

# ***MDEStat Meeting***

## ***March 9, 2009***



---

Shari T. Wilson, Secretary

Sue Battle-McDonald, Stat Director

# **Table 1: ARMA PEP Status as Reported Monthly to OS**

Date of Report	FY06	FY07	FY08	FY09 end-cycle PEPs with due dates more than 30 days past
number of end-of-cycle PEPs past due as of 12/15	6	21	53	39
December's projected date by which all overdue PEPs will be completed	12/19	1/5	1/5	1/20
number of end-of-cycle PEPs past due as of 1/20	6	14	37	30
January's projected date by which all overdue PEPs will be completed	2/1	2/1	2/1	2/16
number of end-of-cycle PEPs past due as of 2/23	6	7	14	22
Current projected date by which overdue PEPs, if any remain, will be completed	Requested but not provided despite several reminders and followup requests			

**Table 2: Facilities with Applications Pending for New Title V Permits**

Facility	Date App. Received	Projected Issuance Date	Status of State Operating Permit, including expiration date, if applicable	Comments
Mirant Dickerson	6/5/02	3/1/09	NA	12/3/08 hearing. No one from public attended. Public comment period ended January 8, 2009. No comments received. EPA 45-day review period ends on 2/26/09.
Mirant Chalk Point	6/5/02		NA	Unresolved compliance issue – unable to issue permit.
Quarantine Road Landfill	11/9/07	Issued, with an effective date of 3/1/09	NA	Permit is still within acceptable permit turnaround times.

# Table 3: Facilities with Expired Title V Permits

Facility	Permit Expiration Date	Date Renewal App. Received	Projected Issuance Date	Comments
U. S. Gypsum	6/30/06	1/26/06	7/1/09	Delayed due to compliance issue. As of 12/02/08, company is shutting down a significant portion of plant, which may resolve compliance issue but will require revisions to draft Title V permit.
Wheela-brator	8/31/06	3/1/06	Indeterminate, but likely no sooner than 7/1/09	Initially delayed due to the need to respond to public (Eric Schaefer) and EPA comments. Hearing is scheduled for March 3 <sup>rd</sup> . Issuance date will depend upon the extent of any comments received. The expectation is that this permit will be commented on heavily by the EIP.
AES Warrior Run	8/31/08	2/28/08	7/1/09	Delayed due to deficient Compliance Assurance Monitoring (CAM) Plan - this issue has been resolved as of 10/9/08. Draft Title V permit expected out for public review in March. Projected issuance date will then depend on any public comments received.
Millen-nium Inorganic Chemicals	8/31/08	2/29/08	6/1/09	Initial application was grossly deficient. Application not complete until 4/28/08. Permit is undergoing public review (2/11 hearing). EIP submitted comments.
Lehigh Union Bridge	9/30/08	3/31/08	Indeterminate	Permit is being drafted but there is also a pending enforcement case.
Transcon-tinental Pipeline	11/30/08	5/30/08	7/1/09	Permit is being drafted but has been delayed due to resource issues (Permit engineer has been tied up with a legal proceeding on another permit and other permits). Company has the pre-draft permit and will provide comments by mid-March. Actual issuance date will depend upon extent of any comments received.
Constella-tion Crane	11/30/08	5/30/08	3/109	Comments received on 11/26/08 from Environmental Integrity Project- comments may have been submitted past the public comment deadline. Nonetheless, we have responded to comments and have issued the permit with an effective date of 3/1/09.

# **Table 4: Significant Violations Found Prior to 11/23/08 Not Referred to OAG/or Addressed by Settlement Letter as of 11/3/08**

---

Program	Number of Significant Violations
Air	0
Asbestos	0
RHP, except Radiation Materials Division*	1

*\*One significant violation for two licensees: Upper Chesapeake Medical Center Hospital (License No. MD-25-039-01) and Ambulatory Care Center of Harford County (License No. 25-004-01), Harford County. Inspection 10/3/08. Enforcement conference held 1/13/09; problem with dates of violation was identified during conference. Clarification to dates of violation received from licensees 2/3/09. Expected date of transmittal to RHP Enforcement Coordinator 2/17/09. No other backlogged cases exist in ARMA.*