

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

Wabash Valley Service Company
(Property Identification Number
14-08-151-005)

)
) **PCB 18-**
) **(Tax Certification)**
)

NOTICE


Steve Santarelli
Illinois Department of Revenue
101 West Jefferson
Post Office Box 19033
Springfield, Illinois 62794

Don Brown, Clerk
Illinois Pollution Control Board
James R. Thompson Center
100 West Randolph Street, Suite 11-500
Chicago, Illinois 60601

Kent Ochs
909 N. Court Street
Grayville, Illinois 62844

PLEASE TAKE NOTICE that I have today filed with the Office of the Clerk of the Pollution Control Board an **APPEARANCE and RECOMMENDATION OF THE ILLINOIS ENVIRONMENTAL PROTECTION AGENCY**, a copy of which is herewith served upon you.

ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

By: 
Michael S. Roubitchek
Assistant Counsel
Division of Legal Counsel

DATED: March 19, 2018

Illinois Environmental Protection Agency
1021 North Grand Avenue East
Post Office Box 19276
Springfield, Illinois 62794-9276
(217) 782-5544

THIS FILING IS SUBMITTED ON RECYCLED PAPER

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

**Wabash Valley Service Company
(Property Identification Number
14-08-151-005)**

)
) PCB 18-
) (Tax Certification)
)

APPEARANCE

The undersigned, as one of its attorneys, hereby enters an APPEARANCE on behalf of Respondent,
Illinois Environmental Protection Agency.

ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

By: _____



Michael S. Roubitchek
Assistant Counsel
Division of Legal Counsel

DATED: March 19, 2018

Illinois Environmental Protection Agency
1021 North Grand Avenue East
Post Office Box 19276
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BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

Wabash Valley Service Company)
(Property Identification Number) PCB 18-
14-08-151-005) (Tax Certification)
)

RECOMMENDATION OF THE ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

The Illinois Environmental Protection Agency (“Illinois EPA”) hereby files its Recommendation pursuant to Section 125.204 of the regulations of the Illinois Pollution Control Board (“Board”), 35 Ill. Adm. Code 125.204.

1. On August 18, 2017, the Illinois EPA received a request from Wabash Valley Service Company (log number TC-138520, Exhibit A) for an Illinois EPA recommendation regarding the tax certification of water pollution control facilities pursuant to 35 Ill. Adm. Code 125.204.
2. The facility's address is: Wabash Valley Service Company
1562 Illinois Highway 1
Carmi, IL 62821

The proposed water pollution control facilities in this request are located in Section 8, T5N, R10E of the 3rd P.M. in White County, at the above street address and consist of the following:

A concrete containment structure (60 ft. x 60 ft. x 2 ft.) for a liquid petroleum tank farm, and a 40 ft. x 60 ft. building covering the loading and unloading area of the tank farm.

These wastewater management facilities are used to maintain the integrity of the tank farm by collecting leaked and/or spilled contaminants and minimizing the exposure of stormwater at product transfer areas, and are further described in Exhibit A.

3. Section 11-10 of the Property Tax Code, 35 ILCS 200/11-10 (2016), and Section 125.200(a) of the Board's regulations, 35 Ill. Adm. Code 125.200(a), define


"pollution control facilities" as:

any system, method, construction, device or appliance appurtenant thereto or any portion of any building or equipment, that is designed, constructed, installed or operated for the primary purpose of: eliminating, preventing, or reducing air or water pollution ...or treating, pretreating, modifying or disposing of any potential solid, liquid or gaseous pollutant which if released without treatment, pretreatment modification or disposal might be harmful, detrimental or offensive to human, plant or animal life, or to property.

4. In order to receive preferential tax treatment as pursuant to 35 ILCS 200/11-5 (2016), pollution control facilities must be certified as such by the Board, 35 ILCS 200/11-20 (2016) and 35 Ill. Adm. Code 125.200(a).
5. Upon receipt of a tax certification application, the Illinois EPA must file a recommendation on the application with the Board, 35 Ill Adm. Code 125.204(a).
6. Based on the information in the application and the purpose of the facility, it is the Illinois EPA's engineering judgment that the described facilities may be considered "pollution control facilities," pursuant to 35 Ill. Adm. Code 125.200(a), with the primary purpose of eliminating, preventing, or reducing water pollution, or as otherwise provided in 35 Ill. Adm. Code 125.200, and are eligible for tax certification from the Board.

WHEREFORE, the Illinois EPA recommends that the Board issue the requested tax certification.

ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

By: 
Michael S. Roubitchek
Assistant Counsel
Division of Legal Counsel

Dated: March 19, 2018

Illinois Environmental Protection Agency
1021 North Grand Ave. E.
P.O. Box 19276
Springfield, Illinois 62794-9276
217/782-5544



ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

1021 NORTH GRAND AVENUE EAST, P.O. BOX 19276, SPRINGFIELD, ILLINOIS 62794-9276 • (217) 782-3397

BRUCE RAUNER, GOVERNOR

ALEC MESSINA, DIRECTOR

RECEIVED

Division of Legal Counsel

MAR 13 2018

Environmental Protection
Agency

Memorandum

To: Joanne Olson, Division of Legal Counsel

From: Darin E. LeCrone, Manager, Industrial Unit, Permit Section *DJL*

Date: March 8, 2018

Re: Wabash Valley Service Company
Recommendations of Tax Certification
Log # TC-138520
Property Identification Number 14-08-151-005

The Bureau of Water received a request on August 18, 2017 from Wabash Valley Service Company for an Illinois EPA recommendation regarding the tax certification of water pollution control facilities pursuant to 35 Ill. Adm. Code 125.204. We offer the following recommendation.

The water pollution control facilities in this request include the following:

Wabash Service Company
909 N. Court St.
Grayville, IL 62844

Hawthorne Township, in White County, Illinois

Concrete containment structure and building covering loading/unloading area

These facilities are further described in the enclosed applications and supporting documents.

Based on the information included in this submittal, it is our engineering judgment that the above proposed facilities may be considered "Pollution Control Facilities" under 35 IAC 125.200(a), with the primary purpose of eliminating, preventing, or reducing water pollution, or as otherwise provided in this section, and therefore eligible for tax certification from the Illinois Pollution Control Board. The Bureau of Water therefore recommends that the Board issue the requested tax certification for these facilities.

STATE OF ILLINOIS
ENVIRONMENTAL PROTECTION AGENCY

Subject: TC-138520 Wabash Valley Service Company

Page 1 of 1

Reviewed By: Mark E. Liska

Date: 3/8/2018

The Agency received a tax certification for Wabash Valley Service Company under 35 IAC 125. The tax form will be judged based on definitions in 35 IAC 125.200.

From August 18, 2017 for the construction of a concrete containment structure which will house 9 24,000-gallon storage tanks containing various diesel, gasohol, and soy oil products. The structure is 60' x 60' x 2' in which all tanks are situated and has 40' x 60' of it as a building covering the loading and unloading area. The building is designed primarily as a containment structure for the purpose of minimizing exposure of stormwater at the product transfer area where the highest probability of a leak is present.

The Application for Certification form lists the concrete containment structure. The system will be approved for certification, as it has the primary purpose of minimizing contamination of stormwater during loading/unloading and containing any spills which would contaminate stormwater.

Action: Approve Tax Credit

TC-138520



Illinois Environmental Protection Agency

1021 North Grand Avenue East • P.O. Box 19276 • Springfield • Illinois • 62794-9276 • (217) 782-3397

Application for Certification (Property Tax Treatment)
Pollution Control Facility

FOR AGENCY USE ONLY

File Number: _____

Date Rec'd: _____

Certification Number: _____

Date: _____

Facility Type (check one): ☐ Air ☒ Water

This form is to be used for any application for certification of property tax treatment for a pollution control facility for air or water from the Illinois EPA. Separate applications must be completed for each control facility claimed. Do not mix types (air and water). Where both air and water operations are related, file two applications.

If attachments are needed, record them consecutively on an index sheet.

You may complete this form online, save a copy locally, print, sign and submit it to:

Illinois EPA

Attention: Al Keller, Permit Section

Division of Water Pollution Control

1021 North Grand Avenue East, P.O. Box 19276

Springfield, IL 62794-9276

I. Applicant Information:

Company Name: Wabash Valley Service CompanyPerson Authorized to
Receive CertificationKent Ochs

Person to Contact

for Additional Details

Kent Ochs

Street Address:

909 N. Court Street

Street Address:

909 N. Court Street

City:

GrayvilleState: IL

City:

GrayvilleState: IL

Zip:

62844Phone: 618-842-5631

Zip:

62844Phone: 618-842-5631

Email Address:

kentochs@wabashvalleyfs.com

Email Address:

kentochs@wabashvalleyfs.com

II. Facility Information:

Facility Location: Quarter Section: 08Township: T05Range: R10Municipality: CarmiTownship: Hawthorne

Note: A plat map location is requested for facilities located outside of municipal boundaries.

