



## 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

July 2, 2024

VIA ELECTRONIC MAIL

Andy Riley, Environmental Manager  
Irving Materials, Inc. – Stony Creek Stone  
1420 S. Union Street  
Kokomo, IN 46902  
[andy.riley@irvmat.com](mailto:andy.riley@irvmat.com)

Re: Inspection Summary/Warning Letter  
Irving Materials, Inc. – Stony Creek Stone  
Source ID: 057-00010  
Noblesville, Hamilton County

Dear Andy Riley:

On June 27, 2024, a representative of the Indiana Department of Environmental Management (IDEM), Office of Air Quality (OAQ), conducted an inspection of Irving Materials, Inc. – Stony Creek Stone, located at 12798 State Route 38 East in Noblesville, Indiana. This inspection was conducted pursuant to IC 13-14-2-2. For your information, and in accordance with IC 13-14-5, a summary of the inspection is provided below:

Inspection Type: Surveillance  
Inspection Results: No violations were observed

On June 20, 2024, IDEM received a complaint alleging that fugitive dust in violation of 326 IAC 6-4 exits the site listed above from material storage piles. Additionally, gravel material was alleged to have dropped from a truck exiting the site onto the roundabout and/or road outside of your operation. Please be aware that dust leaving your property borders (fugitive dust) would constitute a violation of 326 IAC 6-4. A copy of the fugitive dust rule can be found here: <http://iac.iga.in.gov/iac/T03260/A00060.PDF>.

During the complaint investigation, dirt was observed tracked onto Middletown Avenue from the truck exit although wet suppression had been recently applied. Additionally, gravel material was noted along the road and/or at the roundabout. Please take steps to ensure that dust emissions do not become fugitive by crossing your property border through adequate wet suppression or other means, such as a street sweeper, particularly at the truck exits of the site. If an OAQ representative observes a future violation of 326 IAC 6-4, OAQ may initiate enforcement proceedings that may result in legal action and the assessment of civil penalties.

Within thirty (30) days from the date of this letter, please submit a response indicating your intention to correct this situation. Please include any measures that will be taken to control the dust on a continual basis.

Please direct any response to this letter and any questions to Christopher Cissell, Compliance Inspector, at (317) 234-8646 or by email at [ccissell@idem.in.gov](mailto:ccissell@idem.in.gov). Thank you for your attention to this matter.

Sincerely,



Patrick Austin, Chief  
Compliance Section 3  
Office of Air Quality

ACES ID: 298890

cc: Christopher Cissell, Compliance and Enforcement Branch, Office of Air Quality  
Hamilton County Health Department  
Irving Materials, Inc. – ATTN: Mark Michael, EHS Manager, [mark.michael@irvmat.com](mailto:mark.michael@irvmat.com)

**INDIANA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT  
OFFICE OF AIR QUALITY  
FIELD INSPECTION REPORT**



SOURCE INFORMATION	
SOURCE NAME	Irving Materials, Inc. – Stony Creek Stone
SOURCE LOCATION	12798 State Route 38 East, Noblesville, Indiana Hamilton County
MAILING ADDRESS	1420 S. Union Street, Kokomo, IN 46902
PLANT ID	057-00010
<u>PERMIT INFORMATION</u>	Permit Type: SSOA Permit Number: 6615 Permit Expiration Date: N/A VFC Document No.(hyperlink): <a href="#">37039759</a>
ATTAINMENT STATUS	<input checked="" type="checkbox"/> Attainment for all criteria pollutants <input type="checkbox"/> Nonattainment for <input type="checkbox"/> SO <sub>2</sub> <input type="checkbox"/> CO <input type="checkbox"/> O <sub>3</sub> <input type="checkbox"/> NO <sub>2</sub> <input type="checkbox"/> Pb <input type="checkbox"/> PM <sub>10</sub> <input type="checkbox"/> PM <sub>2.5</sub>
SOURCE STATUS	<input type="checkbox"/> PSD Major (326 IAC 2-2) <input type="checkbox"/> Major Source of HAPs <input type="checkbox"/> Emission Offset (326 IAC 2-3) <input checked="" type="checkbox"/> Area Source of HAPs <input type="checkbox"/> Acid Rain (326 IAC 21)
<u>SOURCE DESCRIPTION</u>	Irving Materials, Inc. – Stony Creek Stone owns and operates a stationary crushed stone processing plant at this site. The plant has minimal operation during the winter months.

