PART 70 OPERATING PERMIT
OFFICE OF AIR MANAGEMENT

Ball Metal Beverage Container Corp.
501 North Sixth Street
Monticello, Indiana 47960

(herein known as the Permittee) is hereby authorized to operate subject to the conditions contained herein, the source described in Section A (Source Summary) of this permit.

This permit is issued in accordance with 326 IAC 2 and 40 CFR Part 70 Appendix A and contains the conditions and provisions specified in 326 IAC 2-7 and 326 IAC 2-1-3.2 as required by 42 U.S.C. 7401, et. seq. (Clean Air Act as amended by the 1990 Clean Air Act Amendments), 40 CFR Part 70.6, IC 13-15 and IC 13-17.

Operation Permit No.: T181-7548-00022	
Issued by: Janet G. McCabe, Assistant Commissioner Office of Air Management	Issuance Date:

SECTION A SOURCE SUMMARY

This permit is based on information requested by the Indiana Department of Environmental Management (IDEM), Office of Air Management (OAM). The information describing the source contained in conditions A.1 through A.3 is descriptive information and does not constitute enforceable conditions. However, the Permittee should be aware that a physical change or a change in the method of operation that may render this descriptive information obsolete or inaccurate may trigger requirements for the Permittee to obtain additional permits or seek modification of this permit pursuant to 326 IAC 2, or change other applicable requirements presented in the permit application.

A.1 General Information [326 IAC 2-7-4(c)] [326 IAC 2-7-5(15)]

The Permittee owns and operates an aluminum based beverage can manufacturing and coating plant.

Responsible Official:	Ross A. Rittberg
Source Address:	501 North Sixth Street, Monticello, IN 47960
Mailing Address:	7900 Reycan Road, Richmond, VA 23237
SIC Code:	3411
County Location:	White
County Status:	Attainment for all criteria pollutants
Source Status:	Part 70 Permit Program Minor Source, under PSD Rules; Major Source, Section 112 of the Clean Air Act

A.2 Emission Units and Pollution Control Equipment Summary [326 IAC 2-7-4(c)(3)] [326 IAC 2-7-5(15)]

This stationary source consists of the following emission units and pollution control devices:

(1) One (1) basecoater, identified as BC-1, using a roll coating application system, with a maximum capacity of 150,000 cans/hr, with one natural gas-fired drying oven (BO-1), rated at 3.72 MMBtu/hr, and exhausting to the thermal oxidizer.

(2) Three (3) lithographic printing presses for printing and over varnish, identified as PTR-1, PTR-2 and PTR-3, each with a maximum capacity of 150,000 cans per hour, with three natural gas-fired drying ovens (PO-1, PO-2 and PO-3), each rated at 3.72 MMBtu/hr, and exhausting to the thermal oxidizer.

(3) One (1) natural gas-fired regenerative thermal oxidizer, identified as TO-1, rated at 16.0 MMBtu/hr, exhausting to stack TO-1.

(4) Three (3) inside spray machine lines, identified as ISM-1, ISM-2 and ISM-3, each consisting of six machines, each using airless application systems with a baghouse for particulate filtering, each with a coating capacity of 150,000 cans per hour, with three natural gas-fired drying ovens (ISO-1, ISO-2 and ISO-3), each rated at 6.0 MMBtu/hr, and each exhausting to the thermal oxidizer, TO-1.

(5) One (1) end making line, identified as FE 36, with a maximum capacity of 480,000 ends per hour, with no controls and exhausting to atmosphere.

A.3 Specifically Regulated Insignificant Activities [326 IAC 2-7-1(21)] [326 IAC 2-7-4(c)] [326 IAC 2-7-5(15)]

This stationary source also includes the following insignificant activities which are specifically regulated, as defined in 326 IAC 2-7-1(21):

(1) Natural gas-fired combustion sources with heat input equal to or less than ten (10) million Btu per hour.

(2) Combustion source flame safety purging on startup.

(3) Vessels storing lubricating oils, hydraulic oils, machining oils and machining fluids.

(4) Application of oils, greases, lubricants or other nonvolatile materials applied as temporary protective coatings.

(5) Machining where an aqueous cutting coolant continuously floods the machining surface.

(6) Degreasing operations that do not exceed 145 gallons per 12 months, except if subject to 326 IAC 20-6.

(7) The following equipment related to manufacturing activities not resulting in the emission of HAPs: brazing equipment, cutting torches, soldering equipment, welding equipment.

(8) Activities associated with the treatment of wastewater streams with an oil and grease content less than or equal to 1% by volume.

(9) Forced and induced draft cooling tower system not regulated under a NESHAP.

(10) Replacement or repair of electrostatic precipitators, bags in baghouses and filters in other air filtration equipment.

(11) Trimmers that do not produce fugitive emissions and that are equipped with a dust collection or trim material recovery device such as a bag filter or cyclone.

(12) Purging of gas lines and vessels that is related to routine maintenance and repair of buildings, structures or vehicles at the source where air emissions from those activities would not be associated with any production process.

(13) Equipment used to collect any material that might be released during a malfunction, process upset, or spill cleanup, including catch tanks, temporary liquid separators, tanks and fluid handling equipment.

(14) Blowdown for any of the following: sight glass; boiler; compressors; pumps; and cooling towers.

(15) Stationary fire pumps.

(16) Filter or coalescer media changeout.

(17) One (1) 9,500 gallon storage tank holding waterbased overvarnish coating TOV-1. Emissions are less than 1 ton per year of any HAP or VOC.

(18) One (1) 6,800 gallon storage tank holding washer chemical TWC-1. Emissions are less than 1 ton per year of any HAP or VOC.

(19) One (1) 8,800 gallon storage tank holding washer chemical TWC-1. Emissions are less than 1 ton per year of any HAP or VOC.

(20) One (1) 6,000 gallon storage tank holding synthetic lube TLUB-1. Emissions are less than 1 ton per year of any HAP or VOC.

(21) Two (2) 10,200 gallon storage tanks holding waterbased inside spray coating TIS-1 and TIS-2. Emissions are less than 1 ton per year of any HAP or VOC.

(22) Two (2) can washers W-1 and W-2 that emit less than 1 ton per year hydrogen fluoride.

(23) Three (3) DRT Conversion Presses and one (1) Stolle Conversion Press with tab making. VOCs from tab lube less than 15 lbs per day.

(24) Eight (8) Preferred Compounds Liners using waterbased compound.

(24) One (1) 3100 cubic feet pneumatically filled lime storage silo, with a baghouse for particulate matter control.

A.4 Part 70 Permit Applicability [326 IAC 2-7-2]

This stationary source is required to have a Part 70 permit by 326 IAC 2-7-2 (Applicability) because:

(a) It is a major source, as defined in 326 IAC 2-7-1(22); and

(b) It is a source in a source category designated by the United States Environmental Protection Agency (U.S. EPA) under 40 CFR 70.3 (Part 70 - Applicability).

SECTION B GENERAL CONDITIONS

B.1 Permit No Defense [326 IAC 2-1-10] [IC 13]

(a) Indiana statutes from IC 13 and rules from 326 IAC, quoted in conditions in this permit, are those applicable at the time the permit was issued. The issuance or possession of this permit shall not alone constitute a defense against an alleged violation of any law, regulation or standard, except for the requirement to obtain a Part 70 permit under 326 IAC 2-7.

(b) This prohibition shall not apply to alleged violations of applicable requirements for which the Commissioner has granted a permit shield in accordance with 326 IAC 2-1-3.2 or 326 IAC 2-7-15, as set out in this permit in the Section B condition entitled “Permit Shield.”

B.2 Definitions [326 IAC 2-7-1]

Terms in this permit shall have the definition assigned to such terms in the referenced regulation. In the absence of definitions in the referenced regulation, any applicable definitions found in IC 13-11, 326 IAC 1-2 and 326 IAC 2-7 shall prevail.

B.3 Permit Term [326 IAC 2-7-5(2)]

This permit is issued for a fixed term of five (5) years from the effective date, as determined in accordance with IC 4-21.5-3-5(f) and IC 13-15-5-3.

B.4 Enforceability [326 IAC 2-7-7(a)]

(a) All terms and conditions in this permit, including any provisions designed to limit the source's potential to emit, are enforceable by IDEM.

(b) Unless otherwise stated, terms and conditions of this permit, including any provisions to limit the source’s potential to emit, are enforceable by the United States Environmental Protection Agency (U.S. EPA) and citizens under the Clean Air Act.

B.5 Termination of Right to Operate [326 IAC 2-7-10] [326 IAC 2-7-4(a)]

The Permittee's right to operate this source terminates with the expiration of this permit unless a timely and complete renewal application is submitted at least nine (9) months prior to the date of expiration of the source’s existing permit, consistent with 326 IAC 2-7-3 and 326 IAC 2-7-4(a).

B.6 Severability [326 IAC 2-7-5(5)]

The provisions of this permit are severable; a determination that any portion of this permit is invalid shall not affect the validity of the remainder of the permit.

B.7 Property Rights or Exclusive Privilege [326 IAC 2-7-5(6)(D)]

This permit does not convey any property rights of any sort, or any exclusive privilege.

B.8 Duty to Supplement and Provide Information [326 IAC 2-7-4(b)] [326 IAC 2-7-5(6)(E)]

(a) The Permittee, upon becoming aware that any relevant facts were omitted or incorrect information was submitted in the permit application, shall promptly submit such supplementary facts or corrected information to:

Indiana Department of Environmental Management
Permits Branch, Office of Air Management
100 North Senate Avenue, P. O. Box 6015
Indianapolis, Indiana 46206-6015

(b) The Permittee shall furnish to IDEM, OAM, within a reasonable time, any information that IDEM, OAM, may request in writing to determine whether cause exists for modifying, revoking and reissuing, or terminating this permit, or to determine compliance with this permit.

(c) Upon request, the Permittee shall also furnish to IDEM, OAM, copies of records required to be kept by this permit. If the Permittee wishes to assert a claim of confidentiality over any of the furnished records, the Permittee must furnish such records to IDEM, OAM, along with a claim of confidentiality under 326 IAC 17. If requested by IDEM, OAM, or the U.S. EPA, to furnish copies of requested records directly to U. S. EPA, and if the Permittee is making a claim of confidentiality regarding the furnished records, then the Permittee must furnish such confidential records directly to the U.S. EPA along with a claim of confidentiality under 40 CFR 2, Subpart B.

B.9 Compliance with Permit Conditions [326 IAC 2-7-5(6)(A)] [326 IAC 2-7-5(6)(B)]

(a) The Permittee must comply with all conditions of this permit. Noncompliance with any provisions of this permit constitutes a violation of the Clean Air Act and is grounds for:

(1) Enforcement action;

(2) Permit termination, revocation and reissuance, or modification; or

(3) Denial of a permit renewal application.

(b) It shall not be a defense for the Permittee in an enforcement action that it would have been necessary to halt or reduce the permitted activity in order to maintain compliance with the conditions of this permit.

B.10 Certification [326 IAC 2-7-4(f)] [326 IAC 2-7-6(1)]

(a) Any application form, report, or compliance certification submitted under this permit shall contain certification by a responsible official of truth, accuracy, and completeness. This certification, and any other certification required under this permit, shall state that, based on information and belief formed after reasonable inquiry, the statements and information in the document are true, accurate, and complete.

(b) One (1) certification shall be included, on the attached Certification Form, with each submittal.

(c) A responsible official is defined at 326 IAC 2-7-1(34).

B.11 Annual Compliance Certification [326 IAC 2-7-6(5)]

(a) The Permittee shall annually submit a compliance certification report which addresses the status of the source's compliance with the terms and conditions contained in this permit, including emission limitations, standards, or work practices. The certification shall cover the time period from January 1 to December 31 of the previous year, and shall be submitted in letter form no later than July 1 of each year to:

Indiana Department of Environmental Management
Compliance Data Section, Office of Air Management
100 North Senate Avenue, P. O. Box 6015
Indianapolis, Indiana 46206-6015

and

United States Environmental Protection Agency, Region V
Air and Radiation Division, Air Enforcement Branch - Indiana (AE-17J)
77 West Jackson Boulevard
Chicago, Illinois 60604-3590

(b) The annual compliance certification report required by this permit shall be considered timely if the date postmarked on the envelope or certified mail receipt, or affixed by the shipper on the private shipping receipt, is on or before the date it is due. If the document is submitted by any other means, it shall be considered timely if received by IDEM, OAM, on or before the date it is due.

(c) The annual compliance certification report shall include the following:

(1) The identification of each term or condition of this permit that is the basis of the certification;

(2) The compliance status;

(3) Whether compliance was based on continuous or intermittent data;

(4) The methods used for determining compliance of the source, currently and over the reporting period consistent with 326 IAC 2-7-5(3);

(5) Any insignificant activity that has been added without a permit revision;

(6) Such other facts, as specified in Sections D of this permit, as IDEM, OAM, may require to determine the compliance status of the source.

