



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: Erie County
Hanson Aggregates – Wagner
Quarry
4203 Milan Road
Sandusky, OH 44870
Premise #0322020200
HPF/Notice of Violation (NOV)

September 16, 2008

CERTIFIED MAIL

Mr. James R. Smith, Environmental Manager
Hanson Aggregates Midwest, Inc.
209 Old Harrods Creek Road
Louisville, Kentucky 40223

Dear Mr. Smith:

This letter shall serve as the follow-up to the inspection conducted on August 28, 2008, at the above referenced facility. The purpose of the inspection was to determine the compliance status of all air contaminant sources located at this facility with the rules and regulations of the Division of Air Pollution Control (DAPC). During the inspection, Mr. Chuck Kashian of Hanson was kind enough to answer my questions in the absence of the plant manager, Mr. Rolland Krueger.

Based on my discussions with Mr. Kashian and the observations during the inspection as well as a review of company files at the Northwest District Office (NWDO), the following findings are summarized for your convenience:

1. The company is required to submit quarterly deviation reports for the paved and unpaved roadways (identified as F001), mineral extraction operations (identified as F003), storage piles (identified as F004) and aggregate processing plant (identified as P901). This requirement stems from the reporting requirements in Permit to Install (PTI) #03-16102 issued final on May 6, 2004, and PTI #03-17009 issued final on January 31, 2008. During the review of the facility files, two deviation reports are missing. The facility is therefore in violation of not having submitted the second quarter report for year 2005 and the fourth quarter report for year 2007 which is also a violation of ORC 3704.05. A response is requested by September 26, 2008.

2. The company is also required to submit annual deviation reports for the mineral extraction operations and the aggregate processing plant. It appears that the facility is in violation of not having submitted the annual report for reporting year 2007. The company is required to submit a response to this issue for resolution. A response is requested by September 26, 2008.
3. The company has failed to submit the synthetic minor fee emission report (SM FER) as required by Ohio Administrative Code (OAC) rule 3745-78-02 by the deadline date of June 6, 2008. The company is required to submit the SM FER online through Air Services (more detail below). The submittal should be done expeditiously to resolve this violation. It is my understanding that you have been in contact with Central Office (CO) regarding this matter. A separate NOV will be sent by CO regarding this matter in the near future.
4. Visible emission observations (VEOs) were not taken during the tour since the process shut down prior to my arrival. Although the crushers are controlled by baghouses, it is important to monitor the bags more frequently than once a year or biannually. VEOs may be taken at a later date.
5. Air Services, the new online system for Title V and synthetic minor facilities, is required to be used by facilities to submit fee emission reports, compliance certification report, quarterly, semi-annual and annual deviation reports as well as any update to the facility profile that includes Title V and PTI/PTIO applications. It is incumbent upon the facility to acquire a PIN number from Ohio EPA for registration purposes. You have had contact in the past with Ms. Elisa Thomas in CO regarding this matter. It would be necessary that the fee emission report for reporting year 2007 be submitted through Air Services by October 31, 2008. If any you need any assistance in this system, please contact me.
6. The odors emanating from the facility were very noticeable during the inspection. This is the same condition as previous site visits. The company has conducted stack testing on each of the baghouses on August 11, 2005. The organic emission rates have been determined from the point sources. However, it is unknown what amount of fugitive organic compounds is being emitted from the facility.

We continue to receive periodic complaints of strong odors from the quarrying operation, especially during blasting. Please provide a schedule (times/dates) for upcoming blasting events. It is our intention to conduct additional ambient monitoring around the facility.
7. The deviation reports that have been sent in the past copied Mr. Chad Delbecq of this office. This is not necessary and his name can be removed if you so choose.

Mr. James R. Smith, Environmental Manager

September 16, 2008

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

If you have any questions and/or comments about this letter, please feel free to call me at (419) 373-3118.

Sincerely,



Mohammad Smidi
Environmental Specialist

/llr

pc: Don Waltermeyer, DAPC, NWDO
Lisa Holscher, US EPA-Region V
Samir Araj, DAPC, NWDO
Tom Kalman, DAPC, CO
DAPC, NWDO File
ec: Elisa Thomas, DAPC, CO
Tom Sattler, DAPC, NWDO

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