



## INDIANA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

*We Protect Hoosiers and Our Environment.*

100 N. Senate Avenue • Indianapolis, IN 46204

(800) 451-6027 • (317) 232-8603 • [www.idem.IN.gov](http://www.idem.IN.gov)

Eric J. Holcomb  
*Governor*

Brian C. Rockensuess  
*Commissioner*

To: Interested Parties

Date: October 31, 2024

From: Jenny Acker, Chief  
Permits Branch  
Office of Air Quality

Source Name: Ziese & Sons Excavating, Inc.

Permit Level: Registration Revocation

Permit Number: 777-48325-05349

Source Location: 2723 East 1500 North, Wheatfield, Indiana 46392

Type of Action Taken: Revocation of an existing permit

### Notice of Decision: Revocation

Please be advised that on behalf of the Commissioner of the Department of Environmental Management, I have issued a decision regarding the matter referenced above.

The final decision is available on the IDEM website at: <http://www.in.gov/apps/idem/caats/>  
To view the document, choose Search Option **by Permit Number**, then enter permit 48325. This search will also provide the application received date, and **final** permit issuance date.

The final decision is also available via IDEM's Virtual File Cabinet (VFC). Please go to: <https://www.in.gov/idem> and enter VFC in the search box. You will then have the option to search for permit documents using a variety of criteria.

*(continues on next page)*

If you would like to request a paper copy of the permit document, please contact IDEM's Office of Records Management:

IDEM - Office of Records Management  
Indiana Government Center North, Room 1207  
100 North Senate Avenue  
Indianapolis, IN 46204  
Phone: (317) 232-8667  
Fax: (317) 233-6647  
Email: [IDEMFILEROOM@idem.in.gov](mailto:IDEMFILEROOM@idem.in.gov)

Pursuant to IC 4-21.5-3-5(f) this revocation is effective fifteen (15) days after it is served. When served by U.S. mail, the order is effective eighteen (18) calendar days from the mailing of this notice pursuant to IC 4-21.5-3-2(e).

If you wish to challenge this decision, IC 4-21.5-3-7 and IC 13-15-7-3 require that you file a petition for administrative review. This petition describing your intent must be submitted to the Indiana Office of Administrative Law Proceedings, 100 N. Senate Avenue Suite N802, Indianapolis, IN 46204, **within eighteen (18) calendar days from the mailing of this notice**. The filing of a petition for administrative review is complete on the earliest of the following dates that apply to the filing:

- (1) the date the document is delivered to the Indiana Office of Administrative Law Proceedings (OALP); or
- (2) the date of the postmark on the envelope containing the document, if the document is mailed to OALP by U.S. mail; or
- (3) The date on which the document is deposited with a private carrier, as shown by receipt issued by the carrier, if the document is sent to the OALP by private carrier.

The petition must include facts demonstrating that you are either the applicant, a person aggrieved or adversely affected by the decision or otherwise entitled to review by law. Please identify the permit, decision, or other order for which you seek review by permit number, name of the applicant, location, date of this notice and all of the following:

- (1) the name and address of the person making the request;
- (2) the interest of the person making the request;
- (3) identification of any persons represented by the person making the request;
- (4) the reasons, with particularity, for the request;
- (5) the issues, with particularity, proposed for considerations at any hearing; and
- (6) identification of the terms and conditions which, in the judgment of the person making the request, would be appropriate in the case in question to satisfy the requirements of the law governing documents of the type issued by the Commissioner.

If you have technical questions regarding the enclosed documents, please contact the Office of Air Quality, Permits Branch at (317) 233-0178. Callers from within Indiana may call toll-free at 1-800-451-6027, ext. 3-0178.



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Commissioner

October 31, 2024

Jamie Vodar  
Ziese & Sons Excavating, Inc.  
6929 W. 109<sup>th</sup> Avenue  
Crown Point, IN 46307

Re: 777-48325-05349  
Revocation of Registration No. R089-29374-05349  
Master Agency Interest ID.: 105595

Dear Jamie Vodar:

Ziese & Sons Excavating, Inc. was issued a Registration No. R089-29374-05349 on July 29, 2011, for a portable excavating and concrete crushing facility, located at 2723 East 1500 North, Wheatfield, Indiana 46392.

