ADEQ
MINOR SOURCE
AIR PERMIT

Permit #: 778-AR-7

IS ISSUED TO:

L'Oreal USA Products, Inc
11500 Maybelline Road
North Little Rock, AR 72117
Pulaski County
CSN: 60-0578

THIS PERMIT IS YOUR AUTHORITY TO CONSTRUCT, MODIFY, OPERATE, AND/OR MAINTAIN THE EQUIPMENT AND/OR FACILITY IN THE MANNER AS SET FORTH IN THE DEPARTMENT'S MINOR SOURCE AIR PERMIT AND YOUR APPLICATION. THIS PERMIT IS ISSUED PURSUANT TO THE PROVISIONS OF THE ARKANSAS WATER AND AIR POLLUTION CONTROL ACT (ARK. CODE ANN. SEC. 8-4-101 ET SEQ.) AND THE REGULATIONS PROMULGATED THEREUNDER, AND IS SUBJECT TO ALL LIMITS AND CONDITIONS CONTAINED HEREIN.

Signed:

_____
Keith A. Michaels

January 30, 2002
Date

SECTION I: FACILITY INFORMATION

PERMITTEE:	L'Oreal USA Products, Inc
CSN:	60-0578
PERMIT NUMBER:	778-AR-7
FACILITY ADDRESS:	11500 Maybelline Road North Little Rock, AR 72117
COUNTY:	Pulaski
CONTACT POSITION:	Holly Anderson, Sr. Environmental Engineer
TELEPHONE NUMBER:	(501) 955-8572
FAX NUMBER:	(501) 955-8484
REVIEWING ENGINEER:	Charles Hurt
UTM North-South (Y):	Zone 15 [3849.0]
UTM East-West (X):	Zone 15 [579.0]

SECTION II: INTRODUCTION

Summary

This modification includes:

1. A name change from Cosmair Cosmetics Corporation to L'Oreal USA Products, Inc.;

2. Retire emission point SN-29 and its associated equipment;

3. Update the insignificant activities list to show two (2) hoods with vents at the welding operation; and

4. Add a new mascara production process with a vent and condenser to control VOC emissions (SN-33).

These changes will result in an overall reduction of VOC emissions to 33.0 tons per year.

Process Description

L'Oreal USA Products, Inc. produces a variety of cosmetic products that include powder make-ups, liquid make-ups, mascara, and lipsticks. These products are mixed according to specific formulae. Raw materials including talc, mica, pigments, etc., arrive at the facility by truck and are unloaded at the receiving dock. All raw materials are inspected or analyzed and compared to established standards. After approval, the raw materials are moved to the warehouse where they are stored until needed. The ingredients are preweighed in a specific area known as the weigh room. The weigh room contains local exhaust ventilation provided to keep air contaminants below permissible levels and to prevent cross contamination of raw materials. After weighing, the raw materials are transferred to mixing areas where the final products are formulated. After formulation the various products are either stored or piped to the packaging areas where the product containers are filled and packaged for shipping.

Powder Product Manufacturing

Once the powder products are mixed in bulk, they are stored in drums and, when needed, transported to filling areas for pressing into cakes or filling loose powder containers. The individual cakes are assembled in compact assembly areas prior to packaging. The central HVAC system provides ventilation for all weighing, milling, pressing, filling, assembly, and

cleaning of powder products.

Liquids Manufacturing

Liquids manufacturing includes all water and other solvent based products, such as, mascara, liquid makeup, eye makeup remover, eye liner, etc. Raw materials from the weigh room are moved to the compounding area for mixing. The majority of the finished products are piped directly to the filling lines where individual products are filled and packaged prior to shipping. All emissions are considered fugitive and consist of trace amounts of VOCs. All fugitive emissions are collected by the central HVAC system.

