



State of Ohio Environmental Protection Agency

**Southeast District Office**

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Logan, Ohio 43138

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

July 29, 2010

**Certified Mail #70063450000190559420**

Phil Raber  
Kimble Mixer Co.  
1951 Reiser Ave., SE  
New Philadelphia, OH 44663

Re: Tuscarawas County  
Kimble Mixer Co.; Facility ID # 0679020185  
Return of PTIO Applications and Warning Letter

Dear Mr. Raber:

On August 6, 2009, Ohio EPA, Division of Air Pollution Control (DAPC), Southeast District Office (SEDO), received an application from the Kimble Mixer Co. for a federally enforceable permit-to-install and operate (FEPTIO) for a fourth paint booth at the facility located at 1951 Reiser Avenue, SE, in New Philadelphia, Ohio. This application also requested first-issue operating permits for the other emissions units at this facility permitted in PTI #06-08240. With this letter, Ohio EPA is returning the permit application to you and notifying the company that technical review and processing of the application has ceased.

Additional information to continue processing this application was requested from the Kimble Mixer Co. in an email dated November 6, 2009. On March 31, 2010, I met with you at the facility and reviewed with you these questions and requested a response so permit processing could continue. To date, the company has failed to provide the requested information, so the application has been deemed technically incomplete. In order to obtain the required permits for this equipment, a new application must be submitted that addresses all of the questions and issues raised in the November 6, 2009 email. The company remains in violation of the requirements to obtain installation and operating permits that were cited in Ohio EPA's July 7 and 29, 2009 warning letters.

Please submit, via Air Services, a complete permit-to-install and operate (PTIO) application for all emissions units at this facility. ***Please provide this information within thirty (30) days of your receipt of this letter.***

Acceptance of this information by Ohio EPA does not constitute a waiver of 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 Ohio EPA at a later date.

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Should you have any questions or need assistance responding to this request, please feel free to contact me at (740) 380-5245 or via email at [kim.reinbold@epa.state.oh.us](mailto:kim.reinbold@epa.state.oh.us).

Sincerely,



Kimbra L. Reinbold  
Division of Air Pollution Control  
Southeast District Office

KLR/mlm

cc: Bruce Weinberg, DAPC-SEDO