From: Randy Ammons

To: Cc:

OCE; Ramiro Garcia; Craig Pritzlaff

Subject:

Re: Air Quality enforcement discretion request due to Covid-19

**Date:** Friday, September 11, 2020 4:54:37 PM

Good afternoon Mr. Myers,

This is in response to your September 10, 2020 request seeking enforcement discretion from the 180-day permit limit or 1080 operating hours as a result of the COVID-19 pandemic. The TCEQ is committed to working with you as we respond to this pandemic. Enforcement discretion is granted only for the days documented as "Covid-19 shutdown" in your records. **No enforcement discretion is granted regarding operating hours or notification requirements.** 

Per the operating records you provided, Pioneer 418044 Rock Crusher, RN110638871, was on-site February 3, 2020 and was "Covid-19 shutdown" starting April 15<sup>th</sup>. Your records also indicate "Covid-19 shutdown" ended on July 17<sup>th</sup>. These days of shutdown will not be counted against your authorized 180 days on-site. Therefore, your on-site authorization will expire on November 4, 2020. All other permit conditions apply.

The TCEQ will reserves the right to withdraw this approval.

Regards,

Randy J. Ammons, Director North Central and West Texas Area Texas Commission on Environmental Quality

From: Aaron Myers < Sent: Thursday, September 10, 2020 4:00 PM

To: OCE < OCE@tceq.texas.gov >; Ramiro Garcia < ramiro.garcia@tceq.texas.gov >

**Cc:** Diana Steele < <u>Diana.Steele@tceg.texas.gov</u>>

Subject: Air Quality enforcement discretion request due to Covid-19

I am requesting enforcement discretion due to the Covid-19 pandemic creating a shutdown of our regulated entity, RN 110638871, Investigation 1538847.

Anticipated duration of need for enforcement discretion is 110 days, or 1080 operating hours. I am requesting a continuance or extension of Air Quality Standard Permit for Temporary Rock Crusher – Tier II.

Respectfully,

Aaron Myers, Nobles Road Construction, Inc. Attachment: Daily run time log (Covid-19 shutdown documentation)

# Daily Report

Date	Daily Start	Daily Stop	Run Hours	Standby Time	Operational Hrs	Bucket Loads	Unit Weight/bucket	Throughput Ton/hr
February 1, 2020							-	
February 2, 2020								
February 3, 2020		4:00 PM	2:00	2.00	1.00	20	4.925	20.5
February 4, 2020		5:00 PM	9:00	2.00	5.00	308	4,925	98.50
February 5, 2020		5:30 PM	9:30	2,00	6.50	240	4.925	252.82
February 6, 2020		4:00 PM	8:00	2.00		220	4.925	135.44
February 7, 2020	8:00 AM	4:00 PM	8:00	2.00	6.00	135	4.925	110.8
February 8, 2020					0100	143	4.323	110.6
February 9, 2020							,	
February 10. 2020	B:00 AM	5:00 PM	9:00	1.00	8.00	306	4.925	198,38
February 11, 2020	8:00 AM	5:30 PM	9:30	2.00	7.50	212	4.925	139.21
February 12, 2020	8:00 AM	4:30 PM	8:30	1.00	7.50	241	4,925	158.26
February 13, 2020	8:00 AM	5:00 PM	9:00	1,00	8.00	298	4.925	183.46
February 14, 2020	8:00 AM	5:00 PM	9:00	4,00	5.00	200	4.925	197.00
February 15, 2020								207100
February 16, 2020								
February 17, 2020	8:00 AM	5:00 PM	9:00	1.00	8.00	316	4.925	194.54
February 18, 2020	8:00 AM	5:00 PM	9:00	2.00	7.00	277	4.925	194.89
February 19, 2020	8:00 AM	5:00 PM	9:00	1.50	7,50	279	4.925	183.21
February 20, 2020	rain							
February 21, 2020	rain							
February 22, 2020								
February 23, 2020								
February 24, 2020	8:00 AM	5:00 PM	9:00	0.50	8.50	306	4.925	177.30
February 25, 2020	8:00 AM	5:00 PM	9:00	1.00	8.00	320	4.925	197-00
February 26, 2020	MA 00:8	5:00 PM	9:00	6.00	2.00	77	4.925	189.61
February 27, 2020	8:00 AM	5:00 PM	9:00	1.00	8.00	324	4.925	199.46
February 28, 2020	8:00 AM	5:00 PM	9:00	1.00	8.00	320	4.925	197,00
				Monthly Total	120.50			