Address: 1562 IL Hwy 1City: Carmi, White Co.State: ILZip Code: 62821County: White

Book Number: _____

Property Index Number: 14-08-151-005

Note: The Property Index Number is the numerical reference used to identify a parcel of real property for assessment and taxation purposes.

Manufacturing Operations Information:

Nature of Operations Conducted at the Above Location:

Permit Information:

WPC Construction Permit Number: _____

Date Issued: _____

NPDES Permit Number: _____

Date Issued: _____

Exp. Date: _____

APC Construction Permit Number: _____

Date Issued: _____

APC Operating Permit Number: 72090390Date Issued: July 28, 2009

Exp. Date: _____

Note: Submit copies of all relevant permits issued by local pollution control agencies. (e.g. MSD Construction Permit)

This Agency is authorized to request this information under 415 ILCS 5/4(b)(2012). Disclosure of this information is voluntary and no penalties will result from the failure to provide the information. However, the absence of the information could prevent your application from being processed or could result in denial of your application.

Manufacturing Process Information:

Please provide information on the manufacturing process and materials on which pollution control facility is used, including each major piece of equipment associated with the pollution control facility (or low sulfur dioxide emission coal fueled device).
Description of the Process:

9 - 24,000 gallon capacity storage tanks storing clear #2 diesel, dyed #2 diesel, gasohol, #1 dyed diesel, gasoline, and soy oil.
40' x 60' fuel loading and unloading building.

Materials Used in the Process:

Petroleum Distillates

Pollution Control Facility Information:

Please provide a narrative description of the pollution control facility (or low sulfur dioxide emission coal fueled device), and an explanation of why its primary purpose is to eliminate, prevent or reduce pollution. State the type of control facility, as well as a narrative description and a process flow diagram describing the pollution control facility. Include an average analysis of the influent and effluent of the control facility stating the collection efficiency, if applicable.

Describe the Pollution Control Facility (or Low Sulfur Dioxide Emission Coal Fueled Device):

The tank farm is situated within a concrete containment structure appropriately designed per State Fire Marshall specifications. See attached letter dated 05/08/2009. Concrete containment for the tank farm is a 60' x 60' x 2' in which all tanks are situated. 40' x 60' building covering the loading and unloading area is a containment structure with open end and open ventilation on the lower portions of the sidewalls. The building is designed primarily as a containment structure for the purpose of minimizing exposure of storm water at the product transfer area where the highest probability of of a leak is present.

Describe the Primary Purpose of the Pollution Control Facility (or Low Sulfur Dioxide Emission Coal Fueled Device):

See attached fact sheet describing Title 40, Code of Federal Regulations, Part 112 (Spill Prevention Control and Countermeasure regulations (SPCC))

Identify the statute or regulation (federal or state), or local ordinance, if any, requiring the installation of the subject pollution control facility (or low sulfur dioxide emission coal fueled device).

Section 311(j)(C) of the Clean Water Act of 1974. The rule is Title 40, Code of Federal Regulations, Part 112 (Spill Prevention Control and Countermeasure regulations (SPCC))

Nature of Contaminants or Pollutants:

List air contaminants or water pollution substances released as effluents to the manufacturing processes. Also list the final disposal of any contaminants removed from the manufacturing processes.

Contaminant or Pollutant	Material Retained, Captured or Recovered	
	Description	Disposal or Use
Petroleum and Soy Products	Spilled Products	Waste

Note: Contaminant or pollutant means that which is removed from the process by the pollution control facility.

Point(s) of Waste Water Discharge:

Identify the location of the discharge to the receiving stream. This will typically refer to a source of water pollution but can include water-carried wastes from air pollution control facilities.

Plans and Specifications Attached ☒ Yes ☐ No

Submit Drawings, which clearly show:

(a) Point(s) of discharge to receiving stream; and

(b) Sewers and process piping to and from the control facility.

Are contaminants (or residues) collected by the control facility? ☒ Yes ☐ No

Note: If the collected contaminants are disposed of other than as wastes, state the disposition of the materials, and the value dollars reclaimed by the sale or reuse of the collected substances. State the cost of reclamation and related expense.

Project Status:

Date Installation Completed: May, 2010

Provide the date the pollution control facility was first placed into service and operated. If not, explain.

Status of installation on date of application:

Operational

III. Verification and Signature:

The following information is submitted in accordance with the Illinois Property Tax Code, as amended, and to the best of my knowledge is true and correct.

Any person who knowingly makes a false, fictitious, or fraudulent material statement, orally or in writing, to the Illinois EPA commits a Class 4 felony. A second or subsequent offense after conviction is a Class 3 felony. (415 ILCS 5/44(h))

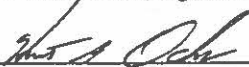
Kent Ochs

Printed Name:

Regulator and Safety Coordinator

Title:

For incorporated entities, signature should be from an authorized corporate representative.



Signature:

8-16-17

Date:

Document Index for Wabash Valley Service Company Application for Certification:

Carmi Fuel Plant

- 1) Application (3 pages)
- 2) Application Index
- 3) Evidence to Support Primary Purpose of Loadout/Unloading building
- 4) Drawings of Fuel Facility (3 pages)
- 5) Google Earth View of Facility with improvements identified with red box (1 page)
- 6) Lifetime Operating Permit (10 pages)
- 7) Fire Marshall Inspection Report (11 pages)

Evidence to Support Primary Purpose of Loadout/Unloading Building

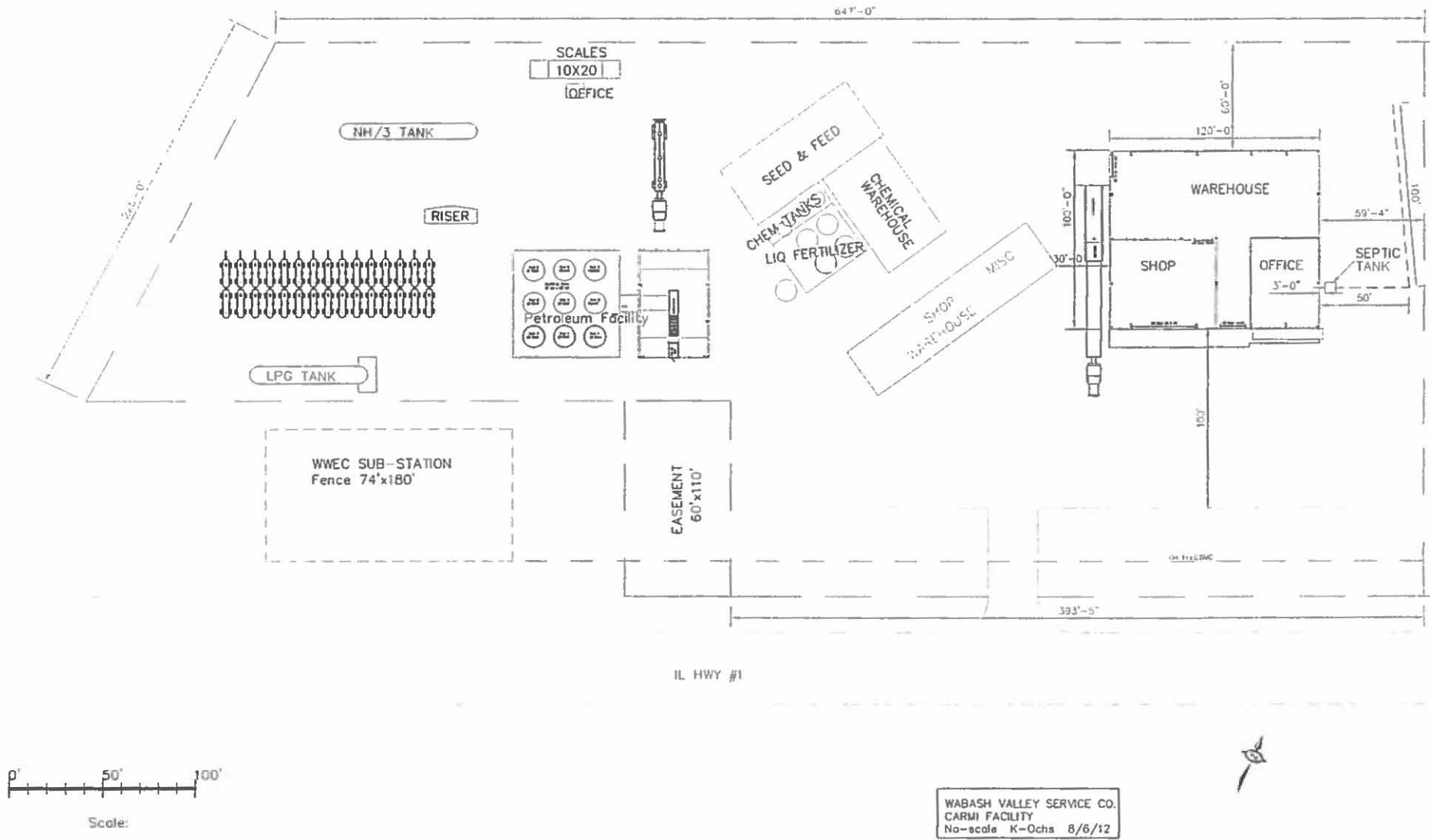
The following factual information supports the contention that the building covering the loading/unloading bulk petroleum plant is integral to the best management practices of the subject facility to minimize exposure of storm water at the product (oil) transfer area where the highest probability of a leak or spill is present.

