



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 Kordeski, Director

May 15, 2008

Re: Jefferson County
Apex Limestone Plant
Self-Monitoring Report Violations
Ohio EPA Permit No. 01100022*BD
NPDES Permit No. OH0120758
Correspondence (IWW)

Mr. Brendan Pantano, General Manger
Apex Environmental, LLC
P.O. Box 157
Amsterdam, Ohio 43903

Dear Mr. Pantano:

We have received your self-monitoring reports covering the months since the effective date of the permit for the referenced facility. Our review indicates violations of the conditions of your NPDES permit. The specific instances of noncompliance and/or deficiencies are as follows:

Station	Reporting Code	Parameter	Limit Type	Limit	Reported Value	Violation Date
004	00530	Total Suspended Solids	30Day Conc	35	58.	9/1/2003
003	00530	Total Suspended Solids	30Day Conc	35	62.	9/1/2003
004	00530	Total Suspended Solids	30Day Conc	35	44.	10/1/2003
003	00530	Total Suspended Solids	30Day Conc	35	66.	11/1/2003
004	00400	pH	1Day Conc	6.5	6.2	7/19/2007
003	00530	Total Suspended Solids	30Day Conc	35	116.	2/1/2008
004	00530	Total Suspended Solids	30Day Conc	35	112.	2/1/2008
004	00530	Total Suspended Solids	1Day Conc	70	112.	2/5/2008
003	00530	Total Suspended Solids	1Day Conc	70	116.	2/6/2008
003	00530	Total Suspended Solids	30Day Conc	35	75.	3/1/2008
003	00530	Total Suspended Solids	1Day Conc	70	144.	3/4/2008

Please be advised that failure to comply with the effluent limitations or to satisfy the monitoring or reporting requirements of your NPDES permit may be cause for enforcement action pursuant to the Ohio Revised Code Chapter 6111. Permit 01100022*BD requires the Owner to report noncompliance as directed by Part III.12.E of the permit which shall contain information listed in Part III.12.B and Part III.12.C.

A review of the recent reported data currently places the facility in our Significant Non-Compliance list. Please inform this office, in writing, within fourteen days of receipt of this notification as to the reasons for the above referenced violations, as well as a description of the actions taken or proposed to prevent further violations. Your response should include the dates, either actual or proposed, for completion of the actions.

If there are any questions, please contact me at (740) 380-5272.

Sincerely,

A handwritten signature in black ink, appearing to read "Aaron Pennington". The signature is written in a cursive style with a large, looping initial "A".

Aaron Pennington
Environmental Specialist
Division of Surface Water

AP/dh