The submittal by the Permittee does require the certification by the “responsible official” as defined by 326 IAC 2-7-1(34).

B.12 Preventive Maintenance Plan [326 IAC 2-7-5(1),(3) and (13)] [326 IAC 2-7-6(1) and (6)] [326 IAC 1-6-3]

(a) If required by specific condition(s) in Section D of this permit, the Permittee shall prepare and maintain Preventive Maintenance Plans (PMP) within ninety (90) days after issuance of this permit, including the following information on each facility:

(1) Identification of the individual(s) responsible for inspecting, maintaining, and repairing emission units and associated emission control devices;

(2) A description of the items or conditions that will be inspected and the inspection schedule for said items or conditions;

(3) Identification and quantification of the replacement parts that will be maintained in inventory for quick replacement.

If due to circumstances beyond its control, the PMP cannot be prepared and maintained within the above time frame, the Permittee may extend the date an additional ninety (90) days provided the Permittee notifies:

Indiana Department of Environmental Management
Compliance Branch, Office of Air Management
100 North Senate Avenue, P. O. Box 6015
Indianapolis, Indiana 46206-6015

(b) The Permittee shall implement the Preventive Maintenance Plans as necessary to ensure that lack of proper maintenance does not cause or contribute to a violation of any limitation on emissions or potential to emit.

(c) PMP's shall be submitted to IDEM, OAM, upon request and shall be subject to review and approval by IDEM, OAM.

B.13 Emergency Provisions [326 IAC 2-7-16]

(a) An emergency, as defined in 326 IAC 2-7-1(12), is not an affirmative defense for an action brought for noncompliance with a federal or state health-based emission limitation, except as provided in 326 IAC 2-7-16.

(b) An emergency, as defined in 326 IAC 2-7-1(12), constitutes an affirmative defense to an action brought for noncompliance with a health-based or technology-based emission limitation if the affirmative defense of an emergency is demonstrated through properly signed, contemporaneous operating logs or other relevant evidence that describe the following:

(1) An emergency occurred and the Permittee can, to the extent possible, identify the causes of the emergency;

(2) The permitted facility was at the time being properly operated;

(3) During the period of an emergency, the Permittee took all reasonable steps to minimize levels of emissions that exceeded the emission standards or other requirements in this permit;

(4) For each emergency lasting one (1) hour or more, the Permittee notified IDEM, OAM, within four (4) daytime business hours after the beginning of the emergency, or after the emergency was discovered or reasonably should have been discovered;

Telephone Number: 1-800-451-6027 (ask for Office of Air Management, Compliance Section), or
Telephone Number: 317-233-5674 (ask for Compliance Section)
Facsimile Number: 317-233-5967

(5) For each emergency lasting one (1) hour or more, the Permittee submitted notice, either in writing or facsimile, of the emergency to:

Indiana Department of Environmental Management
Compliance Branch, Office of Air Management
100 North Senate Avenue, P. O. Box 6015
Indianapolis, Indiana 46206-6015

within two (2) working days of the time when emission limitations were exceeded due to the emergency.

The notice fulfills the requirement of 326 IAC 2-7-5(3)(C)(ii) and must contain the following:

(A) A description of the emergency;

(B) Any steps taken to mitigate the emissions; and

(C) Corrective actions taken.

The notification which shall be submitted by the Permittee does not require the certification by the "responsible official" as defined by 326 IAC 2-7-1(34).

(6) The Permittee immediately took all reasonable steps to correct the emergency.

(c) In any enforcement proceeding, the Permittee seeking to establish the occurrence of an emergency has the burden of proof.

(d) This emergency provision supersedes 326 IAC 1-6 (Malfunctions) for sources subject to this rule after the effective date of this rule. This permit condition is in addition to any emergency or upset provision contained in any applicable requirement.

(e) IDEM, OAM, may require that the Preventive Maintenance Plans required under 326 IAC 2-7-4-(c)(9) be revised in response to an emergency.

(f) Failure to notify IDEM, OAM, by telephone or facsimile of an emergency lasting more than one (1) hour in compliance with (b)(4) and (5) of this condition shall constitute a violation of 326 IAC 2-7 and any other applicable rules.

(g) Operations may continue during an emergency only if the following conditions are met:

(1) If the emergency situation causes a deviation from a technology-based limit, the Permittee may continue to operate the affected emitting facilities during the emergency provided the Permittee immediately takes all reasonable steps to correct the emergency and minimize emissions.

(2) If an emergency situation causes a deviation from a health-based limit, the Permittee may not continue to operate the affected emissions facilities unless:

(A) The Permittee immediately takes all reasonable steps to correct the emergency situation and to minimize emissions; and

(B) Continued operation of the facilities is necessary to prevent imminent injury to persons, severe damage to equipment, substantial loss of capital investment, or loss of product or raw materials of substantial economic value.

Any operation shall continue no longer than the minimum time required to prevent the situations identified in (g)(2)(B) of this condition.

B.14 Permit Shield [326 IAC 2-7-15]

(a) This condition provides a permit shield as addressed in 326 IAC 2-7-15.

(b) This permit shall be used as the primary document for determining compliance with applicable requirements established by previously issued permits. Compliance with the conditions of this permit shall be deemed in compliance with any applicable requirements as of the date of permit issuance, provided that:

(1) The applicable requirements are included and specifically identified in this permit; or

(2) The permit contains an explicit determination or concise summary of a determination that other specifically identified requirements are not applicable.

(c) If, after issuance of this permit, it is determined that the permit is in nonconformance with an applicable requirement that applied to the source on the date of permit issuance, including any term or condition from a previously issued construction or operation permit, IDEM, OAM, shall immediately take steps to reopen and revise this permit and issue a compliance order to the Permittee to ensure expeditious compliance with the applicable requirement until the permit is reissued. The permit shield shall continue in effect so long as the Permittee is in compliance with the compliance order.

(d) No permit shield shall apply to any permit term or condition that is determined after issuance of this permit to have been based on erroneous information supplied in the permit application.

(e) Nothing in 326 IAC 2-7-15 or in this permit shall alter or affect the following:

(1) The provisions of Section 303 of the Clean Air Act (emergency orders), including the authority of the U.S. EPA under Section 303 of the Clean Air Act;

(2) The liability of the Permittee for any violation of applicable requirements prior to or at the time of this permit's issuance;

(3) The applicable requirements of the acid rain program, consistent with Section 408(a) of the Clean Air Act; and

(4) The ability of U.S. EPA to obtain information from the Permittee under Section 114 of the Clean Air Act.

(f) This permit shield is not applicable to any change made under 326 IAC 2-7-20(b)(2) (Sections 502(b)(10) of the Clean Air Act changes) and 326 IAC 2-7-20(c)(2) (trading based on State Implementation Plan (SIP) provisions).

(g) This permit shield is not applicable to modifications eligible for group processing until after IDEM, OAM, has issued the modifications. [326 IAC 2-7-12(c)(7)]

(h) This permit shield is not applicable to minor Part 70 permit modifications until after IDEM, OAM, has issued the modification. [326 IAC 2-7-12(b)(8)]

B.15 Multiple Exceedances [326 IAC 2-7-5(1)(E)]

Any exceedance of a permit limitation or condition contained in this permit, which occurs contemporaneously with an exceedance of an associated surrogate or operating parameter established to detect or assure compliance with that limit or condition, both arising out of the same act or occurrence, shall constitute a single potential violation of this permit.

B.16 Deviations from Permit Requirements and Conditions [326 IAC 2-7-5(3)(C)(ii)]

(a) Deviations from any permit requirements (for emergencies see Section B - Emergency Provisions), the probable cause of such deviations, and any response steps or preventive measures taken shall be reported to:

Indiana Department of Environmental Management
Compliance Branch, Office of Air Management
100 North Senate Avenue, P.O. Box 6015
Indianapolis, Indiana 46206-6015

within ten (10) calendar days from the date of the discovery of the deviation.

(b) A deviation is an exceedance of a permit limitation or a failure to comply with a requirement of the permit or a rule. It does not include:

(1) An excursion from compliance monitoring parameters as identified in Section D of this permit unless tied to an applicable rule or limit; or

(2) An emergency as defined in 326 IAC 2-7-1(12); or

(3) Failure to implement elements of the Preventive Maintenance Plan unless lack of maintenance has caused or contributed to a deviation.

(4) Failure to make or record information required by the compliance monitoring provisions of Section D unless such failure exceeds 5% of the required data in any calendar quarter.

A Permittee's failure to take the appropriate response step when an excursion of a compliance monitoring parameter has occurred is a deviation.

(c) Written notification shall be submitted on the attached Emergency/Deviation Occurrence Reporting Form or its substantial equivalent. The notification does not need to be certified by the "responsible official" as defined by 326 IAC 2-7-1(34).

(d) Proper notice submittal under 326 IAC 2-7-16 satisfies the requirement of this subsection.

B.17 Permit Modification, Reopening, Revocation and Reissuance, or Termination [326 IAC 2-7-5(6)(C)] [326 IAC 2-7-8(a)] [326 IAC 2-7-9]

(a) This permit may be modified, reopened, revoked and reissued, or terminated for cause. The filing of a request by the Permittee for a Part 70 permit modification, revocation and reissuance, or termination, or of a notification of planned changes or anticipated noncompliance does not stay any condition of this permit. [326 IAC 2-7-5(6)(C)]

(b) This permit shall be reopened and revised under any of the circumstances listed in IC 13-15-7-2 or if IDEM, OAM, determines any of the following:

(1) That this permit contains a material mistake.

(2) That inaccurate statements were made in establishing the emissions standards or other terms or conditions.

(3) That this permit must be revised or revoked to assure compliance with an applicable requirement. [326 IAC 2-7-9(a)(3)]

(c) Proceedings by IDEM, OAM, to reopen and revise this permit shall follow the same procedures as apply to initial permit issuance and shall affect only those parts of this permit for which cause to reopen exists. Such reopening and revision shall be made as expeditiously as practicable. [326 IAC 2-7-9(b)]

(d) The reopening and revision of this permit, under 326 IAC 2-7-9(a), shall not be initiated before notice of such intent is provided to the Permittee by IDEM, OAM, at least thirty (30) days in advance of the date this permit is to be reopened, except that IDEM, OAM, may provide a shorter time period in the case of an emergency. [326 IAC 2-7-9(c)]

B.18 Permit Renewal [326 IAC 2-7-4]

(a) The application for renewal shall be submitted using the application form or forms prescribed by IDEM, OAM, and shall include the information specified in 326 IAC 2-7-4. Such information shall be included in the application for each emission unit at this source, except those emission units included on the trivial or insignificant activities list contained in 326 IAC 2-7-1(21) and 326 IAC 2-7-1(40).

Request for renewal shall be submitted to:

Indiana Department of Environmental Management
Permits Branch, Office of Air Management
100 North Senate Avenue, P.O. Box 6015
Indianapolis, Indiana 46206-6015

(b) Timely Submittal of Permit Renewal [326 IAC 2-7-4(a)(1)(D)]

(1) A timely renewal application is one that is:

(A) Submitted at least nine (9) months prior to the date of the expiration of this permit; and

(B) If the date postmarked on the envelope or certified mail receipt, or affixed by the shipper on the private shipping receipt, is on or before the date it is due. If the document is submitted by any other means, it shall be considered timely if received by IDEM, OAM, on or before the date it is due. [326 IAC 2-5-3]

(2) If IDEM, OAM, upon receiving a timely and complete permit application, fails to issue or deny the permit renewal prior to the expiration date of this permit, this existing permit shall not expire and all terms and conditions shall continue in effect, including any permit shield provided in 326 IAC 2-7-15, until the renewal permit has been issued or denied.

(c) Right to Operate After Application for Renewal [326 IAC 2-7-3]
If the Permittee submits a timely and complete application for renewal of this permit, the source's failure to have a permit is not a violation of 326 IAC 2-7 until IDEM, OAM, takes final action on the renewal application, except that this protection shall cease to apply if, subsequent to the completeness determination, the Permittee fails to submit by the deadline specified in writing by IDEM, OAM, any additional information identified as being needed to process the application.

(d) United States Environmental Protection Agency Authority [326 IAC 2-7-8(e)]
If IDEM, OAM, fails to act in a timely way on a Part 70 permit renewal, the U.S. EPA may invoke its authority under Section 505(e) of the Clean Air Act to terminate or revoke and reissue a Part 70 permit.

B.19 Permit Amendment or Modification [326 IAC 2-7-11] [326 IAC 2-7-12]

(a) The Permittee must comply with the requirements of 326 IAC 2-7-11 or 326 IAC 2-7-12 whenever the Permittee seeks to amend or modify this permit.

