

November 1, 2001

Mr. Adare Fritz  
AM General Corporation  
13200 McKinley Avenue  
Mishawaka, Indiana 46545

Re: R 141-13466-00031  
First Reopening to Part 70 Operating  
Permit  
T 141-6023-00031

Dear Mr. Fritz:

AM General Corporation was issued a Part 70 Operating Permit on February 25, 1999. The Office of Air Quality (OAQ) has determined that it is necessary to reopen your Part 70 permit. Notice of the permit reopening pursuant to 326 IAC 2-7-9(c) was provided on August 16, 2000.

As stated in the Notice, the language in 40 CFR Part 70.6(c)(5)(iii)(B)) was changed from "continuous or intermittent compliance" to "based on continuous or intermittent data" as part of the U.S. EPA's 1997 Compliance Assurance Monitoring rule making (Federal Register Volume 62, page 54900-54947, Wednesday, October 22, 1997). The U.S. District Court of Appeals, Washington D.C. ruled against EPA's language, saying that the Clean Air Act wording of continuous or intermittent compliance had to be used. (NRDC vs. EPA, #97-1727) Therefore, the following change is being made to your permit to be consistent with state and federal law.

Condition B.11(c)(3) is revised as follows:

B.11 Annual Compliance Certification [326 IAC 2-7-6(5)]

---

- (c) The annual compliance certification report shall include the following:
- (1) The appropriate identification of each term or condition of this permit that is the basis of the certification;
  - (2) The compliance status;
  - (3) Whether compliance was ~~based on~~ continuous or intermittent data;
  - (4) The methods used for determining compliance of the source, currently and over the reporting period consistent with 326 IAC 2-7-5(3); and
  - (5) Such other facts, as specified in Sections D of this permit, as IDEM, OAQ, may require to determine the compliance status of the source.

AM General Corporation  
Mishawaka, Indiana  
Reviewer: Stacey Pfeffer

Page 2 of 2  
Reopening No. 141-13466-00031  
Part 70 Permit No. T 141-6023-00031

All other conditions of the permit shall remain unchanged and in effect. Please attach a copy of this reopening and the following revised permit pages to the front of the original permit.

This decision is subject to the Indiana Administrative Orders and Procedures Act - IC 4-21.5-3-5. If you have any questions on this matter, please contact Stacey Pfeffer, at (800) 451-6027, press 0 and ask for Stacey Pfeffer or extension 3-2628, or dial (317) 233-2628.

Sincerely,

Original signed by Paul Dubenetzky

Paul Dubenetzky, Chief  
Permits Branch  
Office of Air Quality

Attachments

SP/gkf

cc: File St. Joseph County  
St. Joseph County Health Department  
Air Compliance Section Inspector - Rick Reynolds  
Compliance Data Section - Karen Nowak  
Administrative and Development File  
Technical Support and Modeling - Michele Boner  
IDEM Northern Regional Office

# PART 70 OPERATING PERMIT OFFICE OF AIR QUALITY

**AM General Corporation  
13200 McKinley Hwy.  
Mishawaka, Indiana 46545**

(herein known as the Permittee) is hereby authorized to operate subject to the conditions contained herein, the source described in Section A (Source Summary) of this permit.

This permit is issued in accordance with 326 IAC 2 and 40 CFR Part 70 Appendix A and contains the conditions and provisions specified in 326 IAC 2-7 and 326 IAC 2-1-3.2 as required by 42 U.S.C. 7401, et. seq. (Clean Air Act as amended by the 1990 Clean Air Act Amendments) 40 CFR Part 70.6, IC 13-15 and IC 13-17.

Operation Permit No.: <b>T141-6023-00031</b>	
Issued by: Janet G. McCabe, Assistant Commissioner Office of Air Quality	Issuance Date: February 25, 1999  Expiration Date: February 25, 2004

First Minor Source Modification 141-10954-00031, issued on August 16, 1999  
First Significant Source Modification 141-11673-00031, issued on June 28, 2000  
First Administrative Amendment 141-12041-00031, issued on April 20, 2000  
Third Administrative Amendment 141-14213-00031, issued on August 4, 2000  
Fourth Administrative Amendment 141-12212-00031, issued August 22, 2000  
Fifth Administrative Amendment 141-14597-00031, issued July 31, 2001

First Reopening: R141-13466-00031	Page Affected: 9
Original signed by Paul Dubenetzky Issued by: Paul Dubenetzky, Branch Chief Office of Air Quality	Issuance Date: November 1, 2001

- (b) The annual compliance certification report required by this permit shall be considered timely if the date postmarked on the envelope or certified mail receipt, or affixed by the shipper on the private shipping receipt, is on or before the date it is due. If the document is submitted by any other means, it shall be considered timely if received by IDEM, OAQ, on or before the date it is due.
- (c) The annual compliance certification report shall include the following:
  - (1) The identification of each term or condition of this permit that is the basis of the certification;
  - (2) The compliance status;
  - (3) Whether compliance was continuous or intermittent;
  - (4) The methods used for determining compliance of the source, currently and over the reporting period consistent with 326 IAC 2-7-5(3);
  - (5) Any insignificant activity that has been added without a permit revision;
  - (6) Such other facts, as specified in Sections D of this permit, as IDEM, OAQ may require to determine the compliance status of the source.

The submittal by the Permittee does require the certification by the "responsible official" as defined by 326 IAC 2-7-1(34).

B.12 Preventive Maintenance Plan [326 IAC IAC 2-7-5(1),(3) and (13)] [326 IAC IAC 2-7-6(1) and (6)]  
[326 IAC 1-6-3]

---

- (a) If required by specific condition(s) in Section D of this permit, the Permittee shall prepare and maintain Preventive Maintenance Plans (PMP) within ninety (90) days after issuance of this permit, including the following information on each facility:
  - (1) Identification of the individual(s) responsible for inspecting, maintaining, and repairing emission control devices;
  - (2) A description of the items or conditions that will be inspected and the inspection schedule for said items or conditions;
  - (3) Identification and quantification of the replacement parts that will be maintained in inventory for quick replacement.

If due to circumstances beyond its control, the PMP cannot be prepared and maintained within the above time frame, the Permittee may extend the date an additional ninety (90) days provided the Permittee notifies:

Indiana Department of Environmental Management  
Compliance Branch, Office of Air Quality  
100 North Senate Avenue, P. O. Box 6015  
Indianapolis, Indiana 46206-6015

- (b) The Permittee shall implement the Preventive Maintenance Plans as necessary to ensure that lack of proper maintenance does not cause or contribute to a violation of any limitation on emissions or potential to emit.
- (c) PMP's shall be submitted to IDEM, OAQ upon request and shall be subject to review and approval by IDEM, OAQ.