



NOV 30 2009

Rodney Burns
E & J Gallo Winery
5610 E Olive Avenue
Fresno, Ca 93727

**Re: Notice of Minor Title V Permit Modification
District Facility # C-447
Project # C-1085121**

Dear Mr. Burns:

Enclosed is the District's analysis of your application for minor Title V permit modification for the facility identified above. You proposed a Title V minor permit modification to incorporate recently issued ATC C-447-230-0 into the Title V operating permit. E & J Gallo Winery is replacing diesel-fired IC engine powering a tub grinder (unit -22) with an electrical horizontal grinder, and add maximum daily and annual throughput limits.

Enclosed is the engineering evaluation with the following attachments: proposed modified Title V permit, recently issued ATC C-447-230-0, emission increases, application, and previous Title V permit. This project will be subject to a 45-day EPA commenting period prior to the District taking final action.

Thank you for your cooperation in this matter. If you have any questions, please contact Mr. Jim Swaney at (559) 230-5900.

Sincerely,



David Warner
Director of Permit Services

Enclosures

Seyed Sadredin
Executive Director/Air Pollution Control Officer

Northern Region
4800 Enterprise Way
Modesto, CA 95356-8718
Tel: (209) 557-6400 FAX: (209) 557-6475

Central Region (Main Office)
1990 E. Gettysburg Avenue
Fresno, CA 93726-0244
Tel: (559) 230-6000 FAX: (559) 230-6061

Southern Region
34946 Flyover Court
Bakersfield, CA 93308-9725
Tel: 661-392-5500 FAX: 661-392-5585



NOV 30 2009

Gerardo C. Rios, Chief
Permits Office
Air Division
U.S. EPA - Region IX
75 Hawthorne St
San Francisco, CA 94105

**Re: Notice of Minor Title V Permit Modification
District Facility # C-447
Project # C-1085121**

Dear Mr. Rios:

Enclosed for you to review is an application for minor Title V permit modification for the facility identified above. E & J Gallo Winery is proposing a Title V minor permit modification to incorporate the recently issued ATC C-447-230-0 into the Title V operating permit. E & J Gallo Winery is replacing diesel-fired IC engine powering a tub grinder (unit -22) with an electrical horizontal grinder, and add maximum daily and annual throughput limits.

Enclosed is the engineering evaluation with the following attachments: proposed modified Title V permit, recently issued ATC C-447-230-0, emission increases, application, and previous Title V permit. Please submit your written comments on this project within the 45-day comment period that begins on the date you receive this letter.

Thank you for your cooperation in this matter. If you have any questions, please contact Mr. Jim Swaney at (559) 230-5900.

Sincerely,



David Warner
Director of Permit Services

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TITLE V APPLICATION REVIEW

Minor Modification
Project #: C-1095121

Engineer: Renald Harris
Date: November 12, 2009

Facility Number: C-447
Facility Name: E & J Gallo Winery
Mailing Address: 5610 E Olive Avenue
Fresno, CA 93727

Contact Name: Phil Castro
Phone: (559) 458-2480

Responsible Official: Phil Castro
Title: Plant Manager

I. PROPOSAL

E & J Gallo Winery is proposing a Title V minor permit modification to incorporate the recently issued C-447-230-0 into the Title V operating permit. E & J Gallo Winery is replacing diesel-fired IC engine powering a tub grinder (unit - 22) with an electrical horizontal grinder, and add maximum daily and annual throughput limits.

The purpose of this evaluation is to identify all applicable requirements, determine if the facility will comply with the applicable requirements and to provide the legal and factual basis for the proposed revisions.

II. FACILITY LOCATION

5610 East Olive Avenue
Fresno, CA

III. EQUIPMENT DESCRIPTION

**C-447-230-1: AGRICULTURAL WASTE COMPOSTING OPERATION
INCLUDING MORBARK, MODEL 3800, ELECTRICALLY
POWERED HORIZONTAL GRINDER**

IV. SCOPE OF EPA AND PUBLIC REVIEW

This change to a Title V permit is considered to be a minor modification and, as such, requires no public review.

V. APPLICABLE REQUIREMENTS

District Rule 2520, Federally Mandated Operating Permits (Adopted June 21, 2001)

VI. DESCRIPTION OF PROPOSED MODIFICATIONS

E & J Gallo Winery proposed to operate a Morbark, Model 3800, electrically powered horizontal grinder, which replaces a diesel-fired IC engine powering a tub grinder (unit -22).

