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Air Enforcement: Tennessee Department of Enforcement and Conservation and Newport, Tennessee Facility Enter Into Order Addressing Alleged Violations

Arkansas Environmental, Energy, and Water Law Blog

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The Tennessee Department of Environment and Conservation ("TDEC") and Oakcrest Lumber, Inc. ("Oakcrest") entered into a January 6th Technical Secretary's Order and Assessment of Civil Penalty ("Order") addressing alleged air violations.

The Order states that Oakcrest operates a facility in Newport, Tennessee.

The facility is stated to utilize a 400 horse power wood-fired boiler pursuant to an Operating Permit.

The facility's Construction Permit limited visible emissions at the facility to "not greater than twenty percent (20%) opacity except for (1) 6-minute period in any one (1) hour period." The permit further specifies that visible emissions must be determined using EPA method 9 (6-minute average).

TDEC conducted a Visible Emissions Evaluation at the facility on April 17, 2015. The Visible Emissions Evaluation is alleged to have indicated three 6-minute periods of greater than 20% opacity.

A Notice of Violation was issued to Oakcrest for the alleged violation.

The Order assesses a civil penalty to Oakcrest of \$500.

[Click here to download a copy of the Order.](#)