



# 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

**Bruno L. Pigott**  
Commissioner

April 7, 2020

David Abrams  
FCA US LLC Kokomo Casting Plant  
1001 East Boulevard  
Kokomo, IN 46904

Re: Stack Test Extension Response Letter  
FCA US LLC Kokomo Casting Plant  
Plant ID 067-00065  
Kokomo, Howard County

Dear David Abrams:

On April 1, 2020, the Indiana Department of Environmental Management (IDEM), Office of Air Quality (OAQ), received a request for an extension of compliance testing from FCA US LLC Kokomo Casting Plant located at 1001 East Boulevard in Kokomo, Indiana. The compliance testing is required to be conducted by June 17, 2020 for Reverberatory Furnace 7RF pursuant to permit number 067-41599-00065, Condition D.1.7.

According to FCA US LLC Kokomo Casting Plant, the compliance testing cannot be conducted by the designated deadline. In response to the novel coronavirus (COVID-19) outbreak, FCA ceased all plant operations indefinitely at its North America production facilities on March 18, 2020. Currently FCA is not certain of a restart date.

Thank you for your notification. In the instance that noncompliance is unavoidable directly due to impacts from COVID-19, IDEM will exercise enforcement discretion as appropriate. See IDEM's Enforcement Discretion, Extension of Submission Deadlines, and Waiver of Specific Regulations [https://www.in.gov/idem/files/coronavirus\\_enforcement\\_discretion.pdf](https://www.in.gov/idem/files/coronavirus_enforcement_discretion.pdf), IDEM's Written Correspondence and Electronic Signature Guidance <https://www.in.gov/idem/files/written%20correspondence%20and%20signature%20guidance.pdf>, and EPA's temporary policy regarding enforcement of environmental legal obligations titled COVID-19 Implications for EPA's Enforcement and Compliance Assurance Program guidance <https://www.epa.gov/sites/production/files/2020-03/documents/oecamemooncovid19implications.pdf>.

At this time, IDEM cannot approve your request to extend the permitted compliance testing deadline. Testing after the date specified in the permit constitutes a violation. However, if FCA US LLC notifies this office within 10 days of resuming operations of Reverberatory Furnace 7RF and compliance testing is adequately

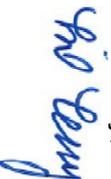
performed within 120 days from the date Reverberatory Furnace 7RF resumes operations of Reverberatory Furnace 7RF, no enforcement action will be taken for failing to test before the original deadline stated in your permit. The required notification of resumed operations can be emailed to [rhayes@IDEM.IN.gov](mailto:rhayes@IDEM.IN.gov) or mailed to:

Rebecca Hayes, Compliance Inspector  
Indiana Department of Environmental Management  
Compliance and Enforcement Branch, Office of Air Quality  
100 North Senate Avenue  
Indianapolis, Indiana 46204

IDEM also understands that FCA is planning to test Stack Melting Furnace SM3 and Reverberatory Furnace 4RF at the same time they test Furnace 7RF in order to demonstrate compliance with permit number 067-41599-00065, Condition D.1.1(c)(2), D.1.1(c)(4), and D.1.4.

Please direct any questions to Rebecca Hayes, Compliance Inspector, at 317-233-0033 or by email at [rhayes@IDEM.IN.gov](mailto:rhayes@IDEM.IN.gov).

Sincerely,



Phil Perry, Chief  
Compliance and Enforcement Branch  
Office of Air Quality

cc: Rebecca Hayes, Compliance and Enforcement Branch, Office of Air Quality  
Mr. Dave Cline, Compliance and Enforcement Branch, Office of Air Quality