

STATE OF MISSISSIPPI AIR POLLUTION CONTROL PERMIT

TO CONSTRUCT AIR EMISSIONS EQUIPMENT

THIS CERTIFIES THAT

APAC Mississippi Inc, Coxburg Mine
Johnson Quarter Road
Lexington, Mississippi, Yazoo County

has been granted permission to construct air emissions equipment to comply with the emission limitations, monitoring requirements and other conditions set forth herein. This permit is issued in accordance with the provisions of the Mississippi Air and Water Pollution Control Law (Section 49-17-1 et. seq., Mississippi Code of 1972), and the regulations and standards adopted and promulgated thereunder.

MISSISSIPPI ENVIRONMENTAL QUALITY PERMIT BOARD



AUTHORIZED SIGNATURE

MISSISSIPPI DEPARTMENT OF ENVIRONMENTAL QUALITY

Issued: September 16, 2026

Permit No.: 3020-00068

SECTION 1. GENERAL CONDITIONS

- 1.1 This permit is for air pollution control purposes only.
(Ref.: 11 Miss. Admin. Code Pt. 2, R. 2.1.D.)
- 1.1 Any activities not identified in the application are not authorized by this permit.
(Ref.: Miss. Code Ann. 49-17-29(1)(b))
- 1.2 The knowing submittal of a permit application with false information may serve as the basis for the Permit Board to void the permit issued pursuant thereto or subject the applicant to penalties for operating without a valid permit pursuant to State Law.
(Ref.: 11 Miss. Admin. Code Pt. 2, R. 2.2.B(5).)
- 1.3 It is the responsibility of the applicant/permittee to obtain all other approvals, permits, clearances, easements, agreements, etc., which may be required including, but not limited to, all required local government zoning approvals or permits.
(Ref.: 11 Miss. Admin. Code Pt. 2, R. 2.1.D(6).)
- 1.4 The issuance of a permit does not release the permittee from liability for constructing or operating air emissions equipment in violation of any applicable statute, rule, or regulation of state or federal environmental authorities.
(Ref.: 11 Miss. Admin. Code Pt. 2, R. 2.2.B(7).)
- 1.5 It shall not be a defense for a permittee in an enforcement action that it would have been necessary to halt or reduce the permitted activity in order to maintain compliance with the conditions of the permit, unless halting or reducing activity would create an imminent and substantial endangerment threatening the public health and safety of the lives and property of the people of this state.
(Ref.: 11 Miss. Admin. Code Pt. 2, R. 2.2.B(15)(a).)
- 1.6 The permit and/or any part thereof may be modified, revoked, reopened, and reissued, or terminated for cause. Sufficient cause for a permit to be reopened shall exist when an air emissions stationary source becomes subject to Title V. The filing of a request by the permittee for a permit modification, revocation and reissuance, or termination, or of a notification of planned changes or anticipated noncompliance does not stay any permit condition.
(Ref.: 11 Miss. Admin. Code Pt. 2, R. 2.2.B(15)(b).)
- 1.7 The permit does not convey any property rights of any sort, or any exclusive privilege.
(Ref.: 11 Miss. Admin. Code Pt. 2, R. 2.2.B(15)(c).)
- 1.8 The permittee shall furnish to the Department of Environmental Quality (DEQ) within a reasonable time any information the DEQ may request in writing to determine whether cause exists for modifying, revoking and reissuing, or terminating the permit or to determine compliance with the permit. Upon request, the permittee shall also furnish to the DEQ copies of records required to be kept by the permit or, for information claimed to be confidential, the permittee shall furnish such records to the DEQ along with a claim

of confidentiality. The permittee may furnish such records directly to the Administrator along with a claim of confidentiality.

(Ref.: 11 Miss. Admin. Code Pt. 2, R. 2.2.B(15)(d).)

- 1.9 *Design and Construction Requirements:* The stationary source shall be designed and constructed so as to operate without causing a violation of an Applicable Rules and Regulations, without interfering with the attainment and maintenance of State and National Ambient Air Quality Standards, and such that the emission of air toxics does not result in an ambient concentration sufficient to adversely affect human health and well-being or unreasonably and adversely affect plant or animal life beyond the stationary source boundaries.

