



State of Ohio Environmental Protection Agency

Northeast District Office

2110 East Aurora Rd.
Twinsburg, Ohio 44087

TELE: (330) 963-1200 FAX: (330) 487-0769
www.epa.state.oh.us

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

December 31, 2009

**RE: OSAIR INCORPORATED
PERMIT NO. 3IN00048
LAKE COUNTY**

Mr. Richard M. Osborne
President
8500 Station Street, Suite 113
Mentor, Ohio 44060

Dear Mr. Osborne:

On December 3, 2009, an inspection of the above referenced facility was conducted. The facility was represented by Mr. Jack Butler, Plant Manager and Mr. Patrick W. Duncan from RP Consultants, Inc. The purpose of the inspection was to observe permitted outfalls 3IN00048001 and 3IN00048002 along with determining the facility's compliance status with respect to the terms and conditions of the above referenced National Pollutant Discharge Elimination System (NPDES) permit.

During the inspection the following items were noted/discussed:

1. It appears the facility is incorrectly reporting data collected from the cooling tower overflow, outfall 3IN00048001, under outfall 3IN00048002. The facility should immediately begin to report the effluent data from the cooling tower overflow under outfall 3IN00048001.
2. It should be noted that phosphorus samples from the cooling tower overflow effluent are being analyzed and the results are mistakenly being reported under outfall 3IN00048002. Phosphorus is not required to be tested for the cooling tower overflow.
3. It also appears that the discharge from 3IN00048002 no longer exists. Please confirm.
4. Mr. Duncan indicated that he believed the new compressor was tied into the sanitary sewers. This also needs to be confirmed.
5. Please note that the facility's NPDES permit expires on March 31, 2010. A complete NPDES permit renewal application, an antidegradation addendum form, and appropriate fees were required to be submitted to the Ohio EPA Northeast District office 180 days prior to the expiration date of the permit. These forms need to be submitted immediately.

This office has recently reviewed your self-monitoring reports covering the period April 1, 2005 through October 31, 2009 for the referenced facility. Our review indicates violations of the terms and conditions of your NPDES permit. The specific instances of noncompliance are as follows:

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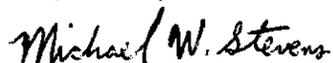
Frequency Violations

Station	Reporting Code	Parameter	Sample Frequency	Expected	Reported	Violation Date
002	00056	Flow Rate	1/Month	1	0	04/01/2005
002	00056	Flow Rate	1/Month	1	0	05/01/2005
002	00056	Flow Rate	1/Month	1	0	06/01/2005
002	00056	Flow Rate	1/Month	1	0	07/01/2005

Please notify this office in writing within 30 days receipt of this letter your intentions to resolve items 1 through 5.

Should you have any comments or questions concerning this letter, please feel free to call me at 330-963-1143.

Respectfully,



Michael W. Stevens
Environmental Engineer
Division of Surface Water

MWS:cl

pc: Mr. Patrick W. Duncan, RP Consultants, Inc