



State of Ohio Environmental Protection Agency

Northwest District Office

347 North Dunbridge Road
Bowling Green, OH 43402-9398

TELE: (419) 352-8461 FAX: (419) 352-8468
www.epa.state.oh.us

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

RE: Ashland County
Town and Country Co-op, Inc.
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 (Ashland) 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 Tom Sprinkle and the observations during the visit, the findings can be summarized as follows:

1. The DAPC facility files indicate that this company has once operated at 610 Miller Street, Ashland, Ohio. Additionally, the site is indicated as permanently shutdown in Ohio EPA files. It is clear that the facility is still operating, but the operations have moved to address referenced above. An inventory of air contaminant sources were taken at the time of the inspection and it appears that permitting is necessary.
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. Paved and Unpaved Roadways – The company operates both paved and unpaved areas for roadways and parking.
 - b. Grain Receiving – The company is operating at least two receiving pits 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. Grain Dryer – The company has installed a natural gas fired grain dryer. It is believed that multiple different grains are dried in this unit.
- d. Grain Loading – The company loads grain into trucks and railcars. There are at least four truck loadout spouts which are gravity fed, side draw chutes directly from storage bins. There are also at least two loadout spouts for railcar loading which are not side draw chutes. All of these spouts have been indicated by the company as operational and are in use regularly.
- e. Fertilizer Receiving – This process will need to be evaluated separately from the grain receiving.
- f. Fertilizer Mixing – The company operates a fertilizer mixer.
- g. Fertilizer Loading – The company operates at least one fertilizer loadout. 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, at a minimum, will be 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
- 4. The company will be 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.

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The Ohio EPA is requesting that the company submit the information detailed above to the Northwest District Office (NWDO) DAPC by no later than October 2, 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 Tom Sprinkle 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

pc: Tom Kalman, CO/DAPC
 Lisa Holscher, US EPA Region V
NWDO/DAPC File
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ec: Don Waltermeyer, NWDO/DAPC

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 Mr. Duane Staats
 Environmental Specialist
 13 Clark Ave
 Lakeland, OH 44103
 4405

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