(b) Any application requesting an amendment or modification of this permit shall be submitted to:

Indiana Department of Environmental Management
Permits Branch, Office of Air Management
100 North Senate Avenue, P.O. Box 6015
Indianapolis, Indiana 46206-6015

Any such application should be certified by the "responsible official" as defined by 326 IAC 2-7-1(34) only if a certification is required by the terms of the applicable rule

(c) The Permittee may implement administrative amendment changes addressed in the request for an administrative amendment immediately upon submittal of the request. [326 IAC 2-7-11(c)(3)]

B.20 Permit Revision Under Economic Incentives and Other Programs [326 IAC 2-7-5(8)] [326 IAC 2-7-12 (b)(2)]

(a) No Part 70 permit revision shall be required under any approved economic incentives, marketable Part 70 permits, emissions trading, and other similar programs or processes for changes that are provided for in a Part 70 permit.

(b) Notwithstanding 326 IAC 2-7-12(b)(1)(D)(i) and 326 IAC 2-7-12(c)(1), minor Part 70 permit modification procedures may be used for Part 70 modifications involving the use of economic incentives, marketable Part 70 permits, emissions trading, and other similar approaches to the extent that such minor Part 70 permit modification procedures are explicitly provided for in the applicable State Implementation Plan (SIP) or in applicable requirements promulgated or approved by the U.S. EPA.

B.21 Changes Under Section 502(b)(10) of the Clean Air Act [326 IAC 2-7-20(b)]

The Permittee may make Section 502(b)(10) of the Clean Air Act changes (this term is defined at 326 IAC 2-7-1(36)) without a permit revision, subject to the constraint of 326 IAC 2-7-20(a) and the following additional conditions:

(a) For each such change, the required written notification shall include a brief description of the change within the source, the date on which the change will occur, any change in emissions, and any permit term or condition that is no longer applicable as a result of the change.

(b) The permit shield, described in 326 IAC 2-7-15, shall not apply to any change made under 326 IAC 2-7-20(b).

B.22 Operational Flexibility [326 IAC 2-7-20]

(a) The Permittee may make any change or changes at the source that are described in 326 IAC 2-7-20(b), (c), or (e), without a prior permit revision, if each of the following conditions is met:

(1) The changes are not modifications under any provision of Title I of the Clean Air Act;

(2) Any approval required by 326 IAC 2-1 has been obtained;

(3) The changes do not result in emissions which exceed the emissions allowable under this permit (whether expressed herein as a rate of emissions or in terms of total emissions);

(4) The Permittee notifies the:

Indiana Department of Environmental Management
Permits Branch, Office of Air Management
100 North Senate Avenue, P. O. Box 6015
Indianapolis, Indiana 46206-6015

and

United States Environmental Protection Agency, Region V
Air and Radiation Division, Regulation Development Branch - Indiana (AR-18J)
77 West Jackson Boulevard
Chicago, Illinois 60604-3590

in advance of the change by written notification at least ten (10) days in advance of the proposed change. The Permittee shall attach every such notice to the Permittee's copy of this permit; and

(5) The Permittee maintains records on-site which document, on a rolling five (5) year basis, all such changes and emissions trading that are subject to 326 IAC 2-7-20(b), (c), or (e) and makes such records available, upon reasonable request, for public review.

Such records shall consist of all information required to be submitted to IDEM, OAM, in the notices specified in 326 IAC 2-7-20(b), (c)(1), and (e)(2).

(b) For each such Section 502(b)(10) of the Clean Air Act change, the required written notification shall include the following:

(1) A brief description of the change within the source;

(2) The date on which the change will occur;

(3) Any change in emissions; and

(4) Any permit term or condition that is no longer applicable as a result of the change.

The notification which shall be submitted by the Permittee does not require the certification by the "responsible official" as defined by 326 IAC 2-7-1(34).

(c) Emission Trades [326 IAC 2-7-20(c)]
The Permittee may trade increases and decreases in emissions in the source, where the applicable SIP provides for such emission trades without requiring a permit revision, subject to the constraints of Section (a) of this condition and those in 326 IAC 2-7-20(c).

(d) Alternative Operating Scenarios [326 IAC 2-7-20(d)]
The Permittee may make changes at the source within the range of alternative operating scenarios that are described in the terms and conditions of this permit in accordance with 326 IAC 2-7-5(9). No prior notification of IDEM, OAM, or U.S. EPA is required.

(e) Backup fuel switches specifically addressed in, and limited under, Section D of this permit shall not be considered alternative operating scenarios. Therefore, the notification requirements of part (a) of this condition do not apply.

B.23 Construction Permit Requirement [326 IAC 2]

Except as allowed by Indiana P.L. 130-1996 Section 12, as amended by P.L. 244-1997, modification, construction, or reconstruction shall be approved as required by and in accordance with 326 IAC 2.

B.24 Inspection and Entry [326 IAC 2-7-6(2)]

Upon presentation of proper identification cards, credentials, and other documents as may be required by law, the Permittee shall allow IDEM, OAM, U.S. EPA, or an authorized representative to perform the following:

(a) Enter upon the Permittee's premises where a Part 70 source is located, or emissions related activity is conducted, or where records must be kept under the conditions of this permit;

(b) Have access to and copy, at reasonable times, any records that must be kept under the conditions of this permit;

(c) Inspect, at reasonable times, any facilities, equipment (including monitoring and air pollution control equipment), practices, or operations regulated or required under this permit;

(d) Sample or monitor, at reasonable times, substances or parameters for the purpose of assuring compliance with this permit or applicable requirements; and

(e) Utilize any photographic, recording, testing, monitoring, or other equipment for the purpose of assuring compliance with this permit or applicable requirements.
[326 IAC 2-7-6(6)]

(1) The Permittee may assert a claim that, in the opinion of the Permittee, information removed or about to be removed from the source by IDEM, OAM, or an authorized representative, contains information that is confidential under IC 5-14-3-4(a). The claim shall be made in writing before or at the time the information is removed from the source. In the event that a claim of confidentiality is so asserted, neither IDEM, OAM, nor an authorized representative, may disclose the information unless and until IDEM, OAM, makes a determination under 326 IAC 17-1-7 through 326 IAC 17-1-9 that the information is not entitled to confidential treatment and that determination becomes final. [IC 5-14-3-4; IC 13-14-11-3; 326 IAC 17-1-7 through 326 IAC 17-1-9]

(2) The Permittee, and IDEM, OAM, acknowledge that the federal law applies to claims of confidentiality made by the Permittee with regard to information removed or about to be removed from the source by U.S. EPA. [40 CFR Part 2, Subpart B]

B.25 Transfer of Ownership or Operation [326 IAC 2-1-6] [326 IAC 2-7-11]

Pursuant to 326 IAC 2-1-6 and 326 IAC 2-7-11:

(a) In the event that ownership of this source is changed, the Permittee shall notify IDEM, OAM, Permits Branch, within thirty (30) days of the change. Notification shall include a written agreement containing a specific date for transfer of permit responsibility, coverage, and liability between the Permittee and the new owner.

(b) The written notification shall be sufficient to transfer the permit to the new owner by an administrative amendment pursuant to 326 IAC 2-7-11. The notification which shall be submitted by the Permittee does not require the certification by the "responsible official" as defined by 326 IAC 2-7-1(34).

(c) IDEM, OAM, shall reserve the right to issue a new permit.

B.26 Annual Fee Payment [326 IAC 2-7-19] [326 IAC 2-7-5(7)]

(a) The Permittee shall pay annual fees to IDEM, OAM, within thirty (30) calendar days of receipt of a billing. If the Permittee does not receive a bill from IDEM, OAM the applicable fee is due April 1 of each year.

(b) Failure to pay may result in administrative enforcement action, or revocation of this permit.

(c) The Permittee may call the following telephone numbers: 1-800-451-6027 or 317-233-0425 (ask for OAM, Technical Support and Modeling Section), to determine the appropriate permit fee.

SECTION C SOURCE OPERATION CONDITIONS

Entire Source

Emission Limitations and Standards [326 IAC 2-7-5(1)]

C.1 Particulate Matter Emission Limitations For Processes with Process Weight Rates Less Than One Hundred (100) pounds per hour [326 IAC 6-3-2(c)]

Pursuant to 326 IAC 6-3-2(c), the allowable particulate matter emissions rate from any process not already regulated by 326 IAC 6-1 or any New Source Performance Standard, and which has a maximum process weight rate less than 100 pounds per hour shall not exceed 0.551 pounds per hour.

C.2 Opacity [326 IAC 5-1]

Pursuant to 326 IAC 5-1-2 (Opacity Limitations), except as provided in 326 IAC 5-1-3 (Temporary Exemptions), opacity shall meet the following, unless otherwise stated in this permit:

(a) Opacity shall not exceed an average of forty percent (40%) in any one (1) six minute averaging period, as determined in 326 IAC 5-1-4.

(b) Opacity shall not exceed sixty percent (60%) for more than a cumulative total of fifteen (15) minutes (sixty (60) readings as measured according to 40 CFR 60, Appendix A, Method 9 or fifteen (15) one (1) minute nonoverlapping integrated averages for a continuous opacity monitor) in a six (6) hour period.

C.3 Open Burning [326 IAC 4-1] [IC 13-17-9]

The Permittee shall not open burn any material except as provided in 326 IAC 4-1-3, 326 IAC 4-1-4 or 326 IAC 4-1-6. The previous sentence notwithstanding, the Permittee may open burn in accordance with an open burning approval issued by the Commissioner under 326 IAC 4-1-4.1. 326 IAC 4-1-3 (a)(2)(A) and (B) are not federally enforceable.

C.4 Incineration [326 IAC 4-2][326 IAC 9-1-2]

The Permittee shall not operate an incinerator or incinerate any waste or refuse except as provided in 326 IAC 4-2 and 326 IAC 9-1-2.

C.5 Fugitive Dust Emissions [326 IAC 6-4]

The Permittee shall not allow fugitive dust to escape beyond the property line or boundaries of the property, right-of-way, or easement on which the source is located, in a manner that would violate 326 IAC 6-4 (Fugitive Dust Emissions). 326 IAC 6-4-2(4) is not federally enforceable.

C.6 Operation of Equipment [326 IAC 2-7-6(6)]

All air pollution control equipment listed in this permit and used to comply with an applicable requirement shall be operated at all times that the emission units vented to the control equipment are in operation when necessary to ensure compliance with all emission limits, as described in Section D of this permit.

C.7 Asbestos Abatement Projects [326 IAC 14-10] [326 IAC 18] [40 CFR 61.140]

(a) Notification requirements apply to each owner or operator. If the combined amount of regulated asbestos containing material (RACM) to be stripped, removed or disturbed is at least 260 linear feet on pipes or 160 square feet on other facility components, or at least thirty-five (35) cubic feet on all facility components, then the notification requirements of 326 IAC 14-10-3 are mandatory. All demolition projects require notification whether or not asbestos is present.

(b) The Permittee shall ensure that a written notification is sent on a form provided by the Commissioner at least ten (10) working days before asbestos stripping or removal work or before demolition begins, per 326 IAC 14-10-3, and shall update such notice as necessary, including, but not limited to the following:

(1) When the amount of affected asbestos containing material increases or decreases by at least twenty percent (20%); or

(2) If there is a change in the following:

(A) Asbestos removal or demolition start date;

(B) Removal or demolition contractor; or

(C) Waste disposal site.

(c) The Permittee shall ensure that the notice is postmarked or delivered according to the guidelines set forth in 326 IAC 14-10-3(2).

(d) The notice to be submitted shall include the information enumerated in 326 IAC 14-10-3(3).

All required notifications shall be submitted to:

Indiana Department of Environmental Management
Asbestos Section, Office of Air Management
100 North Senate Avenue, P.O. Box 6015
Indianapolis, Indiana 46206-6015

The notifications do not require a certification by the "responsible official" as defined by 326 IAC 2-7-1(34).

(e) Procedures for Asbestos Emission Control
The Permittee shall comply with the emission control procedures in 326 IAC 14-10-4 and 40 CFR 61.145(c). Per 326 IAC 14-10-4 emission control requirements are mandatory for any removal or disturbance of RACM greater than three (3) linear feet on pipes or three (3) square feet on any other facility components or a total of at least 0.75 cubic feet on all facility components.

(f) Indiana Accredited Asbestos Inspector
The Permittee shall comply with 326 IAC 14-10-1(a) that requires the owner or operator, prior to a renovation/demolition, to use an Indiana Accredited Asbestos Inspector to thoroughly inspect the affected portion of the facility for the presence of asbestos. The requirement that the inspector be accredited is federally enforceable.