The facility is installing a new mascara production system (SN-33) that includes two mixing vessels, an overhead condenser, and vacuum system. The two mixing vessels consist of a 1,500 liter processing vessel and a 1,000 liter phase vessel. The processing vessel is the primary mixing vessel used for mascara production and operates under a vacuum. The vessel initially contains an organic solvent (petroleum distillate or specially denatured alcohol, depending on the specific formula being manufactured) that is heated during the production process. As the desired mixing temperatures are achieved, additional raw material is fed to the vessel by induction. Induction feeding uses a vacuum system to introduce the raw materials into the processing vessel causing an increase in pressure and an increase in oxygen concentration. As the oxygen concentration increases, explosion risk is increased, thus requiring the removal of excess oxygen from the processing vessel. To decrease the explosion risk, the vapor inside the vessel is sampled throughout the process to determine the oxygen concentration. If the oxygen concentration is greater than 0.5%, a nitrogen purge is initiated, removing the excess oxygen, nitrogen and VOCs. This gas/vapor mixture is then passed through an overhead condenser to condense the VOCs attempting to return as much solvent as possible to the vessel. The efficiency of the condenser is 60% to 80%. The remaining gas/vapors are removed from the building using an in-line fan. Once the oxygen concentration is below 0.5%, the nitrogen purge is stopped and a vacuum is reestablished in the vessel. Following a purge and after achieving normal operating conditions, the induction process is repeated until all raw materials are transferred to the processing vessel. Once the entire manufacturing procedure is completed the vessel is emptied and cleaned using a spray/swab of petroleum distillate followed by hot water and detergent.

Lipstick Manufacturing

Lipstick manufacturing includes all lipsticks, lip glosses, and cover sticks. Raw materials are mixed in the lipstick compounding department. The complete formulas are then transferred to plastic buckets where they harden. For products that are to be manufactured manually, the buckets are transferred to the lipstick molding tables where they are melted and poured into

molds. The molds are placed on a cooling table to harden. Finished molded lipsticks are inserted manually into swivels and flamed prior to labeling and packaging. For all other products, the buckets are transferred to the reservoir on the automatic molding machine where the lipstick formula is melted and injected into molds. The mold table is chilled to harden the lipstick which is then inserted into the swivel and the lipstick is air ejected from the mold. The lipstick/swivel assembly is placed into a puck for transport through the flame section where it is flamed prior to labeling and packaging. The only emissions are fugitive and consist of trace amounts of flavors and fragrances. All fugitive emissions are collected by the central HVAC system.

Nail Color Manufacturing

L'Oreal receives nail color in 55 gallon drums from another manufacturer. The drums are stored in Building III prior to transfer to the filling area. Drums are taken to the filling area and connected to explosion proof pumps to transfer nail color to the filling kettles. Individual nail color bottles are loaded onto the automatic filling lines for filling, capping, labeling and packaging. Acetone is used for all cleaning in this area. Filling lines are flushed with acetone from the acetone recovery unit. Flushing of the lines occurs under a custom hood to collect acetone vapors. After cleaning, all waste acetone is pumped via a closed system directly to the recovery tank of the acetone distillation unit. Emissions, which may also contains trace amounts of VOCs from nail enamel, occur from the building floor vents, the line hood, the recovery still, and enamel vacuum pump vents.

Packaging

L'Oreal packages individual cosmetic products in blister packs. These blisters are formed from PVC film. Rolls of PVC film are automatically fed through the blister former machines. The PVC is heated until soft and pressed onto metal forms to create blisters in the desired shape and size. The blisters are then punched from the sheets. Waste PVC is baled and sold for recycling off site. Emissions result from sporadic equipment malfunctions in which the PVC is held longer than necessary on the heaters and begins to burn. Emissions from these burns are pulled through the roof vents with fans.

Regulations

This facility is subject to regulation under the *Arkansas Air Pollution Control Code* (Regulation 18) and the *Regulations of the Arkansas Plan of Implementation for Air Pollution Control* (Regulation 19).

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The following table is a summary of the facility's total emissions.