INSPECTION INFORMATION			
INSPECTED BY	Christopher Cissell		
INSPECTION DATE AND TIME	June 27, 2024	TIME IN: 11:35am	TIME OUT: 11:50am
REPORTED BY	Christopher Cissell	REPORT DATE: 7/1/2024	
<u>COMPLIANCE PERIOD REVIEWED</u>	June 27, 2024		
<u>INSPECTION NOTIFICATION</u>	<input checked="" type="checkbox"/> Unannounced <input type="checkbox"/> Announced:		
INSPECTION OBJECTIVE(S)	<input type="checkbox"/> Compliance Monitoring Strategy (CMS) <input type="checkbox"/> Commitment <input type="checkbox"/> Mega-Site: <input type="checkbox"/> FCE <input type="checkbox"/> PCE <input checked="" type="checkbox"/> Complaint <input type="checkbox"/> Other: <input type="checkbox"/> Surveillance		
ACES TRACKING NUMBER(S)	Inspection: 298890	Complaint: 298889	Violation/Warning: 298891
RM TRACKING NUMBER(S)	Complaint: 113160		
<u>INSPECTION BACKGROUND</u>	A complaint was submitted on 6/20/2024 concerning the presence of fugitive dust escaping from the material storage piles. Additionally, gravel material was dropped from a truck exiting the site onto the road/roundabout (Attachment 1). There have been previous complaint investigations involving fugitive dust issues as outlined below.		

SOURCE PERSONNEL INTERVIEWED			
<i>Name</i>	<i>Title</i>	<i>Phone Number</i>	<i>Email Address</i>
N/A	N/A	N/A	N/A

<b>INSPECTION AND COMPLAINT HISTORY (PREVIOUS 5 YEARS)</b>			
<i>Date</i>	<i>Inspection/Complaint Type</i>	<i>Result</i>	<i>Comments</i>
10/7/2020	Complaint	Warning	Fugitive dust complaint on 9/21/2020
6/23/2022	Complaint	Violations Noted	Fugitive dust complaint on 6/21/2022
1/23/2023	Commitment/Complaint	Warning	Fugitive dust complaint on 12/27/2022 and 1/18/2023
6/15/2023	Complaint	Violations Noted	Fugitive dust complaint on 6/2/2023 and 6/6/2023

<b>COMPLIANCE HISTORY (PREVIOUS 5 YEARS)</b>			
<b>Informal Enforcement Actions</b>			
<i>Date Issued</i>	<i>Action Taken</i>	<i>Describe Violation(s)</i>	
10/14/2020	Warning Letter	Potential for fugitive dust noted.	
7/6/2022	Violation Letter	Opacity and fugitive dust violations via dirt drag out noted.	
1/27/2023	Warning Letter	Potential for fugitive dust due to dirt drag out noted.	
6/20/2023	Violation Letter	Dirt was dragged onto the road and fugitive dust created by trucks leaving the property.	
<b>Formal Enforcement Actions</b>			
<i>Case Number</i>	<i>Enforcement Type</i>	<i>Civil Penalty</i>	<i>Describe Violation(s)</i>
N/A	N/A	N/A	N/A
<b>Other Relevant Actions</b>			
<i>Action Taken</i>	<i>Comments</i>		
N/A	N/A		

<b>INSPECTION OBSERVATIONS AND COMMENTS</b>
At the time of the surveillance, there was debris dragged out onto Middletown Avenue from outgoing trucks with loaded material (Photo 1). There was recent wet suppression applied at the truck exit. Additionally, gravel material was observed on Middletown Avenue and/or on the roundabout. There were no dust emissions observed at that time.

<b>INSPECTION FINDINGS</b>	
<input checked="" type="checkbox"/> No violations were observed or determined at the time of the inspection. <input type="checkbox"/> The following violations were determined at the time of the inspection:	
RECOMMENDED ACTION	Issue inspection summary/warning letter. A response is required within 30 days to address the concerns.
EXIT INTERVIEW	I did not explain my findings, recommendations, or conclusions to site personnel since I did not speak with anyone at the site.

<b>ATTACHMENTS</b>
<ul style="list-style-type: none"> <li>Attachment 1: RM Record #113160</li> </ul>

**SUPPORTING DOCUMENTATION**

**Photo No. 1**



Source Name:	Irving Materials, Inc. – Stony Creek Stone
Photographer:	Christopher Cissell, IDEM, Office of Air Quality
Date and Time:	June 27, 2024, 11:41am
Others Present:	N/A
Description:	Material was observed tracked onto Middletown Avenue upon arrival at the Stony Creek Stone operation. Wet suppression had been recently applied at the truck exit.