Testing Requirements [326 IAC 2-7-6(1)]

C.8 Performance Testing [326 IAC 3-6]

(a) All testing shall be performed according to the provisions of 326 IAC 3-6 (Source Sampling Procedures), except as provided elsewhere in this permit, utilizing methods approved by IDEM, OAM.

A test protocol, except as provided elsewhere in this permit, shall be submitted to:

Indiana Department of Environmental Management
Compliance Data Section, Office of Air Management
100 North Senate Avenue, P. O. Box 6015
Indianapolis, Indiana 46206-6015

no later than thirty-five (35) days prior to the intended test date. The Permittee shall submit a notice of the actual test date to the above address so that it is received at least two weeks prior to the test date.

(b) All test reports must be received by IDEM, OAM within forty-five (45) days after the completion of the testing. An extension may be granted by the Commissioner, if the source submits to IDEM, OAM, a reasonable written explanation within five (5) days prior to the end of the initial forty-five (45) day period.

The documentation submitted by the Permittee does not require certification by the "responsible official" as defined by 326 IAC 2-7-1(34).

Compliance Monitoring Requirements [326 IAC 2-7-5(1)] [326 IAC 2-7-6(1)]

C.9 Compliance Schedule [326 IAC 2-7-6(3)]

The Permittee:

(a) Has certified that all facilities at this source are in compliance with all applicable requirements; and

(b) Has submitted a statement that the Permittee will continue to comply with such requirements; and

(c) Will comply with such applicable requirements that become effective during the term of this permit.

C.10 Compliance Monitoring [326 IAC 2-7-5(3)] [326 IAC 2-7-6(1)]

Compliance with applicable requirements shall be documented as required by this permit. The Permittee shall be responsible for installing any necessary equipment and initiating any required monitoring related to that equipment, no more than ninety (90) days after receipt of this permit. If due to circumstances beyond its control, this schedule cannot be met, the Permittee may extend compliance schedule an additional ninety (90) days provided the Permittee notifies:

Indiana Department of Environmental Management
Compliance Branch, Office of Air Management
100 North Senate Avenue, P. O. Box 6015
Indianapolis, Indiana 46206-6015

in writing, prior to the end of the ninety (90) day compliance schedule, with full justification of the reasons for the inability to meet this date.

The notification which shall be submitted by the Permittee does require the certification by the “responsible official” as defined by 326 IAC 2-7-1(34).

C.11 Maintenance of Monitoring Equipment [326 IAC 2-7-5(3)(A)(iii)] ***)***

(a) In the event that a breakdown of the monitoring equipment occurs, a record shall be made of the times and reasons of the breakdown and efforts made to correct the problem. To the extent practicable, supplemental or intermittent monitoring of the parameter should be implemented at intervals no less frequent than required in Section D of this permit until such time as the monitoring equipment is back in operation. In the case of continuous monitoring, supplemental or intermittent monitoring of the parameter should be implemented at intervals no less than one (1) hour until such time as the continuous monitor is back in operation.

(b) The Permittee shall install, calibrate, quality assure, maintain, and operate all necessary monitors and related equipment. In addition, prompt corrective action shall be initiated whenever indicated.

C.12 Monitoring Methods [326 IAC 3]

Any monitoring or testing performed to meet the applicable requirements of this permit shall be performed according to the provisions of 326 IAC 3, 40 CFR 60, Appendix A, or other approved methods as specified in this permit.

Corrective Actions and Response Steps [326 IAC 2-7-5] [326 IAC 2-7-6]

C.13 Emergency Reduction Plans [326 IAC 1-5-2] [326 IAC 1-5-3]

Pursuant to 326 IAC 1-5-2 (Emergency Reduction Plans; Submission):

(a) The Permittee prepared and submitted written emergency reduction plans (ERPs) consistent with safe operating procedures on December 12, 1996.

(b) If the ERP is disapproved by IDEM, OAM, the Permittee shall have an additional thirty (30) days to resolve the differences and submit an approvable ERP.

(c) These ERPs shall state those actions that will be taken, when each episode level is declared, to reduce or eliminate emissions of the appropriate air pollutants.

(d) Said ERPs shall also identify the sources of air pollutants, the approximate amount of reduction of the pollutants, and a brief description of the manner in which the reduction will be achieved.

(e) Upon direct notification by IDEM, OAM, that a specific air pollution episode level is in effect, the Permittee shall immediately put into effect the actions stipulated in the approved ERP for the appropriate episode level.
[326 IAC 1-5-3]

C.14 Risk Management Plan [326 IAC 2-7-5(12)] [40 CFR 68.215]

If a regulated substance, subject to 40 CFR 68, is present in a process in more than the threshold quantity, 40 CFR 68 is an applicable requirement and the Permittee shall:

(a) Submit:

(1) A compliance schedule for meeting the requirements of 40 CFR 68 by the date provided in 40 CFR 68.10(a); or

(2) As a part of the compliance certification submitted under 326 IAC 2-7-6(5), a certification statement that the source is in compliance with all the requirements of 40 CFR 68, including the registration and submission of a Risk Management Plan (RMP); and

(3) A verification to IDEM, OAM, that a RMP or a revised plan was prepared and submitted as required by 40 CFR 68.

(b) Provide annual certification to IDEM, OAM, that the Risk Management Plan is being properly implemented.

All documents submitted pursuant to this condition shall include the certification by the "responsible official" as defined by 326 IAC 2-7-1(34).

C.15 Compliance Monitoring Plan - Failure to Take Response Steps [326 IAC 2-7-5][326 IAC 2-7-6] [326 IAC 1-6]

(a) The Permittee is required to implement a compliance monitoring plan to ensure that reasonable information is available to evaluate its continuous compliance with applicable requirements. This compliance monitoring plan is comprised of:

(1) This condition;

(2) The Compliance Determination Requirements in Section D of this permit;

(3) The Compliance Monitoring Requirements in Section D of this permit;

(4) The Record Keeping and Reporting Requirements in Section C (Monitoring Data Availability, General Record Keeping Requirements, and General Reporting Requirements) and in Section D of this permit; and

(5) A Compliance Response Plan (CRP) for each compliance monitoring condition of this permit. CRP's shall be submitted to IDEM, OAM upon request and shall be subject to review and approval by IDEM, OAM. The CRP shall be prepared within ninety (90) days after issuance of this permit by the Permittee and maintained on site, and is comprised of :

(A) Response steps that will be implemented in the event that compliance related information indicates that a response step is needed pursuant to the requirements of Section D of this permit; and

(B) A time schedule for taking such response steps including a schedule for devising additional response steps for situations that may not have been predicted.

(b) For each compliance monitoring condition of this permit, appropriate response steps shall be taken when indicated by the provisions of that compliance monitoring condition. Failure to perform the actions detailed in the compliance monitoring conditions or failure to take the response steps within the time prescribed in the Compliance Response Plan, shall constitute a violation of the permit unless taking the response steps set forth in the Compliance Response Plan would be unreasonable.

(c) After investigating the reason for the excursion, the Permittee is excused from taking further response steps for any of the following reasons:

(1) The monitoring equipment malfunctioned, giving a false reading. This shall be an excuse from taking further response steps providing that prompt action was taken to correct the monitoring equipment.

(2) The Permittee has determined that the compliance monitoring parameters established in the permit conditions are technically inappropriate, has previously submitted a request for an administrative amendment to the permit, and such request has not been denied or;

(3) An automatic measurement was taken when the process was not operating; or

(4) The process has already returned to operating within “normal” parameters and no response steps are required.

(d) Records shall be kept of all instances in which the compliance related information was not met and of all response steps taken. In the event of an emergency, the provisions of 326 IAC 2-7-16 (Emergency Provisions) requiring prompt corrective action to mitigate emissions shall prevail.

C.16 Actions Related to Noncompliance Demonstrated by a Stack Test [326 IAC 2-7-5] [326 IAC 2-7-6]

(a) When the results of a stack test performed in conformance with Section C - Performance Testing, of this permit exceed the level specified in any condition of this permit, the Permittee shall take appropriate corrective actions. The Permittee shall submit a description of these corrective actions to IDEM, OAM, within thirty (30) days of receipt of the test results. The Permittee shall take appropriate action to minimize emissions from the affected facility while the corrective actions are being implemented. IDEM, OAM shall notify the Permittee within thirty (30) days, if the corrective actions taken are deficient. The Permittee shall submit a description of additional corrective actions taken to IDEM, OAM within thirty (30) days of receipt of the notice of deficiency. IDEM, OAM reserves the authority to use enforcement activities to resolve noncompliant stack tests.

(b) A retest to demonstrate compliance shall be performed within one hundred twenty (120) days of receipt of the original test results. Should the Permittee demonstrate to IDEM, OAM that retesting in one-hundred and twenty (120) days is not practicable, IDEM, OAM may extend the retesting deadline. Failure of the second test to demonstrate compliance with the appropriate permit conditions may be grounds for immediate revocation of the permit to operate the affected facility.

The documents submitted pursuant to this condition do not require the certification by the “responsible official” as defined by 326 IAC 2-7-1(34).

Record Keeping and Reporting Requirements [326 IAC 2-7-5(3)] [326 IAC 2-7-19]

C.17 Emission Statement [326 IAC 2-7-5(3)(C)(iii)][326 IAC 2-7-5(7)][326 IAC 2-7-19(c)][326 IAC 2-6]

(a) The Permittee shall submit an annual emission statement certified pursuant to the requirements of 326 IAC 2-6, that must be received by July 1 of each year and must comply with the minimum requirements specified in 326 IAC 2-6-4. The annual emission statement shall meet the following requirements:

(1) Indicate actual emissions of criteria pollutants from the source, in compliance with 326 IAC 2-6 (Emission Reporting);

(2) Indicate actual emissions of other regulated pollutants from the source, for purposes of Part 70 fee assessment.

(b) The annual emission statement covers the twelve (12) consecutive month time period starting January 1 and ending December 31. The annual emission statement must be submitted to:

Indiana Department of Environmental Management
Technical Support and Modeling Section, Office of Air Management
100 North Senate Avenue, P. O. Box 6015
Indianapolis, Indiana 46206-6015

(c) The annual emission statement required by this permit shall be considered timely if the date postmarked on the envelope or certified mail receipt, or affixed by the shipper on the private shipping receipt, is on or before the date it is due. If the document is submitted by any other means, it shall be considered timely if received by IDEM, OAM, on or before the date it is due.

C.18 Monitoring Data Availability [326 IAC 2-7-6(1)] [326 IAC 2-7-5(3)]

(a) With the exception of performance tests conducted in accordance with Section C-Performance Testing, all observations, sampling, maintenance procedures, and record keeping, required as a condition of this permit shall be performed at all times the equipment is operating at normal representative conditions.

(b) As an alternative to the observations, sampling, maintenance procedures, and record keeping of subsection (a) above, when the equipment listed in Section D of this permit is not operating, the Permittee shall either record the fact that the equipment is shut down or perform the observations, sampling, maintenance procedures, and record keeping that would otherwise be required by this permit.

(c) If the equipment is operating but abnormal conditions prevail, additional observations and sampling should be taken with a record made of the nature of the abnormality.

(d) If for reasons beyond its control, the operator fails to make required observations, sampling, maintenance procedures, or record keeping, reasons for this must be recorded.

(e) At its discretion, IDEM may excuse such failure providing adequate justification is documented and such failures do not exceed five percent (5%) of the operating time in any quarter.

(f) Temporary, unscheduled unavailability of staff qualified to perform the required observations, sampling, maintenance procedures, or record keeping shall be considered a valid reason for failure to perform the requirements stated in (a) above.

C.19 General Record Keeping Requirements [326 IAC 2-7-5(3)][326 IAC 2-7-6]

(a) Records of all required monitoring data and support information shall be retained for a period of at least five (5) years from the date of monitoring sample, measurement, report, or application. These records shall be kept at the source location for a minimum of three (3) years and available upon the request of an IDEM, OAM, representative, for a minimum of three (3) years. The records may be stored elsewhere for the remaining two (2) years as long as they are available upon request. If the Commissioner makes a written request for records to the Permittee, the Permittee shall furnish the records to the Commissioner or local agency within a reasonable time.

(b) Records of required monitoring information shall include, where applicable:

(1) The date, place, and time of sampling or measurements;

(2) The dates analyses were performed;

(3) The company or entity performing the analyses;

(4) The analytic techniques or methods used;

(5) The results of such analyses; and

(6) The operating conditions existing at the time of sampling or measurement.

(c) Support information shall include, where applicable:

(1) Copies of all reports required by this permit;

(2) All original strip chart recordings for continuous monitoring instrumentation;

(3) All calibration and maintenance records;

(4) Records of preventive maintenance shall be sufficient to demonstrate that improper maintenance did not cause or contribute to a violation of any limitation on emissions or potential to emit. To be relied upon subsequent to any such violation, these records may include, but are not limited to: work orders, parts inventories, and operator's standard operating procedures. Records of response steps taken shall indicate whether the response steps were performed in accordance with the Compliance Response Plan required by Section C - Compliance Monitoring Plan - Failure to take Response Steps, of this permit, and whether a deviation from a permit condition was reported. All records shall briefly describe what maintenance and response steps were taken and indicate who performed the tasks.

