



AIR OPERATING PERMIT

Puget Sound Clean Air Agency
1904 3rd Ave Ste 105
Seattle WA 98101-3317

Issued in accordance with the provisions of Puget Sound Clean Air Agency (Previously known as Puget Sound Air Pollution Control Agency) Regulation I, Article 7 and Chapter 173-401 WAC.

Pursuant to Puget Sound Clean Air Agency Regulation I, Article 7 and Chapter 173-401 WAC, Berry Plastics is authorized to operate subject to the terms and conditions in this permit.

PERMIT NO.: 28777	PERMIT RENEWAL DATE May 12, 2009 Administrative Modification 1: June 3, 2009 Administrative Modification 2: August 16, 2010 Administrative Modification 3: February 9, 2012 Significant Modification: March 8, 2011
ISSUED TO: Pliant, LLC, a Delaware Limited Liability Company dba Berry Plastics Corporation	
PERMIT EXPIRATION DATE: May 12, 2014	

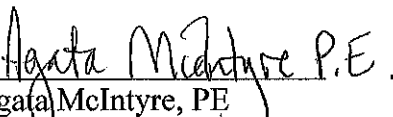
SIC Code, Primary: 2673 (Plastics, Foil and Coated Paper Bags)
NAICS Code 326111 (Plastic Bag Manufacturing)

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I. EMISSION LIMITS AND PERFORMANCE STANDARDS

The requirements in Section I of the permit are in a tabular format. The first column is used as an identifier for the requirement. The second and third columns in the following tables cite the applicable requirements and their adoption or effective dates, respectively. Applicable requirements that are *not federally enforceable* are grouped together and listed underneath a dashed line.

The fourth column paraphrases the applicable requirement. These requirement paraphrases are for information only and are not enforceable provisions of this permit. In the event of any conflict or omission between the requirement paraphrase and the applicable requirement cited in the second and third columns, the requirements and language of the actual statute or regulation cited shall govern. For more information regarding any of the applicable requirements cited in the second and third columns, refer to the actual statute or regulation cited.

The fifth column references the associated monitoring and recordkeeping methods contained in Section II of this permit (if any). Following these methods is an enforceable requirement of the permit. Where monitoring and recordkeeping are not required, “not required” appears in the table.

The sixth column lists reference test method. These are the methods to be used by Berry Plastics if and when a source test is required. In some cases where the applicable requirement does not cite a test method, one has been added. Where test methods are not applicable, ‘N/A’ appears in the table.

A. Facility-Wide Applicable Requirements.

Term No.	Applicable Requirement	Adoption or Effective Date	Requirement Paraphrase (Information Only)	Monitoring, Maintenance, Recordkeeping & Reporting	Reference Test Method
Opacity and Particulate Matter					
I.A.1	PSCAA Reg. I: 9.03 WAC 173-400-040(1)	3/11/99 9/20/93	Shall not emit air contaminants in excess of 20% opacity for a period or periods aggregating more than 3 minutes in any one hour.	Opacity Monitoring (see II.A.1)	Ecology Method 9A (see IX.B)
	PSCAA Reg. I: 9.03 WAC 173-400-040(1) <i>Not federally enforceable</i>	3/25/04 2/10/05			
I.A.2	PSCAA Reg. I: 9.09	4/9/98	Shall not emit particulate matter in excess of 0.05 gr/dscf from equipment used in a manufacturing process.	Opacity Monitoring (see II.A.1)	PSCAA Method 5 (see IX.A)
I.A.3	PSCAA Reg. I: 9.09	4/9/98	Shall not emit particulate matter in excess of 0.05 gr/dscf corrected to 7% O ₂ from fuel burning equipment (applies only to the space heaters).	Opacity Monitoring (see II.A.1)	PSCAA Method 5 (see IX.A)
I.A.4	WAC 173-400-060	3/22/91	Shall not emit particulate matter in excess of 0.1 gr/dscf from general process units.	Opacity Monitoring (see II.A.1)	EPA Method 5, 40 CFR Part 60, Appendix A, 7/1/05
	WAC 173-400-060 <i>Not federally enforceable</i>	2/10/05			

Term No.	Applicable Requirement	Adoption or Effective Date	Requirement Paraphrase (Information Only)	Monitoring, Maintenance, Recordkeeping & Reporting	Reference Test Method
I.A.5	WAC 173-400-050(1) ----- WAC 173-400-050(1) <i>Not federally enforceable</i>	3/22/91 ----- 2/10/05	Shall not emit particulate matter in excess of 0.1 gr/dscf corrected to 7% O ₂ from combustion sources.	Opacity Monitoring (see II.A.1)	EPA Method 5, 40 CFR Part 60, Appendix A, 7/1/05
Fugitive Dust					
I.A.6	WAC 173-400-040(3) ----- WAC 173-400-040(3) <i>Not federally enforceable</i>	9/20/93 ----- 2/10/05	Shall take reasonable precautions to prevent the fugitive emission of air contaminants from the operation.	Facility-Wide Inspection (see II.A.2) Nuisance Monitoring (see II.A.3)	N/A
I.A.7	PSCAA Reg. I: 9.15(a)	3/11/99	Shall not emit visible emissions of fugitive dust unless reasonable precautions are employed to minimize the emissions.	Facility-Wide Inspection (see II.A.2) Nuisance Monitoring (see II.A.3)	N/A
I.A.8	WAC 173-400-040(8) ----- WAC 173-400-040(8) <i>Not federally enforceable</i>	9/20/93 ----- 2/10/05	Shall take reasonable precautions to prevent fugitive dust from becoming airborne and shall maintain and operate the source to minimize emissions.	Facility-Wide Inspection (see II.A.2) Nuisance Monitoring (see II.A.3)	N/A

Term No.	Applicable Requirement	Adoption or Effective Date	Requirement Paraphrase (Information Only)	Monitoring, Maintenance, Recordkeeping & Reporting	Reference Test Method
I.A.9	PSCAA Reg. I: 9.16	7/12/01	Shall conduct spray-coating operations (that protect or beautifies) a surface in accordance with §9.16(c) and (d), except for: application of architectural or maintenance coatings to stationary structures (e.g., buildings, stationary machinery, or similar structures), use of hand-held aerosol spray cans with a capacity of 1 quart or less, and as otherwise exempted in §9.16(a).	Facility-Wide Inspection (see II.A.2) Nuisance Monitoring (see II.A.3)	N/A
Nuisance					
I.A.10	RCW 70.94.040 <i>Not federally enforceable</i>	1996	Shall not emit air contaminants in sufficient quantities and of such characteristics and duration as is, or is likely to be, injurious to human health, plant or animal life, or property, or which unreasonably interferes with enjoyment of life and property.	Facility-Wide Inspection (see II.A.2) Nuisance Monitoring (see II.A.3)	N/A
I.A.11	PSCAA Reg. I: 9.11(a) <i>Not federally enforceable</i>	6/9/83	Shall not emit air contaminants in sufficient quantities and of such characteristics and duration as is, or is likely to be, injurious to human health, plant or animal life, or property, or which unreasonably interferes with enjoyment of life and property.	Facility-Wide Inspection (see II.A.2) Nuisance Monitoring (see II.A.3)	N/A

Term No.	Applicable Requirement	Adoption or Effective Date	Requirement Paraphrase (Information Only)	Monitoring, Maintenance, Recordkeeping & Reporting	Reference Test Method
I.A.12	WAC 173-400-040(4) <i>Not federally enforceable</i>	2/10/05	Shall use recognized good practice and procedures to reduce odors (to a reasonable minimum) if they might unreasonably interfere with any other property owner's use and enjoyment of his property.	Facility-Wide Inspection (see II.A.2) Nuisance Monitoring (see II.A.3)	N/A
I.A.13	WAC 173-400-040(2) <i>Not federally enforceable</i>	2/10/05	Shall not deposit particulate matter beyond property boundary in sufficient quantity to interfere unreasonably with the use and enjoyment of the property.	Facility-Wide Inspection (see II.A.2) Nuisance Monitoring (see II.A.3)	N/A
I.A.14	WAC 173-400-040(5) ----- WAC 173-400-040(5) <i>Not federally enforceable</i>	9/20/93 ----- 2/10/05	Shall not emit any air contaminant if it is detrimental to the health, safety, or welfare of any person, or causes damage to property or business.	Facility-Wide Inspection (see II.A.2) Nuisance Monitoring (see II.A.3)	N/A
Sulfur Dioxide					
I.A.15	PSCAA Reg. I: 9.07 WAC 173-400-040(6) first paragraph only ----- WAC 173-400-040(6) <i>Not federally enforceable</i>	4/14/94 9/20/93 ----- 2/10/05	Shall not emit SO ₂ in excess of 1,000 ppmvd (1-hour average) corrected to 7% O ₂ for fuel burning equipment.	No monitoring required	EPA Method 6C, 40 CFR Part 60, Appendix A, 7/1/05

Term No.	Applicable Requirement	Adoption or Effective Date	Requirement Paraphrase (Information Only)	Monitoring, Maintenance, Recordkeeping & Reporting	Reference Test Method
Hydrochloric Acid					
I.A.16	PSCAA Reg. I: 9.10	6/9/88	Shall not emit HCl in excess of 100 ppmvd (1-hour average) corrected to 7% O ₂ for combustion sources.	No monitoring required	EPA Method 26 or 26A, 40 CFR Part 60, Appendix A, 7/1/05
Volatile Organic Compounds					
I.A.17	PSCAA Order of Approval No. 10246, Condition 19	1/20/11	Berry Plastics shall not allow VOC emissions from the facility to exceed 249 tons during any consecutive 12-month period.	Recordkeeping II.B.6 and Reporting II.C.6	N/A

N/A = Not Applicable

B. Emission Unit Specific Applicable Requirements.

The requirements in this section are federally enforceable and only apply to the printing presses and their oxidizers. The facility-wide requirements in Section I.A also apply to these units.

