



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: Bailey-PVS Oxides Delta Inc.
0326000042
Fulton County
Inspection Letter
NOV follow-up

August 26, 2008

CERTIFIED MAIL

Mr. Joshua Belczyk, Plant Manager
Bailey-PVS Oxides Delta Inc.
6191 County Road 10
Delta, Ohio 43515

Dear Mr. Belczyk:

This letter shall serve as follow-up to the Ohio EPA (OEPA) inspection conducted on June 18, 2008, of the above referenced facility by this writer. The purpose of this inspection was to determine the compliance status of all air contaminant sources located there. The letter shall also serve to address some of the outstanding violations/issues at the Bailey-PVS Oxides facility that have occurred over the last 18 months. Based on our discussions, my observations during the inspection, and a review of the company's files, my findings are as follows:

1. This inspector notes that no complaints have been received by the Northwest District Office (NWDO) Division of Air Pollution Control (DAPC), for the 2008 Calendar year to date.
2. Progress has been made in eliminating the outside storage of iron oxide, yet some residual material remains. Please continue to maintain the material in a manner such that reintraintment into the atmosphere does not occur. In addition, please continue to update this office on the company's progress in eliminating all outside storage.
3. On 3/28/08, this office received correspondence from the company indicating what operating parameters were monitored during the 2/7/08 performance test for emissions unit P002, the acid reclamation plant. Please use these parameters as a baseline for determining deviations in any future quarterly deviation reports.

These parameters, along with the emissions data obtained from the 2/7/08 performance test, will be used in the modification to Permit to Install (PTI) 03-10999. Please be advised that ultimate compliance will not be achieved on this emissions unit until this permit action is processed and issued.

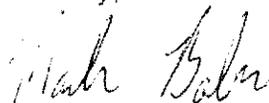
4. On 5/1/07 the company submitted a PTI application for the truck loadout operation. This copy was unsigned and considered incomplete and returned on 5/4/07. To date, a new application has not yet been submitted. Continuing to operate the truck loadout operation prior to obtaining a Permit to Install and Operate (PTIO) is a violation of OAC rule 3745-31-02. Please provide a complete application within 30 days of the date of this letter.
5. On the day of the inspection the NWDO received a copy of the most recent preventative maintenance and malfunction abatement plan for the facility's operations. Our comments to this plan are as follows:
 - i. In Section III.d. under "Pavement" the document identifies the mechanisms for controlling visible emissions but it does not identify how one determines when control practices are necessary. It should also include a frequency for the observations and how/where those observations are logged.
 - ii. In Section III.d. under "Particulate Emissions" the document correctly identifies that visual observations inspections and pressure drop observations are to be monitored, however it should include how/where these parameters are logged. It should also identify what are acceptable operating ranges and what actions the company will take if either of these parameters fall out of the acceptable range.
 - iii. Section III.d. should also include actions to ensure proper operation of the truck loadout.
 - iv. Please provide an updated plan within 30 days of the date of this letter.

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

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Thank you for the courtesy extended during my visit. If the company has any questions and/or comments concerning this letter, please feel free to contact me at 419-373-3131 or at mark.barber@epa.state.oh.us.

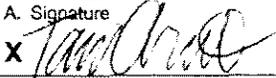
Sincerely,



Mark Barber
Division of Air Pollution Control

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pc: Lisa Holscher, U.S. EPA, Region 5
Tom Kalman, Ohio, EPA, DAPC-Central Office
Don Waltermeyer, Ohio EPA, DAPC-NWDO
Mark Barber, Ohio EPA, DAPC-NWDO
DAPC-NWDO File

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1. Article Addressed to: <i>MR. JOSHUA BELCZYK, PLANT MGR BAILEY AIR CHIPS DELTA, INC. 6191 COURTESY ROAD 10 DELTA, OHIO 43515</i>	B. Received by (Printed Name) <i>Tommi Armbrecht</i>	C. Date of Delivery <i>8-28-08</i>
	D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No	
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