

# IDEM PERMIT



**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)

Michael R. Pence  
Governor

September 30, 2015

Carol S. Comer  
Commissioner

Vexor Energy of Indiana, LLC  
Attn: Steven M. Berry  
President  
955 West Smith Road  
Medina, Ohio 44256

Dear Mr. Berry:

Re: Solid Waste Processing Facility Permit  
Vexor Energy of Indiana, LLC – Gary Facility  
FP 45-49  
Lake County

Vexor Energy of Indiana, LLC's permit application for the Vexor Energy of Indiana, LLC processing facility is approved. You, the permittee, must comply with Indiana's rules for solid waste processing facilities (329 IAC 11) and the terms of this permit.

The facility is a solid waste processing facility that receives non-hazardous solid waste from multiple sources to process and produce an alternative fuel with a consistent heating value. Oil or liquid wastes may be mixed with absorbent solid wastes in a container to increase the heating value of the waste. The facility may recycle or dispose miscellaneous solid waste separated from the alternative fuel blend. Solid waste to be disposed will go to a permitted landfill or another permitted facility.

The facility has approximately 6 acres approved for processing. It is located at 6480 Industrial Highway, Gary.

This permit expires on **September 1, 2020**. To operate past this date, you must submit a renewal application on or before **May 4, 2020**.

Public records for your facility are available in IDEM's Virtual File Cabinet (VFC) at [www.IN.gov/idem](http://www.IN.gov/idem). Documents related to this approval include the application dated October 27, 2014 (VFC #80110829) and supplemental information dated February 3, 2015 (VFC #80015436), April 8, 2015 (VFC #80026085), and June 19, 2015 (VFC #80110661).

You can review the Indiana Code (IC) and the Indiana Administrative Code (IAC) references in this document at [iaa.IN.gov](http://iaa.IN.gov). IC references are under the "Laws" link. IAC references are under the "Publications" link.

Please note, as the owner or operator of this facility, and owner of the land upon which it is located, you are liable for any environmental harm caused by this facility (329 IAC 11-11-4(b)).

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Vexor Energy of Indiana, LLC  
FP 45-49

Page 2  
Permit Approval

This permit will not become effective until you submit one of the following to IDEM: (1) documentation that real estate transfers necessary to vest legal title of the real estate upon which the permitted activity is to occur in the name of the owner listed on the application have been completed, executed, and recorded, or (2) documentation that the permittee and the facility property owner have entered into an agreement regarding the leasing of the facility property (329 IAC 11-11-1(c), 329 IAC 11-9-2(a)(10)).

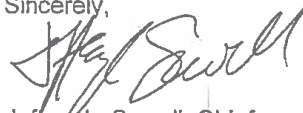
If you do not comply with the requirements of this permit, IDEM may modify or revoke this permit (329 IAC 11-11-6) or initiate an enforcement action.

This permit does not: convey property rights of any sort or any exclusive privileges; authorize injury to any person or private property or invasion of other private rights or any infringement of federal, state, or local laws or regulations; or preempt any duty to comply with other state or local requirements (329 IAC 11-11-4(a)).

If you wish to appeal this decision, you must file a request for administrative review with the Office of Environmental Adjudication within 18 days after the postmark of this letter. The enclosed Notice of Decision notifies you of additional important details regarding the appeal process and your rights and responsibilities for filing an adequate and timely appeal.

Your attention to the requirements for managing, containing, and disposing of waste and leachate protects public health and the environment in your community. Please contact us or your compliance inspector if you have any questions or concerns regarding this permit. We may be contacted by calling (800) 451-6027 and asking for Alicia Brown, by calling Alicia Brown directly at (317) 232-8734, or by e-mail at [albrown@idem.IN.gov](mailto:albrown@idem.IN.gov).

Sincerely,



Jeffrey L. Sewell, Chief  
Permits Branch  
Office of Land Quality

Enclosures: Permit Requirements  
Notice of Decision  
Guide to Appeals Process  
Letter to the Post Tribune  
Letter to the Times of Northwest Indiana  
Letter to the Gary Public Library: Brunswick Branch

cc with enclosures: Lake County Health Department  
Lake County Commissioners  
Lake County Solid Waste Management District  
Director, IDEM Northwest Regional Office  
The Honorable Karen Freeman-Wilson, Mayor of Gary  
The Honorable Kyle W. Allen, Sr., President, Gary Common Council  
Patrick F. Oberth, Vexor Technology, Inc. (e-mail)