INDIANA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT
We Protect Hoosiers and Our Environment.

Mitchell E. Daniels Jr.
Governor

Thomas W. Easterly
Commissioner

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

TO: Interested Parties / Applicant

DATE: October 9, 2009

RE: Vulcan Construction Materials, L.P. - Hanna Sand & Gravel #475 / 091-28505-00108

FROM: Matthew Stuckey, Branch Chief
Permits Branch
Office of Air Quality

Notice of Decision: Approval - Effective Immediately

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 13-15-5-3, this permit is effective immediately, unless a petition for stay of effectiveness is filed and granted according to IC 13-15-6-3, and may be revoked or modified in accordance with the provisions of IC 13-15-7-1.

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, Suite N 501E, Indianapolis, IN 46204, **within eighteen (18) calendar days of 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.dot12/03/07

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Kevin Cox
Vulcan Construction Materials, L.P. – Hanna Sand and Gravel #475
1000 E. Warrenville Road, Suite 100
Naperville, Illinois 60563

October 9, 2009

Re: 091-28505-00108
Revocation of Source Specific Operating Agreement No. S091-8085-00108

Dear Kevin Cox:

Vulcan Construction Materials, L.P. – Hanna Sand and Gravel #475 was issued a Source Specific Operating Agreement No. S091-8085-00108, on April 4, 1997, for a stationary crushed stone processing plant located at 14532 South SR 39, Hanna, Indiana 46340. On September 24, 2009, the Office of Air Quality (OAQ) received a letter from the source requesting that the Source Specific Operating Agreement be revoked, since all emission units have been removed from the source.

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. Since the source is no longer in operation, the Source Specific Operating Agreement is no longer required.

The Source Specific Operating Agreement No. S091-8085-00108 issued on April 4, 1997, 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.

Please be advised that once this revocation is effective the source will no longer have approval to operate any emission units at this source. In addition, if there is a need in the future to operate any units at this source, construction and operation approval will be necessary pursuant to Indiana's New Source Review regulations. Once effective, this revocation can not be withdrawn or rescinded.

A copy of the revocation is available on the Internet at: http://www.in.gov/ai/appfiles/idem-caats/. For additional information about air permits and how the public and interested parties can participate, refer to the IDEM's Guide for Citizen Participation and Permit Guide on the Internet at: www.idem.in.gov

If there are any questions about this revocation, please contact Pam K. Way at 317-234-4794 or at 1-800-451-6027 (ext 4-4794).

Sincerely,

Alfred C. Dumaual, Ph. D., Section Chief
Permits Branch
Office of Air Quality

ACD/pkw

cc: File - LaPorte County
LaPorte County Health Department
Compliance and Enforcement Branch
Billing, Licensing and Training Section

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SENT VIA U.S. MAIL: CONFIRMED DELIVERY AND SIGNATURE REQUESTED

TO: Kevin Cox
Vulcan Construction Materials, LP - Hanna Sand and Gravel #475
1000 E. Warrensville Rd. Ste 100
Naperville, IL 60563

DATE: October 9, 2009

FROM: Matt Stuckey, Branch Chief
Permits Branch
Office of Air Quality

SUBJECT: Final Decision
Revocation
091-28505-00108

Enclosed is the final decision and supporting materials for the air permit application referenced above. Please note that this packet contains the original, signed, permit documents.

The final decision is being sent to you because our records indicate that you are the contact person for this application. However, if you are not the appropriate person within your company to receive this document, please forward it to the correct person.

A copy of the final decision and supporting materials has also been sent via standard mail to:
Kelly VankKovering - Environmental Manager
OAQ Permits Branch Interested Parties List

If you have technical questions regarding the enclosed documents, please contact the Office of Air Quality, Permits Branch at (317) 233-0178, or toll-free at 1-800-451-6027 (ext. 3-0178), and ask to speak to the permit reviewer who prepared the permit. If you think you have received this document in error, please contact Joanne Smiddie-Brush of my staff at 1-800-451-6027 (ext 3-0185), or via e-mail at jbrush@idem.IN.gov.

Final Applicant Cover letter.dot 11/30/07

Mail Code 61-53

IDEM Staff	GHOTOPP 10/9/2009 Vulcan Construction Materials, LP-Hanna Sand and Gravel #475 091-28505-00108 F			AFFIX STAMP HERE IF USED AS CERTIFICATE OF MAILING
Name and address of Sender	▶	Indiana Department of Environmental Management Office of Air Quality – Permits Branch 100 N. Senate Indianapolis, IN 46204	Type of Mail: **CERTIFICATE OF MAILING ONLY**	

Line	Article Number	Name, Address, Street and Post Office Address	Postage	Handing Charges	Act. Value (If Registered)	Insured Value	Due Send if COD	R.R. Fee	S.D. Fee	S.H. Fee	Rest. Del. Fee Remarks
1		Kevin Cox Vulcan Construction Materials, LP-Hanna Sand and G 1000 E. Warrenville Rd,Ste 100 Naperville IL 60563 (Source CAATS) via confirmed delivery									
2		Kelly VanKovering Environmental Manager Vulcan Construction Materials, LP-Hanna Sand and G 1000 E. Warrenville Rd,Ste 100 Naperville IL 60563 *(RO CAATS)*									
3		Laurence A. McHugh Barnes & Thornburg 100 North Michigan South Bend IN 46601-1632 *(Affected Party)*									
4		LaPorte County Commissioners 555 Michigan Avenue # 202 LaPorte IN 46350 *(Local Official)*									
5		Mr. Chris Hernandez Pipefitters Association, Local Union 597 8762 Louisiana St., Suite G Merrillville IN 46410 *(Affected Party)*									
6		LaPorte County Health Department County Complex, 4th Floor, 809 State St. LaPorte IN 46350-3329 *(Health Department)*									
7		Mr. Dick Paulen Barnes & Thornburg 121 W Franklin Street Elkhart IN 46216 *(Affected Party)*									
8		Ms. Mindy Heidel 9223 Broadway Suite A Merrillville IN 46410 *(Affected Party)*									
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