

Secretary's Order No.: **2005-A-0045**

RE: Rohm & Haas Electronic Materials, CMP, Inc.,  
Permitting Applications: Reg. #30 (Title V) Significant Permit Modification  
Application of January 29, 2003; Reg. #30 (Significant Permit  
Modification Application of March 31, 2004; and Reg. #2 Application to  
Install a Pilot Scale Coating Line and PVC Powder Delivery System dated  
October 29, 2004

Date of Issuance: October 17, 2005

Effective Date: October 17, 2005

**I. Background**

A public hearing was held on May 5, 2005 at Clayton Hall at the University of Delaware in Newark, Delaware, to receive public comment on three applications submitted to the Division of Air and Waste Management - Air Quality Management Section (hereinafter referred to as "AQM") of the Department by Rohm & Haas Electronic Materials, CMP, Inc. (hereinafter referred to as "Rohm and Haas"). Rohm & Haas operates a facility on Bellevue Road in Newark, Delaware, which specializes in manufacturing polishing pads and slurries primarily for the semiconductor industry.

Following the hearing, the Department evaluated the information and argument entered into the record in this matter. AQM submitted a Final Response Document to the Hearing Officer, which thoroughly reviewed and addressed all public comments and questions raised at the public hearing on May 5, 2005. That Final Response Document, dated July 29, 2005 and received by the Hearing Officer on September 9, 2005, also recommended modifications to the draft permits and conditions to be placed upon said permits prior to their issuance, based upon the information procured from the Applicant as a result of the public hearing of May 5, 2005. Proper notice of the hearing was provided as required by law.

Thereafter, the Hearing Officer prepared her report and recommendation in the form of a Hearing Officer's Report to the Secretary dated October 13, 2005. That Report, along with AQM's July 29, 2005 Final Response Document, are expressly incorporated herein by reference.

**II. Findings:**

1. Proper notice of the hearing was provided as required by law.
2. The AQM Response Document provides a thorough, accurate and balanced summary of the record and is incorporated herein for that purpose.
3. AQM's recommended conclusions with respect to each issue are well-reasoned and based on the record. As such, they

are expressly incorporated into this Order as specific findings.

4. The proposed permits, as amended to reflect comments in the record, should be issued for final EPA review and, upon approval from EPA, issued as final permits.

### **III. Order**

In view of the above findings, it is hereby ordered that AQM's revised draft permits be submitted in proposed form for final EPA review and, upon EPA's approval, issued to Rohm & Haas Electronic Materials, CMP, Inc., in final form, including all modifications and conditions recommended by AQM in their Final Response Document to protect the environment and ensure compliance.

### **IV. Reasons**

The record demonstrates compliance with all applicable Department requirements at this point as embodied in AQM's proposed revised permits, which furthers the policies and purposes of 7 Del.C. Ch. 60.

/s/ John A. Hughes  
John A. Hughes  
Secretary