On September 30, 2024, the Office of Air Quality (OAQ) received a letter from the source requesting that the registration be revoked, since the source has ceased operations.

Pursuant to 326 IAC 2-1.1-9, any permit to construct or operate or any permit revision approval granted by the commissioner may be revoked for any cause that establishes in the judgment of the commissioner the fact that continuance of the permit or permit revision approval is not consistent with the purposes of 326 IAC 2. Since the source is no longer in operation, the registration is no longer required.

The registration No. R089-29374-05349 issued on July 29, 2011, is hereby revoked. Pursuant to IC 4-21.5-3-5(a) and (b), this revocation letter is effective in eighteen (18) days from the date of this letter.

Please be advised that once this revocation is effective the source will no longer have approval to operate any emission units at this source. In addition, if there is a need in the future to operate any units at this source, construction and operation approval will be necessary pursuant to Indiana's New Source Review regulations. Once effective, this revocation cannot be withdrawn or rescinded.

A copy of the revocation is available on the Internet at: <http://www.in.gov/ai/appfiles/idem-caats/>. For additional information about air permits and how the public and interested parties can participate, refer to the IDEM Air Permits page on the Internet at: <https://www.in.gov/idem/airpermit/public-participation/>; and the Citizens' Guide to IDEM on the Internet at: <https://www.in.gov/idem/resources/citizens-guide-to-idem/>.

Ziese & Sons Excavating, Inc.  
Crown Point, Indiana  
Permit Reviewer: Anusuya Goswami

Page 2 of 2  
Revocation No. 777-48325-05349

If you have any questions regarding this matter, please contact Anusuya Goswami, Indiana Department Environmental Management, Office of Air Quality, Permits Branch, 100 North Senate Avenue, MC 61-53 IGCN 1003, Indianapolis, Indiana 46204-2251, or by telephone at (317) 234-8933 or (800) 451-6027, and ask for Anusuya Goswami or (317) 234-8933.

Sincerely,

  
Iryn Calilung, Section Chief  
Permits Branch  
Office of Air Quality

cc: File - Jasper County  
Jasper County Health Department  
Compliance and Enforcement Branch



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### SENT VIA U.S. MAIL: CONFIRMED DELIVERY AND SIGNATURE REQUESTED

TO: Jamie Vodar  
Ziese & Sons Excavating, Inc.  
6929 West 109<sup>th</sup> Avenue  
Crown Point, Indiana 46307

DATE: October 31, 2024

FROM: Jenny Acker, Branch Chief  
Permits Branch  
Office of Air Quality

SUBJECT: Final Decision  
Registration Revocation  
777-48325-05349

This notice is to inform you that a final decision has been issued for the air permit application referenced above.

Our records indicate that you are the contact person for this application. However, if you are not the appropriate person within your company to receive this document, please forward it to the correct person. In addition, the Notice of Decision has been sent to the OAQ Permits Branch Interested Parties List and, if applicable, the Consultant/Agent and/or Responsible Official/Authorized Individual.

**The final decision and supporting materials are available electronically;** the original signature page is enclosed for your convenience. The final decision and supporting materials available electronically at:

**IDEM's online searchable database:** <http://www.in.gov/apps/idem/caats/>. Choose Search Option by Permit Number, then enter permit 48325

and

**IDEM's Virtual File Cabinet (VFC):** <https://www.in.gov/idem>. Enter VFC in the search box, then search for permit documents using a variety of criteria, such as Program area, date range, permit #, Agency Interest Number, or Source ID.

If you have technical questions regarding the enclosed documents, please contact the Office of Air Quality, Permits Branch at (317) 233-0178, or toll-free at 1-800-451-6027 (ext. 3-0178), and ask to speak to the permit reviewer who prepared the permit. If you think you have received this document in error, or have difficulty accessing the documents online, please contact Joanne Smiddie-Brush of my staff at 1-800-451-6027 (ext 3-0185), or via e-mail at [jbrush@idem.IN.gov](mailto:jbrush@idem.IN.gov).

