



State of Ohio Environmental Protection Agency

Northwest District Office

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Bowling Green, OH 43402-9398

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www.epa.state.oh.us

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

RE: Ashland County
Town and Country Co-op, Inc.
Premise #0303010128
Inspection Letter
Notice of Violation (NOV)

August 27, 2009

CERTIFIED MAIL

Mr. Duane Staats
Town and Country Co-op, Inc.
813 Clark Avenue
Ashland, Ohio 44805

Dear Mr. Staats:

This letter shall serve as a follow-up to the inspection of the above-referenced facility (Sullivan) on August 7, 2009 by this writer. The purpose of this inspection was to determine the compliance status of any operating air contaminant sources with the rules and regulations of the Division of Air Pollution Control (DAPC).

Based on my discussions with Dan Slarb, Branch Manager, and the observations during the visit, the findings can be summarized as follows:

1. After reviewing the facility information in the file, it appears that a permit application was submitted for a screen dryer and hammermill (emission unit P001). This emission unit was placed on registration status on 04/18/78 under Ashland Landmark, Inc. The dryer and hammermill no longer exist at this site, with the dryer being removed in 1998. This is the only record that the DAPC has regarding permitting at this facility.
2. Several emission units are in operation at this facility. The company is required to submit emission calculations in lieu a Permit to Install and Operate (PTIO) application to determine if the processes listed below qualify for "de minimis" status as presented in Ohio Administrative Code (OAC) rule 3745-15-05.
 - a. Unpaved Roadways – The company operates a large unpaved area for roadways and parking.

- b. Grain Receiving – The company is operating at least one receiving pit for grain with associated material handling operations. The material handling operations associated with this operation include any conveyors, elevators and transfer points up to and including, the storage bins, should be included in the calculations.
- c. Soybean Roaster – The company has installed a soybean roaster in place of the dismantled grain dryer. This is a natural gas fired unit which is controlled by a cyclone. Soybeans have been identified as the only grain materials processed through this unit.
- d. Grain Loading – The loading of grain is predominantly done into a hopper truck. The facility has the capability to load railcars, but it was expressed by the company that this has not been done so for approximately 10 years. There is at least one truck loadout spout at the site.
- e. Fertilizer Receiving – The company receives fertilizer for mixing predominantly by railcar and operates at least one fertilizer receiving pit. This process will need to be evaluated separately from the grain receiving.
- f. Fertilizer Mixing – The company operates a fertilizer mixer within a building enclosure.
- g. Fertilizer Loading – The company operates at least two fertilizer loadouts. This process will need to be evaluated separately from the grain loading.

Operating air contaminant sources without first obtaining a PTIO is a violation of OAC rule 3745-31-02 and Ohio Revised Code 3704.05.

- 3. The company is required to provide calculations for all of these processes along with the associated Emission Activity Category (EAC) form. For the processes that will require a PTIO, the EAC will need to be submitted as part of the permit application. The EAC forms can be accessed through the Ohio EPA website at <http://www.epa.state.oh.us/>. The following EAC forms are required to make the determination if any of the processes will qualify for the “de minimis” exemption.
 - a. Form 3111 – Roadways and Parking Areas
 - b. Form 3120/3121 – Grain Terminals and Elevators
 - c. Form 3101 – Fuel Burning Operation
 - d. Form 3127 – Fertilizer Mixing/Blending Plants

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4. The company is required to submit a process flow diagram for all of the operations performed at the facility. This will allow the DAPC to evaluate other potential air contaminant sources at the site.

The Ohio EPA is requesting that the company submit the information detailed above to the Northwest District Office (NWDO) DAPC by no later than September 25, 2009. Please be advised that the submission of information to respond to this letter does not constitute waiver of the Ohio EPA's authority to seek civil penalties pursuant to Ohio Revised Code Section 3704.06. The Ohio EPA will make a decision whether to pursue such penalties regarding this matter at a later date. I would like to thank Dan Slarb for his assistance and courtesy during the inspection. If you have any questions or concerns about this letter, please feel free to call me at (419) 373-3110 or email brian.riedmaier@epa.state.oh.us.