Req. No.	Applicable Requirement	Adoption or Effective Date	Requirement Paraphrase (Information Only)	Monitoring & Recordkeeping Procedures	Reference Test Method
VOC Capture					
I.B.1	PSCAA Reg. II: 3.05(c)(3)(A)(iii)	2/10/94	Shall capture at least 60% of the VOC.	VOC Capture (see II.A.4 – II.A.6)	EPA Method 308 (40 CFR Part 63, Appendix A, 7/1/03)
I.B.2	PSCAA Order of Approval No. 10246, Condition 3	1/20/11	The W&H Miraflex press shall vent all exhaust gases to the Ship & Shore Regenerative Thermal Oxidizer (RTO), except as allowed under Condition 15 (see I.B.4). The printing area and ink dispensing area of the W&H press will be located within permanent total enclosures as determined by EPA Method 204.	VOC Capture II.A.4	EPA Method 204 (40 CFR Part 51, Appendix M, 9/13/10)
I.B.3	PSCAA Order of Approval No. 10246, Condition 5	1/20/11	Berry Plastics shall not operate the existing presses: #203 (PCMC Vision), #206 (W&H Stellaflex), #207 (W&H Olympia), #208 (W&H Astraflex), and #210 (PCMC Infinity), unless at least 90% of the emissions from each press are captured and ducted to the RTO, except as allowed under Condition 15 (see I.B.4). The capture efficiency shall be determined by EPA Method 308 or by another test method as approved by PSCAA.	VOC Capture II.A.5	EPA Method 308 (40 CFR Part 63, Appendix A, 7/1/03))

Req. No.	Applicable Requirement	Adoption or Effective Date	Requirement Paraphrase (Information Only)	Monitoring & Recordkeeping Procedures	Reference Test Method
I.B.4	PSCAA Order of Approval No. 10246, Condition 15	1/20/11	If a situation arises where the RTO is non-operable, the flexographic presses may be controlled by the backup Dec-E-Tec 20,000 catalytic oxidizer for up to 336 hours per calendar year. Additional operating hours may be allowable if approved by PSCAA.	Recordkeeping II.B.5	N/A
I.B.5	PSCAA Order of Approval No. 10246, Condition 9	1/20/11	Berry Plastics shall not operate the presses unless the ductwork from the presses to the RTO and the Dec-E-Tec 20,000 has no visible gaps.	VOC Capture II.A.6	
VOC Destruction					
I.B.6	PSCAA Reg. II: 3.05(c)(3)(B)	2/10/94	Shall reduce the emissions from the capture system by at least 90%	VOC Destruction II.A.7	EPA Method 25A (40 CFR Part 60, Appendix A, 9/7/07)
I.B.7	PSCAA Order of Approval No. 10246, Condition 10	1/20/11	Berry Plastics shall not operate the presses unless the emissions are controlled by the RTO, except as allowed under Condition 15 (see I.B.4), with a destruction efficiency of at least 99.0% or an outlet VOC concentration less than or equal to 10 ppmv, as determined by EPA Method 25A (40 CFR 60, Appendix A).	VOC Destruction II.A.7	EPA Method 25A (40 CFR Part 60, Appendix A, 9/7/07)
Ship & Shore Regenerative Thermal Oxidizer					

Req. No.	Applicable Requirement	Adoption or Effective Date	Requirement Paraphrase (Information Only)	Monitoring & Recordkeeping Procedures	Reference Test Method
I.B.8	PSCAA Order of Approval No. 10246, Condition 12	1/20/11	At all times when the presses are being vented to the RTO, the presses shall not be operated unless the RTO combustion chamber operating temperature is at or above the temperature during the most recent source test required by Condition 11 (see II.A.7). The presses shall be electronically interlocked with the RTO to prevent their operation whenever the RTO combustion chamber temperature is less than the temperature during the most recent source test.	No monitoring required	
I.B.9	PSCAA Order of Approval No. 10246, Condition 13	1/20/11	The RTO shall be equipped with thermocouples to measure the combustion chamber temperature with an accuracy of +/- 10 °F, and with continuous recorders to log the temperature.	RTO II.A.8	
Miraflex W&H Press Housekeeping					
I.B.10	PSCAA Order of Approval No. 10246, Condition 8	1/20/11	For the Miraflex W&H Press, all solvent containers shall be kept closed except when filling, draining or conducting cleaning operations. Keep used, solvent-laden shop towels in closed containers, and convey cleaning materials from one location to another in closed containers.	MiraFlex W&H Press Housekeeping II.A.10	
Dec-E-Tec 20,000 Catalytic Oxidizer					

Req. No.	Applicable Requirement	Adoption or Effective Date	Requirement Paraphrase (Information Only)	Monitoring & Recordkeeping Procedures	Reference Test Method
I.B.11	PSCAA Order of Approval No. 10246, Condition 16	1/20/11	For the backup Dec-E-Tec 20,000 catalytic oxidizer, the facility must ensure that the equipment is in good working order and that the catalyst activity analysis still meets the manufacturer's recommendations.	Catalytic Oxidizer II.A.9	
I.B.12	PSCAA Order of Approval No. 10246, Condition 18	1/20/11	When routing the air exhaust from the presses to the Dec-E-Tec 20,000 catalytic oxidizer, Berry Plastics shall not operate the presses unless the inlet temperature of the catalytic oxidizer is continuously monitored and maintained at 550 deg F or greater.	Recordkeeping II.B.8	

II. MONITORING, MAINTENANCE, RECORDKEEPING & REPORTING REQUIREMENTS

The requirements in Section II of the permit are in a tabular format. The first column is used as an identifier for the requirement. The second and third columns in the following tables cite the applicable requirements and their adoption or effective dates, respectively. Applicable requirements that are *not federally enforceable* are grouped together and listed underneath a dashed line.

The fourth column paraphrases the applicable requirement - except for periodic monitoring established pursuant to WAC 173-401-615(1)(b) and Regulation I, Section 7.09(b)(3), and the recordkeeping established pursuant to WAC 173-401-615(2)(a) and Regulation I, Section 7.09(b)(6). These requirement paraphrases are for information only and are not enforceable provisions of this permit. In the event of any conflict or omission between the requirement paraphrase and the applicable requirement cited in the second and third columns, the requirements and language of the actual statute or regulation cited shall govern. For more information regarding any of the applicable requirements cited in the second and third columns, refer to the actual statute or regulation cited.

II.A. Monitoring & Maintenance Requirements.

Req. No.	Applicable Requirement	Adoption or Effective Date	Requirement
Opacity			
II.A.1	<i>Established pursuant to:</i> WAC 173-401-615(1)(b) PSCAA Reg. I, 7.09(b)(3)	10/17/02 9/10/98	Berry Plastics shall conduct quarterly inspections of the RTO, the oxidizer, and bag machines for visible emissions. Inspections are to be performed while the equipment is in operation during daylight hours. If visible emissions other than steam are observed, Berry Plastics shall, as soon as practicable but no later than the end of the next working day after the initial observation, either: <ul style="list-style-type: none"> - take corrective action until there are no visible emissions; - read the opacity using the reference test method in Section I.A.1; or - shut down the unit or activity until the problem is corrected.
Facility-Wide			
II.A.2	<i>Established pursuant to:</i> WAC 173-401-615(1)(b) PSCAA Reg. I, 7.09(b)(3)	10/17/02 9/10/98	Berry Plastics shall conduct quarterly facility-wide inspections to check for prohibited activities under Section III of the permit and activities that require additional approval under Section IV of the permit. The inspection shall also include a check for fugitive dust, track-out, overspray, and odors if there are any outdoor construction or painting activities underway. If a violation of the underlying applicable requirement(s) is discovered, Berry Plastics shall, as soon as practicable but no later than the end of the next working day after identification, either: <ul style="list-style-type: none"> - correct the problem; or - shut down the unit or activity until the problem is corrected.
Nuisance			
II.A.3	<i>Established pursuant to:</i> WAC 173-401-615(1)(b) PSCAA Reg. I, 7.09(b)(3)	10/17/02 9/10/98	Berry Plastics shall investigate all air pollution complaints as soon as practicable, but no later than the end of the next working day after receipt. For odor complaints, Berry Plastics shall determine whether recognized good practice and procedures were and are being employed. For fugitive dust complaints, Berry Plastics shall determine whether reasonable precautions were and are being employed. If credible evidence of a violation is found, Berry Plastics shall, as soon as practicable but no later than the end of the next working day after identification, either: <ul style="list-style-type: none"> - correct the problem; or - shut down the unit or activity until the problem is corrected.

