

JACOB NOEL – SAN TAN VALLEY

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1. Introduction

This permit pertains to a wood coating operation, owned by Jacob Noel. The facility is located at 43897 North Suburban Avenue, San Tan Valley, Arizona, upon a parcel also identified by Pinal County Assessor's Parcel #104-23-0022. The SIC Code is 7641 and the NAICS code is 811420. The source is situated in an area classified as attainment for ozone.

Since the Permittee does not use coatings or solvents that contain any target HAPs, the National Emission Standards for Hazardous Air Pollutants (NESHAP), Subpart HHHHHH, for Paint Stripping and Miscellaneous Surface Coating Operations, are not applicable to the facility.

The source includes an enclosed spray booth used for applying coatings or other products to wood surfaces via an air assisted airless spray gun. An exhaust fan with filter are used to control potential emissions that may arise from the coating processes.

A complete list of equipment from which emissions are allowed by this permit is given in Section 8 of this permit. As an informational disclosure, emissions listed in the last section of this permit entitled "Emission Inventory Table" constitute good-faith estimates of emissions subject to regulation, as set forth in the application for permit.

Typical spray paint operations may give rise to emissions of organic material in the form of volatile organic compounds ("VOC[s]"). VOCs may also constitute either hazardous air pollutants ("HAP[s]"). The use of VOCs and HAPs are subject to different use-based regulatory thresholds. Exceeding those thresholds triggers a variety of differing regulatory obligations.

In order to legally assure compliance with the applicable requirements, while imposing a minimum of burden on the operator, this permit simply imposes an overall limit on the total use of all consumable material typically used in a spray paint operation.

In the absence of the limitations established in this permit, this source would have an uncontrolled potential to emit that could trigger the need for a permit subject to Title V of the Clean Air Act (1990) ("CAA"). However, at the source's request, this permit includes proposed "federally enforceable provision(s)" ("FEP"), designated pursuant to Code §3-1-084. That code section calls for an EPA-review of affected permit provisions. An EPA-concurrence in the practical enforceability of the provisions of this permit should provide both the source and the public with a maximum degree of assurance that the source does not require a "major source" permit under CAA Title V.

2. Authority to Construct [*Federally enforceable pursuant to PCAQCD Code §§3-1-010, 3-1-040 (10/12/95) approved as a SIP element at 65 FR 79742 (12/20/00)*]

Emissions from this facility, specifically the equipment described in "Equipment Schedule" section below, and the operating configuration more fully described in the application for permit, already fall subject to the independent Federally Enforceable limitations identified elsewhere in this permit. Therefore, based on the regulations in effect upon the date of issuance of this permit and a finding that allowable emissions from the equipment described in the Equipment Schedule will neither cause nor contribute to a violation of any ambient air quality standard even without any additional limitations, and a further finding that this does not constitute a "major source" within the meaning of Code §3-3-203, this permit constitutes authority to construct and operate such equipment.

3. Emission Limitations and Controls

A. Applicable Limitations [*Federally enforceable pursuant to PCAQCD Code § 3-1-082 (11/3/93) approved as SIP Elements at 65 FR 79742 (12/20/00)*]

Where different standards or limitations apply under this permit, the most stringent combination shall prevail and be enforceable.

B. Allowable Emissions [*Federally enforceable pursuant to PCAQCD Code § 3-1-040 (10/12/95) approved as SIP Elements at 65 FR 79742 (12/20/00)*]

The owner/operator ("Permittee") is authorized to discharge or cause to discharge into the atmosphere those emissions of air contaminants as set forth in this permit. Unless exempted under Code §3-2-180, Permittee shall not use any material, process, or equipment not identified in this permit which will cause emissions of any regulated air pollutant in excess of the 5.5 pound-per-day *de minimis* amount, unless authorized by a permit revision under as allowed under this permit, or by a separate permit issued by the District or other competent authority.

C. Combined Volatile Organic Compound/Hazardous Air Pollutant/Photochemically Reactive Solvent Emissions [Code §§3-1-081 (*Nov. '93*)]

1. Process Use Limitation [*Federally enforceable provision, pursuant to Code §3-1-084 (8/11/94)*]

a. To avoid classification, and regulation:

- i. as a major source within the meaning of Code §3-1-040.B.1.a (*Nov. '93*) and CAA §112 (1990);
- ii. as a major source within the meaning of Code §3-1-040.B.1.a (*Nov. '93*) and CAA §302(j) (1990);

b. Permittee shall:

- i. Not use chlorinated solvents;
- ii. Conduct an annual inventory of consumables.

