



Joseph E. Kernan
Governor

Lori F. Kaplan
Commissioner

August 23, 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: Elkhart Products Corp / 001-19804-00022
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

August 23, 2004

Mr. Gary Emerson
Elkhart Products Corporation
700 Rainbow Road
Geneva, Indiana 46740

Re: 001-19804-00022
First Notice-Only Change to
MSOP Permit No. 001-17194-00022

Dear Mr. Emerson:

Elkhart Products Corporation was issued a MSOP permit on June 25, 2004 for a stationary chromium electroplating plant used for fabrication of aluminum and copper tubing. An application was received August 4, 2004 requesting a transfer of ownership. Pursuant to the provisions of 326 IAC 2-1.1-6 (d)(3) the permit is hereby changed as follows:

Effective July 30, 2004 Elkhart Products Corporation, an Indiana Corporation located at 700 Rainbow Road, Geneva, Indiana 46740 was sold to Elkhart Products Corporation, a Delaware corporation and a subsidiary of Aalberts Industries N.V. The operating name of the plant will remain as Elkhart Products Corporation at the same location. The Authorized Individual remains as the position of Environmental Health and Safety Manager which meets the requirements of 326 IAC 2-1.1-1(1).

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, at (800) 451-6027, and ask for Gary Freeman or extension (3-5334), or dial (317) 233-5334.

Sincerely,
Original signed by

Paul Dubenetzky, Chief
Permits Branch
Office of Air Quality

PD/gkf

cc: File – Adams County
Adams County Health Department
Air Compliance Section Inspector – Dave Rice
Compliance Data Section
Billing, Licensing and Training Section - Chet Bohannon
Permit Review Section 1 - Gary Freeman
Contract Management Section - Kim Wade
Contract Management Section - Barbara Van Winkle