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Air Enforcement: Arkansas Department of Energy and Environment - Division of Environmental Quality and DeWitt Farm Equipment Manufacturing Facility Enter into Consent Administrative Order

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The Arkansas Department of Energy and Environment - Division of Environmental Quality (“DEQ”) and Industrial Iron Works, Inc. - Adams Fertilizer Equipment (“IIW”) entered into a February 27th Consent Administrative Order (“CAO”) addressing alleged violations of an Air Permit. See LIS No. 25-015.

The CAO provides that IIW owns and operates a farm equipment manufacturing facility in DeWitt, Arkansas.

The facility operates pursuant to an Air Permit.

The facility is stated to use one product, SPCLTY HH BBQ Black, manufactured by Rust-Oleum, which contains 3.11 lbs/gal of acetone. This product is stated to exceed the permitted limit of acetone content violating Specific Condition 15 of the Permit. Further, the facility is stated to utilize an unpermitted natural gas oven and an unpermitted steam cleaner. As a result, it is alleged that the facility failed to modify their Permit prior to installation of the emission sources violating General Condition 16 of the Air Permit.

IIW is stated to have requested consideration in correspondence dated September 12, 2023, under DEQ’s Environmental Self-Disclosure Incentive Policy (“Policy”) for the disclosure of exceedances of permitted levels of Hexamethylene diisocyanate emissions content, permitted levels of acetone emission content, and two unpermitted sources. The facility is stated to have submitted an Air Permit Modification Application on October 23, 2023, to add the unpermitted natural gas oven and steam cleaner to the Permit and increase the HAP and acetone content limits.

DEQ determined that IIW met 8 of the 8 conditions of the Policy. Therefore, DEQ determined it could mitigate up to 100% of the gravity-based component of any civil and administrative penalty in a CAO regarding the self-disclosed violations.

DEQ issued Air Permit 2040-AR-4 on July 1, 2024, which incorporates the natural gas oven and steam cleaner and addresses the HAP (HDI) content and increased acetone content limits.

IIW neither admits nor denies the factual and legal allegations contained in the CAO.

A copy of the CAO can be downloaded [here](#).