



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: Richland County  
Arlington Energy  
Premise # 03.70.01.0311  
**Notice of Violation (NOV)**

May 14, 2009

CERTIFIED MAIL  
7002 2410 0003 1155 9727

Jeff Schulthies, Principal  
Arlington Energy  
1237 West 4<sup>th</sup> Street  
Mansfield, Ohio 44906

Dear Mr. Schulthies:

This letter shall serve as follow-up to my site visit conducted on May 12, 2009, of the above-referenced facility. The purpose of this visit was to observe the operation and to inform you of violations of the reporting requirements for this facility.

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

1. A final issuance of permit to install (PTI) 03-17351 was issued for the facility on August 28, 2007, and an installation certificate was submitted which identifies the completion of construction as being August 1, 2008. Production began and the facility was considered operational at that point.
2. Per PTI 03-17351, Part II, term A.2.D.1, semi-annual reports must be submitted within six months of start-up, and every six months thereafter, and would contain the information detailed in terms A.2.D.2 and A.2.D.3. That report would have been due on February 1, 2009. No report was received by this office. Failure to submit the required report is a violation of PTI 03-17351, Part II, term A.2.D.1 and Ohio Revised Code (ORC) 3704.05.

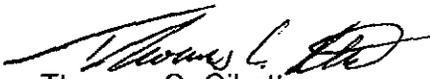
The company's written response to this letter is requested by June 12, 2009. It should be submitted to Ohio EPA, Northwest District Office and contain the report identified above as well as a compliance plan to remedy the observed situation and prevent this, or any similar such situation, from occurring in the future.

Mr. Jeff Schulthies  
May 14, 2009  
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Please note that the submission of information to respond to this letter does not constitute a waiver of 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.

If the company has any questions and/or comments concerning this letter, please contact me at the above address, by calling (419) 373-3137, or electronically via e-mail at [thomas.cikotte@epa.state.oh.us](mailto:thomas.cikotte@epa.state.oh.us).

Sincerely,



Thomas C. Cikotte  
Division of Air Pollution Control

/csf

pc: Lisa Holscher, U.S. EPA Region V  
Tom Kalman, DAPC - CO  
Don Waltermeyer, DAPC - NWDO  
Thomas C. Cikotte, DAPC - NWDO