D. Usage Limitation

Permittee shall not use more than an annual average of 750 gallons of all the paints and solvents combined.

E. Facility-wide Emissions

The usage limitation required by this permit will limit the potential emissions of volatile organic compounds and hazardous air pollutants to less than three percent (3%) of the major source threshold for these pollutants.

F. Consumable Expansion Notification

Permittee shall submit, either by fax or mail, notification of any new product being added to the list of consumables. Material Safety Data Sheets will be provided when made available from the manufacturer.

G. Spray Paint and other Coating Operations [*Currently federally enforceable pursuant to PGAQCD Reg. 7-3-3.4 (6/16/80) approved as a SIP element at 47 FR 15579 (4/12/82)*] (Code §5-13-390.)

1. To limit emissions of volatile organic compounds, no person shall conduct any spray paint or other coating operation except architectural coating without utilizing an enclosed area designed to contain not less than ninety-six percent (96%) by weight of the overspray. For purposes of this rule an enclosed area means a three (3) sided structure with walls a minimum of eight (8) feet high.
2. No person shall, during any one day, dispose of a total of more than one and one-half gallons of any photochemically reactive solvent or of any material containing more than one and one-half gallons of any such photochemically reactive solvent by any means which will permit the evaporation of such solvent into the atmosphere.

H. Particulate Emissions - Opacity Limits

1. SIP Limitation [*Currently federally enforceable pursuant to PGAQCD Reg. 7-3-1.1 (6/16/80) approved as a SIP element at 47 F.R. 15579 (4/12/82)*]

The opacity of any plume or effluent shall not be greater than 40 percent as determined by Reference Method 9 in the Arizona Testing Manual (ADEQ, 1992). Nothing in this limitation shall be interpreted to prevent the discharge or emission of uncontaminated aqueous steam, or uncombined water vapor, to the open air.

2. Visibility Limiting Standard [*Federally enforceable provision, pursuant to Code §2-8-300 (as amended 5/18/05) approved as a SIP element at 47 FR 15043 (3/27/06)*]

The opacity of any plume or effluent from any point source not subject to a New Source Performance Standard adopted under Chapter 6 of the Code, and not subject to an opacity standard in Chapter 5 of the Code, shall not be greater than 20% as determined in Method 9 of 40 CFR 60, Appendix A.

I. Particulate Matter Reasonable Precautions [*Currently federally enforceable pursuant to Code §4-2-040 (6/29/93) approved as a SIP element at 72 FR 41896 (8/1/07) and PGAQD Reg. 7-3-1.2 approved as a SIP element at 43 FR 53034 (11/15/78)*]

1. Permittee shall not cause, suffer, allow, or permit a building or its appurtenances, subdivision site, driveway, parking area, vacant lot or sales lot, or an urban or suburban open area to be constructed, used, altered, repaired, demolished, cleared, or leveled, or the earth to be moved or excavated, or fill dirt to be deposited, without taking reasonable precautions to effectively prevent fugitive dust from becoming airborne.
2. Permittee shall not cause, suffer, allow, or permit a vacant lot, or an urban or suburban open area, to be driven over or used by motor vehicles, such as but not limited to all-terrain vehicles, trucks, cars, cycles, bikes, or buggies, without taking reasonable precautions to effectively prevent fugitive dust from becoming airborne.
3. Permittee shall not disturb or remove soil or natural cover from any area without taking reasonable precautions to effectively prevent fugitive dust from becoming airborne.
4. Permittee shall not crush, screen, handle or convey materials or cause, suffer, allow or permit material to be stacked, piled or otherwise stored without taking reasonable precautions to effectively prevent fugitive dust from becoming airborne.

