



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: Mar. 31, 2010

RE: Rockport Ethanol Facility / 147-29108-00057

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

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, 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-REV.dot 1/2/08



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Mr. Walter Sieckman
Rockport Ethanol Facility
661 Andersen Drive, Foster Plaza No. 7
Pittsburgh, PA 15220

Mar. 31, 2010

Re: 147-29108-00057
Revocation of FESOP No. F147-26671-00057

Dear Mr. Sieckman:

Rockport Ethanol Facility was issued a New Source Construction and Federally Enforceable State Operating Permit No. F147-26671-00057 on September 11, 2008, for a stationary ethanol production plant, located at Corner of County Road 250 East and County Road 350 North, Grandview, Indiana 47615. On March 25, 2010, the Office of Air Quality (OAQ) received a letter from the source requesting that the FESOP be revoked, since the source has not been constructed and will not be constructed in the future.

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 will not be constructed, the FESOP is not required.

The FESOP No. F147-26671-00057 issued on September 11, 2008, 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 construct nor operate any emission units at this source. In addition, if there is a need in the future to construct 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 Ms. Renee Traivaranon, at 317-234-5615 or at 1-800-451-6027 (ext 4-5615).

Sincerely,

Iryn Calilung, Section Chief
Permits Branch
Office of Air Quality

IC/rt

cc: File - Spencer County
Spencer 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: Walter Sieckman
Rockport Ethanol Facility
661 Anderson Dr. Foster Plaza #7
Pittsburgh PA 15220

DATE: Mar. 31, 2010

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

SUBJECT: Final Decision
Revocation
147-29108-00057

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:
Franz Mullings Dir. of Env. Compliance Rockport Ethanol Facility
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	BMILLER 3/31/2010 Rockport Ethanol Facility 147-29108-00057 (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: 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		Walter Sieckman Rockport Ethanol Facility 661 Anderson Dr, Foster Plaza #7 Pittsburgh PA 15220 (Source CAATS) Via Confirmed Delivery										
2		Franz Mullings Director of Environmental Compliance Rockport Ethanol Facility 111 North SR 149 Burns Harbor IN 46304 (RO CAATS)										
3		Ms. Phyllis Fox 2530 Etna Street Berkeley CA 94704 (Affected Party)										
4		Mr. Charles L. Berger Berger & Berger, Attorneys at Law 313 Main Street Evansville IN 47700 (Affected Party)										
5		Mr. Randy Brown Plumbers & Steam Fitters Union, Local 136 2300 St. Joe Industrial Park Dr Evansville IN 47720 (Affected Party)										
6		Ms. Francis Lueken 223 W. 10th Street, P.O. Box 206 Ferdinand IN 47532 (Affected Party)										
7		Rockport City Council and Mayors Office P.O. Box 151 Rockport IN 47635 (Local Official)										
8		Grandview Town Council P.O. Box 638 Grandview IN 47615 (Local Official)										
9		Ms. Kathy Tretter Dubois-Spencer Counties Publishing Co, Inc P.O. Box 38 Ferdinand IN 47532-0038 (Affected Party)										
10		Spencer County Commissioner/Health Dept. 200 Main Street, Courthouse Rockport IN 47635 (Affected Party)										
11		Spencer County Commissioners 200 Main St., Courthouse Rockport IN 47635 (Local Official)										
12		Spencer County Health Department Main Street Courthouse, 1st Floor, Room 1 Roackport IN 47635-1492 (Health Department)										
13		James Wilson Laser, Inc. 654 Kentucky Street Gridley CA 95948 (Affected Party)										
14		John Paul Williams Laser, Inc. 19815 NW Nestucca Drive Portland OR 97229 (Affected Party)										
15		Mr. John Blair 800 Adams Ave Evansville IN 47713 (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 Domestic Mail Manual R900, S913, and S921 for limitations of coverage on inured and COD mail. See International Mail Manual 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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