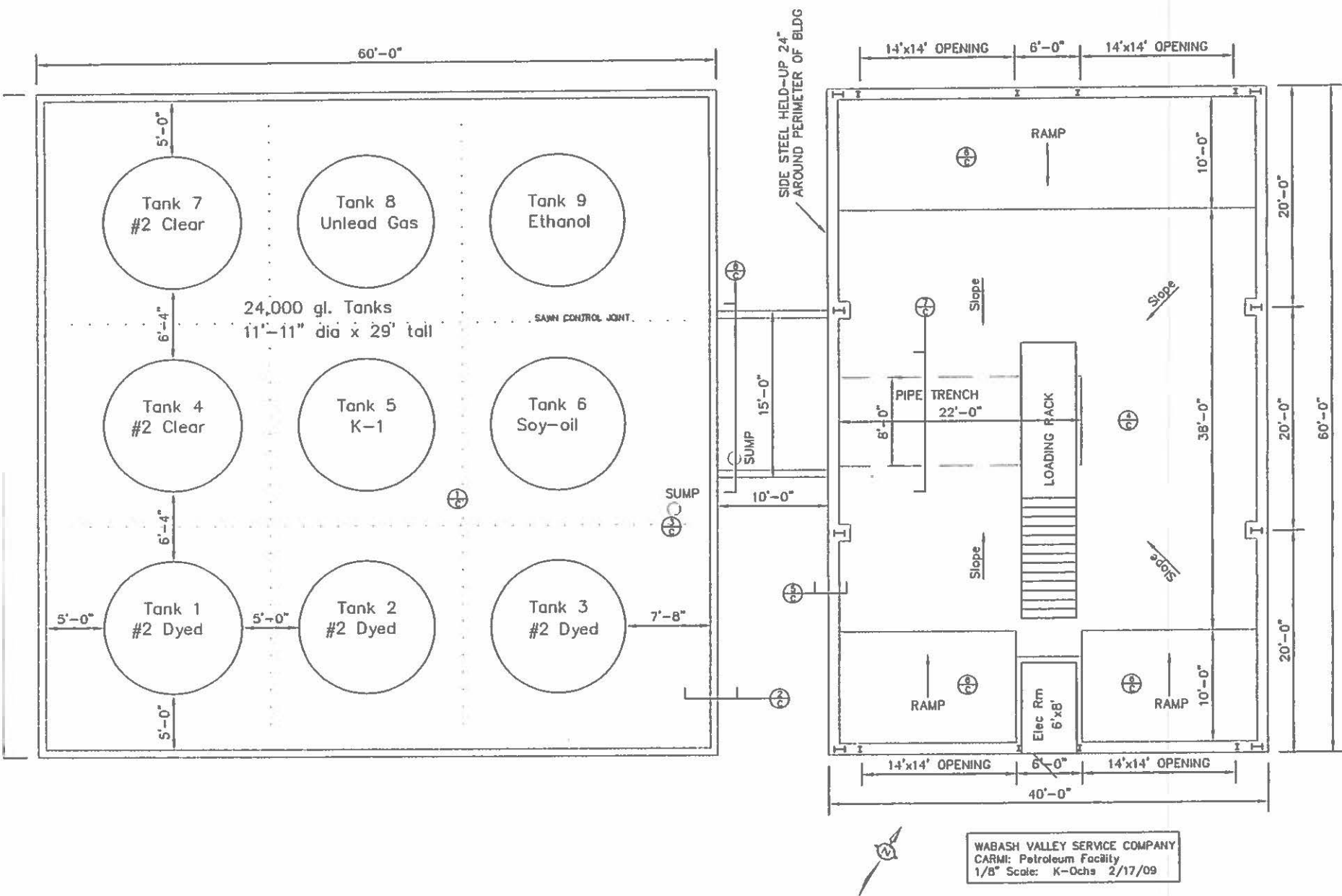
The US environmental Protection Agency regulates the aboveground storage of oil through the oil spill prevention program published under the authority of Section 311(j) (1)(C) of the Clean Water Act in 1974. The specific rule is Title 40, Code of Federal Regulations, Part 112 entitled Spill Prevention Control and Countermeasure (SPCC) Regulation.

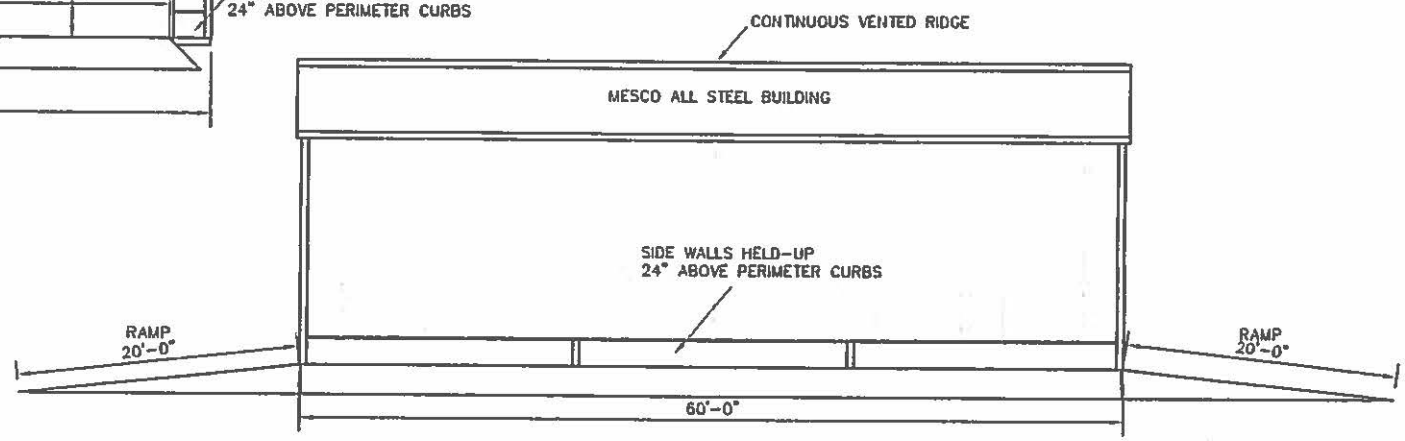
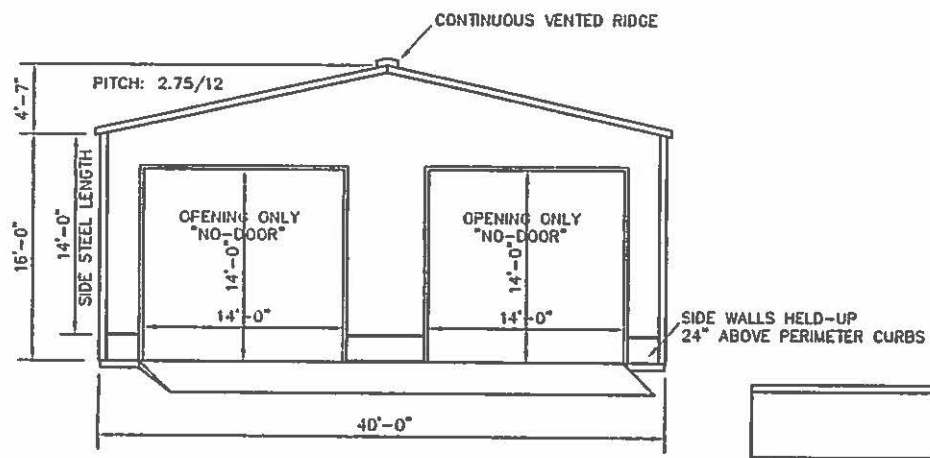
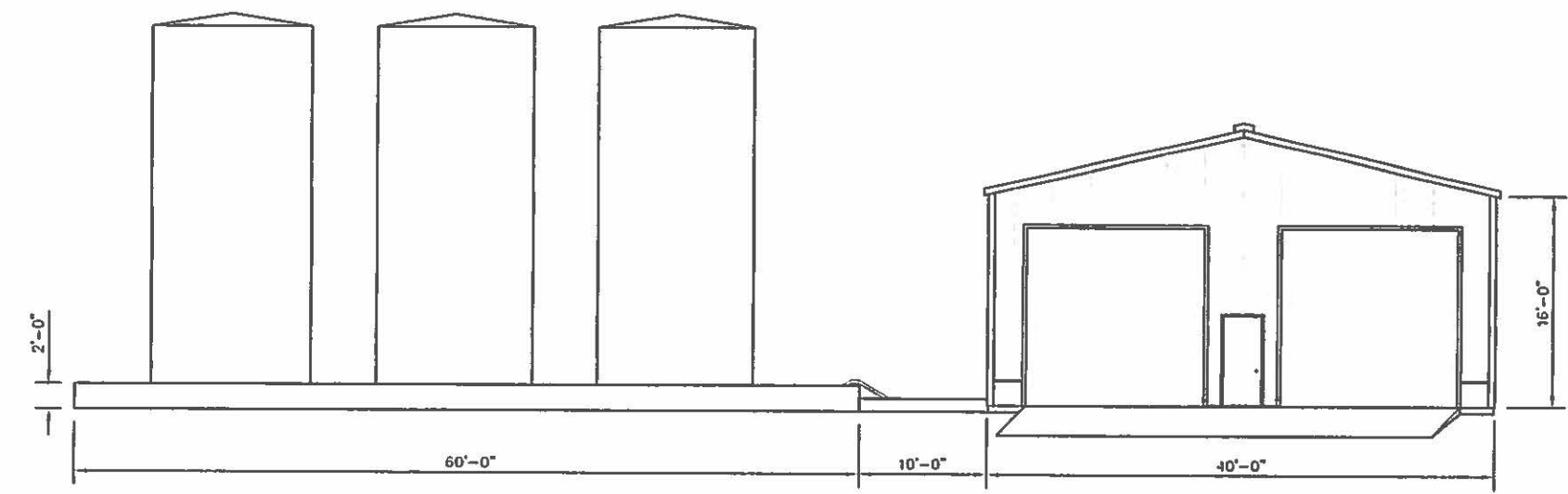
All bulk fuel storage facilities are covered by the SPCC rule. The purpose of the building is to minimize contact of storm water with petroleum drips, leaks, or spills inside this containment system. The subject building covers the loading rack area where petroleum tank trucks are loaded and unloaded. This is a critical area of concern because pumps, meters, valves, loading arms and most appurtenances are located within the building area and this area is where there is the highest probability for a leak or spill might occur. The SPCC rules have a specific requirement for the loading rack [112.7(h)(1) *Facility tank car and tank truck loading/unloading rack*] which require "...a containment system to hold at least the maximum capacity of any single compartment of a tanker truck loaded or unloaded at the facility."

