



Environmental
Protection Agency

John R. Kasich, Governor
Mary Taylor, Lt. Governor
Scott J. Nally, Director

April 28, 2011

Mr. John Vetter, Environmental Contact
GoGreen
P. O. Box 162
17359 State Route 66
Ottoville, Ohio 45876

Re: Notice of Violation (NOV/non-HPF) based on inspection of GoGreen (0369002001, 0369002002 and 0369002003) on 17359 State Route 66, Ottoville, OH 45876 conducted on April 5, 18 and 19, 2011 with response due by May 31, 2011.

Dear Mr. Vetter:

This letter shall serve as a follow-up to the inspections of the above referenced portable sources by this writer. The purpose of this inspection was to determine the compliance status of all air contaminant sources.

Based on our discussions, my observations during the inspection and a review of the company's files, my findings are as follows:

0369002001:

P901 – Portable crusher and material handling operations: This emissions unit is permitted under Permit to Install and Operate (PTIO) P0103922 issued on March 4, 2009. An inspection of the portable unit was conducted on April 5, 2011, at a job site located off of highway 224 in Findlay, followed by a records review conducted on April 19, 2011, at the address listed above.

Pursuant to monitoring and recordkeeping requirement 1.d)(1)a.-c., the company is required to maintain monthly records in regards to the hours of operation of the unit. While the company has this information, it was not readily available for review in the format specified in the permit. The company agreed to modify the way in which it maintains records for this emissions unit in order to more accurately reflect the format required. Following the inspection, the company submitted the required records to this office, therefore, this issue is considered resolved at this time.

Pursuant to monitoring and recordkeeping requirement 1.d)(6)a.-d., the company is required to maintain records for the material handling operations in regards to fugitive dust. The company has not been maintaining these records. Failure to maintain records in accordance with the monitoring and recordkeeping requirements of P0103922 is a violation of OAC rule 3745-31-02 and ORC 3704.05.

Mr. John Vetter, Environmental Contact
April 28, 2011
Page 2

GoGreen shall immediately begin maintaining records for P901, as required in the PTIO. The company shall submit an explanation of the recordkeeping program to be implemented and a timeline for doing so to this office.

Pursuant to reporting requirement 1.e)(1)a. and b., the company is required to submit deviation reports in reference to the emission unit hours of operation. While the company has this information, the required reports have not been submitted. Failure to submit reports in accordance with reporting requirements of P0103922 is a violation of OAC rule 3745-31-02 and ORC 3704.05. During the inspection GoGreen submitted the 2011 first quarter deviation report. Following the inspection the company submitted the required delinquent deviation reports, therefore, based on the information submitted; this issue is considered resolved at this time.

Pursuant to miscellaneous requirements 1.g.(1)a.-e. and (2), the company is required to submit a "Notice of Intent to Relocate" when the emission unit changes locations. The company had not been submitting the required notifications. Failure to submit reports in accordance with reporting requirements of P0103922 is a violation of OAC rule 3745-31-02 and ORC 3704.05. During a phone conversation prior to the inspection, the company agreed to start submitting the intents to relocate and has done so since then, therefore, this issue is considered resolved at this time.

During the inspection the company indicated that they have purchased a new portable crusher. The company plans on utilizing the new portable crusher and selling the crusher they currently operate. Pursuant to reporting requirement 1.(5)a. and b., if the company keeps any portion of the current unit with the intent to operate it in conjunction with the new unit, this office will process the change to the emissions unit as a Chapter 31 modification. If the company is replacing the entire unit with a new unit then this office will process the change as a new installation. The company shall submit a PTIO application along with the corresponding Emissions Activity category (EAC) forms for the new emissions unit. The company shall specify in the application if the current unit is being entirely replaced or if some portions of the current unit will be utilized in conjunction with the new unit. The PTIO application and EAC forms can be downloaded and obtained from Ohio EPA's webpage at <http://www.epa.state.oh.us/dapc/fops/eac/eacforms.html>.

As discussed during the inspection, GoGreen may wish to contact Ohio EPA's Office of Compliance Assistance and Pollution Prevention (OCAPP) for assistance with this process. If interested, Mr. Ron Nabors of OCAPP can be contacted for additional information at (419) 373-3147 or ron.nabors@epa.ohio.gov.

0369002002:

P901 – Portable grinding and material handling operations: This emissions unit is permitted under PTIO P0103930 issued on March 4, 2009. An inspection of the portable unit was conducted on April 18, 2011, at Tawa Tree Mulch, 8420 County Road 140, Findlay, Ohio 45840, followed by a records review conducted on April 19, 2011, at the address listed above.

Pursuant to monitoring and recordkeeping requirement 1.d)(1)a.-c., the company is required to maintain monthly records in regards to the hours of operation of the unit. While the company has this information, it was not readily available for review in the format specified in the permit. The company agreed to modify the way in which it maintains records for this emissions unit in order to more accurately reflect the format required. Following the inspection, the company submitted the required records to this office, therefore, this issue is considered resolved at this time.

