



Joseph E. Kernan
Governor

Lori F. Kaplan
Commissioner

December 13, 2004

100 North Senate Avenue
P.O. Box 6015
Indianapolis, Indiana 46206-6015
(317) 232-8603
(800) 451-6027
www.in.gov/idem

TO: Interested Parties / Applicant

RE: Smith Brothers of Berne, Inc. / 001-17739-00061

FROM: Paul Dubenetzky
Chief, Permits Branch
Office of Air Quality

Notice of Decision: Approval - Effective Immediately

Please be advised that on behalf of the Commissioner of the Department of Environmental Management, I have issued a decision regarding the enclosed matter. Pursuant to IC 13-15-5-3, this permit is effective immediately, unless a petition for stay of effectiveness is filed and granted according to IC 13-15-6-3, and may be revoked or modified in accordance with the provisions of IC 13-15-7-1.

If you wish to challenge this decision, IC 4-21.5-3 and IC 13-15-6-1 require that you file a petition for administrative review. This petition may include a request for stay of effectiveness and must be submitted to the Office of Environmental Adjudication, 100 North Senate Avenue, Government Center North, Room 1049, Indianapolis, IN 46204, **within eighteen (18) calendar days of the mailing of this notice**. The filing of a petition for administrative review is complete on the earliest of the following dates that apply to the filing:

- (1) the date the document is delivered to the Office of Environmental Adjudication (OEA);
- (2) the date of the postmark on the envelope containing the document, if the document is mailed to OEA by U.S. mail; or
- (3) The date on which the document is deposited with a private carrier, as shown by receipt issued by the carrier, if the document is sent to the OEA by private carrier.

The petition must include facts demonstrating that you are either the applicant, a person aggrieved or adversely affected by the decision or otherwise entitled to review by law. Please identify the permit, decision, or other order for which you seek review by permit number, name of the applicant, location, date of this notice and all of the following:

- (1) the name and address of the person making the request;
- (2) the interest of the person making the request;
- (3) identification of any persons represented by the person making the request;
- (4) the reasons, with particularity, for the request;
- (5) the issues, with particularity, proposed for considerations at any hearing; and
- (6) identification of the terms and conditions which, in the judgment of the person making the request, would be appropriate in the case in question to satisfy the requirements of the law governing documents of the type issued by the Commissioner.

If you have technical questions regarding the enclosed documents, please contact the Office of Air Quality, Permits Branch at (317) 233-0178. Callers from within Indiana may call toll-free at 1-800-451-6027, ext. 3-0178.

Enclosures
FNPER.dot 9/16/03



INDIANA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT
We make Indiana a cleaner, healthier place to live.

Joseph E. Kernan
Governor

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Lori F. Kaplan
Commissioner

Mr. John Schueler
Smith Brothers of Berne, Inc.
356 Monroe Street
Berne, Indiana 46711

Re: Source Specific Operation Status
S001-17739-00061

Dear Mr. Schueler:

Your application for Source Specific Operation Status was received on April 28, 2003 and has been reviewed. Based on the data submitted and the provisions in 326 IAC 2, it has been determined that your emission source, a upholstered wood furniture manufacturing plant located at 356 Monroe Street, Berne, Indiana 46711, has met the criteria required to obtain a Source Specific Operating Agreement.

Pursuant to IC 4-21.5-3-5(a) and (b), approval of this Source Specific Operating Agreement shall not be effective until fifteen (15) days from the date of this letter.

The facilities and processes of this source are hereby granted the Source Specific Operating Agreement provided that the following requirements of 326 IAC 2-9 are satisfied:

Section A: Woodworking Operation [326 IAC 2-9-4]

1. The particulate matter with a diameter less than ten (10) microns (PM10) from the woodworking operation shall not exceed one-thousandth (0.001) grain per actual cubic foot of outlet air.
2. No visible emissions shall be discharged to the outside air from the woodworking operation.
3. The source shall not at any time, exhaust to the atmosphere, greater than four hundred thousand (400,000) actual cubic feet of outlet air per minute.
4. The source shall maintain records of the types of air pollution control devices utilized at the source, and the operation and maintenance manuals for those devices.
5. Compliance with the limitations of this Source Specific Operating Agreement (SSOA) shall be determined utilizing the test methods specified in 40 CFR 60, Appendix A, Methods 1-4 and 201A.

