



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: Mercer County
J & M Manufacturing Company
03 54 00 0124
**Notice of Violation
and Return to Compliance**

February 4, 2010

CERTIFIED MAIL

Mr. Lou Grieshop, Secretary/Treasurer
J & M Manufacturing Company
284 Railroad Street
Fort Recovery, Ohio 45846

Dear Mr. Grieshop:

Late this past summer, J & M Manufacturing applied for and obtained an air Permit to Install/Operate for the facility's main spray coating operations. PTIO P0105247 was issued October 8, 2009, for emissions units K011 and K012 (paint spray booths 2 and 3) to allow for increased use of the coating operations, and superseded PTI 03-13936 issued April 22, 2003, (as reflected in the Permits to Operate K011 and K012 issued September 17, 2007).

The third quarter 2009 report for K011 shows 10,334 and 10,512 gallons per rolling 12-month total company coating usage for periods ending August and September, respectively. These coating usage rates would be allowed under the new permit, but exceed the amount allowed in the PTO (10,000 gallons), which was the enforceable permit for those months. The rolling 12-month emissions total of 18.90 tons VOC for K011 for September also slightly exceeds the 18.82 tons allowed under the PTO. These exceedances constitute violations of the PTO, and ORC 3704.05(C). However, it is noted (as reported for the fourth quarter 2009 in Ohio EPA Air Services) that the company has returned to compliance under the new PTIO.

Based on the company's return to compliance as reported for the fourth quarter 2009, (as was expected under the issuance of the new PTIO), we have determined that the actions taken by J & M have corrected the violations and we believe these emission units are now being operated in compliance with the permit requirements.



Mr. Lou Grieshop
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Please note, however, that this does not preclude the Director from seeking civil penalties pursuant to ORC section 3704.06 for these violations. The decision on whether to pursue or decline to pursue such penalties regarding this matter is dependent on several factors, one of which is the company's future compliance with applicable Ohio EPA requirements.

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

/lir

pc: Don Waltermeyer, DAPC NWDO
Tom Kalman, DAPC CO
Lisa Holscher, US EPA - Region V
DAPC NWDO File
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 CH 18846

PS Form 3811, August 2006

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