



State of Ohio Environmental Protection Agency

**Northwest District Office**

347 North Dunbridge Road  
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: Sandusky County  
F.S.I. Disposal  
330 Elm Street  
Clyde, OH 43410  
Notice of Violation (NOV) letter  
Inspection

November 21, 2008

Mr. Randy Miller, Operations Manager  
Fultz & Son, Inc.  
330 Elm Street  
Clyde, Ohio 43410

Dear Mr. Miller:

This letter shall serve as a follow-up to the inspection of the above-referenced facility on October 23, 2008. The purpose of this inspection was to determine the compliance status of any operating air contaminant sources located at this facility with the rules and regulations of the Division of Air Pollution Control (DAPC).

Based on the observations during the investigation and my discussions with you, the findings can be summarized as follows:

1. The company is operating two (2) waste-oil fired heaters. Each heater has the capacity to burn between 25 to 30 gallons per hour based on your comments. In reviewing information regarding emissions from such sources burning this fuel, it appears that the heaters would not be exempt from the rules and regulations of DAPC. Therefore, the company is considered to be in violation of operating two emission units without obtaining a Permit to Install and Operate (PTIO) in accordance with Ohio Administrative Code (OAC) rule 3745-31-02 and Ohio Revised Code (ORC) 3704.05. Therefore, the company is required to submit a PTIO application for both units no later than January 2, 2009 for these two heaters.
2. The company also operates a tube heater fueled by either diesel fuel or kerosene in the winter. It is unknown whether this emissions unit would be exempt from the rules and regulations of DAPC. Therefore, the company is required to submit emission calculations for this emissions unit.

Mr. Randy Miller, Operations Manager  
November 21, 2008  
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3. Ohio EPA has a Small Business Assistance Office that may be able to assist you in coming into compliance with the rules and regulations of DAPC. You can find additional information on this office at their website at <http://www.epa.state.oh.us/ocapp/ocapp.html> or by calling the Office of Compliance Assistance and Pollution Prevention (OCAPP) at 1-800-329-7518.

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 you have any questions and/or comments about this letter, please feel free to call me at (419) 373-3118.

Sincerely,



Mohammad Smidi  
Environmental Specialist  
Division of Air Pollution Control

//lr

pc: Don Waltermeyer, DAPC/NWDO  
Lisa Holscher, US EPA Region V  
Tom Kalman, DAPC/CO  
~~DAPC/NWDO File~~

ec: Amber Hicks, DHWM/NWDO  
Amy Heller, DHWM/NWDO  
Brian Reidmaier, DAPC/NWDO  
Ron Nabors, OCAPP/NWDO



PHASE 0 AD-HOC BARCODE SHEET

11/15/2011 8:48 AM

Department:



DAPC

Subdepartment:



<NONE>

Office Location:



NWDO

Media:



AIR

Doc Type:



NOV

Doc Subtype:



DAPC-Permit

Program:



<NONE>

County:



72 - SANDUSKY

Facility ID



Facility Name:



Futronics Inc

Input is 13 characters long.

Date:



7/13/2010

Record ID:





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: Sandusky County  
Futronics, Inc.  
550 State Route 19  
Fremont, OH 43420  
Notice of Violation (NOV)

July 13, 2010

CERTIFIED MAIL

Mr. Mike Gruss  
General Manager  
Futronics, Inc.  
550 State Route 19  
Fremont, OH 43420

Dear Mr. Gruss:

This letter shall serve as a follow-up to the complaint investigation conducted on July 8, 2010 at the above referenced facility. The investigation was conducted by Mr. Thomas Cikotte of the Division of Air Pollution Control (DAPC) at the Northwest District Office (NWDO). The purpose of the investigation was to determine the veracity of the complaint and whether the facility is operating in accordance with the rules and regulations of DAPC.

Based on discussions with Mr. Cikotte as well as his observations during the investigation, the findings are summarized as follows:

1. Futronics, Inc. (Futronics) has been operating an unpermitted and unapproved incinerator for approximately seven years. This emission unit has been used to burn, among other things, styrofoam, manufactured lumber, plastics, shipping materials and wire spools. The incinerator is not equipped with the requisite primary burner, secondary burner and thermocouple devices necessary to meet regulatory requirements.

As designed and operated, the company is in violation of Ohio Administrative Code (OAC) rules 3745-17-07 Control of visible particulate emissions from stationary sources and 3745-17-09 Restrictions on particulate emissions and odors from incinerators. It is also a violation of OAC rule 3745-31-05 for not employing best available technology to reduce emissions of air contaminants. These rule violations are also a violation of Ohio Revised Code (ORC) section 3704.05.

2. The installation and operation of the incinerator without first obtaining the requisite permits is a violation of OAC rule 3745-31-02. It is also a violation of ORC section 3704.05.

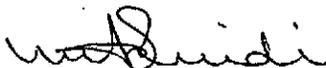
Mr. Mike Gruss  
July 13, 2010  
Page Two

3. Based on our observations and a review of the facts, the complaint we received is valid. The operation of this emission unit is causing a public nuisance in violation of OAC rule 3745-15-07. For this reason, as well as the violations cited above, Futronics should immediately cease operation of this emissions unit. Any future operation of this unit is dependent upon the company being able to demonstrate that it can be operated in compliance with applicable requirements.
4. A written response is required to be submitted within ten (10) days of the date of this letter. This response should serve to acknowledge that the company understands what is required and has shut the incinerator down.

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 you have any questions and/or comments about this letter, please feel free to contact me electronically at mohammad.smidi@epa.ohio.gov or call me at (419) 373-3118.

Respectfully,



Mohammad Smidi  
Environmental Specialist  
DAPC/NWDO

/lb

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

ec: Brian Riedmaier, DAPC/NWDO  
Melanie Ray, DAPC/NWDO  
Thomas Cikotte, DAPC/NWDO

7006 0100 0004 1318 3903

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<b>Total Postage &amp; Fees</b>	<b>\$ 5.54</b>

Postmark Here

SENT TO  
 Mr. Mike Buss  
 General Manager  
 550 State Route 19  
 Summit Ok 43420

PS Form 3806, June 2002 See Reverse for Instructions

DAPC - MS - LI

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
<ul style="list-style-type: none"> <li>Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.</li> <li>Print your name and address on the reverse so that we can return the card to you.</li> <li>Attach this card to the back of the mailpiece, or on the front if space permits.</li> </ul>	<p>A. Signature  <i>Teri Combs</i> <input checked="" type="checkbox"/> Agent <input type="checkbox"/> Addressee</p> <p>B. Received by (Printed Name) <i>TERI COMBS</i> C. Date of Delivery <i>7-15-10</i></p> <p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes <input type="checkbox"/> No        If YES, enter delivery address below:</p>
<p>1. Article Addressed to:</p> <p><i>Mr. Mike Buss          General Manager          550 State Route 19          Summit Ok 43420</i></p>	<p>3. Service Type</p> <p><input 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.</p>
<p>2. Article Number          (Transfer from service label)</p> <p><u>7006 0100 0004 1318 3903</u></p>	<p>4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes</p>