(d) All record keeping requirements not already legally required shall be implemented within ninety (90) days of permit issuance.

C.20 General Reporting Requirements [326 IAC 2-7-5(3)(C)]

(a) To affirm that the source has met all the compliance monitoring requirements stated in this permit the source shall submit a Quarterly Compliance Monitoring Report. Any deviation from the requirements and the date(s) of each deviation must be reported.

(b) The report required in (a) of this condition and reports required by conditions in Section D of this permit shall be submitted to:

Indiana Department of Environmental Management
Compliance Data Section, Office of Air Management
100 North Senate Avenue, P. O. Box 6015
Indianapolis, Indiana 46206-6015

(c) Unless otherwise specified in this permit, any notice, report, or other submission required by this permit shall be considered timely if the date postmarked on the envelope or certified mail receipt, or affixed by the shipper on the private shipping receipt, is on or before the date it is due. If the document is submitted by any other means, it shall be considered timely if received by IDEM, OAM, on or before the date it is due.

(d) Unless otherwise specified in this permit, any quarterly report shall be submitted within thirty (30) days of the end of the reporting period.

(e) All instances of deviations as described in Section B- Deviations from Permit Requirements Conditions must be clearly identified in such reports.

(f) Any corrective actions or response steps taken as a result of each deviation must be clearly identified in such reports.

(g) The first report shall cover the period commencing on the date of issuance of this permit and ending on the last day of the reporting period.

The documents submitted pursuant to this condition do not require the certification by the "responsible official" as defined by 326 IAC 2-7-1(34).

Stratospheric Ozone Protection

C.21 Compliance with 40 CFR 82 and 326 IAC 22-1

Pursuant to 40 CFR 82 (Protection of Stratospheric Ozone), Subpart F, except as provided for motor vehicle air conditioners in Subpart B, the Permittee shall comply with the standards for recycling and emissions reduction:

(a) Persons opening appliances for maintenance, service, repair, or disposal must comply with the required practices pursuant to 40 CFR 82.156.

(b) Equipment used during the maintenance, service, repair, or disposal of appliances must comply with the standards for recycling and recovery equipment pursuant to 40 CFR 82.158.

(c) Persons performing maintenance, service, repair, or disposal of appliances must be certified by an approved technician certification program pursuant to 40 CFR 82.161.

SECTION D.1 FACILITY OPERATION CONDITIONS

Facility Description [326 IAC 2-7-5(15)]

(1) One (1) basecoater, identified as BC-1, using a roll coating application system, with a maximum capacity of 120,000 cans/hr, with one natural gas-fired drying oven (BO-1), rated at 3.72 MMBtu/hr and exhausting to the thermal oxidizer.

(2) Three (3) lithographic printing presses for printing and over varnish, identified as PTR-1, PTR-2 and PTR-3, each with a maximum capacity of 126,000 cans per hour, with three natural gas-fired drying ovens (PO-1, PO-2 and PO-3), each rated at 3.72 MMBtu/hr, and exhausting to the thermal oxidizer.

(3) One (1) natural gas-fired regenerative thermal oxidizer, identified as TO-1, rated at 16.0 MMBtu/hr, exhausting to stack TO-1.

(4) Three (3) inside spray machine lines, identified as ISM-1, ISM-2 and ISM-3, each consisting of six machines, each using airless application systems with a baghouse for particulate filtering, each with a coating capacity of 126,000 cans per hour, with three natural gas-fired drying ovens (ISO-1, ISO-2 and ISO-3), each rated at 6.0 MMBtu/hr and each exhausting to the thermal oxidizer, TO-1.

(5) One (1) end making line, identified as FE 36, with a maximum capacity of 480,000 ends per hour, with no controls and exhausting to atmosphere.

Emission Limitations and Standards [326 IAC 2-7-5(1)]

D.1.1 Volatile Organic Compounds (VOC) [326 IAC 8-2-3][40 CFR 60.492]

(a) Pursuant to 326 IAC 8-2-3(b), (Can Coating Operations), no owner or operator of a can coating line may cause, allow or permit the discharge into the atmosphere of any volatile organic compounds in excess of the following:

Coating	326 IAC 8-2-3 Limit (lb VOC/gal), less water
Interior Spray	4.2
Exterior Base Coat	2.8
Over Varnish	2.8

(b) Pursuant to 326 IAC 12 and 40 CFR 60.492 (Subpart WW) the aluminum can beverage can coating operation shall not discharge VOC into the air in excess of the following:

Coating	Limit (pounds VOC per gallon coating solids)
Interior Spray	7.4
Exterior Base Coat	2.4
Over Varnish	3.8

(c) That the input VOC to the basecoat, printing and overvarnish line, the input VOC to the inside spray line and the useage of cleanup solvents shall be limited by an amount, as shown by the following equation, to prevent the VOC emissions from these processes being greater than 223.3 tons per year.

(VOC from solvent useage) + (input VOC to basecoat, printing and overvarnish x (1-%control efficiency)) + (input VOC to inside spray x (1-%control efficiency)) < 223.3 tons/year

This limitation is based upon the use of a thermal oxidizer with an overall control efficiency of 47.5 % for the basecoating, printing and overvarnish process and 66.5 % for the inside spray process.

D.1.2 Volatile Organic Compounds (VOC) [326 IAC 8-1-6]

(a) The input VOC to the end making line is limited to less than 25 tons per year, based on a monthly rolling average. Therefore, the requirements of 326 IAC 8-1-6 (BACT) will not apply.

(b) Any change or modification which may increase emissions to 25 tons per twelve (12) month rolling period, from the equipment covered in this permit, must be approved by the Office of Air Management (OAM) before such change may occur.

D.1.3 Particulate Matter (PM) [326 IAC 6-3-2(c)]

Pursuant to 326 IAC 6-3-2(c), the PM from the inside spray machine (ISM-1, ISM-2 and ISM-3) shall not exceed the pound per hour emission rate established as E in the following formula:

Interpolation and extrapolation of the data for the process weight rate up to sixty thousand (60,000) pounds per hour shall be accomplished by use of the equation:

$E = 4.10\ P^{0.67}$ where E = rate of emission in pounds per hour; and
P = process weight rate in tons per hour

D.1.4 Preventive Maintenance Plan [326 IAC 2-7-5(13)]

A Preventive Maintenance Plan, in accordance with Section B - Preventive Maintenance Plan, of this permit, is required for this facility and any control devices.

Compliance Determination Requirements

D.1.5 Testing Requirements

During the period of 6 months and 12 months after issuance of this permit, the Permittee shall perform VOC capture and destruction efficiency testing of the thermal oxidizer according to 326 IAC 3-6 (Source Sampling Procedures) using the methods specified in the rule or as approved by the commissioner. This test shall be repeated at least once every two and one-half (2.5) years from the date of this valid compliance demonstration. In addition to these requirements, IDEM may require compliance testing when necessary to determine if the facility is in compliance.

D.1.6 Volatile Organic Compounds (VOC)

(a) Compliance with the VOC content and usage limitations contained in Condition D.1.1(a) shall be determined pursuant to 326 IAC 8-1-4(a)(3) and 326 IAC 8-1-2(a) using formulation data supplied by the coating manufacturer. IDEM, OAM, reserves the authority to determine compliance using Method 24 in conjunction with the analytical procedures specified in 326 IAC 8-1-4.

(b) Compliance with the VOC content and usage limitations contained in Condition D.1.1(b) shall be determined pursuant to 40 CFR 60.493. IDEM, OAM, reserves the authority to determine compliance using Method 24 in conjunction with the analytical procedures specified in 326 IAC 8-1-4.

D.1.7 VOC Emissions

Compliance with Condition D.1.2 shall be demonstrated at the end of each month based on the total volatile organic compound usage for the most recent twelve (12) month period.

Compliance Monitoring Requirements [326 IAC 2-7-6(1)] [326 IAC 2-7-5(1)]

D.1.8 Particulate Matter (PM)

Pursuant to CP181-5079-00022, issued on June 12, 1996, the overspray from the inside spray machines shall be considered in compliance provided that the overspray is not:

(a) visibly detectable at the exhaust;

(b) detectable on the rooftops; and

(c) detectable on the ground.

D.1.9 Monitoring

(a) The regenerative thermal oxidizer and the fans moving the exhaust fumes from the can coating operation to the thermal oxidizer shall all be in operation sufficiently when one or more of the can coating facilities is operated, except during periods of preventive maintenance (PM), provided that the VOC limits described in D.1.1 and reporting requirements described in D.1.9 are satisfied.

(b) The fans shall operate within a fan amperage range, as determined by the most recent test, that is demonstrated to achieve a minimum 95% destruction of the VOCs captured and a minimum 50% capture efficiency for each of the basecoating, printing and overvarnish operations and a minimum 70% capture efficiency for inside spray application systems.

(c) The regenerative thermal oxidizer shall operate at a minimum temperature of 1400EF or a temperature that is demonstrated to achieve a minimum 95% destruction of the VOCs captured and a minimum 50% capture efficiency for each of the basecoating, printing and overvarnish operations and a minimum 70% capture efficiency for inside spray application systems.

(d) Additional inspections and preventive measures shall be performed as prescribed in the Preventive Maintenance Plan.

Record Keeping and Reporting Requirements [326 IAC 2-7-5(3)] [326 IAC 2-7-19]

D.1.10 Record Keeping Requirements

(a) To document compliance with Conditions D.1.1(a), D.1.1(b) and D.1.2, the Permittee shall maintain records in accordance with (1) through (6) below. Records maintained for (1) through (6) shall be complete and sufficient to establish compliance with the VOC usage limits and/or the VOC emission limits established in Conditions D.1.1(a), D.1.1(b) and D.1.2.

(1) The amount and VOC content of each coating material and solvent used. Records shall include purchase orders, invoices, Method 24 VOC Data Sheets and material safety data sheets (MSDS) necessary to verify the type and amount used. Solvent usage records shall differentiate between those added to coatings and those used as cleanup solvents;

(2) A log of the dates of use;

(3) The volume weighted VOC content of the coatings used for each day;

(4) The cleanup solvent usage for each month;

(5) The total VOC usage for each month; and

(6) The weight of VOCs emitted for each compliance period.

(b) To document compliance with Condition D.1.8, the Permittee shall maintain a log of daily thermal oxidizer temperatures, fan amperage and those additional inspections prescribed by the Preventive Maintenance Plan.

(c) All records shall be maintained in accordance with Section C - General Record Keeping Requirements, of this permit.

D.1.11 Reporting Requirements

A quarterly summary of the information to document compliance with Condition D.1.2(a) shall be submitted to the address listed in Section C - General Reporting Requirements, of this permit, using the reporting forms located at the end of this permit, or their equivalent, within thirty (30) days after the end of the quarter being reported.

SECTION D.2 FACILITY OPERATION CONDITIONS

Facility Description [326 IAC 2-7-5(15)]

Insignificant Activity - Degreasing operations that do not exceed 145 gallons per 12 months, except if subject to 326 IAC 20-6.

Emission Limitations and Standards [326 IAC 2-7-5(1)]

D.2.1 Volatile Organic Compounds (VOC) [326 IAC 8-3-2]

(a) Pursuant to 326 IAC 8-3-2 (Cold Cleaner Operation), the owner or operator of a cold cleaning facility shall:

(1) equip the cleaner with a cover;

(2) equip the cleaner with a facility for draining cleaned parts;

(3) close the degreaser cover whenever parts are not being handled in the cleaner;

(4) drain cleaned parts for at least fifteen (15) seconds or until dripping ceases;

(5) provide a permanent conspicuous label summarizing the operating requirements; and

(6) store waste solvent only in covered containers and not dispose of waste solvent or transfer it to another party, in such a manner that greater than twenty percent (20%) of the waste solvent (by weight) can evaporate into the atmosphere.

INDIANA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT
OFFICE OF AIR MANAGEMENT
COMPLIANCE DATA SECTION

PART 70 OPERATING PERMIT
CERTIFICATION

Source Name: Ball Metal Beverage Container Corp.
Source Address: 501 North Sixth Street, Monticello, IN 47960
Mailing Address: 501 North Sixth Street, Monticello, IN 47960
Part 70 Permit No.: T181-7548-00022

This certification shall be included when submitting monitoring, testing reports/results or other documents as required by this permit.

Please check what document is being certified:

9 Annual Compliance Certification Letter

9 Test Result (specify) _____

9 Report (specify) _____

9 Notification (specify) _____

9 Other (specify) _____

I certify that, based on information and belief formed after reasonable inquiry, the statements and information in the document are true, accurate, and complete.

