



EPA Review of 8/19/10 TCEQ RTO on Lockheed Martin Aeronautics - Permit No. O1294 & 11/17/11 Deflex Signed Certification/Commitment

Stephanie Kordzi to: Kim Strong, Jesse Chacon, Mike.Wilson, fphillips 02/14/2012 01:01 PM

Cc: Jeffrey Robinson, Mark Ford, Aimee Wilson
Bcc: Stephanie Kordzi

From: Stephanie Kordzi/R6/USEPA/US
To: Kim Strong <Kim.Strong@tceq.texas.gov>, Jesse Chacon <Jesse.Chacon@tceq.texas.gov>, Mike.Wilson@tceq.texas.gov, fphillips@gardere.com
Cc: Jeffrey Robinson/R6/USEPA/US, Mark Ford/R6/USEPA/US@EPA, Aimee Wilson/R6/USEPA/US
Bcc: Stephanie Kordzi/R6/USEPA/US

Kim,

We reviewed the copy of the 11/17/11 Lockheed Martin (LM Aero) letter with the Supplemental Title V Compliance Certification attached. LM Aero chose to certify their commitment to de-flex in the Compliance Certification in lieu of performing Step 1 of the 4 step de-flex transition process (modification of Title V permit committing the company to de-flex). This proposal to perform Step 1 is an acceptable approach. Regarding the commitments submitted in the letter, it is not clear if LM Aero is committing to perform a lookback following a process that is agreeable to EPA. However the letter does state that LM Aero will provide for public notice and EPA review of the revised permit and associated application.

We spent considerable time negotiating with LM Aero to develop an acceptable de-flex process to be performed in a designated time frame but were unable to come to a final resolution with the company. Since LM Aero is a major for Title V, it is important that the EPA understand the basis for the permit conditions to ensure the transitioned permit is in compliance with all the applicable requirements of the Clean Air Act. Since EPA and the public will be provided an opportunity to review and comment on the proposed permit package, per the commitment stated in LM Aero's letter, we are allowing the process to move forward.

The EPA has no further comments on Objections 1 (Objection to the Incorporation of Flexible Permit into the Title V Permit) and 2 (Objection to the Incorporation of Permit No. 16862 into the Title V permit). Our 5/21/10 objection letter also contained 4 other objections in addition to those listed above on the proposed Title V Permit No. O1294. We have reviewed the Texas Commission on Environmental Quality (TCEQ) Executive Director's Response to EPA's Objection (RTO), dated 8/19/10, and have no further comments on the remaining 4 objections listed below.

- Objections 3 (Objection to Special Condition 15 for Failing to Meet Compliance Certification)
- Objection 4 (Objection to Permit Shield)
- Objection 5 (Objection to Special Permit Condition)
- Objection 6 (Objection for Failure to Include Applicable Monitoring Requirements).

Please note that EPA may review the issued permit if it receives a public petition pursuant to 40 CFR § 70.8(d). We are committed to working with the TCEQ to ensure that permits address all applicable requirements, including the Texas State Implementation Plan, and are consistent with the federally-approved Texas Title V air permitting program. If you have questions or wish to discuss this further, please contact Jeff Robinson, Chief, Air Permits Section at (214) 665-6435, or myself at (214) 665-7520. Thank you.

Stephanie Kordzi
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----- Forwarded by Stephanie Kordzi/R6/USEPA/US on 02/09/2012 01:27 PM -----

From: "Kim Strong" <Kim.Strong@tceq.texas.gov>
To: Stephanie Kordzi/R6/USEPA/US@EPA
Date: 01/30/2012 09:47 AM
Subject: Fwd: Lockheed Martin Aeronautics - Ft Worth Transition from a Flexible Permit to a Subchapter B Permit (Electronic Copy)

Stephanie,

I wanted to check back on the status of Lockheed's objection. They submitted their commitment to deflex in October. We wanted to see if this addressed EPA's concerns or what additional information is needed. TCEQ currently has seven other revision projects received from Lockheed. However, we can not review these until this objection is resolved.

Thanks,
Kim

>>> Kim Strong 1/5/2012 9:50 AM >>>
Stephanie,

We received the attached deflex commitment letter with a supplemental Title V Compliance Certification from Lockheed to address their objection. According to the letter they have been working with EPA on this resolution. I wanted to check if this resolves their objection or if additional information is still needed.

Thanks,
Kim Strong

>>> "Brown, Myrna L" <myrna.l.brown@lmco.com> 11/18/2011 11:19 AM >>>
Dear Messrs. Edlund and Hagle,

Please find attached documentation of Lockheed Martin Aeronautics' commitment to voluntarily transition its Texas Flexible Permit No. 16862 (Flexible Permit) at Air Force Plant #4 from a 30 TAC Chapter 116, Subchapter G permit to a 30 TAC Chapter 116, Subchapter B permit. Hard copies of the documents

were also mailed to your offices on November 17, 2011.

If you have any questions regarding this transmittal, please feel free to contact me at 817-763-2090.

Regards,

M. Lisa Brown
Manager, Environmental Resources
Lockheed Martin Aeronautics - Ft Worth



EPA Deflex Signed Certification.pdf