

**SAN DIEGO COUNTY**  
**AIR POLLUTION CONTROL DISTRICT HEARING BOARD**  
**PETITION FOR HEARING BOARD ACTION**  
(Attach additional pages, if needed)

**DATE/TIME STAMP**

Petitioner: Cornerstone Aggregates, Inc.

Mailing Address: P.O. Box 1874 Alpine CA 91901

E-Mail Address: info@cornerstoneagg.com

Telephone #: (858) 326-7625

Fax #: \_\_\_\_\_

Name of person authorized to receive notices: Paul A. Weir, Consultant

*(Name of Individual)*

Organization Name: ATRU, LLC

Mailing Address: 869 Shelsteve Terrace Vista CA 92084

E-Mail Address: Paulweir15@gmail.com

Telephone #: (619) 954-3875

Fax #: N/A

Description of Business Activity: Provider of Aggregate Materials for the Construction Industry

Ownership Status: ☐ Sole Proprietor ☐ Partnership ☒ Corporation ☐ Government ☐ Other (explain): \_\_\_\_\_

Equipment Address: Planned operation at 332 Elkerton Place Spring Valley CA 91977

Description of Affected Process and Equipment Involved: Portable Custom Rock Crushing/Screening Plant, rated at 500 TPH

**Purpose of the Petition:**

- ☐ Emergency Variance—30 days maximum  
☐ 90-Day Variance—90 days maximum  
☒ Interim & Regular Variance—Interim portion valid through date of Hearing on Regular portion  
☐ Regular Variance—1 year maximum (except as provided for in 42358(b))  
☐ Product Variance—1 year maximum (except as provided for in 42372(b))

- ☐ Request Appeal of permit denied, suspended or conditionally granted  
☐ Request permit revocation or variance revocation  
☐ Request Hearing Board decision be reheard  
☐ Request variance modification  
☐ Other: \_\_\_\_\_

- a) Rule(s) for which Variance requested: San Diego APCD Rule 21 - Permit Conditions - Condition #1 of Registrations AND Rule 12.1 (e)(4)(i)
- b) Time period requested (include final compliance date): December 31, 2023
- c) The District application and permit numbers that relate to this matter (attach copy of permit): APCD2023-CER-001014 & APCD2023-CER-001015
- d) Has this matter been the subject of previous variance requests? If so, please provide petition numbers: NO
- e) Why are you not in compliance and/or why can you not comply now? Condition #2 of both Registration Certificates precludes the operation of the equipment at a stationary source and the APCD has recently ruled that the proposed site of operations is a stationary source
- f) Provide amount of allowable emissions associated with equipment and amount of calculated excess emissions due to non-compliance (provide calculation basis): A total of 82 pounds/day and 10 tons/year of PM10 is allowed from the combined equipment. See Table 1 that determines total emissions to only be 20 pounds/day and 3 tons/year.
- g) Is this operation a small business as defined by the United States Small Business Administration, and are annual emissions of air contaminants from the entire source less than 10 tons? YES
- h) Supporting documents may be attached (indicate name and number submitted): See attached Statement in Support and Facts to Support Findings

I declare, under penalty of perjury under the laws of the State of California, that the information provided above is true and correct.

Date Signed: August 9, 2023

Authorized Signature: \_\_\_\_\_

Cody S. Johnson, Chief Executive Officer

PETITION NOT VALID UNLESS ACCOMPANIED BY FILING FEE AND COMPLETED "FACTS TO SUPPORT FINDINGS" FORM (IF REQUIRED)  
THE DISTRICT SMALL BUSINESS ASSISTANT IS AVAILABLE TO ASSIST SMALL BUSINESSES  
IN COMPLETING THE PETITION FORMS AND DEVELOPING COMPLIANCE SCHEDULES



San Diego County  
Air Pollution  
Control District

## Air Pollution Control District Hearing Board AGENT'S AUTHORIZATION

If a party other than the Petitioner's or Respondent's officers, authorized employees, or attorney will represent the Petitioner or Respondent before the Hearing Board, this Agent's Authorization form must be signed by an officer or authorized employee for the Petitioner or Respondent.

