

Voluntary Operating Permit Program Update – June 2014

Background

The DNR Director, in consultation with the Governor’s office, selected a stakeholder group to review administrative rule provisions for the voluntary operating permit program, pursuant to Executive Order 80. The purpose of the stakeholder group was to make recommendations to the Department regarding the air quality Voluntary Operating Permit (VOP) rule provisions to increase efficiency and streamline the permit application review and issuance process.

The stakeholder group met on March 7, 2013, and again on March 12, 2013 via conference call. The following recommendations were unanimously approved by the stakeholder group and were presented to the Environmental Protection Commission on April 16, 2013:

- The EPC shall rescind the rules through administrative action located at 567 IAC 22.200-209 with a target date of December 31, 2014.
- The IDNR will work with each VOP holder listed in Table 1 on an individual basis to bring the affected facilities into compliance (targeted as December 31, 2014) with other existing permitting options that meet the needs of the facility and the DNR. These may include but are not limited to the construction permitting program, Title V program, small source exemption rules at IAC 567 22.1(2) or others that may apply.

Table 1: VOP Facilities and Current Permitting Status

Facility	New Permit Format (If Required)
Estherville Municipal Utility	Construction permits issued.
Kinze Manufacturing Inc.	Construction permits issued.
McGregor Municipal Utilities	Construction permits issued.
MicroSoy Corporation/West Central Coop	Construction permits issued.
Paxton & Vierling Steel Co	Construction permits issued.
Phillips Pipe Line Company/Noble Petro Inc	Construction permit issued.
Rock Rapids Municipal Utilities	Construction permit issued.
Spencer Municipal Utilities	Construction permits issued.
The Dial Corporation/Pinnacle Foods Group Inc.	Construction permits issued.
Ferguson Elevator Corporation	No permit required. The facility is closed.
Flexible Industries Company	No permit required. The facility is closed.
JBS USA LLC	The facility transitioned to a Title V operating permit to allow for projected emissions increases.
LG Everist Inc	Construction permit issued.
Maaco Auto Repair	Facility has a permit-by-rule permit.
Tama Packing Company (closed)	No permit required. The facility is closed.
Cargill Buffalo	Facility has a Group 1 Grain Elevator permit.
Peoples Natural Gas	No permit required. The facility is closed.
Klinger Paint Company	Construction permits issued.
Ferguson Elevator Corporation	No permit required. The facility is closed.

All Permits Transitioned

The DNR completed the workgroup recommendations to transition the remaining 18 VOPs on May 29, 2014. The facilities and the new permit format, if needed, are listed in Table 1.

Next Step – Administrative Rulemaking

DNR requested stakeholder input on a draft rulemaking in March - April 2014 and plans to present a Notice of Intended Action to the EPC by July 2014.