





**Environmental
Protection Agency**

John R. Kasich, **Governor**
Mary Taylor, **Lt. Governor**
Scott J. Nally, **Director**

Re: Wood County
Whelco Industrial, Ltd.
Notice of Violation (NOV/non-HPV)

May 17, 2012

CERTIFIED MAIL

Mr. Mike Farrar, President
Whelco Industrial, Ltd.
28210 Cedar Park Boulevard
Perrysburg, Ohio 43551

Dear Mr. Farrar:

This letter shall serve as follow-up to the inspection conducted at the above-referenced facility on March 21, 2012, as well as to the information that was submitted by e-mail from Ms. Nancy Janosky on May 7, 2012. You had filed two complaints about separate facilities in Wood County that have similar operations. Those complaints have been thoroughly investigated and each facility was sent a Notice of Violation (NOV) letter based on the compliance status of each with the rules and regulations of the Division of Air Pollution Control (DAPC).

At this time, Whelco Industrial, Ltd. is found to be in violation of not having a Permit to Install and Operate (PTIO) prior to installation and operation of the burn-off oven that exists onsite. This emissions unit is not exempt from the permitting requirements of DAPC and is required to be permitted in accordance with Ohio Administrative Code (OAC) rules 3745-31-02, 3745-17-09 as well as Ohio Revised Code (ORC) §3704.05. Accordingly, the facility is in violation of the specified rules.

The information requested in the March 28, 2012, letter was not submitted and the deadline was April 30, 2012. The e-mail from Ms. Janosky includes an attached letter stating that an extension had been granted for the submittal of information. Please note that no extension had been granted by DAPC staff, therefore, the information requested is currently overdue.

It is possible that the other air contaminant sources identified in the inspection letter may also require permitting. As such, it is anticipated that PTIO applications with corresponding Emissions Activity Category (EAC) forms and process flow diagrams are submitted accordingly.

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As you have previously been made aware, Ohio EPA has an Office of Compliance Assistance and Pollution Prevention (OCAPP) that may be able to assist you in coming into compliance with the rules and regulations of DAPC. Additional information about this office can be found at <http://www.epa.ohio.gov/ocapp> or by calling OCAPP at 1-800-329-7518. The OCAPP representative at NWDO is Mr. Ron Nabors and he can be contacted at (419) 373-3147 or at ron.nabors@epa.state.oh.us.

Please be advised that the submission of the requested information to respond to this letter does not constitute waiver of the Ohio EPA's authority to seek civil penalties pursuant to ORC §3704.06. The Ohio EPA will make a decision on whether to pursue or decline to pursue such penalties regarding this matter at a later date.

The information requested above should be submitted to my attention by no later than June 5, 2012. If you have any questions about this letter, please contact me at (419) 373-3118 or mohammad.smidi@epa.state.oh.us.

Sincerely,



Mohammad Smidi
Environmental Specialist
Division of Air Pollution Control

pc: DAPC-NWDO Facility File
Certified Mail Receipt Number 7009 1410 0001 1834 2610

ec: Andrea Moore, DAPC-NWDO
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Chris Farrar
Dan Wickard
Edgar Pulido, DMWM-NWDO
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Mike Farrar
Patricia Tebbe, DSW-NWDO
Robert Lopez
Ron Nabors, OCAPP-NWDO
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