



**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  
Valley Paving and Asphalt, Inc.  
P.O. Box 308  
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 Hot Mix Asphalt Plants in Indian Country (HMA General Permit) that Region 10 received from Valley Paving and Asphalt, Inc. (Valley) pursuant to the Clean Air Act (CAA) Tribal Minor New Source Review Program. The project for which HMA General Permit coverage is sought by Valley is the construction and operation of a portable hot mix asphalt plant at several existing quarries within the exterior boundaries of the Nez Perce Reservation located in North Central Idaho (the Project).

**Permittee:** Valley Paving and Asphalt, Inc., P.O. Box 308, 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 #:** R10TNSR01000

**Determination**

Region 10 has carefully reviewed Valley’s Request for Coverage and other relevant information to determine whether the Project meets all of the application criteria for coverage under the HMA 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 HMA General Permit.<sup>1</sup> Accordingly, pursuant to 40 CFR 49.156(e), Region 10’s is hereby approving the Request for Coverage for the Project.

<sup>1</sup>Region 10 has determined that Valley has provided information demonstrating that it has met the listed species and historic properties eligibility criteria in the HMA General Permit for the Project, as discussed in our TSD.

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, Region 10's Approval of Request for Coverage for the Project is based in part on representations by Valley in the Request for Coverage.

This Approval and the HMA 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 HMA 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 HMA 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](mailto: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:

**List of Affected Emission Units**

<b>ID #</b>	<b>Description of Affected Emission Units</b>	<b>Control Technology</b>	<b>Date of Manufacture</b>
VPA1	Virgin Aggregate Bins; 200 tons/hour	None	1993
VPA2	Virgin Aggregate Conveyor 1; 200 tons/hour	None	1995
VPA3	Virgin Aggregate Conveyor 2; 200 tons/hour	None	1995
VPA4	Virgin Aggregate Screen; 200 tons/hour	None	1978
VPA5	RAP Bins; 200 tons/hour	None	2011
VPA6	RAP Conveyor 1; 200 tons/hour	None	1995
VPA7	RAP Conveyor 2; 200 tons/hour	None	1995
VPA8	RAP Screen; 200 tons/hour	None	1977
VPA9	Drum Dryer; 400 tons/hour; Burner 96.8 MMBtu/hour	Baghouse	1999
VPA10	Drag Conveyor; 400 tons/hour	None	2002
VPA11	Hot Mix Asphalt Storage; 400 tons/hour	None	1994
APV15	Generator 1; 1,430 brake horsepower; #2 Diesel	None	5/27/1994
APV16	Generator 2; 335 brake horsepower; #2 Diesel	None	7/31/1996
APV17	Tank Heater; 0.5 MMBtu/hour; electric	None	1994
ST1	Reprocessed Fuel Oil Tank; capacity 20,000 gallons; vapor pressure 0.002	None	2004
ST2	Diesel Fuel Tank; capacity 10,000 gallons; vapor pressure 0.058 psi	None	1989

<sup>2</sup>The HMA General Permit is available at [https://www.epa.gov/sites/production/files/2016-05/documents/hotmixasphaltpermit\\_1.pdf](https://www.epa.gov/sites/production/files/2016-05/documents/hotmixasphaltpermit_1.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>.

## **Applicable Permit Conditions**

Your permitted source is generally subject to all terms and conditions in the HMA General Permit. However, Valley's Request for Coverage did not request the elective synthetic minor limit for co-located sources in Conditions 17 and 20.b. You are not required to comply with these conditions. Instead, your source must comply with the operating limits in Conditions 15 and 20.

## **Additional Information**

You are reminded that you must operate the affected emissions units, and any associated air pollution control technologies, in compliance with the HMA 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 HMA 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 HMA 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 HMA 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 HMA 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 HMA 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) HMA General Permit
- (2) Technical Support Document

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