



KANSAS
DEPARTMENT OF HEALTH & ENVIRONMENT
KATHLEEN SEBELIUS, GOVERNOR
Roderick L. Bremby, Secretary

FACSIMILE TRANSMITTAL FORM
BUREAU OF WATER
INDUSTRIAL PROGRAMS SECTION
1000 SW JACKSON, SUITE 420
TOPEKA, KS 66612-1367

DATE: 2003-09-12

TO: J. Moffett FAX: 316-283-1122

FROM: Don Carlson PHONE: 785-296-5547

COVER SHEET PLUS NUMBER OF PAGES: 4

COMMENTS: Per my telephone conversation with
Tom Row on Sept. 12.

I checked with our Bureau of Environmental Remediation
Tank Program. Their regs are not pertinent to what you are
considering. I provided a list of tank companies. If
you can't get a phone number or address off the internet, give
me a call and I'll see what I can dig up. If for any
reason any "hazardous waste" will be directed to the tank,
I suggest you contact Martafa Kamal at 785-296-1609 to address
hazardous waste storage tank requirements that may be applicable.

Don Carlson
2003-09-12



K A N S A S

RODERICK L. BREMBY, SECRETARY

DEPARTMENT OF HEALTH AND ENVIRONMENT

KATHLEEN SEBELIUS, GOVERNOR

September 22, 2003

Mr. Tim Ross
Halstead Body and Paint
1827 50th St.
Peabody, KS 66866

Dear Mr. Ross:

This office evaluates the need for construction and operating permits and issues appropriate permits to industrial sources of emissions of regulated air pollutants. Processes or activities which have a potential-to-emit regulated air pollutants greater than the thresholds identified in K.A.R. 28-19-300 (a) and (b) or are in categories specified in that regulation are required to apply for a preconstruction permit. Processes or activities as identified in K.A.R. 28-19-500 or are in categories specified in that regulation are required to apply for an air operating permit.

This office received an inquiry on September 12, 2003 as to the need for an automotive body and paint shop to obtain an air emissions permit from this office. Previous inquiries from automotive paint and body shops have resulted in evaluations of the potential-to-emit from those activities and a determination that those types of activities are incapable of having a potential-to-emit which would require a construction or operating permit. Also, those types of operations currently do not fall in a category which would require a construction or operating permit. If the situation changes in the future, this agency will conduct an outreach program to notify owners or operators.

DIVISION OF ENVIRONMENT
Bureau of Air & Radiation
Air Construction Permit Section

CURTIS STATE OFFICE BUILDING, 1000 SW JACKSON ST., STE 310, TOPEKA, KS 66612-1366
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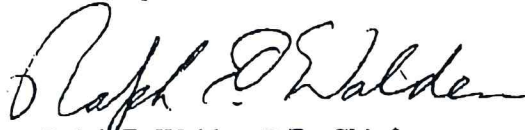
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Mr. Tim Ross

September 22, 2003

This letter does not relieve the owner or operator of a facility of the obligation to obtain other approvals, permits, licenses, or documents of sanction which may be required by other federal, state, or local government agencies. In particular, it is recommended that the owner or operator of a facility determine the applicability of any zoning requirements.

Sincerely,



Ralph E. Walden, P.E., Chief
Air Construction Permit Section
Bureau of Air and Radiation

REW:saw

c: NCDO

To Planning Commission of Marion KS

I would like to get the okay to start a body shop at 1827 50th, Peabody KS.

The diagram that I have done shows all of the buildings on site at the present time. I will not build a new building to start this business at this location.

There will be a 4'x6' non luminous sign on the southwest corner of the building.

Paint waste hazardous products will be collected and removed by a hazardous waste company.

Marion County fire codes will be used and followed for this business.

When talking to David Brazil about this business his largest concern was about waste water.

The main use for water will be to use the car off as I sand the car before painting. Washing mud off before work starts, letting snow melt off before work starts.

I don't intend to wash grease, antifreeze or any other hazardous waste products down the drain that would contaminate our ground water.

I would like to put in a gravel pit to collect all dirt residue that would be left instead of a tank or a waste pond if at all possible.

Thank you for your time to look at this proposal and look forward to talking with you at the next meeting.

— Thanks

— Tim Ross