



Environmental
Protection Agency

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

October 11, 2011

Mr. Larry Coburn, Director of Manufacturing NA
MINTEQ International Inc.
719 East High Street
Bryan, Ohio 43506

Re: Return to Compliance letter resolving Notice of Violation (NOV) issued to
MINTEQ International Inc. (0386010020) on May 28, 2010.

Dear Mr. Coburn:

As you are aware, Ohio EPA issued MINTEQ International Inc. (MINTEQ) a NOV for findings resulting from several complaint investigations and a facility inspection conducted on April 14, 2010. The complaints stemmed from fugitive emissions generated at the magnesia transfer and storage emission unit (F001) that were exiting the building through an overhead door. Due to the complaints, Ohio EPA conducted an inspection where material build-up was observed on the door in question, which is located across the street from a residential neighborhood.

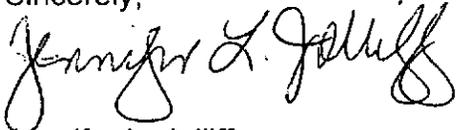
In our discussions, MINTEQ responded by stating that some of the complaints were the result of unforeseeable events that resulted in material being handled outside of the total building enclosure which resulted in excessive fugitive emissions. These events were short in duration and have not been repeated. Additionally, MINTEQ recognized that the overhead door containing F001 would become damaged over time due to the hinges getting bound up with the fine magnesia particulate. To address this issue, MINTEQ installed a rubber door that would have no mechanical hinges and be able to better contain the magnesia material inside the building. It should be noted that no / complaints have been received since the rubber door was installed in July 2010.

Based on the company's response, the violations have been addressed and the NOV is considered resolved. Please note, however, that this does not preclude the Director from seeking civil penalties pursuant to ORC section 3704.06 for these violations. The decision on whether to pursue or decline to pursue such penalties regarding this matter is dependent on several factors, one of which is the company's future compliance with applicable Ohio EPA requirements.

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Should you have any questions or comments concerning this letter, please feel free to contact me at the above referenced address, by email at jennifer.jolliff@epa.state.oh.us or call (419) 373-4112.

Sincerely,



Jennifer L. Jolliff
Division of Air Pollution Control

/llr

pc: Julie Budge, DAPC-NWDO
Tom Kalman, DAPC-CO
William MacDowell, US EPA
~~DAPC-NWDO File~~

ec: Jennifer Jolliff, NWDO, DAPC