



**JUL 17 2013**

Ms. Christine Ryan  
E & J Gallo Winery - Brandy  
600 Yosemite Boulevard  
Modesto, CA 95354

**Re: Final - Authority to Construct / COC (Significant Mod)  
District Facility # N-7478  
Project # N-1130542**

Dear Ms. Ryan:

The Air Pollution Control Officer has issued Authorities to Construct (N-7478-33-0 through N-7478-35-0) with Certificates of Conformity to E & J Gallo Winery - Brandy at 200 Yosemite Boulevard in Modesto. This project is to install three 15,000 gallon (each) stainless steel distilled spirits storage tanks. Enclosed are the Authorities to Construct and a copy of the notice of final action to be published approximately three days from the date of this letter.

Notice of the District's preliminary decision to issue the Authority to Construct permit was published on June 10, 2013. The District's analysis of the proposal was also sent to CARB and US EPA Region IX on June 6, 2013. No comments were received following the District's preliminary decision on this project.

Prior to operating with modifications authorized by the Authority to Construct, you must submit an application to modify the Title V permit as an administrative amendment in accordance with District Rule 2520, Section 11.5.

Also enclosed is an invoice for the engineering evaluation fees pursuant to District Rule 3010. Please remit the amount owed, along with a copy of the attached invoice, within 60 days.

**Seyed Sadredin**  
Executive Director/Air Pollution Control Officer

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**Northern Region**  
4800 Enterprise Way  
Modesto, CA 95356-8718  
Tel: (209) 557-6400 FAX: (209) 557-6475

**Central Region (Main Office)**  
1990 E. Gettysburg Avenue  
Fresno, CA 93726-0244  
Tel: (559) 230-6000 FAX: (559) 230-6061

**Southern Region**  
34946 Flyover Court  
Bakersfield, CA 93308-9725  
Tel: 661-392-5500 FAX: 661-392-5585

Ms. Christine Ryan  
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Thank you for your cooperation in this matter. If you have any questions, please contact Mr. Rupi Gill, Permit Services Manager, at (209) 557-6400.

Sincerely,

A handwritten signature in black ink, appearing to read "D. Warner", with a long horizontal flourish extending to the right.

David Warner  
Director of Permit Services

Enclosures

cc: Mike Tollstrup, CARB (w/enclosure) via email  
cc: Gerardo C. Rios, EPA (w/enclosure) via email

**NOTICE OF FINAL DECISION  
FOR THE ISSUANCE OF AUTHORITY TO CONSTRUCT AND  
THE PROPOSED SIGNIFICANT MODIFICATION OF FEDERALLY  
MANDATED OPERATING PERMIT**

NOTICE IS HEREBY GIVEN that the San Joaquin Valley Air Pollution Control District has made its final decision to issue Authorities to Construct to E & J Gallo Winery - Brandy at 200 Yosemite Boulevard in Modesto, California. This project is to install three 15,000 gallon (each) stainless steel distilled spirits storage tanks.

No comments were received following the District's preliminary decision on this project.

The District's analysis of the legal and factual basis for this proposed action, project #N-1130542, is available for public inspection at [http://www.valleyair.org/notices/public\\_notices\\_idx.htm](http://www.valleyair.org/notices/public_notices_idx.htm), the SAN JOAQUIN VALLEY AIR POLLUTION CONTROL DISTRICT, 4800 ENTERPRISE WAY, MODESTO, CA 95356, and at any other District office. For additional information, please contact the District at (209) 557-6400.



## AUTHORITY TO CONSTRUCT

**PERMIT NO:** N-7478-33-0

**ISSUANCE DATE:** 07/15/2013

**LEGAL OWNER OR OPERATOR:** E & J GALLO WINERY - BRANDY

**MAILING ADDRESS:** 600 YOSEMITE BLVD  
MODESTO, CA 95354

**LOCATION:** 200 YOSEMITE AVE  
MODESTO, CA 95353

**EQUIPMENT DESCRIPTION:**

15,000 GALLON STAINLESS STEEL ENCLOSED TOP DISTILLED SPIRITS STORAGE TANK #12 WITH PRESSURE/VACUUM RELIEF VALVE AND INSULATION

