



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 9, 2006
RE: Wabash Valley Asphalt Co., LLC / 127-22441-05258
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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Mr. John Collett
Wabash Valley Asphalt Company, LLC
P.O. Box 8297
Terre Haute, IN 47808

January 10, 2006

Re: Portable Source Relocation Letter
Permit No. 127-22441-05258 to
FESOP No. 153-18870-05258

Dear Mr. Collett:

Approval was granted to operate the portable hot mix asphalt plant, described in Operation Permit No. 153-18870-05258 issued on August 6, 2004. This source is to be located at 3221 Bertholet Boulevard, Valparaiso in Porter County, Indiana. This plant was previously located at 937 South Section Street, Sullivan County, Indiana. The site approval for 937 South Section Street, Sullivan County, Indiana was issued on August 6, 2004. This letter corrects the permit number from 153-22025-05258 to 127-22441-05258.

Advance written notice to the Office of Air Quality (OAQ), Air Compliance Section, of start-up is required in order for the OAQ to perform an inspection. If the plant is not operating in compliance with all applicable regulations upon inspection, the plant must cease operation upon notification to you by OAQ staff of such non-compliance. Operations may only resume once remedial actions have been taken and approved by the OAQ.

If you have any questions concerning this relocation site approval, please contact Cynthia Bymaster of my staff at 31-233-2641 or at 1-800-451-6027, ext 3-2641.

Sincerely

Original signed by
Paul Dubenetsky
Acting Assistant Commissioner
Office of Air Quality

PD/clb

Enclosures: Notice of Decision

Cc: File-Vigo County
Sullivan County Health Department
Porter County Health Department
Air Compliance Section – Jim Thorpe
Air Compliance Section – Michael Hall
Permit Review Section 1 – Cynthia Bymaster
Billing, Licensing and Training Section – Chet Bohannon