



ARKANSAS

ENERGY & ENVIRONMENT

November 23, 2020

Via email to: steve@fiberenergy.us & First Class Mail

Stephen D. DeVoe Sr.
Executive Vice President/COO
Fiber Energy Products AR LLC
4004 Blue Collar Lane
Mountain View, AR 72560

Re: Notice of Final Permitting Decision; Permit No. 2227-AR-2

Dear Mr. DeVoe Sr.,

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

Fiber Energy Products AR LLC
4004 Blue Collar Lane
Mountain View, AR 72560

Permit Number: 2227-AR-2

Permitting Decision: approval with permit conditions as set forth in final Permit No. 2227-AR-2

Accessing the Permitting Decision and Response to Comments, if any:
<https://www.adeq.state.ar.us/downloads/WebDatabases/PermitsOnline/Air/2227-AR-2.pdf>.

Accessing the Statement of Basis:
<https://www.adeq.state.ar.us/downloads/WebDatabases/PermitsOnline/Air/2227-AR-2-SOB.pdf>.

The permitting decision is effective on the date stated in the attached Certificate of Service unless a Commission review has been properly requested under Arkansas Pollution Control & Ecology Commission's Administrative Procedures, Regulation No. 8, within thirty (30) days after service of this decision.

The applicant or permittee and any other person submitting public comments on the record may request an adjudicatory hearing and Commission review of the final permitting decisions as provided under Chapter Six of Regulation No. 8. Such a request shall be in the form and manner

required by Reg.8.603, including filing a written Request for Hearing with the Commission secretary at 3800 Richards Rd, North Little Rock, Arkansas 72117. If you have any questions about filing the request, please call the Commission at 501-682-7890.

This permit is your authority to construct, operate, and maintain the equipment and control apparatus as set forth in your application initially received on 7/15/2020.

Sincerely,

A handwritten signature in black ink, appearing to read 'William K. Montgomery', with a stylized flourish at the end.

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

Enclosure: Certificate of Service

CERTIFICATE OF SERVICE

I, Cynthia Hook, hereby certify that the final permit decision notice has been mailed by first class mail to Fiber Energy Products AR LLC, 4004 Blue Collar Lane, Mountain View, AR, 72560, on this 23rd day of November, 2020.

A handwritten signature in cursive script that reads "Cynthia Hook". The signature is written in black ink and is positioned above a horizontal line.

Cynthia Hook, AA, Office of Air Quality



DIVISION OF ENVIRONMENTAL QUALITY

MINOR SOURCE AIR PERMIT

PERMIT NUMBER: 2227-AR-2

IS ISSUED TO:

Fiber Energy Products AR LLC
4004 Blue Collar Lane
Mountain View, AR 72560
Stone County
AFIN: 69-00298

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 REGULATIONS PROMULGATED THEREUNDER, AND IS SUBJECT TO ALL LIMITS AND CONDITIONS CONTAINED HEREIN.

Signed:

A handwritten signature in black ink, appearing to read "William K. Montgomery", is written over a horizontal line.

William K. Montgomery
Associate Director, Office of Air Quality
Division of Environmental Quality

November 23, 2020

Date

Fiber Energy Products AR LLC
Permit #: 2227-AR-2
AFIN: 69-00298

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Fiber Energy Products AR LLC
Permit #: 2227-AR-2
AFIN: 69-00298

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
HAP	Hazardous Air Pollutant
lb/hr	Pound Per Hour
No.	Number
NO _x	Nitrogen Oxide
PM	Particulate Matter
PM ₁₀	Particulate Matter Smaller Than Ten Microns
SO ₂	Sulfur Dioxide
Tpy	Tons Per Year
UTM	Universal Transverse Mercator
VOC	Volatile Organic Compound

Fiber Energy Products AR LLC
Permit #: 2227-AR-2
AFIN: 69-00298

Section I: FACILITY INFORMATION

PERMITTEE: Fiber Energy Products AR LLC

AFIN: 69-00298

PERMIT NUMBER: 2227-AR-2

FACILITY ADDRESS: 4004 Blue Collar Lane
Mountain View, AR 72560

MAILING ADDRESS: 4004 Blue Collar Lane
Mountain View, AR 72560

COUNTY: Stone County

CONTACT NAME: Stephen D. DeVoe Sr.

