

BEFORE THE ENVIRONMENTAL QUALITY COMMISSION

OF THE STATE OF OREGON

)	AMENDMENT 2
IN THE MATTER OF)	MUTUAL AGREEMENT
OWENS-BROCKWAY GLASS)	AND FINAL ORDER
CONTAINER, INC.,)	
a Delaware corporation,	Respondent.)	CASE NO. AQ/V-NWR-2020-208

WHEREAS:

1. On October 22, 2021, the Department of Environmental Quality (DEQ) and Respondent entered into Mutual Agreement and Final Order (MAO) No. AQ/V-NWR-2020-208.

2. On March 3, 2022, DEQ and Respondent amended the MAO to include a Supplemental Environmental Project (MAO Amendment 1).

3. On June 30, 2022, according to Section II, paragraph 3.a.i of the MAO, Respondent submitted an application to install Catalytic Ceramic Filter (CCF) controls on Furnace D (GM4) at the Facility (the PCD Application).

4. On November 1, 2022, DEQ approved the PCD Application by issuing Construction Air Contaminant Discharge Permit No. 26-1876-CS-01.

5. Respondent has completed the MAO requirements to execute a contract with a vendor to purchase the CCF controls (MAO Section II, paragraph 3.b.ii) and to complete construction drawings (MAO Section II, paragraph 3.b.iii).

6. In April 2023, Respondent applied to the City of Portland for a building permit for the CCF project. Since April 2023, Respondent has submitted monthly reports to DEQ regarding its progress with the CCF project, including City of Portland permitting.

7. On December 1, 2023, Respondent submitted a request to DEQ to extend remaining MAO deadlines due to the status of the City of Portland permitting process.

8. On July 21, 2023, Respondent placed Furnace D (GM4) into a hot hold status. As of the date of this MAO Amendment 2, Respondent is unable to forecast with precision when Furnace D will resume glass making.

1 NOW, THEREFORE, Respondent and DEQ hereby agree that:

2 1. Section II, Paragraph 3.b.iv of the of the MAO is amended to extend the deadline to begin
3 on-site construction to January 31, 2024.

4 2. Section II, Paragraph 3.b.v(1) of the of the MAO is amended to extend the deadline to
5 complete installation of the CCF controls to June 30, 2024.

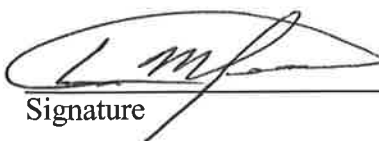
6 3. Section II, Paragraph 3.b.v(2) of the of the MAO is amended to extend the deadline to
7 begin operating the CCF controls to June 30, 2024, or the date that Respondent resumes glass
8 making in Furnace D, whichever is later. Respondent must submit a written notification to DEQ on
9 the date that it resumes operation of Furnace D.

10 4. Section II, paragraph 3.b.vi of the of the MAO is amended to extend the deadline to
11 complete source testing to 90 days after Respondent begins operation of the CCF controls according
12 to Paragraph 3 above.

13 5. Section II, paragraph 4 of the MAO is amended to substitute Weston Li for George Yun as
14 the Northwest Region air quality permitting contact for DEQ: Weston Li, Oregon DEQ, 700 NE
15 Multnomah Street, Suite 600, Portland, OR 97232 or Weston.Li@deq.state.or.us.

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OWENS-BROCKWAY GLASS CONTAINER, INC.,
RESPONDENT



Date

Timothy Connors
Name (print)

Managing Director O-I Americas North
Title (print)

DEPARTMENT OF ENVIRONMENTAL QUALITY and
ENVIRONMENTAL QUALITY COMMISSION

12/8/2023
Date

Kieran O'Donnell Manager
Office of Compliance and Enforcement
on behalf of DEQ pursuant to OAR 340-012-0170
on behalf of the EQC pursuant to OAR 340-011-0505