



# MOJAVE DESERT AIR QUALITY MANAGEMENT DISTRICT

14306 Park Avenue Victorville, CA 92392-2310  
760.245.1661 -- 800.635.4617 -- FAX 760.245.2022

## AUTHORITY TO CONSTRUCT

G011591

If construction is not completed by the expiration date of this permit, it may be renewed for one additional year upon payment of applicable fees. Any additional extension will require the written approval of the Air Pollution Control Officer. This Authority to Construct may serve as a temporary Permit to Operate provided the APCO is given prior notice of intent to operate and the Permit to Operate is not specifically denied.

**EXPIRES LAST DAY OF: SEPTEMBER 2026**

### OWNER OF OPERATOR (Co.#2063)

Newberry High Desert Enterprise Inc.  
48157 Memorial Dr.  
Newberry Springs, CA 92365

### EQUIPMENT LOCATION (Fac.#3391)

Newberry Truck Stop  
48157 Memorial Dr.  
Newberry Springs, CA 92365

#### Description:

GASOLINE DISPENSING FACILITY consisting of: three underground gasoline storage tanks and one underground diesel fuel storage tank, equipped with a Phil-Tite Phase I Vapor recovery System (VR-101) and a Balance Phase II Vapor Recovery System with Veeder-Root Cannister (VR-203), with 8 TPN and 8 Diesel nozzles.

#### FUEL TANKS

Tank No.	Material Stored	Volume (US Gallons)	Above/Underground
1	91U	8,000	Under Ground
2	87U	20,000	Under Ground
3	Diesel	15,000	Under Ground
4	Diesel	12,000	Under Ground

#### DISPENSING EQUIPMENT

Fuel Type	Quantity
TPN	12
Diesel	18

#### VAPOR CONTROL EQUIPMENT

Fee Schedule: 6 (N/A)

Rating: 36 product-nozzles SIC: 5541

SCC: 40600401

Location/UTM(Km):  
529E/3855N

This permit does not authorize the emission of air contaminants in excess of those allowed by law, including Division 26 of the Health and Safety Code of the State of California and the Rules and Regulations of the District. This permit cannot be construed as permission to violate existing laws, ordinances, statutes or regulations of this or other governmental agencies. This permit must be renewed by the expiration date above. If billing for renewal fee required by Rule 301(c) is not received by expiration date above, please contact the District.

Newberry High Desert Enterprise Inc.  
10415 Edgebrook Way  
Northridge , CA 91326

By: **COPY**  
**Eldon Heaston**  
Air Pollution Control Officer

Type	Equipment Name	Compliance
PI	P-T	VR-101
PII	BAL	VR-204

**CONDITIONS:**

1. The owner/operator shall conspicuously post, in the gasoline dispensing area, the operating instructions and the District's toll-free telephone number for complaints (1-800-635-4617).  
[District Rule 461 - Gasoline Transfer and Dispensing]
  
2. The owner/operator shall maintain a log of all inspections; maintenance and repairs (including ISD alarm and failures); and throughput on equipment. Such logs or records shall be maintained at the facility for at least two (2) years and shall be available to the District upon request.  
[District Rule 461 - Gasoline Transfer and Dispensing]
  
3. Any modifications or changes to the piping, control fittings, or configurations of the vapor recovery system require prior approval from the District.  
[District Regulation XIII - NSR]
  
4. ATC ONLY: The District must be notified when installation of all piping and control fittings is completed. Vapor control piping and fittings must remain exposed until the District has inspected the installation or given approval to complete backfill. Notification may be made via phone, or via email request to VaporRecoveryTesting@mdaqmd.ca.gov  
[District Regulation XIII - NSR]
  
5. ATC ONLY: The District shall be notified via telephone or via email request to VaporRecoveryTesting@mdaqmd.ca.gov for inspection no later than 10-days after completion of backfill, modification and/or installation of all vapor control piping and control fittings. Upon notification, the District will determine if an inspection of vapor control piping is required or approval will be given to commence gasoline dispensing.  
[District Rule 204 - Permit Conditions, District Rule 461 - Gasoline Transfer and Dispensing, District Regulation XIII - NSR]
  
6. The Enhanced Vapor Recovery (EVR), Phase I and II Vapor Recovery System must be tested in accordance with the requirements of CARB Executive Orders, VR-101 and Order VR-204, no later than 60 days after initial startup, and at least once every twelve (12) months using the latest adopted version of the required test procedures.  
  
The District must be notified a minimum of 10 days prior to performing the required tests with the final results submitted to the District within 30 days of completion of the tests. Testing notifications and testing results may be sent to VaporRecoveryTesting@mdaqmd.ca.gov  
[District Rule 461 - Gasoline Transfer and Dispensing, Executive Orders VR-101 and 204]
  
7. The annual throughput of gasoline shall not exceed 600,000 gallons per year. Throughput records shall be kept on site and available to District personnel upon request, and annual throughput for the previous calendar year shall be provided to the District not later than the end of February of each year. Before this annual throughput can be increased the facility is required to submit to the District an application to modify the permit which may require a Health Risk Assessment (HRA). In addition, public notice and/or a commenting period may be required.  
[District Rule 1320 - NSR for Toxic Air Contaminants; District Rule 107(b); H&S Code 39607 & 44341-44342; and 40 CFR 51, Subpart A]
  
8. Enhanced Vapor Recovery (EVR), 2-Point Phase I Vapor Control Equipment must be installed and maintained in compliance with CARB Executive Order VR-101. The owner or operator shall perform the required maintenance as specified in ARB-Approved Installation and Maintenance Manual for the Phase I Vapor Recovery System, including PV maintenance, as applicable.  
[District Rule 461 - Gasoline Transfer and Dispensing, Executive Order VR-101, 40 CFR 63, Subpart CCCCC]
  
9. Enhanced Vapor Recovery (EVR), Phase II Vapor Control Equipment must be installed and maintained in compliance with CARB Executive Order VR-204. The owner or operator shall install, operate and maintain the Phase II Vapor Recovery System as specified in

the ARB-approved Installation, Operation and Maintenance Manual for the Phase II Vapor Recovery System.  
[District Rule 461 - Gasoline Transfer and Dispensing, Executive Order VR-204, 40 CFR 63, Subpart CCCCCC]