Req. No.	Applicable Requirement	Adoption or Effective Date	Requirement
VOC Capture			
II.A.4	PSCAA Order of Approval No. 10246, Condition 4	1/20/11	Berry Plastics shall conduct a source test to verify compliance with Condition 3 (see I.B.2) of this Order within 60 days after initial startup of the W&H Miraflex press. If reconfiguration occurs on any of the ductwork between the exhaust of the W&H Miraflex press and the inlet to the RTO, a source test shall verify compliance with Condition 3 within 60 days of completion of the ductwork reconfiguration. A smoke tube test shall be conducted within 24 hours of completing any ductwork reconfiguration to verify capture. Berry Plastics shall confirm that the capture system is a permanent total enclosure by demonstrating that it meets the requirements of section 6 of Method 204 of 40 CFR part 51, appendix M, and that all exhaust gases from the enclosure are delivered to the RTO. No other presses shall be operated during the W&H Miraflex capture efficiency test. Reference method testing shall be done according to Puget Sound Clean Air Agency (PSCAA) Regulation I, Section 3.07.
II.A.5	PSCAA Order of Approval No. 10246, Condition 6	1/20/11	Berry Plastics shall conduct source tests to verify compliance with Condition 5 (see I.B.3) of this Order within 60 days of connecting any existing press to the RTO. If reconfiguration occurs on any of the ductwork between the exhaust of each existing press and the inlet to the RTO, a source test shall verify compliance with Condition 5 within 60 days of completion of the ductwork reconfiguration. A smoke tube test shall be conducted within 24 hours of completing any ductwork reconfiguration to verify capture. Reference method testing shall be done according to PSCAA Regulation I, Section 3.07. Berry Plastics shall also use smoke tubes to verify compliance with this requirement within 24 hours after performing any maintenance or adjustments that could adversely affect the capture efficiency.
II.A.6	PSCAA Order of Approval No. 10246, Condition 9	1/20/11	Berry Plastics shall inspect the ductwork from the presses to both the RTO and the DEC-E-Tec 20,000 for compliance with Order of Approval No. 10246, Condition 9 annually.
VOC Destruction			
II.A.7	PSCAA Order of Approval No. 10246, Condition 11	1/20/11	Berry Plastics shall conduct a source test to verify compliance with Condition 10 (see I.B.7) of this Order within 60 days after initial startup, and then at least once every five years thereafter. Testing shall be done according to PSCAA Regulation I, Section 3.07.
RTO			

Req. No.	Applicable Requirement	Adoption or Effective Date	Requirement
II.A.8	PSCAA Order of Approval No. 10246, Condition 14	1/20/11	The RTO combustion chamber thermocouples shall be checked for calibration or replaced annually if not calibrated.
Catalytic Oxidizer			
II.A.9	PSCAA Order of Approval No. 10246, Condition 16	1/20/11	<p>The following maintenance shall be conducted:</p> <ul style="list-style-type: none"> i. Once per calendar year, inspect the interior of the oxidizer for channeling, settling of the beds, physical damage and proper burner operation. ii. Prior to starting up the Dec-E-Tec 20,000, conduct a visual inspection of all appropriate ductwork to ensure there are no visible gaps. iii. Prior to controlling any press by the Dec-E-Tec 20,000, perform a smoke tube test on each press that will be controlled by the unit to ensure capture. iv. The catalyst activity shall be analyzed either every 5 years or after operating the Dec-E-Tec 20,000 for 600 hours, whichever comes first.
Miraflex W&H Press Housekeeping			
II.A.10	PSCAA Order of Approval No. 10246, Condition 8	1/20/11	<p>At least once per calendar quarter, inspect the Miraflex W&H Press area to see if:</p> <ul style="list-style-type: none"> i. all solvent containers shall be kept closed (except when filling, draining, or conducting cleaning operations), and ii. if used, solvent-laden shop towels are in closed containers, and iii. if cleaning materials are being conveyed from one location to another in closed containers. <p>If problems with the above are identified, correct them within 24 hours.</p>
Good Working Order, Good Air Pollution Control Practices			

Req. No.	Applicable Requirement	Adoption or Effective Date	Requirement
II.A.11	PSCAA Reg. I: 9.20(b)	6/9/88	Shall maintain equipment without an Order of Approval in good working order.
II.A.12	PSCAA Reg. I: 9.20(a) <hr/> RCW 70.94.152(7) <i>Not federally enforceable</i>	6/9/88 <hr/> 1996	Shall maintain equipment with an Order of Approval in good working order.
<p>Operation & Maintenance Plan (O&M Plan), <i>Note:</i> The O&M Plan shall address the Monitoring and Recordkeeping provisions specified in Sections II.A and II.B of this permit. The O&M Plan need not be a distinct and separate document and may incorporate or be components of Berry Plastics' existing operating procedures, standing orders, OSHA plans, manufacturer's operating manuals, and other plans provided that they meet the requirements of this section and are made available for inspection upon request. The specific provisions of the O&M Plan, other than those required by Section II of this permit, shall not be deemed part of this permit.</p>			
II.A.13	PSCAA Reg. I: 7.09(b)	9/10/98	<p>Shall develop and implement an O&M Plan that assures continuous compliance with PSCAA Reg. I, II and III and that reflects good industrial practice. The O&M Plan shall include:</p> <ul style="list-style-type: none"> - Periodic inspection of all equipment and control equipment; - Monitoring and recording of equipment and control equipment performance; - Prompt repair of defective equipment and control equipment; - Procedures for startup, shutdown and normal operation; - The fugitive dust control measures to be used to comply with §9.15; and - A record of all actions required by the plan; <p>Shall review the O&M Plan annually and update it to reflect any changes in good industrial practice.</p>

II.B. Recordkeeping Requirements.

Req. No.	Applicable Requirement	Adoption or Effective Date	Requirement
Opacity			
II.B.1	WAC 173-401-615(2)(a) PSCAA Reg. I, 7.09(b)(6)	10/17/02 9/10/98	Berry Plastics shall record the following information for all opacity monitoring conducted under II.A.1: <ul style="list-style-type: none"> - The date and time of the inspection (or test); - The emission unit inspected (or tested); - Who conducted the inspection (or test); - The results of the inspection (or test); - The corrective actions taken (if any); - The date and results of any corrective actions taken; and - Who took the corrective actions.
Facility-Wide			
II.B.2	WAC 173-401-615(2)(a) PSCAA Reg. I, 7.09(b)(6)	10/17/02 9/10/98	Berry Plastics shall record the following information for all facility-wide monitoring conducted under II.A.2: <ul style="list-style-type: none"> - The date and time of the inspection; - The units and activities inspected; - Who conducted the inspection; - The results of the inspection; - The corrective actions taken (if any); - The date and results of any corrective actions taken; and - Who took the corrective actions.

Req. No.	Applicable Requirement	Adoption or Effective Date	Requirement
Nuisance			
II.B.3	WAC 173-401-615(2)(a) PSCAA Reg. I, 7.09(b)(6)	10/17/02 9/10/98	Berry Plastics shall record for all complaint investigations conducted under II.A.3: <ul style="list-style-type: none"> - The date and time of the inspection; - Who conducted the inspection; - The emission units or operations inspected; - The operating conditions; - The results of the inspection; - The date and time of the complaint; - The name of the person or company complaining (if known); - The nature of the complaint (e.g., dust, overspray, odor, nuisance); - The corrective actions taken (if any); - The date and time of any corrective action taken; and - Who took the corrective actions.
VOC Capture			
II.B.4	PSCAA Order of Approval No. 10246, Condition 7	1/20/11	Berry Plastics shall make a record of the date any ductwork reconfiguration is completed

Req. No.	Applicable Requirement	Adoption or Effective Date	Requirement
VOC Destruction			
II.B.5	PSCAA Order of Approval No. 10246, Condition 17	1/20/11	The number of hours the Dec-E-Tec 20,000 catalytic oxidizer operates must be recorded in any calendar year during which the oxidizer is used.
VOC and HAP Emissions			
II.B.6	PSCAA Order of Approval No. 10246, Condition 20	1/20/11	Within 30 days of the end of each month, Berry Plastics shall record the amount of ink (or VOC in the ink) and solvent used at the facility during the previous month, and shall calculate and record the monthly and the 12 consecutive month total VOC emissions.
II.B.7	40 CFR 63.829(d)	5/30/96	<p>Shall maintain records of all required measurements and calculations needed to demonstrate compliance with the criteria in §63.820(a)(2), including the mass of all HAP containing materials used and the mass fraction of HAP present in each HAP containing material used, on a monthly basis.</p> <p><i>Note:</i> The criteria in §63.820(a)(2) are: (i) Use less than 9.1 Mg (10 tons) per each rolling 12-month period of each HAP at the facility, including materials used for source categories or purposes other than printing and publishing, and (ii) Use less than 22.7 Mg (25 tons) per each rolling 12-month period of any combination of HAP at the facility, including materials used for source categories or purposes other than printing and publishing.</p>
Temperature Records			

Req. No.	Applicable Requirement	Adoption or Effective Date	Requirement
II.B.8	PSCAA Order of Approval No. 10246, Condition 18	1/20/11	A record shall be maintained of the catalytic oxidizer temperature.
General			
II.B.9	WAC 173-401-724(5) WAC 173-401-615(2)(b)	11/4/93 10/17/02	Shall keep a record describing changes made at the facility that result in emissions of a regulated air pollutant subject to an applicable requirement, but not otherwise regulated under the permit, and the emissions resulting from those changes.
II.B.10	WAC 173-401-615(3)(b)	10/17/02	Shall maintain a contemporaneous record of all deviations.
Data Recovery			
II.B.11	WAC 173-401-615(1)(b)	10/17/02	If the specific monitoring and recordkeeping requirements in Section II of this permit are silent on data recovery provisions, data recovery is assumed to be 100%. However, no data need be collected during any period that the monitored process does not operate.
Records Retention			
II.B.12	WAC 173-401-615(2)(c)	10/17/02	Shall keep records of all required monitoring data and support information for a period of 5 years from the date of the monitoring, sample, measurement, report, or application. Support information includes all calibration and maintenance records and all original strip-chart recordings for continuous monitoring instrumentation, and copies of all reports required by the permit.

II.C. Reporting Requirements.

