



**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION 10**

1200 Sixth Avenue, Suite 155  
Seattle, WA 98101-3123

OFFICE OF  
AIR AND WASTE

Mr. Nicholas P. Seubert  
Seubert Excavators, Inc.  
P.O. Box 57  
Cottonwood, Idaho 83522

Dear Mr. Seubert:

This letter provides the U.S. Environmental Protection Agency (EPA), Region 10's Approval of the Request for Coverage under the General Air Quality Permit for New or Modified Minor Source Stone Quarrying, Crushing, and Screening Facilities in Indian Country (SQCS General Permit) that Region 10 received from Seubert Excavators, Inc. (Seubert) pursuant to the Clean Air Act (CAA) Tribal Minor New Source Review Program. The project for which SQCS General Permit coverage is sought by Seubert is the construction and operation of a portable stone quarrying, crushing, and screening facility, referred to as Plant #1, at several existing quarries within the exterior boundaries of the Nez Perce Reservation located in North Central Idaho (the Project).

**Permittee:** Seubert Excavators, Inc., P.O. Box 57, Cottonwood, Idaho 83522

**Locations:**

Site Name*	Street Address*	City/Town	Area of Indian Country
Brandt Quarry	46° 13' 20" N 116° 28' 21" W	Unincorporated	Nez Perce Reservation
Braun Quarry	46° 21' 41" N 116° 14' 53" W	Unincorporated	Nez Perce Reservation
Clear Creek Quarry	46° 07' 11" N 115° 56' 36" W	Unincorporated	Nez Perce Reservation
Gauksheim Quarry	46° 12' 37" N 116° 24' 44" W	Unincorporated	Nez Perce Reservation
Howell Quarry	46° 09' 04" N 115° 58' 24" W	Unincorporated	Nez Perce Reservation
Kinzer Quarry	46° 08' 02" N 116° 30' 50" W	Unincorporated	Nez Perce Reservation
Roberts Quarry	46° 08' 15" N 116° 03' 46" W	Unincorporated	Nez Perce Reservation
Summers Quarry	46° 28' 53" N 116° 35' 49" W	Unincorporated	Nez Perce Reservation

\*Approval is for operation within the previously disturbed portion of each existing quarry only.

**Permit #:** R10TNSR00700

**Determination**

Region 10 has carefully reviewed Seubert's Request for Coverage and other relevant information to determine whether the Project meets all of the application criteria for coverage under the SQCS General Permit. Based on our review of, and in reliance on, all of the information and representations provided in the Request for Coverage, Region 10 has determined that the Project meets all such criteria and is eligible for coverage under the SQCS General Permit.<sup>1</sup> Accordingly, pursuant to 40 CFR 49.156(e), Region 10 is approving the Request for Coverage for the Project.

<sup>1</sup>Region 10 has determined that Seubert has provided information demonstrating that it has met the listed species and historic

Our analysis and basis for our determination is discussed in more detail in our TSD for this action. In addition, as also discussed in the TSD, EPA’s Approval of Request for Coverage for the Project is based in part on representations by Seubert in the Request for Coverage.

This Approval and the SQCS General Permit authorize the Permittee to construct and operate the Project within the previously disturbed portion of each existing quarry only at the locations listed above. The Permittee is subject to Version 1.0 of the aforementioned SQCS General Permit, a copy of which is enclosed.<sup>2</sup> The analysis and basis for Region 10’s determination is discussed in more detail in the Technical Support Document for this action.

All notifications and reports required by the SQCS General Permit shall be sent to the addresses below.

Minor NSR Air Quality Permits  
 U.S. EPA – Region 10,  
 Mail Stop: AWT-150  
 1200 Sixth Avenue, Suite 155  
 Seattle, WA 98101

Air Quality Program Coordinator  
 Nez Perce Tribe – ERWM Division  
 P.O. Box 365  
 Lapwai, ID 83540  
 airquality@nezperce.org

This Approval of Request for Coverage must be posted prominently at the site location of operation. Each affected emissions unit must be labeled with the applicable identification number listed below:

**Seubert Plant #1 List of Affected Emission Units**

ID #	Description of Affected Emission Units				
	Make	Model	Manufacturing Date	Serial No.	Capacity (tons/year)
CR1 (1 of 2)	Nordberg Jaw	C110	2000	3148	500
	Lippman	6065	2002	2002-12118	
CR2.1 (1 of 2)	Johnson Cone	Ultra 58” Cone	1984	121	400
	Nordberg Cone	Omni 1560	1989	1560-279	
CR2.2 (1 of 2)	Nordberg Cone	HP 400	1995	HP400-119	400
	Johnson Cone	Ultra 58” Cone	1984	121	
CR3.1 (1 of 4)	Johnson Cone	Ultra 58” Cone	1982	113	400
	Canica Impact	82	1983	821173121	
	Canica Impact	95	1988	07114-88	
	Barmac Impact	Rotopactor	1988	976.3.88	
CR3.2	Johnson Cone	Ultra 58” Cone	1984	121	400
SC1 (1 of 2)	Johnson Crushing Int’l	3 Deck – 6x16	1996	96H05C32	500
	Eljay (Cedar Rapids)	3 Deck – 6x16	1989	34K0589	
SC2	Johnson Crushing Int’l	2 Deck – 6x16	2009	S092352	500

properties eligibility criteria in the SQCS General Permit for the Project, as discussed in our TSD.

<sup>2</sup>The SQCS General Permit is available at [https://www.epa.gov/sites/production/files/2016-05/documents/stonequarryingpermit\\_final.pdf](https://www.epa.gov/sites/production/files/2016-05/documents/stonequarryingpermit_final.pdf), and a copy of this Approval will be posted on Region 10’s website at <http://www.epa.gov/caa-permitting/air-permits-issued-epa-region-10>.

ID #	Description of Affected Emission Units				
	Make	Model	Manufacturing Date	Serial No.	Capacity (tons/year)
SC3	Johnson Crushing Int'l	2 Deck – 6x16	1996	96H01D32	500
SC4 (1 of 2)	Johnson Crushing Int'l	2 Deck – 6x16	2003	S031139	400
	Eljay (Cedar Rapids)	2 Deck – 6x16	1993	34A0893	
Conveyors	25 total conveyors, 21 Transfer Points	Various	Various		-
Genset	Caterpillar	Model 3516 (#2 diesel fuel)	12/15/1988	-	1,500 brake horsepower

### Applicable Permit Conditions

Your permitted source is generally subject to all terms and conditions in the SQCS General Permit. However, Seubert's Request for Coverage did not request the elective synthetic minor limit for co-located sources in Conditions 16 and 19.e. You are not required to comply with these conditions. Instead, your source must comply with the operating limits in Conditions 15 and 19.a.

### Additional Information

You are reminded that you must operate the affected emissions units, and any associated air pollution control technologies, in compliance with the SQCS General Permit and all other applicable federal air quality regulations and in a manner consistent with all the representations made in your Request for Coverage. You must comply with all applicable provisions of the SQCS General Permit, including those set forth in the attachments and emission limitations that apply to the affected emissions units at the permitted source. Noncompliance with any permit provision is a violation of the permit; may constitute a violation of the CAA; is grounds for an enforcement action; and is grounds for Region 10 to revoke the Approval and terminate your source's coverage under the SQCS General Permit. You may be subject to enforcement action for failure to obtain a preconstruction permit if you construct your source under this Approval and your source is later determined not to qualify for the conditions and terms of the SQCS General Permit.

Pursuant to 40 CFR 49.156(e)(8), this Approval will become invalid if you do not commence construction within 18 months after the date when this Approval becomes effective, if you discontinue construction for a period of 18 months or more, or if you do not complete construction within a reasonable time, unless Region 10 extends the 18-month period upon a satisfactory showing that an extension is justified.

Region 10's approval of your request for coverage under the SQCS General Permit becomes effective immediately after this letter is signed and is a final agency action for purposes of judicial review only for the issue of whether the Project is eligible for coverage under the SQCS General Permit. 40 CFR 49.156(e)(6).

If you have any questions, please contact Bryan Holtrop at (206) 553-4473 or [holtrop.bryan@epa.gov](mailto:holtrop.bryan@epa.gov).

Sincerely,

/s/ May 18, 2018

Kelly McFadden, Manager  
Stationary Source Unit

Enclosures

- (1) SQCS General Permit
- (2) Technical Support Document

cc: Ms. Julie Simpson, Nez Perce Tribe (email)