



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION 5  
77 WEST JACKSON BOULEVARD  
CHICAGO, IL 60604-3590

MAY 09 2006

REPLY TO THE ATTENTION OF

(AR-18J)

Nisha Sizemore  
Permits Branch Chief  
Office of Air Quality  
Indiana Department of Environmental Quality  
100 North Senate Avenue  
Indianapolis, Indiana 46204

Dear Mrs. Sizemore:

On March 15, 2006, the United States Environmental Protection Agency (USEPA) submitted comments (via email) to Indiana Department of Environmental Management (IDEM) on the initial Title V operating permit for ISG Burns Harbor (ISG) in Porter County, Indiana (permit no. T127-6301-00001). As stated in these comments (enclosed), we are concerned that IDEM has not addressed our concerns outlined in the August 23, 2005 letter to your office (enclosed). As discussed in this letter, we believe an error was made in a January 28, 1994 synthetic minor New Source Review (NSR) 'netting' permit (CP127-2725-0001).

Because of this alleged error, we do not believe that IDEM can issue the pending Title V permit without the inclusion of either a compliance schedule or placeholder language removing the permit shield for the conditions specified in the 1994 synthetic minor NSR permit. We therefore recommend the following language be included in the permit as a placeholder:

*"U.S. EPA is investigating the netting analysis which was a part of the permitting process that resulted in the issuance on January 28, 1994 of the construction permit CP127-2725-0001. Because U.S. EPA is questioning the appropriateness of this construction permit, the permit shield generally provided for in this Title V permit does not attach to any terms identified as having an origin in CP127-2725-0001. Accordingly, ISG's compliance with these permit terms*

*cannot be deemed as compliance with underlying applicable requirements or the Clean Air Act. Following resolution of this issue, IDEM, OAQ will reopen this permit if it is necessary to revise the existing limitations or incorporate a compliance schedule or new applicable requirements."*

Unfortunately without the inclusion of either a compliance schedule or placeholder language, we will be forced to object to the Title V permit for this facility. As I understand from my staff, the past netting error has been referred to our Enforcement and Compliance Assurance Branch.

If you have any concerns or questions please feel free to contact Ethan Chatfield, of my staff, at (312) 886-5112.

Sincerely yours,

A handwritten signature in cursive script that reads "Pamela Blakley".

Pamela Blakley, Chief  
Air Permits Section

Enclosure