(Ref.: 11 Miss. Admin. Code Pt. 2, R. 2.5.A(1)-(3).)

- 1.10 The necessary facilities shall be constructed to prevent any wastes or other products or substances to be placed in a location where they are likely to cause pollution of the air or waters of the State without the proper environmental permits.

(Ref.: Miss. Code Ann. 49-17-29(1) and (2))

- 1.11 *Fugitive Dust Emissions from Construction Activities:* The construction of the stationary source shall be performed in such a manner so as to reduce fugitive dust emissions from construction activities to a minimum.

(Ref.: 11 Miss. Admin. Code Pt. 2, R. 2.5.A(4).)

- 1.12 *General Nuisances:* The permittee shall not cause, permit, or allow the emission of particles or any contaminants in sufficient amounts or of such duration from any process as to be injurious to humans, animals, plants, or property, or to be a public nuisance, or create a condition of air pollution.

(a) The permittee shall not cause or permit the handling, transporting, or storage of any material in a manner which allows or may allow unnecessary amounts of particulate matter to become airborne.

(b) When dust, fumes, gases, mist, odorous matter, vapors, or any combination thereof escape from a building or equipment in such a manner and amount as to cause a nuisance to property other than that from which it originated or to violate any other provision of 11 Miss. Admin. Code Pt. 2, Ch. 1, the Commission may order such corrected in a way that all air and gases or air and gasborne material leaving the building or equipment are controlled or removed prior to discharge to the open air.

(Ref.: 11 Miss. Admin. Code Pt. 2, R. 1.3.C.)

- 1.13 *Right of Entry:* The permittee shall allow the Mississippi Department of Environmental Quality Office of Pollution Control and the Mississippi Environmental Quality Permit Board and/or their representatives upon presentation of credentials:

(a) To enter at reasonable times upon the permittee's premises where an air emission source is located or in which any records are required to be kept under the terms and conditions of this permit; and

- (b) To have access to and copy any records required to be kept under the terms and conditions of this permit; to inspect any monitoring equipment or monitoring method required in this permit; and to sample any air contaminants or waste waters, fuel, process material, or other material which affects or may affect emission of air contaminants from any source.

(Ref.: Miss. Code Ann. 49-17-21)

- 1.14 *Permit Modification or Revocation:* After notice and opportunity for a hearing, the Permit Board may modify the permit or revoke it in whole or in part for good cause shown including, but not limited to:

- (a) Persistent violation of any of the terms or conditions of this permit;
- (b) Obtaining this permit by misrepresentation or failure to disclose fully all relevant facts; or
- (c) A change in federal, state, or local laws or regulations that require either a temporary or permanent reduction or elimination of previously authorized air emission.

(Ref.: 11 Miss. Admin. Code Pt. 2, R. 2.2.C.)

- 1.15 *Public Record and Confidential Information:* Except for data determined to be confidential under the Mississippi Air & Water Pollution Control Law, all reports prepared in accordance with the terms of this permit shall be available for public inspection at the offices of the Mississippi Department of Environmental Quality, Office of Pollution Control.

(Ref.: Miss. Code Ann. 49-17-39)

- 1.16 *Permit Transfer:* This permit shall not be transferred except upon approval of the Permit Board.

(Ref.: 11 Miss. Admin. Code Pt. 2, R. 2.16.B.)

- 1.17 *Severability:* The provisions of this permit are severable. If any provision of the permit, or the application of any provision of the permit to any circumstances, is challenged or held invalid, the validity of the remaining permit provisions and/or portions thereof or their application to other persons or sets of circumstances, shall not be affected thereby.

(Ref.: 11 Miss. Admin. Code Pt. 2, R. 2.1.D(7).)

- 1.18 *Permit Expiration:* The permit to construct will expire if construction does not begin within eighteen (18) months from the date of issuance, if construction is suspended for eighteen (18) months or more, or if construction is not completed within a reasonable time. The DEQ may extend the 18-month period upon a satisfactory showing that an extension is justified.

