



State of Ohio Environmental Protection Agency

**Southeast District Office**

2195 Front Street  
Logan, Ohio 43138

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www.epa.state.oh.us

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

June 4, 2009

**Re:** Tuscarawas County  
Marlite  
Notice of Violation  
OIN00010, OH0004936  
Correspondence (IWW)

Mr. John Loibl, P.T.P. Administrator  
Marlite  
P.O. Box 250  
Dover, Ohio 44622-0250

Dear Mr. Loibl:

We have received your self-monitoring reports covering the months of March 2004 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:

Outfall	Date	Parameter	Reported	Units	Permit Limitation
<b>March 2004:</b>					
001	Weeks 1-2	Water Temperature	None	°C	Monitoring required ½ weeks
001	Weeks 1-2	pH	None	S.U.	Monitoring required ½ weeks
001	Weeks 1-2	Zinc, Total Recoverable	None	ug/l	Monitoring required ½ weeks
001	Weeks 1-2	Oil and Grease	None	mg/l	Monitoring required ½ weeks
002	Weeks 1-2	Zinc, Total Recoverable	None	ug/l	Monitoring required ½ weeks
<b>May 2004:</b>					
001	Weeks 1-2	Water Temperature	None	°C	Monitoring required ½ weeks
001	Weeks 1-2	pH	None	S.U.	Monitoring required ½ weeks
001	Weeks 1-2	Zinc, Total Recoverable	None	ug/l	Monitoring required ½ weeks
001	Weeks 1-2	Oil and Grease	None	mg/l	Monitoring required ½ weeks
002	Weeks 1-2	Zinc, Total Recoverable	None	ug/l	Monitoring required ½ weeks
<b>September 2004:</b>					
001	Weeks 3-4	Water Temperature	None	°C	Monitoring required ½ weeks
001	Weeks 3-4	pH	None	S.U.	Monitoring required ½ weeks
001	Weeks 3-4	Zinc, Total Recoverable	None	ug/l	Monitoring required ½ weeks
001	Weeks 3-4	Oil and Grease	None	mg/l	Monitoring required ½ weeks
002	Weeks 3-4	Zinc, Total Recoverable	None	ug/l	Monitoring required ½ weeks
<b>October 2004:</b>					
001	Weeks 1-2	Water Temperature	None	°C	Monitoring required ½ weeks
001	Weeks 1-2	pH	None	S.U.	Monitoring required ½ weeks
001	Weeks 1-2	Zinc, Total Recoverable	None	ug/l	Monitoring required ½ weeks
001	Weeks 1-2	Oil and Grease	None	mg/l	Monitoring required ½ weeks
002	Weeks 1-2	Zinc, Total Recoverable	None	ug/l	Monitoring required ½ weeks

