



Joseph E. Kernan
Governor

Lori F. Kaplan
Commissioner

August 3, 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: Speedway SuperAmerica / 033-18844-00091
FROM: Paul Dubenetzky
Chief, Permits Branch
Office of Air Quality

Notice of Decision – Approval

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 326 IAC 2, this approval was effective immediately upon submittal of the application.

If you wish to challenge this decision, IC 4-21.5-3-7 requires 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 from 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-AM.dot 9/16/03



INDIANA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

We make Indiana a cleaner, healthier place to live.

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August 3, 2004

Mr. Scott Zink
Speedway SuperAmerica
5000 West 86th Street
Indianapolis, IN 46268

Dear Mr. Zink:

Re: Exempt Construction and Operation Status,
033-18844-00091

The application from Speedway SuperAmerica LLC, received on April 13, 2004, has been reviewed. Based on the data submitted and the provisions in 326 IAC 2-5.1-1, it has been determined that the following operation at a former Speedway SuperAmerica gasoline station located at 510 South Main Street, Auburn, Indiana, is classified as exempt from air pollution permit requirements:

(a) Emission of soil vapors into the atmosphere as part of soil and groundwater remediation.

An application or notification shall be submitted in accordance with 326 IAC 2 to the Office of Air Quality (OAQ) if the source proposes to construct new emission units, modify existing emission units, or otherwise modify the source.

Sincerely,

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

GS/EVP

cc: File - Dekalb County
Air Compliance – Jim Thorpe
Permit Tracking
Compliance Data Section

Indiana Department of Environmental Management Office of Air Quality

Technical Support Document (TSD) for an Exemption

Source Background and Description

Source Name: Speedway SuperAmerica-Station # 6223
Source Location: 510 South Main Street, Auburn, IN 46706
County: Dekalb
SIC Code: 5541
Operation Permit No.: 033-18844-00091
Permit Reviewer: Gaurav Shil / EVP

The Office of Air Quality (OAQ) has reviewed an application from Speedway SuperAmerica LLC relating to the discharge of soil vapors as part of remediation of the soil and groundwater at a former gasoline station.

New Emission Units and Pollution Control Equipment

The source consists of the following new emission units and pollution control devices during this review process:

- (a) Emission of soil vapors into the atmosphere as part of soil and groundwater remediation.

Existing Approvals

The source has no existing approvals.

Enforcement Issue

There are no enforcement actions pending.

Recommendation

The staff recommends to the Commissioner that the operation be approved. This recommendation is based on the following facts and conditions:

Unless otherwise stated, information used in this review was derived from the application and additional information submitted by the applicant.

An application for the purposes of this review was received on April 13, 2004 and additional information was received on May 27, 2004.

Potential To Emit

Pursuant to 326 IAC 2-1.1-1(16), Potential to Emit is defined as “the maximum capacity of a stationary source or emissions unit to emit any air pollutant under its physical and operational design. Any physical or operational limitation on the capacity of a source to emit an air pollutant, including air pollution control equipment and restrictions on hours of operation or type or amount of material combusted, stored, or processed shall be treated as part of its design if the limitation is enforceable by the U. S. EPA, the department, or the appropriate local air pollution control agency.”

Pollutant	Potential To Emit (tons/year)
PM	0.00
PM-10	0.00
SO ₂	0.00
VOC	0.05
CO	0.00
NO _x	0.00

HAPs	Potential To Emit (tons/year)
Methyl ter-butyl ether	0.024
Benzene	0.014
Toluene	0.004
Ethylbenzene	0.004
Xylene	0.004
Total	0.05

- (a) Pursuant to 326 IAC 2-5.1-1 the source shall be exempt from the requirements of 326 IAC 2-5.1-2 since it is not specifically required to obtain a registration. Therefore, pursuant to 326 IAC 2-5.1-1(1), this is an exempt unit.

County Attainment Status

The source is located in Dekalb County.

Pollutant	Status
PM-10	attainment
SO ₂	attainment
NO _x	attainment
Ozone	attainment
CO	attainment
Lead	attainment

Part 70 Permit Determination

This new source is not subject to the Part 70 Permit requirements because the potential to emit (PTE) of:

- (a) each criteria pollutant is less than 100 tons per year,

- (b) a single hazardous air pollutant (HAP) is less than 10 tons per year, and
- (c) any combination of HAPs is less than 25 tons/year.

This is the first air approval issued to this source.

Federal Rule Applicability

- (a) There are no New Source Performance Standards (NSPS) (326 IAC 12 and 40 CFR Part 60) applicable to this source.
- (b) There are no National Emission Standards for Hazardous Air Pollutants (NESHAP)(326 IAC 14, 20 and 40 CFR Part 61, 63) applicable to this source.

State Rule Applicability - Entire Source

326 IAC 2-6 (Emission Reporting)

This source is not a Title V source. Therefore, 326 IAC 2-6 does not apply.

State Rule Applicability - Individual Facilities

326 IAC 14-1-1 (Emission standards for hazardous air pollutants)

Pursuant to 326 IAC 14-1-1, the provisions of 326 IAC 14 apply to the source for which a standard is prescribed under 326 IAC 14. There are no standards prescribed for this source under 326 IAC 14, therefore the source is not subject to the requirements of 326 IAC 14.

326 IAC 20-1-1 (Hazardous air pollutants)

Pursuant to 326 IAC 20-1-2, the provisions of 326 IAC 20 apply to the source for which a standard is prescribed under 326 IAC 20. There are no standards prescribed for this source under 326 IAC 20, therefore the source is not subject to the requirements of 326 IAC 20.

Conclusion

The construction and operation for the discharge of soil vapors as part of remediation of the soil and groundwater at a former gasoline station shall be subject to the conditions of the attached proposed Exemption 033-18844-00091.