USEPA guidance documents for developing storm water pollution prevention plans¹ mention "the activities and areas where spills are most likely to occur ..." include "loading and unloading areas." Indoor loading and unloading areas have a lower potential to impact storm water because the potential for exposure is greatly reduced. USEPA recommends "...choose practices that eliminate or reduce the amount of pollutants generated on your site¹.

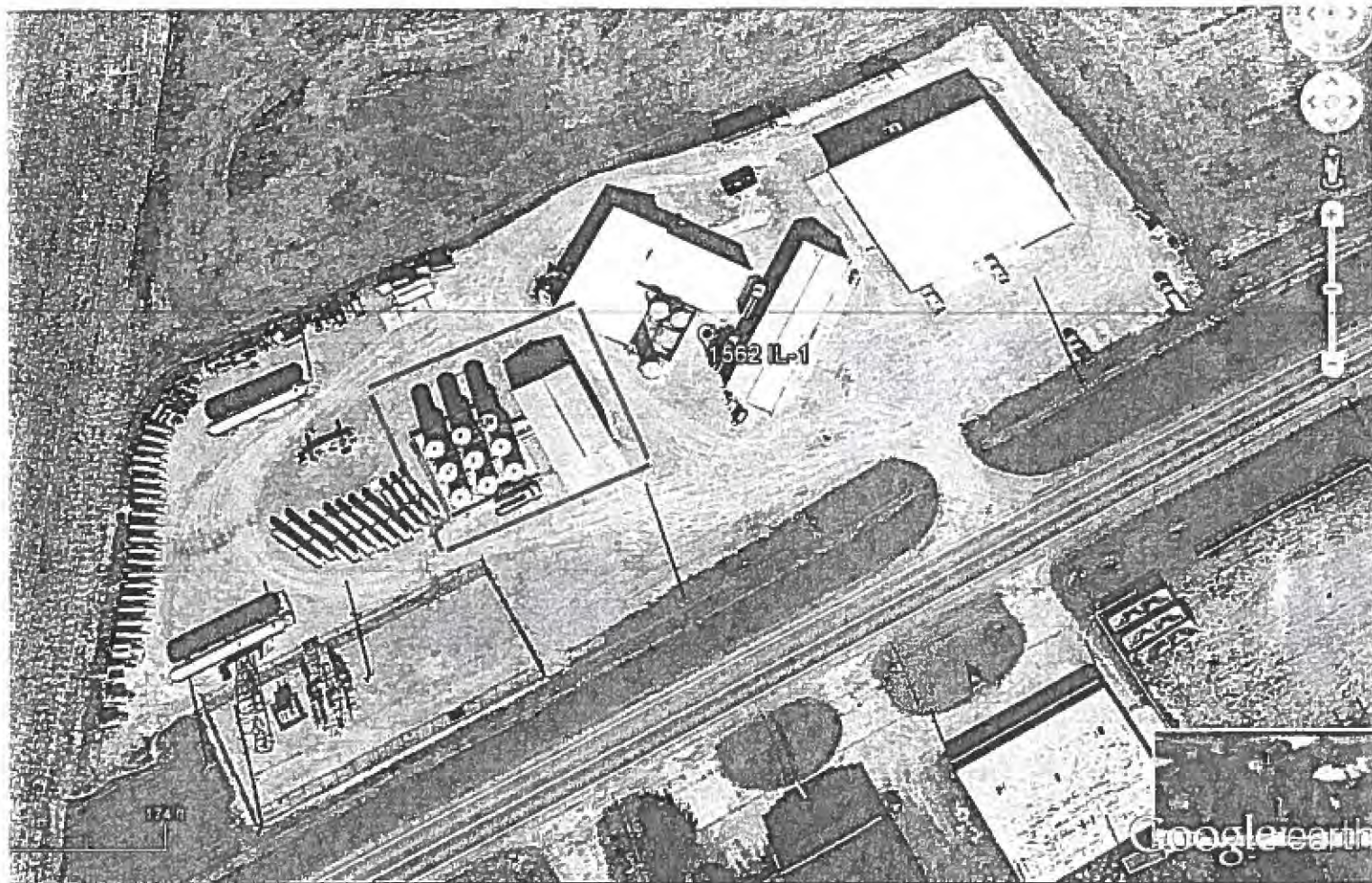
¹Storm Water Management for Industrial Activities, Developing Pollution Plans and Best Management Practice, US Environmental Protection Agency, Office of Water, EPA 832-R-92-006, September 1992.







WABASH VALLEY SERVICE COMPANY
CARM: Petroleum Facility
No-Scale: K-Dcha 5/08/09





ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

1021 NORTH GRAND AVENUE EAST, P.O. BOX 19506, SPRINGFIELD, ILLINOIS 62794-9506 - (217) 782-2113

DOUGLAS P. SCOTT, DIRECTOR

217/782-2113

LIFETIME OPERATING PERMIT -- NESHAP SOURCE

PERMITTEE

Wabash Valley Service Company
Attn: Kent Ochs
909 North Court Street
Grayville, Illinois 62844-1098

Application No.: 72090390

I.D. No.: 193805AAB

Applicant's Designation: Wabash Valley
Service Company
Carmi Bulk Petroleum Plant

Date Received: April 29, 2009

Subject: Bulk Gasoline Plant

Date Issued: July 28, 2009

Operating Permit Expiration Date:

See Condition 1.

