

FEB 23 2007

ILLINOIS ENVIRONMENTAL PROTECTION AGENCY **STATE OF ILLINOIS**
Pollution Control Board

February 20, 2007

AMPAC FLEXIBLES)	
Petitioner,)	IEPA- 07-001A
)	(Provisional Variance- Air)
v.)	
)	
ILLINOIS ENVIRONMENTAL)	
PROTECTION AGENCY,)	
Respondent.)	
)	

REQUEST FOR PROVISIONAL VARIANCE

On February 12, 2007, the Illinois Environmental Protection Agency (“Illinois EPA”) received from Ampac Flexibles a request for provisional variance to continue operating its flexographic press and two laminators until a replacement regenerative thermal oxidizer (“RTO”) is installed and operational at its facility located in Cary. The request was accepted for review pursuant to the requirements of Sections 35, 36, and 37 the Illinois Environmental Protection Act (“Act”) (415 ILCS 5/35, 36, and 37) and the applicable regulations.

Illinois EPA evaluated the request pursuant to the requirements of Sections 35, 36, and 37 of the Act and the Illinois EPA regulations at 35 Ill. Adm. Code Part 180. The Illinois EPA is granting the request for provisional variance as the source has demonstrated that an arbitrary and unreasonable hardship will result in the event of a denial.

Ampac Flexibles seeks provisional variance from conditions 7.1.6(b) and 7.2.6 in Clean Air Act Permit Program (“CAAPP”) permit #95090019, as well as from 35 Ill.

Adm. Code 218.204, 218.207, 218.401, and 218.404. These requirements control the emissions of volatile organic material ("VOM"). The Illinois EPA is granting relief to Ampac Flexibles from the applicable requirements from conditions 7.1.6(b) and 7.2.6 in CAAPP permit #95090019, as well as from 35 Ill. Adm. Code 218.204, 218.207, 218.401, and 218.404. Relief is granted beginning February 15, 2007, until such time as a new RTO is installed, or through March 31, 2007, whichever occurs first.

The Illinois EPA grants Ampac Flexibles regulatory relief by this provisional variance subject to the following conditions:

1. By April 30, 2007, Ampac Flexibles shall provide the Illinois EPA a written report of the total tons of VOM emitted during the term of the provisional variance with supporting calculations for each line.
2. During the term of this provisional variance, while operating its flexographic press and two laminators, Ampac Flexibles shall take all reasonable steps to minimize VOM emissions.

Within three days from the date of this document, Ampac Flexibles shall execute and submit to the Illinois EPA a Certificate of Acceptance and Agreement ("Certificate"), accepting regulatory relief granted by this provisional variance and signed by a responsible person or official authorized by the owner to represent the owner in all matters pertaining to this provisional variance. The Certificate shall provide as follows:

Certification

I(We), _____, having read the Illinois EPA's provisional variance, dated February 20, 2007, own and/or operate a facility subject to the requirements of conditions 7.1.6(b) and 7.2.6 in CAAPP permit #95090019, as well as from 35 Ill. Adm. Code 218.204, 218.207, 218.401, and 218.404.

I(We) hereby accept and agree to be bound by all terms and conditions of the provisional variance.

Ampac Flexibles
Petitioner

By: Authorized Representative

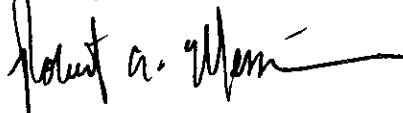
Title

Date

The certification shall be hand delivered or mailed by certified mail to:

Robert A. Messina, Chief Legal Counsel
Division of Legal Counsel
Illinois Environmental Protection Agency
1021 North Grand Avenue East
P.O. Box 19276
Springfield, Illinois 62794-9276

Sincerely,



Robert A. Messina
Chief Legal Counsel

cc: IPCB, Clerk