Signature:

Printed Name:

Title/Position:

Date:

INDIANA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT
OFFICE OF AIR MANAGEMENT
COMPLIANCE DATA SECTION
P.O. Box 6015
100 North Senate Avenue
Indianapolis, Indiana 46206-6015
Phone: 317-233-5674
Fax: 317-233-5967

PART 70 OPERATING PERMIT
EMERGENCY/DEVIATION OCCURRENCE REPORT

Source Name: Ball Metal Beverage Container Corp.
Source Address: 501 North Sixth Street, Monticello, IN 47960
Mailing Address: 501 North Sixth Street, Monticello, IN 47960
Part 70 Permit No.: T181-7548-00022

This form consists of 2 pages **Page 1 of 2**

Check either No. 1 or No.2
9 1. This is an emergency as defined in 326 IAC 2-7-1(12) C The Permittee must notify the Office of Air Management (OAM), within four (**4**) business hours (1-800-451-6027 or 317-233-5674, ask for Compliance Section); and C The Permittee must submit notice in writing or by facsimile within two (**2**) days (Facsimile Number: 317-233-5967), and follow the other requirements of 326 IAC 2-7-16
9 2. This is a deviation, reportable per 326 IAC 2-7-5(3)(c) C The Permittee must submit notice in writing within ten (**10**) calendar days

If any of the following are not applicable, mark N/A

Facility/Equipment/Operation:
Control Equipment:
Permit Condition or Operation Limitation in Permit:
Description of the Emergency/Deviation:
Describe the cause of the Emergency/Deviation:

If any of the following are not applicable, mark N/A

Page 2 of 2

Date/Time Emergency/Deviation started:
Date/Time Emergency/Deviation was corrected:
Was the facility being properly operated at the time of the emergency/deviation? Y N Describe:
Type of Pollutants Emitted: TSP, PM-10, SO_2, VOC, NO_X, CO, Pb, other:
Estimated amount of pollutant(s) emitted during emergency/deviation:
Describe the steps taken to mitigate the problem:
Describe the corrective actions/response steps taken:
Describe the measures taken to minimize emissions:
If applicable, describe the reasons why continued operation of the facilities are necessary to prevent imminent injury to persons, severe damage to equipment, substantial loss of capital investment, or loss of product or raw materials of substantial economic value:

Form Completed by: _____
Title / Position: _____
Date: _____
Phone: _____

INDIANA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT
OFFICE OF AIR MANAGEMENT
COMPLIANCE DATA SECTION

Part 70 Quarterly Report

Source Name: Ball Metal Beverage Container Corp.
Source Address: 501 North Sixth Street, Monticello, IN 47960
Mailing Address: 501 North Sixth Street, Monticello, IN 47960
Part 70 Permit No.: T181-7548-00022
Facility: Can Coating Operations- Basecoater (BC-1), Inside Spray Machines (ISM-1, ISM-2 and ISM-3), Overvarnish Applications (PTR-1, PTR-2 and PTR-3), Lithographic Printing Presses (PTR-1, PTR-2 and PTR-3), Clean-up Solvents
Parameter: VOC
Limit: 223.3 tons per 12 month rolling period based on a minimum overall VOC reduction efficiency of 47.5% for basecoating, overvarnish and printing applications and 66.5% for inside spray application systems.

YEAR: _____

	Input VOC			**Controls**		**Emissions**			**Totals**	
	Basecoat, Overvarnish Inks	Inside Spray	Solvents	Overall Control Efficiency	Down time	Basecoat Overvarnish Inks	Inside Spray	Monthly Total (Col. 3 + Col. 6 + Col. 7)	Prior 11 Months	12 Month Rolling (Col. 8 + Col. 9)
	Col. 1	Col.2	Col.3	Col. 4	Col. 5	Col. 6	Col. 7	Col. 8	Col. 9	Col. 10
Month 1										
Month 2										
Month 3										

9 No deviation occurred in this quarter.

9 Deviation/s occurred in this quarter.
Deviation has been reported on: _____

Submitted by: _____
Title / Position: _____
Signature: _____
Date: _____
Phone: _____

INDIANA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT
OFFICE OF AIR MANAGEMENT
COMPLIANCE DATA SECTION

Part 70 Quarterly Report

Source Name: Ball Metal Beverage Container Corp.
Source Address: 501 North Sixth Street, Monticello, IN 47960
Mailing Address: 501 North Sixth Street, Monticello, IN 47960
Part 70 Permit No.: T181-7548-00022
Facility: End Making Line, FE36
Parameter: VOC
Limit: Less than 25 tons per 12 month rolling period

YEAR: _____

	Input VOC	Previous 11 Months	Total
Month 1			
Month 2			
Month 3			

9 No deviation occurred in this quarter.

9 Deviation/s occurred in this quarter.
Deviation has been reported on: _____

Submitted by: _____
Title / Position: _____
Signature: _____
Date: _____
Phone: _____

INDIANA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT
OFFICE OF AIR MANAGEMENT
COMPLIANCE DATA SECTION

PART 70 OPERATING PERMIT
QUARTERLY COMPLIANCE MONITORING REPORT

Source Name: Ball Metal Beverage Container Corp.
Source Address: 501 North Sixth Street, Monticello, IN 47960
Mailing Address: 501 North Sixth Street, Monticello, IN 47960
Part 70 Permit No.: T181-7548-00022

Months: _____ **to** _____ **Year:** _____

This report is an affirmation that the source has met all the compliance monitoring requirements stated in this permit. This report shall be submitted quarterly. Any deviation from the compliance monitoring requirements and the date(s) of each deviation must be reported. Additional pages may be attached if necessary. This form can be supplemented by attaching the Emergency/Deviation Occurrence Report. If no deviations occurred, please specify in the box marked "No deviations occurred this reporting period".

9 NO DEVIATIONS OCCURRED THIS REPORTING PERIOD

9 THE FOLLOWING DEVIATIONS OCCURRED THIS REPORTING PERIOD.

Compliance Monitoring Requirement (e.g. Permit Condition D.1.3)	**Number of Deviations**	**Date of each Deviation**

Form Completed By: _____
Title/Position: _____
Date: _____
Phone: _____

Attach a signed certification to complete this report.

Indiana Department of Environmental Management
Office of Air Management

Technical Support Document (TSD) for a Part 70 Operating Permit

(This document sets forth the factual basis for the permit conditions and is not an enforceable part of this permit.)

Source Background and Description

Source Name:	**Ball Metal Beverage Container Corp.**
Source Location:	**501 North Sixth Street, Monticello, IN 47960**
County:	**White**
SIC Code:	**3411**
Operation Permit No.:	**T181-7548-00022**
Permit Reviewer:	**Jay Patterson**

The Office of Air Management (OAM) has reviewed a Part 70 permit application from Ball Metal Beverage Container Corp. relating to the aluminum based beverage can manufacturing and coating operation.

Permitted Emission Units and Pollution Control Equipment

The source consists of the following permitted emission units and pollution control devices:

(1) One (1) basecoater, identified as BC-1, using a roll coating application system, with a maximum capacity of 150,000 cans/hr, with one natural gas-fired drying oven (BO-1), rated at 3.72 MMBtu/hr, and exhausting to the thermal oxidizer.

(2) Three (3) lithographic printing presses for printing and over varnish, identified as PTR-1, PTR-2 and PTR-3, each with a maximum capacity of 150,000 cans per hour, with three natural gas-fired drying ovens (PO-1, PO-2 and PO-3), each rated at 3.72 MMBtu/hr, and exhausting to the thermal oxidizer.

(3) One (1) natural gas-fired regenerative thermal oxidizer, identified as TO-1, rated at 16.0 MMBtu/hr, exhausting to stack TO-1.

(4) Three (3) inside spray machine lines, identified as ISM-1, ISM-2 and ISM-3, each consisting of six machines, each using airless application systems with a baghouse for particulate filtering, each with a coating capacity of 150,000 cans per hour, with three natural gas-fired drying ovens (ISO-1, ISO-2 and ISO-3), each rated at 6.0 MMBtu/hr, and each exhausting to the thermal oxidizer, TO-1.

(5) One (1) end making line, identified as FE 36, with a maximum capacity of 454,000 ends per hour, with no controls and exhausting to atmosphere.

Note: The maximum capacities are not limits, but are parameters necessary to determine rule apllicability.

Unpermitted Emission Units and Pollution Control Equipment

There are no unpermitted facilities operating at this source during this review process.

Emission Units and Pollution Control Equipment Under Enhanced New Source Review (ENSR)

There are no new facilities to be reviewed under the ENSR process.

Insignificant Activities

The source also consists of the following insignificant activities, as defined in 326 IAC 2-7-1(21):

(1) Natural gas-fired combustion sources with heat input equal to or less than ten (10) million Btu per hour.

(2) Combustion source flame safety purging on startup.

(3) Vessels storing lubricating oils, hydraulic oils, machining oils and machining fluids.

(4) Application of oils, greases, lubricants or other nonvolatile materials applied as temporary protective coatings.

(5) Machining where an aqueous cutting coolant continuously floods the machining surface.

(6) Degreasing operations that do not exceed 145 gallons per 12 months, except if subject to 326 IAC 20-6.

(7) The following equipment related to manufacturing activities not resulting in the emission of HAPs: brazing equipment, cutting torches, soldering equipment, welding equipment.

(8) Activities associated with the treatment of wastewater streams with an oil and grease content less than or equal to 1% by volume.

(9) Forced and induced draft cooling tower system not regulated under a NESHAP.

(10) Replacement or repair of electrostatic precipitators, bags in baghouses and filters in other air filtration equipment.

(11) Trimmers that do not produce fugitive emissions and that are equipped with a dust collection or trim material recovery device such as a bag filter or cyclone.

(12) Purging of gas lines and vessels that is related to routine maintenance and repair of buildings, structures or vehicles at the source where air emissions from those activities would not be associated with any production process.

(13) Equipment used to collect any material that might be released during a malfunction, process upset, or spill cleanup, including catch tanks, temporary liquid separators, tanks and fluid handling equipment.

(14) Blowdown for any of the following: sight glass; boiler; compressors; pumps; and cooling towers.

(15) Stationary fire pumps.

(16) Filter or coalescer media changeout.

(17) One (1) 9,500 gallon storage tank holding waterbased overvarnish coating TOV-1. Emissions are less than 1 ton per year of any HAP or VOC.

(18) One (1) 6,800 gallon storage tank holding washer chemical TWC-1. Emissions are less than 1 ton per year of any HAP or VOC.

(19) One (1) 8,800 gallon storage tank holding washer chemical TWC-1. Emissions are less than 1 ton per year of any HAP or VOC.

(20) One (1) 6,000 gallon storage tank holding synthetic lube TLUB-1. Emissions are less than 1 ton per year of any HAP or VOC.

(21) Two (2) 10,200 gallon storage tanks holding waterbased inside spray coating TIS-1 and TIS-2. Emissions are less than 1 ton per year of any HAP or VOC.

(22) Two (2) can washers W-1 and W-2 that emit less than 1 ton per year hydrogen fluoride.

(23) Three (3) DRT Conversion Presses and one (1) Stolle Conversion Press with tab making. VOCs from tab lube less than 15 lbs per day.

(24) Eight (8) Preferred Compounds Liners using waterbased compound.

Existing Approvals

The source has been operating under the following approvals:

(1) CP 181-5079-00022, issued on June 12, 1996.

Enforcement Issue

There are no Enforcement actions pending.

Recommendation

The staff recommends to the Commissioner that the Part 70 permit be approved. This recommendation is based on the following facts and conditions:

Unless otherwise stated, information used in this review was derived from the application and additional information submitted by the applicant.

An administratively complete Part 70 permit application for the purposes of this review was received on December 12, 1996. A notice of completeness letter was mailed to Ball Metal Beverage Container Corp. on January 8, 1997.

Emission Calculations

See Appendix A (4 pages) of this document for detailed emissions calculations

Potential Emissions

Pursuant to 326 IAC 1-2-55, Potential Emissions are defined as "emissions of any one (1) pollutant which would be emitted from a facility, if that facility were operated without the use of pollution control equipment unless such control equipment is necessary for the facility to produce its normal product or is integral to the normal operation of the facility."

Pollutant	Potential Emissions (tons/year)
PM	less than 100
PM-10	less than 100
SO_2	less than 100
VOC	greater than 250
CO	less than 100
NO_x	less than 100

Note: For the purpose of determining Title V applicability for particulates, PM-10, not PM, is the regulated pollutant in consideration.

HAP's	Potential Emissions (tons/year)
Glycol Ethers	greater than 10
Formaldehyde	less than 10
TOTAL	greater than 25

(a) The potential emissions (as defined in the Indiana Rule) of volatile organic compounds are equal to or greater than 100 tons per year. Therefore, the source is subject to the provisions of 326 IAC 2-7.