Paul A. Weir

Name of Agent

(619) 954-3875

Phone Number

ATRU, LLC 869 Shelsteve Terrace Vista CA 92084

Address

Paulweir15@gmail.com

Email Address

Is hereby authorized to act as my agent for Hearing Board Petition Number \_\_\_\_\_

As such, this agent may testify on my behalf, submit required information, commit me to conditions ordered by the Hearing Board, and otherwise represent me during all aspects of the Hearing Board process.

Cornerstone Aggregates. Inc.

Name of Petitioner or Respondent (organization or facility)

Cody Johnson, Chief Executive Officer

Name and Title of Officer or Authorized Employee

Cody@Cornerstoneagg.com


Email Address

24316 Granite Vista Way Alpine CA 91901

Address

(619) 823-4315

Phone Number



Signature of Officer or Authorized Employee

August 9, 2023

Date

**SAN DIEGO COUNTY AIR POLLUTION CONTROL DISTRICT HEARING BOARD**

**FACTS TO SUPPORT FINDINGS NECESSARY TO GRANT A 90-DAY OR REGULAR VARIANCE**

(Attach additional pages, if needed.)

PETITIONER: **Cornerstone Aggregates, Inc.**

PETITION NUMBER (assigned by Clerk): \_\_\_\_\_

A. The Petitioner is or will be in violation of District Rule 21 – Permit Conditions and/or Rule 12.1 (e)(4)(i) Conditions of Registration; specifically Condition #1 of two Certificates of Registration (APCD2023-CER-001014 and APCD2023-CER-001015). Condition #1 of both Certificates pertains to the use of the equipment “as an integral part of the operation of a stationary source”.

B. That, due to conditions beyond the reasonable control of the Petitioner, requiring compliance would result in either (1) an arbitrary or unreasonable taking of property, or (2) the practical closing of a lawful business. In making those findings where the petitioner is a public agency, the hearing board shall consider whether or not requiring immediate compliance would impose an unreasonable burden upon an essential public service. For purposes of this paragraph, “essential public service” means a prison, detention facility, police or fire fighting facility, school, health care facility, landfill gas control or processing facility, sewage treatment works, or water delivery operation, if owned and operated by a public agency. **Describe (1) why the need for a variance is beyond your reasonable control, and (2) the impact that denial of a variance would have on your business or agency.**

1) Petitioner had obtained a short-term (6 month) lease on property located at 332 Elketon Place Spring Valley CA 91977 for the purpose of operating a portable recycling plant for concrete and asphalt paving. Petitioner has rented equipment for the recycling plant from two affiliated companies, APM Engineering and CSJ Equipment, who have filed the applications with and have recently received from the APCD, the attached Certificates of Registration for the portable equipment that would comprise the recycling plant. The APCD, upon inspecting the equipment that was being stored but not operated at the Spring Valley site, has determined that even temporary use of the equipment at the site would constitute use as a stationary source, and would be in violation of the District’s Rules and Regulations.

2) Petitioner’s affiliates have recently purchased over \$400,000 of equipment to serve as components for the portable recycle plant and would be unable to operate their portions of the plant in the short-term at the site, thus being unable to receive a return on their sizeable investment. Operations at the facility would also employ a total of 5 workers, who are currently idled. In addition, Petitioner would not be able to use the property in the short-term for the purpose for it was leased, leading to a continuing monthly expense that could not be recouped by operating. More importantly, Petitioner would not be able to conduct a short-term evaluation of the suitability of the equipment for use in producing the desired aggregate products, including meeting specifications for Crushed Miscellaneous Base (CMB) that is in high demand in the local area and could lose an important part of its newly acquired customer base.

C. That such closing or taking would be without a corresponding benefit in reducing air contaminants:  
**Compare the reduction in air contaminants if you were not given a variance and complied with the rules(s) listed above in item A with the business impact discussed in B.**

If a variance is not granted, there would be no operation of the portable recycle plant during the period of time, estimated at 4-6 months, that it would take the APCD to complete its evaluation of a stationary source permit for the recycle plant and issue the required Authority to Construct (ATC). However, pavement recycling operations would continue to occur throughout the county with the same overall process emissions, but with longer distances for truck trips for both the import of material and the export of recycled products. Longer truck trips mean trucks being on the road for longer periods of time, resulting in increased emissions to the air basin.