Cumulative Total



## Daily Report

te	Daily Start	Daily Stop	Run Hours	Standby Time	Operational Hrs	Bucket Loads	Unit Weight/bucket	Throughput Ton/hr
			-					
March 1, 2020								
March 2, 2020	8:00 AM	5:00 PM	9:00	1.50	7,50	297	4.925	195.03
March 3, 2020	8:00 AM	5:00 PM	9:00	1.00	8.00	308	4.925	189.51
March 4, 2020								
March 5, 2020		-						
March 6, 2020	rain							
March 7, 2020								
March B, 2020								
March 9, 2020	7:00 AM	4:00 PM	9:00	1.00	8.00	310	4,925	190.84
March 10, 2020	7:00 AM	4:00 PM	9:00	1.00	8.00	299	4,925	184.07
March 11, 2020	7:00 AM	4:00 PM	9:00	2,00	7.00	270	4.925	189.96
March 12, 2020	7:00 AM	12:00 PM	5:00	3.00	2,00	65	4.925	160.06
March 13, 2020	rain							
March 14, 2020								
March 15, 2020								
March 16, 2020	rain							
March 17, 2020	rain		1					
March 18, 2020	rain							
March 19, 2020	rain							
March 20, 2020	rain							
March 21, 2020								
March 22, 2020								
March 23, 2020	7:00 AM	5:00 PM	10:00	1.00	9.00	345	4,925	188.79
Merch 24, 2020	7:00 AM	5:00 PM	10:00	1.00	9.00	350	4.925	191.53
March 25, 2020	7:00 AM	5:00 PM	10:00	1.00	9.00	355	4.925	194.26
March 25, 2020	7:00 AM	5:00 PM	10:00	1.00	9.00	354	4.925	193,72
March 27, 2020	7:00 AM	5:00 PM	10:00	1.00	9.00	345	4.925	188.79
March 28, 2020								
March 29, 2020								
March 30, 2020	7:00 AM	5:00 PM	10:00	1.00	9.00	327	4.925	178.94
March 31, 2020	7:00 AM	5:00 PM	10:00	1,00	9-00	338	4,925	184.96
				Monthly Total	103.50			

Cumulative Total



Nobles Road Construction, Inc. 5401 South 1st Street Abilene, TX 79605

## Eastland Pit

## Daily Report

ite	Daily Start	Daily Stop	Run Hours	Standby Time	Operational Hrs	Bucket Loads	Unit Weight/bucket	Throughput Ton/hr
April 1, 2020	8:00 AM	5:00 PM	9:00	1,00	8.00	310	4.925	190,84
April 2, 2020	8:00 AM	5:00 PM	9:00	1,50	7-50	299	4.925	196,34
April 3, 2020	8:00 AM	5:00 PM	9:00	1.00	8.00	315	4.925	193.92
April 4, 2020	rain							
April 5, 2020	rain							
April 6, 2020	rain							
April 7, 2020	7:00 AM	5:00 PM	10:00	2.00	8.00	310	4.925	190,84
April 8, 2020	7:00 AM	5:00 PM	10:00	1.00	9.00	310	4.925	159.64
April 9, 2020	7:00 AM	4:00 PM	9:00	1,00	8.00	310	4.925	190.84
April 10, 2020	7:00 AM	4:00 PM	9:00	1.00	8.00	299	4.925	184.07
April 11, 2020								
April 12, 2020								
April 13, 2020	rain							
April 14, 2020								
April 15, 2020	Covid-19 Shutdo	wn Begin						
April 16, 2020	Covid-19 Shutdo	wn						
April 17, 2020	Covid-19 Shutdo	wn						
	Covid-19 Shutdo							
	Covid-19 Shutdo							
April 20, 2020	Covid-19 Shutdo	wn						
	Covid-19 Shutdo							
	Covid-19 Shutdo							
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	Covid-19 Shutdov							
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	Covid-19 Shutdou							
	Covid-19 Shutdo							
	Covid-19 Shutdov							
- 150 M Sec 2020	204/0-15 Smalla0							
				Monthly Total	56.50			

