



# COMMONWEALTH of VIRGINIA

## DEPARTMENT OF ENVIRONMENTAL QUALITY

James S. Gilmore, III  
Governor

John Paul Woodley, Jr.  
Secretary of Natural Resources

5636 Southern Boulevard  
Virginia Beach, VA 23462  
Tel# (757) 518-2000  
<http://www.deq.state.va.us>

Dennis H. Treacy  
Director

Francis L. Daniel  
Tidewater Regional Director

July 7, 2000

Mr. John E. Davis  
General Superintendent  
Dominion Terminal Associates  
Post Office Box 967 A  
Newport News, Virginia 23607

**AIRS ID No. 51-700-00074**

Location: Newport News  
Registration Number: 60997

Dear Mr. Davis:

Attached is an amended Page 5 of the permit dated February 14, 2000 to construct and operate a coal and petroleum coke storage and export facility in accordance with the provisions of the Commonwealth of Virginia State Air Pollution Control Board Regulations for the Control and Abatement of Air Pollution. Permit changes are reflected in Condition 17. The amended permit page supersedes Page 5 of your permit dated February 14, 2000.

The amended permit page contains legally enforceable conditions. Failure to comply may result in a Notice of Violation and civil penalty. Please read all permit conditions carefully.

This permit amendment approval shall not relieve Dominion Terminal Associates of the responsibility to comply with all other local, state, and federal permit regulations.

Mr. John E. Davis  
Dominion Terminal Associates  
February 14, 2000  
Page 2

The Board's Regulations as contained in Title 9 of the Virginia Administrative Code 5-170-200 provides that you may request a formal hearing from this case decision by filing a petition with the Board within 30 days after this case decision notice was mailed or delivered to you. 9 VAC 5-170-180 provides that you may request direct consideration of the decision by the Board if the Director of the DEQ made the decision. Please consult the relevant regulations for additional requirements for such requests.

As provided by Rule 2A:2 of the Supreme Court of Virginia, you have 30 days from the date of service of this decision (the date you actually received this decision or the date on which it was mailed to you, whichever occurred first), within which to initiate an appeal of this decision by filing a Notice of Appeal with:

Director  
Department of Environmental Quality  
Post Office Box 10009  
Richmond, Virginia 23240-0009

In the event that this decision is served on you by mail, three days are added to the period in which to file an appeal. Please refer to Part Two A of the Rules of the Supreme Court of Virginia for information on the required content of the Notice of Appeal and for additional requirements governing appeals from decision of administrative agencies.

If you have any questions concerning this permit amendment, please call Laura Corl at (757) 518-2178.

Sincerely,



William M. Cash-Robertson  
Regional Permit Manager

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Attachment: Page 5 of Permit

cc: Manager, Data Analysis (electronic file submission)  
Director, OAPP (electronic file submission)

15. **Wet Suppression System** - The wet suppression system for the coal and petroleum coke storage piles shall be implemented as specified in Appendix A or by any other procedure as may be approved by the DEQ prior to use. Such approval shall be contingent on adequate documentation that any alternative procedure shall achieve at least as high an efficiency as Appendix A. This applies to all other dust control measures required by this permit. Requests for changes in procedures shall be accompanied by an explanation of the proposed changes and the anticipated effect they shall have. These requests, if approved by the DEQ, shall be subject to a test and evaluation procedure prior to being accepted as permanent changes to the control procedures.

(9 VAC 5-50-260)

#### **OPERATING/EMISSION LIMITATIONS**

16. **Storage** - The maximum quantity of coal and petroleum coke in storage at any one time shall not exceed  $1.4 \times 10^6$  tons.

(9 VAC 5-80-10 H)

17. **Throughput** - The throughput of coal and petroleum coke shall not exceed  $24 \times 10^6$  tons per year, calculated monthly as the sum of each consecutive 12 month period.

(9 VAC 5-80-10 H)

\*\*\*OCR\*\*\*

The following pages contain the Optical Character Recognition text of the preceding scanned images.

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An Agency of the Natural Resources Secretariat



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Dominion Terminal Associates  
February 14, 2000  
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July 7, 2000

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