

EPA – Review of NSPS for Grain Elevators, Temporary Storage



Background

- In early 2006, an Illinois EPA (IEPA) inspector attempted to classify a particular type of temporary storage facility as “permanent” grain storage.
- The type of temporary storage systems in question by the IEPA have been widely used by grain elevators across the country for at least 25 years.

EPA New Source Performance Standard

- The New Source Performance Standards (NSPS) for Grain Elevators, *40 CFR 60 Subpart DD* is applicable to those elevators that have permanent grain storage above the 2.5M bushel threshold or processing facilities over 1M bushels.
- The standard has never been applicable to temporary grain storage that is outside of the mentioned structures in the definition of permanent storage capacity.

EPA's Decision

- EPA came to a tentative conclusion that some types of temporary grain storage structures should be classified as permanent storage under the NSPS.
- The Agency considers certain classes of temporary storage to be permanent storage based upon the *Webster's Dictionary* definition of "bin."

NSPS Subpart DD Coalition

■ NSPS Subpart DD Coalition

- NGFA is co-chairing a joint effort with the National Oilseed Processors Association to interact with EPA during review of NSPS for Grain Elevators.
- The Coalition had multiple meetings with EPA to develop data collection questionnaire which was distributed to nine member companies and to review results.
- EPA will use information from survey to determine potential changes to the standard.
- The Coalition requested that November 2007 letter be rescinded as part of rulemaking process

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- New Source Performance Standard – Risks
 - Temporary storage classified as permanent
 - More facilities will exceed 2.5 million bushels permanent storage.
- Capital costs could exceed over \$100,000 per elevator if permanent storage is required instead of temporary.
- 12 to 18 months before decision will be made by Agency.

National Grain & Feed Association/
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Thank you!!

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