



State of Ohio Environmental Protection Agency

**Northwest District Office**

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

December 21, 2007

CERTIFIED MAIL

Mr. Gary Ehlers  
Vice President of Operations and Sales  
Endres Processing Ohio, LLC  
701 W. Johnson Street  
Upper Sandusky, Ohio 43351

RE: Notice of Violation (NOV/HPF) to Endres Processing Ohio, LLC (0388010003)  
for failing to report malfunctions of pollution control equipment in accordance  
with OAC rule 3745-15-06 with response due by January 18, 2008.

Dear Mr. Ehlers:

The purpose of this letter is to inform Endres Processing Ohio, LLC (Endres) that it is in violation of Ohio Administrative Code (OAC) rule 3745-15-06 for failing to notify Ohio EPA, Northwest District Office (NWDO), of malfunctions of the air pollution control system controlling emissions from its two animal feed drying lines, emissions units P901 and P902. OAC rule 3745-15-06(B)(1) states that, in the event that any air pollution control equipment breaks down in the such a manner that it causes the emission of air contaminants in violation of any applicable law, the district office (in this case, NWDO) shall be immediately notified. Malfunctions that last longer than seventy-two (72) hours require a written statement be submitted to Ohio EPA.

On Monday, December 3, 2007, I received complaints regarding the previous weekend. They stated that from Friday, November 30, through Sunday, December 2, at various times, the facility vented its emissions out the center control equipment bypass stack. The complainants stated that the odors coming from the facility during this state of bypassing the control equipment were bad and noticeable even with their houses' closed up.

The facility was notified of the complaints via two separate emails on December 3, both of which requested information on the facility's operation at that time. I received one response that stated there was a problem with the circuit board that the weekend. I responded by requesting more information because bypassing the control system should have been reported to NWDO in accordance with OAC rule 3745-15-06(B) as a malfunction. In addition, I attached a malfunction reporting form for the facility to use to help facilitate future notifications.

I again received a complaint on Thursday, December 6, stating that the facility was again venting emissions out of the bypass stack. This time I called and spoke with the plant manager, Bruce Cadwallader. He stated that at 3 am on December 6, a water sensor on the wet electrostatic precipitator had frozen thereby shutting the control system down. Water needed to be drained from the control device and it had to be done slowly because of frozen valves.

Finally, on Sunday, December 9, I received another complaint stating that from Friday, December 7 through December 9, Endres proceeded to vent emissions out of the bypass stack. When I emailed the facility on Monday, December 11, requesting information about the past weekend, I received an email response stating that a problem with the control equipment's default code caused the problem and that the timeframe was less than 15 minutes. The email did not state whether this default code problem caused the bypass on each of these days.

Endres is not only in violation of OAC rule 3745-15-06(B) and ORC 3704.05 for failing to notify NWDO of malfunctions of its air pollution control system on November 30, December 1, 2, 3, 6, 7, 8 and 9, 2007, it is also in violation of applicable emission limits each time it bypasses the air pollution control system. There are no exemptions in the rules for such emissions violations, whether they are the result of an equipment malfunction or during start-up. As implied by the rule, Ohio EPA expects a company to shut down an emissions unit when a malfunction occurs.

Although we fully understand that these types of malfunctions will occur when new control systems of this nature are installed, it is Endres' responsibility to minimize their durations. Prolonged operation of emissions units P901 and P902 during a control system malfunction is unacceptable. Ohio EPA expects the company to operate them in the following manner:

- if it is determined that a malfunction of the air pollution control system will require longer than 30 minutes to correct, the facility must begin the process of shutting down the animal feed drying lines, emissions units P901 and P902;
- once the facility starts utilizing paper and plastic material in combination with sawdust as fuel for the dryer, if a malfunction occurs, Endres must immediately stop the paper and plastic fuel feed.

During several conversations with the facility regarding these complaints, the practice of venting start-up emissions uncontrolled rather than through the air pollution control system was discussed and questioned. Ohio EPA requests, by no later than **January 18, 2008**, that Endres present a complete description of the animal feed drying line start-up process and its justification for not venting emissions through the air pollution control system it installed. It is the goal of the Agency to reduce uncontrolled emissions and have a firm understanding of the facility's start-up procedure so that a determination can be made on how to properly address these start-up emissions, especially in light of the company's future desire to utilize paper and plastic material for fuel in the animal feed drying lines.

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Please note that the submission of the requested information to respond to this letter does not constitute waiver of the Ohio EPA's authority to seek civil penalties pursuant to ORC section 3704.06. The Ohio EPA will make a decision whether to pursue such penalties regarding this matter at a later date.

If you have any questions or comments, please contact me at the above address or call (419) 373-4112.

Sincerely,

Jennifer L. Jolliff  
Division of Air Pollution Control

JLJ/ljr

pc: Don Waltermeyer, NWDO, DAPC  
Jim Orlemann, CO, DAPC  
Tom Kalman, CO, DAPC  
John Paulian, CO, DAPC  
Teri Finrock, AGO  
Lisa Holscher, US EPA  
DAPC-NWDO Endres Processing Ohio, LLC Correspondence File

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 backspace permits.</li></ul>	A. Signature <input checked="" type="checkbox"/> Addressee <input type="checkbox"/> Agent
1. Recipient's name M.A. ... VICE PRESIDENT OF OPERATIONS + SALES ENDRES PROCESSING OHIO LLC 201 W. JOHNSON STREET LINDA SARKINSKY, OH 43051	B. Received by (Printed Name) L. Fish C. Date of Delivery 12-24-07
	D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No
	3. Service Type <input checked="" 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.
	4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes

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