- D. That the Petitioner for the Variance has given consideration to curtailing operations of the source in lieu of obtaining a Variance: **Describe the facts that show the efforts you have made to achieve compliance instead of requesting this variance.**

With the APCD's ruling that any operation at the leased site would constitute a stationary source, Petitioner cannot currently operate the recycle plant under any circumstances at the Spring Valley site. In addition, the APCD's approach would preclude operations at any other leased site that Petitioner might identify. Once operation of the recycle plant has been demonstrated to produce acceptable product(s), including meeting the expectations and specifications of the local user of the products, Petitioner will commit to the filing of an application, along with the required fees and a request for expedited processing, with the APCD to obtain a stationary source permit at the Spring Valley site. Once the application is approved by the APCD, a process that might take at least several weeks, Petitioner will immediately be in compliance and the variance can expire.

- E. During the period the Variance is in effect, that the Petitioner will reduce excess emissions to the maximum extent feasible: **Describe how you will reduce emissions to the maximum extent possible if granted a variance.**

If the variance is granted, Petitioner would continue to operate the recycle plant in accordance with all other conditions found in the Certificates of Registration. The estimated emissions during the period of the variance are found in Table 1, and would be identical to any other recycle plant operating in the County, as well as being below the allowable Rule 12.1 thresholds for operations of portable registered equipment.

- F. During the period the Variance is in effect, that the Petitioner will monitor or otherwise quantify emission levels from the source, if requested to do so by the District, and report these emission levels to the District pursuant to a schedule established by the District: **Describe (1) why, if a variance is granted, the emissions will not likely create a nuisance violation; (2) why continued operation is not likely to create an immediate threat or hazard to public health or safety; and (3) how you will keep records, logs or schedules that quantify emissions..**

(1) Use of the portable recycle plant would be similar to other recycle plants throughout the County, which have been shown to operate without creating or causing a nuisance. Furthermore, the plant would be subject to all other conditions found in the Certificates of Registration that are specifically designed to prevent the possibility of a nuisance.

(2) Operation of similar recycle plants have been evaluated by the APCD with no threats or hazards to public safety or health being identified at even higher daily and annual production rates,

(3) Petitioner will maintain a log of daily hours of operation of the recycle plant and the daily tons of material processed by the plant. Petitioner will keep those record on-site and submit those logs and records to the APCD on a monthly basis, at the end of each calendar month during which the variance is in effect, or on a schedule that the APCD requests.

I declare, under penalty of perjury under the laws of the State of California, that the information provided above is true and correct.

Date Signed: 8-9-23

Authorized Signature: \_\_\_\_\_

Print Name and Title Cody Johnson, CEO Cornerstone Aggregates, Inc.

