



State of Ohio Environmental Protection Agency

Southeast District Office

2195 Front Street
Logan, Ohio 43138

TELE: (740) 385-8501 FAX: (740) 385-6490
www.epa.state.oh.us

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

May 5, 2008

Re: Washington County
Duke Energy, Washington Energy Facility
Facility ID # 0684000212
Non-HPV Warning Letter

Certified: 70041160000169053087

Robert Rothwell
Plant Engineer
Duke Energy, Washington Energy Facility
Rt. 1, Box 29B, SR 83
Beverly, OH 45750

Subject: Notice of Violation from the Title V Applicable Emissions Limitations and/or Control Requirements

Dear Mr. Rothwell:

On April 7, 2008, Ohio EPA, Division of Air Pollution Control received the facility's 1st quarter 2008 Quarterly Deviation Report required by the Title V permit issued on April 18, 2005. You reported that on February 11, 2008, Duke Energy exceed the NOx emission limit for Emissions Unit P001.

Duke Energy exceeded the NOx applicable emission limitations and/or control requirements of Title V permit, Part III (A)(1)(1) and failed to immediately notify the Ohio Environmental Protection Agency, Southeast District Office in accordance with OAC rule 3745-15-06(B)(1).

In accordance with OAC rule 3745-15-06(B)(1) and Part I(A)(c) of the Title V permit, in the event of malfunctions of air pollution equipment that breaks down in such a manner to cause the emissions of air contaminants in violation of any law, the person responsible shall immediately notify the Ohio Environmental Protection Agency, Southeast District Office of such failure or breakdown. The immediate notification shall include the following data:

- (a) Identification and location of such equipment including the Ohio environmental protection agency permit application number for each air contaminant source;
- (b) The estimated or actual duration of breakdown; and
- (c) The nature and estimated quantity of air contaminants which have been or may be emitted into the ambient air during the breakdown period.

Mike Zwick
Duke Energy, Washington Energy Facility
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According to Section 6 General Requirements, the permittee must comply with all terms and conditions of this permit. Any noncompliance with the federally enforceable terms and conditions of this permit constitutes a violation of the Act, and is grounds for enforcement action or for permit revocation, revocation and re-issuance, or modification.

Please notify this office immediately in accordance with OAC Rule 3745-15-06(B)(1) and Part I(A)(2) of your Title V permit of any malfunction that results in an exceedence of the terms and conditions of your permit.

Should you have any questions, feel free to contact me at marco.deshaies@epa.state.oh.us or by phone at (740) 380-5255.

Sincerely,

Handwritten signature of Marco Deshaies in black ink.

Marco Deshaies
Environmental Specialist
Division of Air Pollution Control

MD/mlm