5. Stacking and reclaiming machinery utilized at storage piles shall be operated at all times with a minimum fall of material and in such a manner, or with the use of spray bars and wetting agents, as to prevent excessive amounts of particulate matter from becoming airborne. Other reasonable precautions shall be taken, as necessary, to effectively prevent fugitive dust from becoming airborne.
 6. Permittee shall not cause, suffer, allow or permit transportation of materials likely to give rise to fugitive dust without taking reasonable precautions to prevent fugitive dust from becoming airborne. Earth and other material that is tracked out or transported by trucking and earth moving equipment on paved streets shall be removed by the party or person responsible for such deposits.
- J. Surface Stabilization [*Federally enforceable pursuant to Code §4-1-010 (10/28/15) approved as a SIP element at 82 FR 20267 (5/1/17), Amended 1/25/23*]
1. Vehicle Use in Open Areas and Vacant Lots (Code §4-1-030.2)
 - a. Permittee shall not cause or allow visible emissions of particulate matter, including fugitive dust generated from the vehicle use in open areas and vacant lots beyond the property line within which the emissions are generated.
 - b. Permittee shall stabilize the open areas and vacant lots on which vehicles are used to by complying with any one of the stabilization requirements listed in PCAQCD Code §4-1-030.2.A.
 - c. Permittee shall apply appropriate control measures to the open areas and vacant lots on which vehicles are used as listed in PCAQCD Code §4-1-030.2.B.
 - d. Permittee shall implement one or more of the control measures described in PCAQCD Code §4-1-030.2.B within 60 calendar days following the initial discovery by the Control Officer of any open areas and vacant lots that are 0.10 acre (4,356 square feet) or larger and having a cumulative of 500 square feet or more that are disturbed by being driven over and/or used by motor vehicles, by off road vehicles, or for material dumping.
 - e. Permittee shall, within 30 calendar days following the initial discovery by the Control Officer of the disturbance or vehicle use on open areas and vacant lots, provide in writing to the Control Officer a description and date of the control measure(s) to be implemented to prevent such disturbance.
 - f. Permittee shall implement all control measures necessary to limit the disturbance or vehicle uses on open areas and vacant lots in accordance with the requirements of PCAQCD Code §4-1-030.2.B. Control measure(s) shall be considered effectively implemented when the open areas and vacant lots meets the requirements described in PCAQCD Code §4-1-030.2.A.
 - g. Use of or parking on open areas and vacant lots by the Permittee shall not be considered vehicles use in open areas and vacant lots.
 - h. Establishing initial landscapes without the use of mechanized equipment or conducting landscape maintenance without the use of mechanized equipment shall not be considered vehicle use in open areas and vacant lots.

2. Open Areas and Vacant Lots (Code §4-1-030.3)
 - a. Permittee shall not cause or allow visible emissions of particulate matter, including fugitive dust generated from the open areas and vacant lots beyond the property line within which the emissions are generated.
 - b. Permittee shall stabilize the open areas and vacant lots by complying with any one of the stabilization requirements listed in PCAQCD Code §4-1-030.3.A.ii.
 - c. Permittee shall apply appropriate control measures to the disturbed open areas and vacant lots as listed in PCAQCD Code §4-1-030.3.B.
 - d. Permittee shall implement one or more of the control measures described in PCAQCD Code §4-1-030.3.B within 60 calendar days following the initial discovery by the Control Officer of any open areas and vacant lots that are 0.10 acre (4,356 square feet) or larger and having a cumulative of 500 square feet or more that are disturbed, and if such disturbed area remains unoccupied, unused, vacant, or undeveloped for more than 15 days.
 - e. Permittee shall, within 30 calendar days following the initial discovery by the Control Officer of the disturbance on the open areas and vacant lots, provide in writing to the Control Officer a description and date of the control measure(s) to be implemented to prevent such disturbance.
 - f. Permittee shall apply the control measures listed in PCAQCD Code §4-1-030.5.A if machinery is used to clear weeds and/or trash from open areas and vacant lots of 5,000 square feet or larger.
3. Unpaved Parking Lots (Code §4-1-030.4)
 - a. Permittee shall not cause or allow visible emissions of particulate matter, including fugitive dust generated from the unpaved parking lots beyond the property line within which the emissions are generated.
 - b. Permittee shall apply appropriate control measures to the disturbed unpaved parking lots as listed in PCAQCD Code §4-1-030.4.B.
 - c. Permittee shall repair and/or replace the control measures listed in PCAQCD Code §4-1-030.4.B, and shall clean-up immediately any trackout from areas accessible to the public including curbs, gutters and sidewalks when trackout extends a cumulative distance of 25 linear feet or more and at the end of the day for all other trackout.
4. Paved Public Roadway (Code §4-1-030.7)
 - a. Permittee upon discovery of the mud/dirt on its property due to the trackout or erosion-caused deposition that extends 25 feet or more from the nearest unpaved surface exit onto the paved public roadway shall apply any one of the control measures listed in PCAQCD §4-1-030.7.A.i.
 - b. Permittee shall remove the mud/dirt in a manner that does not cause another source of fugitive dust.

