), and 60.4206; Subpart III	3.9	NO _x + NMHC	7.5 Grams / Kilowatt-Hour
	40 CFR Part 1039 – Control of Emissions from New and In-Use Nonroad Compression-Ignition		PM	0.30 Grams / Kilowatt-Hour
	40 CFR 1039.102(b) – Table 2; Subpart B		CO	5.5 Grams / Kilowatt-Hour

3.1 For Emission Point AA-100 (Facility-Wide), except as otherwise specified herein, the permittee shall not cause or allow the emission of smoke from a point source into the open air that exceeds forty percent (40%) opacity from any process on-site.

Start-up operations may produce emissions that exceed 40% opacity for up to fifteen (15) minutes per start-up in any one hour and not to exceed three (3) start-ups per stack in any twenty-four (24) hour period.

(Ref.: 11 Miss. Admin. Code Pt. 2, R. 1.3.A.)

3.2 For Emission Point AA-100 (Facility-Wide), unless otherwise specified herein, the permittee shall not discharge into the ambient (from any point source) any air contaminant of such opacity as to obscure an observer’s view to a degree in excess of forty percent (40%) opacity. This shall not apply to vision obscuration caused by uncombined water droplets.

(Ref.: 11 Miss. Admin. Code Pt. 2, R. 1.3.B.)

3.3 For Emission Point AA-100 (Facility-Wide), the permittee shall not cause or allow the emission of particles or any contaminants in sufficient amounts or of such duration from any process as to be injurious to humans, animals, plants, or property, or to be a public nuisance, or create a condition of air pollution.

Additionally, the permittee shall not cause the handling, transporting, or storage of any material in a manner, which allows or may allow unnecessary amounts of particulate matter to become airborne.

When dust, fumes, gases, mist, odorous matter, vapors, or any combination thereof escape from a building or equipment in such a manner and amount as to cause a nuisance to property other than that from which it originated or to violate any other provision of this regulation, the MDEQ may order such corrected in a way that all air and gases or air and gas-borne material leaving the building or equipment are controlled or removed prior to discharge to the open air.

(Ref.: 11 Miss. Admin. Code Pt. 2, R. 1.3.C.)

- 3.4 For Emission Points AA-001 through AA-005, except as otherwise specified or limited herein, the maximum emission of ash and/or particulate matter (PM) from each engine shall not exceed 0.6 pounds per MMBTU per hour heat input.

(Ref.: 11 Miss. Admin. Code Pt. 2, R. 1.3.D.(1)(a).)

- 3.5 For Emission Points AA-001 through AA-005, except as otherwise provided herein, the permittee shall not cause the emission of gas containing sulfur oxides (measured as sulfur dioxide or SO₂) in excess of 500 parts per million by volume (ppmv).

(Ref.: 11 Miss. Admin. Code Pt. 2, R. 1.4.B.(1).)

- 3.6 Emission Points AA-001 through AA-005 are subject to and shall comply with the applicable requirements found in 40 CFR Part 60, Subpart III – Standards of Performance for Stationary Compression Ignition Internal Combustion Engines.

By complying with the applicable requirements of Subpart III, the permittee shall be demonstrating compliance with 40 CFR Part 63, Subpart ZZZZ – National Emission Standards for Hazardous Air Pollutants for Stationary Reciprocating Internal Combustion Engines.

(Ref.: 40 CFR 60.4200(a)(3); Subpart III and 40 CFR 63.6590(c)(1); Subpart ZZZZ)

- 3.7 For Emission Points AA-001 through AA-005, the permittee shall only combust diesel fuel within each engine that meet the following requirements (on a per-gallon basis):

- (a) A maximum sulfur content of fifteen (15) ppm; and
- (b) A minimum cetane index of forty (40) or a maximum aromatic content of thirty-five (35) volume percent.

(Ref.: 40 CFR 60.4207(b); Subpart III)

- 3.8 For Emission Points AA-001 and AA-004, the permittee shall comply with the following emission standards for each engine:

- (a) Nitrogen Oxides (NO_x): 0.40 grams per kilowatt-hour;
- (b) Non-methane Hydrocarbons (NMHC): 0.19 grams per kilowatt-hour;
- (c) Particulate Matter (PM): 0.02 grams per kilowatt-hour; and
- (d) Carbon Monoxide (CO): 3.5 grams per kilowatt-hour.

The permittee shall operate and maintain each engine in such a manner to achieve the referenced emission standards over the entire life of the engine.

(Ref.: 40 CFR 60.4201(a), 60.4204(b) and (e), and 60.4206; Subpart III)

(Ref.: 40 CFR 1039.102(b) – Table 6, Subpart B)

3.9 For Emission Point AA-005, the permittee shall comply with the following emission standards:

- (a) Nitrogen Oxides + Non-methane Hydrocarbons (NO_x + NMHC): 7.5 grams per kilowatt-hour;
- (b) Particulate Matter (PM): 0.30 grams per kilowatt-hour; and
- (c) Carbon Monoxide (CO): 5.5 grams per kilowatt-hour.

