





## REGIONAL AIR POLLUTION CONTROL AGENCY

Serving Clark, Darke, Greene, Miami, Montgomery & Preble Counties

117 South Main Street, Dayton, Ohio 45422-3280

937-225-4435 — Fax: 937-225-3486

www.rapca.org

August 24, 2011

### Certified Mail

Mr. Jeffrey Levine  
M21 Industries, LLC  
P.O. Box 4044  
Dayton, OH 45401

RE: Ohio EPA Facility ID 08-57-04-3219  
Exceedances of the Daily OC Emissions Limitations for Emissions Units K001, K003, & K004 and  
Failure to Submit Timely Quarterly Deviation Reports

Dear Mr. Levine:

### WARNING LETTER

The Regional Air Pollution Control Agency (RAPCA) has recently reviewed the 2<sup>nd</sup> Quarter 2011 deviation report, submitted by M21 Industries, LLC (M21), a Synthetic Minor Title V facility located at 721 Springfield Street in Dayton, Ohio. This report was first submitted to RAPCA, by email, on August 10, 2011 and was then submitted through Ohio EPA Air Services on August 19, 2011. In this report, M21 acknowledged exceedances of the daily organic compound (OC) emissions limitation of 40 pounds per day (lbs/day), on 18 separate days during the 2<sup>nd</sup> Quarter of 2011, for emissions units (EU) K001 (Main Spray Booth #1), K003 (White Spray Booth #2), or K004 (Primer Spray Booth #3).

Part C.1.b)(1)b. of Final Air Pollution Permit-to-Install and Operate (PTIO) P0107315, issued March 22, 2011 for EU K001, as well as Part C.1.b)(1)b. of PTIO P0107466, issued March 22, 2011, for EU K004, and Part C.1.b)(1)d. of PTIO P0107466, for EU K003, state that the OC emissions from each of these EUs shall not exceed 40 lbs/day. M21 reported deviations of the 40 lbs/day OC emissions limitation for EU K001 on 17 separate days during the 2<sup>nd</sup> Quarter of 2011, the highest of which was 100.43 lbs of OC emissions on May 25, 2011. EU K003 reportedly exceeded the 40 lbs/day OC emissions limitation on 5 separate days during the 2<sup>nd</sup> Quarter 2011, the highest of which was 65.39 lbs/day OC emissions on June 21, 2011 and EU K004 exceeded the 40 lbs/day OC emissions limitation on 3 days during the 2<sup>nd</sup> Quarter 2011, the highest of which was 88.56 lbs of OC emissions on June 22, 2011.

The exceedances of the 40 lbs/day OC emissions limitation are in violation of PTIO P0107315, PTIO P0107466, Ohio Administrative Code (OAC) rule and Montgomery County Combined General Health District Air Pollution Control Regulations (MCCGHDAPCR) section 3745-21-07(G)(2) (the requirements established under OAC rule 3745-21-07 shall cease to be effective and federally enforceable on September 19, 2011), and Ohio Revised Code (ORC) 3704.05.

Additionally, Part C.1.e)(1) of PTIO P0107315 for EUs K001 and K002, as well as, Part C.1.e)(1) for EUs K003 through K009 of PTIO P0107466 require quarterly deviation reports be submitted, electronically

M21 Industries, LLC

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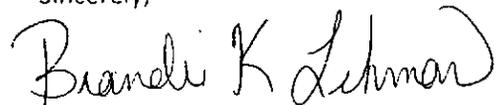
through Ohio EPA Air Services, each year by January 31 (covering October to December), April 30 (covering January to March), July 31 (covering April to June), and October 31 (covering July to September). M21 submitted a 1<sup>st</sup> Quarter 2011 report to RAPCA, by email, on May 18, 2011. RAPCA requested, by email on May 19, 2011, that this report be resubmitted through Ohio EPA Air Services, as required, but the report was never submitted through Ohio EPA Air Services, as requested. On June 3, 2011, RAPCA uploaded the report to Ohio EPA Air Services for M21. This report should have been submitted by M21, through Ohio EPA Air Services, by April 30, 2011. M21 submitted a 2<sup>nd</sup> Quarter 2011 report to RAPCA, by email, on August 10, 2011. On this date, RAPCA requested that M21 submit the report through Ohio EPA Air Services, as required. This report was submitted by M21 through Ohio EPA Air Services on August 19, 2011. This report was due to be submitted through Ohio EPA Air Services by July 31, 2011.

Failure to submit quarterly deviation reports, electronically through Ohio EPA Air Services, by the due dates provided in permit terms and conditions is in violation of PTIOs P0107315 and P0107466 and ORC 3704.05.

RAPCA acknowledges that M21 did submit a compliance plan, by email, on August 10, 2011, which includes the primary cause of the deviations and the corrective actions that have and/or will be taken to ensure future compliance with the 40 lbs/day OC emissions limitation for all EUs at M21. RAPCA appreciates the timely manner in which M21 is working to resolve this matter but requests that all future deviation reports include any deviations, the probable cause of such deviations and the corrective actions that have been or will be taken to correct these deviations. In addition, RAPCA would like to reiterate the fact that these quarterly deviation reports needed to be submitted by the due date stated in the PTIOs issued to M21 and must be submitted through Ohio EPA Air Services. Please ensure that all future reports are submitted accordingly.

If you have any questions concerning this matter, feel free to contact me at 937-225-5923.

Sincerely,



Brandie K. Lehman  
Air Pollution Control Specialist

Cc:     Jefferis Canan             RAPCA  
       William MacDowell       USEPA, Region V  
       Tom Kalman                OEPA

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Mr. Jeffery Levine  
 M21 Industries, LLC  
 PO Box 4044  
 Dayton, OH 45401

2. Article Number  
 (Transfer from service label)

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 Street, or PO E: M21 Industries, LLC  
 City, St: PO Box 4044  
 Dayton, OH 45401