Cumulative Total



## Daily Report

ate	Daily Start	Daily Stop	Run Hours	Standby Time	Operational Hrs	Bucket Loads	Unit Weight/bucket	Throughput Ton/hr
					+			
	Covid-19 Shute			-	-			
	Covid-19 Shute							
	Covid-19 Shute			ļ	<u> </u>			
May 4, 2020	Covid-19 Shute	down						
May 5, 2020	Covid-19 Shute	down						
May 6, 2020	Covid-19 Shute	nwot						
May 7, 2020	Covid-19 Shute	nwot						
May 8, 2020	Covid-19 Shuto	down						
May 9, 2020	Covid-19 Shute	down						
May 10, 2020	Covid-19 Shute	down						
May 11, 2020	Covid-19 Shuto	down						
May 12, 2020	Covid-19 Shuto	down						
May 13, 2020	Covid-19 Shuto	down						
May 14, 2020	Covid-19 Shuto	Covid-19 Shutdown						
May 15, 2020	Covid-19 Shutd	Covid-19 Shutdown						
May 16, 2020	Covid-19 Shutd	lown						
May 17, 2020	Covid-19 Shutd	lown						
May 18, 2020	Covid-19 Shutd	lown						
May 19, 2020	Covid-19 Shutd	lown						
May 20, 2020	Covid-19 Shutd	iown						
May 21, 2020	Covid-19 Shutd	lown			A.			
May 22, 2020	Covid-19 Shutd	lown						
May 23, 2020	Covid-19 Shutd	lown						
May 24, 2020	Covid-19 Shutd	lown						
	Covid-19 Shutd		Ä					
	Covid-19 Shutd							
	Covid-19 Shutd							
	Covid-19 Shutd							
	Covid-19 Shutd							
	Covid-19 Shutd							
	Covid-19 Shutd							
				Ti .				
		1	1	Monthly Total		00		1

**Cumulative Total** 

280-50



# Daily Report

ate	Daily Start	Daily Stop	Run Hours	Standby Time	Operational Hrs	Bucket Loads	Unit Weight/bucket	Throughput Ton/hr
					1	_		
	Covid-19 Shuti				-	-	-	
		Covid-19 Shutdown						
	Covid-19 Shut							
June 4, 2020	Covid-19 Shute	down						
June 5, 2020	Covid-19 Shute	down						
June 6, 2020	Covid-19 Shute	down						
June 7, 2020	Covid-19 Shute	down						
June 8, 2020	Covid-19 Shute	nwob						
June 9, 2020	Covid-19 Shute	down						
June 10, 2020	Covid-19 Shute	down						
June 11, 2020	Covid-19 Shute	down						
June 12, 2020	Covid-19 Shute	down		4				
June 13, 2020	Covid-19 Shute	down						
June 14, 2020	Covid-19 Shute	down						
June 15, 2020	Covid-19 Shuto	down						
June 16, 2020	Covid-19 Shute	down						
June 17, 2020	Covid-19 Shute	down						
June 18, 2020	Covid-19 Shute	down						
June 19, 2020	Covid-19 Shuto	down	1					
June 20, 2020	Covid-19 Shuto	down						
	Covid-19 Shuto							
	Covid-19 Shute							
	Covid-19 Shute							
	Covid-19 Shuto							
	Covid-19 Shute							
	Covid-19 Shute							
	Covid-19 Shute							
	Covid-19 Shute					-		
	Covid-19 Shute							
	Covid-19 Shute							1
Julie 30, 2020	COVID-13 SHULL	Town						
				Monthly Total	0.	00		

