

10/11/07 -
Correspondence



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

November 27, 2007

RE: Muskingum County
Various Mar-Zane Facilities
Deviation Reporting

Certified: 70063450000190561614

Mr. Tony Ruggiero
Mar-Zane Materials, Inc.
3570 South River Road
Zanesville, Ohio 43702

Dear Mr. Ruggiero:

This letter is regarding the third quarter deviation reports that you recently submitted on behalf of Mar-Zane Materials, Inc. Please provide the information requested below to this office by **December 20, 2007**.

Mar-Zane Plant #12 (Facility ID: 0660000080)

The deviation report submitted for Mar-Zane Plant #12 stated that no deviations have occurred during the third quarter of 2007. On August 27, 2007, Mar-Zane conducted stack testing at Mar-Zane Plant #12. The stack test revealed that the plant was operating outside the sulfur dioxide and carbon monoxide limits established in PTI 06-08151 issued on September 7, 2006. On October 26, 2007, Ohio EPA sent a certified letter to Mar-Zane notifying them of the test failure. In the General Terms and Conditions of PTI 06-08151, Part I.A.2.b requires that deviations from any of the emission limitations be reported on a quarterly basis by the facility. Please resubmit a deviation report for Mar-Zane Plant #12 that includes the deviation from allowed emissions rates.

Mar-Zane Portable Generator #7 (Facility ID: 0660960062)

The third quarter deviation report for Generator #7 indicates that the facility has exceeded the rolling, 12 month operational restriction placed upon the facility by PTI 06-08210 issued January 23, 2007. Additional information is needed concerning this exceedance. Please provide the following information to Ohio EPA:

- All records concerning the hours of operation of this unit for the third quarter (July 1, 2007 to September 30, 2007).

Mr. Tony Ruggiero
Mar-Zane Materials, Inc.
November 27, 2007
Page 2

- The reason that the facility was allowed to operate beyond the operational restriction included in the PTI.
- The date that the facility officially switched to commercial power.
- All facilities that the generator has been co-located with during the third quarter.

Acceptance by the Ohio EPA of the above requested information 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 have any questions or are unable to respond by the deadline above, please feel free to contact me at michael.carper@epa.state.oh.us or at 740-380-5299.

Sincerely,



Michael Carper
Environmental Specialist II
Division of Air Pollution Control

MC/mlm