(Ref.: 11 Miss. Admin. Code Pt. 2, R. 2.5.C(1)., R. 2.5.C(4)., and R. 5.2.)

- 1.19 *Certification of Construction:* A new stationary source issued a Permit to Construct cannot begin operation until certification of construction by the permittee.

(Ref.: 11 Miss. Admin. Code Pt. 2, R. 2.5.D(3).)

- 1.20 *Beginning Operation:* After certification of construction by the permittee, the Permit to Construct shall be deemed to satisfy the requirement for a permit to operate until the date the application for issuance or modification of the Title V Permit or the application for issuance or modification of the State Permit to Operate, whichever is applicable, is due. This provision is not applicable to a source excluded from the requirement for a permit to operate as provided by 11 Miss. Admin. Code Pt. 2, R. 2.13.G.
(Ref.: 11 Miss. Admin. Code Pt. 2, R. 2.5.D(4).)
- 1.21 *Application for a Permit to Operate:* The application for issuance or modification of the State Permit to Operate or the Title V Permit, whichever is applicable, is due twelve (12) months after beginning operation or such earlier date or time as specified in the Permit to Construct. The Permit Board may specify an earlier date or time for submittal of the application. Beginning operation will be assumed to occur upon certification of construction, unless the permittee specifies differently in writing.
(Ref.: 11 Miss. Admin. Code Pt. 2, R. 2.5.D(5).)
- 1.22 *Operating Under a Permit to Construct:* Upon submittal of a timely and complete application for issuance or modification of a State Permit to Operate or a Title V Permit, whichever is applicable, the applicant may continue to operate under the terms and conditions of the Permit to Construct and in compliance with the submitted application until the Permit Board issues, modifies, or denies the Permit to Operate.
(Ref.: 11 Miss. Admin. Code Pt. 2, R. 2.5.D(6).)
- 1.23 Except as otherwise specified herein, the permittee shall be subject to the following provisions with respect to upsets, startups, and shutdowns.
- (a) Upsets (as defined in 11 Miss. Admin. Code Pt. 2, R. 1.2.)
- (1) For an upset, the Commission may pursue an enforcement action for noncompliance with an emission standard or other requirement of an applicable rule, regulation, or permit. In determining whether to pursue enforcement action, and/or the appropriate enforcement action to take, the Commission may consider whether the source has demonstrated through properly signed contemporaneous operating logs or other relevant evidence the following:
- (i) An upset occurred and that the source can identify the cause(s) of the upset;
- (ii) The source was at the time being properly operated;
- (iii) During the upset the source took all reasonable steps to minimize levels of emissions that exceeded the emission standard or other requirement of an applicable rule, regulation, or permit;
- (iv) That within five (5) working days of the time the upset began, the source submitted a written report to the Department describing the upset, the steps taken to mitigate excess emissions or any other noncompliance, and the corrective actions taken and;

