



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: Auglaize County  
G. A. Wintzer & Son Co.  
03 06 02 0008  
**Return to Compliance**

September 29, 2009

Mr. Carl Wintzer  
G. A. Wintzer & Son Co.  
P.O. Box 406  
5 N. Blackhoof Street  
Wapakoneta, Ohio 45895

Dear Mr. Wintzer:

The Division of Air Pollution Control (DAPC) issued a Notice of Violation (NOV) dated November 26, 2008, citing failure to submit the SO<sub>2</sub> testing and monitoring plan and the opacity monitoring plan (for emissions unit B003) and failure to keep the NO<sub>x</sub> records and calculations (for all three boilers). The agency has since received the company's letter (with attachments) of December 19, 2008 on these matters. Some information was also obtained through emails and telephone discussions.

This letter notes that the company has completed installation and certification (approval letter of September 3, 2009) of a Continuous Opacity Monitoring System (COMS). The company is required to submit COMS Excess Emissions Reports (EERs) for the second and third quarters of 2009 beginning with the reporting deadline for the third quarter. The SO<sub>2</sub> monitoring plan is acceptable, as indicated in the clarification email of March 27, 2009. The sample NO<sub>x</sub> records and calculations submitted are also acceptable.

Based on the company's responses to the NOV, we have determined that the compliance plan is acceptable. The actions taken have corrected the violations and these emission units are now being operated in compliance with the permit requirements. Please note, however, that this does not preclude the Director from seeking civil penalties pursuant to ORC section 3704.06 for these violations. The decision on whether to pursue or decline to pursue such penalties regarding this matter is dependent on several factors, one of which is the company's future compliance with applicable Ohio EPA requirements.

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Should the company have any questions and/or comments, I may be reached at (419) 373-3117. I may also be contacted electronically by E-mail at: paul.chad@epa.state.oh.us

Sincerely,

A handwritten signature in black ink, appearing to read 'Paul Chad', with a long horizontal flourish extending to the right.

Paul Chad  
Division of Air Pollution Control

/csl

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