- c. In the event unsafe travel conditions would result from restricting traffic and removal of such material is not possible within 72 hours due to a weekend or holiday condition, the provisions of PCAQCD Code §4-1-030.7.A.i can be extended upon notification to and approval by the Control Officer.
- d. Permittee who is the owner and/or operator of any existing paved public roadways shall apply in sufficient quantity a dust suppressants to the total surface area subject to the disturbance and prevent track by applying any one of the control measures listed in PCAQCD §4-1-030.7.A.i, prior to, during and after work on unpaved road shoulders.
- e. Permittee who is the owner and/or operator having jurisdiction over, or ownership of, public or private paved roads shall construct, or require to be constructed, all new or modified paved roads in conformance with the road shoulder width and drivable median stabilization as required in PCAQCD Code §4-1-030.7.D.
- f. Unpaved shoulders and medians of paved roads shall be considered to have control measures effectively implemented when fugitive dust emissions do not exceed 20% opacity and silt loading does not equal or exceed 0.33 oz/ft² as determined in PCAQCD Code §4-9-310 except for unpaved shoulders on which gravel has been applied. Where gravel is utilized to prevent trackout from unpaved shoulders and medians of paved roads, surface gravel shall be uniformly applied and maintained to a depth of two (2) inches to comply with the 20% opacity standards, the gravel depth and silt content test methods in PCAQCD Code §4-9-310.
- g. Permittee who is the owner and/or operator having jurisdiction over, or ownership of, existing public or private paved roads which do not conform with the requirements of PCAQCD Code §4-1-030.7.D shall reconstruct, or require to be reconstructed, the existing nonconforming paved road within 365 calendar days following the initial discovery that the road fails to meet the requirements. The control officer may require short-term stabilization of any paved road subject to the requirements set forth in PCAQCD Codes §§4-1-030.7.D and 4-1-030.7.E

5. Recordkeeping (Codes §§4-1-040 and 4-1-050)

Permittee, if subject to the above requirements, shall compile and retain records that provide evidence of control measure application including records of receipts/purchase, street sweeping, water applications, maintenance of trackout control devices, gravel pads, fences, wind barriers, tarps, type of treatment/control measure application, extent of coverage, and date applied. The supporting documentation shall be provided as soon as possible but no later than 48 hours upon a verbal or written request by the Control Officer, excluding weekends. If the Control Officer is at the site where requested records are kept, the records shall be provided without delay. Copies of such records shall be retained for at least two years.

K. General Maintenance Obligation [*Federally Enforceable Provision pursuant to code §3-1-081.E (9/5/01) approved as a SIP element at 66 FR 63166 (12/5/01)*] (Code §§3-1-081.E., 8-1-030.A.3)

At all times, including periods of start-up, shutdown, and malfunction, owners and operators shall, to the extent practicable, maintain and operate the permitted facility including associated air

pollution control equipment in a manner consistent with good air pollution control practice for minimizing emissions.

4. Compliance Demonstration

A. Regular Emissions Monitoring and Recordkeeping [*Federally enforceable provision, pursuant to Code §3-1-084 (8/11/94)*]

To demonstrate continuing compliance with the emissions limitations established under this permit, Permittee shall maintain a Consumable Log that includes:

1. A listing of all Consumables utilized in the subject operation, including a separate listing for each paint, coating or solvent that identifies for each respective Consumable product:
 - a. the product manufacturer
 - b. the manufacturer's product identification number
 - c. the relevant material data safety sheet ("MSDS") number and issue date
 - d. the vendor.
 - e. the amount of each consumable used
2. A copy of the MSDS sheet for each consumable product.

B. Annual Compliance Reporting [*Federally enforceable provision, pursuant to Code §3-1-084 (8/11/94)*] (Code §3-1-083.A)

Permittee shall submit an annual report of emissions by submitting a copy of the "Total Product Use" section of the Consumable Log as may be required to reflect product use in the preceding calendar year. The report shall be submitted to the District within 30 days after the end of each calendar year. Appendix A is a form which may be used for the report.