Pursuant to monitoring and recordkeeping requirement 1.d)(6)a.-d., the company is required to maintain records for the material handling operations in regards to fugitive dust. The company has not been maintaining these records. Failure to maintain records in accordance with the monitoring and recordkeeping requirements of P0103930 is a violation of OAC rule 3745-31-02 and ORC 3704.05. GoGreen shall immediately start maintaining records for P901, as required in the PTIO. The company shall submit an explanation of the recordkeeping program to be implemented and a timeline for doing so to this office.

Pursuant to reporting requirement 1.e)(1)a. and b., the company is required to submit deviation reports in reference to the emission unit hours of operation. The company has not been submitting these reports. Failure to submit reports in accordance with reporting requirements of P0103930 is a violation of OAC rule 3745-31-02 and ORC 3704.05. During the inspection GoGreen submitted the 2011 first quarter deviation report. Following the inspection the company submitted the required delinquent deviation reports, therefore, based on the information submitted; this issue is considered resolved at this time.

Pursuant to miscellaneous requirements 1.g.(1)a.-e. and (2), the company is required to submit a "Notice of Intent to Relocate" when the emission unit changes locations. The company had not been submitting the required notifications. Failure to submit reports in accordance with reporting requirements of P0103930 is a violation of OAC rule 3745-31-02 and ORC 3704.05. During a phone conversation prior to the inspection, the company agreed to start submitting the intents to relocate and has done so since then, therefore, this issue is considered resolved at this time.

Mr. John Vetter, Environmental Contact
April 28, 2011
Page 4

0369002003:

P901 – Portable shredder and material handling operations: This emissions unit is permitted under PTIO P0103931 issued on March 4, 2009. Based on conversations with the company, this unit is not being operated, is in storage and is for sale; therefore this office did not conduct an inspection of this unit. A records review was conducted on April 19, 2011 at the address listed above.

Pursuant to monitoring and recordkeeping requirement 1.d)(1)a.-c., the company is required to maintain monthly records in regards to the hours of operation of the unit. While the company has this information, it was not readily available for review in the format specified in the permit. The company agreed to modify the way in which it maintains records for this emissions unit in order to more accurately reflect the format required. Following the inspection, the company submitted the required records to this office therefore this issue is considered resolved at this time.

Pursuant to monitoring and recordkeeping requirement 1.d)(6)a.-d., the company is required to maintain records for the material handling operations in regards to fugitive dust. The company has not been maintaining these records. Failure to maintain records in accordance with the monitoring and recordkeeping requirements of P0103931 is a violation of OAC rule 3745-31-02 and ORC 3704.05. GoGreen shall immediately start maintaining records for P901, as required in the PTIO. The company shall submit an explanation of the recordkeeping program to be implemented and a timeline for doing so to this office.

Pursuant to reporting requirement 1.e)(1)a. and b., the company is required to submit deviation reports in reference to the emission unit hours of operation. The company has not been submitting these reports. Failure to submit reports in accordance with reporting requirements of P0103931 is a violation of OAC rule 3745-31-02 and ORC 3704.05. During the inspection GoGreen submitted the 2011 first quarter deviation report. Following the inspection the company submitted the required delinquent deviation reports, therefore, based on the information submitted; this issue is considered resolved at this time.

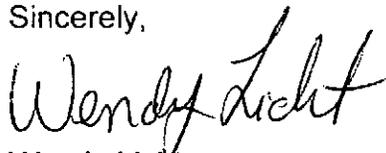
Pursuant to miscellaneous requirements 1.g.(1)a.-e. and (2), the company is required to submit a "Notice of Intent to Relocate" when the emission unit changes locations. The company had not been submitting the required notifications. Failure to submit reports in accordance with reporting requirements of P0103931 is a violation of OAC rule 3745-31-02 and ORC 3704.05. During a phone conversation prior to the inspection, the company agreed to submit any applicable relocation notifications for this unit should it be utilized in the future. Based on this information, this issue is considered resolved at this time.

Mr. John Vetter, Environmental Contact
April 28, 2011
Page 5

Ohio EPA requests that GoGreen submit a written response with the information requested above by May 31, 2011. 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. The Ohio EPA will make the decision on whether to pursue or decline to pursue such penalties regarding this matter at a later date.

I would like to thank you for the courtesy extended during my visit. Should you have any questions or comments concerning this letter, please feel free to contact me at (419) 373-3134 or electronically at wendy.licht@epa.state.oh.us.

Sincerely,



Wendy Licht
Division of Air Pollution Control

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pc: ~~DAPC-NWDO Files (0369002001, 0369002002 and 0369002003)~~

ec: Jennifer Jolliff, NWDO, DAPC
Wendy Licht, NWDO, DAPC
Tom Kalman, CO, DAPC
William MacDowell, US EPA, Region V