TOTAL ALLOWABLE EMISSIONS		
Pollutant	Emission Rates	
	lb/hr	tpy
PM	4.6	17.6
PM_{10}	4.6	17.6
SO_2	8.6	0.8
VOC	33.9	33.0
CO	1.0	4.0
NO_x	2.4	4.8
Acetone	10.7	37.8
HCl	2.3	0.1
Chlorine	0.1	0.1

SECTION III: PERMIT HISTORY

Permit #778-A was issued to Maybelline for the incineration of off-spec products in a waste fired boiler.

Permit #778-AR-1 was issued on May 25, 1994. It covered several previously unpermitted sources (SN-02 through SN-13).

Permit #778-AR-2 was issued on March 21, 1995. It was issued to assign enforceable permit limits that would allow Maybelline to operate as a synthetic minor source.

Permit #778-AR-3 was issued on March 12, 1998. This permit allowed the addition of a vent in the Great Wear Make-up production area. It also allowed for the removal of the soap production area and updated the process description to account for previous minor modifications.

Permit #778-AR-4 was issued on June 2, 1998. It allowed for the addition of vents in the Great Wear Blush production area. This modification also removed the waste fired boiler (SN-01), paint booth (SN-12), and the waste fired boiler cooling tower (SN-16).

Permit #778-AR-5 was issued on July 20, 1999. It changed the name of the facility to Cosmair Cosmetics Corporation. It also allowed a change in the hours of operation of the two utility boilers (SN-02 & SN-03) and a redistribution of the emissions among the vents in the Nail Color Production areas (SN-05 A-E & SN-30). Also, SN-23 was removed.

Permit #778-AR-6 was issued on September 1, 1999 to Cosmair Cosmetics Corporation. The modification changes allowed a change in the hours of operation of SN-11A, B and C.

SECTION IV: EMISSION UNIT INFORMATION

Specific Conditions

1. Pursuant to §19.501 et seq of the Regulations of the Arkansas Plan of Implementation for Air Pollution Control, effective February 15, 1999 (Regulation 19) and A.C.A. §8-4-203 as referenced by §8-4-304 and §8-4-311, the permittee shall not exceed the emission rates set forth in the following table.

SN	Description	Pollutant	lb/hr	tpy	Hours of operation
01	Waste Fired Boiler	Source removed from service			
02	Utility Boiler 1	PM_{10} SO_2 VOC CO NO_x	0.2 4.3 0.1 0.5 1.2	0.2 0.4 0.3 2.0 2.4	--
03	Utility Boiler 2	PM_{10} SO_2 VOC CO NO_x	0.2 4.3 0.1 0.5 1.2	0.2 0.4 0.3 2.0 2.4	--
04	HVAC Baghouse Dust Hopper	PM_{10}	0.1	0.1	8760
05A	Nail Enamel Building Exhaust Fan	VOC	0.3	1.2	--
05B	Nail Enamel Building Exhaust Fan	VOC	0.3	1.2	--
05C	Nail Enamel Building Exhaust Fan	VOC	0.3	1.2	--
05D	Nail Enamel Building Exhaust Fan	VOC	0.2	0.1	--
05E	Nail Enamel Building Exhaust Fan	VOC	0.9	3.5	--

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SN	Description	Pollutant	lb/hr	tpy	Hours of operation
08A	Auxiliary Diesel Fuel Storage Tank	VOC	0.1	0.1	8760
08B	Boiler Room Diesel Storage Tank	VOC	0.1	0.1	8760
08C	Diesel Storage Tank Shipping	VOC	0.1	0.1	8760
09	Shell SOL Tank (12,000 gal)	VOC	0.1	0.2	8760
10	Shell SOL Tank (16,000 gal)	VOC	0.1	0.2	8760
12	Paint Booth	Source Removed from Service			
13	Soap Line	Source Removed from Service			
16	Waste Fired Boiler Steam Condensing Cooling Tower	Source Removed from Service			
17A	Cooling Tower Air Compressor	PM_{10}	1.3	5.6	8760
17B	Cooling Tower Air Compressor	PM_{10}	1.3	5.6	8760
18	Cooling Tower Non-Contact Cooling	PM_{10}	1.3	5.6	8760
19	Kiwi Printer Plate Maker Vent	VOC	1.8	1.7	8760
20	Equalization Tank	VOC	1.0	4.4	8760
22	Tray Wash Vent	PM_{10}	0.1	0.2	--
23	Ammonium Hydroxide Storage Cabinet	Source removed from service.			
24	Reverse Osmosis Unit Cleaning Tank	PM_{10}	0.1	0.1	--
25	Welding Shop Hoods and Vents (2)				

