

93-DAA-25



State of Wisconsin \ DEPARTMENT OF NATURAL RESOURCES

George E. Meyer  
Secretary

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CERTIFIED MAIL

February 7, 1994

File Ref: 4530-1  
FID # 252007910

Mr. Craig Leipold  
Chairman & Chief Executive Officer  
Rainfair, Inc.  
3600 South Memorial Drive  
Racine, WI 53401

Dear Mr. Leipold:

Your application for an air pollution control permit has been processed in accordance with Section 144.392, Wisconsin Statutes.

The enclosed permit is issued to provide certification for the emissions reduction which results from the shutdown of fabric coating operations at 1501 Albert Street, Racine, Wisconsin.

A copy of this permit should be retained by Rainfair, Inc. Questions about this permit should be directed to the Southeast District Air Program, P.O. Box 12436, Milwaukee, Wisconsin 53212, (414) 263-8535.

NOTICE OF APPEAL RIGHTS

This decision is effective immediately unless the permit holder appeals the permit as set forth herein.

Any person aggrieved by this decision may appeal this decision by serving a petition for a contested case hearing for administrative review of this decision on the Secretary of the Department of Natural Resources under Section 144.403, Statutes, within 30 days after the date of mailing of this decision.

Any petition for a contested case hearing under Section 144.403, Statutes, 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. This notice is provided pursuant to Section 227.48(2), Statutes.

Sincerely,

Mark Harder, Review Engineer  
Permit Section  
Bureau of Air Management

c: SED Air Program  
Air Enforcement Branch - EPA, Region V



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

Findings of Fact

The Department of Natural Resources (DNR) finds that:

- 1) Rainfair, Inc., 1501 Albert Street, Racine, Wisconsin, applied for an air pollution control permit. The authorized representative of the facility is Craig Leipold, Chairman and Chief Executive Officer.
- 2) Rainfair, Inc. submitted an air pollution control permit application and additional information on June 4, 1993, June 24, 1993, September 21, 1993 and November 23, 1993.
- 3) Rainfair, Inc. sought an air permit to obtain DNR certification of emission reductions from the shutdown of its fabric coating operation.
- 4) DNR has reviewed Rainfair, Inc.'s air permit application.
- 5) This permit is for a nonattainment area air pollution source.
- 6) DNR has complied with the procedures set forth in s. 144.392, Statutes.
- 7) One letter was received by the Department during the public comment period. The letter was dated January 19, 1994 and was from the attorney representing Rainfair, Inc. The comments in that letter were considered in the Department's determination.
- 8) The air pollution source meets all of the applicable criteria in s. 144.393, Statutes.
- 9) DNR has complied with the requirements of s. 1.11, Statutes, and Chapter NR 150, Wisconsin Administrative Code.

Conclusions of Law

DNR concludes that:

- 1) DNR has authority under s. 144.31(1)(a), Statutes, to promulgate rules contained in Chapters NR 400-499, Wisconsin Administrative Code, including but not limited to rules containing emission limits, compliance schedules and compliance determination methods.
- 2) DNR has the authority under Sections 144.31(1)(a), (e), and (f), 144.375(4) and (5) and 144.394, Statutes, and Chapters NR 400-499, Wisconsin Administrative 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 Sections 144.391, 144.392, 144.393 and 144.394, Statutes.
- 4) The emission limits included in this permit are authorized by Section 144.394, Statutes, and NR 400 to 499, Wisconsin Administrative Code.
- 5) DNR is required to comply with s. 1.11, Statutes, and Chapter NR 150, Wisconsin Administrative Code, in conjunction with issuing an air pollution control permit.

#### Decision

DNR is issuing an air permit which certifies an emission reduction of 167 tons per year of volatile organic compounds (VOC) from the shutdown of fabric coating operations by Rainfair, Inc. located at 1501 Albert Street, Racine, Wisconsin, subject to the specific conditions set forth in the permit.

AIR POLLUTION CONTROL PERMIT

EI FACILITY NO.: 252007910

PERMIT NO.: 93-DAA-257

STACK NO(S): S10

SOURCE NO(S): P31

This permit expires five years from the date of issuance unless revoked, altered or suspended by the Department.

In compliance with the provisions of Chapter 144, Wisconsin Statutes, and Chapters NR 400-499, Wisconsin Administrative Code,

Name of Source: Rainfair, Inc.  
Street Address: 1501 Albert Street  
Racine, Wisconsin

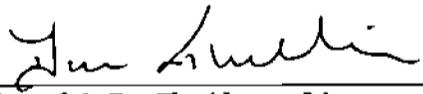
Principal Officer or  
Authorized Representative  
and Title: Craig Leipold  
Chairman and Chief Executive Officer

is certified for emission reductions from the shutdown of fabric coating operations as specified herein.

This certification requires compliance by the permit holder with the specific conditions set forth in the permit.

Dated at Madison, Wisconsin this 7th day of February, 1994.

STATE OF WISCONSIN  
DEPARTMENT OF NATURAL RESOURCES  
For the Secretary

By   
Donald F. Theiler, Director  
Bureau of Air Management

SPECIFIC PERMIT CONDITIONS

1. Rainfair, Inc. may not operate the fabric coating manufacturing operations at 1501 Albert Street, Racine, Wisconsin, after the issuance date of this permit. Rainfair, Inc. shall remove or render inoperative all manufacturing equipment which emits volatile organic compounds and is associated with the emission reductions. (Ref. Section 144.394(7), Wisconsin Statutes)
2. The Department certifies an emission reduction of 167 tons per year of volatile organic compounds (VOC) as a result of the termination of manufacturing operations at 1501 Albert Street, Racine, Wisconsin. Quantification and use of this emission reduction is subject to applicable state and federal requirements and to subsequent rule development by the Department.

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