ATC C-447-230-0 conditions 1 and 2 are no longer applicable upon implementation of the ATC; therefore, these conditions are not included in the proposed permit to operate.

VII. COMPLIANCE

In accordance with Rule 2520, 3.20, these modifications:

1. Do not violate requirements of any applicable federally enforceable local or federal requirement;
2. Do not relax monitoring, reporting, or recordkeeping requirements in the permit and are not significant changes in existing monitoring permit terms or conditions;
3. Do not require or change a case-by-case determination of an emission limitation or other standard, or a source-specific determination for temporary sources of ambient impacts, or a visibility or increment analysis;
4. Do not seek to establish or change a permit term or condition for which there is no corresponding underlying applicable requirement and that the source has assumed to avoid an applicable requirement to which the source would otherwise be subject. Such terms and conditions include:
 - a. A federally enforceable emission cap assumed to avoid classification as a modification under any provisions of Title I of the Federal Clean Air Act; and
 - b. An alternative emissions limit approved pursuant to regulations promulgated under section 112(i)(5) of the Federal Clean Air Act; and

5. Are not Title I modifications as defined in District Rule 2520 or modifications as defined in section 111 or 112 of the Federal Clean Air Act; and
6. Do not seek to consolidate overlapping applicable requirements.

In accordance with Rule 2520, the application meets the procedural requirements of section 11.4 by including;

1. A description of the change, the emissions resulting from the change, and any new applicable requirements that will apply if the change occurs;
2. The source's suggested draft permit; and
3. Certification by a responsible official that the proposed modification meets the criteria for use of minor permit modification procedures and a request that such procedures be used.

VIII. ATTACHMENTS

- A. Proposed Modified Title V Operating Permit No. C-447-230-1
- B. Authority to Construct No. C-447-230-0
- C. Emissions Increases
- D. Application

ATTACHMENT A

Proposed Modified Title V Operating Permit No.
(C-447-230-1)

San Joaquin Valley Air Pollution Control District

PERMIT UNIT: C-447-230-1

EXPIRATION DATE: 06/30/2007

EQUIPMENT DESCRIPTION:

AGRICULTURAL WASTE COMPOSTING OPERATION INCLUDING MORBARK, MODEL 3800, ELECTRICALLY POWERED HORIZONTAL GRINDER

PERMIT UNIT REQUIREMENTS

1. {98} No air contaminant shall be released into the atmosphere which causes a public nuisance. [District Rule 4102]
2. {15} No air contaminant shall be discharged into the atmosphere for a period or periods aggregating more than three minutes in any one hour which is as dark as, or darker than, Ringelmann 1 or 20% opacity. [District Rule 4101]
3. Maximum amount of material processed by this operation shall not exceed either of the following limits: 204 tons per day or 74,460 tons per year. [District Rule 2201] Federally Enforceable Through Title V Permit
4. Particulate matter (PM10) emissions shall not exceed 0.01 lb/ton of material processed. [District Rule 2201] Federally Enforceable Through Title V Permit
5. The permittee shall maintain daily records of the amount of material processed, in tons. [District Rule 2201] Federally Enforceable Through Title V Permit
6. All records shall be retained for a period of at least 5 years and shall be made available for District inspection upon request. [District Rule 1070] Federally Enforceable Through Title V Permit

These terms and conditions are part of the Facility-wide Permit to Operate.

ATTACHMENT B

Authority to Construct No.
(C-447-230-0)



AUTHORITY TO CONSTRUCT

PERMIT NO: C-447-230-0

ISSUANCE DATE: 09/24/2009

LEGAL OWNER OR OPERATOR: E & J GALLO WINERY
MAILING ADDRESS: 5610 E OLIVE AVE
FRESNO, CA 93727

LOCATION: 5610 E OLIVE AVE
FRESNO, CA 93727

EQUIPMENT DESCRIPTION:
AGRICULTURAL WASTE COMPOSTING OPERATION INCLUDING MORBARK, MODEL 3800, ELECTRICALLY POWERED HORIZONTAL GRINDER

