



*Mitchell E. Daniels, Jr.*  
Governor

*Thomas W. Easterly*  
Commissioner

100 North Senate Avenue  
Indianapolis, Indiana 46204  
(317) 232-8603  
(800) 451-6027  
www.IN.gov/idem

TO: Interested Parties / Applicant  
DATE: January 10, 2006  
RE: Rieth-Riley Construction Company, Inc / 063-22428-05267  
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 1/10/05



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

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January 10, 2006

Mr. Dean K. Logan  
 Rieth-Riley Construction Company, Inc.  
 P.O. Box 477  
 Goshen, Indiana 46527

Re: 063-22428-05267  
 First Administrative Amendment to  
 FESOP 063-20330-05267

Dear Mr. Logan:

Rieth-Riley Construction Company, Inc. was issued a FESOP on May 10, 2005 for a portable hot mix asphalt manufacturing facility located at US 36 and County Road 200 East, Danville, Indiana. A letter requesting a change in authorized individual was received on December 27, 2005. Pursuant to the provisions of 326 IAC 2-8-10 (a)(2) the permit is hereby administratively amended as follows (new language shown in **bold** and deleted language shown in ~~strikeout~~):

1. Mr. Edward J. Clements, Environmental Engineer replaces Asphalt Plant Specialist as the Authorized Individual. Section A.1 has been revised to reflect this change and to update the phone number of the source as follows:

A.1 General Information [326 IAC 2-8-3(b)]

The Permittee owns and operates a portable hot mix asphalt manufacturing source.

Authorized individual:	<del>Asphalt Plant Specialist</del> <b>Edward J. Clements, Environmental Engineer</b>
Source Address:	Portable
Mailing Address:	P.O. Box 477, Goshen, Indiana 46527
General Source Phone:	574 - 875 - 5183 x 20226
SIC Code:	2951
Source Location Status:	Hendricks
	Nonattainment for 8-hour ozone, and PM2.5
	Attainment for all other criteria pollutants
Source Status:	Federally Enforceable State Operating Permit (FESOP) Minor Source, under PSD and Emission Offset Rules Minor Source, Section 112 of the Clean Air Act

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 Cynthia Bymaster, at (800) 451-6027, press 0 and ask for Cynthia Bymaster or extension ( 3-2641), or dial (317) 233-2641.

Sincerely,

Origin signed by

Nysa L James, Section Chief  
Permits Branch  
Office of Air Quality

Attachments: Updated Pages

NJ/clb

cc: File – Hendricks County  
Hendricks County Health Department  
Air Compliance Section Inspector – Vaughn Ison  
Billing, Licensing and Training Section - Chet Bohannon  
Permit Review Section 1 – Cynthia Bymaster



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**NEW SOURCE CONSTRUCTION and  
 FEDERALLY ENFORCEABLE STATE  
 OPERATING PERMIT  
 OFFICE OF AIR QUALITY**

**Rieth-Riley Construction Company, Inc.  
 US 36 and CR 200 E  
 Danville, Indiana 46122  
 Portable**

(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. This permit also addresses new source review requirements and is intended to fulfill the new source review procedures and permit revision requirements pursuant to 326 IAC 2-8-11.1, applicable to those conditions.

Operation Permit No.: F 063-20330-05267	
Original signed by: Paul Dubenetzky, Branch Chief Office of Air Quality	Issuance Date: May 10, 2005 Expiration Date: May10, 2010
First Administrative Amendment: F063-22428-05267	Page Affected: 5
Issued by:Original signed by Nysa L. James, Section Chief Office of Air Quality	Issuance Date: January 10, 2006 Expiration Date: May 10, 2010



## SECTION A

## SOURCE SUMMARY

This permit is based on information requested by the Indiana Department of Environmental Management (IDEM), Office of Air Quality (OAQ). The information describing the source contained in Conditions A.1 through A.3 is descriptive information and does not constitute enforceable conditions. However, the Permittee should be aware that a physical change or a change in the method of operation that may render this descriptive information obsolete or inaccurate may trigger requirements for the Permittee to obtain additional permits or seek modification of this permit pursuant to 326 IAC 2, or change other applicable requirements presented in the permit application.

### A.1 General Information [326 IAC 2-8-3(b)]

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The Permittee owns and operates a portable hot mix asphalt manufacturing source.

Authorized individual:	Edward J. Clements, Environmental Engineer
Source Address:	Portable
Mailing Address:	P.O. Box 477, Goshen, Indiana 46527
General Source Phone:	574 - 875 - 5183 x 20226
SIC Code:	2951
Source Location Status:	Hendricks
	Nonattainment for 8-hour ozone, and PM <sub>2.5</sub>
	Attainment for all other criteria pollutants
Source Status:	Federally Enforceable State Operating Permit (FESOP)
	Minor Source, under PSD and Emission Offset Rules
	Minor Source, Section 112 of the Clean Air Act

### A.2 Emission Units and Pollution Control Equipment Summary [326 IAC 2-8-3(c)(3)]

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This portable source consists of the following emission units and pollution control devices:

- (a) One (1) drum mixer, identified as 2, equipped with a baghouse for particulate control, exhausting to Stack SV1, capacity: 450 tons per hour.
- (b) One (1) dryer burner, identified as 3, firing re-refined oil, natural gas, No. 2 fuel oil, No. 4 fuel oil, propane gas or butane gas, exhausting to Stack SV1, rated at 150 million British thermal units per hour.
- (c) One (1) diesel fired generator, identified as 16, exhausting to Stack SV-13, rated at 680 kilowatts output and 9.176 million British thermal units per hour heat input.
- (d) One (1) diesel fired generator, identified as 17, exhausting to Stack SV-14, rated at 85 kilowatts output and 1.049 million British thermal units per hour heat input.
- (e) Two (2) hot oil heaters, identified as 14A and 14B, firing No. 2 fuel oil or propane gas, exhausting to Stacks SV2 and SV3, capacity: 2.15 million British thermal units per hour, each.
- (f) One (1) tank, identified as 13A, storing liquid asphalt, exhausting to Stack SV4, capacity: 30,000 gallons.
- (g) One (1) tank, identified as 13B, storing liquid asphalt, exhausting to Stack SV5, capacity: 25,000 gallons.
- (h) One (1) tank, identified as 13C, storing liquid asphalt, exhausting to Stack SV6, capacity: 15,000 gallons.
- (i) One (1) tank, identified as 13D, storing liquid asphalt, exhausting to Stack SV7, capacity: 10,000 gallons.