C. Annual Regular Compliance/Compliance Progress Certification [*Federally Enforceable Provision pursuant to code §3-1-083 (2/22/95) approved as a SIP Element at 65 FR 79742 (12/20/00)*] (Code §3-1-083.A., 11/3/93)

Permittee shall annually submit a certification of compliance with the provisions of this permit. The certification shall:

1. Be signed by a responsible official, namely the proprietor, a general partner, the president, secretary, treasurer or vice-president of the corporation, or such other person as may be approved by the Control Officer as an administrative amendment to this permit;
2. Acknowledge that the product-use limitations under this permit constitute an emissions limitation;
3. Verify whether or not Permittee has complied with respect to the product use limitations under this permit;
4. Verify whether compliance with respect to each such term or condition has been continuous or intermittent;

5. Verify that the compliance certification is based upon records documenting compliance with the product use limitations under this permit; and
6. Be postmarked within thirty (30) days of the start of each calendar year.

5. Other Reporting Obligations

- A. Deviations from Permit Requirements [*Federally Enforceable Provision pursuant to code §3-1-081.A.5.b (9/5/01) approved as a SIP element at 66 FR 63166 (12/5/01)*] (Code §3-1-81.A.5.b.)

Permittee shall report any deviation from the requirements of this permit along with the probable cause for such deviation, and any corrective actions or preventative measures taken to the District within ten days of the deviation unless earlier notification is required by the provisions of this permit.

- B. Annual Emissions Inventory [*Federally Enforceable Provision pursuant to code §3-1-103 (2/22/95) approved as a SIP element at 65 FR 79742 (12/2/00)*] [Code §3-1-103. (Nov. '93)]

Since this source would be subject to an ADEQ permitting requirement, Permittee shall complete and submit to the District an annual emissions inventory, disclosing actual emissions for the preceding calendar year. The submittal shall be made on a form provided by the District. The inventory is due by the latter of March 31, or ninety (90) days after the form is furnished by the District.

6. Fee Payment (Code §3-7-600.)

As an essential obligation under this permit, a permit fee shall be assessed by the District and paid by Permittee in accord with the provisions of Code Chapter 3, Article 7, as they may exist at the time the fee is due. The permit fee shall be due annually on or before the anniversary date of the issuance of an individual permit, or formal grant of approval to operate under a general permit, or at such other time as may be designated now or hereafter by rule. The District will notify the Permittee of the amount to be due, as well as the specific date on which the fee is due.

7. General Conditions

- A. Term (Code §3-1-089)

This permit shall have a term of five (5) years, measured from the date of issuance.

- B. Basic Obligation (Code §3-1-081.)

Permittee shall operate in compliance with all conditions of this permit, the Pinal County Air Quality Control District ("the District") Code of Regulations ("Code"), and all State and Federal laws, statutes, and codes relating to air quality that apply to these facilities. Any permit noncompliance is grounds for enforcement action; for a permit termination, revocation and reissuance, or revision; or for denial of a permit renewal application and may additionally constitute a violation of the CAA.

- C. Duty to Supplement Application (Code §§3-1-050.H., 3-1-081.A.8.e., 3-1-087.A.1.c., 3-1-110.)

Even after the issuance of this permit, a Permittee, who as an applicant who failed to include all relevant facts, or who submitted incorrect information in an application, shall, upon becoming

aware of such failure or incorrect submittal, promptly submit a supplement to the application, correcting such failure or incorrect submittal. In addition, Permittee shall furnish to the District within thirty days any information that the Control Officer may request in writing to determine whether cause exists for modifying, revoking and reissuing, or terminating this permit or to determine compliance with this permit and/or the Code.

D. Right to Enter (Code §§ 3-1-132, 8-1-050)

Authorized representatives of the District shall, upon presentation of proper credentials and a showing that the District representative is equipped with certain safety equipment, namely a hard hat, be allowed:

1. To enter upon the premises where the source is located or in which any records are required to be kept under the terms and conditions of this permit;
2. To inspect any equipment, operation, or method required in this permit; and
3. To sample emissions from the source.

E. Transfer of Ownership (Code §3-1-090)

This permit may be transferred from one person to another by notifying the District at least 30 days in advance of the transfer. The notice shall contain all the information and items required by Code § 3-1-090. The transfer may take place if not denied by the District within 10 days of the receipt of the transfer notification.