Req. No.	Applicable Requirement	Adoption or Effective Date	Requirement
Deviation Reports			
II.C.1	WAC 173-401-615(3)(b)	10/17/02	<p>Shall report in writing to PSCAA Operating Permit Certification all instances of deviations from the permit requirements, including those attributable to upset conditions as defined in this permit, the probable cause of the deviations, and any corrective actions or preventive measures taken. Deviation means any situation in which an emission unit fails to meet a permit term or condition. Shall report any deviations to PSCAA that represent a potential threat to human health or safety by FAX (206-343-7522) as soon as possible but no later than 12 hours after such a deviation is discovered. Shall report other deviations in writing to PSCAA Operating Permit Certification no later than 30 days after the end of the month during which the deviation is discovered.</p> <p>No deviation report is required for a month in which no deviation is discovered. A deviation report may be certified by a responsible official at the time of submittal (see II.C.2); however it's not required to be certified at the time of submittal. Any deviation report not certified at the time of submittal must be certified in the semiannual Certification of Reports (see II.C.3).</p>
Semiannual Certification of Reports			
II.C.2	WAC 173-401-520	11/4/93	<p>Any application form, report, or compliance certification submitted pursuant to this permit shall contain certification by a responsible official of truth, accuracy, and completeness. This certification and any other certification required under this permit shall state that, based on information and belief formed after reasonable inquiry, the statements and information in the document are true, accurate, and complete.</p>

Req. No.	Applicable Requirement	Adoption or Effective Date	Requirement		
II.C.3	WAC 173-401-615(3)(a)	10/17/02	<p>Berry Plastics shall submit in writing to Puget Sound Clean Air Agency Operating Permit Certification a semi-annual report which shall summarize each permit report filed during the six-month period. Each Certification of Reports shall cover a six month interval ending October 20 and April 20, and shall be submitted within 30 days after the end of the period covered by the report. Each Certification of Reports shall be certified by a responsible official as provided in II.C.2. The "Certification of Reports" need not duplicate information contained in another report. Deviation reports that are submitted pursuant to II.C.1 within a given six-month reporting period may be summarized and certified by the responsible official in this semiannual Certification of Reports. If there were no instances of deviations from permit requirements during the six month period, the semi-annual report shall state that there were no instances of deviations from permit requirements. The semiannual report period may be changed, but the report period may not exceed a 6-month period.</p>		
Annual Compliance Certifications					
II.C.4	WAC 173-401-630(5)	11/4/93	<p>Shall submit a certification of compliance with permit terms and conditions once per year. Each certification shall include: 1) the identification of each term or condition of the permit that is the basis of the certification; 2) the compliance status; 3) whether compliance was continuous or intermittent; and 4) the method(s) used for determining the compliance status of the source, currently and over the reporting period. These methods shall be consistent with the permit Monitoring, Maintenance and Recordkeeping Methods.</p> <p>Shall submit all compliance certifications to EPA Region 10 and to PSCAA at the following addresses, postmarked or delivered within 30 days after the close of the period covered by the certification:</p> <table style="width: 100%; border: none;"> <tr> <td style="width: 50%; vertical-align: top;"> Puget Sound Clean Air Agency Attn.: Operating Permit Certification 1904 3rd Ave Ste 105 Seattle, Washington 98101 </td> <td style="width: 50%; vertical-align: top;"> EPA Region 10, Mail Stop OAQ-107 Attn.: Air Operating Permits 1200 Sixth Avenue Seattle, Washington 98101 </td> </tr> </table> <p>The covered period for annual compliance certifications shall be April 21 through April 20. The annual compliance certification period may be changed, but the certified period may not exceed a 12-month period.</p>	Puget Sound Clean Air Agency Attn.: Operating Permit Certification 1904 3rd Ave Ste 105 Seattle, Washington 98101	EPA Region 10, Mail Stop OAQ-107 Attn.: Air Operating Permits 1200 Sixth Avenue Seattle, Washington 98101
Puget Sound Clean Air Agency Attn.: Operating Permit Certification 1904 3rd Ave Ste 105 Seattle, Washington 98101	EPA Region 10, Mail Stop OAQ-107 Attn.: Air Operating Permits 1200 Sixth Avenue Seattle, Washington 98101				

Req. No.	Applicable Requirement	Adoption or Effective Date	Requirement																
Emission Reports																			
II.C.5	PSCAA Reg. I, 7.09(a)	9/10/98	<p>Shall report annually to PSCAA for those air contaminants during the previous calendar year that equal or exceed the following (tons per year):</p> <table border="0"> <tr> <td>Carbon monoxide (CO) emissions</td> <td>25</td> </tr> <tr> <td>Facility combined total of all toxic air contaminants (TAC) emissions</td> <td>6</td> </tr> <tr> <td>Any single toxic air contaminant (TAC) emissions</td> <td>2</td> </tr> <tr> <td>Nitrogen oxide (NO_x) emissions</td> <td>25</td> </tr> <tr> <td>Particulate matter (PM10) emissions</td> <td>25</td> </tr> <tr> <td>Particulate matter (PM2.5) emissions</td> <td>25</td> </tr> <tr> <td>Sulfur oxide (SO_x) emissions</td> <td>25</td> </tr> <tr> <td>Volatile organic compounds (VOC) emissions</td> <td>25</td> </tr> </table> <p>Shall report annual emissions to the nearest whole ton per year for only those contaminants that equal or exceed the thresholds above.</p> <p>Shall submit to PSCAA any additional information required by WAC 173-400-105(1) or PSCAA Regulation III, Section 1.11</p>	Carbon monoxide (CO) emissions	25	Facility combined total of all toxic air contaminants (TAC) emissions	6	Any single toxic air contaminant (TAC) emissions	2	Nitrogen oxide (NO _x) emissions	25	Particulate matter (PM10) emissions	25	Particulate matter (PM2.5) emissions	25	Sulfur oxide (SO _x) emissions	25	Volatile organic compounds (VOC) emissions	25
Carbon monoxide (CO) emissions	25																		
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Nitrogen oxide (NO _x) emissions	25																		
Particulate matter (PM10) emissions	25																		
Particulate matter (PM2.5) emissions	25																		
Sulfur oxide (SO _x) emissions	25																		
Volatile organic compounds (VOC) emissions	25																		
II.C.6	PSCAA Order of Approval No. 10246, Condition 21	1/20/11	Berry Plastics shall notify the Agency in writing within 30 days after the end of each 12-month period, if VOC emissions during that period exceeded 249 tons.																
Source Test Notifications																			
II.C.7	PSCAA Reg. 3.07(b); PSCAA Order of Approval No. 10246, Condition 7	3/23/06 1/20/11	Shall notify PSCAA in writing at least 21 days prior to any Reference Test Method compliance test. Notification of a compliance test shall be submitted on forms provided by the Agency. Test notifications using the Agency forms do not constitute test plans. Compliance with this notification provision does not satisfy any obligation found in an order or other regulatory requirement to submit a test plan for Agency review. Notification under Section 3.07(b) of this regulation does not waive or modify test notification requirements found in other applicable regulations.																

Req. No.	Applicable Requirement	Adoption or Effective Date	Requirement
Source Test Reports			
II.C.8	PSCAA Reg. I, 3.07(c)	3/23/06	Shall submit a report to PSCAA no later than 60 days after the reference method test , including: <ol style="list-style-type: none"> 1) a description of the source and the sampling location; 2) the time and date of the test; 3) a summary of results, reported in units and for averaging periods consistent with the applicable emission standard; 4) a description of the test methods and quality assurance procedures employed; 5) the amount of fuel burned or raw material processed by the source during the test; 6) the operating parameters of the source and control equipment during the test; 7) field data and example calculations; and 8) a statement signed by the senior management official of the testing firm certifying the validity of the source test report.

III. PROHIBITED ACTIVITIES

Berry Plastics is prohibited from conducting, causing, or allowing the following activities:

III.A. Adjustment for Atmospheric Conditions

Varying the rate of emissions of a pollutant according to atmospheric conditions or ambient concentrations of that pollutant is prohibited, except as directed according to air pollution episode regulations. [WAC 173-400-205, 3/22/91]

III.B. Open Burning

Berry Plastics shall not conduct open burning during any stage of an air pollution episode or period of impaired air quality and shall not conduct any open burning other than the following types:

1. Fires consisting solely of charcoal, propane, natural gas, or wood used solely for the preparation of food that comply with WAC 173-425-020(1) and WAC 173-425-030(21) and
2. Fires for instruction in the methods of fighting fires, provided that the person conducting the training fire complies with Puget Sound Clean Air Agency Regulation I, Section 8.07.