- (v) That as soon as practicable but no later than 24 hours of becoming aware of an upset that caused an immediate adverse impact to human health or the environment beyond the source boundary or caused a general nuisance to the public, the source provided notification to the Department.
 - (2) In any enforcement proceeding by the Commission, the source seeking to establish the occurrence of an upset has the burden of proof.
 - (3) This provision is in addition to any upset provision contained in any applicable requirement.
 - (4) These upset provisions apply only to enforcement actions by the Commission and are not intended to prohibit EPA or third party enforcement actions.
- (b) Startups and Shutdowns (as defined in 11 Miss. Admin. Code Pt. 2, R. 1.2.)
- (1) Startups and shutdowns are part of normal source operation. Emission limitations apply during startups and shutdowns unless source specific emission limitations or work practice standards for startups and shutdowns are defined by an applicable rule, regulation, or permit.
 - (2) Where the source is unable to comply with existing emission limitations established under the State Implementation Plan (SIP) and defined in 11 Mississippi Administrative Code, Part 2, Chapter 1, the Department will consider establishing source specific emission limitations or work practice standards for startups and shutdowns. Source specific emission limitations or work practice standards established for startups and shutdowns are subject to the requirements prescribed in 11 Miss. Admin. Code Pt. 2, R. 1.10.B(2)(a) through (e).
 - (3) Where an upset, as defined in 11 Miss. Admin. Code Pt. 2, R. 1.2., occurs during startup or shutdown, see the upset requirements above.
- (Ref.: 11 Miss. Admin. Code Pt. 2, R. 1.10.)
- 1.24 *General Duty:* All air emission equipment shall be operated as efficiently as possible to provide the maximum reduction of air contaminants.
- (Ref.: 11 Miss. Admin. Code Pt. 2, R. 2.2.B(10).)
- 1.25 *Compliance Testing:* Regarding compliance testing:
- (a) The results of any emissions sampling and analysis shall be expressed both in units consistent with the standards set forth in any Applicable Rules and Regulations or this permit and in units of mass per time.
 - (b) Compliance testing will be performed at the expense of the permittee.
 - (c) Each emission sampling and analysis report shall include but not be limited to the following:
 - (1) detailed description of testing procedures;
 - (2) sample calculation(s);

- (3) results; and
- (4) comparison of results to all Applicable Rules and Regulations and to emission limitations in the permit.

(Ref.: 11 Miss. Admin. Code Pt. 2, R. 2.6.B(3), (4), and (6).)

SECTION 2. EMISSION POINT DESCRIPTION

The permittee is authorized to construct and operate, upon certification of construction, air emissions equipment, as described in the following table.

Emission Point	Description
AA-000	Facility-Wide [APAC-Mississippi, Inc, Coxburg Mine]
AA-001	200 Tons / Hour, Electric-Powered Impactor Gravel Crusher
AA-002	Gravel Size Screening Operations [crushed material is screened for sorting into end-use product and oversized material (which is additionally crushed)]
AA-003	Gravel Conveyance Activities [consists of sixteen (16) total conveyor transfer points]

SECTION 3. EMISSION LIMITATIONS AND STANDARDS

Emission Point	Applicable Requirement	Condition Number(s)	Pollutant/Parameter	Limitation/Standard
AA-000	11 Miss. Admin. Code Pt. 2, R. 1.3.A.	3.1	Opacity	$\leq 40\%$
	11 Miss. Admin. Code Pt. 2, R. 1.3.B.	3.2		
	11 Miss. Admin. Code Pt. 2, R. 1.3.F(1).	3.3	PM (filterable)	$E = 4.1 \times p^{0.67}$
AA-001 AA-002 AA-003	40 CFR Part 60, Subpart OOO – Standards of Performance for Nonmetallic Mineral Processing Plants 40 CFR 60.670(a)(1), (e), (f), and Table 1, Subpart OOO	3.4	Opacity	General Applicability
AA-001	40 CFR 60.672(b), (d), and Table 3, Subpart OOO	3.5	Opacity	$\leq 12\%$ (As Applicable)
AA-002 AA-003		3.6	Opacity	$\leq 7\%$ (As Applicable)

3.1 For Emission Point AA-000 (Facility-Wide), except as otherwise specified or limited herein, the permittee shall not cause or allow the emission of smoke from a point source into the open air from any manufacturing, industrial, commercial, or waste disposal process, which exceeds forty percent (40%) opacity subject to the following exceptions:

- (a) Start-up operations may produce emissions which exceed 40% opacity for up to fifteen (15) minutes per startup in any one hour and not to exceed three (3) start-ups per stack in any twenty-four (24) hour period.
- (b) Emissions resulting from soot blowing operations shall be permitted provided such emissions do not exceed sixty percent (60%) opacity, and provided further that the aggregate duration of such emissions during any twenty-four (24) hour period does not exceed ten (10) minutes per billion BTU gross heating value of fuel in any one (1) hour.

(Ref.: 11 Miss. Admin. Code Pt. 2, R. 1.3.A.)

