



## 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](http://www.idem.IN.gov)

TO: Interested Parties / Applicant

DATE: November 24, 2009

RE: Rieth-Riley / 157-28663-05267

FROM: Matthew Stuckey, Branch 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, Suite N 501E, 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.dot12/3/07



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Mr. Edward J. Clements  
Rieth-Riley Construction Company, Inc.  
P.O. Box 477  
Goshen, Indiana 46527-0477

November 24, 2009

Re: 157-28663-05267  
Portable Source Relocation Letter for  
FESOP No. 063-20330-05267

Dear Mr. Clements:

Approval is hereby granted to operate the portable hot-mix asphalt manufacturing source described in FESOP No. 063-20330-05267, issued May 10, 2005. This source is to be located at 3425 O'Farrell Road, Lafayette, IN 47904 in Tippecanoe County. This plant was previously located at County Road 200 East, just south of U.S. Highway 36 and east of Danville in Hendricks County, and the site approval was issued on February 9, 2007.

Relocation of this plant must take place within 120 days after the issuance of this decision. This approval supersedes all previous site approval letters.

Advance written notice to the Office of Air Quality (OAQ), Compliance and Enforcement Branch, of start-up is required in order for the OAQ to perform an inspection. The notification shall be submitted to:

Indiana Department of Environmental Management  
Compliance and Enforcement Branch, Office of Air Quality  
100 North Senate Avenue  
MC 61-53 IGCN 1003  
Indianapolis, Indiana 46204-2251

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.

A copy of the permit 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](http://www.idem.in.gov)

This decision is subject to the Indiana Administrative Orders and Procedures Act - IC 4-21.5-3-5. If you have any questions concerning this relocation site approval, please contact Renee Traivaranon, of my staff, at 317-234-5615 or 1-800-451-6027, and ask for extension 4-5615.

Sincerely,

Iryn Calilung, Section Chief  
Permits Branch  
Office of Air Quality

IC/rt

Enclosures: Notice of Decision

cc: File Tippecanoe County  
Tippecanoe County Health Department  
Hendricks 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: Edward J Clements  
*Rieth Riley Construction Company, Inc.*  
POB 477  
Goshen, IN 46527

DATE: November 24, 2009

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

SUBJECT: Final Decision  
Relocation  
157-28663-05267

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:

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](mailto:jbrush@idem.IN.gov).

Final Applicant Cover letter.dot 11/30/07


# Mail Code 61-53

IDEM Staff	DPABST 11/24/2009 Rieth-Riley Construction Company, Inc. 157-28663-05267 (Final)		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:  <b>CERTIFICATE OF MAILING ONLY</b>	

Line	Article Number	Name, Address, Street and Post Office Address	Postage	Handling 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		Edward J Clements Rieth-Riley Construction Company, Inc. PO Box 477 Goshen IN 46527-0477 (Source CAATS) (CONFIRM DELIVERY)									
2		Ms. Anna Cicirelli P.O. Box 289, 102 Tipton Street Battleground IN 47920 (Affected Party)									
3		Mr. Charles L. Berger Berger & Berger, Attorneys at Law 313 Main Street Evansville IN 47700 (Affected Party)									
4		Tippecanoe County Commissioners 20 N 3rd St, County Office Building Lafayette IN 47901 (Local Official)									
5		Tippecanoe County Health Department 20 N. 3rd St Lafayette IN 47901-1211 (Health Department)									
6		Lafayette City Council and Mayors Office 20 North 6th Street Lafayette IN 47901-1411 (Local Official)									
7		Ms. Sharon McKnight 909 Southernview Drive North Lafayette IN 47909 (Affected Party)									
8		Ms. Dorothy Whicker 2700 Bonny Lane Lafayette IN 47904 (Affected Party)									
9		Tom Pierce Sr. 2029 Hall Street Lafayette IN 47904 (Affected Party)									
10		Ms. Geneva Werner 3212 Longlois Drive Lafayette IN 47904-1718 (Affected Party)									
11		Mr. Thomas Ruzicka 3509 Pine Lane Lafayette IN 47905 (Affected Party)									
12		Mrs. Phyllis Owens 3600 Cypress Lane Lafayette IN 47905 (Affected Party)									
13		Mr. Jerry White 1901 King Eider Ct West Lafayette IN 47906 (Affected Party)									
14		Ms. Rose Filley 5839 Lookout Drive West Lafayette IN 47906 (Affected Party)									
15		Mr. William Cramer 128 Seminole Drive West Lafayette IN 47906 (Affected Party)									