Sources Considered Insignificant

SN	Description	Pollutant	lb/hr	tpy	Hours of operation
26A	Liquid Filling Puck Room Vent				
26B	Liquid Filling Puck Room Vent				
27A 27B 27C	Nail Color Vacuum Vents (3)	VOC	0.1	0.1	8760
29	Great Wear Make-Up Vent	Source removed from service			
30	Nail Enamel-Production Area 2	VOC	0.9	3.5	8760
31A 31B 31C	Great Lip Vents	VOC	1.2	5.0	8760
32A	Great Wear Crème Blush Vent	VOC	1.0	1.4	2912
32B	Great Wear Crème Blush Vent	VOC	0.3	1.0	8760
33	Symex Mascara Production System (with vapor condenser)	VOC	24.9	7.4	--

2. Pursuant to §18.801 of the Arkansas Air Pollution Control Code, effective February 15, 1999 (Regulation 18) and A.C.A. §8-4-203 as referenced by §8-4-304 and §8-4-311, the permittee shall not exceed the emission rates set forth in the following table.

SN	Description	Pollutant	lb/hr	tpy	Hours of Operation
02	Utility Boiler 1	PM	0.1	0.2	--
03	Utility Boiler 2	PM	0.1	0.2	--
04	HVAC Baghouse Dust Hopper	PM	0.1	0.1	8760
05A	Nail Enamel Building Exhaust Fan	Acetone	1.0	4.2	--
05B	Nail Enamel Building Exhaust Fan	Acetone	1.0	4.2	--

SN	Description	Pollutant	lb/hr	tpy	Hours of Operation
05C	Nail Enamel Building Exhaust Fan	Acetone	1.0	4.2	--
05D	Nail Enamel Building Exhaust Fan	Acetone	1.2	0.1	--
05E	Nail Enamel Building Exhaust Fan	Acetone	3.2	12.5	--
07	Acetone Tank Vent (2)	Acetone	0.1	0.2	8760
11A-C	Packaging Exhaust Fan (3)	HCl	2.3	0.1	8760
17A	Cooling Tower Air Compressor	PM	1.3	5.6	8760
17B	Cooling Tower Air Compressor	PM	1.3	5.6	8760
18	Cooling Tower Non-Contact Cooling	PM	1.3	5.6	8760
22	Tray Wash Vent	PM	0.1	0.2	--
24	Reverse Osmosis Unit Cleaning Tank	PM Chlorine	0.1 0.1	0.1 0.1	--
30	Nail Enamel-Production Area 2	Acetone	3.2	12.4	8760

3. Pursuant to A.C.A. §8-4-203 as referenced by §8-4-304 and §8-4-311, visible emissions shall not exceed the limits specified in the following table of this permit as measured by EPA Reference Method 9.

SN	Limit	Regulatory Citation
02	20%	§19.503
03	20%	§19.503

4. Pursuant to §18.801 of Regulation 18, and A.C.A. §8-4-203 as referenced by §8-4-304 and §8-4-311, the permittee shall not cause or permit the emission of air contaminants,

including odors or water vapor and including an air contaminant whose emission is not otherwise prohibited by Regulation #18, if the emission of the air contaminant constitutes air pollution within the meaning of A.C.A. §8-4-303.

5. Pursuant to §18.901 of Regulation 18, and A.C.A. §8-4-203 as referenced by §8-4-304 and §8-4-311, the permittee shall not conduct operations in such a manner as to unnecessarily cause air contaminants and other pollutants to become airborne.