3.2 For Emission Point AA-000 (Facility-Wide), except as otherwise specified or limited herein, the permittee shall not cause or allow the discharge into the ambient air from any point source any air contaminant or emissions of such opacity as to obscure an observer's view to a degree in excess of 40% opacity, equivalent to that provided in Condition 3.1. This shall not apply to vision obscuration caused by uncombined water droplets.

(Ref.: 11 Miss. Admin. Code Pt. 2, R. 1.3.B.)

3.3 For Emission Point AA-000 (Facility-Wide), except as otherwise specified, the permittee shall not cause or allow the emission of particulate matter (PM) in total quantities in any one (1) hour from any manufacturing process (which includes any associated stacks, vents, outlets, or combination thereof) to exceed the amount determine by the relationship:

$$E = 4.1 \cdot (p^{0.67})$$

where “E” is the emission rate in pounds per hour, and “p” is the process weight input rate in tons per hour. Conveyor discharge of coarse solid matter may be allowed if no nuisance is created beyond the property boundary where the discharge occurs.

(Ref.: 11 Miss. Admin. Code Pt. 2, R. 1.3.F(1).)

- 3.4 For Emission Points AA-001, AA-002, and AA-003, the permittee is subject to and shall comply with the applicable requirements of 40 CFR Part 60, Subpart OOO, Standards of Performance for Nonmetallic Mineral Processing Plants, and 40 CFR 60, Subpart A, General Provisions, with the exception of listed exclusions to Subpart A applicability established in Table 1 of Subpart OOO.

For the purpose of this permit, the specified process equipment is considered an affected facility constructed after April 22, 2008.

(Ref.: 40 CFR 60.670(a)(1), (e), (f), and Table 1, Subpart OOO)

- 3.5 For Emission Point AA-001, the permittee shall at all times not cause to be discharged into the atmosphere fugitive PM emissions that exceed twelve (12) percent opacity. This standard shall be met within 60 days of achieving the maximum production rate, but no later than 180 days after initial startup as required under 40 CFR 60.11. Truck dumping of nonmetallic minerals into the crusher is exempt from this standard.

(Ref.: 40 CFR 60.672(b), (d), and Table 3, Subpart OOO)

- 3.6 For Emission Points AA-002 and AA-003, the permittee shall at all times not cause to be discharged into the atmosphere fugitive PM emissions that exceed seven (7) percent opacity from any transfer point or screening activity. This standard shall be met within 60 days of achieving the maximum production rate, but no later than 180 days after initial startup as required under 40 CFR 60.11. Truck dumping into any screening operation or feed hopper is exempt from this standard.

(Ref.: 40 CFR 60.672(b), (d), and Table 3, Subpart OOO)

SECTION 4. WORK PRACTICES

Emission Point	Applicable Requirement	Condition Number(s)	Work Practice
AA-001 AA-002 AA-003	40 CFR 60.11(d), Subpart A	4.1	Opacity

- 4.1 For Emission Points AA-001, AA-002, and AA-003, the permittee shall maintain and operate the applicable sources (including associated air pollution control equipment) in a manner consistent with good air pollution control practice for minimizing emissions to the extent practicable at all times (including periods of start-up, shutdown, and malfunction).

The determination of whether acceptable operating and maintenance procedures are being used will be based on information available to the MDEQ, which may include (but is not limited to) monitoring results, opacity observations, review of operating and maintenance procedures, and inspection of the source.

(Ref.: 40 CFR 60.11(d), Subpart A)

SECTION 5. MONITORING AND RECORDKEEPING REQUIREMENTS

Emission Point	Applicable Requirement	Condition Number(s)	Pollutant/Parameter	Monitoring/Recordkeeping Requirement
AA-000 (Facility-Wide)	11 Miss. Admin. Code Pt. 2, R. 2.9.	5.1	Recordkeeping	Maintain records for a minimum of five (5) years.
AA-001 AA-002 AA-003	40 CFR 60.11(b), Subpart A 40 CFR 60.675(c)(1)(i) – (ii), (e)(1) – (2), and Table 3, Subpart OOO	5.2	Opacity	Conduct Routine Visible Emission Observations

- 5.1 The permittee shall retain all required records, monitoring data, supporting information and reports for a period of at least five (5) years from the date of the monitoring sample, measurement, report, or application. Support information includes, but is not limited to, all calibration and maintenance records, all original strip-chart recordings or other data for continuous monitoring instrumentation, and copies of all reports required by this permit. Copies of such records shall be submitted to DEQ as required by Applicable Rules and Regulations or this permit upon request.