TABLE 1

CORNERSTONE AGGREGATES, INC  
PM 10 EMISSIONS @ 500 TON/HOUR 4,000 TON/DAY 600,000 TON/YEAR

## EMISSIONS FROM JAW CRUSHING PLANT - APCD2023-CER-001014

SOURCE ID	ITEM	THRUPTUT TONS/HOUR	DESCRIPTION	DESCRIPTION	CONTROL EFFICIENCY	EMISSION MULTIPLIER	PM <sub>10</sub> EMISSION FACTORS		PM <sub>10</sub> EMISSION RATES		
							UNCONTROLLED FACTOR LBS/TON	CONTROLLED FACTOR LBS/TON	CONTROLLED EMISSIONS LBS/HOUR	CONTROLLED EMISSIONS LBS/DAY	CONTROLLED EMISSIONS LBS/YEAR
TP-1	TRANSFER POINT # 1	500	FRONT-END LOADER TO FEEDER	DRY, WATER SPRAY	50	0.50	1.4E-03	0.000700	3.50E-01	2.8	420
TP-2	TRANSFER POINT # 2	0	GRIZZLY UNDERSIZE TO CONV. #1	DRY, WATER SPRAY	50	0.50	1.4E-03	0.000700	0.00E+00	0.0	0
TP-3	TRANSFER POINT # 3	500	CONV. #1 TO CONV. #2	DRY, WATER SPRAY	50	0.50	1.4E-03	0.000700	3.50E-01	2.8	420
TP-4	TRANSFER POINT # 4	500	CONV. #2 TO ADDITIONAL PROCESS	WET	0	1.00	4.8E-05	0.000048	2.40E-02	0.2	29
	<b>SUBTOTAL TRANSFER</b>								<b>7.24E-01</b>	<b>5.8</b>	<b>869</b>
CR-1	JAW CRUSHER	500	PRIMARY CRUSHING	DRY, WATER SPRAYS	0	1.00	7.0E-04	0.000700	3.50E-01	2.8	420
	<b>SUBTOTAL CRUSHING</b>								<b>3.50E-01</b>	<b>2.8</b>	<b>420</b>
	<b>TOTAL EMISSIONS JAW CRUSHING PLANT</b>								<b>1.07</b>	<b>8.6</b>	<b>1,289</b>

## EMISSIONS FROM CONE CRUSHING/SCREENING PLANT - APCD2023-CER-001015

TP-5	TRANSFER POINT # 5	500	PLANT FEED TO CONV. #3	DRY, WATER SPRAY	50	0.50	1.4E-03	0.000700	3.50E-01	2.8	420
TP-6	TRANSFER POINT # 6	400	CONV. #4 TO CONV. #5	WET	0	1.00	4.8E-05	0.000048	1.92E-02	0.2	23
TP-7	TRANSFER POINT # 7	400	CONV. #5 TO CONV. #6	WET	0	1.00	4.8E-05	0.000048	1.92E-02	0.2	23
TP-8	TRANSFER POINT # 8	400	CONV. #6 TO CONV. #3	WET	0	1.00	4.8E-05	0.000048	1.92E-02	0.2	23
TP-9	TRANSFER POINT # 9	150	CONV. #7 TO CONV. #8	WET	0	1.00	4.8E-05	0.000048	7.20E-03	0.1	9
TP-10	TRANSFER POINT # 10	150	CONV. #8 TO CONV. #10	WET	0	1.00	4.8E-05	0.000048	7.20E-03	0.1	9
TP-11	TRANSFER POINT # 11	200	CONV. #11 TO CONV. #12	WET	0	1.00	4.8E-05	0.000048	9.60E-03	0.1	12
	<b>SUBTOTAL TRANSFER</b>								<b>4.32E-01</b>	<b>3.5</b>	<b>518</b>
CR-2	CONE CRUSHER	400	PROCESS CRUSHING	WET	0	1.00	5.9E-04	0.000590	2.36E-01	1.9	283
	<b>SUBTOTAL CRUSHING</b>								<b>2.36E-01</b>	<b>1.9</b>	<b>283</b>
SC-1	TRIPLE DECK SCREEN	900	PROCESS SCREENING	WET	0	1.00	8.4E-04	0.000840	7.56E-01	6.0	907
	<b>SUBTOTAL SCREENING</b>								<b>7.56E-01</b>	<b>6.0</b>	<b>907</b>
	<b>TOTAL EMISSIONS CONE CRUSHING/SCREENING PLANT</b>								<b>1.42</b>	<b>11.4</b>	<b>1,708</b>

TOTAL ROCK PLANT EMISSIONS

2.50 20.0 2,997

# **ATTACHMENT 1**

## **Certificate of Registration Portable Rock Crushing**

**APCD2023-CER-001014**



**SAN DIEGO AIR POLLUTION CONTROL DISTRICT**  
**10124 OLD GROVE ROAD, SAN DIEGO, CA 92131-**  
**1649 PHONE (858) 586-2600•FAX (858) 586-2601**

<b>CERTIFICATE OF COMPLIANCE &amp; CERTIFICATE OF REGISTRATION</b>
<b>RULE 12.1 BEC/FS: APCD2020-CON- 001605/07X</b>

<b>San Diego APCD Use Only</b>
<b>Reg. No.:</b> APCD2023-CER-001014
<b>ID No.:</b> APCD2023-SITE-04321
<b>P/O No.:</b> NONE

**PORTABLE ROCK CRUSHING**

Name of Owner (DBA): APM ENGINEERING, Inc.

