



State of Ohio Environmental Protection Agency

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MONTGOME COMMANDER-AERO

SARLE, EDWARD

2008/04/23

Ted Strickland, Governor
Lee Fisher, Lieutenant Governor
Chris Korteski, Director

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State of Ohio Environmental Protection Agency

Southwest District Office

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Ted Strickland, Governor
Lee Fisher, Lieutenant Governor
Chris Korleski, Director

April 23, 2008

Mr. John Bosch
Commander Aero
10570 Springboro Pike
Miamisburg, Ohio 45432

Re: Montgomery County, Commander Aero, NPDES Permit Violations

Dear Mr. Bosch:

The NPDES Permit requires that a renewal application be submitted at least 180 days prior to the expiration date or by March 30, 2008. At this time, this renewal application has not been submitted. Commander Aero must submit this renewal application as soon as possible but not later than May 29, 2008.

We have also attempted to review your Monthly Operating Reports (MORs) covering the months of January 2007 through February 2008 for the referenced facility. Our review indicates violations of the conditions of your NPDES Permit (NPDES Permit # OH0133892; OEPA Permit # 1IN00281*AD).

The MORs for March, April, May, July, August, September, November, and December 2007 and for January and February 2008 do not appear to have been submitted. The MORs are required to be submitted even if a discharge did not occur for these months. The noted MORs must be submitted immediately.

In addition, monitoring and reporting violations were also noted for the submitted MORs. The total precipitation, flow and pH were not monitored and reported for January, June and October 2007. You must immediately start monitoring and reporting for these parameters.

Finally, the NPDES Permit requires annual testing for volatile pollutants, xylene, total cyanide, total phenols, acids, base neutrals, and metals. This requirement is addressed in the NPDES Permit in Part II, Section E. These annual test results are required to be submitted to the Ohio EPA, Southwest District Office. At this time, this annual monitoring and reporting does not appear to have been ever performed.

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

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Please inform this office, in writing, within ten days of receipt of this notification as to the reasons for the above referenced violations, as well as a description of the actions taken or proposed to prevent any further violations. Your response should include the dates, either actual or proposed, for completion of the actions. Future violations must be reported as required by the NPDES Permit as detailed in Part III.12 titled "Noncompliance Notification."

If you have any questions regarding the above, please contact me at (937) 285-6096.

Sincerely,



Ned Sarle
Division of Surface Water
Permit Section