Final Applicant Cover Letter 8/20/20-acces via website





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**October 31, 2024**

**Ziese & Sons Excavating, Inc.  
777-48325-05349**

To: Interested Parties

This notice is to inform you that a final decision has been issued for the air permit application referenced above. This notice is for informational purposes only. You are not required to take any action.

You are receiving this notice because you asked to be on IDEM's notification list for this company and/or county; or because your property is nearby the company being permitted; or because you represent a local/regional government entity.

The enclosed Notice of Decision Letter provides additional information about the final permit decision.

The final decision and supporting materials are available electronically at:

IDEM's online searchable database: <http://www.in.gov/apps/idem/caats/> . Choose Search Option by Permit Number, then enter permit 48325

and


IDEM's Virtual File Cabinet (VFC): <https://www.in.gov/idem>. Enter VFC in the search box, then search for permit documents using a variety of criteria, such as Program area, date range, permit #, Agency Interest Number, or Source ID.

If you have technical questions regarding the enclosed documents, please contact the Office of Air Quality, Permits Branch at (317) 233-0178, or toll-free at 1-800-451-6027 (ext. 3-0178), and ask to speak to the permit reviewer who prepared the permit.

**Please Note:** *If you would like to be removed from the Air Permits mailing list, please contact Joanne Smiddie-Brush with the Air Permits Administration Section at 1-800-451-6027, ext. 3-0185 or via e-mail at [JBRUSH@IDEM.IN.GOV](mailto:JBRUSH@IDEM.IN.GOV). If you have recently moved and this Notice has been forwarded to you, please notify us of your new address and if you wish to remain on the mailing list. Mail that is returned to IDEM by the Post Office with a forwarding address in a different county will be removed from our list unless otherwise requested.*

Enclosure  
Final Interested Parties Cover Letter 10/13/2023

# Mail Code 61-53

IDEM Staff	JJACKSON 10/31/2024 Ziese & Sons Excavating Incorporated 777-48325-05349 (final)			AFFIX STAMP HERE IF USED AS CERTIFICATE OF MAILING
Name and address of Sender		Indiana Department of Environmental Management Office of Air Quality – Permits Branch 100 N. Senate Indianapolis, IN 46204	Type of Mail:  <b>CERTIFICATE OF MAILING ONLY</b>	

Line	Article Number	Name, Address, Street and Post Office Address	Postage	Handling Charges	Act. Value (If Registered)	Insured Value	Due Send if COD	R.R. Fee	S.D. Fee	S.H. Fee	Rest. Del. Fee	Remarks
1		Jamie Vodar Ziese & Sons Excavating Incorporated 6929 W 109th Ave Crown Point IN 46307 (Source CAATS) Sent Via UPS Campus Ship										
2		Jasper County Commissioners 115 W Washington St Rensselaer IN 47978 (Local Official)										
3		Jasper County Health Department 910 S Sparling Ave #1 Rensselaer IN 47978-9132 (Health Department)										
4		Mr. Kenny Haun PO Box 280 Rensselaer IN 47978 (Affected Party)										
5		Wheatfield Town Council 170 S Grace St Wheatfield IN 46392 (Local Official)										
6		Jeff Mayes News-Dispatch 422 Franklin St Michigan City IN 46360 (Affected Party)										
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Total number of pieces Listed by Sender	Total number of Pieces Received at Post Office	Postmaster, Per (Name of Receiving employee)	The full declaration of value is required on all domestic and international registered mail. The maximum indemnity payable for the reconstruction of nonnegotiable documents under Express Mail document reconstructing insurance is \$50,000 per piece subject to a limit of \$50,000 per occurrence. The maximum indemnity payable on Express mail merchandise insurance is \$500. The maximum indemnity payable is \$25,000 for registered mail, sent with optional postal insurance. See <b>Domestic Mail Manual R900, S913, and S921</b> for limitations of coverage on insured and COD mail. See <b>International Mail Manual</b> for limitations of coverage on international mail. Special handling charges apply only to Standard Mail (A) and Standard Mail (B) parcels.
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