



State of Ohio Environmental Protection Agency

Northwest District Office

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

RE: Notice of Violation
Auglaize County
The Dannon Company, Inc.

March 9, 2010

Mr. Kevin Bock
Environmental Engineer
The Dannon Company
P.O. Box 122
Minster, OH 45865-0122

Dear Mr. Bock:

We are in receipt of your self-monitoring report covering the months of October through December 2009 for the referenced facility covered under NPDES permit #2IH00004. Our review indicates a violation of the conditions of your NPDES permit. The specific instance of noncompliance is attached on a separate sheet.

We have received your email response dated December 12, 2009, regarding the above listed violation. No further response is requested at this time.

We are also in receipt of your self-monitoring report covering the months of July through December 2009 for the referenced facility covered under IDP #2DP00017. Our review indicates violations of the conditions of your IDP. The specific instances of noncompliance are attached on a separate sheet.

We have also received your email responses dated November 4, 2009, December 10, 2009, December 14, 2009, and December 15, 2009, regarding the above referenced violations. No further response is requested at this time.

Please be advised that failure to comply with the effluent limitations and/or monitoring requirements, including adequate laboratory controls, appropriate quality assurance procedures, and records retention, as specified in your Part III-General conditions of your NPDES permit may be cause for enforcement action pursuant to Ohio Revised Code, Chapter 6111. If these violations continue to occur and if satisfactory progress is not made, it may be necessary to initiate enforcement action to achieve compliance.

The Ohio EPA strongly encourages pollution prevention as the preferred approach for waste management. The first priority of pollution prevention is to eliminate the generation of wastes and pollutants at the source (source reduction). For those wastes or pollutants that are generated, the second priority is to recycle or reuse them in an environmentally sound manner. You can benefit economically, help preserve the environment, and improve your public image by implementing pollution prevention programs. For more information about pollution prevention, including fact sheets or U. S. EPA's "Facility Pollution Prevention Guide" (EPA/600/R-92.008), please contact the Ohio EPA Pollution Prevention Section at (614)644-3469.

If there are any questions, please contact me at (419) 373 - 3022.

Sincerely,

Justin A. Williams
Division of Surface Water
/lb
Enclosures
Pc w/Enclosures, NWDO - DSW File (2)

Effluent violations for The Dannon Company, Inc. - July through December 2009

Pretreatment - IDP #2DP00017

Outfall	Date	Parameter	Reported	Units	Limit
OO1	11/3/2009	TSS	157	mg/l	128
OO1	11/3/2009	TSS	339.135	kg/day	321
OO1	12/9/2009	TSS	138	mg/l	128
OO1	12/12/2009	TSS	216	mg/l	128
OO1	12/12/2009	TSS	359.808	kg/day	321
OO1	12/13/2009	TSS	210	mg/l	128
OO1	12/14/2009	TSS	136	mg/l	128