(Ref.: 11 Miss. Admin. Code Pt. 2, R. 2.9.)

- 5.2 For Emission Point AA-001, AA-002, and AA-003, the permittee shall demonstrate compliance with the respective standards specified in Conditions 3.5 and 3.6 by conducting a visible emission observation on each source in accordance with the following specifications (as applicable):

- (a) The permittee shall conduct an observation in accordance with EPA Test Method 9 or any alternative method approved by EPA. Additionally, the permittee shall adhere to the following requirements:

- (1) The minimum distance between the observer and the emission source shall be fifteen (15) feet; and
- (2) When possible, the observer shall elect a position that minimizes interference from other fugitive emission sources (*e.g.*, road dust). However, the VEE must follow the required position for an observer relative to the sun as specified in EPA Test Method 9.

If the fugitive emissions from two (2) or more sources continuously interfere so that the opacity from an individual source cannot be read, the observer may utilize one of the following procedures:

- (i) Use for the combined emission stream the highest fugitive opacity standard applicable to any of the individual source contributing to the emissions stream; or
 - (ii) Separate the emissions so that the opacity of emissions from each affected facility can be read.
- (b) The minimum total time for an observation shall be thirty (30) minutes [i.e., five (5) 6-minute averages]; and

- (c) The permittee shall conduct an observation no later than sixty (60) days after achieving the maximum production rate for which the source will be operated or no later than one hundred eighty (180) days after the initial start-up of the source (whichever comes first).
- (d) A single observer may conduct visible emission observations for up to three (3) sources within a 15-second interval if the following criteria are met:
 - (1) No more than three (3) sources may be read concurrently;
 - (2) All three (3) emission sources must be within a seventy (70) degree viewing sector or angle in front of the observer such that the proper sun position can be maintained for all three (3) sources; and
 - (3) If an opacity reading for any one of the three (3) emission sources equals or exceeds the applicable opacity standard, the observer must stop taking readings for the other two (2) sources and continue reading just that single source.

The permittee shall conduct a subsequent observation in accordance with the specifications herein no later than five (5) years after the previously completed observation.

(Ref.: 40 CFR 60.11(b), Subpart A, and 40 CFR 60.675(c)(1)(i) – (ii), (e)(1) – (2), and Table 3, Subpart OOO)

SECTION 6. REPORTING REQUIREMENTS

Emission Point	Applicable Requirement	Condition Number(s)	Reporting Requirement
AA-000 (Facility-Wide)	11 Miss. Admin. Code Pt. 2, R. 2.2.B(11).	6.1(a)	Report deviations within five (5) working days
	11 Miss. Admin. Code Pt. 2, R. 2.2.B(11).	6.1(b)	Certification by responsible official
	11 Miss. Admin. Code Pt. 2, R. 2.5.C(2).	6.1(c)	Notification of beginning actual construction within 15 days
	11 Miss. Admin. Code Pt. 2, R. 2.5.C(3).	6.1(d)	Notification when construction does not begin or is suspended
	11 Miss. Admin. Code Pt. 2, R. 2.5.D(1) and (3).	6.1(e)	Certification of completion of construction prior to operation
	11 Miss. Admin. Code Pt. 2, R. 2.5.D(2).	6.1(f)	Notification of changes in construction
AA-001 AA-002 AA-003	40 CFR 60.676(i)(1), Subpart OOO	6.2	Submit an Initial Start-Up Notification (Each Source)
	40 CFR 60.670(d) and 60.676(a), Subpart OOO	6.3	Submit a Notification on the Replacement of Equipment
	40 CFR 60.675(g), Subpart OOO	6.4	Submit a Notification for an Anticipated Visible Emission Observation
	40 CFR 60.676(f), Subpart OOO	6.5	Submit the Visible Emission Observation Results