Location: 1562 Illinois Highway 1, Carmi, White County

This permit is hereby granted to the above-designated Permittee to OPERATE emission unit(s) and/or air pollution control equipment consisting of:

One 24,000 Gallon Aboveground Gasoline Storage Tank
One 24,000 Gallon Aboveground Ethanol Storage Tank
One 500 Gallon Gasoline Aboveground Dispensing Tank
One Loading Rack

pursuant to the above-referenced application. This permit is subject to standard conditions attached hereto and the following special condition(s):

- 1a. This operating permit shall expire 180 days after the Illinois EPA sends a written request for the renewal of this permit.
- b. This permit shall terminate if it is withdrawn or is superseded by a revised permit.
- 2a. This source appears to be subject to National Emission Standards for Hazardous Air Pollutants (NESHAP) for Source Categories: Gasoline Distribution Bulk Terminals, Bulk Plants, and Pipeline Facilities, 40 CFR Part 63 Subparts A and BBBBBB, and Gasoline Dispensing Facilities, 40 CFR Part 63 Subparts A and CCCCCC. The Illinois EPA is administering NESHAP in Illinois on behalf of the United States EPA under a delegation agreement.
- b. The source shall comply with the applicable requirements of 40 CFR Part 63 Subparts A, BBBBBB, and CCCCCC.
- c. Pursuant to 40 CFR 63.10(b)(3), if an owner or operator determines that his or her stationary source that emits (or has the potential to emit, without considering controls) one or more hazardous air pollutants regulated by any standard established pursuant to section 112(d) or (f) of the Clean Air Act, and that stationary source is in the source

Page 2

category regulated by the relevant standard, but that source is not subject to the relevant standard (or other requirement established under 40 CFR Part 63) because of limitations on the source's potential to emit or an exclusion, the owner or operator must keep a record of the applicability determination on site at the source for a period of 5 years after the determination, or until the source changes its operations to become an affected source, whichever comes first. The record of the applicability determination must be signed by the person making the determination and include an analysis (or other information) that demonstrates why the owner or operator believes the source is unaffected (e.g., because the source is an area source). The analysis (or other information) must be sufficiently detailed to allow the USEPA and/or Illinois EPA to make a finding about the source's applicability status with regard to the relevant standard or other requirement. If relevant, the analysis must be performed in accordance with requirements established in relevant subparts of 40 CFR Part 63 for this purpose for particular categories of stationary sources. If relevant, the analysis should be performed in accordance with USEPA guidance materials published to assist sources in making applicability determinations under Section 112 of the Clean Air Act, if any. The requirements to determine applicability of a standard under 40 CFR 63.1(b)(3) and to record the results of that determination under 40 CFR 63.10(b)(3) shall not by themselves create an obligation for the owner or operator to obtain a Title V permit.

- 3a. Pursuant to 35 Ill. Adm. Code 215.581, no person may cause or allow the transfer of gasoline from a delivery vessel into a stationary storage tank located at a bulk gasoline plant unless:
- i. The delivery vessel and the stationary storage tank are each equipped with a vapor collection system that meets the requirements of (c)(iv) of this condition;
 - ii. Each vapor collection system is operating;
 - iii. The delivery vessel displays the appropriate sticker pursuant to the requirements of 35 Ill. Adm. Code 215.584 (b) or (d);
 - iv. The pressure relief valve(s) on the stationary storage tank and the delivery vessel are set to release at no less than 0.7 psi or the highest pressure allowed by state or local fire codes or the guidelines of the National Fire Prevention Association; and
 - v. The stationary storage tank is equipped with a submerged loading pipe.
- b. Each owner of a stationary storage tank located at a bulk gasoline plant shall:
- i. Equip each stationary storage tank with a vapor control system that meets the requirements of (a) of this condition;

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- ii. Provide instructions to the operator of the bulk gasoline plant describing necessary maintenance operations and procedures for prompt notification of the owner in case of any malfunction of a vapor control system; and
- iii. Repair, replace or modify any worn out or malfunctioning component or element of design.
- c. Each operator of a bulk gasoline plant shall:
 - i. Maintain and operate each vapor control system in accordance with the owner's instructions.
 - ii. Promptly notify the owner of any scheduled maintenance or malfunction requiring replacement or repair of a major component of a vapor control system.
 - iii. Maintain gauges, meters or other specified testing devices in proper working order.
 - iv. Operate the bulk plant vapor collection system and gasoline loading equipment in a manner that prevents:
 - A. Gauge pressure from exceeding 18 inches of water and vacuum from exceeding 6 inches of water, as measured as close as possible to the vapor hose connection;
 - B. A reading equal to or greater than 100 percent of the lower explosive limit (LEL measured as propane) when tested in accordance with the procedure described in "Control of Volatile Organic Compound Leaks from Gasoline Tank Trucks and Vapor Collection Systems", Appendix B, EPA 450/2-78-051, (incorporated by reference in Section 215.112); and
 - C. Avoidable leaks of liquid during loading or unloading operations.
 - v. Provide a pressure tap or equivalent on the bulk plant vapor collection system in order to allow the determination of compliance with (c)(iv)(A) of this condition.
 - vi. Within 15 business days after discovery of any leak by the owner, operator, or the Agency, repair and retest a vapor collection system which exceeds the limits of (c)(iv)(A) or (B) of this condition.
- 4. All of the tanks are subject to the requirements of 35 Ill. Adm. Code Part 215 Subpart B: Organic Emissions from Storage and Loading Operations Section 215.122(b). No person shall cause or allow the loading of any organic material into any stationary tank having a storage capacity of greater than 946 liters (250 gallons), unless such tank is equipped with a permanent submerged loading pipe, submerged

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fill, or an equivalent device approved by the Agency according to the provisions of 35 Ill. Adm. Code 201 or is fitted with a recovery system as described in Section 215.121(b)(2).

5. This permit is issued based on negligible emissions of VOM from fugitive losses (pumps, valves, seals, etc.) and maintenance activities. For this purpose, emissions shall not exceed nominal emission rates of 0.1 lbs/hour and 0.44 tons/year.
6. Pursuant to 35 Ill. Adm. Code 215.301, no person shall cause or allow the discharge of more than 8 lbs/hour of organic material into the atmosphere from any emission source, except as provided by the following exception: If no odor nuisance exists this limitation shall apply only to photochemically reactive material.
7. In the event that the operation of these emission units results in an odor nuisance, the Permittee shall take appropriate and necessary actions to minimize odors, including but not limited to, changes in raw material or installation of controls, in order to eliminate the odor nuisance.
8. The Permittee shall, in accordance with the manufacturer(s) and/or vendor(s) recommendations, perform periodic inspections and maintenance on the equipment covered under this permit such that the equipment is kept in proper working condition and not cause a violation of the Environmental Protection Act or regulations promulgated therein.
9. Pollution control devices shall be in operation at all times when the associated emission unit(s) is in operation and emitting air contaminants.
10. Emissions and operation of the bulk gasoline plant including the truck loading area shall not exceed the following limits:

<u>Process</u>	<u>Throughput</u>		<u>VOM Emissions</u>	
	<u>(Gallons/Month)</u>	<u>(Gallons/Year)</u>	<u>(Tons/Month)</u>	<u>(Tons/Year)</u>
Gasoline/Ethanol Storage	76,000	760,000	0.43	4.23
Gasoline Dispensing/Storage	1,200	12,000	0.01	0.14
Gasoline/Ethanol Loadout	76,000	760,000	0.20	2.02

The limits for the storage tanks are based on the equations from Section 7.1 of AP-42 (5th edition, Supplement D, September 1997), Version 4.09D of the TANKS program, and the application. The limits for the loadout rack are based on equation (1), with the variable S value selected as 0.60, of Section 5.2 of AP-42 (5th edition, January 1995), and the application. Compliance with annual limits shall be determined from a running total of 12 months of data.

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11. This permit is issued based on the potential to emit (PTE) for hazardous air pollutants (HAPs) as listed in Section 112(b) of the Clean Air Act being less than 10 tons per year of any single HAP and 25 tons per year of any combination of such HAPs, or such lesser quantity as USEPA may establish by rule which would require the Permittee to obtain a Clean Air Act Permit Program permit from the Illinois EPA.
12. The Permittee shall maintain monthly records of the following items:
 - a. Records for periodic inspection of emission sources and pollution control equipment with date, individual performing the inspection, and nature of inspection;
 - b. Records for prompt repair of defects, with identification and description of defect, effect on emissions, date identified, date repaired, and nature of repair;
 - c. Daily and monthly records of the gasoline/ethanol throughput of each storage tank (gallons/month, gallons/year);
 - d. Daily and monthly records of truck loading area throughput of gasoline/ethanol (gallons/month, gallons/year); and
 - e. VOM and HAP emissions (tons/month and tons/year) with supporting calculations.
13. The Permittee shall keep readily accessible for the life of the source records showing the dimension of the storage vessels and an analysis showing the capacity of the storage.
14. All records and logs required by this permit shall be retained at a readily accessible location at the source for at least three years from the date of entry and shall be made available for inspection and copying by the Illinois EPA upon request. Any records retained in an electronic format (e.g., computer) shall be capable of being retrieved and printed on paper during normal source office hours so as to be able to respond to an Illinois EPA request for records during the course of a source inspection.
15. If there is an exceedance of or deviation from the requirements of this permit as determined by the records required by this permit, the Permittee shall submit a report to the Illinois EPA's Compliance Section in Springfield, Illinois within 30 days after the exceedance/deviation. The report shall include the emissions released in accordance with the recordkeeping requirements, a copy of the relevant records, and a description of the exceedance or deviation and efforts to reduce emissions and future occurrences.