(b) The potential emissions (as defined in Indiana Rule) of any single HAP are equal to or greater than ten (10) tons per year and the potential emissions (as defined in Indiana Rule) of a combination HAPs are greater than or equal to twenty-five (25) tons per year. Therefore, the source is subject to the provisions of 326 IAC 2-7.

Actual Emissions

The following table shows the actual emissions from the source. This information reflects the OAM 1996 emission data.

Pollutant	Actual Emissions (tons/year)
PM	0
PM-10	0
SO_2	0
VOC	145.71
CO	0.001
HAP Glycol Ether	66.2
NO_x	0.004

Limited Potential to Emit

The table below summarizes the total limited potential to emit of the significant emission units.

	Limited Potential to Emit (tons/year)						
Process/ facility	PM	PM-10	SO_2	VOC	CO	NO_X	HAPs
Combustion				1.7			
Cleanup Solvents				10.8			
End Making				24			
Basecoat, Overvarnish, Inside Spray, Printing and End Making				212.5			
Total Emissions				249			

County Attainment Status

The source is located in White County.

Pollutant	Status
TSP	attainment
PM-10	unclassifiable
SO_2	attainment
NO_2	attainment
Ozone	unclassifiable/attainment
CO	unclassifiable/attainment
Lead	not designated

(a) Volatile organic compounds (VOC) are precursors for the formation of ozone. Therefore, VOC emissions are considered when evaluating the rule applicability relating to the ozone standards. White County has been designated as attainment or unclassifiable for ozone.

Part 70 Permit Conditions

This source is subject to the requirements of 326 IAC 2-7, pursuant to which the source has to meet the following:

(1) Emission limitations and standards, including those operational requirements and limitations that assure compliance with all applicable requirements at the time of issuance of Part 70 permits.

(2) Monitoring and related record keeping requirements which assume that all reasonable information is provided to evaluate continuous compliance with the applicable requirements.

Federal Rule Applicability

(a) This source is subject to the New Source Performance Standard, 326 IAC 12, (40 CFR 60.490, Subpart WW), Standards of Performance for the Beverage Can Surface Coating Industry because this source performs exterior base coat operations, over varnish coating operations and inside spray coating operations in the manufacturing of beverage cans and was constructed after November 26, 1980. Pursuant to this rule, the beverage can coating operation shall not discharge VOC into the atmosphere in excess of the following volume-weighted monthly averages:

Coating Operation	Limit (pounds VOC per gallon coating solids)
Interior Spray	7.4
Exterior Basecoat	2.4
Exterior Clear Base Coat and Over Varnish Coat	3.8

These emission limits shall be verified during the performance tests using the test procedures outlined in 40 CFR 60.493. Further records shall be kept and reports submitted pursuant to 40 CFR 60.495.

A summary of the pounds of VOC per gallon coating solids for each coating used in the aluminum can coating operation is shown in the following table. The control referenced in the table is a thermal oxidizer.

Coating	lb VOC per Gallon Coating Solids (before control)	lb VOC per Gallon Coating Solids (after control)	Subpart WW Limit (lb VOC per Gallon Coating Solids)
Interior Spray	5.85	1.96	7.4
Exterior Base Coat	2.13	1.12	2.4
Over Varnish	2.4	1.26	3.8

Subpart WW only applies to the inside spray, basecoat and overvarnish. This rule does not apply to the ink that is printed onto the cans. Since all coatings used are less than the Subpart WW limit, the coating operations comply with the requirements of 40 CFR 60.492.

(b) This source is not subject to the requirements of the New Source Performance Standard, 326 IAC 12, (40 CFR 60.43, Subpart QQ), Standards of Performance for the Graphic Arts Industry: Publication Rotogravure Printing, because the printing presses are offset lithography and not publication rotogravure.

(c) This source is not subject to the requirements of the National Emission Standards for Hazardous Air Pollutants (NESHAP), Subpart KK, National Emission Standards for the Printing and Publishing Industry, because the printing presses are offset lithography and not publication rotogravure, product and packaging rotogravure or wide-web flexographic.

(d) Reynolds Metals Company is not subject to the National Emission Standards for Hazardous Air Pollutants, 40 CFR 63.460 Subpart T because they do not use in the degreaser any solvent containing the following as a cleaning or drying agent:

(1) perchloroethylene
(2) trichloroethylene
(3) 1,1,1-trichloroethane
(4) carbon tetrachloride
(5) chloroform
(6) methylene chloride

State Rule Applicability - Entire Source

326 IAC 2-2 Prevention of Significant Deterioration

Pursuant to CP 181-5079-00022, issued on June 12, 1996, this source is not a major stationary source because emissions of volatile organic compounds are limited to less than 250 tons per year and it is not one of the 28 listed source categories. Therefore, pursuant to 326 IAC 2-2, the PSD requirements do not apply. The source has chosen to comply with this limit by accepting a monthly rolling average.

The source shall show compliance with this limit by use of the following equation:

VOC emissions = (VOC emissions from solvent) + (Input VOC from basecoat, printing and overvarnish x (1-%Control Efficiency)) + (Input VOC from inside spray x (1 - %Control Efficiency) + (input VOC to end making)

326 IAC 2-6 (Emission Reporting)

This source is subject to 326 IAC 2-6 (Emission Reporting), because it has the potential to emit more than one hundred (100) tons per year of volatile organic compounds. Pursuant to this rule, the owner/operator of the source must annually submit an emission statement for the source. The annual statement must be received By July 1 of each year and contain the minimum requirement as specified in 326 IAC 2-6-4. The submittal should cover the period defined in 326 IAC 2-6-2(8)(Emission Statement Operating Year).

326 IAC 5-1 (Visible Emissions Limitations)

Pursuant to 326 IAC 5-1-2 (Visible Emissions Limitations), except as provided in 326 IAC 5-1-3 (Temporary Exemptions), visible emissions shall meet the following, unless otherwise stated in this permit:

(a) Visible emissions shall not exceed an average of forty percent (40%) opacity in twenty-four (24) consecutive readings as determined by 326 IAC 5-1-4,

(b) Visible emissions shall not exceed sixty percent (60%) opacity for more than a cumulative total of fifteen (15) minutes (sixty (60) readings) in a six (6) hour period.

State Rule Applicability - Individual Facilities

326 IAC 2-2 Prevention of Significant Deterioration

This source is not a major stationary source because emissions of volatile organic compounds are limited to less than 250 tons per year and it is not one of the 28 listed source categories. Therefore, pursuant to 326 IAC 2-2, the PSD requirements do not apply.

326 IAC 6-3-2 (Process Operations)

Pursuant to 326 IAC 6-3-2, the particulate matter (PM) overspray from the inside spray machines be limited by the following:

Interpolation and extrapolation of the data for the process weight rate up to sixty thousand (60,000) pounds per hour shall be accomplished by use of the equation:

$E = 4.10\ P^{0.67}$ where E = rate of emission in pounds per hour and
P = process weight rate in tons per hour

Pursuant to CP 181-5079-00022, issued on June 12, 1996, the overspray from the inside spray machines shall be considered in compliance provided that the overspray is not:

(a) visibly detectable at the exhaust;

(b) detectable on the rooftops; or

(c) detectable on the ground.

326 IAC 8-1-6 (BACT)

(a) The potential VOC emissions from the three (3) offset lithography presses (PTR-1, PTR-2 and PTR-3), are each less than 25 tons/yr. Therefore, 326 IAC 8-1-6 does not apply.

(b) The potential VOC emissions from the end making line, FE36, are limited to less than 25 tons per year. Therefore, 326 IAC 8-1-6 does not apply.

326 IAC 8-2-3 (Can Coating Operations)

Can coating emission limitations as specified under 326 IAC 8-2-3 are applicable to facilities in White County which commenced operations after January 1, 1980 and have potential emissions of 25 tons per year or greater. Pursuant to 326 IAC 8-2-3(b), the emissions from the beverage can coating operations shall not discharge volatile organic compounds in excess of the following:

Coating	326 IAC 8-2-3 Limit (lb VOC/gal), less water
Interior Spray	4.2
Exterior Base Coat	2.8
Over Varnish	2.8

The pounds of VOC per gallon of coating, less water, delivered to the applicator for each coating are less than the 326 IAC 8-2-3 limit, therefore, each coating complies with this rule.

326 IAC 8-5-5 (Graphic Arts Operations)

The three offset lithography presses (PTR-1, PTR-2 and PTR-3) are not subject to 326 IAC 8-5-5 because these presses are not packaging rotogravure, publication rotogravure or flexographic.

Compliance Requirements

Permits issued under 326 IAC 2-7 are required to ensure that sources can demonstrate compliance with applicable state and federal rules on a more or less continuous basis. All state and federal rules contain compliance provisions, however, these provisions do not always fulfill the requirement for a more or less continuous demonstration. When this occurs IDEM, OAM, in conjunction with the source, must develop specific conditions to satisfy 326 IAC 2-7-5. As a result, compliance requirements are divided into two sections: Compliance Determination Requirements and Compliance Monitoring Requirements.

Compliance Determination Requirements in permit Section D are those conditions that are found more or less directly within state and federal rules and the violation of which serves as grounds for enforcement action. If these conditions are not sufficient to demonstrate continuous compliance, they will be supplemented with Compliance Monitoring Requirements, also in permit Section D. Unlike Compliance Determination Requirements, failure to meet Compliance Monitoring conditions would serve as a trigger for corrective actions and not grounds for enforcement action. However, a violation in relation to a compliance monitoring condition will arise through a source's failure to take the appropriate corrective actions within a specific time period.

In reference to compliance determination requirements, the thermal oxidizer last completed a compliance test in 1994. Considering the proposed 2.5 year testing frequency, the initial test as required by the Title V will be performed no later than 180 days after the issuance of the Title V permit.

The compliance monitoring requirements applicable to this source are as follows:

1. The source has applicable monitoring conditions as specified below:

   (a) Record keeping of information sufficient to show that the source VOC usage does not exceed 250 tons per 12 consecutive period.

   These monitoring conditions are necessary to show the non-applicability of 326 IAC 2-2 and compliance with 326 IAC 8-2-3.

(2) The facilities on the can coating line(BC-1, ISM-1, ISM-2, ISM-3, PTR-1, PTR-2 and PTR-3) have applicable monitoring conditions as specified below:

   (a) Conduct a performance test monthly, as described in 40 CFR 60.493 (b)(1).

   These monitoring conditions are necessary to show compliance with 40 CFR 60.490, Standards of Performance for the Beverage Can Surface Coating Industry.

(3) The Thermal Oxidizer (TO-1) has applicable monitoring conditions as specified below:

(a) The thermal oxidizer and air collection system shall operate at all times that basecoating, printing, over varnish and inside spray application systems are operated, except during periods of preventive maintenance (PM), provided that the input VOC limits described in (1) above and reporting requirements are satisfied. When operating, the thermal oxidizer shall maintain a minimum operating temperature of 1,400EF or a temperature, fan amperage or duct velocity determined in the compliance tests to maintain a minimum 95% destruction of the volatile organic compound (VOC) and a minimum 50% capture efficiency for each of the basecoating, printing and overvarnish operations and a minimum 70% capture efficiency for inside spray applications.

(4) The end making line, FE36, has applicable monitoring conditions as specified below:

(a) Recordkeeping of information sufficient to show that VOC emissions do not exceed 24 tons per year, based on a 12 month rolling average.

These record keeping conditions are necessary to show the non-applicability of 326 IAC 8-1-6.

Air Toxic Emissions

Indiana presently requests applicants to provide information on emissions of the 187 hazardous air pollutants set out in the Clean Air Act Amendments of 1990. These pollutants are either carcinogenic or otherwise considered toxic and are commonly used by industries. They are listed as air toxics on the Office of Air Management (OAM) Part 70 Application Form GSD-08.

(a) This source will emit levels of air toxics greater than those that constitute major source applicability according to Section 112 of the Clean Air Act.

(b) See attached calculations for detailed air toxic calculations.

(c) Since this source has no new construction or reconstruction, 326 IAC 2-1-3.4 New Source Toxics Control, does not apply.

Conclusion

The operation of this aluminum based beverage can manufacturing and coating operation shall be subject to the conditions of the attached proposed **Part 70 Permit No. T181-7548-00022.**

Indiana Department of Environmental Management
Office of Air Management

Addendum to the
Technical Support Document for Part 70 Operating Permit

Source Name:	Ball Metal Beverage Container Corporation
Source Location:	501 North Sixth Street, Monticello, IN 47960
County:	White
SIC Code:	3411
Operation Permit No.:	T181-7548-00022
Permit Reviewer:	J. Patterson / Catherine Moore

On October 31, 1998, the Office of Air Management (OAM) had a notice published in the Monticello Herald Journal, Monticello, Indiana, stating that Ball Metal Beverage Container Corporation had applied for a Part 70 Operating Permit to operate a beverage can manufacturing and coating operation. The notice also stated that OAM proposed to issue a permit for this operation and provided information on how the public could review the proposed permit and other documentation. Finally, the notice informed interested parties that there was a period of thirty (30) days to provide comments on whether or not this permit should be issued as proposed.

