



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

July 18, 2007

Re: Jefferson County
C & D Disposal Technologies LLC
Facility ID # 0641000257
Compliance Inspection-Warning Letter

Joseph Scugoza
C & D Disposal Technologies LLC
PO Box 2219
Wintersville, OH 43953

SUBJECT: Summary of Inspection

Dear Mr. Scugoza:

On July 11, 2007, Sarah Harter and I visited C & D Disposal Technologies LLC in Cross Creek Township, Ohio to determine the facility's compliance with state and federal air pollution rules and regulations. Your cooperation and assistance were greatly appreciated during our visit.

The facility's permitted air emission units include the following:

- F001- Fugitive dust generated from the construction and demolition debris landfill operations, including waste dumping/unloading, waste compaction, soil excavation and handling, covering of waste with soil, and wind erosion from landfill surfaces
- F002- Facility roadways and parking areas
- F003- Facility storage piles-material load in/out and wind erosion

The following is a summary of the findings of the inspection:

1. Visible emissions from fugitive dust were not observed during our visit. It was noted that it had recently rained.
2. Permit #06-07604 requires C & D Disposal to keep records of daily inspections of fugitive dust for sources F001, F002, and F003. No system of record keeping is currently being used by your facility. Please submit a copy of the daily form that will be used to meet the record keeping requirements by **September 1, 2007**.
3. Sources F001, F002, and F003 are required by permit #06-07604 to submit quarterly deviation reports. Deviation reports have never been sent to the Ohio EPA, but according to our conversation at your office on 6/11/07, C & D Disposal will begin submitting them. The deviation report for the third quarter should be received by our office before **October 31, 2007**.

Joseph Scugoza
C & D Disposal Technologies LLC
July 18, 2007
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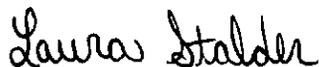
4. The Permit to Install (PTI) #06-07604 was issued on June 13, 2006. A Permit to Operate (PTO) application needs to be submitted to this office for sources F001, F002, F003, as soon as possible. I have included a pamphlet for the Office of Compliance Assistance and Pollution Prevention (OCAPP). They are available to help small companies with permit application questions.

It was mentioned that C & D Disposal might have plans to put in a railcar unloading operation. Please note that installation of this will most likely require an air permit to install (PTI). **Note that OAC rule 3745-31-02 prohibits the construction, installation or modification of any air contaminant source (emissions unit) without first obtaining a final permit to install.** Please contact me if you would like to discuss this issue.

Acceptance by the Ohio EPA of a schedule for compliance does not constitute a waiver of the 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 the Ohio EPA at a later date.

If you are unable to respond to any part of this request, within the time frame discussed above, please inform us and explain so that we may be of assistance. Should you have any questions, feel free to contact me at (740) 380-5253.

Sincerely,



Laura Stalder
Environmental Specialist 2
Division of Air Pollution Control
Southeast District Office Ohio EPA

LS/mlm

Enclosures