

MDEStat Meeting

August 3, 2009



Shari T. Wilson, Secretary

Sue Battle-McDonald, Stat Director

Table 1: Title V Permitting Summary

	7/14/08	5/18/09	6/22/09	7/17/09
Applications pending for new Title V permits	10	1	2	2
applications pending for new Title V permits that were received three years prior	4	1	1	1
Applications pending for renewal Title V permits	18	33	34	35*
Applications pending for renewal Title V permits that were received 12 months prior	NA	1	2	1
facilities with expired Title V permits	8	7	6	4

* Aberdeen Providing Ground

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

Facility	Date Application Received	Projected Issuance Date
Mirant Chalk Point	6/5/02	Unresolved compliance issue - not under Permits Program's control.
Constellation Gould Street	6/1/09	Company claims application is "renewal" but MDE does not agree with this assessment and considers application an initial application. In a letter dated October 13, 2004, Constellation sent a letter to MDE stating that the "Gould Street Generating Station was permanently retired from service in November 2003". Subsequently, Constellation decided to reactivate Gould Street as a synthetic minor (less than 25 tons NOx) natural gas fired only power plant. Even though emissions are low, facility is still subject to Title V because of other reasons (Acid Rain)

Table 3: Facilities with Expired Title V Permits

Facility	Permit Expiration Date	Date Renewal App. Received	Projected Issuance Date
AES Warrior Run	8/31/08	2/28/08	Delayed due to deficient Compliance Assurance Monitoring (CAM) Plan - this issue has been resolved as of 10/9/08. EPA 45-day review period ends on 7/31/09. Issued effective 8/1/09
Lehigh Union Bridge	9/30/08	3/31/08	Permit is being drafted but there is a pending enforcement case as well as a mercury issue. Permits also expects significant comments from environmental groups on this permit which could delay issuance after it goes out for public review Projected Issuance date unknown
Fort Detrick	3/31/09	10/3/08	Draft permit sent to Fort Detrick on 6/3/09; Permits is in process of responding to comments from facility. Projected issuance date: 10/1/09
Redland Brick	4/30/09	8/5/08	Company has requested synthetic minor status. Redland installed controls to meet the requirements of the now vacated brick manufacturing MACT. As a result, Redland's emissions are less than the Title V applicability thresholds. The issue was whether EPA's policy of "Once in, always in" applies where the MACT has been vacated. On 5/19/09, EPA has provided guidance that, assuming appropriate limits are established through a federally enforceable permit, Redland Brick can become synthetic minor for Title V. The permit engineer for this facility is currently drafting a permit to construct and State permit to operate for this facility. Once these permits are issued, Redland Brick will no longer be a Title V source. Projected issuance date for Synthetic minor permits: 9/1/09
Holcim	4/30/09	11/14/08	Permit is being drafted but there is an ongoing Compliance issue. Projected Issuance date unknown
Kaydon Ring and Seal	5/31/09	12/1/08	Tentative determination to issue permit on 6/3/09. EPA's 45-day review period ends on 7/22/09 Issued effective 8/1/09

Table 4: Radiation Machines Division Enforcement Backlog

<u>11/10/08</u>	<u>12/11/08</u>	<u>1/22/09</u>	<u>2/26/09</u>	<u>4/16/09</u>	<u>5/21/09</u>	<u>6/22/09</u>	<u>7/27/09</u>
325	297	333	280	240	253	120	61

Table 5: Asbestos Enforcement Data

	FY05	FY06	FY07	FY08	FY09
1. Notifications Received	3,273	3,201	3,277	3,283	2,669
2. Number of Inspections, Audits, and Spot Checks	1,267	1,217	1,008	916	784
3. Number of Sites Inspected	961	922	814	723	643
4. Number of Sites Inspected for Which a Notification Was Received	Data not available.			708	614
5. Number of Sites Inspected for Which No Notification Was Received				15	29
6. Number of Sites Inspected Where Asbestos-Related Activity Was Performed by a Party Other Than a Licensed Asbestos Contractor				1	3
7. Coverage Rate	29%	29%	25%	22%	24%
8. Total Number of NOV's Issued	66	35	36	42	45
9. Number of NOV's Issued to Parties Other Than Licensed Asbestos Contractors	Data not available.			22	36
10. Total Significant Violations				13	43
11. Total Penalties Collected	\$75,000	\$15,000	\$750	\$6,750	\$11,250
12. Penalties Collected From Parties Other Than Licensed Asbestos Contractors	\$75,000	0	0	0	0

* data not available