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16. Two (2) copies of required reports and notifications shall be sent to:

Illinois Environmental Protection Agency
Division of Air Pollution Control
Compliance Section (#40)
P.O. Box 19276
Springfield, Illinois 62794-9276

and one (1) copy shall be sent to the Illinois EPA's regional office at the following address unless otherwise indicated:

Illinois Environmental Protection Agency
Division of Air Pollution Control
Division of Air Pollution Control - Regional Office
2009 Mall Street
Collinsville, Illinois 62234

17. Persons with lifetime operating permits must obtain a revised permit for any of the following changes at the source:

- a. An increase in emissions above the amount the emission unit or the source is permitted to emit;
- b. A modification;
- c. A change in operations that will result in the source's noncompliance with conditions in the existing permit; or
- d. A change in ownership, company name, or address, so that the application or existing permit is not longer accurate.

It should be noted that the soy oil aboveground storage tank and the diesel fuel aboveground storage tanks are exempt from state permit requirements, pursuant to 35 Ill. Adm. Code 201.146 (n)(2) and (n)(3), respectively.

Please note that this permit is revised to incorporate Construction Permit 09040061.

If you have any questions on this permit, please contact Bruce Beazly at 217/782-2113.

Edwin C. Bakowski
Edwin C. Bakowski, P.E.

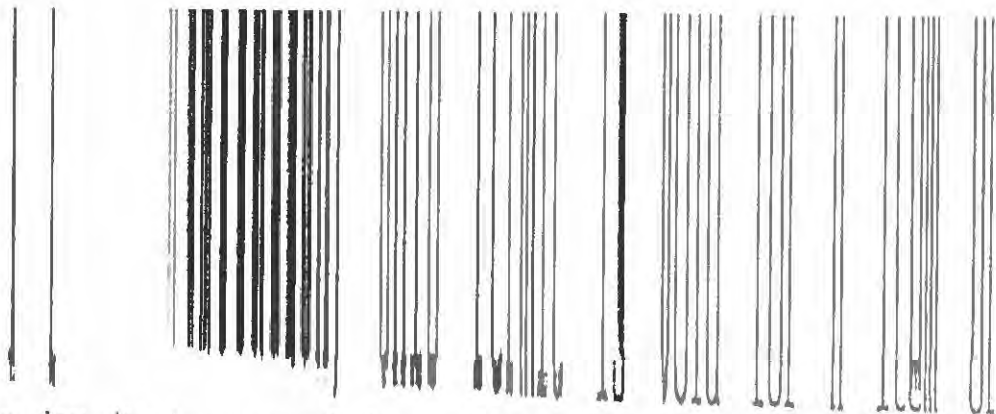
Manager, Permit Section
Division of Air Pollution Control

Date Signed:

7-28-2009

ECB:BDB:psj

cc: Region 3



equipment on the day it is removed from the permitted location, or if all equipment is removed.

- b. The Permittee shall notify the Illinois EPA in writing to withdraw the Permit if all operations the source have been permanently discontinued.



STATE OF ILLINOIS
ENVIRONMENTAL PROTECTION AGENCY
DIVISION OF AIR POLLUTION CONTROL
P.O. BOX 19506
SPRINGFIELD, ILLINOIS 62794-9506

STANDARD CONDITIONS
FOR
LIFETIME OPERATING PERMITS

July 1, 1993

The Illinois Environmental Protection Act [415 ILCS 5/39 (formerly Illinois Revised Statutes, Chapter 111-1/2, Section 1039)] grants the Illinois Environmental Protection Agency authority to impose conditions on permits which it issues.

1. The issuance of this Permit does not release the Permittee from compliance with state and federal regulations which are part of the Illinois State Implementation Plan, as well as with other applicable statutes and regulations of the United States or the State of Illinois or with applicable local laws, ordinances and regulations.
2. The Illinois EPA has issued this Permit based upon the information submitted by the Permittee in the permit application. Any misinformation, false statement or misrepresentation in the application shall be ground for revocation under 35 Ill. Adm. Code 201.166.
3.
 - a. The Permittee shall not authorize, cause, direct or allow any modification, as defined in 35 Ill. Adm. Code 201.102, of equipment, operations or practices which are reflected in the permit application as submitted, until the appropriate permit is obtained from the Illinois EPA.
 - b. The Permittee shall obtain a new or revised permit under Section 39.5 of the Act, if the source no longer meets the applicability criteria of 35 Ill. Adm. Code 201.169 because of changes in emissions units or control equipment.
 - c. The Permittee shall obtain a revised permit prior to any of the following changes at the source:
 - i. An increase in emissions above the amount the emission unit or the source is permitted to emit; or
 - ii. A modification; or
 - iii. A change in operations that will result in the source's noncompliance with a condition in the existing permit; or
 - iv. A change in ownership, company name, or address, so that the application or existing permit is no longer accurate.
4.
 - a. This Permit only covers emission units and control equipment while physically present at the indicated source location. Unless the Permit specifically provides for equipment relocation, this Permit is void for an item of equipment on the day it is removed from the permitted location, or if all equipment is removed.
 - b. The Permittee shall notify the Illinois EPA in writing to withdraw the Permit if all operations the source have been permanently discontinued.

5. The Permittee shall allow any duly authorized agent of the Illinois EPA, upon the presentation of credentials, at reasonable times:
 - a. To enter the Permittee's property where actual or potential effluent, emission or noise units are located or where any activity is to be conducted, pursuant to this Permit;
 - b. To have access to and to copy any records required to be kept under the terms and conditions of this Permit;
 - c. To inspect, including during any hours of operation of equipment constructed or operated under this Permit, such equipment and any equipment required to be kept, used, operated, calibrated and maintained under this Permit;
 - d. To obtain and remove samples of any discharge or emission of pollutants; and
 - e. To enter and utilize any photographic, recording, testing, monitoring or other equipment for the purpose of preserving, testing, monitoring or recording any activity, discharge or emission authorized by this Permit.
6. The issuance of this Permit:
 - a. Shall not be considered as in any manner affecting the title of the premises upon which the permitted source is located;
 - b. Does not release the Permittee from any liability for damage to person or property caused by or resulting from the construction, maintenance, or operation of the source;
 - c. Does not take into consideration or attest to the structural stability of any unit or part of the project; and
 - d. In no manner implies or suggests that the Illinois EPA (or its officers, agents, or employees) assumes any liability, directly or indirectly, for any loss due to damage, installation, maintenance, or operation of the proposed equipment or source.
7. The Permittee shall maintain all equipment covered under this Permit in such a manner that the performance of such equipment shall not cause a violation of the Environmental Protection Act or regulations promulgated thereunder.
8. The Permittee shall maintain a maintenance record on the premises for each item of air pollution control equipment. This records shall be made available to any agent of the Illinois EPA at any time during normal working hours and/or operating hours. As a minimum, this record shall show the dates of performance and nature of preventative maintenance activities.
9. No person shall cause or allow startup of any emission unit or continued operation during malfunction or breakdown of any emission unit or related air pollution control equipment if such startup or continued operation would cause a violation of an applicable emission standard or permit limitation if such operation is not allowed as a special condition of this Permit, as required by 35 Ill. Adm. Code 201.149.
10. The Permittee shall submit an Annual Emission Report as required by 35 Ill. Adm. Code 201.302 and 35 Ill. Adm. Code Part 254.
11. The Permittee shall pay the annual site fee for the source in accordance with Section 9.5 of the Act.

DIRECTORY
ENVIRONMENTAL PROTECTION AGENCY
BUREAU OF AIR

For assistance in preparing a permit application contact the Permit Section.