F. Posting of Permit (Code §3-1-100)

Permittee shall firmly affix the permit, an approved facsimile of the permit, or other approved identification bearing the permit number, upon such building, structure, facility or installation for which the permit was issued. In the event that such building, structure, facility or installation is so constructed or operated that the permit cannot be so placed, the permit shall be mounted so as to be clearly visible in an accessible place within a reasonable distance of the equipment or maintained readily available at all times on the operating premises.

G. Permit Revocation for Cause (Code §3-1-140)

The Director of the District ("Director") may revoke this permit for cause, which cause shall include occurrence of any of the following:

1. The Director has reasonable cause to believe that the permit was obtained by fraud or material misrepresentation;
2. Permittee failed to disclose a material fact required by the permit application form or a regulation applicable to the permit;
3. The terms and conditions of the permit have been or are being violated.

H. Certification of Truth, Accuracy, and Completeness (Code § 3-1-175.)

Any application form, report, or compliance certification submitted pursuant to the Code shall contain certification by a responsible official of truth, accuracy, and completeness. This certification and any other certification required under Chapter 3 of the Code shall state that, based

on information and belief formed after reasonable inquiry, the statements and information in the document are true, accurate, and complete.

I. Permit Expiration and Renewal (Code §3-1-089)

Expiration of this permit will terminate the facility's right to operate unless either a timely application for renewal has been submitted in accordance with §§3-1-050, 3-1-055 and 3-1-060, or a substitute application for a general permit under §3-5-490. For Class I permit renewals, a timely application is one that is submitted at least 6 months, but not greater than 18 months prior to the date of the permit expiration. For Class II or Class III permit renewals, a timely application is one that is submitted at least 3 months, but not greater than 12 months prior to the date of permit expiration.

J. Severability (Code §3-1-081.A.7)

The provisions of this permit are severable, and if any provision of this permit is held invalid the remainder of this permit shall not be affected thereby.

K. Permit Shield (Code § 3-1-102.)

1. Compliance with the terms of this permit shall be deemed compliance with any applicable requirement identified in this permit.
2. 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 this permit.

L. Permit Revisions (Code Chapter 3, Article 2)

1. This permit may be revised, reopened, revoked and reissued, or terminated for cause. Other than as expressly provided in Code Chapter 3, Article 2, the filing of a request by the permittee for a permit revision, revocation and reissuance, or termination, or of a notification of planned changes or anticipated noncompliance does not stay any permit condition.
2. The permittee shall furnish to the Control Officer, within a reasonable time, any information that the Control officer may request in writing to determine whether cause exists for revising, revoking and reissuing, or terminating the permit or to determine compliance with the permit.
3. Permit amendments, permit revisions, and changes made without a permit revision shall conform to the requirements in Article 2, Chapter 3, of the Code.
4. Should this source become subject to a standard promulgated by the Administrator pursuant to CAA §112(d), then Permittee shall, within twelve months of the date on which the standard is promulgated, submit an application for a permit revision demonstrating how the source will comply with the standard. (Code §3-1-050.C.5)
5. Revision to Permit Provisions Designated as Federally Enforceable Pursuant to Code §3-1-084 [*Federally enforceable provision, pursuant to Code §3-1-084 (8/11/94)*]

As an express condition of preserving the federal enforceability of any provision of this permit designated "federally enforceable" pursuant to Code §3-1-084, Permittee shall not

make any facility allowed change that would contravene such provision, until thirty (30) days after the Permittee has previously furnished notice of the proposed change to the District and to the Administrator, to thereby allow the Administrator opportunity to comment upon the continued "federal enforceability" of the subject provision after the proposed change.

M. Permit Re-opening (Code §3-1-087.)

1. This permit shall be reopened if either:
 - a. The Control Officer determines that it contains a material mistake or that inaccurate statements were made in establishing the emissions standards or other terms or conditions of it;
 - b. The Control Officer determines that it needs to be revised or revoked to assure compliance with the applicable requirements; or
 - c. The EPA makes a material objection to any of those federally enforceable designations under Code §3-1-084 after the normal EPA review period is ended.
2. If this permit must be reopened or revised, the District will notify the permittee in accord with Code §3-1-087.A.3.

N. Record Retention (Code §3-1-083.A.2.b)

Permittee shall retain for a period of five (5) years all documents required under this permit, including reports, monitoring data, support information, calibration and maintenance records, and all original recordings or physical records of required continuous monitoring instrumentation.