[Puget Sound Clean Air Agency Regulation I, Sections 8.04(a), 11/09/2000 and 8.07, 9/09/1999]
[WAC 173-425-020(1), 3/13/2000; WAC 173-425-030(21), 3/13/2000; RCW 70.94.743, 1998 c68 p1 and RCW 70.94.775(2), 1995 c362 p2 *Puget Sound Clean Air Agency only*]

III.C. Refuse Burning

Berry Plastics shall not cause or allow the burning of combustible refuse except in a multiple chamber incinerator provided with control equipment. Berry Plastics shall not operate refuse burning equipment any time other than daylight hours. [Puget Sound Clean Air Agency Regulation I, Section 9.05, 12/9/93]

III.D. Concealment

Berry Plastics shall not cause or allow the installation or use of any device or use of any means which, without resulting in a reduction in the total amount of air contaminant emitted, conceals an emission of an air contaminant which would otherwise violate Puget Sound Clean Air Agency Regulation I, Article 9 or Chapter 173-400 WAC. [WAC 173-400-040(7), 9/20/93] [Puget Sound Clean Air Agency Regulation I, Section 9.13(a), 6/9/88; WAC 173-400-040(7), 2/10/05, *Puget Sound Clean Air Agency only*]

III.E. Masking

Berry Plastics shall not cause or allow the installation or use of any device or use of any means designed to mask the emission of an air contaminant that causes detriment to health, safety or welfare of any person or conceals or masks an emission of an air contaminant that would otherwise violate Regulation I, Article 9 or Chapter 173-400 WAC. [WAC 173-400-040(7), 9/20/93] [Puget Sound Clean Air Agency Regulation I, Section 9.13(b); WAC 173-400-040(7), 2/10/05, *Puget Sound Clean Air Agency only*]

III.F. Tampering or Misrepresentation

No person shall render inaccurate any monitoring device or method required under Chapter 70.94 RCW, or any ordinance, resolution, regulation, permit, or order in force pursuant thereto. [WAC 173-400-105(8), 2/10/05, *Puget Sound Clean Air Agency only*]

No person shall make any false material statement, representation or certification in any form, notice, or report required under Chapter 70.94 RCW, or any ordinance, resolution, regulation, permit, or order in force pursuant thereto. [WAC 173-400-105(7), 2/10/05, *Puget Sound Clean Air Agency only*]

IV. ACTIVITIES REQUIRING ADDITIONAL APPROVAL

Berry Plastics shall file notification and obtain the necessary approval from Puget Sound Clean Air Agency before conducting any of the following:

IV.A. New Source Review

Berry Plastics shall not construct, install, establish, or modify an air contaminant source, except those sources that are excluded by Puget Sound Clean Air Agency Regulation I, Section 6.03, unless a "Notice of Construction and Application for Approval" has been filed with and approved by Puget Sound Clean Air Agency. [Puget Sound Clean Air Agency Regulation I, Section 6.03, 9/12/96; WAC 173-400-110, 9/20/93] [Puget Sound Clean Air Agency Regulation I, Section 6.03, 3/23/06; WAC 173-400-110, 2/10/05; WAC 173-400-113, 2/10/05; WAC 173-460-040, 2/14/94; RCW 70.94.152, 1996 c 67 § 1; *Puget Sound Clean Air Agency only*]

IV.B. Replacement or Substantial Alteration of Emission Control Technology

Berry Plastics shall file a Notice of Construction and Application for Approval according to WAC 173-400-114 with Puget Sound Clean Air Agency before replacing or substantially altering any emission control technology installed at the facility. [Puget Sound Clean Air Agency Regulation I, Section 6.03, 9/12/96] [Puget Sound Clean Air Agency Regulation I, Section 6.03, 3/23/06; WAC 173-400-114, 9/15/01; RCW 70.94.153, 1991 c 199 § 303; *Puget Sound Clean Air Agency only*]

IV.C. Asbestos

1. Berry Plastics shall comply with 40 CFR 61.145 and 61.150 when conducting renovation or demolition activities at the facility. [40 CFR 61.145, 4/7/93; 40 CFR 61.150, 9/18/03]
2. Berry Plastics shall comply with Puget Sound Clean Air Agency Regulation III, Article 4 when conducting any asbestos project, renovation or demolition activities at the facility. [Puget Sound Clean Air Agency Regulation III, Article 4, 12/16/04; *Puget Sound Clean Air Agency only*]

V. STANDARD TERMS AND CONDITIONS

V.A. Duty to comply

Berry Plastics shall comply with all conditions of this permit. Any permit noncompliance constitutes a violation of Chapter 70.94 RCW and, for federally enforceable provisions, a violation of the Federal Clean Air Act (FCAA). Such violations are grounds for enforcement action; for permit termination, revocation and reissuance, or modification; or for denial of a permit renewal application. [Puget Sound Clean Air Agency Regulation I, Section 7.05, 10/28/93; WAC 173-401-620(2)(a), 11/4/93]

V.B. Permit actions

This permit may be modified, revoked, reopened and reissued, or terminated for cause. The filing of a request by Berry Plastics for a permit modification, revocation and reissuance, or termination, or of a notification of planned changes or anticipated noncompliance does not stay any permit condition. [WAC 173-401-620(2)(c), 11/4/93]

V.C. Property rights

This permit does not convey any property rights of any sort, or any exclusive privilege. [WAC 173-401-620(2)(d), 11/4/93]

V.D. Duty to provide information

Berry Plastics shall furnish to Puget Sound Clean Air Agency, within a reasonable time, any information that Puget Sound Clean Air Agency may request in writing to determine whether cause exists for modifying, revoking and reissuing, or terminating the permit or to determine compliance with the permit. Upon request, Berry Plastics shall also furnish to Puget Sound Clean Air Agency copies of records required to be kept by the permit or, for information claimed to be confidential, Berry Plastics may furnish such records directly to EPA Region 10 along with a claim of confidentiality. Puget Sound Clean Air Agency shall maintain the confidentiality of such information in accordance with RCW 70.94.205. [WAC 173-401-620(2)(e), 11/4/93]

V.E. Permit fees

Berry Plastics shall pay fees as a condition of this permit in accordance with Puget Sound Clean Air Agency Regulation I, Article 7. Failure to pay fees in a timely fashion shall subject Berry Plastics to civil and criminal penalties as prescribed in Chapter 70.94 RCW. [WAC 173-401-620(2)(f), 11/4/93]

V.F. Emissions trading

No permit revision shall be required, under any approved economic incentives, marketable permits, emissions trading, and other similar programs or processes for changes that are provided for in this permit. [WAC 173-401-620(2)(g), 11/4/93]

V.G. Severability

If any provision of this permit is held to be invalid, all unaffected provisions of the permit shall remain in effect and be enforceable. [WAC 173-401-620(2)(h), 11/4/93]

V.H. Permit appeals

This permit or any condition in it may be appealed only by filing an appeal with the Pollution Control Hearings Board and serving it on Puget Sound Clean Air Agency within thirty days of receipt, pursuant to RCW 43.21B.310 and WAC 173-401-735. The provision for appeal in this section is separate from and additional to any federal rights to petition and review found under §505(b) of the FCAA. [WAC 173-401-620(2)(i), 11/4/93 and WAC 173-401-735, 5/3/97]

V.I. Permit continuation

This permit and all terms and conditions contained therein, including any permit shield provided under WAC 173-401-640, shall not expire until the renewal permit has been issued or denied if a timely and complete application has been submitted. An application shield granted under WAC 173-401-705(2) shall remain in effect until the renewal permit has been issued or denied if a timely and complete permit application has been submitted. [WAC 173-401-620(2)(j), 11/4/93]

V.J. Federal enforceability

All terms and conditions of this permit are enforceable by the EPA administrator and by citizens under the FCAA, except for those terms and conditions designated in the permit as 'Puget Sound Clean Air Agency only' or 'not federally enforceable'. [WAC 173-401-625, 11/4/93]

V.K. Inspection and entry

Upon presentation of credentials and other documents as may be required by law, Berry Plastics shall allow Puget Sound Clean Air Agency or an authorized representative to:

1. Enter Berry Plastics' premises or where records must be kept under the conditions of this permit;
2. Have access to and copy, at reasonable times, any records that must be kept under the conditions of the permit;
3. Inspect at reasonable times any facilities, equipment (including monitoring and air pollution control equipment), practices or operations regulated or required under the permit; and
4. As authorized by WAC 173-400-105 and the FCAA, sample or monitor at reasonable times substances or parameters for the purpose of assuring compliance with the permit or applicable requirements. [WAC 173-401-630(2), 11/4/93; Puget Sound Clean Air Agency Regulation I, Section 3.05, 2/10/94] [RCW 70.94.200, 1987 c 109 § 38; *Puget Sound Clean Air Agency only*]

V.L. Compliance requirements

Berry Plastics shall continue to comply with all applicable requirements with which the source is currently in compliance. Berry Plastics shall meet on a timely basis any applicable requirements that become effective during the permit term. [WAC 173-401-630(3), 11/4/93; WAC 173-401-510(2)(b)(iii), 6/17/94]

V.M. Compliance determination

V.M.1 Emission Testing

- i) For the purpose of determining compliance with an emission standard, Puget Sound Clean Air Agency or Ecology may conduct testing of an emission unit or require Berry Plastics to have it tested. In the event Puget Sound Clean Air Agency or Ecology conducts the test, Berry Plastics shall be given an opportunity to observe the sampling and to obtain a sample at the same time. [Puget Sound Clean Air Agency Regulation I, Section 3.05(b), 2/10/94; WAC 173-400-105(4), 9/20/93] [WAC 173-400-105(4), 2/10/05; *Puget Sound Clean Air Agency only*]
- ii) Testing of sources for compliance with emission standards shall be performed in accordance with the Reference Test Methods identified in Section I of this permit, except where this permit indicates that a specific Reference Test Method is not needed or appropriate. [Puget Sound Clean Air Agency Regulation I, Section 3.07(a), 3/23/06; *Puget Sound Clean Air Agency only*]
- iii) Each test for pollutants other than opacity (and capture efficiency) shall consist of three separate 1-hour runs and compliance shall be determined from the arithmetic average of the three runs. In the event that a sample is accidentally lost or conditions occur in which one of the runs must be discontinued because of circumstances beyond the operator's control, compliance may, upon Puget Sound Clean Air Agency approval, be determined from the arithmetic average of the two other runs. [Puget Sound Clean Air Agency Regulation I, Section 3.07(a), 3/23/06; *Puget Sound Clean Air Agency only*]

V.M.2 Credible Evidence

For the purpose of submitting compliance certifications or establishing whether or not a person has violated or is in violation of this permit, nothing shall preclude the use, including the exclusive use, of any credible evidence or information relevant to whether a source would have been in compliance with applicable requirements if the appropriate performance or compliance test or procedure had been performed. [40 CFR 51.212(c), 2/24/97; 40 CFR 52.12, 2/24/97; 40 CFR 52.33, 2/24/97; Puget Sound Clean Air Agency Regulation I, Section 3.06, 10/8/98]

V.N. Emergencies

An emergency, as defined in WAC 173-401-645(l), constitutes an affirmative defense to an action brought for noncompliance with a technology-based emission limitation if the conditions of WAC 173-401-645(3) are met.

