



# ARKANSAS

## ENERGY & ENVIRONMENT

April 7, 2023

Via email to: murray.schwieger@cgb.com & First Class Mail

Murray Schwieger  
General Manager MTCT  
Consolidated Grain and Barge Co.  
896 S. Walker Avenue  
West Memphis, AR 72301

Re: Notice of Final Permitting Decision; Permit No. 2215-AR-2

Dear Mr. Schwieger,

After considering the application and other applicable materials as required by APC&EC Rule 8.211 and Ark. Code Ann. § 8-4-101 *et seq.*, this notice of final permitting decision is provided for:

Consolidated Grain and Barge Co.  
896 S. Walker Avenue  
West Memphis, AR 72301

Permit Number: 2215-AR-2

Permitting Decision: approval with permit conditions as set forth in final Permit No. 2215-AR-2

Accessing the Permitting Decision:

<https://www.adeq.state.ar.us/downloads/WebDatabases/PermitsOnline/Air/2215-AR-2.pdf>.

Accessing the Statement of Basis:

<https://www.adeq.state.ar.us/downloads/WebDatabases/PermitsOnline/Air/2215-AR-2-SOB.pdf>.

Rule 19.407(A) of the Arkansas Plan of Implementation for Air Pollution Control (SIP) and Rule 18.307(A) of the Arkansas Air Pollution Control Code do not require a public notice or public comment period for Administrative Amendments.

Sincerely,

A handwritten signature in blue ink, appearing to read 'Dw', followed by a long horizontal stroke.

David Witherow, P.E.

Associate Director, Office of Air Quality, Division of Environmental Quality  
5301 Northshore Drive, North Little Rock, AR 72118-5317

Enclosure: Certificate of Service

cc: [miranda.gerard@cgb.com](mailto:miranda.gerard@cgb.com)

**CERTIFICATE OF SERVICE**

I, Natasha Oates, hereby certify that the final permit decision notice has been mailed by first class mail to Consolidated Grain and Barge Co., 896 S. Walker Avenue, West Memphis, AR, 72301, on this 7th day of April, 2023.



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Natasha Oates, AA, Office of Air Quality



## **DIVISION OF ENVIRONMENTAL QUALITY**

# **MINOR SOURCE AIR PERMIT**

**PERMIT NUMBER:** 2215-AR-2

**IS ISSUED TO:**

Consolidated Grain and Barge Co.  
896 S. Walker Avenue  
West Memphis, AR 72301  
Crittenden County  
**AFIN:** 18-00881

THIS PERMIT IS THE ABOVE REFERENCED PERMITTEE'S AUTHORITY TO CONSTRUCT, MODIFY, OPERATE, AND/OR MAINTAIN THE EQUIPMENT AND/OR FACILITY IN THE MANNER AS SET FORTH IN THE DIVISION OF ENVIRONMENTAL QUALITY'S MINOR SOURCE AIR PERMIT AND THE APPLICATION. THIS PERMIT IS ISSUED PURSUANT TO THE PROVISIONS OF THE ARKANSAS WATER AND AIR POLLUTION CONTROL ACT (ARK. CODE ANN. § 8-4-101 *ET SEQ.*) AND THE RULES PROMULGATED THEREUNDER, AND IS SUBJECT TO ALL LIMITS AND CONDITIONS CONTAINED HEREIN.

**Signed:**

A handwritten signature in blue ink, appearing to read "Dw", is written over a horizontal line.

David Witherow, P.E.  
Associate Director, Office of Air Quality  
Division of Environmental Quality

April 7, 2023

Date

Consolidated Grain and Barge Co.

Permit #: 2215-AR-2

AFIN: 18-00881

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Consolidated Grain and Barge Co.

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#### List of Acronyms and Abbreviations

Ark. Code Ann.	Arkansas Code Annotated
AFIN	Arkansas DEQ Facility Identification Number
C.F.R.	Code of Federal Regulations
CO	Carbon Monoxide
COMS	Continuous Opacity Monitoring System
HAP	Hazardous Air Pollutant
Hp	Horsepower
lb/hr	Pound Per Hour
NESHAP	National Emission Standards (for) Hazardous Air Pollutants
No.	Number
NO <sub>x</sub>	Nitrogen Oxide
NSPS	New Source Performance Standards
PM	Particulate Matter
PM <sub>10</sub>	Particulate Matter Equal To Or Smaller Than Ten Microns
PM <sub>2.5</sub>	Particulate Matter Equal To Or Smaller Than 2.5 Microns
SO <sub>2</sub>	Sulfur Dioxide
Tpy	Tons Per Year
UTM	Universal Transverse Mercator
VOC	Volatile Organic Compound

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Section I: FACILITY INFORMATION

PERMITTEE: Consolidated Grain and Barge Co.