O. Scope of License Conferred (Code §3-1-081.)

This permit does not convey any property rights of any sort, or any exclusive privilege.

P. Excess Emission Reports; Emergency Provision (Code §3-1-081.E, Code §8-1-030)

1. To the extent Permittee may wish to offer a showing in mitigation of any potential penalty, underlying upset events resulting in excess emissions shall reported as follows:
 - a. The permittee shall report to the Control Officer any emissions in excess of the limits established by this permit. Such report shall be in two parts:
 - i. Notifications by telephone or facsimile within 24 hours or the next business day, whichever is later, of the time when the owner or operator first learned of the occurrence of excess emissions, including all available information required under subparagraph b. below.
 - ii. Detailed written notification within 3 working days of the initial occurrence containing the information required under subparagraph b. below.
 - b. The excess emissions report shall contain the following information:

- i. The identity of each stack or other emission point where the excess emissions occurred.
 - ii. The magnitude of the excess emissions expressed in the units of the applicable limitation.
 - iii. The time and duration or expected duration of the excess emissions.
 - iv. The identity of the equipment from which the excess emissions occurred.
 - v. The nature and cause of such emissions.
 - vi. If the excess emissions were the result of a malfunction, steps taken to remedy the malfunction and the steps taken or planned to prevent the recurrence of such malfunctions.
 - vii. The steps that were or are being taken to limit the excess emissions. To the extent this permit defines procedures governing operations during periods of start-up or malfunction, the report shall contain a list of steps taken to comply with this permit.
 - viii. To the extent excess emissions are continuous or recurring, the initial notification shall include an estimate of the time the excess emissions will continue. Continued excess emissions beyond the estimated date will require an additional notification.
2. An "emergency" means any situation arising from sudden and reasonably unforeseeable events beyond the control of the source, including acts of God, which situation requires immediate corrective action to restore normal operation, and that causes the source to exceed a technology-based emission limitation under the permit, due to unavoidable increases in emissions attributable to the emergency. An emergency shall not include noncompliance to the extent caused by improperly designed equipment, lack of preventative maintenance, careless or improper operation, or operator error.
3. An emergency constitutes an affirmative defense to an action brought for noncompliance with such technology-based emission limitations if the conditions of the following subparagraph are met.
4. The affirmative defense of emergency shall be demonstrated through properly signed, contemporaneous operating logs, or other relevant evidence that:
 - a. An emergency occurred and that the permittee can identify the cause(s) of the emergency;
 - b. The permitted facility was at the time being properly operated;
 - c. During the period of emergency the permittee took all reasonable steps to minimize levels of emissions that exceeded the emissions standards or other requirements in the permit; and
 - d. The permittee submitted notice of the emergency to the Control Officer by certified mail or hand delivery within 2 working days of the time when

emissions limitations were exceeded due to emergency. The notice shall contain a description of the emergency, any steps taken to mitigate emissions, and corrective action taken.

8. Equipment (Code §3-1-050.B)

Equipment for which emissions are allowed by this permit are as follows:

1. Spray Booth – 10' x 10' x 8'
 - a. MERV 8 Filter w/ 1,500 CFM Exhaust Fan
2. Air Assisted Airless Spray Gun

9. Emission Inventory Table

ID	Source	Pollutants	Emission Rate (Tons/Yr.)
1	Paint Booths	Volatile Organic Compounds (VOCs)	2.2
		Hazardous Air Pollutants (HAPs)	0.7

Appendix A

Annual Report

Permit S13258.000

Abstract

This constitutes an annual report, documenting emissions and use of emission-generating materials during the subject reporting period.

Facility - Jacob Noel
43897 N. Suburban Ave, San Tan Valley, AZ

Reporting Period - January to December Year_____

Material Report

Total quantity of coatings and solvents used during reporting period - _____ gallons

Emissions Records

Did the required products conform to the VOC limits defined in Section §3.G.1 of this permit?
Yes_____ No_____

Records Report

Were consumable logs maintained as required in §4.A.1? Yes_____ No_____

Certification by Responsible Person

I certify that, based on information and belief formed after reasonable inquiry, that the statements and information in this report are true, accurate and complete.

Signed _____

Printed Name _____

Title _____

Date _____

Contact Phone Number _____

Email to - compliancereports@pinal.gov, or

Mail to - Pinal County Air Quality Control District
P.O. Box 987
Florence, AZ 85132