### CONDITIONS

1. This Authority to Construct serves as a written certificate of conformity with the procedural requirements of 40 CFR 70.7 and 70.8 and with the compliance requirements of 40 CFR 70.6(c). [District Rule 2201] Federally Enforceable Through Title V Permit
2. Prior to operating with modifications authorized by this Authority to Construct, the facility shall submit an application to modify the Title V permit with an administrative amendment in accordance with District Rule 2520 Section 5.3.4. [District Rule 2520, 5.3.4] Federally Enforceable Through Title V Permit
3. Prior to operating equipment under this Authority to Construct, permittee shall surrender VOC emission reduction credits for the following quantity of emissions: 1st quarter - 114 lb, 2nd quarter - 114 lb, 3rd quarter - 114 lb, and 4th quarter - 114 lb. Offsets shall be provided at an offset ratio 1.5 to 1. [District Rule 2201] Federally Enforceable Through Title V Permit
4. ERC certificate S-4025-1 (or a certificate split from this certificate) shall be used to supply the required offsets, unless a revised offsetting proposal is received and approved by the District, upon which this Authority to Construct shall be reissued, administratively specifying the new offsetting proposal. Original public noticing requirements, if any, shall be duplicated prior to reissuance of this Authority to Construct. [District Rule 2201] Federally Enforceable Through Title V Permit
5. No air contaminant shall be released into the atmosphere which causes a public nuisance. [District Rule 4102]

CONDITIONS CONTINUE ON NEXT PAGE

**YOU MUST NOTIFY THE DISTRICT COMPLIANCE DIVISION AT (209) 557-6400 WHEN CONSTRUCTION IS COMPLETED AND PRIOR TO OPERATING THE EQUIPMENT OR MODIFICATIONS AUTHORIZED BY THIS AUTHORITY TO CONSTRUCT.** This is NOT a PERMIT TO OPERATE. Approval or denial of a PERMIT TO OPERATE will be made after an inspection to verify that the equipment has been constructed in accordance with the approved plans, specifications and conditions of this Authority to Construct, and to determine if the equipment can be operated in compliance with all Rules and Regulations of the San Joaquin Valley Unified Air Pollution Control District. Unless construction has commenced pursuant to Rule 2050, this Authority to Construct shall expire and application shall be cancelled two years from the date of issuance. The applicant is responsible for complying with all laws, ordinances and regulations of all other governmental agencies which may pertain to the above equipment.

Seyed Sadredin, Executive Director / AECO

DAVID WARNER, Director of Permit Services

N-7478-33-0 : 15 2013 10:40AM - BOW : Joint Inspection NOT Required

6. No air contaminant shall be discharged into the atmosphere for a period or periods aggregating more than three minutes in any one hour which is as dark as, or darker than, Ringelmann 1 or 20% opacity. [District Rule 4101]
7. This tank shall be equipped with and operated with a pressure-vacuum relief valve, which shall operate within 10% of the maximum allowable working pressure of the tank, operate in accordance with the manufacturer's instructions, and be permanently labeled with the operating pressure settings. [District Rule 2201] Federally Enforceable Through Title V Permit
8. The pressure-vacuum relief valve and storage tank shall remain in a gas-tight condition, except when the operating pressure of the tank exceeds the valve set pressure. A gas-tight condition shall be determined by measuring the gas leak in accordance with the procedures in EPA Method 21. [District Rule 2201] Federally Enforceable Through Title V Permit
9. The daily VOC emissions for distilled spirits storage shall not exceed 24.7 pounds. [District Rule 2201] Federally Enforceable Through Title V Permit
10. The daily distilled spirits storage throughput of this tank shall not exceed 29,032 gallons. [District Rule 2201] Federally Enforceable Through Title V Permit
11. The maximum ethanol concentration of the distilled spirits stored in this tank shall not exceed 99.9 percent of volume. [District Rule 2201] Federally Enforceable Through Title V Permit
12. The maximum distilled spirits storage throughput in this tank, calculated on a 12 month rolling basis, shall not exceed 900,000 gallons per year. [District Rule 2201] Federally Enforceable Through Title V Permit
13. The permittee shall maintained the following records: a) the maximum ethanol concentration in volume percent of the distilled spirits stored, b) the daily throughput, and c) the calculated 12 month rolling distilled spirits throughput rate (gallons per 12 month rolling period, calculated monthly). [District Rule 2201] Federally Enforceable Through Title V Permit
14. All records shall be retained on-site for a period of at least five years and made available for District inspection upon request. [District Rules 1070 and 2201] Federally Enforceable Through Title V Permit



## AUTHORITY TO CONSTRUCT

**PERMIT NO:** N-7478-34-0

**ISSUANCE DATE:** 07/15/2013

**LEGAL OWNER OR OPERATOR:** E & J GALLO WINERY - BRANDY

**MAILING ADDRESS:** 600 YOSEMITE BLVD  
MODESTO, CA 95354

**LOCATION:** 200 YOSEMITE AVE  
MODESTO, CA 95353

**EQUIPMENT DESCRIPTION:**

15,000 GALLON STAINLESS STEEL ENCLOSED TOP DISTILLED SPIRITS STORAGE TANK #13 WITH PRESSURE/VACUUM RELIEF VALVE AND INSULATION

