



State of Wisconsin \ DEPARTMENT OF NATURAL RESOURCES

Tommy G. Thompson, Governor
George E. Meyer, Secretary

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April 3, 2000

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

File Code: 4530
FID #: 241023420

Robert G. Vatisas
Crown Cork & Seal Company, Inc.
9300 Ashton Road
Philadelphia, PA 19136

Dear Mr. Vatisas:

Your application for an air pollution control operation permit has been processed in accordance with s. 285.62, Wis. Stats. The enclosed operation permit is issued to provide authorization for your source to operate equipment shut-down in accordance with the requirements and conditions set forth within Parts I and II of the permit. Please read it carefully. The operation permit expires 5 years from the date of issuance. Application for renewal of an operation permit must be submitted no later than 12 months and no earlier than 18 months before the expiration date. No permittee may continue operation of a source after the operation permit expires, unless the permittee submits a timely and complete application for the renewal of the permit.

A copy of the permit should be available at the source for inspection by any authorized representative of the Department. Questions about this permit should be directed to the Southeast Region Air Program, 2300 North Martin Luther King, Jr. Drive, P.O. Box 12436, Milwaukee, WI 53212, phone (414) 263-8500 .

NOTICE OF APPEAL RIGHTS

If you believe that you have a right to challenge this decision, you should know that Wisconsin statutes establish time periods within which requests to review Department decisions must be filed.

To request a contested case hearing pursuant to s. 285.81, Wis. Stats., you have 30 days after the decision is mailed, or otherwise served by the Department, to serve a petition for a contested case hearing on the Secretary of the Department of Natural Resources. Any such petition for hearing shall set forth specifically the issue sought to be reviewed, the interest of the petitioner, the reasons why a hearing is warranted and the relief desired.

For judicial review of a decision pursuant to ss. 227.52 and 227.53, Wis. Stats., you have 30 days after the decision is mailed, or otherwise served by the Department, to file your petition with the appropriate circuit court and serve the petition on the Department. Such a petition for judicial review shall name the Department of Natural Resources as the respondent.

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*Quality Natural Resources Management
Through Excellent Customer Service*



This notice is provided pursuant to s. 227.48(2), Wis. Stats.

STATE OF WISCONSIN
DEPARTMENT OF NATURAL RESOURCES



Jeffrey C. Hanson, P.E.
Construction Permit Team Leader
Bureau of Air Management

cc: Southeast Region Air Program
Air Enforcement Branch - EPA, Region V

FILE COPY

**BEFORE THE DEPARTMENT OF NATURAL RESOURCES
AIR MANAGEMENT PROGRAM
FINDINGS OF FACT
CONCLUSIONS OF LAW
AND DECISION**

Findings of Fact

The Department of Natural Resources (DNR) finds that:

- 1) Crown Cork & Seal Company, Inc., 4300 N. Port Washington Road, Glendale, Wisconsin, has applied for an air pollution control operation permit. The authorized representative of the facility is Robert G. Vatistas, Corporate Director, E H & S.
- 2) Crown Cork & Seal Company, Inc. submitted an air pollution control operation permit application including plans and specifications and additional information on November 9, 1999, January 11 and February 3, 2000.
- 3) DNR has reviewed Crown Cork & Seal Company, Inc.'s air pollution control operation permit application, plans, specifications and other information available to DNR.
- 4) DNR has prepared an analysis and a Preliminary Determination on the approvability of the operation permit application.
- 5) DNR has complied with the procedures set forth in s. 285.62, Wis. Stats.
- 6) The air contaminant source meets all of the applicable criteria in ss. 285.63 and 285.64, Wis. Stats.
- 7) DNR has complied with the requirements of s. 1.11, Wis. Stats., and ch. NR 150, Wis. Adm. Code.

Conclusions of Law

DNR concludes that:

- 1) DNR has authority under sec. 285.11(1), Wis. Stats., to promulgate rules contained in chs. NR 400-499, Wis. Adm. Code, including but not limited to rules containing emission limits, compliance schedules and compliance determination methods.
- 2) DNR has the authority under ss. 285.11(1), (5), and (6), 285.27(1) and (2) and 285.65, Wis. Stats., and chs. NR 400-499, Wis. Adm. Code, to establish emission limits for sources of air pollution.
- 3) DNR has the authority to issue air pollution control permits and to include conditions in such permits under ss. 285.60, 285.62, 285.63, 285.64 and 285.65, Wis. Stats.
- 4) The emission limits included in this permit are authorized by ss. 285.65, Wis. Stats., and NR 400-499, Wis. Adm. Code.
- 5) DNR is required to comply with sec. 1.11, Wis. Stats., and ch. NR 150, Wis. Adm. Code, in conjunction with issuing an air pollution control permit.

Decision

Crown Cork & Seal Company, Inc. is authorized to operate an aluminum can manufacturing facility in conformity with the emission limits, monitoring, record keeping and reporting requirements and specific and general conditions set forth in this permit.

AIR POLLUTION CONTROL OPERATION PERMIT

EI FACILITY NO. 241023420

PERMIT NO. 99-JCH-167-OP

THIS OPERATION PERMIT EXPIRES ON APRIL 3, 2005 .

In compliance with the provisions of Chapter 285, Wis. Stats., and Chapters NR 400 to NR 499, Wis. Adm. Code,

Name of Source: Crown Cork & Seal Company, Inc.

Street Address: 4300 N. Port Washington Road
Glendale, Wisconsin

Responsible Official & Title: Robert G. Vastias, Corporate Director, E H & S

is authorized to operate an aluminum can manufacturing facility in conformity with the conditions herein.

This authorization requires compliance by the permit holder with the emission limitations, monitoring requirements and other terms and conditions set forth in Parts I and II hereof.

Dated at Madison, Wisconsin this 3rd day of April, 2000.

STATE OF WISCONSIN
DEPARTMENT OF NATURAL RESOURCES
For the Secretary

By


Daniel L. Johnson, Chief
Printing and Coating Section
Bureau of Air Management

**PART I:
APPLICABLE LIMITATIONS**

SPECIFIC PERMIT CONDITIONS APPLICABLE TO THE TOTAL FACILITY

1) Crown Cork and Seal Company, Inc. may not operate any volatile organic compound emitting emission units from this location. This condition has the effect of quantifying 237 tons of emissions which may be included within an emission reduction option program. [s. 285.85(7), Wis. Stats.]

2) Use of emission reduction credits quantified by condition 1) are subject to the limitations of s. NR 408.06(7)(b), Wis. Adm. Code. [s. NR 408.06(7)(b), Wis. Adm. Code]

3) Emission reductions credits quantified by condition 1) shall be reported annually on the facility's air emission inventory until such time that they are no longer the property of the permittee so that the amount available to the permittee remains quantifiable. [s. NR 408.06(7)(a)1, Wis. Adm. Code]

4) Renewal of Operation Permit

A renewal application for this permit must be submitted at least 12 months, but not more than 18 months, prior to the expiration date of this permit. No permittee may continue operation of a source after the operation permit expires, unless the permittee submits a timely and complete application for renewal of the permit. [s. 285.66(3), Wis. Stats. and s. NR 407.04(2), Wis. Adm. Code].