6. Pursuant to §19.703 of Regulation 19, §18.1003 of Regulation 18 and A.C.A. §8-4-203 as referenced by §8-4-304 and §8-4-311, hours of operation shall not exceed the limits set forth in Specific Conditions #1 and #2 of this permit. The permittee shall maintain records of the hours of operation of SN-32A. These records shall be kept on site and made available to Department personnel upon request.

7. Pursuant to §18.1004 of Regulation 18 and A.C.A. §8-4-203 as referenced by §8-4-304 and §8-4-311, the amount of acetone purchased by this facility shall not exceed 25 (55 gallon) drums per month based on a 12 month rolling average. The permittee shall maintain records of the amount of acetone purchased. These records shall be kept on site and made available to Department personnel upon request.

8. Pursuant to §19.705 of Regulation 19 and A.C.A. §8-4-203 as referenced by §8-4-304 and §8-4-311, the amount of Shell Sol purchased by this facility shall not exceed 8300 gallons per month based on a rolling 12 month average. The permittee shall maintain records of the amount of Shell Sol purchased. These records shall be kept on site and made available to Department personnel upon request.

9. Pursuant to §18.1004 of Regulation 18 and A.C.A. §8-4-203 as referenced by §8-4-304 and §8-4-311, the permittee shall maintain records of blister pack "burn" events. These records shall be used to demonstrate compliance with the HCl emission rates at SN-11 A, B, and C. The hourly rate is based on 1 "burn" event per hour per machine. The annual emission limit is based on a total of 9 "burns" per month (3 burns per machine per month). These records shall be kept on site and made available to Department personnel upon request.

10. Pursuant to §19.705 of Regulation 19 and A.C.A. §8-4-203 as referenced by §8-4-304 and §8-4-311, the permittee shall not produce more than 7,980 kg of Great Wear Crème Blush per month. The permittee shall maintain records of the amounts of Great Wear Crème Blush produced. These records shall be updated by the 10th day of the month following the month for which the records are valid. These records shall be maintained on site and made available to Department upon request.

11. Pursuant to §19.705 of Regulation 19 and A.C.A. §8-4-203 as referenced by §8-4-304 and §8-4-311, the permittee shall not produce more than 3.9 million bottles of nail enamel in production area 1 (SN-05A, B, C, D, and E) per month or 1.9 million bottles of nail enamel in production area 2 (SN-30) per month. The permittee shall maintain records of the number of bottles of nail enamel produced in these areas. These records shall be kept on a monthly basis and updated by the 10th day of the month following the month for which the records are valid. These records shall be maintained on site and made available to Department personnel upon request.

12. Pursuant to §19.705 of Regulation 19 and A.C.A. §8-4-203 as referenced by §8-4-304 and §8-4-311, the permittee shall not use more than 10,080 gallons of distillate oil used as fuel per utility boiler (SN-02 and SN-03) per consecutive twelve month period. The permittee shall maintain records of the amount of diesel fuel burned as fuel at each of these sources. These records shall be maintained on a monthly basis and updated by the 10th day of the month following the month for which the records are valid. These records shall be kept on site and made available to Department personnel upon request.

13. Pursuant to §19.705 of Regulation 19 and A.C.A. §8-4-203 as referenced by §8-4-304 and §8-4-311, the sulfur content of the distillate oil used as fuel in the utility boilers (SN-02 and SN-03) shall not exceed 0.5% by weight. The sulfur content shall be verified by testing or vendor's written guarantee for each shipment of fuel oil received at the site. The permittee shall maintain a record of each fuel shipment and the associated fuel content. These records shall be updated with each shipment, maintained on site and made available to Department personnel upon request.

14. Pursuant to §19.705 of Regulation 19 and A.C.A. §8-4-203 as referenced by §8-4-304 and §8-4-311, the permittee shall not operate SN-02 and SN-03 simultaneously and these boilers shall only fire natural gas when not burning distillate oil.