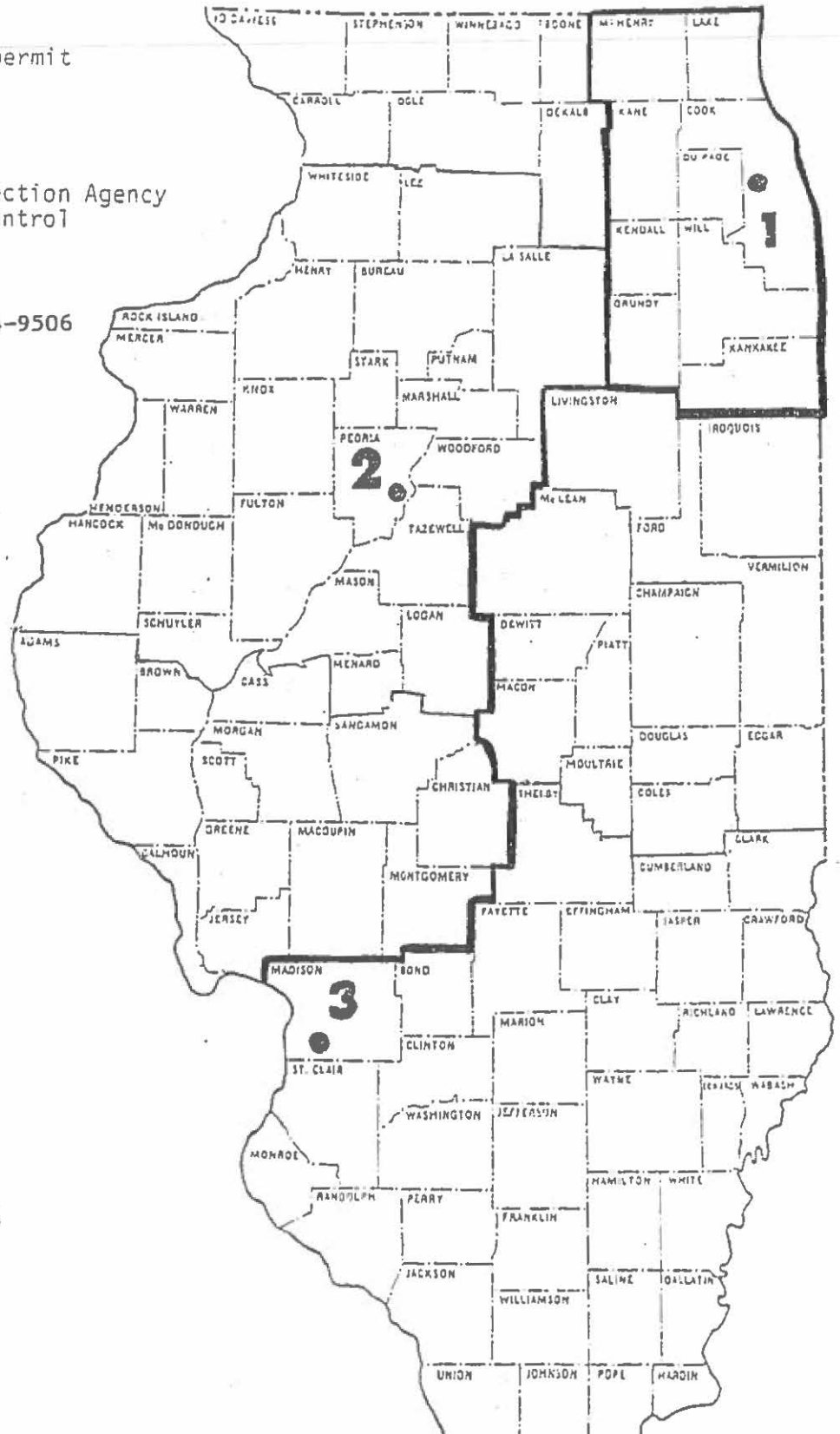
Illinois Environmental Protection Agency
Division of Air Pollution Control
Permit Section
1021 N. Grand Ave E.
P.O.Box 19506
Springfield, Illinois 62794-9506

or a regional office of the Field Operations Section. The regional offices and their areas of responsibility are shown on the map. The addresses and telephone numbers of the regional offices are as follows:

Illinois EPA
Region 1
Bureau of air, FOS
9511 West Harrison
Des Plaines, Illinois 60016
847/294-4000

Illinois EPA
Region 2
5415 North University
Peoria, Illinois 61614
309/693-5463

Illinois EPA
Region 3
2009 Mall Street
Collinsville, Illinois 62234
618/346-5120





**Office of the State Fire Marshal
Fire Prevention Division**

Occupant Name:	Wabash Valley Service Company - Tank #1: 24,000 Gal. A/G Bulk Storage Tank (Diesel #2 Clear)	Inspection Date:	5/19/2009
Address:	1562 State Highway 1	Occupant Number:	003-059-WE
Suite:		Inspection Type:	Tank - Above Ground Bulk
City:	Carmi	Requested By:	Wabash Valley Services
State:	IL		
Zip Code:	62821		
Inspected By:	Richard Page 618-993-7085	Property Owner:	Wabash Valley Service Company Fairfield IL 62837
Important Info for Firefighters:	Tank #1: New 24,000 Gal. A/G Bulk Storage Tank (Diesel #2 Clear)		

This inspection report is subject to administrative review. You will be notified in writing within ten (10) business days if any or part of this report is modified.

If this report indicates you are in compliance and no violations are present, you need do nothing more.

If violations are present or conditions /fire hazards in need of correction are indicated, you are hereby ordered to remove or remedy and correct, said dangerous conditions and/or fire hazards forthwith. A reinspection will be conducted 30 - 90 days from the date of this report. If violations are corrected prior to 30 days, you may contact the regional office listed on this report and notify the office that you are ready for reinspection.

Should you elect to appeal this order, your request must be postmarked within ten (10) days of your receipt of this order. Such appeal should be directed to the regional office listed at the top of this report.

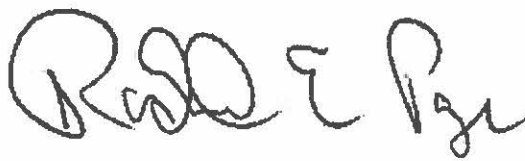
Inspector Comments: In compliance

Company Representative:

A handwritten signature in black ink that reads "Kent A. Ochs".

Kent Ochs Saf. & Regulatory
5/19/2009

Inspector:

A handwritten signature in black ink, appearing to read "Richard Page". The signature is stylized with large, rounded letters and a prominent "P" at the end.

Richard Page
5/19/2009



**Office of the State Fire Marshal
Fire Prevention Division**

Occupant Name: Wabash Valley Service Company - Tank #2: 24,000 Gal.
A/G Bulk Storage Tank (B-99) .
Address: 1562 State Highway 1
Suite:
City: Carmi
State: IL
Zip Code: 62821
Inspected By: Richard Page
618-993-7085

Inspection Date: 5/19/2009
Occupant Number: 003-059-WE
Inspection Type: Tank - Above Ground Bulk
Requested By: Wabash Valley Service

Property Owner: Wabash Valley Service Company
Fairfield
IL
62837

Important Info for Firefighters: Tank #2: New 24,000 Gal. A/G Bulk Storage Tank (B99)

This inspection report is subject to administrative review. You will be notified in writing within ten (10) business days if any or part of this report is modified.

If this report indicates you are in compliance and no violations are present, you need do nothing more.

If violations are present or conditions /fire hazards in need of correction are indicated, you are hereby ordered to remove or remedy and correct, said dangerous conditions and/or fire hazards forthwith. A reinspection will be conducted 30 - 90 days from the date of this report. If violations are corrected prior to 30 days, you may contact the regional office listed on this report and notify the office that you are ready for reinspection.

Should you elect to appeal this order, your request must be postmarked within ten (10) days of your receipt of this order. Such appeal should be directed to the regional office listed at the top of this report.

Inspector Comments: In compliance

Company Representative:

Kent Ochs Saf. & Regulatory
5/19/2009

Inspector:

Richard Page
5/19/2009



**Office of the State Fire Marshal
Fire Prevention Division**

Occupant Name:	Wabash Valley Service Company - Tank #3: 24,000 Gal. A/G Bulk Storage Tank (Gasoline)	Inspection Date:	5/19/2009
Address:	1562 State Highway 1	Occupant Number:	003-059-WE
Suite:		Inspection Type:	Tank - Above Ground Bulk
City:	Carmi	Requested By:	Wabash Valley Service
State:	IL		
Zip Code:	62821		
Inspected By:	Richard Page 618-993-7085	Property Owner:	Wabash Valley Service Company Fairfield IL 62837
Important Info for Firefighters:	Tank #3: New 24,000 Gal. A/G Bulk Storage Tank (Gasoline)		

This inspection report is subject to administrative review. You will be notified in writing within ten (10) business days if any or part of this report is modified.

If this report indicates you are in compliance and no violations are present, you need do nothing more.

If violations are present or conditions /fire hazards in need of correction are indicated, you are hereby ordered to remove or remedy and correct, said dangerous conditions and/or fire hazards forthwith. A reinspection will be conducted 30 - 90 days from the date of this report. If violations are corrected prior to 30 days, you may contact the regional office listed on this report and notify the office that you are ready for reinspection.

Should you elect to appeal this order, your request must be postmarked within ten (10) days of your receipt of this order. Such appeal should be directed to the regional office listed at the top of this report.

Inspector Comments: In compliance

Company Representative:

Kent Ochs Reg. & Safety
5/19/2009

Inspector:

Richard Page
5/19/2009



**Office of the State Fire Marshal
Fire Prevention Division**

Occupant Name:	Wabash Valley Service Company - Tank #4: 24,000 Gal. A/G Bulk Storage Tank (Diesel #2 Dyed)	Inspection Date:	5/19/2009
Address:	1562 State Highway 1	Occupant Number:	003-059-WE
Suite:		InspectionType:	Tank - Above Ground Bulk
City:	Carmi	Requested By:	Wabash Valley Service
State:	IL		
Zip Code:	62821		
Inspected By:	Richard Page 618-993-7085	Property Owner:	Wabash Valley Service Company Fairfield IL 62837
Important Info for Firefighters:	Tank #4: New 24,000 Gal. A/G Bulk Storage Tank (Diesel #2 Dyed)		

This inspection report is subject to administrative review. You will be notified in writing within ten (10) business days if any or part of this report is modified.