AFIN: 18-00881

PERMIT NUMBER: 2215-AR-2

FACILITY ADDRESS: 896 S. Walker Avenue  
West Memphis, AR 72301

MAILING ADDRESS: 896 S. Walker Avenue  
West Memphis, AR 72301

COUNTY: Crittenden County

CONTACT NAME: Murray Schwieger

CONTACT POSITION: General Manager MTCT

TELEPHONE NUMBER: (870) 514-5762

REVIEWING ENGINEER: Amanda Leamons

UTM North South (Y): Zone 15: 3891838.87 m

UTM East West (X): Zone 15: 759705.54 m

## Section II: INTRODUCTION

### Summary of Permit Activity

Consolidated Grain & Barge Co. (CGB) operates a barge loading facility located in West Memphis, Arkansas, at 896 S. Walker Ave. The facility has a total storage capacity of less than 2.5 million bushels and is not subject to the New Source Performance Standards (NSPS). The facility unloads grain from trucks and transfers products to barges and occasionally to trucks. With this permit revision CGB is requesting an increase in the annual truck loadout limit (SN-13) from 1,000,000 bushels to 2,000,000 bushels which will increase annual permitted emissions by 0.6 ton of PM and by 0.3 ton of PM<sub>10</sub>.

### Process Description

Consolidated Grain & Barge Co. (CGB) currently operates a barge loading facility on the Mississippi River in West Memphis. This facility unloads grain from trucks from the surrounding area and transfers product to barges and occasionally to trucks. The emission points are at the truck receiving pits where the grain is unloaded from the truck trailers and enters the pits, bin vents, grain dryers, truck and barge spouts.

From the receiving pits (SN-07 through SN-10), the grain is either transferred (SN-11) into a grain bins (SN-01 through SN-04), transferred to a truck loadout (SN-13) or transferred directly onto the river belt, which discharges the grain through a barge loading spout (SN-12) into the barge. The river conveyor is covered and enclosed. Each truck pit is equipped with a dust collection system at the facility to control dust on the four truck receiving pits and pit conveyors. Rice received is transferred directly to barge.

For grain drying, grain is sent to one of the column dryers (SN-05 or SN-06). Propane is used to fuel the column dryers. After grain is dried, the grain is sent to storage or loaded out.

The facility also has seven (7) other dust control devices on their enclosed handling conveyors. They are fully enclosed separators in which suspended dust is collected in a fully enclosed filter at that specific point and then it is a purge system in which the suspended dust that is collected in the filters is put back into the fully enclosed handling conveyor. These units are not in use at the facility currently, however, in the event they ever would be put in use, they are part of the fully enclosed internal handling system.



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### Rules and Regulations

The following table contains the rules and regulations applicable to this permit.

Rules and Regulations
Arkansas Air Pollution Control Code, Rule 18, effective March 14, 2016
Rules of the Arkansas Plan of Implementation for Air Pollution Control, Rule 19, effective May 6, 2022

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#### Total Allowable Emissions

The following table is a summary of emissions from the facility. This table, in itself, is not an enforceable condition of the permit.

TOTAL ALLOWABLE EMISSIONS		
Pollutant	Emission Rates	
	lb/hr	tpy
PM	56.3	65.5
PM <sub>10</sub>	16.1	18.3
PM <sub>2.5</sub>	See Note*	
SO <sub>2</sub>	0.2	0.3
VOC	0.2	0.2
CO	1.0	1.2
NO <sub>x</sub>	1.8	2.0
Total HAP	0.14	0.15

\*PM<sub>2.5</sub> limits are source specific, if required. Not all sources have PM<sub>2.5</sub> limits.

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### Section III: PERMIT HISTORY

The facility previously operated under a Registration (No. 2215-A-REG315).

