



Missouri Department of dnr.mo.gov

NATURAL RESOURCES

Michael L. Parson, Governor

Carol S. Comer, Director

APR 01 2019

CERTIFIED MAIL – 7017 0530 0000 1119 2102
RETURN RECEIPT REQUESTED

Mr. David R. Zoghby
Senior Director of Marketing and Commercial Contracts
EBV Explosives Environmental Company
dba General Dynamics Ordnance and Tactical Systems-Munition Services
P.O. Box 1386
Joplin, MO 64802

RE: Class 2 Permit Modification Request Approval
EBV Explosives Environmental Company, Joplin, Missouri
EPA ID# MOD985798164

Dear Mr. Zoghby:

The Missouri Department of Natural Resources hereby approves EBV Explosives Environmental Company's (EBV) Class 2 Permit Modification request, dated October 31, 2018, with a conditional schedule of compliance. The modification request was to convert Building #4 into a Resource Conservation and Recovery Act permitted containment building for storing and treating up to 2400 pounds net explosive weight of Class 1.1 explosive munitions. This addition results in a less than 25 percent increase in EBV's treatment and storage capacity.

The Department agrees with EBV that this is a Class 2 Permit Modification request, according to Code of State Regulations 10 CSR 25-7.270(1), incorporating Code of Federal Regulations 40 CFR 270.42, Appendix I, M.1.b. EBV conducted public participation activities for the Class 2 Permit Modification request, as required by 10 CSR 25-7.270(1), incorporating 40 CFR 270.42(b). The 60-day public comment period began November 1, 2018, and ended December 31, 2018. EBV held a public meeting about the modification request on December 5, 2018. The Department did not receive any comments on the modification request during the public comment period.

Our decision to approve the Class 2 Permit Modification request is based on a thorough technical review of the modification request and applicable federal and state laws and regulations. We are approving the permit modification request with the following schedule of compliance item:

1. Within 30 calendar days from the date of this approval letter, EBV shall revise and resubmit the Part A permit application to the Department, incorporating Building #4 as a permitted containment building.



Mr. David R. Zoghby
Page 2

The Department sent a notice of the approved Class 2 Permit Modification to everyone on the facility mailing list and the appropriate units of state and local government, as required by 10 CSR 25-7.270(1), incorporating 40 CFR 270.42(f)(1). We also posted this letter on the Department's website at dnr.mo.gov/env/hwp/permits/notices.htm. Supporting documents are not available on the Department's website due to their file size. A copy of the notification letters are included with this letter.

The approved Class 2 Permit Modification is effective immediately. Please be aware that any parties adversely affected or aggrieved by the Department's decision to approve the Class 2 Permit Modification, or specific conditions of the Class 2 Permit Modification, may be entitled to pursue an appeal before the Administrative Hearing Commission (AHC), according to 10 CSR 25-7.270(1), incorporating 40 CFR 270.42(f)(2), and 10 CSR 25-8.124(2). The petition must be filed with the AHC by MAY 01 2019 , according to the procedures outlined in Missouri Revised Statutes, Sections 260.395.11 and 621.250, RSMo. Contact information for the AHC can be found online at ahc.mo.gov, or by calling 573-751-2422. The Department also asks that a copy of the petition be provided to the Missouri Department of Natural Resources, ATTN: Waste Management Program Director, P.O. Box 176, Jefferson City, MO 65102-0176, or by fax to 573-526-3902.

If you have questions regarding this letter, please contact Mr. Justin Blind, of my staff at the Missouri Department of Natural Resources, Waste Management Program, P.O. Box 176, Jefferson City, MO 65102-0176, by telephone at 573-751-1173 or 1-800-361-4827, or by e-mail at Justin.Blind@dnr.mo.gov. Thank you.

Sincerely,

WASTE MANAGEMENT PROGRAM

[Original signed by Chris Nagel]

Chris Nagel
Director

CN:jbl

Enclosures

c: Senator Roy Blunt, U.S. Senate
 Senator Joshua Hawley, U.S. Senate
 Congressman Billy Long, U.S. House of Representatives
 Senator Bill White, Missouri Senate
 Representative Cody Smith, Missouri House of Representatives
 Mayor Gary Shaw, City of Joplin
 Presiding Commissioner John Bartosh, Jasper County
 Missouri State Coordinator, U.S. EPA Region 7
 Southwest Regional Office, Missouri Department of Natural Resources