

4 August 2003

Ms. Lloyd Eagan, Director
Bureau of Air Management
Wisconsin Department of Natural Resources
P.O. Box 7921
Madison, WI 53707

RE: Permit #99-BSP-912 Extension

On December 8, 2000, the Wisconsin Department of Natural Resources issued Air Pollution Control Permit #99-BSP-912 to Madison-Kipp Corporation allowing an increase in chlorine usage by the aluminum furnace RCI1. The permit required installation of a 100 foot stack to disperse 93 lbs/hr of hydrogen chlorine emissions, and compliance testing for particulate matter, visible emissions, chlorine, hydrogen chloride, aluminum soluble salts and 2,3,7,8 tetrachlorodibenzo-p-dioxin.

The installation of this furnace as well as other projects approved by the DNR during the 1990's at Kipp received a great deal of attention from the our neighborhood. Kipp lies in the middle of a residential neighborhood with yards abutting the foundry buildings. Public hearings during the permit process were attended by hundreds of residents who were concerned about the DNR decision to allow additional emissions into the neighborhood, especially since the DNR allowed Kipp every opportunity to avoid using any air pollution control measures. Despite neighborhood opposition and concerns, your air pollution control program still issued this permit. Many of the concerns raised by the adjacent neighbors are still under review by USEPA as part of a Title V petition filed by neighborhood residents in 2001.

It has been brought to our attention that Kipp did not complete the furnace project prior to expiration of the construction permit on May 8, 2001, but only recently installed the 100 foot stack required in the permit. Late completion of this project was allowed because your program approved an 18-month extension of the construction permit. We wish to express our dissatisfaction with your decision to grant an extension for this controversial project, especially without any public involvement. By extending the duration of the construction permit, Kipp will avoid complying with newer, more stringent regulations, such as the NR 445 hazardous air pollutant rules and an upcoming city noise ordinance.

Based on the 18-month extension, Permit #99-BSP-912 will now expire on December 8, 2003. Kipp must complete the 100 foot stack, conduct extensive compliance testing, and submit an operation permit application to the DNR by August 8th. If the company again fails to complete this project and submit an operation permit application by August 8th, neighbors hope there will be no further bending of the rules; a new construction permit should be required.

Sincerely,

Mark McFadden, Chair
SASYNA

cc:

DNR Secretary Hassett
Mayor Cieslewicz
Representative Miller
Representative Baldwin
Alder Olson

(mailing address

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