Permit # 2215-A was issued June 16, 2017. This was the initial minor source air permit for the facility. Annual emission limits established in this permit were 52.4 tpy PM, 14.8 tpy PM<sub>10</sub>, 0.1 tpy SO<sub>2</sub>, 0.1 tpy VOC, 0.7 tpy CO and 1.2 tpy NO<sub>x</sub>.

Permit # 2215-AR-1 was issued September 25, 2019. With this permit revision the permitted grain and propane throughput at the Grain Dryer #1 and 2 (SN-05 and SN-06) was increased to allow additional drying operations. Combined throughput for the dryers was limited to 10,000,000 bushels of grain, and 300,000 gallons of propane per rolling 12-month period. As a result of this modification, permitted emissions increased 12.5 tpy PM; 3.2 tpy PM<sub>10</sub>; 0.2 tpy SO<sub>2</sub>; 0.1 tpy VOC; 0.5 tpy CO; 0.8 tpy NO<sub>x</sub>, and 0.15 tpy Total HAPs.

## Section IV: EMISSION UNIT INFORMATION

### Specific Conditions

- The permittee shall not exceed the emission rates set forth in the following table. [Rule 19.501 *et seq.* and Ark. Code Ann. § 8-4-203 as referenced by Ark. Code Ann. §§ 8-4-304 and 8-4-311]

SN	Description	Pollutant	lb/hr	tpy
01	Storage Bin #1	PM <sub>10</sub>	1.6	2.8
02	Storage Bin #2	PM <sub>10</sub>	0.3	
03	Storage Bin #3	PM <sub>10</sub>	0.3	
04	Storage Bin #4	PM <sub>10</sub>	0.3	
05	Grain Dryer #1	PM <sub>10</sub>	3.4	7.9
		SO <sub>2</sub>	0.1	0.3
		VOC	0.1	0.2
		CO	0.5	1.2
		NO <sub>x</sub>	0.9	2.0
06	Grain Dryer #2	PM <sub>10</sub>	3.4	*
		SO <sub>2</sub>	0.1	*
		VOC	0.1	*
		CO	0.5	*
		NO <sub>x</sub>	0.9	*
07	Dump Pit #1 Controlled	PM <sub>10</sub>	0.2	0.9
08	Dump Pit #2 Controlled	PM <sub>10</sub>	0.2	
09	Dump Pit #3 Controlled	PM <sub>10</sub>	0.2	
10	Dump Pit #4 Controlled	PM <sub>10</sub>	0.2	
07a	Dump Pit #1 Fugitive	PM <sub>10</sub>	1.0	4.4
08a	Dump Pit #2 Fugitive	PM <sub>10</sub>	1.0	
09a	Dump Pit #3 Fugitive	PM <sub>10</sub>	1.0	
10a	Dump Pit #4 Fugitive	PM <sub>10</sub>	1.0	
11	Internal Transfer (Conveyor)	PM <sub>10</sub>	0.3	0.3
12	Barge Loadout	PM <sub>10</sub>	1.3	1.5
13	Truck Loadout	PM <sub>10</sub>	0.4	0.5

\*SN-06 annual permitted emission limits are combined with SN-05.

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2. The permittee shall not exceed the emission rates set forth in the following table. [Rule 18.801 and Ark. Code Ann. § 8-4-203 as referenced by Ark. Code Ann. §§ 8-4-304 and 8-4-311]

SN	Description	Pollutant	lb/hr	tpy
01	Storage Bin #1	PM	6.3	11.1
02	Storage Bin #2	PM	1.1	
03	Storage Bin #3	PM	1.1	
04	Storage Bin #4	PM	1.1	
05	Grain Dryer #1	PM Total HAPs	13.3 0.07	31.0 0.15
06	Grain Dryer #2	PM Total HAPs	13.3 0.07	* *
07	Dump Pit #1 Controlled	PM	0.6	2.7
08	Dump Pit #2 Controlled	PM	0.6	
09	Dump Pit #3 Controlled	PM	0.6	
10	Dump Pit #4 Controlled	PM	0.6	
07a	Dump Pit #1 Fugitive	PM	2.8	13.2
08a	Dump Pit #2 Fugitive	PM	2.8	
09a	Dump Pit #3 Fugitive	PM	2.8	
10a	Dump Pit #4 Fugitive	PM	2.8	
11	Internal Transfer (Conveyor)	PM	0.4	0.5
12	Barge Loadout	PM	5.0	5.8
13	Truck Loadout	PM	1.1	1.2

\*SN-06 annual permitted emission limits are combined with SN-05.