Legal Owner if different from DBA: \_\_\_\_\_

Equipment Description: Mfg. TEREX Cedarapids Model No.: CRJ3054 Jaw Crushing Plant

Serial No. PC.3054.192.05, Length: 54 ft., Width: 12 ft., Rating: 500 Tons/Hr. :

Emission Controls: Water Sprays Date of equipment residency in California: 6/15/2023

I, Alex Martin, certify that I will be in compliance with all applicable District Rules and  
(Print or type name) (40 CFR 60, Subpart 000: constructed after April 22, 2008)

Regulations and the following conditions:

1. An engine or equipment unit shall be configured and operated so as to meet the definition of a portable emission unit as defined in Rule 12.1. An engine's and/or equipment unit's certificate of registration shall be invalid when such equipment is used as an integral part of the operation of a stationary source or to supplement or expand the stationary source's operation. [Rule 12.1(b)]
2. PM10 emissions from this unit, excluding area fugitive emissions, shall not exceed 82 pounds per project per day of PM10, and 10 tons per year of PM10 for all projects combined. Project means the use of one or more registered equipment units operated under the same or common ownership or control to perform a single activity. (Rule 12.1)
3. No air contaminant which causes a public nuisance shall be released into the air.
4. No air contaminant shall be discharged into the atmosphere for a period aggregating more than three minutes in any one-hour which is as dark or darker than Ringelmann 1 or equivalent 20 percent opacity. (Rule 12.1)
5. There shall be no visible emissions beyond the property line of the property on which the equipment is being operated. [Rule 12.1(d)(2)(vi)(B)]
6. All access and haul roads used by motor vehicles at this facility shall be adequately watered or otherwise maintained and operated in such a manner that visible dust emissions from these roads do not exceed the visible emissions standards of District Rule 50 or cause a nuisance in violation of District Rule 51.
7. All screens, crushers, and transfer points shall be ducted through a fabric or cartridge type filter dust collector, or the screens, crushers, or transfer points shall be equipped with an integrated wet suppression system which shall be in operation at all times the equipment is in operation and sufficient to ensure that the visible emissions comply with this rule. (Rule 12.1)
8. All conveyors shall be covered, or shall utilize an integrated wet suppression system such that the material being conveyed does not result in any visible particulate matter emissions. (Rule 12.1)
9. All stockpiled material shall be maintained in a state such that the material does not result in any visible particulate matter emissions. (Rule 12.1)
10. All dust control equipment shall be maintained in proper operating order.
11. Except for vent filters, each dust control system shall be equipped with an operational pressure differential gauge to measure the pressure drop across the filters.
12. The owner of a registered rental emission unit shall provide the operator with a written copy of applicable requirements of District Rule 12.1, including record keeping requirements, as a part of the emission unit rental agreement. The owner must maintain written acknowledgment by the operator of receiving the above information for a period of at least three years.

