



*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: April 20, 2007  
RE: Lehigh Cement Company / 093-24542-00002  
FROM: Nisha Sizemore  
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 03/23/06



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Ms. Debbie Tolliver  
 Lehigh Cement Company  
 121 North First Street  
 P. O. Box 97  
 Mitchell, IN 47446-0097

April 20, 2007

Re: Approval for a Temporary Operation and an  
 Experimental Trial  
 EO No. 093-24542-00002

Dear Ms. Tolliver:

On March 29, 2007, Lehigh Cement Company submitted a letter informing the Office of Air Quality (OAQ) of the intention to conduct a temporary operation and experimental trial related to unloading imported clinker from railcars. This temporary operation is not a part of the normal operation or production of the facility because currently the Mitchell Plant does not unload imported clinker from railcars.

**Experimental Operation General Information**

Unit:	The clinker handling facilities/emissions units
Location of the Operation:	121 North First Street, Mitchell, IN 47446
County:	Lawrence
County Status:	Attainment or unclassifiable for all criteria pollutants
Purpose of the Experimental Trial:	<ol style="list-style-type: none"> <li>(1) To conduct imported clinker unloading from the bottom of a railcar onto a portable conveyor</li> <li>(2) To transfer imported clinker from the portable conveyor into haul trucks</li> <li>(3) To collect data of the vehicle traffic for the haul trucks running between the Clinker Unloading Area and the Outdoor Clinker Pile</li> <li>(4) To transfer imported clinker from haul trucks to the Outdoor Clinker Pile</li> <li>(5) To monitor the movement of imported clinker while forming the Outdoor Clinker Pile;</li> <li>(6) To load imported clinker into haul trucks from the Outdoor Clinker Pile</li> <li>(7) To collect data regarding vehicle traffic for the haul trucks between the Outdoor Clinker Pile and the Material Storage Building</li> <li>(8) To transfer imported clinker from the haul trucks to the Indoor Clinker Pile in the Material Storage Building</li> <li>(9) To determine wind erosion of the Outdoor Clinker Pile (Outdoor Clinker Pile will be covered with a tarp to minimize exposure to the weather)</li> </ol>



Starting Date of the Operation: April 1, 2007  
[326 IAC 2-1.1-3(h)(3)(F)]  
Duration of the Operation: Less than 30 days of actual operation  
Testing parameters: Emissions of CO, NOx, SO2, VOC, PM, PM-10, and Lead

### Applicable Requirements

Pursuant to 326 IAC 2-1.1-3(h) (Exemption for Temporary Operation and Experimental Trial), the above mentioned temporary operation and experimental trial shall satisfy the following requirements:

1. The potential emissions from the operation are less than 25 tons per year for the duration of the operation. [326 IAC 2-1.1-3(h)(3)(A)]
2. The operation is not a major source or modification as defined under 326 IAC 2-2, or 326 IAC 2-7. [326 IAC 2-1.1-3(h)(3)(B)]
3. The purpose of the operation is to:
  - (a) collect data for experimental purposes, including, but not limited to, process improvements, new product development, and pollution prevention; or [326 IAC 2-1.1-3(h)(3)(C)(i)]
  - (b) temporarily conduct an operation not considered as part of the normal operation or production of the facility or source. [326 IAC 2-1.1-3(h)(3)(C)(ii)]
4. The duration of the temporary operation or experimental trial is less than 30 days of total operating time. [326 IAC 2-1.1-3(h)(3)(D)]
5. The Permittee shall submit a report containing the following information, at most seven (7) days after the conclusion of the temporary operation: [326 IAC 2-1.1-3(h)(3)(G)]
  - (a) The actual dates of the construction and operation.
  - (b) The duration of the operation.
  - (c) The actual emissions occurring during the operation.
6. The report shall be submitted to:  
Indiana Department of Environmental Management  
Office of Air Quality, Permits Branch  
100 North Senate Avenue  
Indianapolis, Indiana 46204-2251

### Expiration Date

This approval expires after 30 days of actual operating time of the temporary operation and experimental trial related to the unloading of imported clinker from railcars.

**IDEM Contact**

If you have any questions regarding this approval, please contact Gary Freeman of my staff at the Indiana Department Environmental Management, Office of Air Quality, 100 North Senate Avenue, Indianapolis, Indiana 46204-2251 or by telephone at (317) 233-5334 or toll free at 1-800-451-6027 extension 3-5334.

Sincerely,  
Original signed by

Iryn Calilung, Section Chief  
Permits Branch  
Office of Air Quality

Enclosure: Temporary Operation and Experimental Trial Report  
cc: File – Lawrence County  
Lawrence County Health Department  
Air Compliance Inspector – Dave Harrison

**Indiana Department of Environmental Management  
Office of Air Quality, Permits Branch  
100 North Senate Avenue, Indianapolis, IN 46204-2251**

**Temporary Operation and Experimental Trial Report**

Source Name: Lehigh Cement Company  
Source Location: 121 North First Street, Mitchell, IN 47446  
County Location: Lawrence  
Experimental Operation: 093-24542-00002

Experimental Operation	
Type of unit/operation:	
Actual starting date of the construction:	
Actual ending date of the construction:	
Actual starting date of the operation:	
Actual ending date of the operation:	
Actual number of days of the operation:	
Calculated emissions during the duration of the operation:	
Additional Comments:	

I certify under penalty of law that this report was prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on my inquiry of the person or persons who manage the system, or those persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate, and complete.

Signature:

Printed Name:

Title/Position:

Date:

cc: Air Compliance Inspector – Ray Schick