3. Visible emissions may not exceed the limits specified in the following table of this permit as measured by EPA Reference Method 9. [Ark. Code Ann. § 8-4-203 as referenced by Ark. Code Ann. §§ 8-4-304 and 8-4-311]

SN	Limit	Regulatory Citation
05 & 06	20%	Rule 19.503
01-04 & 11-13	20%	Rule 18.501
07, 08, 09, &10	Dust Filter System: 10%	Rule 18.501
07a, 08a, 09a, &10a	Dump Fugitives: 20%	Rule 19.503

4. The permittee shall not cause or permit the emission of air contaminants, including odors or water vapor and including an air contaminant whose emission is not otherwise prohibited by Rule 18, if the emission of the air contaminant constitutes air pollution within the meaning of Ark. Code Ann. § 8-4-303. [Rule 18.801 and Ark. Code Ann. § 8-4-203 as referenced by Ark. Code Ann. §§ 8-4-304 and 8-4-311]
5. The permittee shall not conduct operations in such a manner as to unnecessarily cause air contaminants and other pollutants to become airborne. [Rule 18.901 and Ark. Code Ann. § 8-4-203 as referenced by Ark. Code Ann. §§ 8-4-304 and 8-4-311]
6. The permittee shall not exceed a receipt of 42,000,000 bushels of grain at the facility per rolling 12 month period. [Rule 19.705 and Ark. Code Ann. § 8-4-203 as referenced by Ark. Code Ann. §§ 8-4-304 and 8-4-311]
7. The permittee shall maintain monthly records to demonstrate compliance with Specific Condition #6. The permittee shall update these records by the fifteenth day of the month following the month to which the records pertain. The twelve month rolling totals and each individual month's data shall be maintained on-site and made available to Department personnel upon request. [Rule 19.705 and Ark. Code Ann. § 8-4-203 as referenced by Ark. Code Ann. §§ 8-4-304 and 8-4-311]
8. The permittee shall not use more than 300,000 gallons of propane at both SN-05 and SN-06, combined, per rolling 12 month period. [Rule 19.705 and Ark. Code Ann. § 8-4-203 as referenced by Ark. Code Ann. §§ 8-4-304 and 8-4-311]
9. The permittee shall maintain monthly records to demonstrate compliance with the throughput limit in Specific Condition #8. The permittee shall update these records by the fifteenth day of the month following the month to which the records pertain. The twelve month rolling totals and each individual month's data shall be maintained on-site and made available to Department personnel upon request. [Rule 19.705 and Ark. Code Ann. § 8-4-203 as referenced by Ark. Code Ann. §§ 8-4-304 and 8-4-311]
10. The permittee shall not exceed a throughput of 10,000,000 bushels of grain at the Grain Dryer #1 and 2 (SN-05 and SN-06) combined per rolling 12-month period. [Rule 19.705 and Ark. Code Ann. § 8-4-203 as referenced by Ark. Code Ann. §§ 8-4-304 and 8-4-311]

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11. The permittee shall maintain monthly records to demonstrate compliance with Specific Condition #10. The permittee shall update these records by the fifteenth day of the month following the month to which the records pertain. The twelve month rolling totals and each individual month's data shall be maintained on-site and made available to Department personnel upon request. [Rule 19.705 and Ark. Code Ann. § 8-4-203 as referenced by Ark. Code Ann. §§ 8-4-304 and 8-4-311]
12. The permittee shall not exceed a throughput of 41,000,000 bushels of grain at SN-12 (Barge Loadout) per rolling 12 month period. [Rule 19.705 and Ark. Code Ann. § 8-4-203 as referenced by Ark. Code Ann. §§ 8-4-304 and 8-4-311]
13. The permittee shall maintain monthly records to demonstrate compliance with Specific Condition #12. The permittee shall update these records by the fifteenth day of the month following the month to which the records pertain. The twelve month rolling totals and each individual month's data shall be maintained on-site and made available to Department personnel upon request. [Rule 19.705 and Ark. Code Ann. § 8-4-203 as referenced by Ark. Code Ann. §§ 8-4-304 and 8-4-311]
14. The permittee shall not exceed a throughput of 2,000,000 bushels of grain at SN-13 (Truck Loadout) per rolling 12 month period. [Rule 19.705 and Ark. Code Ann. § 8-4-203 as referenced by Ark. Code Ann. §§ 8-4-304 and 8-4-311]
15. The permittee shall maintain monthly records to demonstrate compliance with Specific Condition #14. The permittee shall update these records by the fifteenth day of the month following the month to which the records pertain. The twelve month rolling totals and each individual month's data shall be maintained on-site and made available to Department personnel upon request. [Rule 19.705 and Ark. Code Ann. § 8-4-203 as referenced by Ark. Code Ann. §§ 8-4-304 and 8-4-311]

Consolidated Grain and Barge Co.