15. Pursuant to §19.705 of Regulation 19 and A.C.A. §8-4-203 as referenced by §8-4-304 and §8-4-311, the permittee shall not process more than 870 batches of mascara formula at SN-33 in any consecutive twelve (12) month period.

16. Pursuant to §19.705 of Regulation 19 and A.C.A. §8-4-203 as referenced by §8-4-304 and §8-4-311, the permittee shall maintain records of the number of batches of mascara formula processed at SN-33. A twelve (12) month rolling average shall be updated by the 10th day of the month following the month for which the records are valid. These records shall be maintained on site and made available to Department personnel upon request.

17. Pursuant to §19.702 of Regulation 19 and A.C.A. §8-4-203 as referenced by §8-4-304 and §8-4-311, the permittee shall conduct initial tests for VOC concentration at SN-33 in accordance with EPA Reference Method 25A. The testing shall be conducted within 180 days of permit issuance.

SECTION V: INSIGNIFICANT ACTIVITIES

The following types of activities or emissions are deemed insignificant on the basis of size, emission rate, production rate, or activity in accordance with Group A of the Insignificant Activities list found in Regulation 18 and 19 Appendix A. Insignificant activity emission determinations rely upon the information submitted by the permittee in an application dated October 26, 2001.

Description	Category
Welding Shop- (2) hoods with vents	Group A, No. 7
Liquid Filling Puck Room Vent	Group A, No.13
Liquid Filling Puck Room Vent	Group A, No.13

SECTION VI: GENERAL CONDITIONS

1. Any terms or conditions included in this permit which specify and reference Arkansas Pollution Control & Ecology Commission Regulation 18 or the Arkansas Water and Air Pollution Control Act (A.C.A. §8-4-101 *et seq*.) as the sole origin of and authority for the terms or conditions are not required under the Clean Air Act or any of its applicable requirements, and are not federally enforceable under the Clean Air Act. Arkansas Pollution Control & Ecology Commission Regulation 18 was adopted pursuant to the Arkansas Water and Air Pollution Control Act (A.C.A. §8-4-101 *et seq*.). Any terms or conditions included in this permit which specify and reference Arkansas Pollution Control & Ecology Commission Regulation 18 or the Arkansas Water and Air Pollution Control Act (A.C.A. §8-4-101 *et seq*.) as the origin of and authority for the terms or conditions are enforceable under this Arkansas statute.

2. Pursuant to A.C.A. §8-4-203 as referenced by A.C.A. §8-4-304 and §8-4-311, this permit shall not relieve the owner or operator of the equipment and/or the facility from compliance with all applicable provisions of the Arkansas Water and Air Pollution Control Act and the regulations promulgated thereunder.

3. Pursuant to §19.704 of the Regulations of the Arkansas Plan of Implementation for Air Pollution Control (Regulation 19) and/or A.C.A. §8-4-203 as referenced by A.C.A. §8-4-304 and §8-4-311, the Department shall be notified in writing within thirty (30) days after construction has commenced, construction is complete, the equipment and/or facility is first placed in operation, and the equipment and/or facility first reaches the target production rate.

4. Pursuant to §19.410(B) of Regulation 19 and/or §18.309(B) of the Arkansas Air Pollution Control Code (Regulation 18) and A.C.A. §8-4-203 as referenced by A.C.A. §8-4-304 and §8-4-311, construction or modification must commence within eighteen (18) months from the date of permit issuance.

5. Pursuant to §19.705 of Regulation 19 and/or §18.1004 of Regulation 18 and A.C.A. §8-4-203 as referenced by A.C.A. §8-4-304 and §8-4-311, records must be kept for five years which will enable the Department to determine compliance with the terms of this permit--such as hours of operation, throughput, upset conditions, and continuous monitoring data. The records may be used, at the discretion of the Department, to determine compliance with the conditions of the permit.

