



State of Ohio Environmental Protection Agency
Southwest District

401 East Fifth Street
Dayton, Ohio 45402-2911

TELE: (937)285-6357 FAX: (937)285-6249
www.epa.state.oh.us

Ted Strickland, Governor
Lee Fisher, Lt. Governor
Chris Korleski, Director

September 3, 2009

Mr. Jay Taylor
Emery Oleochemicals, LLC
4900 Este Avenue
Cincinnati, Ohio 45232

Re: Emery Oleochemicals, LLC – OH0137821;1IF00018*BD – RI

NOTICE OF VIOLATION

Dear Mr. Taylor:

On August 21, 2009, Marianne Piekutowski of this office met with Jerry Price and conducted a Reconnaissance Inspection (RI), and verified the three outfalls listed in the NPDES permit modification request had been sealed with concrete as required. Please note that the report, by its format, tends to highlight negative areas.

As indicated in the attached RI report, the only area that was evaluated was the "Effluent/Receiving Waters". This received a rating of Marginal because of the Oil & Grease violation. Additional details on this rating are provided in the attached report.

If you would have any questions regarding this inspection, please contact Ms. Piekutowski at this office at 937.285.6108.

Sincerely,

Martyn G. Burt
Environmental Supervisor
Division of Surface Water

Enclosures

Cc: Mike Groh, Emery Oleochemicals, LLC
Jerry Price, Emery Oleochemicals, LLC





State of Ohio Environmental Protection Agency
Southwest District Office

NPDES Compliance Inspection Report

Section A: National Data System Coding					
Permit #	NPDES#	Month/Day/Year	Inspection Type	Inspector	Facility Type
11F00018*BD	OH0137821	08/21/2009	R	S	1

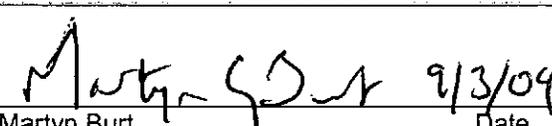
Section B: Facility Data		
Name and Location of Facility Inspected	Entry Time	Permit Effective Date
Emery Oleochemicals, LLC 4900 Este Avenue Cincinnati, Ohio 45232	10:15 am	3/1/2008
	Exit Time	Permit Expiration Date
	11:00 am	2/28/2013
Name(s) and Title(s) of On-Site Representatives	Phone Number(s)	
Jerry Price, Environmental Specialist	513.482.3568	
Name, Address and Title of Responsible Official	Phone Number	
Jay Taylor, Operations Director Emery Oleochemicals, LLC 4900 Este Avenue Cincinnati, Ohio 45232		

Section C: Areas Evaluated During Inspection					
(S = Satisfactory, M = Marginal, U = Unsatisfactory, N = Not Evaluated)					
N	Permit	N	Flow Measurement	N	Pretreatment
N	Records/Reports	N	Laboratory	N	Compliance Schedule
N	Operations & Maintenance	M	Effluent/Receiving Waters	N	Self-Monitoring Program
N	Facility Site Review	N	Sludge Storage/Disposal	N	Other
N	Collection System				

Section D: Summary of Findings (Attach additional sheets if necessary)

The facility was rated as Marginal for Effluent/Receiving Waters because the facility has Oil & Grease violations. This report will serve as the Notice of Violation.

Additional information is provided on the following pages.

Inspector	Reviewer
 Marianne Plekutowski Division of Surface Water Southwest District Office	 Martyn Burt Compliance & Enforcement Supervisor Division of Surface Water Southwest District Office
9/3/09 Date	9/3/09 Date

Permit # : 11F00018*BD
NPDES #: OH0137821

EFFLUENT LIMIT VIOLATIONS

Parameter	Outfall	Code	Date	Reported	Limit
Oil & Grease	007	00552	08/04/09	11.2 mg/L	10 mg/L (D)

Please be advised that failure to comply with the effluent limitations, or to satisfy monitoring or reporting requirements of your NPDES permit may be cause for enforcement action pursuant to the Ohio Revised Code Chapter 6111.

The steps being taken to resolve these violations were in the 24 notification documentation. The facility should continue to update Ohio EPA on the status of the line replacements and other action items.

Permit Modification

The facility is asking for the deletion of three outfalls from its NPDES permits. These are outfalls 11F00018004, 11F00018006, and 11F00018009. These outfalls were sealed with concrete as required. Emery must provide photographs to Ohio EPA documenting the sealed outfalls.

REQUIRED ACTION

Emery Oleochemicals LLC must provide pictures of the completed work. This may be done via e-mail. This must be completed by September 18, 2009.



11
12
13