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#### Section V: INSIGNIFICANT ACTIVITIES

The Division of Environmental Quality deems the following types of activities or emissions as insignificant on the basis of size, emission rate, production rate, or activity in accordance with Group A of the Insignificant Activities list found in Rule 18 and Rule 19 Appendix A. Group B insignificant activities may be listed but are not required to be listed in permits. Insignificant activity emission determinations rely upon the information submitted by the permittee in an application dated February 24, 2017. [Rule 19.408 and Ark. Code Ann. § 8-4-203 as referenced by Ark. Code Ann. §§ 8-4-304 and 8-4-311]

Description	Category
None Listed	



Section VI: GENERAL CONDITIONS

1. Any terms or conditions included in this permit that specify and reference Arkansas Pollution Control & Ecology Commission Rule 18 or the Arkansas Water and Air Pollution Control Act (Ark. Code Ann. § 8-4-101 *et seq.*) as the sole origin of and authority for the terms or conditions are not required under the Clean Air Act or any of its applicable requirements, and are not federally enforceable under the Clean Air Act. Arkansas Pollution Control & Ecology Commission Rule 18 was adopted pursuant to the Arkansas Water and Air Pollution Control Act (Ark. Code Ann. § 8-4-101 *et seq.*). Any terms or conditions included in this permit that specify and reference Arkansas Pollution Control & Ecology Commission Rule 18 or the Arkansas Water and Air Pollution Control Act (Ark. Code Ann. § 8-4-101 *et seq.*) as the origin of and authority for the terms or conditions are enforceable under this Arkansas statute.
2. This permit does not relieve the owner or operator of the equipment and/or the facility from compliance with all applicable provisions of the Arkansas Water and Air Pollution Control Act and the rules promulgated under the Act. [Ark. Code Ann. § 8-4-203 as referenced by Ark. Code Ann. §§ 8-4-304 and 8-4-311]
3. The permittee shall notify the Division of Environmental Quality in writing within thirty (30) days after each of the following events: commencement of construction, completion of construction, first operation of equipment and/or facility, and first attainment of the equipment and/or facility target production rate. [Rule 19.704 and/or Ark. Code Ann. § 8-4-203 as referenced by Ark. Code Ann. §§ 8-4-304 and 8-4-311]
4. Construction or modification must commence within eighteen (18) months from the date of permit issuance. [Rule 19.410(B) and/or Rule 18.309(B) and Ark. Code Ann. § 8-4-203 as referenced by Ark. Code Ann. §§ 8-4-304 and 8-4-311]
5. The permittee must keep records for five years to enable the Division of Environmental Quality to determine compliance with the terms of this permit such as hours of operation, throughput, upset conditions, and continuous monitoring data. The Division of Environmental Quality may use the records, at the discretion of the Division of Environmental Quality, to determine compliance with the conditions of the permit. [Rule 19.705 and/or Rule 18.1004 and Ark. Code Ann. § 8-4-203 as referenced by Ark. Code Ann. §§ 8-4-304 and 8-4-311]
6. A responsible official must certify any reports required by any condition contained in this permit and submit any reports to the Division of Environmental Quality electronically using <https://eportal.adeq.state.ar.us> or mail them to the address below. [Rule 19.705 and/or Rule 18.1004 and Ark. Code Ann. § 8-4-203 as referenced by Ark. Code Ann. §§ 8-4-304 and 8-4-311]

Division of Environmental Quality  
Office of Air Quality

Consolidated Grain and Barge Co.

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ATTN: Compliance Inspector Supervisor

5301 Northshore Drive

North Little Rock, AR 72118-5317

7. The permittee shall test any equipment scheduled for testing, unless stated in the Specific Conditions of this permit or by any federally regulated requirements, within the following time frames: (1) newly constructed or modified equipment within sixty (60) days of achieving the maximum production rate, but no later than 180 days after initial start up of the permitted source or (2) existing equipment already operating according to the time frames set forth by the Division of Environmental Quality. The permittee must notify the Division of Environmental Quality of the scheduled date of compliance testing at least fifteen (15) business days in advance of such test. The permittee must submit compliance test results to the Division of Environmental Quality within sixty (60) calendar days after the completion of testing. [Rule 19.702 and/or Rule 18.1002 and Ark. Code Ann. § 8-4-203 as referenced by Ark. Code Ann. §§ 8-4-304 and 8-4-311]
8. The permittee shall provide: [Rule 19.702 and/or Rule 18.1002 and Ark. Code Ann. § 8-4-203 as referenced by Ark. Code Ann. §§ 8-4-304 and 8-4-311]
  - a. Sampling ports adequate for applicable test methods;
  - b. Safe sampling platforms;
  - c. Safe access to sampling platforms; and
  - d. Utilities for sampling and testing equipment
9. The permittee shall operate equipment, control apparatus and emission monitoring equipment within their design limitations. The permittee shall maintain in good condition at all times equipment, control apparatus and emission monitoring equipment. [Rule 19.303 and/or Rule 18.1104 and Ark. Code Ann. § 8-4-203 as referenced by Ark. Code Ann. §§ 8-4-304 and 8-4-311]
10. If the permittee exceeds an emission limit established by this permit, the permittee will be deemed in violation of said permit and will be subject to enforcement action. The Division of Environmental Quality may forego enforcement action for emissions exceeding any limits established by this permit provided the following requirements are met: [Rule 19.601 and/or Rule 18.1101 and Ark. Code Ann. § 8-4-203 as referenced by Ark. Code Ann. §§ 8-4-304 and 8-4-311]
  - a. The permittee demonstrates to the satisfaction of the Division of Environmental Quality that the emissions resulted from an equipment malfunction or upset and are not the result of negligence or improper maintenance, and the permittee took all reasonable measures to immediately minimize or eliminate the excess emissions.
  - b. The permittee reports the occurrence or upset or breakdown of equipment (by telephone, facsimile, overnight delivery, or online at <https://eportal.adeq.state.ar.us>) to the Division of Environmental Quality by the

- end of the next business day after the occurrence or the discovery of the occurrence.
- c. The permittee must submit to the Division of Environmental Quality, within five business days after the occurrence or the discovery of the occurrence, a full, written report of such occurrence, including a statement of all known causes and of the scheduling and nature of the actions to be taken to minimize or eliminate future occurrences, including, but not limited to, action to reduce the frequency of occurrence of such conditions, to minimize the amount by which said limits are exceeded, and to reduce the length of time for which said limits are exceeded. If the information is included in the initial report, the information need not be submitted again.
11. The permittee shall allow representatives of the Division of Environmental Quality upon the presentation of credentials: [Ark. Code Ann. § 8-4-203 as referenced by Ark. Code Ann. §§ 8-4-304 and 8-4-311]
- a. To enter upon the permittee's premises, or other premises under the control of the permittee, where an air pollutant source is located or in which any records are required to be kept under the terms and conditions of this permit;
  - b. To have access to and copy any records required to be kept under the terms and conditions of this permit, or the Act;
  - c. To inspect any monitoring equipment or monitoring method required in this permit;
  - d. To sample any emission of pollutants; and
  - e. To perform an operation and maintenance inspection of the permitted source.
12. The Division of Environmental Quality issued this permit in reliance upon the statements and presentations made in the permit application. The Division of Environmental Quality has no responsibility for the adequacy or proper functioning of the equipment or control apparatus. [Ark. Code Ann. § 8-4-203 as referenced by Ark. Code Ann. §§ 8-4-304 and 8-4-311]
13. The Division of Environmental Quality may revoke or modify this permit when, in the judgment of the Division of Environmental Quality, such revocation or modification is necessary to comply with the applicable provisions of the Arkansas Water and Air Pollution Control Act and the rules promulgated the Arkansas Water and Air Pollution Control Act. [Rule 19.410(A) and/or Rule 18.309(A) and Ark. Code Ann. § 8-4-203 as referenced by Ark. Code Ann. §§ 8-4-304 and 8-4-311]
14. This permit may be transferred. An applicant for a transfer must submit a written request for transfer of the permit on a form provided by the Division of Environmental Quality and submit the disclosure statement required by Arkansas Code Annotated §8-1-106 at least thirty (30) days in advance of the proposed transfer date. The permit will be automatically transferred to the new permittee unless the Division of Environmental Quality denies the request to transfer within thirty (30) days of the receipt of the