CONDITIONS

1. The facility shall submit an application to modify the Title V permit in accordance with the timeframes and procedures of District Rule 2520. [District Rule 2520] Federally Enforceable Through Title V Permit
2. Within 90 days of the startup of the equipment authorized by this Authority to Construct (ATC), Permit to Operate C-447-22-0 shall be surrendered to the District and the associated equipment shall be removed or rendered inoperable. [District Rule 2201] Federally Enforceable Through Title V Permit
3. No air contaminant shall be released into the atmosphere which causes a public nuisance. [District Rule 4102]
4. No air contaminant shall be discharged into the atmosphere for a period or periods aggregating more than three minutes in any one hour which is as dark as, or darker than, Ringelmann 1 or 20% opacity. [District Rule 4101]
5. Maximum amount of material processed by this operation shall not exceed either of the following limits: 204 tons per day or 74,460 tons per year. [District Rule 2201] Federally Enforceable Through Title V Permit
6. Particulate matter (PM10) emissions shall not exceed 0.01 lb/ton of material processed. [District Rule 2201] Federally Enforceable Through Title V Permit
7. The permittee shall maintain daily records of the amount of material processed, in tons. [District Rule 2201] Federally Enforceable Through Title V Permit
8. All records shall be retained for a period of at least 5 years and shall be made available for District inspection upon request. [District Rule 1070] Federally Enforceable Through Title V Permit

YOU MUST NOTIFY THE DISTRICT COMPLIANCE DIVISION AT (559) 230-5950 WHEN CONSTRUCTION IS COMPLETED AND PRIOR TO OPERATING THE EQUIPMENT OR MODIFICATIONS AUTHORIZED BY THIS AUTHORITY TO CONSTRUCT. This is NOT a PERMIT TO OPERATE. Approval or denial of a PERMIT TO OPERATE will be made after an inspection to verify that the equipment has been constructed in accordance with the approved plans, specifications and conditions of this Authority to Construct, and to determine if the equipment can be operated in compliance with all Rules and Regulations of the San Joaquin Valley Unified Air Pollution Control District. Unless construction has commenced pursuant to Rule 2050, this Authority to Construct shall expire and application shall be cancelled two years from the date of issuance. The applicant is responsible for complying with all laws, ordinances and regulations of all other governmental agencies which may pertain to the above equipment.

Seyed Sadredin, Executive Director / APCO


DAVID WARNER, Director of Permit Services

C-447-230-0 Sep 24 2009 10:04AM - HARRISR Joint Inspection NOT Required

ATTACHMENT C

Emissions Increases

	SSIPE (lb/yr)				
	NOx	SOx	PM10	CO	VOC
C-447-230-1	0	0	745	0	0
TOTAL	0	0	745	0	0

ATTACHMENT D

Application

San Joaquin Valley Air Pollution Control District

www.valleyair.org

RECEIVED

NOV 10 2009

Permit Application For:

- | | | |
|-------------------------------------|------------------------------|--|
| <input type="checkbox"/> | AUTHORITY TO CONSTRUCT (ATC) | - New Emission Unit |
| <input type="checkbox"/> | AUTHORITY TO CONSTRUCT (ATC) | - Modification Of Emission Unit With Valid PTO/Valid ATC |
| <input type="checkbox"/> | AUTHORITY TO CONSTRUCT (ATC) | - Renewal of Valid Authority to Construct |
| <input checked="" type="checkbox"/> | PERMIT TO OPERATE (PTO) | - Existing Emission Unit Now Requiring a Permit to Operate |