6.1 General Reporting Requirements:

- (a) The permittee shall report all deviations from permit requirements, including those attributable to upsets, the probable cause of such deviations, and any corrective actions or preventive measures taken. Said report shall be made within five (5) working days of the time the deviation began.
(Ref.: 11 Miss. Admin. Code Pt. 2, R. 2.2.B(11).)
- (b) Any document required by this permit to be submitted to the DEQ shall contain a certification signed by a responsible official stating that, based on information and belief formed after reasonable inquiry, the statements and information in the document are true, accurate and complete.
(Ref.: 11 Miss. Admin. Code Pt. 2, R. 2.2.B(11).)
- (c) Within fifteen (15) days of beginning actual construction, the permittee must notify DEQ in writing that construction has begun.
(Ref.: 11 Miss. Admin. Code Pt. 2, R. 2.5.C(2).)
- (d) The permittee must notify DEQ in writing when construction does not begin within eighteen (18) months of issuance or if construction is suspended for eighteen (18) months or more.
(Ref.: 11 Miss. Admin. Code Pt. 2, R. 2.5.C(3).)
- (e) Upon the completion of construction or installation of an approved stationary source or modification, and prior to commencing operation, the applicant shall notify the Permit Board that construction or installation was performed in

accordance with the approved plans and specifications on file with the Permit Board.

(Ref.: 11 Miss. Admin. Code Pt. 2, R. 2.5.D(1) and (3).)

- (f) The Permit Board shall be promptly notified in writing of any change in construction from the previously approved plans and specifications or permit. If the Permit Board determines the changes are substantial, it may require the submission of a new application to construct with “as built” plans and specifications. Notwithstanding any provision herein to the contrary, the acceptance of an “as built” application shall not constitute a waiver of the right to seek compliance penalties pursuant to State Law.

(Ref.: 11 Miss. Admin. Code Pt. 2, R. 2.5.D(2).)

- 6.2 For Emission Points AA-001, AA-002, and AA-003, the permittee shall submit a notification to the MDEQ that details the initial start-up of each source no later than fifteen (15) days after the actual start-up date. Additionally, the notification shall include a description of each source, the equipment manufacturer, and the serial number of the equipment (if available).

If the respective initial start-up for a combination of sources commences on the same day, the permittee may submit a single notification to the MDEQ that details the required information.

(Ref.: 40 CFR 60.676(i)(1), Subpart OOO)

- 6.3 For Emission Points AA-001, AA-002, and AA-003, the permittee shall submit a written notification to the MDEQ that details the following information about both any existing process equipment being replaced and the corresponding replacement equipment no later than fifteen (15) days after the actual event occurs:

- (a) For a crusher, grinding mill, or bucket elevator:

- (1) The rated capacity in tons per hour of the existing facility being replaced; and
- (2) The rated capacity in tons per hour of the replacement equipment.

- (b) For a screening operation:

- (1) The total surface area of the top screen of the existing screening operation being replaced; and
- (2) The total surface area of the top screen of the replacement screening operation.

- (c) For a conveyor belt:

- (1) The width of the existing belt being replaced; and
- (2) The width of the replacement conveyor belt.

(Ref.: 40 CFR 60.670(d) and 60.676(a), Subpart OOO)

- 6.4 For Emission Points AA-001, AA-002, and AA-003, the permittee shall submit a notification to the MDEQ that details the anticipated date of an observation required by Condition 5.2 no later than seven (7) days prior to the actual date.
(Ref.: 40 CFR 60.675(g), Subpart OOO)
- 6.5 For Emission Points AA-001, AA-002, and AA-003, the permittee shall submit the results from an observation required by Condition 5.2 to the MDEQ no later than sixty (60) days after the actual observation.
(Ref.: 40 CFR 60.676(f), Subpart OOO)