



State of Ohio Environmental Protection Agency

Northwest District Office

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

Re: Ashland County
Patterson and Sons, Inc.
Notice of Violation

August 9, 2007

CERTIFIED MAIL

Mr. Nick Crow, President
Patterson and Sons, Inc.
610 Virginia Avenue
Ashland, Ohio 44805

Dear Mr. Crow:

The Division of Air Pollution Control, Northwest District Office (DAPC, NWDO), received Patterson and Sons, Inc., third quarter deviation (excursion) report for the reporting period ending June 30, 2007, for emissions unit P001-plasma burner. The Ohio EPA is issuing this Notice of Violation because the above mentioned source was not in compliance with the terms and conditions contained in Permit to Install (PTI) 03-13414 Section B.1, for pressure drop requirements, which states that the pressure drop across the baghouse shall be maintained within the range of 3 to 6 inches of water while the emissions unit is in operation.

According to the reports submitted to the Ohio EPA, the pressure drop fell below the required range of 3 to 6 inches of water while the emissions unit was in operation on the following days; April 9, 2007, April 23, 2007, May 8, 2007, and June 12, 2007, a range of 2 to 3 inches was recorded on these days, which is a violation of the permit 03-13414 and ORC 3704.05.

Please see Part I of the General Terms and Conditions section A.2.b. regarding the reporting requirements related to the Monitoring and Recordkeeping Requirements of your permit. In order to resolve the above violations, Patterson and Sons, Inc., will need to submit the probable cause of the above deviations and what the corrective actions or preventive measures which have been or will be taken to avoid future deviations from the emissions limitations. Please submit this information to the NWDO, no later than **August 17, 2007**.

Please be advised that the submission of information for the above violations does not constitute waiver of the Ohio EPA's authority to seek civil penalties pursuant to ORC section 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.

