



Environmental
Protection Agency

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

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

March 4, 2011

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

Dear Mr. Wintzer:

The Division of Air Pollution Control (DAPC) issued a Notice of Violation (NOV) dated June 29, 2009, citing a failure of an emissions test to comply with the PM₁₀ limit of 0.05 lb /mmBtu. This emissions limit was established as a Best Available Technology (BAT) limit in Permit to Install (PTI) 03-17366 issued June 12, 2008, based on the permit application information at that time. The test result was 0.176 lb /mmBtu.

This letter notes that the company has since submitted a compliance plan, the main component being an application for administrative permit modification, to provide for condensable particulate matter to be included in the PM₁₀ permit limit. A modified BAT PM₁₀ limit of 0.21 lb /mmBtu has been established in PTI P0105938 issued February 17, 2011.

Based on the company's response 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 requirements of the new permit. 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.

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,

Paul Chad
Division of Air Pollution Control

/llr

pc: Tom Kalman, DAPC CO
DAPC NWDO File
ec: William MacDowell, US EPA
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