



STATE OF IDAHO  
DEPARTMENT OF  
ENVIRONMENTAL QUALITY

900 North Skyline, Suite B • Idaho Falls, Idaho 83402-1718 • (208) 528-2650

Dirk Kempthorne, Governor  
C. Stephen Allred, Director

Date: 03-05-2001

CERTIFIED MAIL # 70000520002348765298

Mr. James Rush  
Vice president  
Rocky Mountain Environmental  
482 Constitution Way  
Idaho Falls, Idaho 83402-3537

RE: P000535, Simmon's True Value Hardware, Roberts  
(Soil Vapor Treatment system , PTC No. 051-00018)

Dear: Mr. Rush

On January 31, 2001, the Idaho Department of Environmental Quality (DEQ) received an application from Rocky Mountain Environmental for the construction of a soil vapor extraction system to treat petroleum contaminated soil in the city of Roberts. Rocky Mountain Environmental proposes the use of an electric catalytic oxidizer for the destruction of gaseous waste containing BTEX. On February 26, 2001 the application was determined complete.

Based on review of the application and all applicable state and federal rules and regulations, DEQ finds that this project meets the provisions of IDAPA 58.01.01.200 (*Rules for the Control of Air Pollution in Idaho*). Enclosed is PTC No. 051-00018 for the soil vapor treatment system.

This permit does not release the Permittee from compliance with all other applicable federal, state, local, or tribal laws, regulations, or ordinances. Please pay particular attention to the reporting requirements contained in Paragraph E of the General Provisions section of the permit. This information is needed to properly track the progress of the permit. Please refer to the appropriate permit number when submitting reports required in the Reporting Requirements section of the permit.

You are strongly encouraged to request a meeting with DEQ to discuss the permit terms and requirements with which your facility must comply. Mr. Jorge Garcia of the Idaho Falls Regional Office will contact you regarding this meeting. DEQ strongly recommends that in addition to your facility plant manager; your responsible official, environmental contact and any operations staff responsible for day-to-day compliance with permit conditions also attend the meeting.

You, as well as any other entity, may have the right to appeal this final agency action pursuant to the Idaho Department of Health and Welfare Rules, Title 5, Chapter 3, "Rules Governing Contested Case Proceedings and Declaratory Rulings," by filing a petition with the Hearings Coordinator, Department of Environmental Quality, 1410 N. Hilton, Boise, ID 38706-1255, within thirty-five (35) days of the date of this decision. However, DEQ encourages you to contact the Air Quality Permit Program to address any concerns you may have with the enclosed permit prior to filing a petition for a contested case.

If you have any questions regarding the terms or conditions of the enclosed permit, please contact Rensay Owen or Jorge A. Garcia, at (208) 528-2650.

Sincerely,

*Rensay Owen for*

James Johnston  
Administrator  
Idaho falls Regional Office

Enclosures

cc: [REDACTED]  
Idaho Falls Regional Office  
L. Kral, EPA - Region 10



# Air Pollution PERMIT TO CONSTRUCT

State of Idaho  
Department of Environmental Quality

PERMIT NO.: 051-00018

AQCR: 061

CLASS: B

SIC: 5541

ZONE: 12

UTM COORDINATE (km):

1. PERMITTEE  
Rocky Mountain Environmental

2. PROJECT  
Soil Vapor Treatment – Simmons' True Value Hardware, Roberts, Idaho

3. MAILING ADDRESS 482 Constitution Way	CITY Idaho Falls	STATE Idaho	ZIP 83403
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4. FACILITY CONTACT James Rush	TITLE Operator	TELEPHONE (208) 524-2353
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5. RESPONSIBLE OFFICIAL James Rush	TITLE Contractor	TELEPHONE (208) 524-2353
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6. EXACT PLANT LOCATION City of Roberts, Idaho	COUNTY Jefferson
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7. GENERAL NATURE OF BUSINESS & KINDS OF PRODUCTS  
Remediation of Petroleum Contaminated Soil

8. GENERAL CONDITIONS

This permit is issued according to the *Rules for the Control of Air Pollution in Idaho*, Section 58.01.01.200, and pertains only to emissions of air contaminants that are regulated by the state of Idaho and to the sources specifically allowed to be constructed by this permit.

This permit (a) does not affect the title of the premises upon which the equipment is to be located, (b) does not release the permittee from any liability for any loss due to damage to person or property caused by, resulting from, or arising out of the design, installation, maintenance, or operation of the proposed equipment, (c) does not release the permittee from compliance with other applicable federal, state, tribal, or local laws, regulations, or ordinances, (d) in no manner implies or suggests that the Idaho Department of Environmental Quality (DEQ) or its officers, agents, or employees, assumes any liability, directly or indirectly, for any loss due to damage to person or property caused by, resulting from, or arising out of design, installation, maintenance, or operation of the proposed equipment.

This permit is not transferable to another person, place, piece or set of equipment. This permit will expire if construction has not begun within two years of its issue date or if construction is suspended for one year.

This permit has been granted on the basis of design information presented with its application. Changes of design or equipment may require Department approval pursuant to the *Rules for the Control of Air Pollution in Idaho*, IDAPA 58.01.01.200, et seq.

DISCLAIMER: This document may serve as a Preliminary Inspection Finding Form for use by Department personnel in communicating your compliance status upon inspection. It does not constitute a final determination of compliance status with the Idaho Code or any rules promulgated, permits issued, or consent or judicial orders entered into pursuant to the law. The Idaho Department of Environmental Quality reserves the right to supplement this document with additional compliance determinations, and amend, change, or otherwise modify any compliance determination stated in this document. This document in no way restricts the state of Idaho, Department of Environmental Quality from taking any action available under law to address past, present, or future violations of the laws administered by the agency.

  
ADMINISTRATOR, IDAHO FALLS REGIONAL OFFICE  
DEPARTMENT OF ENVIRONMENTAL QUALITY

DATE ISSUED: March 5, 2001