Additionally, the permittee shall not discharge into the atmosphere any smoke exhaust that exceeds the following opacity standards:

- (d) Twenty percent (20%) during the acceleration mode;
- (e) Fifteen percent (15%) during the lugging mode; and
- (f) Fifty percent (50%) during the peaks in either the acceleration or lugging modes.

The permittee shall operate and maintain the engine in such a manner to achieve the referenced emission standards over the entire life of the engine.

(Ref.: 40 CFR 60.4201(a), 60.4204(b) and (e), and 60.4206; Subpart III)

(Ref.: 40 CFR 1039.102(b) – Table 2 and 1039.105(b); Subpart B)

**SECTION 4
 WORK PRACTICE STANDARDS**

Emission Point(s)	Applicable Requirement(s)	Condition Number	Pollutant(s) / Parameter(s)	Work Practice Standard(s)
AA-001 AA-002 AA-003	40 CFR 60.4211(a); Subpart IIII	4.1	NO _x NMHC NO _x + NMHC CO PM	Perform Specific Work Practices

4.1 For Emission Points AA-001 through AA-003, the permittee shall demonstrate compliance with the applicable emission standards outlined in Conditions 3.8 and 3.9 by doing the following work practices:

- (a) Operate and maintain each engine and control device (if any) according to the manufacturer’s emission-related written instructions;
- (b) Change only those emission-related settings that are permitted by the manufacturer; and
- (c) Meet the requirements of 40 CFR Part 89, 94, and/or 1068 (as applicable).

(Ref.: 40 CFR 60.4211(a); Subpart IIII)

SECTION 5 MONITORING AND RECORDKEEPING REQUIREMENTS

Emission Point(s)	Applicable Requirement(s)	Condition Number	Pollutant(s) / Parameter(s)	Monitoring / Recordkeeping Requirement(s)
AA-001 through AA-005	40 CFR 60.4211(e); Subpart IIII	5.1	NO _x NMHC	Demonstrate Initial Compliance with Applicable Emission Standards
	40 CFR 60.4211(g)(1) and (2); Subpart IIII	5.2	NO _x + NMHC CO PM	Conduct Compliance Demonstration Measures if Engine Not Operated in Accordance to Manufacturer's Instructions
	11 Miss. Admin. Code Pt. 2, R. 2.2.B.(11).	5.3	Sulfur Content Cetane Index or Aromatic Content	Maintain Fuel Specification Records

5.1 For Emission Points AA-001 through AA-005, the permittee shall demonstrate initial compliance with the applicable emission standards specified in Conditions 3.8 and 3.9 in accordance with one of the following methods:

- (a) Maintain documentation that indicates the purchase, or otherwise operation, of an engine certified to applicable emission standards; or
- (b) Conduct an initial performance test in accordance with the requirements outlined in 40 CFR 60.4212; Subpart IIII no later than sixty (60) days after the engine commences operation.

(Ref.: 40 CFR 60.4211(e); Subpart IIII)

5.2 For Emission Points AA-001 through AA-005, if the permittee does not operate and maintain each engine according to the manufacturer's emission-related written instructions or the permittee changes emission-related settings in a way that is not permitted by the manufacturer, the permittee shall demonstrate compliance through the following measures (as applicable):

- (a) The permittee shall keep a maintenance plan and records of any conducted maintenance. The permittee shall maintain (to the extent practicable) and operate each engine in a manner consistent with good air pollution control practice for minimizing emissions.
- (b) For Emission Points AA-001 through AA-004, in addition to the actions outlined in Part (a) of this condition, the permittee shall conduct an initial performance test to demonstrate compliance with the emission standards specified in Condition 3.8 within one (1) year of engine start-up or within one (1) year of the following actions:

- (1) The engine is no longer installed, configured, operated, and maintained in accordance with the manufacturer's emission-related written instructions; or
 - (2) The permittee changes emission-related settings in a way that is not permitted by the manufacturer.
- (c) For Emission Point AA-003, in addition to the actions outlined in Part (a) of this condition, the permittee shall conduct an initial performance test to demonstrate compliance with the emission standards specified in Condition 3.9 within one (1) year of the following actions:
- (1) The permittee does not install or configure the engine according to the manufacturer's emission-related written instructions; or
 - (2) The permittee changes emission-related settings in a way that is not permitted by the manufacturer.

(Ref.: 40 CFR 60.4211(g)(1) and (2); Subpart III)

- 5.3 For Emission Points AA-001 through AA-005, the permittee shall maintain documentation that demonstrates diesel combusted in an engine complies with the requirements outlined in Condition 3.7.

(Ref.: 11 Miss. Admin. Code Pt. 2, R. 2.2.B.(11).)

