

**Environmental
Protection Agency**

John R. Kasich, Governor
Mary Taylor, Lt. Governor
Scott J. Nally, Director

July 20, 2011

Re: Washington County
LWR Enterprises
Facility ID # 0684000206
Complaint Investigation
Warning Letter
Certified: 70101060000178962631

Mr. Alan Porter
President
LWR Enterprises
PO Box 245
Waterford, Ohio 45786

Subject: Warning Letter concerning the July 12, 2011 Site Visit

Dear Mr. Porter:

On July 12, 2011, I performed a site visit of LWR Enterprises near Waterford, Ohio. The site visit was conducted to determine the facility's compliance with State and federal air pollution rules and regulations and in response to citizen complaints.

PTI 06-07481, issued May 6, 2004, Permit Term Part C.1. (page 10) states that the facility is required to perform inspections of each of the roadway segments and parking areas (Emissions Unit F003) on a daily basis.

In addition, PTI 06-07481 Permit Term Part C.3.(page 10) states that the permittee shall maintain records of the following information for each:

- a. the date and reason any required inspection was not performed, including those inspections that were not performed due to snow and/or ice cover or precipitation;
- b. the date of each inspection where it was determined by the permittee that it was necessary to implement the control measures;
- c. the dates the control measures were implemented; and
- d. on a calendar quarter basis, the total number of days the control measures were implemented and total number of days where snow and/or ice cover or precipitation were sufficient to not require the control measures.

The information required in Term C.3.d. shall be updated on a calendar quarter basis within 30 days after the end of the each calendar quarter.

Mr. Alan Porter
LWR Enterprises
July 20, 2011
Page 2

During my inspection and after a phone conversation with you, it was determined that the facility was not performing the above-required monitoring and recordkeeping on select days. The required records had not been filled out from July 9, 2011 through July 12, 2011. Upon speaking to both you and your employees, it was determined that the facility had operated F003 (using the roadways and parking areas) on July 9 and July 11, 2011. Therefore, the facility is in violation of the above-cited permit terms and conditions.

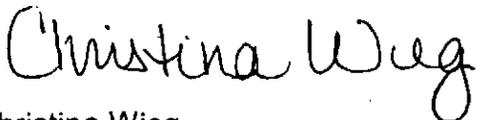
Each of the above violations can carry a maximum fine of \$25,000.00 per offense per day as provided by the Ohio Revised Code Section 3704.06.

Within 30 days of receipt of this letter, LWR Enterprises shall submit a plan and schedule to return the facility to compliance. The plan should include a time line for completing corrective actions and the corrective actions taken. Please include in this plan both preventative measures that facility will undergo to ensure that the required monitoring and recordkeeping are performed on a daily basis.

Acceptance by the Ohio EPA of a schedule for compliance does not constitute a waiver of the Ohio EPA's authority to seek civil penalties as provided in section 3704.06 of the Ohio Revised Code. The determination to pursue or decline to pursue such penalties in this case will be made by the Ohio EPA at a later date.

If you are unable to respond to any part of the above request, within the time frame discussed above, please inform us and explain so that we may be of assistance. Should you have any questions, feel free to contact me at (740) 380-5223 or email christina.wieg@epa.state.oh.us. The assistance provided during and after the site visit was greatly appreciated.

Sincerely,



Christina Wieg
Environmental Specialist III
Division of Air Pollution Control
Southeast District Office

CW/mlm

CC: Bruce Weinberg, DAPC/SEDO
Ralph Witte, OCAPP/SEDO



**Environmental
Protection Agency**

John R. Kasich, Governor
Mary Taylor, Lt. Governor
Scott J. Nally, Director

October 3, 2011

Re: Washington County
LWR Enterprises
Facility ID #0684000206
Acceptance of Compliance Plan
Certified #70101060000178963164

Mr. Alan Porter
President
LWR Enterprises
PO Box 245
Waterford, Ohio 45786

Subject: Acceptance of LWR Enterprise's submitted compliance plan

Dear Mr. Porter:

On July 12, 2011, I performed a site visit of LWR Enterprises near Waterford, Ohio. Based on my inspection, it was determined that the facility had failed to conduct the required inspection and recordkeeping for the roadways and parking areas (Emissions Unit F003) on a daily basis.

You were informed of these violations in a warning letter from me dated July 20, 2011. In the letter, I requested that you respond within 30 days and provide a plan and schedule to return the facility to compliance.

I received the requested written response from you on August 22, 2011 which included the following actions:

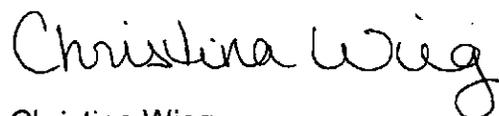
- assigning specific employees to do inspections, perform recordkeeping, and implement control measures, as needed, when you are not on-site to do so; and
- training of employees on how to carry out the required inspection, recordkeeping, and control measures.

The Ohio EPA accepts LWR's plan and schedule as submitted. Acceptance by the Ohio EPA of a schedule for compliance does not constitute a waiver of the Ohio EPA's authority to seek civil penalties as provided in section 3704.6 of the Ohio Revised Code. The determination to pursue or to decline such penalties in this case will be made at a later date.

Mr. Alan Porter
LWR Enterprises
October 3, 2011
Page 2

If you have any questions, feel free to contact me at (740) 380-5223 or email christina.wieg@epa.state.oh.us.

Sincerely,

A handwritten signature in cursive script that reads "Christina Wieg". The signature is written in black ink and is positioned above the typed name and title.

Christina Wieg
Environmental Specialist III
Division of Air Pollution Control

CW/mlm

cc: Bruce D. Weinberg, DAPC/SEDO