The affirmative defense of emergency shall be demonstrated through properly signed, contemporaneous operating logs, or other relevant evidence that:

1. An emergency occurred and that Berry Plastics can identify the cause(s) of the emergency;
2. The facility was at the time being properly operated;
3. During the period of the emergency Berry Plastics took all reasonable steps to minimize levels of emissions that exceeded the emission standards or other requirements in the permit; and
4. Berry Plastics submitted notice of the emergency to Puget Sound Clean Air Agency within two (2) working days of the time when the emissions limitations were exceeded due to the emergency or shorter periods of time specified in an applicable requirement. This notice fulfills the requirement of WAC 173-401-615(3)(b) unless the excess emissions represent a potential threat to human health or safety. This notice must contain a description of the emergency, any steps taken to mitigate emissions, and corrective actions taken.

In any enforcement proceeding, Berry Plastics has the burden of proof to establish the occurrence of an emergency. This provision is in addition to any emergency or upset provision contained in any applicable requirement. [WAC 173-401-645, 11/4/93]

V.O. Unavoidable excess emissions

Excess emissions due to startup or shutdown conditions, scheduled maintenance or upsets that are determined to be unavoidable under the procedures and criteria in WAC 173-400-107 shall be excused and not subject to penalty. For any excess emission that Berry Plastics wants Puget Sound Clean Air Agency to consider unavoidable and excusable under WAC 173-400-107, Berry Plastics shall report as required by Section II.C of this permit the following:

1. Why the event was not caused by poor or inadequate design, operation, maintenance, or any other reasonably preventable condition;
2. Why the event was not of a recurring pattern indicative of inadequate design, operation, or maintenance; and
3. How Berry Plastics took immediate and appropriate corrective action in a manner consistent with good air pollution control practice for minimizing emissions during the event, taking into account the total emissions impact of the corrective action, including slowing or shutting down the emission unit as necessary to minimize emissions, when the operator knew or should have known that an emission standard or permit condition was being exceeded.

[WAC 173-400-107, 9/20/93]

V.P. Need to halt or reduce activity not a defense

It shall not be a defense for Berry Plastics in an enforcement action that it would have been necessary to halt or reduce the permitted activity in order to maintain compliance with the conditions of this permit. [WAC 173-401-620(2)(b), 11/4/93]

V.Q. Stratospheric ozone and climate protection

1. Berry Plastics shall comply with the following standards for recycling and emissions reduction pursuant to 40 CFR Part 82, Subpart F, except as provided for motor vehicle air conditioners (MVACs) in Subpart B:
 - i) Persons opening appliances for maintenance, service, repair, or disposal must comply with the required practices pursuant to 40 CFR 82.156;
 - ii) Equipment used during the maintenance, service, repair, or disposal of appliances must comply with the standards for recycling and recovery equipment pursuant to 40 CFR 82.158;
 - iii) Persons performing maintenance, service, repair, or disposal of appliances must be certified by an approved technician certification program pursuant to 40 CFR 82.161.

[40 CFR 82.156, 5/11/04; 40 CFR 82.158, 9/18/03; 40 CFR 82.161, 3/12/04]

2. Berry Plastics may switch from any ozone-depleting substance to any alternative approved pursuant to the Significant New Alternatives Program (SNAP), 40 CFR Part 82, Subpart G, without a permit revision but shall not switch to a substitute listed as unacceptable pursuant to such program. [40 CFR 82.174, 1/13/95]
3. Any certified technician employed by Berry Plastics shall keep a copy of their certification at their place of employment. [40 CFR 82.166(1), 3/12/04]
4. Berry Plastics shall not willfully release any regulated refrigerant and shall use refrigerant extraction equipment to recover regulated refrigerant when servicing, repairing or disposing of commercial air conditioning, heating, or refrigeration systems. [RCW 70.94.970(2) and (4), 1991 c 199 § 602; *Puget Sound Clean Air Agency only*]
5. Berry Plastics shall not sell, offer for sale, or purchase any of the following:
 - a) A regulated refrigerant in a container designed for consumer recharge of a motor vehicle air conditioning system or consumer appliance during repair or service. This subsection does not apply to a regulated refrigerant purchased for the recharge of the air conditioning system of off-road commercial or agricultural equipment and sold or offered for sale at an establishment which specializes in the sale of off-road commercial or agricultural equipment or parts or service for such equipment;
 - b) Nonessential consumer products that contain chlorofluorocarbons or other ozone-depleting chemicals, and for which substitutes are readily available. Products affected under this subsection shall include, but are not limited to, party streamers, tire inflators, air horns, noise makers, and chlorofluorocarbon-containing cleaning sprays designed for noncommercial or non-industrial cleaning of electronic or photographic equipment.

[RCW 70.94.980, 1991 c 199 § 603]

V.R. RACT satisfied

Emission standards and other requirements contained in rules or regulatory orders in effect at the time of this permit issuance shall be considered RACT for the purposes of issuing this permit. [WAC 173-401-605(3), 11/4/93] [RCW 70.94.154(6), 1996 c 29 § 2; 1993 c 252 § 8; *Puget Sound Clean Air Agency only*]

V.S. Risk management programs

In accordance with 40 CFR Part 68, if Berry Plastics has or receives more than a threshold quantity of a regulated substance in a process, as determined under 40 CFR 68.115, Berry Plastics shall comply with the requirements of the Chemical Accident Prevention Provisions of 40 CFR Part 68 no later than three years after the date on which a regulated substance is first listed under 40 CFR 68.130, or the date on which a regulated substance is first present above a threshold quantity in a process [40 CFR 68.10, 1/6/99].

V.T. Definitions

Unless otherwise defined in this permit, the terms used in this permit shall have the same meaning ascribed to them in the referenced regulation. [WAC 173-401-200, 10/17/02]

V.U. Duty to supplement or correct application

Upon becoming aware that it has failed to submit any relevant facts in a permit application or that it has submitted incorrect information in a permit application, Berry Plastics shall promptly submit such supplementary facts or corrected information to Puget Sound Clean Air Agency. [WAC 173-401-500(6), 10/17/02]

V.V. Insignificant emission units and activities

1. Insignificant emission units and activities at Berry Plastics are subject to all applicable requirements set forth in Sections I.A, III and IV of this permit. This permit shall not require testing, monitoring, recordkeeping or reporting for insignificant emission units or activities except as required by Sections II.A.1-II.A.3 of this permit. Compliance with Sections II.A.1-II.A.3 of this permit shall be deemed to satisfy the requirements of WAC 173-401-615 and 173-401-630(1). [WAC 173-401-530(2)(c), 10/17/02]
2. Where this permit does not require testing, monitoring, recordkeeping and reporting for insignificant emission units or activities, Berry Plastics may certify continuous compliance if there were no observed, documented, or known instances of noncompliance during the reporting period. Where this permit requires testing, monitoring, recordkeeping and reporting for insignificant emission units or activities, Berry Plastics may certify continuous compliance when the testing, monitoring, and recordkeeping required by the permit revealed no violations during the period, and there were no observed, documented, or known instances of noncompliance during the reporting period. [WAC 173-401-530(2)(d), 10/17/02]
3. An emission unit or activity that qualifies as insignificant solely on the basis of WAC 173-401-530(1)(a) shall not exceed the emission thresholds specified in WAC 173-401-530(4)

until this permit is modified pursuant to Section VI.E of this permit and WAC 173-401-725. [WAC 173-401-530(6), 10/17/02]

As of the date of the first permit renewal, the emission units listed below are defined as insignificant for the reasons indicated.

Emission Unit	Basis for IEU Designation
Solvent Storage Tanks (<10000 gal, <80 mm Hg)	WAC 173-401-533(2)(c)
Solvent Still (< 55 gal/batch)	WAC 173-401-533(2)(o)
Space Heaters (<5 MMBtu/hr, gas-fired)	WAC 173-401-533(2)(r)
Pressurized Storage of CO ₂	WAC 173-401-532(5)
Trucks, Fork Lifts, Autos, etc.	WAC 173-401-532(10)
Plastic Extrusion Equipment	WAC 173-401-532(24) and (28)
Conveying and Storage of Plastic Pellets	WAC 173-401-532(27) and (86)
Plant Upkeep/Painting	WAC 173-401-532(33)
Cleaning of Paved Surfaces	WAC 173-401-532(35)
Ultraviolet Curing Processes	WAC 173-401-532(36)
Portable Drums and Totes	WAC 173-401-532(42)
Comfort Air Conditioning	WAC 173-401-532(46)
Vents/Bathroom Facilities	WAC 173-401-532(48)
Office Activities	WAC 173-401-532(49)
Personal Care Activities	WAC 173-401-532(50)
Personal Cars	WAC 173-401-532(54)
Photographic Process Equipment	WAC 173-401-532(70)
Repair and Maintenance Activities	WAC 173-401-532(74)
Air Compressors	WAC 173-401-532(88)