Permits Srvc
SJVAPCD

1. PERMIT TO BE ISSUED TO: E&J Gallo Winery-Fresno	
2. MAILING ADDRESS: STREET/P.O. BOX: <u>5610 E. Olive Avenue</u> CITY: <u>Fresno</u> STATE: <u>CA</u> 9-DIGIT ZIP CODE: <u>93727</u>	
3. LOCATION WHERE THE EQUIPMENT WILL BE OPERATED: STREET: <u>same as above</u> CITY: _____ _____/4 SECTION _____ TOWNSHIP _____ RANGE _____	WITHIN 1,000 FT OF A SCHOOL? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO S.I.C. CODE(S) OF FACILITY (If known): _____
4. GENERAL NATURE OF BUSINESS: Production of wine, brandy and concentrates	INSTALL DATE: Target installation and startup prior to 12/31/09.
5. TITLE V PERMIT HOLDERS ONLY: Do you request a COC (EPA Review) prior to receiving your ATC (If yes, please complete and attach a Compliance Certification form (TVFORM-009)? <input type="checkbox"/> YES <input type="checkbox"/> NO	
6. DESCRIPTION OF EQUIPMENT OR MODIFICATION FOR WHICH APPLICATION IS MADE (include Permit #'s if known, and use additional sheets if necessary) Request minor modification (Permit to Operate) for C-447-230 permit. Minor modification permit application submitted to District prior to emissions unit start-up and operation. Please see attached and completed Compliance Certification form and current Authority to Construct Permit.	
7. PERMIT REVIEW PERIOD: Do you request a three- or ten-day period to review the draft Authority to Construct permit? Please note that checking "YES" will delay issuance of your final permit by a corresponding number of working days. See instructions for more information on this review process. <input type="checkbox"/> 3-day review <input checked="" type="checkbox"/> 10-day review <input type="checkbox"/> No review requested	
8. HAVE YOU EVER APPLIED FOR AN ATC OR PTO IN THE PAST? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO If yes, ATC/PTO #: <u>C-447</u>	Optional Section 11. DO YOU WANT TO PARTICIPATE IN EITHER OF THE FOLLOWING VOLUNTARY PROGRAMS: "HEALTHY AIR LIVING (HAL)" <input type="checkbox"/> Yes, please send info "INSPECT" <input type="checkbox"/> Yes, please send info
9. IS THIS APPLICATION FOR THE CONSTRUCTION OF A NEW FACILITY? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO (If "Yes" is checked, please complete the CEQA Information form)	
10. IS THIS APPLICATION SUBMITTED AS THE RESULT OF EITHER A NOTICE OF VIOLATION OR A NOTICE TO COMPLY? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO If yes, NOV/NTC #: _____	
12. TYPE OR PRINT NAME OF APPLICANT: Mr. Phil Castro	TITLE OF APPLICANT: Plant Manager-Fresno Winery
13. SIGNATURE OF APPLICANT: DATE: 11/10/09	PHONE #: (559) 458-2417 FAX #: (559) 458-2410 E-MAIL: phil.castro@ejgallo.com

FOR APCD USE ONLY:

DATE STAMP:	FILING FEE RECEIVED: \$ <u>0</u> CHECK #: _____
	DATE PAID: _____
	PROJECT #: <u>C-1095121</u> FACILITY ID: <u>C-447</u>

**San Joaquin Valley
Unified Air Pollution Control District**

TITLE V MODIFICATION - COMPLIANCE CERTIFICATION FORM

I. TYPE OF PERMIT ACTION (Check appropriate box)

- SIGNIFICANT PERMIT MODIFICATION ADMINISTRATIVE
 MINOR PERMIT MODIFICATION AMENDMENT

COMPANY NAME: E&J Gallo Winery - Fresno	FACILITY ID C- 447
1. Type of Organization: <input checked="" type="checkbox"/> Corporation <input type="checkbox"/> Sole Ownership <input type="checkbox"/> Government <input type="checkbox"/> Partnership <input type="checkbox"/> Utility	
2. Owner's Name: E&J Gallo Winery-Fresno	
3. Agent to the Owner: Mr. Phil Castro	

II. COMPLIANCE CERTIFICATION (Read each statement carefully and initial all circles for confirmation):

- Based on information and belief formed after reasonable inquiry, the equipment identified in this application will continue to comply with the applicable federal requirement(s).
- Based on information and belief formed after reasonable inquiry, the equipment identified in this application will comply with applicable federal requirement(s) that will become effective during the permit term, on a timely basis.
- Corrected information will be provided to the District when I become aware that incorrect or incomplete information has been submitted.
- Based on information and belief formed after reasonable inquiry, information and statements in the submitted application package, including all accompanying reports, and required certifications are true accurate and complete.

I declare, under penalty of perjury under the laws of the state of California, that the forgoing is correct and true:



Signature of Responsible Official

Mr. Phil Castro

Name of Responsible Official (please print)

Plant Manager - Fresno Winery

Title of Responsible Official (please print)

11/10/09

Date

**Mailing Address: Central Regional Office * 1990 E. Gettysburg Avenue * Fresno, California
93726-0244 * (559) 230-5900 * FAX (559) 230-6061**