



Joseph E. Kernan
Governor

Lori F. Kaplan
Commissioner

November 18, 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: AG Producer Services, Cargill, Inc. / 129-19671-00001

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



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Mr. Jason May
Ag Producer Services, Cargill, Inc.
P.O. Box 747
Mt. Vernon, Indiana 47620

November 18, 2004

Re: 129-19671-00001
First Administrative Amendment to
FESOP 129-12502-00001

Dear Mr. May:

Ag Producer Services, Cargill, Inc. was issued a permit on December 20, 2001 for a wholesale grain processing operation located at Uniontown Road, Mt. Vernon, Indiana 47620. A letter requesting approval to add a temporary grain storage pile was received on October 1, 2004. Pursuant to the provisions of 326 IAC 2-8-10 the permit is hereby administratively amended as follows:

1. Due to a lack of available barges that are used to ship the grain from the facility, the temporary grain storage pile is being added to the source because the source will exceed its permanent storage capacity of 1.8 million bushels. The storage pile will only be necessary until the end of the harvest season. Since the grain storage pile will be covered by a tarp, particulate emissions from the pile will be below the thresholds for insignificant activities. Therefore, the pile is being added under the Insignificant Activities section of the FESOP. Section A.3 of the FESOP is revised to read as follows:

A.3 Insignificant Activities [326 IAC 2-7-1(21)] [326 IAC 2-8-3(c)(3)(I)]

The source also consists of the following insignificant activities, as defined in 326 IAC 2-7-1(21):

- (a) Natural gas-fired combustion sources with heat input equal to or less than ten million (10,000,000) Btu per hour;
- (b) Propane or liquified petroleum gas, or butane-fired combustion sources with heat input equal to or less than six million (6,000,000) Btu per hour;
- (c) Application of oils, greases, lubricants or other nonvolatile materials applied as temporary protective coatings;
- (d) Paved and unpaved roads and parking lots with public access;
- (e) Underground conveyors;
- (f) On-site fire and emergency response training approved by the department; ~~and~~
- (g) Replacement or repair of electrostatic precipitators, bags in baghouses and filters in other air filtration equipment; **and**
- (h) **A temporary grain storage pile, with a maximum storage capacity of 2,000,000 bushels of grain, covered by a tarp.**

2. The addition of the temporary grain storage pile will not result in an increase in the grain receiving or processing capacity of the source and the source will continue to comply with the limits pursuant to 326 IAC 2-8-4 (FESOP). Additionally, since the addition of the storage piles does not add to the permanent storage capacity of the source, the source remains not subject to the requirements of the New Source Performance Standard (NSPS), 326 IAC 12, 40 CFR Part 60, Subpart DD (Standards of Performance for Grain Elevators). Therefore, no changes to sections D.1 or D.2 are required.

All other conditions of the permit shall remain unchanged and in effect. Please attach a copy of this amendment 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 Trish Earls, at (973) 575-2555, ext. 3219 or dial (800) 451-6027, and ask for extension 3-6878.

Sincerely,

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

Attachments
TE/EVP

cc: File – Posey County
U.S. EPA, Region V
Posey County Health Department
IDEM Southwest Regional Office
Air Compliance Section Inspector Scott Anslinger
Compliance Data Section
Administrative and Development
Technical Support and Modeling



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**FEDERALLY ENFORCEABLE STATE
OPERATING PERMIT (FESOP)
OFFICE OF AIR QUALITY**

**Ag Producer Services, Cargill, Inc.
Uniontown Road
Mt. Vernon, Indiana 47620**

(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 provision of this permit is grounds for enforcement action; permit termination, revocation and reissuance, or modification; and denial of a permit renewal application. 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 2-8 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.: F129-12502-00001	
Issued by: Paul Dubenetzky, Branch Chief Office of Air Quality	Issuance Date: Expiration Date:

First Administrative Amendment No.: 129-19671-00001	Affected Pages: 6, 7
Issued by: Original signed by Paul Dubenetzky, Branch Chief Office of Air Quality	Issuance Date: November 18, 2004

- (B) Grain handling from Drag Conveyor DC-2 to Leg 2 with a maximum hourly capacity of 20,000 bushels per hour;
 - (C) Grain handling from Rail DC to Legs 3 and 4, with a maximum hourly capacity of 17,500 bushels per hour;
 - (D) Grain handling from Bins to Reclaim Conveyors and Spouts, with a maximum hourly capacity of 17,500 bushels per hour; and
 - (E) Grain handling from Reclaim Conveyors to Grain Legs, with a maximum hourly capacity of 17,500 bushels per hour;
- (3) System 3, using a Dacron baghouse, identified as DS-3, for particulate control, exhausting through a stack identified as S-3, consists of the following emission units:
- (A) Grain handling from Grain Legs to Dual Distributor, with a maximum hourly capacity of 17,500 bushels per hour;
 - (B) Grain handling from Dual Distributor to Tripper or Spouts, with a maximum hourly capacity of 17,500 bushels per hour;
 - (C) Grain handling from Tripper or Spouts to Bins, with a maximum hourly capacity of 17,500 bushels per hour;
 - (D) Grain handling from Legs 3 and 4 to Rail Tank, with a maximum hourly capacity of 17,500 bushels per hour;
 - (E) Grain handling from Rail Shed loadout, with a maximum hourly capacity of 17,500 bushels per hour; and
 - (F) Grain handling from Grain Legs to Dryers, with a maximum hourly capacity of 17,500 bushels per hour;
- (b) Four (4) fugitive emission points from the Truck Dump, Rail Dump, Rail Loadout, and Barge Loadout, identified as FS-1, FS-2, FS-3, and FS-4, respectively.
- (c) Two (2) grain dryers, identified as emission unit ID 4 and 5, one with a maximum capacity of 4,000 bushels per hour and the other with a maximum capacity of 3,000 bushels per hour, heated by natural gas, with a heat input rate of thirty six (36) million Btu (MMBtu) per hour, exhausting through one (1) stack each, identified as S-4 and S-5, respectively.

A.3 Insignificant Activities [326 IAC 2-7-1(21)] [326 IAC 2-8-3(c)(3)(I)]

This stationary source also includes the following insignificant activities, as defined in 326 IAC 2-7-1(21):

- (a) Natural gas-fired combustion sources with heat input equal to or less than ten million (10,000,000) Btu per hour;
- (b) Propane or liquified petroleum gas, or butane-fired combustion sources with heat input equal to or less than six million (6,000,000) Btu per hour;
- (c) Application of oils, greases, lubricants or other nonvolatile materials applied as temporary protective coatings;

- (d) Paved and unpaved roads and parking lots with public access;
- (e) Underground conveyors;
- (f) On-site fire and emergency response training approved by the department;
- (g) Replacement or repair of electrostatic precipitators, bags in baghouses and filters in other air filtration equipment; and
- (h) A temporary grain storage pile, with a maximum storage capacity of 2,000,000 bushels of grain, covered by a tarp.

A.4 FESOP Applicability [326 IAC 2-8-2]

This stationary source, otherwise required to have a Part 70 permit as described in 326 IAC 2-7-2(a), has applied to the Indiana Department of Environmental Management (IDEM), Office of Air Quality (OAQ) for a Federally Enforceable State Operating Permit (FESOP).

A.5 Prior Permit Conditions

- (a) This permit shall be used as the primary document for determining compliance with applicable requirements established by previously issued permits.
- (b) If, after issuance of this permit, it is determined that the permit is in nonconformance with an applicable requirement that applied to the source on the date of permit issuance, including any term or condition from a previously issued construction or operation permit, IDEM, OAQ, shall immediately take steps to reopen and revise this permit and issue a compliance order to the Permittee to ensure expeditious compliance with the applicable requirement until the permit is reissued.