V.W. Washington State Program for Reporting of Emissions of Greenhouse Gases

In accordance with WAC 173-441, if Berry Plastics emits 10,000 metric tons of CO₂e (carbon dioxide equivalents) or more per calendar year from this facility, as defined under WAC 173-441-030, Berry Plastics shall comply with the requirements the Washington State Program for Reporting of Emissions of Greenhouse Gases. Emission reports, if required, shall follow the reporting schedules and documentation requirements specified in WAC 173-441-050. This requirement does not apply to voluntary emission reporting as defined in WAC 173-441-030(4). [WAC 173-441, 1/1/11, *Not Federally Enforceable*]

VI. PERMIT ACTIONS

VI.A. *Permit Renewal, Revocation And Expiration*

- (1) **Renewal Application.** Berry Plastics shall submit a complete permit renewal application to Puget Sound Clean Air Agency no later than 12 months prior to the expiration of this permit. Puget Sound Clean Air Agency will send Berry Plastics a renewal application no later than 18 months prior to the expiration of this permit. Failure of Puget Sound Clean Air Agency to send Berry Plastics a renewal application shall not relieve Berry Plastics from the obligation to file a timely and complete renewal application. [WAC 173-401-710(1), 10/17/02; WAC 173-401-500(2), 10/17/02]
- (2) **Expired permits.** Permit expiration terminates Berry Plastics' right to operate unless a timely and complete renewal application has been submitted consistent with WAC 173-401-710(1) and WAC 173-401-500. All terms and conditions of the permit shall remain in effect after this permit expires if a timely and complete permit application has been submitted. [WAC 173-401-710(3), 10/17/02]
- (3) **Revocation of permits.** Puget Sound Clean Air Agency may revoke a permit only upon the request of Berry Plastics or for cause. Puget Sound Clean Air Agency shall provide at least thirty days written notice to Berry Plastics prior to revocation of the permit or denial of a permit renewal application. Such notice shall include an explanation of the basis for the proposed action and afford Berry Plastics an opportunity to meet with Puget Sound Clean Air Agency prior to Puget Sound Clean Air Agency's final decision. A revocation issued under this condition may be issued conditionally with a future effective date and may specify that the revocation will not take effect if Berry Plastics satisfies the specified conditions before the effective date. Nothing in this subsection shall limit Puget Sound Clean Air Agency's authority to issue emergency orders. [WAC 173-401-710(4), 10/17/02]

VI.B. *Administrative Permit Amendments*

- (1) **Definition.** An "administrative permit amendment" is a permit revision that:
 - a) Corrects typographical errors;
 - b) Identifies a change in the name, address, or phone number of any person identified in the permit, or provides a similar minor administrative change at Berry Plastics;
 - c) Requires more frequent monitoring or reporting by Berry Plastics;
 - d) Allows for a change in ownership or operational control of a source where Puget Sound Clean Air Agency determines that no other change in the permit is necessary, provided that a written agreement containing a specific date for transfer of permit responsibility, coverage, and liability between the current and new permittee has been submitted to Puget Sound Clean Air Agency;
 - e) Incorporates into the permit the terms, conditions, and provisions from orders approving notice of construction applications processed under an EPA-approved program, provided that such a program meets procedural requirements substantially equivalent to the requirements of WAC 173-401-700, 173-401-725, and 173-401-800 that would be

applicable to the change if it were subject to review as a permit modification, and compliance requirements substantially equivalent to those contained in WAC 173-401-600 through 173-401-650.

[WAC 173-401-720(1), 11/4/93]

- (2) **Administrative permit amendment procedures.** An administrative permit amendment may be made by Puget Sound Clean Air Agency consistent with the following:
- a) Puget Sound Clean Air Agency shall take no more than sixty days from receipt of a request for an administrative permit amendment to take final action on such request, and may incorporate such changes without providing notice to the public or affected states provided that it designates any such permit revisions as having been made pursuant to this paragraph.
 - b) Puget Sound Clean Air Agency shall submit a copy of the revised permit to EPA.
 - c) Berry Plastics may implement the changes addressed in the request for an administrative amendment immediately upon submittal of the request.

[WAC 173-401-720(3), 11/4/93]

- (3) **Permit shield.** Puget Sound Clean Air Agency shall, upon taking final action granting a request for an administrative permit amendment, allow coverage by the permit shield in WAC 173-401-640 for administrative permit amendments made pursuant to part (1)(e) of this condition. [WAC 173-401-720(4), 11/4/93]

VI.C. Changes not Requiring Permit Revisions

(1) **General.**

- a) Berry Plastics is authorized to make the changes described in this section without a permit revision, providing the following conditions are met:
 - i) The proposed changes are not Title I modifications as defined in WAC 174-401-200(35);
 - ii) The proposed changes do not result in emissions that exceed those allowable under the permit, whether expressed as a rate of emissions, or in total emissions;
 - iii) The proposed changes do not alter permit terms that are necessary to enforce limitations on emissions from units covered by the permit; and
 - iv) Berry Plastics provides EPA and Puget Sound Clean Air Agency with written notification at least seven days prior to making the proposed changes except that written notification of a change made in response to an emergency shall be provided as soon as possible after the event.
- b) Permit attachments. Berry Plastics and Puget Sound Clean Air Agency shall attach each notice to their copy of the relevant permit.

- (2) **Section 502(b)(10) changes.** Pursuant to the conditions in subsection (1) of this section, Berry Plastics is authorized to make section 502(b)(10) changes (as defined in WAC 173-401-200(30)) without a permit revision.

- a) For each such change, the written notification required under subsection (1)(a)(iv) of this condition shall include a brief description of the change within the permitted facility, the date on which the change will occur, any change in emissions, and any permit term or condition that is no longer applicable as a result of the change.
 - b) The permit shield authorized under WAC 173-401-640 shall not apply to any change made pursuant to this paragraph.
- (3) **SIP authorized emissions trading.** Pursuant to the conditions in subsection (1) of this condition, Berry Plastics is authorized to trade increases and decreases in emissions in the permitted facility, where the Washington state implementation plan provides for such emissions trades without requiring a permit revision. This provision is available in those cases where the permit does not already provide for such emissions trading.
- a) Under this subsection (3), the written notification required under subsection (1)(a)(iv) of this condition shall include such information as may be required by the provision in the Washington state implementation plan authorizing the emissions trade, including at a minimum, when the proposed change will occur, a description of each such change, any change in emissions, the permit requirements with which Berry Plastics will comply using the emissions trading provisions of the Washington state implementation plan, and the pollutants emitted subject to the emissions trade. The notice shall also refer to the provisions with which Berry Plastics will comply in the applicable implementation plan and that provide for the emissions trade.
 - b) The permit shield described in WAC 173-401-640 shall not extend to any change made under this paragraph. Compliance with the permit requirements that Berry Plastics will meet using the emissions trade shall be determined according to requirements of the applicable implementation plan authorizing the emissions trade.

[WAC 173-401-722, 10/17/02]

VI.D. Off Permit Changes

- (1) Berry Plastics shall be allowed to make changes not specifically addressed or prohibited by the permit terms and conditions without requiring a permit revision, provided that the proposed changes do not weaken the enforceability of existing permit conditions. Any change that is a Title I modification or is a change subject to the acid rain requirements under Title IV of the FCAA must be submitted as a permit revision.
- (2) Each such change shall meet all applicable requirements and shall not violate any existing permit term or condition.
- (3) Berry Plastics must provide contemporaneous written notice to Puget Sound Clean Air Agency and EPA of each such change, except for changes that qualify as insignificant under WAC 173-401-830. Such written notice shall describe each such change, including the date, any change in emissions, pollutants emitted, and any applicable requirement that would apply as a result of the change.
- (4) The change shall not qualify for the permit shield under WAC 173-401-640.

- (5) Berry Plastics shall keep a record describing changes made at Berry Plastics that result in emissions of a regulated air pollutant subject to an applicable requirement, but not otherwise regulated under the permit, and the emissions resulting from those changes.
- (6) When making a change under this section, Berry Plastics shall comply with applicable preconstruction review requirements established pursuant to RCW 70.94.152 and Puget Sound Clean Air Agency Regulation I, Article 6.

[WAC 173-401-724, 11/4/93]

VI.E. Permit Modification

- (1) **Definition.** A permit modification is any revision to this permit that cannot be accomplished under provisions for administrative permit amendments under WAC 173-401-720.
- (2) **Procedures.** Minor permit modification procedures.

a) **Criteria.**

- i) Minor permit modification procedures shall be used for those permit modifications that:

- a) Do not violate any applicable requirement;
- b) Do not involve significant changes to existing monitoring, reporting, or recordkeeping requirements in the permit;
- c) 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;
- d) Do not seek to establish or change a permit term or condition for which there is no corresponding underlying applicable requirement and that Berry Plastics has assumed to avoid an applicable requirement to which Berry Plastics would otherwise be subject. Such terms and conditions include:

- (1) A federally enforceable emissions cap assumed to avoid classification as a modification under any provision of Title I of the FCAA; and
- (2) An alternative emissions limit approved pursuant to regulations promulgated under Section 112(i)(5) of the FCAA;

e) Are not modifications under any provision of Title I of the FCAA;

- ii) Notwithstanding (a)(i) of this subsection, and subsection (3) of this section, Puget Sound Clean Air Agency may allow the use of minor permit modification procedures for permit modifications involving the use of economic incentives, marketable permits, emissions trading, and other similar approaches, to the extent that the use of such minor permit modification procedures are explicitly provided for in the Washington state implementation plan or in applicable requirements promulgated by EPA and in effect on April 7, 1993.