CONTACT POSITION: Executive Vice President/COO

TELEPHONE NUMBER: (479) 228-2295

REVIEWING ENGINEER: Alexander Sudibjo

UTM North South (Y): Zone 15: 3969592.63 m

UTM East West (X): Zone 15: 576254.3 m

Section II: INTRODUCTION

Summary of Permit Activity

Fiber Energy Products AR LLC owns and operates a hardwood pellet manufacturing facility located at 4004 Blue Collar Lane Mountain View, Stone County, Arkansas 72560. With this de minimis modification, the facility is replacing the 12 MMBtu/hr wood-fired Webb burner with a 20 MMBtu/hr natural gas-fired Astraflame 15 burner and adding a second line equipped with a 20 MMBtu/hr natural gas-fired Astraflame 15 burner (SN-07) and new hammermill (SN-08). The wood-fired Webb burner will be kept on-site and only used when the Astraflame 15 burner is unable to operate. The facility's permitted annual emissions are increasing by 12.5 tpy PM, 4.2 tpy PM₁₀, 0.1 tpy SO₂, 13.8 tpy VOC, 7.4 tpy CO, 8.8 tpy NO_x, 0.03 tpy acrolein, and 0.81 tpy total HAPs.

Process Description

Fiber Energy Products (PEP) AR, LLC owns and operates a wood pellet facility located in Mountain View, Arkansas that produces premium wood grilling pellets and chunks made from 100% natural wood fibers. The wood pellets are made from sawdust that is received at the facility via semi-trucks delivered from local Arkansas sawmills. The PEP facility area consists of roughly 6.5 acres. The facility initiated operations in 2011 and currently employs approximately 25 full-time employees whose primary responsibilities are associated with the manufacturing of wood pellets. Manufacturing activities occur five days a week twenty-four hours per day. Significant materials that are received, shipped, transferred, and/or stored at the facility include sawdust and finished wood pellet products. All shipping and receiving is via truck. Recyclable solid wastes generated at the facility are shipped off site for recycling and/or reuse.

Sawdust is received at the facility via semi-truck and is weighed to determine volume and value. The sawdust is stored for use in the enclosed sawdust storage shed (SN-01) via a front-end loader. Sawdust is then fed through the Astraflame 15 natural gas burner and Dryer (SN-02A), which dries the sawdust removing any moisture that may be present. The sawdust is then transferred to the Hammermill (SN-03), which grinds the sawdust material into a uniform size for pelleting. Sawdust is also fed through a second Astraflame 15 and Dryer (SN-07) and transferred to the second Hammermill (SN-08). The sawdust is then transferred from SN-03 & SN-08 to the Pellet Mill (SN-04) where heat from the Cyclone forces the sawdust to gelatinize and form into a wood pellet. From the Pellet Mill a belt feeds the wood pellets into a Cooler (SN-05) where the pellets are cooled and dropped onto a Shaker where the wood pellets and fine particles are separated. The fine particles are fed back into the Dryer (SN-02A) and the wood pellets are transferred to the Bagger (SN-06) where the final product is prepared for shipping.

The old wood fueled Webb Burner (SN-02B) is kept on site and will only be used when the Astraflame 15 natural gas burner (SN-02A) is unable to operate.

Regulations

The following table contains the regulations applicable to this permit.

Regulations
Arkansas Air Pollution Control Code, Regulation 18, effective March 14, 2016
Regulations of the Arkansas Plan of Implementation for Air Pollution Control, Regulation 19, effective October 10, 2019

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	15.0	65.3
PM ₁₀	8.3	34.6
PM _{2.5}	See Note*	
SO ₂	0.4	1.5
VOC	8.2	36.0
CO	8.9	39.0
NO _x	7.9	34.6
Acrolein	0.07	0.26
Total HAP	0.95	4.05

*PM_{2.5} limits are source specific, if required. Not all sources have PM_{2.5} limits.