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If violations are present or conditions /fire hazards in need of correction are indicated, you are hereby ordered to remove or remedy and correct, said dangerous conditions and/or fire hazards forthwith. A reinspection will be conducted 30 - 90 days from the date of this report. If violations are corrected prior to 30 days, you may contact the regional office listed on this report and notify the office that you are ready for reinspection.

Should you elect to appeal this order, your request must be postmarked within ten (10) days of your receipt of this order. Such appeal should be directed to the regional office listed at the top of this report.

Inspector Comments: In compliance

Company Representative:

Kent Ochs Reg. & Safety
5/19/2009

Inspector:

Richard Page
5/19/2009



**Office of the State Fire Marshal
Fire Prevention Division**

Occupant Name:	Wabash Valley Service Company - Tank #5: 24,000 Gal. A/G Bulk Storage Tank (Diesel #2 Dyed)	Inspection Date:	5/19/2009
Address:	1562 State Highway 1	Occupant Number:	003-059-WE
Suite:		Inspection Type:	Tank - Above Ground Bulk
City:	Carmi	Requested By:	Wabash Valley Services
State:	IL		
Zip Code:	62821		
Inspected By:	Richard Page 618-993-7085	Property Owner:	Wabash Valley Service Company Fairfield IL 62837
Important Info for Firefighters:	Tank #5: New 24,000 Gal. A/G Bulk Storage Tank (Diesel #2 Dyed)		

This inspection report is subject to administrative review. You will be notified in writing within ten (10) business days if any or part of this report is modified.

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If violations are present or conditions /fire hazards in need of correction are indicated, you are hereby ordered to remove or remedy and correct, said dangerous conditions and/or fire hazards forthwith. A reinspection will be conducted 30 - 90 days from the date of this report. If violations are corrected prior to 30 days, you may contact the regional office listed on this report and notify the office that you are ready for reinspection.

Should you elect to appeal this order, your request must be postmarked within ten (10) days of your receipt of this order. Such appeal should be directed to the regional office listed at the top of this report.

Inspector Comments: In compliance

Company Representative:

Kent Ochs Reg. & Safety
5/19/2009

Inspector:

Richard Page
5/19/2009



**Office of the State Fire Marshal
Fire Prevention Division**

Occupant Name:	Wabash Valley Service Company - Tank #6: 24,000 Gal. A/G Bulk Storage Tank (Gasohol)	Inspection Date:	5/19/2009
Address:	1562 State Highway 1	Occupant Number:	003-059-WE
Suite:		InspectionType:	Tank - Above Ground Bulk
City:	Carmi	Requested By:	Wabash Valley Services
State:	IL		
Zip Code:	62821		
Inspected By:	Richard Page 618-993-7085	Property Owner:	Wabash Valley Service Company Fairfield IL 62837
Important Info for Firefighters:	Tank #6: New 24,000 Gal. A/G Bulk Storage Tank (Gasohol)		

This inspection report is subject to administrative review. You will be notified in writing within ten (10) business days if any or part of this report is modified.

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Should you elect to appeal this order, your request must be postmarked within ten (10) days of your receipt of this order. Such appeal should be directed to the regional office listed at the top of this report.

Inspector Comments: In compliance

Company Representative:

A handwritten signature in black ink, reading "Kent A. Ochs".

Kent Ochs Reg. & Safety
5/19/2009

Inspector:

A handwritten signature in black ink, appearing to read "Richard Page". The signature is stylized with a large initial "R" and a cursive "Page".

Richard Page
5/19/2009



**Office of the State Fire Marshal
Fire Prevention Division**

Occupant Name:	Wabash Valley Service Company - tank #7. 24,000 Gal. A/G Bulk Storage Tank (Diesel #2 Dyed)	Inspection Date:	5/19/2009
Address:	1562 State Highway 1	Occupant Number:	003-059-WE
Suite:		InspectionType:	Tank - Above Ground Bulk
City:	Carmi	Requested By:	Wabash Valley Services
State:	IL		
Zip Code:	62821		
Inspected By:	Richard Page 618-993-7065	Property Owner:	Wabash Valley Service Company Fairfield IL 62837
Important Info for Firefighters:	Tank #7: New 24,000 Gal. A/G Bulk Storage Tank (Diesel #2 Dyed)		

This inspection report is subject to administrative review. You will be notified in writing within ten (10) business days if any or part of this report is modified.

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If violations are present or conditions /fire hazards in need of correction are indicated, you are hereby ordered to remove or remedy and correct, said dangerous conditions and/or fire hazards forthwith. A reinspection will be conducted 30 - 90 days from the date of this report. If violations are corrected prior to 30 days, you may contact the regional office listed on this report and notify the office that you are ready for reinspection.

Should you elect to appeal this order, your request must be postmarked within ten (10) days of your receipt of this order. Such appeal should be directed to the regional office listed at the top of this report.

Inspector Comments: In compliance

Company Representative:

Kent Ochs Saf. & Regulatory
5/19/2009

Inspector:

Richard Page
5/19/2009



**Office of the State Fire Marshal
Fire Prevention Division**

Occupant Name:	Wabash Valley Service Company - Tank #8. 24,000 Gal A/G Bulk Storage (Diesel #2 Dyed)	Inspection Date:	5/19/2009
Address:	1562 State Highway 1	Occupant Number:	003-059-WE
Suite:		InspectionType:	Tank - Above Ground Bulk
City:	Carmi	Requested By:	Wabash Valley Services
State:	IL		
Zip Code:	62821		
Inspected By:	Richard Page 618-993-7085	Property Owner:	Wabash Valley Service Company Fairfield IL 62837
Important Info for Firefighters:	Tank #8: New 24,000 Gal. A/G Bulk Storage Tank (Diesel #2 Dyed)		

This inspection report is subject to administrative review. You will be notified in writing within ten (10) business days if any or part of this report is modified.

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If violations are present or conditions /fire hazards in need of correction are indicated, you are hereby ordered to remove or remedy and correct, said dangerous conditions and/or fire hazards forthwith. A reinspection will be conducted 30 - 90 days from the date of this report. If violations are corrected prior to 30 days, you may contact the regional office listed on this report and notify the office that you are ready for reinspection.

Should you elect to appeal this order, your request must be postmarked within ten (10) days of your receipt of this order. Such appeal should be directed to the regional office listed at the top of this report.

Company Representative:

Kent Ochs Safety
5/19/2009

Inspector:

Richard Page
5/19/2009



**Office of the State Fire Marshal
Fire Prevention Division**

Occupant Name: Wabash Valley Service Company - Tank #9: 24,000
Gal. A/G Bulk Storage Tank (Diesel #1 Dyed)

Address: 1562 State Highway 1

Suite:

City: Carmi

State: IL

Zip Code: 62821

Inspected By: Richard Page
618-993-7085

Inspection Date: 5/19/2009

**Occupant
Number:** 003-059-WE

Inspection Type: Tank - Above Ground
Bulk

Requested By: Wabash Valley
Services

Property Owner: Wabash Valley
Service Company
Fairfield
IL
62837

**Important Info for
Firefighters:** Tank #9: New 24,000 Gal. A/G Bulk Storage Tank (Diesel #1 Dyed)

This inspection report is subject to administrative review. You will be notified in writing within ten (10) business days if any or part of this report is modified.

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Should you elect to appeal this order, your request must be postmarked within ten (10) days of your receipt of this order. Such appeal should be directed to the regional office listed at the top of this report.

Company Representative:

A handwritten signature in black ink, reading "Kent A. Ochs".

Kent Ochs Reg. & Safety
5/19/2009

Inspector:

A handwritten signature in black ink, reading "Richard E. Page".

Richard Page
5/19/2009

STATE OF ILLINOIS

COUNTY OF SANGAMON

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)
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)
)

CERTIFICATE OF SERVICE

I, the undersigned attorney at law, hereby certify that I have served on the date of March 19, 2018, the attached **APPEARANCE** and **RECOMMENDATION OF THE ILLINOIS ENVIRONMENTAL PROTECTION AGENCY**, upon the following persons by causing to be mailed a true copy thereof in an envelope duly addressed, bearing proper first class postage, and deposited in the United States mail at Springfield, Illinois:

Steve Santarelli
Illinois Department of Revenue
101 West Jefferson
P.O. Box 19033
Springfield, Illinois 62794

Kent Ochs
909 N. Court Street
Grayville, Illinois 62844

[Electronic Filing]

Clerk
Illinois Pollution Control Board
James R. Thompson Center
100 West Randolph Street, Suite. 11-500
Chicago, Illinois 60601

ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

/s/ Michael S. Roubitchek
Assistant Counsel
Division of Legal Counsel
1021 North Grand Avenue East
P.O. Box 19276
Springfield, Illinois 62794-9276
217.782.5544
217.782.9143 (TDD)

THIS FILING IS SUBMITTED ON RECYCLED PAPER