



State of Ohio Environmental Protection Agency

**Northwest District Office**

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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: Fulton County  
0326000042  
Bailey-PVS Oxides  
Stack Test  
**Notice of Violation**

August 24, 2007

Josh Belczyk  
Bailey PVS Oxides  
6191 County Road 10  
Delta, OH 43515

Dear Mr. Belczyk:

The stack test conducted on June 21, 2007, on Ohio EPA emissions units Nos. P001 and P002, has been reviewed. The testing was conducted in conformance with Ohio EPA methods and procedures. Our review confirms the following reported data is accurate:

**Critical Test Data  
(In Three Run Averages)**

Emissions Unit	Pollutant	Actual Emission Rate	Allowable Emission Rate	Source Operating Rate	Maximum Source Operating Rate
P001	PM	0.09 lb/hr	0.13 lb/hr	44.7 gal/min	44 gal/min
P002	PM	1.05 lb/hr	2.47 lb/hr	44.7 gal/min	44 gal/min
P002	HCl	16.90 ppmv	9.7 ppmv	44.7 gal/min	44 gal/min
P002	Cl <sub>2</sub>	80.6 ppmv	1.6 ppmv	44.7 gal/min	44 gal/min

Emissions unit P002 was being operated in violation of its allowable emissions rates for HCl and Cl<sub>2</sub> (violations of OAC rule 3745-31-05 and Ohio Revised Code 3704.05). Baily PVS Oxides submitted an application in June 2005 for the modification of PTI # 03-10999, requesting higher allowable limits for HCl and Cl<sub>2</sub>. However, the emissions rates observed in this stack test far exceeded these new requested limits.

MIA

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This office is requesting that the facility submit a written response to this letter which includes, at a minimum, a detailed compliance plan and schedule, including a date for retesting the emissions unit. The facility is required to submit this information by no later than September 24, 2007. Please note that the submission of the requested information to respond to this letter does not constitute a waiver of the Ohio EPA's authority to seek civil penalties pursuant to ORC section 3704.06.

You may contact me at (419) 373 -3139, should you have any questions or comments regarding this letter.

Sincerely,



Robert G. Teer  
Division of Air Pollution Control

/lb

pc: Don Waltermeyer, DAPC-NWDO  
Lisa Holscher, US EPA Region 5  
~~Mark Barber, DAPC-NWDO~~  
Robert Teer, DAPC-NWDO  
Tom Kalman, DAPC/CO  
DAPC-NWDO File  
Follow-Up File  
Stack File

ec: Tom Sattler, DAPC-NWDO  
Wendy Licht, DAPC-NWDO