6. Pursuant to §19.705 of Regulation 19 and/or §18.1004 of Regulation 18 and A.C.A. §8-4-203 as referenced by A.C.A. §8-4-304 and §8-4-311, any reports required by any condition contained in this permit shall be certified by a responsible official and submitted to the Department at the address below.

   Arkansas Department of Environmental Quality
   Air Division
   ATTN: Compliance Inspector Supervisor
   Post Office Box 8913
   Little Rock, AR 72219

7. Pursuant to §19.702 of Regulation 19 and/or §18.1002 of Regulation 18 and A.C.A. §8-4-203 as referenced by A.C.A. §8-4-304 and §8-4-311, any equipment that is to be tested, unless stated in the Specific Conditions of this permit or by any federally regulated requirements, shall be tested with the following time frames: (1) Equipment to be constructed or modified shall be tested within sixty (60) days of achieving the maximum production rate, but in no event later than 180 days after initial start-up of the permitted source or (2) equipment already operating shall be tested according to the time frames set forth by the Department. The permittee shall notify the Department of the scheduled date of compliance testing at least fifteen (15) days in advance of such test. Compliance test results shall be submitted to the Department within thirty (30) days after the completed testing.

8. Pursuant to §19.702 of Regulation 19 and/or §18.1002 of Regulation 18 and A.C.A. §8-4-203 as referenced by A.C.A. §8-4-304 and §8-4-311, the permittee shall provide:

   a. Sampling ports adequate for applicable test methods
   b. Safe sampling platforms
   c. Safe access to sampling platforms
   d. Utilities for sampling and testing equipment

9. Pursuant to §19.303 of Regulation 19 and/or §18.1104 of Regulation 18 and A.C.A. §8-4-203 as referenced by A.C.A. §8-4-304 and §8-4-311, the equipment, control apparatus and emission monitoring equipment shall be operated within their design limitations and maintained in good condition at all times.

10. Pursuant to §19.601 of Regulation 19 and/or §18.1101 of Regulation 18 and A.C.A. §8-4-203 as referenced by A.C.A. §8-4-304 and §8-4-311, if the permittee exceeds an emission limit established by this permit, they shall be deemed in violation of said permit and shall be subject to enforcement action. The Department may forego enforcement action for emissions exceeding any limits established by this permit provided the following requirements are met:

    a. The permittee demonstrates to the satisfaction of the Department that the emissions resulted from an equipment malfunction or upset and are not the result of negligence or improper maintenance, and that all reasonable measures have been taken to immediately minimize or eliminate the excess emissions.
    b. The permittee reports the occurrence or upset or breakdown of equipment (by telephone, facsimile, or overnight delivery) to the Department by the end of the next business day after the occurrence or the discovery of the occurrence.
    c. The permittee shall submit to the Department, within five business days after the occurrence or the discovery of the occurrence, a full, written report of such occurrence, including a statement of all known causes and of the scheduling and nature of the actions to be taken to minimize or eliminate future occurrences, including, but not limited to, action to reduce the frequency of occurrence of such conditions, to minimize the amount by which said limits are exceeded, and to reduce the length of time for which said limits are exceeded. If the information is included in the initial report, it need not be submitted again.

11. Pursuant to A.C.A. §8-4-203 as referenced by A.C.A. §8-4-304 and §8-4-311, the permittee shall allow representatives of the Department upon the presentation of credentials:

    a. To enter upon the permittee's premises, or other premises under the control of the permittee, where an air pollutant source is located or in which any records are required to be kept under the terms and conditions of this permit
    b. To have access to and copy any records required to be kept under the terms and conditions of this permit, or the Act
    c. To inspect any monitoring equipment or monitoring method required in this permit
    d. To sample any emission of pollutants
    e. To perform an operation and maintenance inspection of the permitted source

12. Pursuant to A.C.A. §8-4-203 as referenced by A.C.A. §8-4-304 and §8-4-311, this permit is issued in reliance upon the statements and presentations made in the permit application. The Department has no responsibility for the adequacy or proper functioning of the equipment or control apparatus.

