

**Environmental  
Protection Agency**

**Governor  
Lt. Governor  
Director**

November 1, 2011

**RE: NOTICE OF VIOLATION  
ASPHALT PLANT STACK TEST  
GRAND RIVER ASPHALT CO  
DAPC FACILITY ID: 02-43-00-0491  
EMISSIONS UNIT ID: P904**

**CERTIFIED MAIL**

Mr. Jeff Balish  
Grand River Asphalt Co.  
6 Coast Guard Rd  
Painesville, Ohio 44077

Dear Mr. Balish:

A compliance stack test was conducted on the above-cited emissions unit at Grand River Asphalt Co. on September 8, 2011 and September 9, 2011. This test was performed to determine compliance with the limits established in the final air pollution permit-to-install and operate (PTIO) issued and effective on June 16, 2011. A copy of the compliance stack test report was received by this office on October 11, 2011.

After a review of the stack test report, the following determination of compliance with the established limits in PTIO No. P0107540 was made. The table below includes the reported test results and established permit limits for emissions unit P904

<b>Parameter Tested</b>	<b>Permit Limit</b>	<b>Test Result</b>
PE	0.04 gr/dscf	0.023 gr/dscf
PM <sub>10</sub>	6.33 lbs./hr.	7.73 lbs./hr.
CO	35.75 lbs./hr.	8.15 lbs./hr.
NO <sub>x</sub>	7.15 lbs./hr.	5.76 lbs./hr.
SO <sub>2</sub>	0.94 lb./hr.	0.33 lbs./hr.
VOC	8.8 lbs./hr.	8.82 lbs./hr.

Based on the average of three runs, it has been determined that the asphalt plant demonstrated the following:

- compliance with particulates (PE), carbon monoxide (CO), nitrogen oxides (NO<sub>x</sub>), and sulfur dioxide (SO<sub>2</sub>) emission limits;
- the asphalt plant had an emissions rate of 8.82 lbs/hr. The VOC allowable is 8.8 lbs/hr. As with all emissions testing results that are within 10 percent of an emissions limit, a retest for VOC is being required; and

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- each of the three (3) filters associated with the U.S. EPA Method 201A test runs were found to be "cracked." Based on the condition of the filters, and possible biases that the cracking may have had on the final results, Ohio EPA finds all results for PM<sub>10</sub> to be inconclusive. The test results cannot be warranted as a valid test.

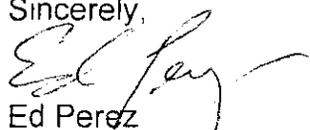
Based on the non-compliance status for VOC and inconclusive status for PM<sub>10</sub>, Grand River Asphalt Co. is required to provide an acceptable compliance plan to this office within thirty (30) days of receipt of this notice, demonstrating how compliance will be achieved for VOC and PM<sub>10</sub>. The plan should also include a date for a retest of the asphalt plant.

Please be advised that the submissions of the requested information in no way constitutes a waiver of Ohio EPA's authority to seek civil penalties, as provided in Section 3704.06 of the Ohio Revised Code. A determination as to pursue such penalties in this case will be made by the Ohio EPA at a later date.

This notice does not excuse any violation of federal, state, and/or local laws or regulations regarding air pollution control at this facility. Failure to respond to this correspondence within the specified time frame may result in further enforcement actions.

Should you have any questions in this regard, please do not hesitate to call me at 330 963-1273.

Sincerely,



Ed Perez  
Environmental Specialist  
Division of Air Pollution Control

EP:bo

pc: Todd Brown, DACP, CO  
Tom Kalman, DAPC, CO  
Ed Fasko, DAPC, NEDO  
Tim Fischer, DAPC, NEDO  
Misty Koletich, DAPC, NEDO  
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