



STATE OF IDAHO
DEPARTMENT OF
ENVIRONMENTAL QUALITY

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SEP 25 2000

DEPARTMENT OF ENVIRONMENTAL QUALITY
STATE A Q PROGRAM

224 South Arthur • Pocatello, Idaho 83204-3202 • (208) 236-6160

Dirk Kempthorne, Governor
C. Stephen Allred, Director

September 20, 2000

CERTIFIED MAIL #

Ward Wolleson, Senior Environmental Engineer
J.R. Simplot, Agribusiness
P.O. Box 912
Pocatello, ID 83204

RE: P-000319, J.R. Simplot, Pocatello
(Boiler Replacement, PTC No. 077-00006)

Dear Mr. Wolleson:

On June 23, 2000, the Idaho Department of Environmental Quality (DEQ) received a Permit to Construct (PTC) application from J.R. Simplot for the replacement of two old boilers with one larger boiler. On July 14, 2000, the application was determined complete. Based on review of the application and all applicable state and federal rules and regulations, DEQ finds that this project meets the provisions of IDAPA 58.01.01.200 (*Rules for the Control of Air Pollution in Idaho*). Enclosed is PTC No. 077-00006.

This permit does not release the permittee from compliance with all other applicable federal, state, local, or tribal laws, regulations, or ordinances.

Please pay particular attention to the reporting requirements contained in Paragraph E of the General Provisions section of the permit. This information is needed to properly track the progress of the permit. Please refer to the appropriate permit number when submitting reports required in the Reporting Requirements section of the permit.

You are strongly encouraged to request a meeting with DEQ to discuss the permit terms and requirements with which your facility must comply. Mr. Richard Elkins of the Pocatello Regional Office will contact you regarding this meeting. DEQ strongly recommends that, in addition to your facility's plant manager; your responsible official, environmental contact, and any operations staff responsible for day-to-day compliance with permit conditions also attend the meeting.

You, as well as any other entity, may have the right to appeal this final agency action pursuant to the Idaho Department of Health and Welfare Rules, Title 5, Chapter 3, "Rules Governing Contested Case Proceedings and Declaratory Rulings," by filing a petition with the Hearings Coordinator, Department of Environmental Quality, 1410 N. Hilton, Boise, ID 38706-1255, within thirty-five (35) days of the date of this decision. However, DEQ encourages you to contact the Air Quality Permit Program to address any concerns you may have with the enclosed permit prior to filing a petition for a contested case.

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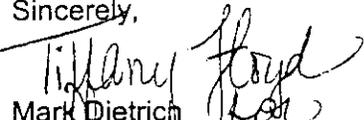
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J.R. Simplot, Agribusiness
September 20, 2000
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If you have any questions regarding the terms or conditions of the enclosed permit, please contact Richard Elkins, at (208) 236-6160.

Sincerely,


Mark Dietrich
Acting Regional Administrator
Pocatello Regional Office

MD/GG/hs P171.6004 J:\XFER\AIR_PERM\PRO\PTC\JR_SIM-11000319.PL

Enclosures

cc: DEQ State Office
Pocatello Regional Office
L. Kral, EPA - Region 10

State of Idaho
Department of Environmental Quality

**PERMIT TO CONSTRUCT
AN AIR POLLUTION
EMITTING SOURCE**

PERMIT NUMBER

0 7 7 - 0 0 0 0 6

AQCR

6 1

CLASS

A

SIC

2 8 7 4

ZONE

1 2

UTM COORDINATE (km)

3 7 6 . 0 , 4 7 5 1 . 0

1. PERMITTEE

J.R. Simplot Company

2. PROJECT

Don Siding Facility, Boiler Replacement

3. MAILING ADDRESS

P.O. Box 912

CITY

Pocatello

STATE

Idaho

ZIP CODE

83204

4. SITE LOCATION COUNTY

Power

NO. OF FULL-TIME EMPLOYEES

500

PROPERTY AREA AT SITE (Acreage)

900

5. PERSON TO CONTACT

Ward Wolleson

TITLE

Senior Environmental Engineer

TELEPHONE

(208) 235-5673

6. EXACT PLANT LOCATION

Section 18, R34E, T6S; 5 1/2 Section 7, R34E, T6S

7. GENERAL NATURE OF BUSINESS & KINDS OF PRODUCTS

Manufacture of Nitrogen, Phosphate, and Sulfate Fertilizer and related chemicals

8. GENERAL CONDITIONS

This permit is issued according to the *Rules for the Control of Air Pollution in Idaho*, Section 58.01.01.200, and pertains only to emissions of air contaminants that are regulated by the state of Idaho and to the sources specifically allowed to be constructed by this permit.

This permit (a) does not affect the title of the premises upon which the equipment is to be located, (b) does not release the Permittee from any liability for any loss due to damage to person or property caused by, resulting from, or arising out of the design, installation, maintenance, or operation of the proposed equipment, (c) does not release the Permittee from compliance with other applicable federal, state, tribal, or local laws, regulations, or ordinances, (d) in no manner implies or suggests that the Idaho Department of Environmental Quality (DEQ) or its officers, agents, or employees, assumes any liability, directly or indirectly, for any loss due to damage to person or property caused by, resulting from, or arising out of design, installation, maintenance, or operation of the proposed equipment.

