



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.state.oh.us

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

Re: Mercer County
Shelly Materials - Celina Quarry
Celina
03 54 01 0003
Warning Letter

CERTIFIED MAIL
7002 2410 0003 1155 9895

April 2, 2009

Ms. Ashley DeVault
Environmental Specialist
Shelly Materials
P. O. Box 266
Thornville, Ohio 43076

Dear Ms. DeVault:

Shelly Materials is allowed to operate an air contaminant sources either under an active air Permit to Install and Operate (PTIO) per OAC rule 3745-31-02(A)(1)(c) or under registration status per OAC rule 3745-31-08. It is allowed to continue to operate under the terms and conditions of an expired permit as long as complete renewal applications have been filed per OAC rule 3745-31-06(E)(6)(b). According to our records, the most recent renewal applications for the subject facility were submitted by the previous owner in 1998.

As you know from our recent phone calls and emails, we have determined these applications are outdated and incomplete and do not meet the requirements of OAC rule 3745-31-04(A). Because these outdated applications do not contain the detailed information required in our revised applications /EAC forms, we are unable to process renewal PTIOs for the emissions units at the facility. A letter dated February 25, 2009 was sent to the company indicating such and solicited updated applications. No response was received by the requested date of March 23.

Due to the company's unresponsiveness, we are returning these incomplete applications in accordance with the provisions of OAC rule 3745-31-06(C). To avoid further formal agency action as specified by the rule, the company must submit complete PTIO applications for each air contaminant sources at the facility by April 30, 2009. The appropriate forms can be found on the agency's website.

Ms. Ashley DeVault
 April 2, 2009
 Page 2

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

/cs1

pc: Don Jolley, Shelly Materials (Findlay Office)
 Don Waltermeyer, DAPC, NWDO
 DAPC, NWDO File

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SHELLY MATERIALS PO BOX 266 THORNVILLE OH 43076	
Form 3811, June 2002	

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
<ul style="list-style-type: none"> Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. Print your name and address on the reverse so that we can return the card to you. Attach this card to the back of the mailpiece, or on the front if space permits. 	A. Signature <input checked="" type="checkbox"/> <i>Paul Chad</i> <input type="checkbox"/> Agent <input type="checkbox"/> Addressee B. Forwarded to (printed Name) <input type="checkbox"/> Certified Mail only <i>4-6</i> C. Return Receipt for Merchandise (if not from the addressee) <input type="checkbox"/> Yes <input type="checkbox"/> No If Yes, list the return address below:
1. Article Addressed to: MS ASHLEY DEVAULT ENVIRONMENTAL SPECIALIST SHELLY MATERIALS PO BOX 266 THORNVILLE OH 43076 DAPC/PAUL C./cs1	3. Service Type <input checked="" type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail <input type="checkbox"/> Registered <input type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.
2. Article Number (Transfer from service label)	4. Restricted Delivery (Additional Fee) <input type="checkbox"/> Yes
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