Total number of pieces Listed by Sender	Total number of Pieces Received at Post Office	Postmaster, Per (Name of Receiving employee)	The full declaration of value is required on all domestic and international registered mail. The maximum indemnity payable for the reconstruction of nonnegotiable documents under Express Mail document reconstructing insurance is \$50,000 per piece subject to a limit of \$50, 000 per occurrence. The maximum indemnity payable on Express mil merchandise insurance is \$500. The maximum indemnity payable is \$25,000 for registered mail, sent with optional postal insurance. See <b>Domestic Mail Manual R900, S913, and S921</b> for limitations of coverage on inured and COD mail. See <b>International Mail Manual</b> for limitations o coverage on international mail. Special handling charges apply only to Standard Mail (A) and Standard Mail (B) parcels.
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											Remarks
1		Robert 2555 S 30th Street Lafayette IN 44909 (Affected Party)									
2		Staley Manufacturing Company 2200 El Dorado Street Decatur IL 62521 (Affected Party)									
3		Roger & Fay Bell 2312 Wigeon Drive Lafayette IN 47905 (Affected Party)									
4		Sanctuary Homeowners Association, Inc. 2217 Wigeon Drive Lafayette IN 47905 (Affected Party)									
5		David & Sharon Leingang 2308 Wigeon Drive Lafayette IN 47905 (Affected Party)									
6		Susan S. Mollenkopf 2304 Wigeon Drive Lafayette IN 47905 (Affected Party)									
7		Donald K. Jackson 2300 Wigeon Drive Lafayette IN 47905 (Affected Party)									
8		Deborah A. Roberts 320 Brown Street, #409 Lafayette IN 47906 (Affected Party)									
9		William & Pamela Mickler 2238 Wigeon Drive Lafayette IN 47905 (Affected Party)									
10		Edward & Ruby Armstrong 2234 Wigeon Drive Lafayette IN 47905 (Affected Party)									
11		Thomas & Connie Wiese 2330 Wigeon Drive Lafayette IN 47905 (Affected Party)									
12		Madonna Wetli 2226 Wigeon Drive Lafayette IN 47905 (Affected Party)									
13		Lance C. Hassan 2222 Wigeon Drive Lafayette IN 47905 (Affected Party)									
14		Jeffrey T. Deakyn 2218 Wigeon Drive Lafayette IN 47905 (Affected Party)									
15		Kenneth & Judith Borders 2214 Wigeon Drive Lafayette IN 47905 (Affected Party)									

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											Remarks
1		Terry E. 72 Peppertree Ct. Lafayette IN 47905 (Affected Party)									
2		Pete & Elizabeth Arvidson 62 Peppertree Ct. Lafayette IN 47905 (Affected Party)									
3		John Robert & Mary Ann Heath 52 Peppertree Ct. Lafayette IN 47905 (Affected Party)									
4		Lynn B. & Brenda E. Kanable 42 Peppertree Ct Lafayette IN 47905 (Affected Party)									
5		Pablo & Ada I. Otero 32 Peppertree Ct. Lafayette IN 47905 (Affected Party)									
6		Lawrence F. Myers 41 Almond Ct. Lafayette IN 47905 (Affected Party)									
7		Jacob & Joan Keiser 524 N. 30th Street Lafayette IN 47904 (Affected Party)									
8		Lloyd Jones, et. al. 3127 E 200 N Lafayette IN 47905 (Affected Party)									
9		Carolyn J. Kanehe 2313 Wigeon Drive Lafayette IN 47905 (Affected Party)									
10		Sanctuary, Ltd. P.O. Box 1623 Lafayette IN 47902 (Affected Party)									
11		Joan K Hunt 31 Almond Ct. Lafayette IN 47905 (Affected Party)									
12											
13											
14											
15											

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