Sincerely,

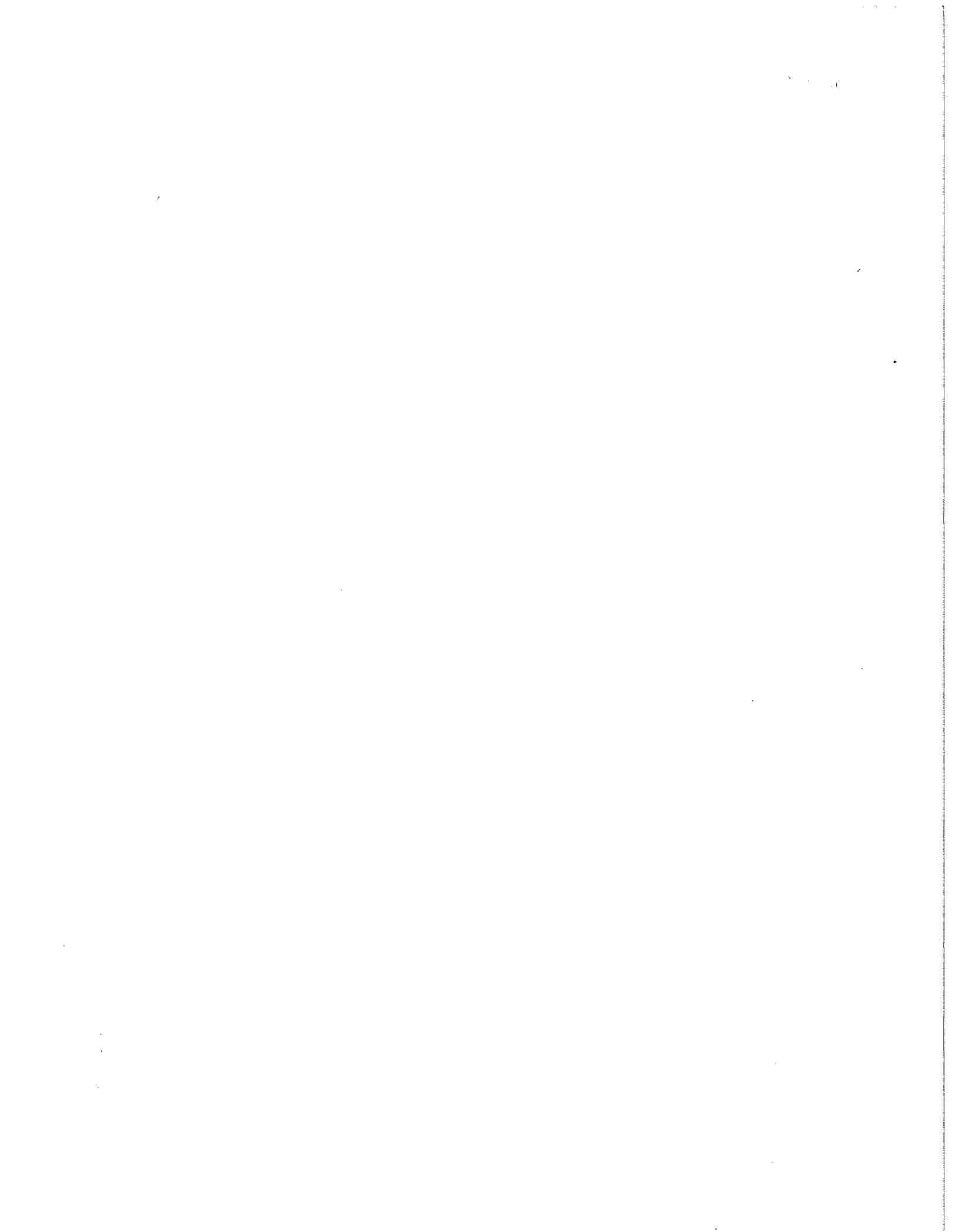


Brian Riedmaier
Environmental Specialist

/lb

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Town and Country Co-op, Inc (Sullivan)



Town and Country Co-op, Inc.
0303010128

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Sent to: **Mr. Duane Staats**
 Street, Apt. No., or PO Box No.: **Town & Country Co-op Inc**
 City, State, ZIP+4: **813 Clark Ave Ashland OH 44805**

PS Form 3811, August 2004

DAFC-BR-LB

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<p>1. Article Addressed to:</p> <p><i>Mr. Duane Staats</i> <i>Town & Country Co-op Inc</i> <i>813 Clark Ave</i> <i>Ashland OH</i> <i>44805</i></p>	<p>3. Service Type</p> <p><input type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail <input type="checkbox"/> Registered <input type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.</p> <p>4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes</p>
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