



Jeremiah W. (Jay) Nixon, Governor • Sara Parker Pauley, Director

DEPARTMENT OF NATURAL RESOURCES

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JUN 28 2016

Mr. Tim Flory
Member
Flory's Rock And Lime LLC
2059 Liv 506
Jamesport, MO 64648

RE: New Source Review Permit Amendment – Permit Number: 032016-003A
Project Number: 2016-04-039

Dear Mr. Flory:

On April 21, 2016, the Air Pollution Control Program received your request to amend Construction Permit 032016-003 to shorten the distance to the nearest property boundary of your stationary rock-crushing plant's primary crusher. This original permit required the primary crusher to be at least 300 feet from the nearest property boundary. You have requested to shorten this distance to 250 feet.

The nearest property boundary distance of the primary unit was used to calculate the ambient impact of the plant using the Air Program's nomographs to show compliance to the National Ambient Air Quality Standards (NAAQS). Effective May 1, 2016, the use of these nomographs to show compliance to the NAAQS will no longer be used and supported. As a result, the minimum property boundary distance is no longer needed. Construction Permit 032016-003 is being amended to remove this requirement and ambient air impact tracking. Instead of having a daily ambient impact limit, Flory's Rock And Lime LLC will now have a daily production limit.

Flory's Rock And Lime LLC is permitted to operate with other plants located at the site as long as the following scenarios are maintained. These scenarios are also summarized in the table below.

- When operating by itself, referred to as solitary operation, Flory's Rock And Lime LLC may produce up to 1,413 tons of rock per day.
- When operating with another plant owned by the same company, referred to as same owner operation, Flory's Rock And Lime LLC may produce up to 870 tons of rock per day.
- When the operating with a plant not owned by Flory's Rock And Lime LLC (referred to separate owner operation), Flory's Rock And Lime LLC may produce up to 1,000 tons of rock per day.



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Table 1: Summary of Daily Production Limits

Type of Operation	Daily Production Limit
^a Solitary	1,413
^b Same	870
^c Separate	1,000

^a Operation without other plants

^b Operation with other plants that are owned by Flory's Rock And Lime LLC

^c Operation with plants that are not owned by Flory's Rock And Lime LLC

Enclosed with this letter is your amendment to Construction Permit 032016-003.

If you were adversely affected by this permit decision, you may be entitled to pursue an appeal before the administrative hearing commission pursuant to Sections 621.250 and 643.075.6 RSMo. To appeal, you must file a petition with the administrative hearing commission within thirty days after the date this decision was mailed or the date it was delivered, whichever date was earlier. If any such petition is sent by registered mail or certified mail, it will be deemed filed on the date it is mailed; if it is sent by any method other than registered mail or certified mail, it will be deemed filed on the date it is received by the administrative hearing commission, whose contact information is: Administrative Hearing Commission, United States Post Office Building, 131 West High Street, Third Floor, P.O. Box 1557, Jefferson City, Missouri 65102, phone: 573-751-2422, fax: 573-751-5018, website: www.aa.mo.gov/ahc.

If you have any questions regarding this permit, please do not hesitate to contact Daronn A. Williams, at the department's Air Pollution Control Program, P.O. Box 176, Jefferson City, MO 65102 or at (573) 751-4817. Thank you for your attention to this matter.

Sincerely,

AIR POLLUTION CONTROL PROGRAM



Susan Heckenkamp
New Source Review Unit Chief

SH:dwj

Enclosures

c: Northeast Regional Office
PAMS File: 2016-04-039

Permit Number: 032016-003A

SITE SPECIFIC SPECIAL CONDITIONS:

The permittee is authorized to construct and operate subject to the following special conditions:

The special conditions listed in this permit were included based on the authority granted the Missouri Air Pollution Control Program by the Missouri Air Conservation Law (specifically 643.075) and by the Missouri Rules listed in Title 10, Division 10 of the Code of State Regulations (specifically 10 CSR 10-6.060). For specific details regarding conditions, see 10 CSR 10-6.060 paragraph (12)(A)10. "Conditions required by permitting authority."

1. **Superseding Condition**
The conditions of this permit supersede Special Conditions 2 and 4 found in Construction Permit 032016-003, which was issued by the Air Pollution Control Program.
2. **Daily Production Limit For Rock-Crushing Plant**
 - A. Flory's Rock And Lime LLC's stationary rock-crushing plant shall limit its daily production based on Table 1 using Attachment A, or another equivalent form, that has been approved by the Air Pollution Control Program, including electronic forms.

Table 1: Summary of Daily Production Limits

Type of Operation	Daily Production Limit
^a Solitary	1,413
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^a Operation without other plants

^b Operation with other plants that are owned by Flory's Rock And Lime LLC

^c Operation with plants that are not owned by Flory's Rock And Lime LLC

3. **Record Keeping Requirement**
Flory's Rock And Lime LLC shall maintain all records required by this permit for not less than five years and make them available to any Missouri Department of Natural Resources' personnel upon request.
4. **Reporting Requirement**
Flory's Rock And Lime LLC shall report to the Air Pollution Control Program, Enforcement Section, P.O. Box 176, Jefferson City, MO 65102, no later than 10 days after any exceedances of the limitations imposed by this permit.