disclosure statement. The Division of Environmental Quality may deny a transfer on the basis of the information revealed in the disclosure statement or other investigation or, deliberate falsification or omission of relevant information. [Rule 19.407(B) and/or Rule 18.307(B) and Ark. Code Ann. § 8-4-203 as referenced by Ark. Code Ann. §§ 8-4-304 and 8-4-311]

15. This permit shall be available for inspection on the premises where the control apparatus is located. [Ark. Code Ann. § 8-4-203 as referenced by Ark. Code Ann. §§ 8-4-304 and 8-4-311]
16. This permit authorizes only those pollutant emitting activities addressed herein. [Ark. Code Ann. § 8-4-203 as referenced by Ark. Code Ann. §§ 8-4-304 and 8-4-311]
17. This permit supersedes and voids all previously issued air permits for this facility. [Rule 18 and/or Rule 19 and Ark. Code Ann. § 8-4-203 as referenced by Ark. Code Ann. §§ 8-4-304 and 8-4-311]
18. The permittee must pay all permit fees in accordance with the procedures established in Rule 9. [Ark. Code Ann. § 8-1-105(c)]
19. The permittee may request in writing and at least 15 days in advance of the deadline, an extension to any testing, compliance or other dates in this permit. No such extensions are authorized until the permittee receives written Division of Environmental Quality approval. The Division of Environmental Quality may grant such a request, at its discretion in the following circumstances:
  - a. Such an extension does not violate a federal requirement;
  - b. The permittee demonstrates the need for the extension; and
  - c. The permittee documents that all reasonable measures have been taken to meet the current deadline and documents reasons it cannot be met.

[Rule 18.314(A) and/or Rule 19.416(A), Ark. Code Ann. § 8-4-203 as referenced by Ark. Code Ann. §§ 8-4-304 and 8-4-311, and 40 C.F.R. § 52 Subpart E]

20. The permittee may request in writing and at least 30 days in advance, temporary emissions and/or testing that would otherwise exceed an emission rate, throughput requirement, or other limit in this permit. No such activities are authorized until the permittee receives written Division of Environmental Quality approval. Any such emissions shall be included in the facility's total emissions and reported as such. The Division of Environmental Quality may grant such a request, at its discretion under the following conditions:
  - a. Such a request does not violate a federal requirement;
  - b. Such a request is temporary in nature;
  - c. Such a request will not result in a condition of air pollution;

- d. The request contains such information necessary for the Division of Environmental Quality to evaluate the request, including but not limited to, quantification of such emissions and the date/time such emission will occur;
- e. Such a request will result in increased emissions less than five tons of any individual criteria pollutant, one ton of any single HAP and 2.5 tons of total HAPs; and
- f. The permittee maintains records of the dates and results of such temporary emissions/testing.

[Rule 18.314(B) and/or Rule 19.416(B), Ark. Code Ann. § 8-4-203 as referenced by Ark. Code Ann. §§ 8-4-304 and 8-4-311, and 40 C.F.R. § 52 Subpart E]

21. The permittee may request in writing and at least 30 days in advance, an alternative to the specified monitoring in this permit. No such alternatives are authorized until the permittee receives written Division of Environmental Quality approval. The Division of Environmental Quality may grant such a request, at its discretion under the following conditions:
- a. The request does not violate a federal requirement;
  - b. The request provides an equivalent or greater degree of actual monitoring to the current requirements; and
  - c. Any such request, if approved, is incorporated in the next permit modification application by the permittee.

[Rule 18.314(C) and/or Rule 19.416(C), Ark. Code Ann. § 8-4-203 as referenced by Ark. Code Ann. §§ 8-4-304 and 8-4-311, and 40 C.F.R. § 52 Subpart E]

22. Any credible evidence based on sampling, monitoring, and reporting may be used to determine violations of applicable emission limitations. [Rule 18.1001, Rule 19.701, Ark. Code Ann. § 8-4-203 as referenced by Ark. Code Ann. §§ 8-4-304 and 8-4-311, and 40 C.F.R. § 52 Subpart E]