



State of Ohio Environmental Protection Agency

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May 14, 2007

Mr. Ronald Flory
Operations Manager
Sanimax
599 Frank Road
Columbus, OH 43223

Re: Follow-up to April 26, 2007, Meeting

Dear Mr. Flory:

This letter is in response to our meeting on Thursday, April 26, 2007. The purpose of this letter is to summarize the results of our discussions regarding the four key points in the April 5, 2007, Notice of Violation (NOV) issued by CDO/DAPC, which include:

- 1) Failure to comply with the 2000 Consent Order (Consent Order) by allowing doors of the raw material handling building to be open beyond time specified in the Consent Order.
- 2) Poor sitewide housekeeping practices.
- 3) Failure to report malfunctions of the scrubber per the Consent Order.
- 4) Reports and management of odor complaints and investigations of public nuisance from odors from the facility.

The first issue in the NOV was specific to open doors in the raw material handling building. In your April 24, 2007, written response to the NOV, you stated that the February 23, 2000, Consent Order requires that the doors be closed during rendering operations and when raw material has been in the pit for more than ten hours, or more than five loads of raw material are present in the pit. We disagree with this limited review of the Consent Order. The Consent Order requires that the doors be closed at all times when any raw materials are present in the building, except as necessary to allow trucks to enter or exit the building.

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

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During the meeting on April 26, 2007, Sanimax agreed to comply with the Consent Order and keep the doors of the raw material handling building closed at all times, except for truck entry and exit as required. You also committed to complete work on repairing these and other facility doors by May 31, 2007, to continue to eliminate odors. Please notify this office when this work has been completed.

The second issue in the NOV was specific to poor housekeeping practices and material handling across the facility. You informed us during the meeting, that Sanimax had already addressed some of the issues cited during the March 26, 2007, inspection and how these issues are no longer an issue. We also agreed that compliance with your Storm Water Pollution Prevention Plan (which is still under development and review by Ohio EPA) is the appropriate mechanism to address the remaining housekeeping issues which were referenced in the April 5, 2007, NOV. However, we still believe that many of the poor practices referenced by the NOV can contribute to site-wide odor issues, and, as such, the Division of Air Pollution Control will continue to investigate and document these issues during future inspections.

The third issue noted in the NOV was in regards to the citation of a violation for not reporting a malfunction of the scrubber. After our discussion, the Agency agreed that a violation did not occur. The Organico scrubber, which was not operating at the time of the inspection was not required to be in operation at that time, since no cooking was taking place and the other scrubber was operating. Also, the statements about the pH being over the 9.0 to 10.5 range were not intended to be considered as statements of violation, but was an attempt to point out that the scrubber was not operating in the range identified. If Sanimax has now determined that the scrubber is more effective at a pH of approximately 11, that is acceptable, as long as it meets the requirement of the Consent Order, which requires that there are no objectionable rendering odors in the scrubber exhaust gases.

The fourth issue concerns a possible public nuisance. As noted, we have received and investigated several recent complaints of odors. Some of these complaints we could not investigate because of a delay in reporting of the odors. However, on the occasions we could quickly respond to the area, and it is clear that on several occasions that the odors were attributable to your facility. As you are and have repeatedly been made aware, this is not acceptable. We remain very concerned about odor issues and expect you to control odors at your facility so that you are not creating a public nuisance. Noncompliance will result in further enforcement actions.

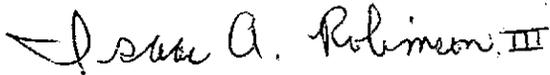
During the meeting, we agreed to notify Sanimax in a timely manner when we receive a complaint so that Sanimax can also investigate the complaint and take corrective action when necessary. Sanimax also agreed to share its findings with the Ohio EPA.

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Finally, Sanimax also agreed to initiate a dialogue with local citizen groups. We identified several possible contacts in the meeting. Also please find some additional information that you may find helpful.

If you have any further comments or questions, please feel free to contact me at (614) 728-3802.

Sincerely,



Isaac A. Robinson, III
District Air Unit Manager
Division of Air Pollution Control
Central District Office

Attachments

c: Craig Butler, Chief, CDO
Mike Riggleman, DAPC/CDO
Richard Fowler, DAPC/CDO
Richard Lindstrom, DAPC/CDO
John Paulian, DAPC/CO
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Jean-Luc Plante, Sanimax
(all w/o copy of attachments)