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**west virginia department of environmental protection**

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Division of Air Quality  
601 57<sup>th</sup> Street SE  
Charleston, WV 25304  
Phone 304/926-0475 • FAX: 304/926-0479

Earl Ray Tomblin, Governor  
Randy C. Huffman, Cabinet Secretary  
[www.dep.wv.gov](http://www.dep.wv.gov)

June 26, 2015

CERTIFIED MAIL  
91 7199 9991 7034 1378 7055

Michael L. Winkler  
P.O. Box 187  
Berkeley Springs, WV 25411

Re: Permit Applicability Determination  
U.S. Silica Company  
Berkeley Springs Facility  
Determination No. PD-15-049  
Plant ID No. 065-00001

Dear Mr. Winkler:

It has been determined that a permit will not be required under 45CSR13 for your proposed modification of a ferro filter replacement. This determination is based on information included with your permit determination form dated May 18, 2015 and received on June 17, 2015, which indicates that the increase in emissions will not exceed two (2) lbs/hr OR five (5) tons/year of total Hazardous Air Pollutants (HAPs); six (6) lbs/hour AND ten (10) TPY of any regulated pollutant; or, trigger a substantive requirement of any State or Federal air quality regulation.

Please bear in mind, however, that any additional changes to the proposed facility may require a permit under 45CSR13. Furthermore, pursuant to 45CSR13-5.14, records briefly describing the proposed change, the pollutants involved, the potential to emit for each pollutant increased or added shall be maintained by the owner or operator for at least two years and made available to the Director upon request.

Should you have any questions, please contact the undersigned engineer at (304) 926-0499 ext. 1212.

Sincerely,

A handwritten signature in blue ink that reads "Thornton E. Martin Jr." with a stylized flourish at the end.

Thornton E. Martin Jr.  
Permit Engineer

c: Eastern Panhandle Regional Office  
Tina Archer, U.S. Silica Company