State of Ohio Environmental Protection Agency

02/12/08

RE: Final Chapter 3745-35 Notice of Registration

Street Address:

Mailing Address:
Lazarus Gov.
Center

B007

Shut D - SmearcaseLLC, an Ohio Limited Liabity Company (02-78-00-0155)
David French
204 East Main Street
Andover, OH 44003

Dear David French:

This letter is to notify you that the application(s) you submitted for a permit(s) to operate for the above referenced air contaminant emission unit(s) has been reviewed by the Ohio EPA.

The air emission potential from the emission unit(s) is (are) of an amount and type that is considered minimal by the Ohio EPA in accordance with OAC rule 3745-35-05. Consequently, the Ohio EPA staff has recommended to the Director that the emission unit(s) is (are) to be placed on registration status. This means that the emission unit(s) is (are) placed in our computer file permanent record. Further, you will not be required to renew a permit for this (these) emission unit(s) every three years.

This action does not affect your legal obligation to comply with all applicable State and federal regulations including emission regulations. Also, this action in no way precludes the Director's option of requiring, in the future, an updated application to reevaluate the need to issue a permit to operate for this emission unit(s).

The Ohio EPA is urging companies to investigate pollution prevention and energy conservation. Not only will this reduce pollution and energy consumption, but it can also save you money. If you would like to learn ways you can save money while protecting the environment, please contact our Office of Pollution Prevention at (614) 644-3469.

You are hereby notified that this action of the Director is final and may be appealed to the Environmental Review Appeals Commission pursuant to Section 3745.04 of the Ohio Revised Code. The appeal must be in writing and set forth the action complained of and the grounds upon which the appeal is based. The appeal must be filed with the Commission within thirty (30) days after notice of the Director's action. The appeal must be accompanied by a filing fee of $70.00 which the Commission, in its discretion, may reduce if by affidavit you demonstrate that payment of the full amount of the fee would cause extreme hardship. Notice of the filing of the appeal shall be filed with the Director within three (3) days of filing with the Commission. Ohio EPA requests that a copy of the appeal be served upon the Ohio Attorney General's Office, Environmental Enforcement Section. An appeal may be filed with the Environmental Review Appeals Commission at the following address:

Environmental Review Appeals Commission
309 South Fourth Street, Room 222
Columbus, OH 43215

Ohio Environmental Protection Agency

Chris Korleski
Director

cc: Northeast District
Officeßßß

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