



**Environmental  
Protection Agency**

Ted Strickland, Governor  
Lee Fisher, Lt. Governor  
Chris Korfeski, Director

RE: Seneca County  
Carmeuse Lime, Inc.  
Premise #0374000010  
Notice of Violation Letter

October 18, 2010

CERTIFIED MAIL

Mr. Stuart Roberts  
Environmental Manager  
Carmeuse Lime, Inc. - Maple Grove Operation  
1967 W. County Road 42  
P.O. Box 708  
Bettsville, Ohio 44815

Dear Mr. Roberts:

This letter shall serve as notification that the applications for Permits to Install (PTIs) #P0104550 and #P0106425 submitted to the Ohio Environmental Protection Agency (OEPA), Northwest District Office (NWDO) for the material storage piles (F002) and the lime kiln dust handling system (P905), respectively, have been determined to be technically incomplete and will not be processed at this time.

NWDO requested Carmeuse Lime, Inc. provide the following additional information in order to process those permits:

**PTI #P0104550 (September 3, 2010 Request)**

- A BACT Analysis for the material storage piles prepared in accordance with U.S. EPA's 5-step, top-down approach, due October 11, 2010.
- Comments to the emission calculations provided by NWDO in our September 3, 2010 letter, due October 11, 2010.

**PTI #P0106425 (July 19, 2010 Request)**

- Justification for the emission factors used by the company to estimate the fugitive emissions from the lime kiln dust (LKD) handling emissions unit, due August 20, 2010, extended to October 11, 2010.

Mr. Stuart Roberts  
October 18, 2010  
Page Two

The facility was allowed adequate time to prepare a BACT Analysis for F002 and comments regarding the storage pile emission calculations that were provided to the company. In addition, a seven-week time extension was granted to the facility for the purpose of analyzing the fugitive emission factors that were provided in the company's original PSD permit application, which immediately affected the permit modification to P905.

On October 12, 2010, Carmeuse Lime, Inc. provided an insufficient response to NWDO and neglected to prepare any of the requested items. As a result, processing of the permit modifications has ceased and the applications have been dead-ended. The facility will need to prepare and submit complete applications in order to modify the PTIs for the material storage piles (F002) and the LKD handling system (P905).

The modification of an emissions unit without first obtaining a permit to install is a violation of Ohio Administrative Code (OAC) rule 3745-31-02, Ohio Revised Code (ORC) 3704.03, the company's PTI #03-13527, issued April 21, 2003, and the company's final Title V Permit. In addition, the company's failure to provide NWDO with complete permit applications for F002 and P905 are violations of the company's March 19, 2010 Findings and Orders. As such, it is important that the permit deficiencies are addressed promptly.

Please contact me at (419) 373-3052 or by email at [andrea.odendahl@epa.state.oh.us](mailto:andrea.odendahl@epa.state.oh.us) to arrange a time when we can meet to discuss these, and any other, unresolved issues at the facility.

This letter does not constitute a waiver of the Ohio EPA's authority to seek civil penalties as provided in Ohio Revised Code section 3704.06. The Ohio EPA will decide whether to pursue or decline to pursue penalties regarding this matter at a later date.

Sincerely,



Andrea M. Odendahl  
Division of Air Pollution Control

/lb

pc: ~~DAPC/NWDO/FILE~~  
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