Fiber Energy Products AR LLC
Permit #: 2227-AR-2
AFIN: 69-00298

Section III: PERMIT HISTORY

Permit #2227-A was issued on August 8, 2011 to Sparkman Wood Pellet Company. The facility owns and operates a hardwood pellet manufacturing facility in Stone County. This permitting activity was necessary to issue the company its initial air permit.

Permit #2227-AR-1 was issued on October 1, 2015. With this permitting action, the facility increased throughput from 33,280 to 72,000 tons of sawdust per rolling 12 months. Total annual emission changes associated with this modification were: +0.2 tpy (tons per year) PM, +7.1 tpy VOC, and -0.06 tpy Total HAPs.

Section IV: EMISSION UNIT INFORMATION

Specific Conditions

- The permittee shall not exceed the emission rates set forth in the following table.
 [Reg.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	Raw Material Receiving, Storage, and Loading	PM ₁₀	0.1	0.1
02A	Line #1 - 20 MMBtu/hr Natural gas fired Astraflame 15 Burner #1 and Wood Dryer with Cyclone	PM ₁₀	1.0	4.2
		SO ₂	0.1	0.1
		VOC	3.2	13.8
		CO	1.7	7.4
		NO _x	2.0	8.8
02B	Line #1 Backup - 12 MMBtu/hr Wood-fired Webb Burner and Wood Dryer with Cyclone	PM ₁₀	6.2	27.0
		SO ₂	0.3	1.4
		VOC	5.0	22.2
		CO	7.2	31.6
		NO _x	5.9	25.8
03	Hammermill #1	PM ₁₀	Emissions captured at SN-02A or SN-02B	
04	Pellet Cooler & Shaker Screen with Cyclone	PM ₁₀	0.8	3.2
05	Finished Product (Pellets) Packaging, Storage, & Loading	PM ₁₀	0.1	0.1
07	Line #2 - 20 MMBtu/hr Natural gas fired Astraflame 15 Burner #2 and Wood Dryer with Cyclone	PM ₁₀	1.0	4.2
		SO ₂	0.1	0.1
		VOC	3.2	13.8
		CO	1.7	7.4
		NO _x	2.0	8.8
08	Hammermill #2	PM ₁₀	Emissions captured at SN-07	

- The permittee shall not exceed the emission rates set forth in the following table.
 [Reg.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	Raw Material Receiving, Storage, and Loading	PM	0.1	0.4

SN	Description	Pollutant	lb/hr	tpy
02A	Line #1 - 20 MMBtu/hr Natural gas fired Astraflame 15 Burner #1 and Wood Dryer with Cyclone	PM	2.7	11.7
		Acrolein	0.01	0.03
		Total HAPs	0.28	1.22
02B	Line #1 Backup - 12 MMBtu/hr Wood-fired Webb Burner and Wood Dryer with Cyclone	PM	10.1	44.2
		Acrolein	0.06	0.23
		Total HAPs	0.67	2.83
03	Hammermill #1	PM	Emissions captured at SN-02A or SN-02B	
04	Pellet Cooler & Shaker Screen with Cyclone	PM	2.0	8.8
05	Finished Product (Pellets) Packaging, Storage, & Loading	PM	0.1	0.2
07	Line #2 - 20 MMBtu/hr Natural gas fired Astraflame 15 Burner #2 and Wood Dryer with Cyclone	PM	2.7	11.7
		Acrolein	0.01	0.03
		Total HAPs	0.28	1.22
08	Hammermill #2	PM	Emissions captured at SN-07	

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
01, 02A, 02B, 04, 07	20%	Reg.19.503
05	5%	Reg.18.501

