



TO: Interested Parties / Applicant

RE: Tyson Corporation, Inc. / 097-22543-00575

FROM: Felicia A. Robinson  
Administrator

## 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.

If you wish to challenge this decision, IC 4-21.5-3 and IC 13-15-6-1 require 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 fifteen (15) calendar days of the receipt 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 Indianapolis Office of Environmental Services, Air Permits at (317) 327-2234.

Enclosures



Department of Public Works  
Office of Environmental Services

2700 Belmont Avenue  
Indianapolis, IN 46221

317-327-2234  
Fax 327-2274  
TDD 327-5186  
indygov.org/dpw



August 30, 2007

John O'Sullivan, Chief Operating Officer  
Tyson Corporation, Inc.  
2301 South Holt Rd  
Indianapolis, IN 46241

CERTIFIED MAIL: 7007 0220 0002 7444 4269

Re: Source Specific Operation Status  
**S 097-22543-00575**

Dear Mr. O'Sullivan:

Your application for Source Specific Operation Status was received on August 29, 2007, and has been reviewed. Based on the data submitted and the provisions in 326 IAC 2, it has been determined that your emission source, Tyson Corporation, Inc., consisting of one (1) paint booth, located at 2301 South Holt Road, Indianapolis, Indiana, 46241, has met the criteria required to obtain a Source Specific Operating Agreement.

Pursuant to IC 4-21.5-3-5(a) and (b), approval of this Source Specific Operating Agreement shall not be effective until fifteen (15) days from the date of this letter.

The facilities and processes of this source are hereby granted the Source Specific Operating Agreement provided that the following requirements of 326 IAC 2-9 are satisfied:

**Section A: Surface Coating or Graphic Arts Operation: [326 IAC 2-9-3]**

1. The combined total amount of volatile organic compounds (VOC) and hazardous air pollutants (HAP) delivered to the surface coating operation at the source shall not exceed fifteen (15) pounds per day.
2. The source shall keep the following records of the surface coating operation:
  - (a) the number of gallons of each solvent containing material used,
  - (b) the VOC and HAP content (pounds per gallon as supplied) of each solvent containing material used,
  - (c) material safety data sheets (MSDS) for all VOC and HAP containing material used,
  - (d) a monthly summation of VOC and HAP usage, and
  - (e) purchase orders and invoices for each solvent containing material used.

These records shall be kept for a minimum period of five (5) years, and made available upon request of the Indiana Department of Environmental Management (IDEM), Office of Air Quality (OAQ) and Indianapolis Office of Environmental Services (OES).

Particulate matter emissions shall be controlled by a dry filter system or an equivalent control device. The source shall operate the particulate control device at all times the graphic arts operation is in operation in accordance with the manufacturer's specifications. A source shall be considered in compliance with this requirement provided the overspray is not visibly detectable at the exhaust or accumulated on the rooftops or on the ground.

3. Include with the annual notice required in Condition 1 of the General Requirements Section, an inventory listing of the monthly volatile organic compound (VOC) and hazardous air pollutant (HAP) totals, and the total VOC and HAP emissions for the previous twelve (12) months.



Air Quality Hotline: 317-327-4AIR | knozone.com

Department of Public Works  
Office of Environmental Services

2700 Belmont Avenue  
Indianapolis, IN 46221

317-327-2234  
Fax 327-2274  
TDD 327-5186  
indygov.org/dpw

**Section B: General Requirements: [326 IAC 2-9-1]**

1. The source shall provide an annual notice to the IDEM commissioner and OES administrator, stating that the source is in operation, and certifying that its operations are in compliance with the requirements of this Source Specific Operating Agreement. The above annual notice shall be submitted to:

**Indiana Department of Environmental Management  
Compliance Data Section, Office of Air Quality  
MC 61-53 IGCN 1003  
100 North Senate Avenue  
Indianapolis, IN 46204**

**and**

**Indianapolis Office of Environmental Services  
Air Compliance  
2700 South Belmont Avenue  
Indianapolis, IN 46221**

no later than January 30 of each year, with the annual notice being submitted in the format attached.

2. Any exceedance of any requirement contained in this operating agreement shall be reported, in writing, within one (1) week of its occurrence. Said report shall include information on the actions taken to correct the exceedance, including measures to reduce emissions, in order to comply with the established limits. If an exceedance is the result of a malfunction, then the provisions of 326 IAC 1-6 apply.
3. Pursuant to 326 IAC 2-9-1(i), the owner or operator is hereby notified that this operating agreement does not relieve the permittee of the responsibility to comply with the provisions of any applicable federal, state, or local rules, or any New Source Performance Standards (NSPS), 40 CFR Part 60, or National Emission Standards for Hazardous Air Pollutants (NESHAP), 40 CFR Part 61.

Any change or modification which will alter operations in such a way that it will no longer comply with the applicable restrictions and conditions of this operating agreement, must obtain the appropriate approval from the IDEM, OAQ and OES under 326 IAC 2-5.1, 326 IAC 2-5.5, 326 IAC 2-6.1, 326 IAC 2-2, 326 IAC 2-3, 326 IAC 2-7, and 326 IAC 2-8, before such change may occur.

Sincerely,

Original Signed by Felicia A. Robinson

Felicia A. Robinson  
Administrator

BG

cc: File  
Marion County Health Department  
Air Compliance Section - Matt Mosier  
OAQ

<b>Source Specific Operating Agreement Annual Notification</b>
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This form should be used to comply with the notification requirements under 326 IAC 2-9.

<b>Company Name:</b>	Tyson Corporation, Inc.
<b>Address:</b>	2301 South Holt Rd
<b>City:</b>	Indianapolis, Indiana, 26241
<b>Phone #:</b>	(317) 241-8396
<b>SSOA #:</b>	S 097-22543-00575

I hereby certify that **Tyson Corporation, Inc.** is still in operation and is in compliance with the requirements of Source Specific Operating Agreement (SSOA) **S097-22543-00575**.

<b>Name (typed):</b>
<b>Title:</b>
<b>Signature:</b>
<b>Date:</b>