13. Pursuant to §19.410(A) of Regulation 19 and/or §18.309(A) of Regulation 18 and A.C.A. §8-4-203 as referenced by A.C.A. §8-4-304 and §8-4-311, this permit shall be subject to revocation or modification when, in the judgment of the Department, such revocation or modification shall become necessary to comply with the applicable provisions of the Arkansas Water and Air Pollution Control Act and the regulations promulgated thereunder.

14. Pursuant to §19.407(B) of Regulation 19 and/or §18.307(B) of Regulation 18 and A.C.A. §8-4-203 as referenced by A.C.A. §8-4-304 and §8-4-311, this permit may be transferred. An applicant for a transfer shall submit a written request for transfer of the permit on a form provided by the Department and submit the disclosure statement required by Arkansas Code Annotated §8-1-106 at least thirty (30) days in advance of the proposed transfer date. The permit will be automatically transferred to the new permittee unless the Department denies the request to transfer within thirty (30) days of the receipt of the disclosure statement. A transfer may be denied on the basis of the information revealed in the disclosure statement or other investigation or, if there is deliberate falsification or omission of relevant information.

15. Pursuant to A.C.A. §8-4-203 as referenced by A.C.A. §8-4-304 and §8-4-311, this permit shall be available for inspection on the premises where the control apparatus is located.

16. Pursuant to A.C.A. §8-4-203 as referenced by §8-4-304 and §8-4-311, this permit authorizes only those pollutant emitting activities addressed herein.

17. Pursuant to Regulation 18 and 19 and A.C.A. §8-4-203 as referenced by §8-4-304 and §8-4-311, this permit supersedes and voids all previously issued air permits for this facility.

APPENDIX A

APPENDIX B

APPENDIX C

INVOICE REQUEST FORM

PDS-_____

Date March 5, 2002

X	Air
	NPDES
	Stormwater
	State Permits Branch
	Solid Waste

CSN 60-0578

Facility Name L'Oreal USA Products, Inc

Invoice Mailing Address 1500 Maybelline Road
North Little Rock, Arkansas 72117

	Initial
x	Modification
	Annual

Permit Number 778-AR-7
Permit Description Minor Source
Permit Fee Code A

Amount Due $ 400.00

Engineer Charles Hurt

Paid? GNo GYes **Check #**_____

Comments: Air Permit Fee Calculation

Public Notice

Pursuant to A.C.A. §8-4-203, and the regulations promulgated thereunder, the Air Division of the Arkansas Department of Environmental Quality gives the following notice:

[Must Contain: Facility Name; CSN; Address; Activity Involved in Permit Action; If Modification, include change in emissions; Comments may only be given on modifications]

The application has been reviewed by the staff of the Department and has received the Department's tentative approval subject to the terms of this notice.

Citizens wishing to examine the permit application and staff findings and recommendations may do so by contacting Doug Szenher, Public Affairs Supervisor. Citizens desiring technical information concerning the application or permit should contact, Engineer. Both Doug Szenher and can be reached at the Department's central office, 8001 National Drive, Little Rock, Arkansas 72209, telephone: (501) 682-0744.

The draft permit and permit application are available for copying at the above address. A copy of the draft permit has also been placed at the ***[LIBRARY and ADDRESS]***. This information may be reviewed during normal business hours.

Interested or affected persons may also submit written comments or request a hearing on the proposal, or the proposed modification, to the Department at the above address - Attention: Doug Szenher. In order to be considered, the comments must be submitted within thirty (30) days of publication of this notice. Although the Department is not proposing to conduct a public hearing, one will be scheduled if significant comments on the permit provisions are received. If a hearing is scheduled, adequate public notice will be given in the newspaper of largest circulation in the county in which the facility in question is, or will be, located.

The Director shall make a final decision to issue or deny this application or to impose special conditions in accordance with Section 2.1 of the Arkansas Pollution Control and Ecology Commission’s Administrative Procedures (Regulation #8).

Dated this

Richard A. Weiss
Interim Director