



Oregon

Kate Brown, Governor

Department of Environmental Quality
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August 11, 2021

Owens-Brockway Glass Container, Inc.
c/o John Browning, P.E.
Bridgewater Group
7100 SW Hampton Street
Commerce Plaza Suite 235
Tigard, OR 97223

Re: Owens-Brockway Glass Container, Inc., Request for Extension of Time to Submit Cleaner Air Oregon Information

Mr. Browning,

DEQ received a written request for extension of time to complete Cleaner Air Oregon (CAO) requirements related to the submittal of a Level 3 Risk Assessment from Bridgewater Group on behalf of Owens-Brockway Glass Container, Inc. (Owens) dated August 3, 2021 (Extension Request). Owens' Level 3 Risk Assessment is currently due on August 19, 2021, according to OAR 340-245-0030(1)(e). In the Extension Request, Owens proposed to submit a revised Emissions Inventory, Modeling Protocol, Level 4 Risk Assessment Work Plan, and Level 4 Risk Assessment to reflect Owens' decision to permanently cease operation of Furnace A, as well as amend the level of Risk Assessment from a Level 3 to a Level 4. Owens proposes to provide these revised submittals to DEQ by September 20, 2021.

In previous correspondence dated May 10, 2021, DEQ required that Owens update the approved CAO Emissions Inventory, Modeling Protocol, and Level 3 Risk Assessment Work Plan to reflect Owens' decision to permanently cease operation of Furnace A and to submit those revised documents by May 21, 2021. Owens has not provided these updated submittals nor demonstrated progress towards meeting DEQ's request.

DEQ will not authorize an extension in accordance with OAR 340-245-0030(3) as Owens has already selected and submitted documents for a Level 3 Risk Assessment, which, pursuant to OAR 340-245-0030(1)(e), require submittal of a final Level 3 Risk Assessment by August 19, 2021.

However, DEQ appreciates that Owens is requesting an extension to incorporate additional site-specific considerations into a Level 4 Risk Assessment. Given that Owens has submitted a Title V Administrative Amendment Application (No. 33235) to remove Furnace A from the operating Permit, but has not yet submitted the revised CAO Risk Assessment materials to reflect removal of this Significant TEU, as was requested in DEQ's May 10, 2021 letter, DEQ requires submittal of the following revised documents with the timelines indicated below, pursuant to OAR 340-245-0030(4)(b):

26-1876 Owens-Brockway Glass Container, Inc.

1. Submit the Emissions Inventory by **August 19, 2021**.
2. Submit the Modeling Protocol, Level 4 Risk Assessment Work Plan, and Level 4 Risk Assessment no later than **September 20, 2021**.

Unless approved otherwise, Owens-Brockway and/or its consultant must schedule and attend weekly technical meetings with DEQ and OHA staff to discuss preparation of your Modeling Protocol, Level 4 Risk Assessment Work Plan, and Level 4 Risk Assessment until all documents are reviewed and approved by DEQ.

DEQ is not inclined to grant further requests for extensions given Owens-Brockway's lack of demonstrated progress on the initially proposed Level 3 path, and lack of clear and timely communication with the Cleaner Air Oregon Program regarding substantial project changes. Please contact me directly at 503.229.5247 or billings.kenzie@deq.state.or.us.

Sincerely,

Kenzie Billings
DEQ CAO Project Manager

Cc: Keith Johnson, DEQ
J.R. Giska, DEQ
Ali Mirzakhali, DEQ
Anzie St. Clair, DEQ
George Yun, DEQ
Geoff Tichenor, Stoel Rives
File