Outfall	Date	Parameter	Reported	Units	Permit Limitation
<b>April 2005:</b>					
001	Weeks 3-4	Water Temperature	None	°C	Monitoring required ½ weeks
001	Weeks 3-4	pH	None	S.U.	Monitoring required ½ weeks
001	Weeks 3-4	Zinc, Total Recoverable	None	ug/l	Monitoring required ½ weeks
001	Weeks 3-4	Oil and Grease	None	mg/l	Monitoring required ½ weeks
002	Weeks 3-4	Zinc, Total Recoverable	None	ug/l	Monitoring required ½ weeks
<b>June 2005:</b>					
001	Weeks 3-4	Water Temperature	None	°C	Monitoring required ½ weeks
001	Weeks 3-4	pH	None	S.U.	Monitoring required ½ weeks
001	Weeks 3-4	Zinc, Total Recoverable	None	ug/l	Monitoring required ½ weeks
001	Weeks 3-4	Oil and Grease	None	mg/l	Monitoring required ½ weeks
002	Weeks 3-4	Zinc, Total Recoverable	None	ug/l	Monitoring required ½ weeks
<b>August 2005:</b>					
001	Weeks 3-4	Water Temperature	None	°C	Monitoring required ½ weeks
001	Weeks 3-4	pH	None	S.U.	Monitoring required ½ weeks
001	Weeks 3-4	Zinc, Total Recoverable	None	ug/l	Monitoring required ½ weeks
001	Weeks 3-4	Oil and Grease	None	mg/l	Monitoring required ½ weeks
002	Weeks 3-4	Zinc, Total Recoverable	None	ug/l	Monitoring required ½ weeks
<b>September 2005:</b>					
001	Weeks 3-4	Water Temperature	None	°C	Monitoring required ½ weeks
001	Weeks 3-4	pH	None	S.U.	Monitoring required ½ weeks
001	Weeks 3-4	Zinc, Total Recoverable	None	ug/l	Monitoring required ½ weeks
001	Weeks 3-4	Oil and Grease	None	mg/l	Monitoring required ½ weeks
002	Weeks 3-4	Zinc, Total Recoverable	None	ug/l	Monitoring required ½ weeks
<b>December 2005:</b>					
001	Weeks 3-4	Water Temperature	None	°C	Monitoring required ½ weeks
001	Weeks 3-4	pH	None	S.U.	Monitoring required ½ weeks
001	Weeks 3-4	Zinc, Total Recoverable	None	ug/l	Monitoring required ½ weeks
001	Weeks 3-4	Oil and Grease	None	mg/l	Monitoring required ½ weeks
002	Weeks 3-4	Zinc, Total Recoverable	None	ug/l	Monitoring required ½ weeks
<b>August 2006:</b>					
001	Weeks 3-4	Water Temperature	None	°C	Monitoring required ½ weeks
001	Weeks 3-4	pH	None	S.U.	Monitoring required ½ weeks
001	Weeks 3-4	Zinc, Total Recoverable	None	ug/l	Monitoring required ½ weeks
001	Weeks 3-4	Oil and Grease	None	mg/l	Monitoring required ½ weeks
002	Weeks 3-4	Zinc, Total Recoverable	None	ug/l	Monitoring required ½ weeks
<b>January 2008:</b>					
001	Weeks 3-4	Water Temperature	None	°C	Monitoring required ½ weeks
001	Weeks 3-4	pH	None	S.U.	Monitoring required ½ weeks
001	Weeks 3-4	Zinc, Total Recoverable	None	ug/l	Monitoring required ½ weeks
001	Weeks 3-4	Oil and Grease	None	mg/l	Monitoring required ½ weeks
001	1/10	Oil and Grease	3.08	kg/day	2.7
<b>May 2008:</b>					
001	Weeks 3-4	Water Temperature	None	°C	Monitoring required ½ weeks
001	Weeks 3-4	pH	None	S.U.	Monitoring required ½ weeks

Outfall	Date	Parameter	Reported	Units	Permit Limitation
001	Weeks 3-4	Zinc, Total Recoverable	None	ug/l	Monitoring required ½ weeks
001	Weeks 3-4	Oil and Grease	None	mg/l	Monitoring required ½ weeks
002	Weeks 3-4	Zinc, Total Recoverable	None	ug/l	Monitoring required ½ weeks
<b>September 2008:</b>					
001	Weeks 3-4	Water Temperature	None	°C	Monitoring required ½ weeks
001	Weeks 3-4	pH	None	S.U.	Monitoring required ½ weeks
001	Weeks 3-4	Zinc, Total Recoverable	None	ug/l	Monitoring required ½ weeks
001	Weeks 3-4	Oil and Grease	None	mg/l	Monitoring required ½ weeks
002	Weeks 3-4	Zinc, Total Recoverable	None	ug/l	Monitoring required ½ weeks

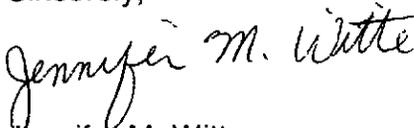
If all the aforementioned violations are for samples taken of the storm water only and not non-contact cooling water, please advise.

Please inform this office in writing within **thirty** days of receipt of this notification as to the reasons for the aforementioned 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,



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

JMW/dh