- b) **Application.** An application requesting the use of minor permit modification procedures shall meet the requirements of WAC 173-401-510 and shall include the following:

- i) A description of the change, the emissions resulting from the change, and any new applicable requirements that will apply if the change occurs;
 - ii) Berry Plastics' suggested draft permit;
 - iii) Certification by a responsible official, consistent with WAC 173-401-520, of the truth, accuracy, and completeness of the application and that the proposed modification meets the criteria for use of minor permit modification procedures and a request that such procedures be used; and
 - iv) Completed forms for Puget Sound Clean Air Agency to use to notify EPA and affected states as required under WAC 173-401-810 and 173-401-820.
- c) Berry Plastics' ability to make change. Berry Plastics may make the change proposed in its minor permit modification application immediately after it files such application provided that those changes requiring the submissions of a notice of construction application have been reviewed and approved by Puget Sound Clean Air Agency. After Berry Plastics makes the change allowed by the preceding sentence, and until Puget Sound Clean Air Agency takes any of the actions specified in WAC 173-401-725(d), Berry Plastics must comply with both the applicable requirements governing the change and the proposed permit terms and conditions. During this time period, Berry Plastics need not comply with the existing permit terms and conditions it seeks to modify. However, if Berry Plastics fails to comply with its proposed permit terms and conditions during this time period, the existing permit terms and conditions it seeks to modify may be enforced against it.
- d) Permit shield. The permit shield under WAC 173-401-640 shall not extend to minor permit modifications.
- (3) **Group processing of minor permit modifications.** Consistent with WAC 173-401-725(3), Puget Sound Clean Air Agency may process groups of a source's applications for certain modifications eligible for minor permit modification processing.
- (4) **Significant modification procedures.**
- a) Criteria. Significant modification procedures shall be used for applications requesting permit modifications that do not qualify as minor permit modifications or as administrative permit amendments. Every significant change in existing monitoring permit terms or conditions and every relaxation of reporting or recordkeeping permit terms or conditions shall be considered significant. Nothing herein shall be construed to preclude Berry Plastics from making changes consistent with Chapter 173-401 WAC that would render existing permit compliance terms and conditions irrelevant.
 - b) Significant permit modifications shall meet all requirements of Chapter 173-401 WAC, including those for applications, public participation, review by affected states, and review by EPA, as they apply to permit issuance and permit renewal. Puget Sound Clean Air Agency shall complete review on the majority of significant permit modifications within nine months after receipt of a complete application.

[WAC 173-401-725, 11/4/93]

VI.F. Reopening for Cause

- (1) **Standard provisions.** This permit shall be reopened and revised under any of the following circumstances:
- a) Additional applicable requirements become applicable to Berry Plastics with a remaining permit term of three or more years. Such a reopening shall be completed not later than eighteen months after promulgation of the applicable requirement. No such reopening is required if the effective date of the requirement is later than the date on which the permit is due to expire, unless the original permit or any of its terms and conditions have been extended pursuant to WAC 173-401-620(2)(j);
 - b) Additional requirements (including excess emissions requirements) become applicable to an affected source under the acid rain program. Upon approval by EPA, excess emissions offset plans shall be deemed to be incorporated into the permit;
 - c) Puget Sound Clean Air Agency or EPA determines that the permit contains a material mistake or that inaccurate statements were made in establishing the emissions standards or other terms or conditions of the permit; or
 - d) Puget Sound Clean Air Agency or EPA determines that the permit must be revised or revoked to assure compliance with the applicable requirements.
- (2) **Procedures.** Proceedings to reopen and issue a permit shall follow the same procedures as apply to initial permit issuance and shall affect only those parts of the permit for which cause to reopen exists. Such reopening shall be made as expeditiously as practicable.
- (3) **Notice.** Reopenings under this section shall not be initiated before a notice of such intent is provided to Berry Plastics by Puget Sound Clean Air Agency at least thirty days in advance of the date that the permit is to be reopened, except that Puget Sound Clean Air Agency may provide a shorter time period in the case of an emergency.

[WAC 173-401-730, 11/4/93]

VII. PERMIT SHIELD

Compliance with the conditions of the permit shall be deemed compliance with any applicable requirements contained in Sections I through VI of this permit that are specifically identified in this permit as of the date of permit issuance.

[WAC 173-401-640(1), 11/4/93]

Nothing in this permit shall alter or affect the following:

- (1) The provisions of Section 303 of the FCAA (emergency orders), including the authority of the administrator under that section;
- (2) The liability of an owner or operator of Berry Plastics for any violation of applicable requirements prior to or at the time of permit issuance;
- (3) The applicable requirements of the acid rain program, consistent with Section 408(a) of the FCAA;
- (4) The ability of EPA to obtain information from a source pursuant to Section 114 of the FCAA; or
- (5) The ability of Puget Sound Clean Air Agency to establish or revise requirements for the use of reasonably available control technology (RACT) as provided in chapter 252, Laws of 1993.

[WAC 173-401-640(4), 11/4/93]

VIII. INAPPLICABLE REQUIREMENTS

As of the date of permit issuance, the requirements listed below do not apply to Berry Plastics, or to the specific emissions units specified below for the reasons indicated. The permit shield applies to all requirements so identified. [WAC 173-401-640(2), 11/4/93]

Term No.	Requirement	Adoption or Effective Date	Description and Reason for Inapplicability
VIII. 1.	Puget Sound Clean Air Agency Order of Approval Nos.: 2703 2868 3182	12/2/85 4/7/87 1/23/89	Order of Approval No. 2703 permitted the installation of 6 flexographic presses (only 4 were installed), 3 4000-gallon solvent storage tanks and 2 catalytic oxidizers; 1 flexographic press; press cleaning system and replacement of catalyst. Order of Approval No. 2868 permitted the installation of a fifth Kidder press. Order of Approval No. 3182 permitted the installation of an Anguil catalytic reactor for the Smith Oxidizer. Order of Approval No. 6031 (dated 6/30/95) canceled and superseded these Orders.
VIII. 2.	Puget Sound Clean Air Agency Order of Approval No. 3368	1/2/90	Order of Approval No. 3368 permitted Olympia press No. 7 and the Dec-E-Tec 5000 catalytic oxidizer. Order of Approval No. 6119 (dated 7/7/95) canceled and superseded this Order.
VIII. 3.	Puget Sound Clean Air Agency Order of Approval No. 6031	6/30/95	Order of Approval No. 6031 permitted 5 Kidder presses and one Vision press #203 controlled by the Smith/Anguil catalytic oxidizer; and also one cold solvent cleaner. All of these presses have been removed except for press #203, which was repermited under Order of Approval No. 7441 (dated 5/13/98), and for press #202 which is subject to emission standards under Section 3.05 of Regulation II. The oxidizer was repermited under Order of Approval No. 8447 (dated 4/5/01), which canceled and superseded Order of Approval No. 6031.
VIII. 4.	Puget Sound Clean Air Agency Order of Approval Nos.: 6119 7441 7465 7541 8447	7/7/95 5/13/98 6/2/98 8/12/98 4/5/01	Order of Approval No. 6119 permitted Olympia press #207 and the Dec-E-Tec 5000 catalytic oxidizer. Order of Approval No. 7441 repermited Vision press #203 and permitted the Dec-E-Tec 20000 catalytic oxidizer. Order of Approval No. 7465 permitted Astraflex press #208 and Soloflex press #209. Order of Approval No. 7541 permitted Stellaflex press #206. Order of Approval No. 8447 permitted Infinity press #210. Order of Approval No. 9295 cancels and supersedes these Orders.

Term No.	Requirement	Adoption or Effective Date	Description and Reason for Inapplicability
VIII. 5.	Puget Sound Clean Air Agency Order of Approval No.: 9295	5/12/09	Order of Approval No. 9295 permitted alteration of control equipment configuration. The least used presses (Soloflex, Kidder) would be controlled by the least efficient catalytic oxidizer (Smith/Anguil). The Olympia press would be controlled by the Dec-E-Tec 20000 catalytic oxidizer to allow the Infinity press to be controlled by the Dec-E-Tec 5000 catalytic oxidizer. All other presses (Vision, Stellaflex, Astraflex) would continue to be controlled by the Dec-E-Tec 20000 catalytic oxidizer. Order of Approval No. 10246 cancels and supersedes this Order.
VIII. 6.	WAC 173-400-050(2) ----- WAC 173-400-050(2) <i>Not federally enforceable</i>	3/22/91 ----- 2/10/05	Limits emissions from incinerators to 100 ppmv of total carbonyls. The catalytic and regenerative thermal oxidizers used to control VOC emissions from the coating lines are not incinerators as defined in WAC 173-400-030(41) (i.e., "a furnace used primarily for the thermal destruction of waste.")
VIII. 7.	Chapter 173-434 WAC	1/22/04	Solid Waste Incinerator Facility rules. Berry Plastics does not burn 'solid waste' and is not an 'incinerator facility' as defined in WAC 173-434-030.
VIII. 8.	40 CFR Part 60: Subpart K Subpart Ka Subpart Kb PSCAA Reg. II: 3.02	10/17/00 12/14/00 10/15/03 7/8/99	Standards of Performance for VOC Storage Vessels. Berry Plastics does not have any storage tanks with a storage capacity of 75 m ³ (20000 gal) or greater.
VIII. 9.	WAC 173-490-030	3/22/91	Registration and Reporting for some VOC sources. Operating permit sources are exempt from registration under RCW 70.94.161(17).
VIII. 10.	40 CFR Part 63, Subpart JJJJ (Paper and Other Web Coating)	12/4/02	Berry Plastics is an area source of HAP and is required under Subpart KK [40 CFR 63.820(a)(3)] to document its area source status.

IX. COMPLIANCE TEST METHODS

IX.A. Puget Sound Clean Air Agency Method 5

IX.B. Ecology Method 9A

IX.C. Infinity press capture efficiency test plan