SECTION 6 REPORTING REQUIREMENTS

Emission Point(s)	Applicable Requirement(s)	Condition Number	Reporting Requirement(s)
AA-100	11 Miss. Admin. Code Pt. 2, R. 2.2.B.(11).	6.1	Submit Documents Certified by a Responsible Official
		6.2	Report a Deviation from Requirements Within Five (5) Days
	11 Miss. Admin. Code Pt. 2, R. 2.5.C.(2).	6.3	Submit a Notification on the Commencement of Construction
	11 Miss. Admin. Code Pt. 2, R. 2.5.C.(3).	6.4	Submit a Notification When Construction Does Not Begin Within 18 Months (As Applicable)
	11 Miss. Admin. Code Pt. 2, R. 2.5.D.(1). and (3).	6.5	Submit a Notification on the Completion of Construction
	11 Miss. Admin. Code Pt. 2, R. 2.5.D.(2).	6.6	Submit a Notification on a Change in Approved Construction Plans / Specifications
AA-001 through AA-005	11 Miss. Admin. Code Pt. 2, R. 2.2.B.(11).	6.7	Submit Documentation that Certifies an Engine Complies with Applicable Emission Standards
	11 Miss. Admin. Code Pt. 2, R. 2.6.B.(5).	6.8	Submit a Written Performance Test Protocol Submit a 10-Day Advance Notification for a Performance Testing Event
	11 Miss. Admin. Code Pt. 2, R. 2.2.B.(11).	6.9	Submit Performance Test Results

6.1 Any document required by this permit to be submitted to the MDEQ shall contain a certification signed by a Responsible Official (RO) that affirms, based on information and belief formed after reasonable inquiry, the statements and information in the document are true, accurate, and complete.

(Ref.: 11 Miss. Admin. Code Pt. 2, R. 2.2.B.(11).)

6.2 For Emission Point AA-100 (Facility-Wide), except as otherwise specified herein, the permittee shall report all deviations from permit requirements, including those attributable to upsets, the probable cause of such deviations, and any corrective action(s) and/or preventive measures taken. The report shall be submitted to the MDEQ within five (5) working days of the time the deviation began.

(Ref.: 11 Miss. Admin. Code Pt. 2, R. 2.2.B.(11).)

- 6.3 For Emission Point AA-100 (Facility-Wide), the permittee shall notify the MDEQ in writing that construction has begun no later than fifteen (15) days after actual construction commences.

(Ref.: 11 Miss. Admin. Code Pt. 2, R. 2.5.C.(2).)

- 6.4 For Emission Point AA-100 (Facility-Wide), the permittee shall notify the MDEQ in writing when construction does not begin within eighteen (18) months of issuance or if construction is suspended for 18 months or more.

(Ref.: 11 Miss. Admin. Code Pt. 2, R. 2.5.C.(3).)

- 6.5 For Emission Point AA-100 (Facility-Wide), upon the completion of construction / installation of all permitted emission sources and prior to commencing operation, the permittee shall notify the MDEQ in writing that construction / installation has been completed in accordance with the approved plans and specifications on file no later than fifteen (15) days after completing the actual construction / installation.

(Ref.: 11 Miss. Admin. Code Pt. 2, R. 2.5.D.(1). and (3).)

- 6.6 For Emission Point AA-100 (Facility-Wide), the MDEQ shall be promptly notified in writing of any change in construction from the previously approved plans and specifications or permit. If the MDEQ determines the changes are substantial, it may require the submission of a new application to construct with “*as built*” plans and specifications. Notwithstanding any provision herein to the contrary, the acceptance of an “*as built*” application shall not constitute a waiver of the right to seek compliance penalties pursuant to State Law.

(Ref.: 11 Miss. Admin. Code Pt. 2, R. 2.5.D.(2).)

- 6.7 For Emission Points AA-001 through AA-005, unless an initial performance test as outlined in Condition 5.1(b) must be conducted, the permittee shall submit documentation that certifies an engine complies with applicable emission standards as outlined in Condition 3.8 or 3.9 no later than fifteen (15) days after completing the actual construction / installation of all permitted emission sources.

(Ref.: 11 Miss. Admin. Code Pt. 2, R. 2.2.B.(11).)

- 6.8 For Emission Points AA-001 through AA-005, if a performance test as required by Condition 5.1(b) and/or Condition 5.2(b) – (c) must be conducted, the permittee shall submit a written protocol for a performance test that details the procedures and test methods to be implemented during the actual event no later than thirty (30) days prior to the intended date.

The permittee shall notify the MDEQ in writing at least ten (10) days prior to the intended testing date so that a representative from the MDEQ may be afforded the

opportunity to observe the stack testing.

If deemed necessary by the MDEQ, a conference may be required prior to the intended testing date to discuss the proposed test methods and procedures outlined in the written protocol.

(Ref.: 11 Miss. Admin. Code Pt. 2, R. 2.6.B.(5).)

- 6.9 For Emission Points AA-001 through AA-005, upon conducting a performance test, the permittee shall submit a report in accordance with Section 1 – Condition 27 that details the results of a test to the MDEQ no later than sixty (60) days after actual testing event.

(Ref.: 11 Miss. Admin. Code Pt. 2, R. 2.2.B.(11).)