



State of Ohio Environmental Protection Agency

Northwest District Office

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Ted Strickland, Governor
Lee Fisher, Lieutenant Governor
Chris Korleski, Director

Re: Wood County
Calphalon Group, Newell-Rubbermaid, Inc.
310 D Street
Perrysburg, Ohio 43551
Premise # 0387040334
High Priority Facility Inspection
Notice of Violation

December 19, 2008

CERTIFIED MAIL

Mr. Cory Niekamp, Engineering Manager
Newell-Rubbermaid, Inc.
P.O. Box 583
Toledo, Ohio 43697-0583

Dear Mr. Niekamp:

This letter shall serve as follow-up to the inspection conducted at the above-referenced facility on November 20, 2008. The reason for the inspection was to determine the compliance status of the emission units operated at the facility with the rules and regulations of the Division of Air Pollution Control (DAPC). The last inspection conducted at this facility was on June 9, 1993.

Based on the discussions with you, the observations during this inspection and a review of the company records at the Northwest District Office (NWDO), the findings of the inspection are as follows:

1. The company was issued a Permit to Install (PTI) #03-10348 on January 14, 1998, for a nickel hard coating anodizing line (identified as emissions unit P003). This emission unit is subject to Federal MACT rules (Subpart WWWWWWW for Plating and Polishing Operations that went final on July 1, 2008). The company was required to submit an Initial Notification no later than 120 days after July 1, 2008, (§63.11509(a)(3)). This requirement has not been met. Therefore, the company is in violation of this reporting requirement.
2. The company installed a second nickel hard coating anodizing line in 2001. This emissions unit was installed and operated in violation of Ohio Administrative Code (OAC) rules 3745-31-02 and 3745-35-02 as well as Ohio Revised Code (ORC) 3704.05. The company is required to submit a complete Permit to Install and Operate (PTIO) application for this emissions unit. The application shall be submitted via Air Services electronically and shall contain at least an application,

3. The facility profile in Air Services needs to be updated. For your convenience, emission units K005 and K006 have been invalidated as emission units since the application submitted (PTI #03-13629) was not processed and the emission units were never installed. Emission units that have been shut down are the shot blast machines (P001 and P002), kerosene dip tank (L001) and the Teflon spray coating booths (K001 and K002). These emission units need to be identified in the Facility Profile as being shutdown (with shutdown date specified).

In addition, emission unit P003 is incorrectly identified as 4 polishing stations. This emissions unit was permitted as the anodizing line as specified in item #1 above and needs to be correctly named. Currently, emission unit P004 is identified as the anodizing line in the Facility Profile in Air Services. This is incorrect and P004 must be invalidated as an emissions unit since Ohio EPA had not issued such an emission unit number.

4. The polymer line and associated dry-off oven is an existing emission unit. It is unknown what emissions are coming from this line. If the emissions are determined by the company to be de minimis, as defined in OAC rule 3745-15-05, then emission calculations must be submitted. If emissions exceed de minimis levels, then the company is required to submit a PTIO application via Air Services for this emissions unit.
5. A current process flow diagram of emission unit P003 is necessary. The diagram should contain the amounts of solution in each tank. It is also necessary for emission calculations to be submitted regarding emissions from this process, both actual and potential to emit. This information can be submitted hard copy to my attention.
6. The company operates a baghouse that controls metal shavings from the initial processes. The company can address this operation with emission calculations to determine whether it is an air contaminant source.
7. The two spray coating lines identified as emission units K003 and K004 are still in operation. These emission units were permitted (PTI #03-13670) on December 27, 2001. The PTI requires the company to submit annual written reports of any deviations (excursions) from the annual emission limitation by January 31st of each year. The facility files were reviewed and the annual report for year 2005 was missing. If the facility has a copy of this report, please submit that to my attention. In addition, the reports for 2006 and 2007 were both submitted late. The 2006 report was submitted on February 27, 2007 and the 2007 report was submitted on April 1, 2008, both in violation of the reporting requirement in PTI #03-13670.
8. The company is required to submit quarterly deviation reports as stated in PTI #03-13670 (Term D.3.). Since this permit was issued, no such reports have been submitted. Therefore, the facility is in violation of not having submitted these reports. The future reports (as well as all past reports) must be submitted through Air Services.

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9. The company is required to submit all VOC data sheets of coatings being applied in the coating lines. If any of the information is considered confidential, please substantiate the confidentiality basis and submit a redacted/public copy.
10. The spray coating lines (K003 and K004) are limited by PTI #03-13670 to emit as a group limit, 9.00 tons per rolling twelve (12) month period of any individual hazardous air pollutant (HAP) and 24.00 tons per rolling 12 month period of any combination of HAPs. Emission unit P003 is limited to 1.3 tons per year of nickel compounds (classified as HAP as defined in Section 112(b) of the Clean Air Act). In addition, the second anodizing line that is currently unpermitted, also has nickel compound emissions. The classification status of the facility is a synthetic minor in terms of Title V but the current permitting structure does not qualify the facility for that minor status. In order for the facility to remain a synthetic minor, this issue must be addressed.

The company is required to submit the electronic and hard copy information required above by no later than February 27, 2009. 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.

Thank you for answering my questions and giving me a tour of the facility during the inspection. If you have any questions and/or concerns, please contact me at (419) 373-3118 or electronically at mohammad.smidi@epa.state.oh.us.

Sincerely,



Mohammad Smidi
Environmental Specialist
Division of Air Pollution Control

/llr

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