This permit is not transferable to another person, place, piece or set of equipment. This permit will expire if construction has not begun within two years of its issue date or if construction is suspended for one year.

This permit has been granted on the basis of design information presented with its application. Changes of design or equipment may require Department approval pursuant to the *Rules for the Control of Air Pollution in Idaho*, IDAPA 58.01.01.200, et.seq.

DISCLAIMER: This document may serve as a Preliminary Inspection Finding Form for use by Department personnel in communicating your compliance status upon inspection. It does not constitute a final determination of compliance status with the Idaho Code or any rules promulgated, permits issued, or consent or judicial orders entered into pursuant to the law. The Idaho Department of Environmental Quality reserves the right to supplement this document with additional compliance determinations, and amend, change, or otherwise modify any compliance determination stated in this document. This document in no way restricts the state of Idaho, Department of Environmental Quality from taking any action available under law to address past, present, or future violations of the laws administered by the agency.

Ward Wolleson for Mark Dietrich
ADMINISTRATOR, POCATELLO REGIONAL OFFICE
DEPARTMENT OF ENVIRONMENTAL QUALITY

DATE: September 20, 2000

Permittee: J.R. Simplot Company
 Project: Boiler Replacement
 Location: Don Siding Facility, Pocatello
 Source: HPB&W Boiler

PERMIT NUMBER

0 7 7 - 0 0 0 0 6

FOR DEQ USE ONLY

IN	OUT	PEND	UNK

4.7 Certification of Documents

All documents submitted to DEQ including, but not limited to, records, monitoring data, supporting information, requests for confidential treatment, testing reports, or compliance certifications, shall contain a certification by a responsible official. The certification shall state that, based on information and belief formed after reasonable inquiry, the statements and information in the document(s) are true, accurate, and complete.

[IDAPA 58.01.01.123]

Inspection Comments:

DATE: September 20, 2000

PERMIT TO CONSTRUCT GENERAL PROVISIONS

FOR DEQ USE ONLY

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- A. All emissions authorized herein shall be consistent with the terms and conditions of this permit and the *Rules for the Control of Air Pollution in Idaho*. The emission of any pollutant in excess of the limitations specified herein, or noncompliance with any other condition or limitation contained in this permit, shall constitute a violation of this permit and the *Rules for the Control of Air Pollution in Idaho*, and the Environmental Protection and Health Act, Idaho Code 39-101, et.seq.

- B. The Permittee shall at all times (except as provided in the *Rules for the Control of Air Pollution in Idaho*) maintain in good working order and operate as efficiently as practicable, all treatment or control facilities or systems installed or used to achieve compliance with the terms and conditions of this permit and other applicable Idaho laws for the control of air pollution.

- C. The Permittee shall allow the Director, and/or the authorized representative(s), upon the presentation of credentials:
 - 1. To enter at reasonable times upon the premises where an emission source is located, or in which any records are required to be kept under the terms and conditions of this permit; and
 - 2. At reasonable times to have access to and copy any records required to be kept under the terms and conditions of this permit, to inspect any monitoring methods required in this permit, and require stack emission testing in conformance with IDAPA 58.01.01.157 when deemed appropriate by the Director.

- D. Nothing in this permit is intended to relieve or exempt the Permittee from compliance with any applicable federal, state, or local law or regulation, except as specifically provided herein.

- E. The Permittee shall notify DEQ, in writing, of the required information for the following events within five (5) working days after occurrence:
 - 1. Initiation of Construction - Date
 - 2. Completion/Cessation of Construction - Date
 - 3. Actual Production Startup - Date
 - 4. Initial Date of Achieving Maximum Production Rate - Production Rate and Date

- F. If emission testing is specified, the Permittee must schedule such testing within sixty (60) days after achieving the maximum production rate, but not later than one hundred and eighty (180) days after initial startup. Such testing must **strictly** adhere to the procedures outlined in IDAPA 58.01.01.157 and shall not be conducted on weekends or state holidays without prior written DEQ approval. Testing procedures and specific time limitations may be modified by DEQ by prior negotiation if conditions warrant adjustment. DEQ shall be notified at least fifteen (15) days prior to the scheduled compliance test. Any records or data generated as a result of such compliance test shall be made available to DEQ upon request.

Inspection Comments:

DATE: September 20, 2000

FOR DEQ USE ONLY

IN	OUT	PEND	UNK

The maximum allowable operating rate shall be limited to 120% of the average operating rate attained during any performance test period, for which a test protocol has been granted prior approval by DEQ, unless (1) the test demonstrates noncompliance, (2) a more restrictive operating limit is specified elsewhere in this permit, or (3) at such an operating rate, emissions would exceed any emission limit(s) set forth in this permit.

- G. The provisions of this permit are severable, and if any provision of this permit to any circumstance is held invalid, the application of such provision to other circumstances, and the remainder of this permit shall not be affected thereby.

Inspection Comments:

DATE: September 20, 2000