



**Environmental
Protection Agency**

John R. Kasich, Governor
Mary Taylor, Lt. Governor
Scott J. Nally, Director

September 30, 2011

**RE: Muskingum County
Mar-Zane Generator #5
Facility ID 0660960060
Notice of Violation**

Certified Mail: 70101060000178961092

Mr. Tony Ruggiero
Mar-Zane Materials, Inc.
3570 South River Road
Zanesville, Ohio 43701

Dear Mr. Ruggiero:

On June 30, 2011, Ohio EPA requested the address of portable Mar-Zane Generator #5 in order to schedule an inspection of the facility. After checking with operational staff, you reported that the generator had been moved on November 18, 2010, without submitting an Intent to Relocate (ITR) notification. Failure to submit an ITR 30 days prior to relocation is a violation of Ohio Administrative Code (OAC) Rule 3745-31-03(A)(1)(p).

On July 6, 2011, Ohio EPA received a letter from Mar-Zane explaining what happened and the measures being implemented to ensure that the portable equipment would not be operated without having the proper notifications submitted. The signage included in your letter states that the operators should call the environmental office prior to operating equipment that has not operated on site yet. While Ohio EPA agrees that this is a good practice to ensure that recordkeeping will commence with the operation of the portable equipment, it does not appear that it will prevent the relocation of portable equipment prior to the submittal of the ITR. Signage requesting that the equipment not be removed from a site prior to contacting Mar-Zane's environmental office would be preferable. Within 15 days of receipt of this letter, please provide us with a copy of an amended sign or an explanation of alternate measures that will be taken to resolve this oversight.

Mar-Zane Materials, Inc.
September 30, 2011
Page 2

Our review of the reports and records for this facility indicate that it is compliance with all other applicable State and federal air regulations.

If you have any questions, feel free to contact me at (740) 380-5299 or by e-mail at michael.carper@epa.state.oh.us.

Sincerely,

A handwritten signature in black ink that reads "Michael Carper". The signature is written in a cursive style with a large, prominent "M" and "C".

Michael Carper
Environmental Specialist 2
Division of Air Pollution Control

MC/dh

Enclosure

cc: Bruce Weinberg, SEDO, DAPC

OHIO EPA/DAPC ---- FACILITY INSPECTION FORM (APPENDIX N)
FACILITY-WIDE INFORMATION

Section A, Part 1

1. Date of inspection: 9/28/11 Arrival Time: N/A Departure Time: _____
2. Inspection announced? Yes No
3. Facility identification number: 0660960060 County: Muskingum (Portable)
4. Primary facility contact: Tony Ruggiero
5. Company name and address: 3794 South River Road
6. Mailing address (if different from above): PO Box 1585, Zanesville, Ohio 43702-1585

List all pollutants regulated at the facility (mark all that apply):

- Particulate Emissions Organic Compounds Volatile Organic Compounds
 Carbon Monoxide Nitrogen Oxides Sulfur Dioxide Lead HAPs
 Fluorides (excluding hydrogen fluoride) Sulfuric Acid Mist Hydrogen Sulfide
 Total Reduced Sulfur Non-Methane Organic Compounds from Municipal Waste Landfills
 Mercury Beryllium Vinyl Chloride Air Toxics

8. Facility type (mark only one):
 Title V FESOP Mega-Site State PTO (*Minor, Non-TV*)
- 9a. Applicable federal regulations (mark all that apply):
 NESHAPS MACT NSPS PSD Emissions Offset SMPTI (PSD/NSR)
- 9b. If applicable, please specify federal regulation(s):

10. Compliance monitoring category (mark all that apply):
 Full Compliance Evaluation Partial Compliance Evaluation Investigation (CMS)

Section A, Part 2

- 1a. Is the facility in compliance with the facility-wide operational, record keeping, and reporting requirements of its permit terms and conditions? Yes No N/A (If no, explain in Section A, part 3)
- 2a. For those facilities that have received a final Title V permit, was an annual certification of compliance submitted as required by OAC 3745-77-07(C)(5)? Yes No N/A
If received, date received: _____ date reviewed: _____
- 2b. Does the annual compliance certification comply? Yes No (If no, explain in Section A, part 3)

Section A, Part 3

- 1a. Has the OEPA or local air agency taken enforcement action against the company within the last 5 years? Yes No N/A
- 1b. If yes, identify the emissions units and describe the enforcement action(s):

**OHIO EPA/DAPC ---- FACILITY INSPECTION FORM (APPENDIX N)
EMISSIONS UNIT EVALUATION FORM**

To Be used for PCEs only	Evaluator:	Premise #:
	Date:	Fac. Name:

Section B, Part 1

- 1a. Emissions Unit ID: P001 1b. Description: 750 HP diesel generator
- 2a. Is the emissions unit operating? Yes No
- 2b. If No, when was the emissions unit last operated? 8/9/11
- 3a. PTI status (installed after 1973): Issued Pending Requested Not Applicable
- 3b. Installation date: 10/23/03 3c. PTI #: 06-08212 3d. Date approved: 12/26/06
- 4a. Operating permit status: Issued Pending Requested Registration
- 4b. PTO expire date: _____ 4c. Renewal App. date: _____
- 5a. Pollutants subject to applicable requirements:
 PE OC VOC CO NOX SO2 Lead HAPs Other
- 5b. If other, list pollutants: _____
- 6a. Applicable rules / regulations: See permit.
- 6b. Applicable federal regulations (mark all that apply):
 NESHAPS MACT NSPS PSD Emissions Offset SMPTI
- 6c. Federal rule and Subpart: _____
- 7a. Has the emissions unit been modified? Yes No N/A
- 7b. Additional comments: _____

This facility is no longer operating. The facility was shutdown on 8/9/11. The equipment was moved to Buckingham Coal Mine #6, in Glouster, Ohio and will be operated as an emergency generator under the PBR.

Section B, Part 2

1. Are monitoring and record keeping being performed? Yes No N/A
- 1b. Do the monitoring and recordkeeping comply with T&Cs? Yes No N/A
- 1c. Additional comments: Rolling hourly record is being kept.
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- 2a. Are deviation reports required to be submitted? Yes No (if no leave 2b-2c blank)
- 2b. Do the required deviation reports comply? Yes No
- 2c. Additional comments: _____
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- 3a. Are emissions unit reports required to be submitted? Yes No (if no leave 3b-3c blank)
- 3b. Do the required emissions unit specific reports comply? Yes No
- 3c. Additional comments: Reports only required when the sulfur content of the fuel deviates from the permit requirement.
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- 4a. Are any CEM/COM/other reports required? Yes No (if no leave 4b-4d blank)
- 4b. Do the CEM/COM/other required reports comply? Yes No N/A
- 4c. List any other reports required: _____
- 4d. Additional comments: _____
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- 5a. Were visible emissions observations (VEOs) performed? Yes No N/A
- 5b. If No, explain why not (see instructions for guidance): _____
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- 5c. If performed, did the VEOs show compliance with permit limits? Yes No
- 5d. Additional comments: _____

OHIO EPA/DAPC ----- FACILITY INSPECTION FORM (APPENDIX N)

6a. Did the review of operational logs and usage records show compliance? Yes No N/A

6b. Additional comments: _____

7a. Did the operational parameters show compliance with rule or permit limits? Yes No N/A

7b. Additional comments: _____

Section B, Part 3

1a. Is air pollution control equipment (APCE) required? *(if yes, complete Sec. C, part 1)* Yes No

2a. Was any performance testing required, since last inspection *(if yes, complete Sec. C, part 2)* Yes No