On November 30, 1998, Sandra Bush of Ball Metal Beverage Container Corporation submitted comments on the proposed Part 70 Operating Permit. The summary of the comments is as follows:

Comment 1:

Please change all references to Reynolds Metals Company to Ball Metal Beverage Container Corporation. We also request that all the forms from pages 35 to 40 of the permit be amended to show a mailing address of 501 North Sixth Street, Monticello, Indiana 47960 instead of the Virginia address currently listed.

Response to Comment 1:

The source name has been changed to Ball Metal Beverage Container Corporation throughout the permit. The mailing address on the reporting forms has been changed as requested.

Comment 2:

Throughout the permit there is a reference to end line maximum capacity. It is our understanding that the maximum capacity should reflect any proposed capacity ceilings projected for the next few years. The capacity listed does not reflect the proposed capacity of the end line. The proposed capacity should be 480,000 ends per hour.

Response to Comment 2:

1. Condition A.2(5) “Emission Units and Pollution Control Equipment Summary” has been changed to be as follows:

   (5) One (1) end making line, identified as FE 36, with a maximum capacity of ~~454,000~~ **480,000** ends per hour, with no controls and exhausting to atmosphere.

2. The equipment listed in Section D.1(5) "FACILITY OPERATION CONDITIONS" has been changed to be as follows:

(5) One (1) end making line, identified as FE 36, with a maximum capacity of ~~454,000~~ **480,000** ends per hour, with no controls and exhausting to atmosphere.

Comment 3:

We request a NOx limitation of 15 tons/yr be added to this permit. This number was calculated using estimated maximum natural gas for facility multiplied by AP-42 emissions factors.

Response to Comment 3:

IDEM, OAM does not feel that adding a NOx limitation of 15 tons per year is necessary or required by any regulations. Ball Metal Beverage Container Corporation has requested to disregard this comment in a letter dated January 26, 1999. There will be no changes to this condition in the final permit due to this comment.

Comment 4:

The "health-based" and "technology-based" emissions limitations referred to in condition B.13 have not been defined. Please advise us in writing as to the meaning of these terms.

Response to Comment 4:

Pursuant to 326 IAC 2-7-1(20) (Definitions), "Health-based emission limit" means any enforceable condition the sole purpose of which is to protect public health or welfare without regard to technical achievability, including, but not limited to, any requirement in a permit based on: (A) an emission standard for hazardous air pollutants promulgated under 40 CFR 61, including 326 IAC 14; (B) conditions to prevent significant deterioration of air quality established under 40 CFR 52.21, including 326 IAC 2-2-5 and 326 IAC 2-2-6 but excluding condition based on best available control technology (BACT); (C) limits relied upon in a formal attainment demonstration supporting a state implementation plan approved by the U.S. EPA under Section 110(a)(2)(K) of the CAA, with the exception of limits based on reasonable available control technology (RACT) for sources of volatile organic compounds (VOCs) in areas designated attainment for ozone in accordance with the CAA; or (D) conditions established as residual risk standards under 42 U.S.C. 7412(f).

Pursuant to 326 IAC 2-7-1(39) (Definitions), "Technology-based emission limit" means any enforceable condition that is derived solely or in part from the capabilities of manmade equipment or processes, including, but no limited to, any requirement in a permit based on reasonably available control technology (RACT), best available control technology (BACT), maximum achievable control technology (MACT), lowest achievable emission reduction (LAER), generally available control technology (GACT), best available retrofit technology (BART), any manufacturers' specifications, or the sources' physical potential to emit unless the applicable requirement was relied upon in a formal attainment demonstration supporting a state implementation plan approved by the U.S. EPA under Section 110(a)(2)(K) of the CAA.

There will be no changes to this condition in the final permit due to this comment.

Comment 5:

We request that condition B.22(e) be removed from the permit. This condition addresses backup fuel switches that are not present at the plant.

Response to Comment 5:

The conditions listed in Section B are the standard for every Part 70 source. There may be some conditions in Sections B and C that do not apply to this source at this time. However, changes in the future may make the source applicable to these requirements. Therefore, these conditions are left in the permit so that when facilities are added to the source in the future, the Permittee is aware of their responsibilities and only Sections A and D would have to be changed upon modification. There will be no changes to this condition in the final permit due to this comment.

Comment 6:

Condition C.6 of the permit requires that all air pollution control equipment "be operated at all times that the emissions units vented to the control equipment are in operation". Condition D.1.9(a) allows for down time of the control equipment during times of preventive maintenance. Please clarify the allowance of continued facility operations while maintenance is being performed on the oxidizer in condition C.6 of this permit to eliminate confusion.

Response to Comment 6:

Condition C.6 "Operation of Equipment" has been changed to be as follows:

C.6 Operation of Equipment [326 IAC 2-7-6(6)]

All air pollution control equipment listed in this permit and used to comply with an applicable requirement shall be operated at all times that the emission units vented to the control equipment are in operation **when necessary to ensure compliance with all emission limits**, as described in Section D of this permit.

Comment 7:

Condition C.7(a) refers to asbestos abatement projects. We request that the last sentence in this condition be changed from requiring notification for all demolition projects whether asbestos is present or not to only requiring notification for demolition projects where asbestos is present.

Response to Comment 7:

Pursuant to 326 IAC 14-10-2(14) (Definitions), "Demolition" means the wrecking or taking out of any load-supporting structural member of a facility together with any related handling operatons or the intentional burning of any facility.

Pursuant to 326 IAC 14-10-1(a)(1) (Applicablity), notification is required even if no asbestos is present.

There will be no changes to this condition in the final permit due to this comment.

Comment 8:

Condition C.11(a) requires hourly recording of monitored parameters when a breakdown in monitoring equipment occurs. We request that the following be added to this condition, "In the event that the emissions unit/control device is not in operation, the permittee shall only record the time the unit stops operation and the time the unit regains operation. No additional recording will be required when the emissions unit/control device is not in operation".

Response to Comment 8:

Condition C - Monitoring Data Availability says: when the equipment listed in Section D of this permit is not operating, the Permittee shall either record the fact that the equipment is shut down or perform the observations, sampling, maintenance procedures, and record keeping that would otherwise be required by this permit. There will be no changes to this condition in the final permit due to this comment.

Comment 9:

The testing requirements listed under Condition D.1.5 state that VOC capture and destruction efficiency testing of the thermal oxidizer shall be completed. We request that only destruction efficiency be tested because capture efficiency will not change unless equipment is modified. We have capture testing information that shows that the capture percentage in this permit is conservative. In addition, we request that destruction efficiency testing be extended to once every five years. Destruction does not vary if the RTO is operated in accordance with manufacturers specifications.

Response to Comment 9:

USEPA, and IDEM, OAM requires that both capture and destruction efficiency testing be conducted once every 2 ½ years. There will be no changes to this condition in the final permit due to this comment.

Upon further review, OAM has made the following changes to the final Part 70 permit:

1. Condition A.3 "Specifically Regulated Insignificant Activities" has been changed to be as follows:

A.3 Specifically Regulated Insignificant Activities [326 IAC 2-7-1(21)] [326 IAC 2-7-4(c)] [326 IAC 2-7-5(15)]

This stationary source also includes the following insignificant activities which are specifically regulated, as defined in 326 IAC 2-7-1(21):

(1) Natural gas-fired combustion sources with heat input equal to or less than ten (10) million Btu per hour.

(1) Combustion source flame safety purging on startup.

(2) Vessels storing lubricating oils, hydraulic oils, machining oils and machining fluids.

(3) Application of oils, greases, lubricants or other nonvolatile materials applied as temporary protective coatings.

(4) Machining where an aqueous cutting coolant continuously floods the machining surface.

(5) Degreasing operations that do not exceed 145 gallons per 12 months, except if subject to 326 IAC 20-6.

(6) The following equipment related to manufacturing activities not resulting in the emission of HAPs: brazing equipment, cutting torches, soldering equipment, welding equipment.

(7) Activities associated with the treatment of wastewater streams with an oil and grease content less than or equal to 1% by volume.

(8) Forced and induced draft cooling tower system not regulated under a NESHAP.

(9) Replacement or repair of electrostatic precipitators, bags in baghouses and filters in other air filtration equipment.

(10) Trimmers that do not produce fugitive emissions and that are equipped with a dust collection or trim material recovery device such as a bag filter or cyclone.

(11) Purging of gas lines and vessels that is related to routine maintenance and repair of buildings, structures or vehicles at the source where air emissions from those activities would not be associated with any production process.

(12) Equipment used to collect any material that might be released during a malfunction, process upset, or spill cleanup, including catch tanks, temporary liquid separators, tanks and fluid handling equipment.

(13) Blowdown for any of the following: sight glass; boiler; compressors; pumps; and cooling towers.

(14) Stationary fire pumps.

(15) Filter or coalescer media changeout.

(16) One (1) 9,500 gallon storage tank holding waterbased overvarnish coating TOV-1. Emissions are less than 1 ton per year of any HAP or VOC.

(17) One (1) 6,800 gallon storage tank holding washer chemical TWC-1. Emissions are less than 1 ton per year of any HAP or VOC.

(18) One (1) 8,800 gallon storage tank holding washer chemical TWC-1. Emissions are less than 1 ton per year of any HAP or VOC.

(19) One (1) 6,000 gallon storage tank holding synthetic lube TLUB-1. Emissions are less than 1 ton per year of any HAP or VOC.

(20) Two (2) 10,200 gallon storage tanks holding waterbased inside spray coating TIS-1 and TIS-2. Emissions are less than 1 ton per year of any HAP or VOC.

(21) Two (2) can washers W-1 and W-2 that emit less than 1 ton per year hydrogen fluoride.

(22) Three (3) DRT Conversion Presses and one (1) Stolle Conversion Press with tab making. VOCs from tab lube less than 15 lbs per day.

(23) Eight (8) Preferred Compounds Liners using waterbased compound.

(24) One (1) 3100 cubic feet pneumatically filled lime storage silo, with a baghouse for particulate matter control.

2. IDEM, OAM now believes that this condition is not necessary and has removed it from the final permit. The issues regarding credible evidence can be adequately addressed during a showing of compliance or noncompliance. Indiana's statutes, and the rules adopted under their authority, govern the admissibility of evidence in any proceeding. Indiana law contains no provisions that limit the use of any credible evidence and an explicit statement is not required in the permit. Condition B.28 "Credible Evidence" has been deleted from the final permit as follows:

~~B.27 Credible Evidence [326 IAC 2-7-5(3)][62 Federal Register 8313][326 IAC 2-7-6]~~
~~Notwithstanding the conditions of this permit that state specific methods that may be used to assess compliance or noncompliance with applicable requirements, other credible evidence may be used to demonstrate compliance or noncompliance.~~

3. Condition C.2 "Opacity" has been changed to be as follows:

C.2 Opacity [326 IAC 5-1]

Pursuant to 326 IAC 5-1-2 (~~Visible Emissions~~ **Opacity** Limitations), except as provided in 326 IAC 5-1-3 (Temporary Exemptions), ~~visible emissions~~ **opacity** shall meet the following, unless otherwise stated in this permit:

(a) ~~Visible emissions~~ **Opacity** shall not exceed an average of forty percent (40%) ~~opacity~~ in ~~twenty four (24) consecutive readings~~ **any one (1) six minute averaging period**, as determined in 326 IAC 5-1-4.

(b) ~~Visible emissions~~ **Opacity** shall not exceed sixty percent (60%) ~~opacity~~ for more than a cumulative total of fifteen (15) minutes (sixty (60) readings **as measured according to 40 CFR 60, Appendix A, Method 9 or fifteen (15) one (1) minute nonoverlapping integrated averages for a continuous opacity monitor**) in a six (6) hour period.

4. Condition D.1.5 “Testing Requirements” has been changed to be as follows:

D.1.5 Testing Requirements

During the period of 6 months and 12 months after issuance of this permit, the Permittee shall perform VOC capture and destruction efficiency testing of the thermal oxidizer according to 326 IAC ~~3-2.1~~ **3-6** (Source Sampling Procedures) using the methods specified in the rule or as approved by the commissioner. This test shall be repeated at least once every two and one-half (2.5) years from the date of this valid compliance demonstration. In addition to these requirements, IDEM may require compliance testing when necessary to determine if the facility is in compliance.