



DATE: September 4, 2007

TO: Interested Parties / Applicant

RE: Ershigs, Inc., IPL – Harding Stack Liner Project
/ Registration Revocation 097-25230-00588

FROM: Felicia A. Robinson
Administrator

Notice of Decision: Revocation

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 IC 4-21.5-3-5(f) this revocation is effective fifteen (15) days after it is served. When served by U.S. mail, the order is effective eighteen (18) calendar days from the mailing of this notice pursuant to IC 4-21.5-3-2(e).

If you wish to challenge this decision, IC 4-21.5-3-7 and IC 13-15-7-3 require that you file a petition for administrative review. This petition describing your intent 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 Indianapolis Office of Environmental Services, Air Permits at (317) 327-2234.

Enclosures



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



September 4, 2007

Mr. Bruce Smith
Safety/Environmental Director
Ershigs, Inc., IPL – Harding Stack Liner Project
P.O. Box 1707
Bellingham, Washington 98227

Certified Mail Number: 7007 0710 0005 3965 7289

Re: Revocation 097-25230-00588
of Registration No. R097-23188-00588

Dear Mr. Smith:

The letter from Ershigs, Inc., IPL - Harding Stack Liner Project, received on August 30, 2007, has been reviewed by the Indiana Department of Environmental Management Office of Air Quality (OAQ) and the City of Indianapolis Office of Environmental Services (OES). The letter notified OES of the permanent shutdown of the stack liner construction project at the Indianapolis Power and Light Company - Harding Street Generating Station located at 3700 South Harding Street, Indianapolis, Indiana 46217. The permanent shutdown occurred on August 27, 2007.

Pursuant to 326 IAC 2-1.1-9, any permit to construct or operate or any permit revision approval granted by the commissioner may be revoked for any cause that establishes in the judgment of the commissioner the fact that continuance of the permit or permit revision approval is not consistent with the purposes of 326 IAC 2. Ershigs, Inc., IPL - Harding Stack Liner Project was issued Registration No. R097-23188-00588 on August 29, 2006. Because all emission units included the Registration are now permanently shutdown, the Registration is no longer necessary for the emission units at this location and must be revoked. Therefore, Registration No. R097-23188-00588, issued on August 29, 2006, is hereby revoked. Pursuant to IC 4-21.5-3-5(a) and (b), this Revocation letter is effective in eighteen (18) days from the date of this letter.

If there are any questions about this Revocation, please contact Mark Caraher of my staff at (317) 327-2272 or call (317) 327-2234.

Sincerely,

ORIGINAL SIGNED BY

Felicia A. Robinson
Administrator

mbc

cc: File
Marion County Health Department
OES Compliance
OAQ:
Administration & Development Section
Contract Management Section- Kim Wade
Contract Management Section-Barbara VanWinkle
Policy Planning & Coordination Section - Chet Bohannon
Compliance Data Section



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