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 Regulation 18, if the emission of the air contaminant constitutes air pollution within the meaning of Ark. Code Ann. § 8-4-303. [Reg.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. [Reg.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 receive more than 72,000 tons of sawdust at the facility per rolling 12 month period. [Reg.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. [Reg.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 operate the wood-fired Webb burner (SN-02B) unless the Line #1 Astraflame 15 burner (SN-02A) is unable to operate. [Reg.19.705, Ark. Code Ann. § 8-4-203 as referenced by Ark. Code Ann. §§ 8-4-304 and 8-4-311, and 40 C.F.R. § 70.6]
9. The permittee shall maintain monthly records to demonstrate compliance with Specific Condition #8. These records shall include the date and time when the Line #1 Astraflame 15 burner (SN-02A) is unable to operate, the duration of the downtime, and the cause of the downtime. The permittee shall update these records by the fifteenth day of the month following the month to which the records pertain. The monthly records shall be maintained on-site and made available to Department personnel upon request. [Reg.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 conduct an initial test on SN-02A for VOC using Method 25A. The test shall take place within sixty (60) days of achieving the maximum production rate, but no later than 180 days after initial start-up and in accordance with General Condition #7. Testing shall be conducted with the source operating at least at 90% of its permitted capacity of 8 tons of sawdust per hour. Emission testing results shall be extrapolated to correlate with 100% of the permitted capacity to demonstrate compliance. Failure to test within this range shall limit the permittee to operating within 10% above the tested rate. The permittee shall measure the operation rate during the test and if testing is conducted below 90% of the permitted capacity, records shall be maintained at all times to demonstrate that the source does not exceed operation at 10% above the tested rate. [Reg.19.702 and/or Reg.18.1002 and Ark. Code Ann. § 8-4-203 as referenced by Ark. Code Ann. §§ 8-4-304 and 8-4-311]

Test Location	Pollutant	Test Method	Maximum Hourly Emission Rate (lb/hr)
Line #1 - 20 MMBtu/hr Natural gas fired Astraflame 15 Burner #1 and Wood Dryer with Cyclone	VOC	Method 25A	3.2

11. The permittee shall conduct an initial test on SN-07 for VOC using Method 25A. The test shall take place within sixty (60) days of achieving the maximum production rate, but no later than 180 days after initial start-up and in accordance with General Condition #7. Testing shall be conducted with the source operating at least at 90% of its permitted capacity of 8 tons of sawdust per hour. Emission testing results shall be extrapolated to correlate with 100% of the permitted capacity to demonstrate compliance. Failure to test within this range shall limit the permittee to operating within 10% above the tested rate. The permittee shall measure the operation rate during the test and if testing is conducted below 90% of the permitted capacity, records shall be maintained at all times to demonstrate that the source does not exceed operation at 10% above the tested rate. [Reg.19.702 and/or Reg.18.1002 and Ark. Code Ann. § 8-4-203 as referenced by Ark. Code Ann. §§ 8-4-304 and 8-4-311]

Test Location	Pollutant	Test Method	Maximum Hourly Emission Rate (lb/hr)
Line #2 - 20 MMBtu/hr Natural gas fired Astraflame 15 Burner #2 and Wood Dryer with Cyclone	VOC	Method 25A	3.2

Fiber Energy Products AR LLC
Permit #: 2227-AR-2
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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 Regulation 18 and Regulation 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 July 15, 2020. [Reg.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 identified.	

Section VI: GENERAL CONDITIONS

1. Any terms or conditions included in this permit that specify and reference Arkansas Pollution Control & Ecology Commission Regulation 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 Regulation 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 Regulation 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 regulations 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. [Reg.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. [Reg.19.410(B) and/or Reg.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. [Reg.19.705 and/or Reg.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://portal.adeq.state.ar.us> or mail them to the address below. [Reg.19.705 and/or Reg.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

Fiber Energy Products AR LLC
Permit #: 2227-AR-2
AFIN: 69-00298

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. [Reg.19.702 and/or Reg.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: [Reg.19.702 and/or Reg.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. [Reg.19.303 and/or Reg.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: [Reg.19.601 and/or Reg.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 regulations promulgated the Arkansas Water and Air Pollution Control Act. [Reg.19.410(A) and/or Reg.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. [Reg.19.407(B) and/or Reg.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. [Reg. 18 and/or Reg. 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 Regulation 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.

[Reg.18.314(A) and/or Reg.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.

[Reg.18.314(B) and/or Reg.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.

[Reg.18.314(C) and/or Reg.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. [Reg.18.1001, Reg.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]