



**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 10**

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

OFFICE OF
AIR AND WASTE

Mr. Greg Stoddard
DePatco Incorporated
2205 E 200 N
St Anthony, Idaho 83445

Dear Mr. Stoddard:

This letter approves 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) submitted by DePatco Incorporated (DePatco) on May 1, 2018, pursuant to the Clean Air Act (CAA) Tribal Minor New Source Review Program. The project for which HMA General Permit coverage is sought by DePatco is the construction and operation of a portable hot mix asphalt plant at 1850 Tank Farm Road, located in Pocatello, Idaho, within the exterior boundaries of the Fort Hall Indian Reservation (the Project).

Permittee: DePatco Incorporated
2205 E 200 N
St Anthony, Idaho 83445

Location: J. K. Merrill & Sons Pit (previously disturbed portion of the quarry only)
1850 Tank Farm Road, Pocatello, Idaho 83204
Power County
Fort Hall Indian Reservation

Permit #: R10TNSR01500

Determination

The United States Environmental Protection Agency Region 10 has carefully reviewed DePatco'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.¹ Accordingly, pursuant to 40 CFR 49.156(e), Region 10 is hereby approving the Request for Coverage for the Project.

This Approval and the HMA General Permit authorize the Permittee to construct and operate the Project within the previously disturbed portion of the existing quarry identified above. The Permittee is subject

¹Region 10 has determined that DePatco 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.

to Version 1.0 of the aforementioned HMA General Permit, a copy of which is enclosed.² 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: OAW-150
 1200 Sixth Avenue, Suite 155
 Seattle, WA 98101-3123

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

DePatco HMA Plant List of Affected Emission Units Covered by this Approval

ID #	Description of Affected Emission Units	Controls
300 UDS-198 358-14-4A	HMA Drum Dryer/Mixer: Gencor 300 Ultradrum; manufactured December 2013; counterflow drum design; 300 tons of HMA per hour capacity; RAP Capability; 100 mmBtu/hour burner, fueled with natural gas or propane.	Gencor Ultraflo; Reverse Pulse-Jet Baghouse; fines and dust from baghouse reinjected to drum dryer/mixer; Blue Smoke Device
7147	Primary Generator: Caterpillar XQ 800; manufactured June 8, 2006; fueled with #2 diesel; 1105 brake horsepower;	None
7104	Secondary Generator: Isuzu BU-4JJ1T; manufactured March 3, 2011; fueled with #2 diesel; 67 horsepower	None
8570	Asphalt Oil Heater: 1 mmBtu/hour, fueled with #2 Diesel; manufactured December 2, 2013	None
GC0010	Aggregate and RAP Handling and Screening: to and from piles via trucks and loader to feeder bin; 1 virgin aggregate scalping screen; 1 aggregate conveyor; 1 RAP conveyor; 1 weigh conveyor; 300 tons per hour capacity	None
GC0011	Silo Filling: via drag slat conveyor from drum dryer; 300 tons per hour capacity	None
GC0012	Truck Loading and Fumes: HMA truck load-out from silos and fumes from loaded truck bed while in plant; 300 tons per hour capacity	None

²The HMA General Permit is available at 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>.

ID #	Description of Affected Emission Units	Controls
GC0013	Vehicle Traffic: HMA trucks, aggregate and RAP trucks, asphalt trucks, loader for aggregate and RAP.	None
GC0014	Aggregate Storage Piles: open areas and 3 aggregate storage piles.	None
GC0015	Liquid Asphalt Oil Storage Tank: 30,000 gallons, electrically heated	None
GC0016	Propane Storage Tank: 10,000 gallons supply drum dryer	None

Applicable Permit Conditions

Your permitted source is generally subject to all terms and conditions in the HMA General Permit. However, DePatco’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 construct and/or modify and 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. Region 10 may extend 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 as of the date this letter is signed and is a final agency action for purposes of judicial review. The only issue subject to review is whether the Project is eligible for coverage under the HMA General Permit. 40 CFR 49.156(e)(6). Any petition for review of this approval action must be filed in the United States Court of Appeals for the appropriate circuit pursuant to CAA section 307(b).

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

Sincerely,

/s/ June 27, 2018

Kelly McFadden, Manager
Stationary Source Unit

Enclosures

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

cc: Lori Howell (email)
Shoshone-Bannock Tribes