### CONDITIONS

1. This Authority to Construct serves as a written certificate of conformity with the procedural requirements of 40 CFR 70.7 and 70.8 and with the compliance requirements of 40 CFR 70.6(c). [District Rule 2201] Federally Enforceable Through Title V Permit
2. Prior to operating with modifications authorized by this Authority to Construct, the facility shall submit an application to modify the Title V permit with an administrative amendment in accordance with District Rule 2520 Section 5.3.4. [District Rule 2520, 5.3.4] Federally Enforceable Through Title V Permit
3. Prior to operating equipment under this Authority to Construct, permittee shall surrender VOC emission reduction credits for the following quantity of emissions: 1st quarter - 114 lb, 2nd quarter - 114 lb, 3rd quarter - 114 lb, and 4th quarter - 114 lb. Offsets shall be provided at an offset ratio 1.5 to 1. [District Rule 2201] Federally Enforceable Through Title V Permit
4. ERC certificate S-4025-1 (or a certificate split from this certificate) shall be used to supply the required offsets, unless a revised offsetting proposal is received and approved by the District, upon which this Authority to Construct shall be reissued, administratively specifying the new offsetting proposal. Original public noticing requirements, if any, shall be duplicated prior to reissuance of this Authority to Construct. [District Rule 2201] Federally Enforceable Through Title V Permit
5. No air contaminant shall be released into the atmosphere which causes a public nuisance. [District Rule 4102]

CONDITIONS CONTINUE ON NEXT PAGE

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Seyed Sadreddin, Executive Director / APCD

DAVID WAFNER, Director of Permit Services

N-7478-34-0 Jul 15 2013 10:40AM - BOW Joint Inspection NOT Required

6. No air contaminant shall be discharged into the atmosphere for a period or periods aggregating more than three minutes in any one hour which is as dark as, or darker than, Ringelmann 1 or 20% opacity. [District Rule 4101]
7. This tank shall be equipped with and operated with a pressure-vacuum relief valve, which shall operate within 10% of the maximum allowable working pressure of the tank, operate in accordance with the manufacturer's instructions, and be permanently labeled with the operating pressure settings. [District Rule 2201] Federally Enforceable Through Title V Permit
8. The pressure-vacuum relief valve and storage tank shall remain in a gas-tight condition, except when the operating pressure of the tank exceeds the valve set pressure. A gas-tight condition shall be determined by measuring the gas leak in accordance with the procedures in EPA Method 21. [District Rule 2201] Federally Enforceable Through Title V Permit
9. The daily VOC emissions for distilled spirits storage shall not exceed 24.7 pounds. [District Rule 2201] Federally Enforceable Through Title V Permit
10. The daily distilled spirits storage throughput of this tank shall not exceed 29,032 gallons. [District Rule 2201] Federally Enforceable Through Title V Permit
11. The maximum ethanol concentration of the distilled spirits stored in this tank shall not exceed 99.9 percent of volume. [District Rule 2201] Federally Enforceable Through Title V Permit
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## AUTHORITY TO CONSTRUCT

**PERMIT NO:** N-7478-35-0

**ISSUANCE DATE:** 07/15/2013

**LEGAL OWNER OR OPERATOR:** E & J GALLO WINERY - BRANDY

**MAILING ADDRESS:** 600 YOSEMITE BLVD  
MODESTO, CA 95354

**LOCATION:** 200 YOSEMITE AVE  
MODESTO, CA 95353

**EQUIPMENT DESCRIPTION:**

15,000 GALLON STAINLESS STEEL ENCLOSED TOP DISTILLED SPIRITS STORAGE TANK #14 WITH PRESSURE/VACUUM RELIEF VALVE AND INSULATION

### CONDITIONS

1. This Authority to Construct serves as a written certificate of conformity with the procedural requirements of 40 CFR 70.7 and 70.8 and with the compliance requirements of 40 CFR 70.6(c). [District Rule 2201] Federally Enforceable Through Title V Permit
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Seyed Sadreddin, Executive Director / APCD

DAVID WARNER, Director of Permit Services

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6. No air contaminant shall be discharged into the atmosphere for a period or periods aggregating more than three minutes in any one hour which is as dark as, or darker than, Ringelmann 1 or 20% opacity. [District Rule 4101]
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