



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, 2009

Re: Tuscarawas County
American Refining Group
Notice of Violation
01N00234, OH0124982
Correspondence (IWW)

Mr. Gary Welker
American Refining Group
9376 State Route 800 North
Mineral City, Ohio 44656

Dear Mr. Welker:

We have received your self-monitoring reports covering the months of August through December 2008 and January through March 2009 for the referenced facility. Our review indicates violations of the conditions of your NPDES permit. The specific instances of noncompliance are as follows:

August 2008:

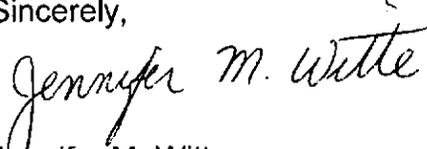
Outfall	Date	Parameter	Reported	Units	Permit Limitation
001	Bimonthly	Suspended Solids	None	mg/l	Monitoring required ½ months
001	Bimonthly	pH	None	S.U.	Monitoring required ½ months
001	Bimonthly	Oil and Grease	None	mg/l	Monitoring required ½ months
001	Bimonthly	Chemical Oxygen Demand	None	mg/l	Monitoring required ½ months
001	Quarterly	Toluene	None	ug/l	Monitoring required 1/quarter
001	Quarterly	Ethylbenzene	None	ug/l	Monitoring required 1/quarter
001	Quarterly	Xylene, Total	None	ug/l	Monitoring required 1/quarter
001	Quarterly	Benzene	None	ug/l	Monitoring required 1/quarter

A review of your discharge monitoring reports reveals there were two discharge events during the month of July 2008, however, there were no events in August 2008. Please inform this office in writing within **thirty** days of receipt of this notification as to the reasons for the above referenced violations, as well as a description of actions taken or proposed to prevent any further violations. Your response should include the dates, either actual or proposed, for completion of the actions.

Please be advised that failure to comply with the effluent limitations and/or monitoring requirements specified in 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.

If there are any questions, please contact me at (740) 380-5206.

Sincerely,

A handwritten signature in cursive script that reads "Jennifer M. Witte".

Jennifer M. Witte
Chemical Engineer, Environmental Specialist II
Division of Surface Water

JMW/dh