



Joseph E. Kernan
Governor

Lori F. Kaplan
Commissioner

September 7, 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: Bunge North American (East) Inc / 145-19517-00035

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

September 7, 2004

Ms. Pat McNamara
Bunge North America (East), Inc.
P.O. Box 860
Morristown, Indiana 46161

Re: 145-19517-00035
Second Administrative Amendment to
Part 70 T 145-9004-00035

Dear Ms. McNamara:

Bunge North America (East), Inc. was issued a permit on June 29, 2004 for a stationary soybean processing plant . An Administrative Amendment was issued on August 11, 2004 which inadvertently showed an expiration date of August 11, 2009. The expiration of the Administrative Amendment or Modifications are the same as the original issue of the Part 70 Permit. In this case the amendment will expire June 29, 2009 which is the date the Part 70 Permit expires. Pursuant to the provisions of 326 IAC 2-7-11(a)(1) the permit is hereby administratively amended as follows:

First Administrative Amendment: 145-19517-00035	Page Affected: 15, 16, 73-75
Issued by: Paul Dubenetzky, Branch Chief Office of Air Quality	Issuance Date: August 11, 2004 Expiration date: August 11, 2009

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

Bunge North America (East), Inc.
Morristown, Indiana

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145-19517-00035

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 Gary Freeman, of my staff, at 317-233-5334 or 1-800-451-6027, and ask for extension 3-5334.

Sincerely,

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

Attachments: Updated Pages

PD/gkf

cc: File - Shelby County
Shelby County Health Department
Air Compliance Section - DJ Knotts
Compliance Data Section
Permit Review Section 1 - Gary Freeman
Billing, Licensing and Training Section - Chet Bohannon

PART 70 OPERATING PERMIT OFFICE OF AIR QUALITY

**Bunge North America (East), Inc.
700 N. Rangeline Road
Morristown, Indiana 46161-0860**

(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.

The Permittee must comply with all conditions of this permit. Noncompliance with any provisions of this permit is grounds for enforcement action; permit termination, revocation and reissuance, or modification; or denial of a permit renewal application. Noncompliance with any provision of this permit, except any provision specifically designated as not federally enforceable, constitutes a violation of the Clean Air Act. It shall not be a defense for the Permittee in an enforcement action that it would have been necessary to halt or reduce the permitted activity in order to maintain compliance with the conditions of this permit. An emergency does constitute an affirmative defense in an enforcement action provided the Permittee complies with the applicable requirements set forth in Section B, Emergency Provisions.

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 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.: T145-9004-00035	
Issued by: Janet G. McCabe, Assistant Commissioner Office of Air Quality	Issuance Date: June 29, 2004 Expiration Date: June 29, 2009

First Administrative Amendment 145-19331-00035, issued August 11, 2004

Second Administrative Amendment: 145-19517-00035	Page Affected: Cover
Issued by: Original signed by Paul Dubenetzky, Branch Chief Office of Air Quality	Issuance Date: September 7, 2004