13. The operator of a registered rental emission unit shall be responsible for complying with the record keeping requirements of this certificate of registration. The operator must furnish the necessary record keeping as required by this certificate of registration to the owner of the emission unit.
14. The following records shall be maintained at a central place of business for a minimum of three years and made readily available to the District upon request:
  - I. The location(s) at which the emission unit was operated, including the dates operated at each location.
  - II. The type and quantity of materials processed daily by each equipment unit, or the daily hours of operation and the hourly throughput rate for each equipment unit.
 (Rule 12.1)
15. Each affected facility, shall pass an initial performance test of visible emissions in accordance with NSPS Subpart OOO §60.672. The owner or operator shall comply with reporting and recordkeeping requirements specified in 60.676. (40 CFR Part 60 Subpart OOO)
16. The owner or operator shall conduct monthly periodic inspections of the water spray system to check that water is flowing to discharge spray nozzles in the wet suppression system. The owner or operator shall complete corrective actions within 24 hours if it is found that water is not flowing properly. Records of these inspections, including the date of each inspection and any corrective actions taken must be maintained and made available upon request. (40 CFR Part 60 Subpart OOO)
17. The owner or operator shall comply with all applicable requirements of 40 CFR 60 Subpart OOO including, but not limited to, the following:
  - a. Meeting all opacity limits applicable to each equipment type and emission point.
  - b. Performing any required periodic monitoring or maintenance.
  - c. Meeting particulate emission limits and conducting any required performance tests for any ducted emission controls including bag houses, dust collectors and wet scrubbers.
  - d. Maintain on site all records necessary to demonstrate compliance with these requirements. Records establishing the construction, modification or reconstruction date of each piece of equipment are not required provided the equipment complies with the most stringent emissions and opacity requirements contained in 40 CFR 60 Subpart OOO for any construction, modification or reconstruction date.
18. Operating a registered emission unit constitutes acceptance of all conditions specified on the Certificate. [Rule 12.1(e)(3)]
 

An owner or operator whose emission unit has been issued a Certificate shall:

Comply with all conditions listed on the Certificate;

Renew the Certificate annually pursuant to Rule 12.1(f)(1);

Maintain records, as applicable, in accordance with the requirements of Rule 12.1(g);

Display the current Certificate or a copy of the current Certificate in a clearly visible and accessible place within 25 feet of the emission unit. If the unit is so constructed or operated that the Certificate cannot be so placed, it shall be kept at the operating location and be made readily available to the District at all times;

Not willfully deface, alter, forge, counterfeit or falsify any Certificate issued under this rule; and

Not change the equipment from that set out in the Certificate or Registration unless a complete application for modification has been filed and approved by the Air Pollution Control Officer prior to operation. [Rule 12.1(e)(4)]
19. A copy of this registration certificate must be kept with the equipment and presented upon request to the Air Pollution Control District.
20. An emission unit is not portable if any of the following apply:
 

The unit, or its replacement, is attached to a foundation or, if not so attached, will reside at the same location for more than 12 consecutive months; or

The emission unit remains or will reside at a location for less than 12 consecutive months if the unit is located at a seasonal source and operates during the full annual operating period of the seasonal source; or

The emission unit is moved from one location to another in an attempt to circumvent the portable emission unit residence time requirements.



21. Days when a portable emission unit is stored in a designated holding or storage area shall not be counted towards the above time limits, provided the emission unit was not operated on that calendar day except for maintenance and was in the designated holding or storage area the entire calendar day.
22. Access, facilities, utilities and any necessary safety equipment for source testing and inspection shall be provided upon request of the Air Pollution Control District.
23. This Air Pollution Control District Permit does not relieve the holder from obtaining permits or authorizations required by other governmental agencies.
24. The permittee shall, upon determination of applicability and written notification by the District, comply with all applicable requirements of the Air Toxics "Hot Spots" Information and Assessment Act (California Health and Safety Code Section 44300 et seq.)

Date: June 16, 2023

Title: Alex Martin, President

Affiliation: APM ENGINEERING., Inc.

#### **CERTIFICATE OF REGISTRATION (FIRST YEAR)**

*Every person who operates this equipment is required to comply with all Air Pollution Control District Rules and Regulations, including Rule 12.1. Any person who violates a rule or regulation of the Air Pollution Control District or any of the conditions listed above is guilty of a misdemeanor and may be subject to civil and criminal penalties. To remain valid, this certificate must be renewed annually in accordance with District Rule 12.1.*

Approved by:

*Jason LaBlond*  
(APCD Engineer's Signature)

Date: August 9, 2023

# **ATTACHMENT 2**

## **Certificate of Registration Portable Rock Crushing**

**APCD2023-CER-001015**

**SAN DIEGO AIR POLLUTION CONTROL DISTRICT**  
**10124 OLD GROVE ROAD, SAN DIEGO, CA 92131-**  
**1649 PHONE (858) 586-2600•FAX (858) 586-2601**

<b>CERTIFICATE OF COMPLIANCE &amp; CERTIFICATE OF REGISTRATION</b>
<b>RULE 12.1 BEC/FS: APCD2020-CON- 001605/07X</b>

<b>San Diego APCD Use Only</b>
<b>Reg. No.:</b> <u>APCD2023-CER-000015</u>
<b>ID No.:</b> <u>APCD2023-CER-004322</u>
<b>P/O No.:</b> <u>none</u>

**PORTABLE ROCK CRUSHING**

Name of Owner (DBA): CSJ EQUIPMENT, Inc.

Legal Owner if different from DBA: \_\_\_\_\_

Equipment Description: Mfg. ASTEC - KPI-JCI Model No.: K300/6203CC Cone Crushing Plant

Serial No. S051492, Length: 70 ft., Width: 14 ft., Rating: 500 Tons/Hr. : \_\_\_\_\_

Emission Controls: Water Sprays Date of equipment residency in California: 6/15/2023

I, Cody Johnson, certify that I will be in compliance with all applicable District Rules and  
(Print or type name) (40 CFR 60, Subpart 000; constructed after April 22, 2008)

Regulations and the following conditions:

1. An engine or equipment unit shall be configured and operated so as to meet the definition of a portable emission unit as defined in Rule 12.1. An engine's and/or equipment unit's certificate of registration shall be invalid when such equipment is used as an integral part of the operation of a stationary source or to supplement or expand the stationary source's operation. [Rule 12.1(b)]
2. PM10 emissions from this unit, excluding area fugitive emissions, shall not exceed 82 pounds per project per day of PM10, and 10 tons per year of PM10 for all projects combined. Project means the use of one or more registered equipment units operated under the same or common ownership or control to perform a single activity. (Rule 12.1)
3. No air contaminant which causes a public nuisance shall be released into the air.
4. No air contaminant shall be discharged into the atmosphere for a period aggregating more than three minutes in any one-hour which is as dark or darker than Ringelmann 1 or equivalent 20 percent opacity. (Rule 12.1)
5. There shall be no visible emissions beyond the property line of the property on which the equipment is being operated. [Rule 12.1(d)(2)(vi)(B)]
6. All access and haul roads used by motor vehicles at this facility shall be adequately watered or otherwise maintained and operated in such a manner that visible dust emissions from these roads do not exceed the visible emissions standards of District Rule 50 or cause a nuisance in violation of District Rule 51.
7. All screens, crushers, and transfer points shall be ducted through a fabric or cartridge type filter dust collector, or the screens, crushers, or transfer points shall be equipped with an integrated wet suppression system which shall be in operation at all times the equipment is in operation and sufficient to ensure that the visible emissions comply with this rule. (Rule 12.1)
8. All conveyors shall be covered, or shall utilize an integrated wet suppression system such that the material being conveyed does not result in any visible particulate matter emissions. (Rule 12.1)
9. All stockpiled material shall be maintained in a state such that the material does not result in any visible particulate matter emissions. (Rule 12.1)
10. All dust control equipment shall be maintained in proper operating order.
11. Except for vent filters, each dust control system shall be equipped with an operational pressure differential gauge to measure the pressure drop across the filters.
12. The owner of a registered rental emission unit shall provide the operator with a written copy of applicable requirements of District Rule 12.1, including record keeping requirements, as a part of the emission unit rental agreement. The owner must maintain written acknowledgment by the operator of receiving the above information for a period of at least three years.

13. The operator of a registered rental emission unit shall be responsible for complying with the record keeping requirements of this certificate of registration. The operator must furnish the necessary record keeping as required by this certificate of registration to the owner of the emission unit.
14. The following records shall be maintained at a central place of business for a minimum of three years and made readily available to the District upon request:
  - I. The location(s) at which the emission unit was operated, including the dates operated at each location.
  - II. The type and quantity of materials processed daily by each equipment unit, or the daily hours of operation and the hourly throughput rate for each equipment unit.(Rule 12.1)
15. Each affected facility, shall pass an initial performance test of visible emissions in accordance with NSPS Subpart 60.672. The owner or operator shall comply with reporting and recordkeeping requirements specified in 60.676. (40 CFR Part 60 Subpart 60.676)
16. The owner or operator shall conduct monthly periodic inspections of the water spray system to check that water is flowing to discharge spray nozzles in the wet suppression system. The owner or operator shall complete corrective actions within 24 hours if it is found that water is not flowing properly. Records of these inspections, including the date of each inspection and any corrective actions taken must be maintained and made available upon request. (40 CFR Part 60 Subpart 60.676)
17. The owner or operator shall comply with all applicable requirements of 40 CFR 60 Subpart 60.676 including, but not limited to, the following:
  - a. Meeting all opacity limits applicable to each equipment type and emission point.
  - b. Performing any required periodic monitoring or maintenance.
  - c. Meeting particulate emission limits and conducting any required performance tests for any ducted emission controls including bag houses, dust collectors and wet scrubbers.
  - d. Maintain on site all records necessary to demonstrate compliance with these requirements. Records establishing the construction, modification or reconstruction date of each piece of equipment are not required provided the equipment complies with the most stringent emissions and opacity requirements contained in 40 CFR 60 Subpart 60.676 for any construction, modification or reconstruction date.
18. Operating a registered emission unit constitutes acceptance of all conditions specified on the Certificate. [Rule 12.1(e)(3)]

An owner or operator whose emission unit has been issued a Certificate shall:

Comply with all conditions listed on the Certificate;

Renew the Certificate annually pursuant to Rule 12.1(f)(1);

Maintain records, as applicable, in accordance with the requirements of Rule 12.1(g);

Display the current Certificate or a copy of the current Certificate in a clearly visible and accessible place within 25 feet of the emission unit. If the unit is so constructed or operated that the Certificate cannot be so placed, it shall be kept at the operating location and be made readily available to the District at all times;

Not willfully deface, alter, forge, counterfeit or falsify any Certificate issued under this rule; and

Not change the equipment from that set out in the Certificate or Registration unless a complete application for modification has been filed and approved by the Air Pollution Control Officer prior to operation. [Rule 12.1(e)(4)]
19. A copy of this registration certificate must be kept with the equipment and presented upon request to the Air Pollution Control District.
20. An emission unit is not portable if any of the following apply:

The unit, or its replacement, is attached to a foundation or, if not so attached, will reside at the same location for more than 12 consecutive months; or

The emission unit remains or will reside at a location for less than 12 consecutive months if the unit is located at a seasonal source and operates during the full annual operating period of the seasonal source; or

The emission unit is moved from one location to another in an attempt to circumvent the portable emission unit residence time requirements.

21. Days when a portable emission unit is stored in a designated holding or storage area shall not be counted towards the above time limits, provided the emission unit was not operated on that calendar day except for maintenance and was in the designated holding or storage area the entire calendar day.
22. Access, facilities, utilities and any necessary safety equipment for source testing and inspection shall be provided upon request of the Air Pollution Control District.
23. This Air Pollution Control District Permit does not relieve the holder from obtaining permits or authorizations required by other governmental agencies.
24. The permittee shall, upon determination of applicability and written notification by the District, comply with all applicable requirements of the Air Toxics "Hot Spots" Information and Assessment Act (California Health and Safety Code Section 44300 et seq.)

 Date: June 16, 2023  
Title: Cody Johnson, President Affiliation: CSJ EQUIPMENT, Inc.

**CERTIFICATE OF REGISTRATION (FIRST YEAR)**

*Every person who operates this equipment is required to comply with all Air Pollution Control District Rules and Regulations, including Rule 12.1. Any person who violates a rule or regulation of the Air Pollution Control District or any of the conditions listed above is guilty of a misdemeanor and may be subject to civil and criminal penalties. To remain valid, this certificate must be renewed annually in accordance with District Rule 12.1.*

Approved by:  Date: August 9, 2023  
(APCD Engineer's Signature)