Section B: Surface Coating or Graphic Arts Operation [326 IAC 2-9-3]

1. The combined total amount of volatile organic compounds (VOC) and hazardous air pollutants (HAP) delivered to the surface coating operation at the source shall not exceed fifteen (15) pounds per day.

2. The source shall keep the following records of the surface coating operation:
 - (a) the number of gallons of each solvent containing material used,
 - (b) the VOC and HAP content (pounds per gallon as supplied) of each solvent containing material used,
 - (c) material safety data sheets (MSDS) for all VOC and HAP containing material used,
 - (d) a monthly summation of VOC and HAP usage, and
 - (e) purchase orders and invoices for each solvent containing material used.

These records shall be kept for a minimum period of five (5) years, and made available upon request of the Office of Air Quality (OAQ).

3. Particulate matter emissions shall be controlled by a dry filter system or an equivalent control device. The source shall operate the particulate control device at all times the graphic arts operation is in operation in accordance with the manufacturer's specifications. A source shall be considered in compliance with this requirement provided the overspray is not visibly detectable at the exhaust or accumulated on the rooftops or on the ground.
4. Include with the annual notice required in Condition 1 of the General Requirements Section, an inventory listing of the monthly volatile organic compound (VOC) and hazardous air pollutant (HAP) totals, and the total VOC and HAP emissions for the previous twelve (12) months.

Section C: General Requirements: [326 IAC 2-9-1]

1. The source shall provide an annual notice to the commissioner, stating that the source is in operation, and certifying that its operations are in compliance with the requirements of this Source Specific Operating Agreement. The above annual notice shall be submitted to:

**Compliance Data Section
Office of Air Quality
100 North Senate Avenue
P.O. Box 6015
Indianapolis, IN 46206-6015**

no later than January 30 of each year, with the annual notice being submitted in the format attached.

2. Any exceedance of any requirement contained in this operating agreement shall be reported, in writing, within one (1) week of its occurrence. Said report shall include information on the actions taken to correct the exceedance, including measures to reduce emissions, in order to comply with the established limits. If an exceedance is the result of a malfunction, then the provisions of 326 IAC 1-6 apply.
3. Pursuant to 326 IAC 2-9-1(i), the Permittee is hereby notified that this operating agreement does not relieve the Permittee of the responsibility to comply with the provisions of any applicable federal, state, or local rules, or any New Source Performance Standards (NSPS), 40 CFR Part 60, or National Emission Standards for Hazardous Air Pollutants (NESHAP), 40 CFR Part 61 or 40 CFR Part 63.

Smith Brothers of Berne, Inc.
Berne, Indiana
Permit Reviewer: ERG/SD

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Any change or modification which will alter operations in such a way that it will no longer comply with the applicable restrictions and conditions of this operating agreement, must obtain the appropriate approval from the Office of Air Quality (OAQ) under 326 IAC 2-5.1, 326 IAC 2-5.5, 326 IAC 2-6.1, 326 IAC 2-2, 326 IAC 2-3, 326 IAC 2-7, and 326 IAC 2-8, before such change may occur.

Sincerely,

Original signed by
Paul Dubenetzky, Chief
Permit Branch
Office of Air Quality

ERG/SD

cc: File – Adams County
Adams County Health Department
Air Compliance Section - Ryan Hillman
Permit Tracking
Compliance Data Section

Source Specific Operating Agreement Annual Notification
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This form should be used to comply with the notification requirements under 326 IAC 2-9.

Company Name:	Smith Brothers of Berne, Inc.
Address:	356 Monroe Street
City:	Berne, Indiana 46711
Contact Person:	Mr. John Schueler
Phone #:	(260) 589-2131
SSOA #:	S001-17739-00061

I hereby certify that Smith Brothers of Berne, Inc. is still in operation and is in compliance with the requirements of Source Specific Operating Agreement (SSOA) S001-17739-00061.

Name (typed):
Title:
Signature:
Date: