



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.ohio.gov

Ted Strickland, Governor  
Lee Fisher, Lieutenant Governor  
Chris Korleski, Director

Re: Henry County  
All-Ohio Ready Mix – Napoleon Plant  
Premise #0335010142  
**Notice of Violation**

April 13, 2010

CERTIFIED MAIL

Mr. Peter Thomas, Safety/Environmental Manager  
All-Ohio Ready Mix – Napoleon Plant  
7901 Sylvania Avenue  
Sylvania, Ohio 43560

Dear Mr. Thomas:

The purpose of this letter is to notify the company of monitoring and recordkeeping violations at the above mentioned facility. Within the terms and conditions of Permit to Install and Operate (PTIO) #P0104882, issued July 6, 2009, the company is required to record daily visible emission observations from the storage piles (emissions unit F001), roadways (emissions unit F002) and aggregate processing (emissions unit P901) operations.

The company submitted a Permit Evaluation Report (PER) for the appropriate reporting year (July 6, 2009 – December 31, 2009) indicating that none of the required visible emission observations records were maintained for these sources during 2009. These are violations of the monitoring and recordkeeping requirements of Permit to Install (PTI) #03-17128 (superseded), issued October 17, 2006, PTIO #P0104882 and Ohio Revised Code (ORC) 3704.05.

The company has also indicated in the PER that site personnel have recently been trained to maintain the proper documentation in order to prevent these violations from occurring again. Northwest District Office (NWDO) requests that the company submit a copy of the visible emission log sheets that will be used to show future compliance, by May 7, 2010.

In addition, due to the nature of the above mentioned violations, NWDO questions the validity of the quarterly deviation reports that have been submitted for cement unloading operations (emissions unit P001) indicating compliance. PTI #03-17128 requires the facility to maintain daily visible emissions observation records for this emissions unit also.

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Please be advised that the submission of information to respond to this letter does not constitute waiver of the Ohio EPA's authority to seek civil penalties pursuant to Ohio Revised Code Section 3704.06. The Ohio EPA will make a decision whether 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 contact me electronically at [brian.riedmaier@epa.state.oh.us](mailto:brian.riedmaier@epa.state.oh.us) or by phone at (419) 373-3110.

Sincerely,



Brian Riedmaier  
Division of Air Pollution Control

/lb

pc: Tom Kalman, DAPC/CO  
Lisa Holscher, US EPA Region V  
DAPC/NWDO File  
7006 0100 0004 1318 4009

ec: Don Waltermeyer, DAPC/NWDO

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