



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION IX
75 Hawthorne Street
San Francisco, CA 94105-3901

APR 18 2018

Rich Campbell
Oscar Renda Contracting, Inc.
608 Henrietta Creek Road
Roanoke, Texas 76262

Re: Approval of Request for Coverage for a Stone Quarrying, Crushing, and Screening Facility in Indian County; Facility ID # 30; Application # 2018-003-GP

Dear Mr. Campbell:

This letter provides the U.S. Environmental Protection Agency (EPA), Region 9's determination in response to the Request for Coverage under the General Air Quality Permit for New or Modified Minor Source Stone Quarrying, Crushing, and Screening Facilities in Indian County (SQCS General Permit) that the EPA received from Oscar Renda Contracting, Inc. (ORCI) pursuant to the Clean Air Act (CAA) Tribal Minor New Source Review (NSR) Program. The project for which SQCS General Permit coverage is sought by ORCI is the construction and operation of a portable aggregate crushing/screening operation (Project), which is also called the Navajo Nation Crushing/Screening Operation, located within the Navajo Nation tribal land in McKinley and San Juan Counties, New Mexico. The Project is part of the Navajo-Gallup Water Supply Project (NGWSP) in San Juan County, New Mexico, which is a federal project operated by the Bureau of Reclamation (BOR) to divert water from the San Juan River and Navajo Reservoir to the Navajo Nation, Jicarilla Apache Nation, and the city of Gallup, New Mexico. ORCI's portable aggregate crushing/screening operation will be operated near US Highway 491, between Twin Lakes and Naschitti, New Mexico.

Permittee: Oscar Renda Contracting, Inc., 608 Henrietta Creek Road, Roanoke, Texas 76262

Location(s): Near US Highway 491, between Twin Lakes and Naschitti, New Mexico and within Navajo Nation tribal land.

Determination

The EPA has carefully reviewed ORCI's Request for Coverage, as specifically defined in our Technical Support Document (TSD) for this action, and other relevant information to determine whether the Project meets the criteria to qualify for coverage under the SQCS General Permit. Based on our review of, and in reliance on, the information and representations provided in the Request for Coverage, the EPA has determined that the Project meets all such criteria and is eligible for coverage under the SQCS General Permit. Accordingly, pursuant to 40 CFR 49.156(e), the EPA is hereby approving the Request for Coverage for the Project. Our analysis and basis for our determination is discussed in more detail in our TSD for this action.

This Approval of the Request for Coverage authorizes the Permittee to construct and operate the permitted source only at the facility location(s) listed above, and in accordance with ORCI's Request for Coverage. All notifications and reports under this Approval of Request for Coverage under the SQCS General Permit shall be sent to the addresses identified in the TSD. The Permittee is subject to Version 1.0 of the aforementioned SQCS General Permit, a copy of which is enclosed with this Approval of Request for Coverage.¹

This Approval of Request for Coverage must be posted prominently at the current site location and each affected emissions unit must be labeled with the applicable identification number listed below:

List of Affected Emission Units

ID #	Description	Controls Technology / Fuel	Year
S1	Screeener	Water Sprays	New
S2	Screeener	Water Sprays	New
S3	Screeener	Water Sprays	New
C1	Crusher	Water Sprays	New
C2	Crusher	Water Sprays	New
E1*	Screening Unit Generators	Water Sprays	New
E2*	Screening Unit Generators	Diesel	New
E3*	Screening Unit Generators	Diesel	New
E4*	Crushing Unit Generators	Diesel	New
E5*	Crushing Unit Generators	Diesel	New
STK	Stockpiles / Loading / Unloading	--	--

*The portable generator engines are exempt mobile sources per 40 CFR § 49.153.

Applicable Permit Conditions

Your permitted source is generally subject to all terms and conditions in the SQCS General Permit. However, the requirements for permitted sources located in nonattainment areas do not apply to your source. Your source will be located in an area that is currently designated as attainment for all NAAQS pollutants. Your source is therefore subject to the emission limits for sources in attainment areas.

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 SQCS 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 SQCS General Permit, including those set forth in the attachments and emission limitations that apply to the affected emissions units at the permitted

¹ The SQCS General Permit is also available at <http://www.epa.gov/air/tribal/tribalnsr.html>, and a copy of this Approval will be posted on Region 9's website at <http://www.epa.gov/caa-permitting/tribal-nsr-permits-region-9>.

source. Noncompliance with any permit provision is a violation of the permit and may constitute a violation of the CAA; is grounds for an enforcement action; and is grounds for the EPA to revoke the Approval of the Request for Coverage and terminate your source's coverage under this General Permit. You may be subject to enforcement action for failure to obtain a preconstruction permit if you construct your source under this Approval of Request for Coverage and your source is later determined not to qualify for the conditions and terms of the SQCS General Permit.

Pursuant to 40 CFR 49.156(e)(8), this Approval of Request for Coverage under the SQCS General Permit will become invalid if you do not commence construction within 18 months after the date when this Approval of Request for Coverage 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 the EPA extends the 18-month period upon a satisfactory showing that an extension is justified.

The EPA's Approval of Request for Coverage for the Project is a final agency action for purposes of judicial review only for the issue of whether the Project qualifies for coverage under the SQCS General Permit. See 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 Shaheerah Kelly at (415) 947-4156 or Kelly.Shaheerah@epa.gov.

Sincerely,

A handwritten signature in blue ink that reads "Elizabeth Adams". The signature is written in a cursive style with a large initial "E".

Elizabeth Adams
Acting Director, Air Division

Enclosures (2):

- (1) SQCS General Permit Version 1.0
- (2) Technical Support Document

cc (w/ enclosures):

Dr. Donald Benn, Executive Director, Navajo Nation Environmental Protection Agency
Eugenia Quintana, Navajo Nation Environmental Protection Agency
Tennille Begay, Navajo Nation Environmental Protection Agency