Cumulative Total



#### Daily Report

ate	Daily Start	Daily Stop	Run Hours	Standby Time	Operational Hrs	Bucket Loads	Unit Weight/bucket	Throughput Ton/hr
	4	L						
	20 Covid-19 Shutde							
	20 Covid-19 Shutde							
July 3, 20	20 Covid-19 Shutde	Covid-19 Shutdown			-	ļ		
July 4, 20	20 Covid-19 Shutde	Covid-19 Shutdown						
July 5, 20	20 Covid-19 Shutdo	Covid-19 Shutdown						
July 6, 20	20 Covid-19 Shutdo	Covid-19 Shutdown						
July 7, 20	20 Covid-19 Shutdo	Covid-19 Shutdown						
July 8, 20	20 Covid-19 Shutdo	Covid-19 Shutdown						
July 9, 20	20 Covid-19 Shutdo							
July 10, 20	20 Covid-19 Shutdo	own						
July 11, 20	20 Covid-19 Shutdo	own						
july 12, 20	20 Covid-19 Shutde	own						
July 13, 20	20 Covid-19 Shutdo	own						
July 14, 20	20 Cavid-19 Shutdo	Covid-19 Shutdown						
July 15, 20	20 Covid-19 Shutdo	Covid-19 Shutdown						
July 16, 20	20 Covid-19 Shutdo	own						
July 17, 20	20 Covid-19 Shutdo	own						
July 18, 20	20							
July 19, 20	20							
July 20, 20:	20 7:00 AM	5:00 PM	10:00	1.00	9.00	31.	4,925	170.7
July 21, 20	20 7:00 AM	5:00 PM	10:00	1.00	9.00	27	4.925	151-58
July 22, 20	20 7:00 AM	5:00 PM	10:00	1.00	9.00	280	4.925	153.2
July 23, 20	20 7:00 AM	5:00 PM	10:00	6.00	4,00	35:	4.925	439.56
July 24, 20	20 7:00 AM	5:00 PM	10:00	1.00	9.00	36	4.925	197.55
July 25, 20:	20 7:00 AM	5:00 PM	10:00	1.00	9.00	318	4.925	174.0
July 26, 202	20							
July 27, 202	20 7:00 AM	4:00 PM	9;00	1.00	8.00	313	4.925	192.08
July 28, 201			9:00					
	20 maintenance							
	20 maintenance							
	20 maintenance							
				Monthly Total	65.00	1		

Cumulative Total



Nobles Road Construction, Inc. 5401 South 1st Street Abilene, TX 79605

Eastland Pit

# Daily Report

ate	Daily Start	Daily Stop	Run Hours	Standby Time	Operational Hrs	Bucket Loads	Unit Weight/bucket	Throughput Ton/hr
August 1, 2020								
August 2, 2020								
August 3, 2020		5:00 PM	10:00	1.00	9.00	332	4.925	181.68
August 4, 2020		5:00 PM	10:00	1.00	9.00	321	4,925	175.66
August 5, 2020		5:00 PM	10:00	1.00	9.00	359	4,925	196,4
August 6, 2020		5:00 PM	10:00	1.00	9.00			195.9
August 7, 2020		5:00 PM	10:00	2.00	00.8		4.925	197.6
August 8, 2020					5.00	34,	7.223	137.0
August 9, 2020								
August 10, 2020		5:00 PM	10:00	1.00	9.00	347	4.925	189,8
August 11, 2020		5:00 PM	10:00	1.00	9,00		4.925	188.2
August 12, 2020	7:00 AM	5:00 PM	10:00	1.00	9.00	318	4,925	174.0
August 13, 2020	7:00 AM	5:00 PM	10:00	1.00	9.00	336	4,925	183.8
August 14, 2020	7:00 AM	5:00 PM	10:00	1.00	9.00	348	4.925	190.4
August 15, 2020	8:00 AM	2:00 PM	6:00	1.00	5.00	191	4.925	188.1
August 16, 2020								
August 17, 2020	7:00 AM	5:00 PM	10:00	1.00	9,00	350	4,925	191.5
August 18, 2020	7:00 AM	5:00 PM	10:00	1.50	7.50	300	4.925	197.0
August 19, 2020	7:00 AM	5:00 PM	10:00	2.00	8,00	315	4.925	193.9
August 20, 2020	7:00 AM	5:00 PM	10:00	1.00	9,00	355	4,925	194.2
August 21, 2020	7:00 AM	5:00 PM	10:00	1.00	9.00	362	4.925	198.09
August 22, 2020								
August 23, 2020								
August 24, 2020	7:00 AM	5:00 PM	10:00	1.00	9.00	361	4,925	197.5
August 25, 2020	7:00 AM	5:00 PM	10:00	1.00	9.00	360	4,925	197.00
August 26, 2020	7:00 AM	5:00 PM	10:00	1.00	9.00	361	4,925	197.5
August 27, 2020	7:00 AM	5:00 PM	10:00	2,00	8,00	309	4.925	190.2
August 28, 2020	7:00 AM	5:00 PM	10:00	1.00	9.00	352	4.925	192.6
August 29, 2020								
August 30, 2020								
August 31, 2020	maintenance							
				Monthly Total	180,50			
				Cumulative Total	190,30			

Cumulative Fotal

