



State of Ohio Environmental Protection Agency

Northwest District Office

347 North Dunbridge Rd.
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
National Lime & Stone -Buckland
PTI 03-16363
Notice of Violation

April 16, 2009

CERTIFIED MAIL
7002 2410 0003 1155 9888

Mr. Dan Mapes
Director of Administrative Services
The National Lime & Stone Company
1331 Broad Avenue, Suite 100
Findlay, Ohio 45840

Dear Mr. Mapes:

Permit to Install (PTI) 03-16363 issued September 27, 2005, for the subject facility was a result of a Voluntary Audit Disclosure from the company for an aggregate processing plant (emissions unit F004) modified to include six new conveyors added to the operation on or about 1994. Federal New Source Performance Standards (NSPS) were included in the permit for the six conveyors and a few other emissions points. Section D.2 of the PTI requires the company to report on the results of opacity testing conducted in accordance with Section E of the PTI.

As has been discussed recently by telephone, the company has not yet submitted the required report. Section E.3 specifies the standard NSPS reporting timeframe of not later than 180 days after initial start-up. For the circumstances here (the emissions unit has already been installed), the report was due 180 days after PTI issuance, which would mean March 27, 2006. Failure to report on (or have conducted) the necessary testing constitutes violations of the PTI and ORC 3704.05(C).

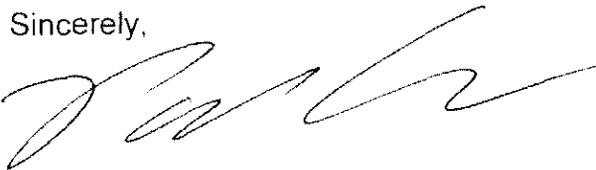
The company is required to correct these violations. The company is required to propose a timeframe for completion of the testing (if not yet conducted) and for the submission of the necessary reports. The company is required to submit a response by May 7, 2009.

Mr. Dan Mapes
April 16, 2009
Page 2

Please be advised that the submission of information to respond to this letter does not constitute waiver of 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.

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

/csl

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

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
<ul style="list-style-type: none">Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.Print your name and address on the reverse so that we can return the card to you.Attach this card to the back of the mailpiece, or on the front if space permits.	A. Signature <input type="checkbox"/> Agent <input checked="" type="checkbox"/> <i>Bradley Retting</i> <input type="checkbox"/> Agent B. Received by (Printed Name) <input type="checkbox"/> Agent <i>BRADLEY RETTING</i> <input type="checkbox"/> Agent C. Date of Delivery
1. Article Addressed to: MR DAN MAPES DIRECTOR OF ADMINISTRATIVE SERVICES NATIONAL LIME & STONE CO 1331 BROAD AVE SUITE 100 FINDLAY OH 45840 DAPC/PAUL CHAD/csl	D. Is delivery address different from Item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No 3. Service Type <input checked="" type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail <input type="checkbox"/> Registered <input type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D. 4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes
2. Article Number (Transfer from service label)	7002 2410 0003 1155 9888