

Clinton



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

May 16, 2013

CERTIFIED MAIL

Mr. William Beam / MWB Family Limited Partnership
206 Main Street
Port William, Ohio 45164

RE: NOTICE OF VIOLATION FOR FAILURE TO OBTAIN AIR POLLUTION PERMITS

Dear Mr. Beam:

This letter serves as a notice that you are in violation of Ohio Administrative Code (OAC) air pollution rules Chapter 3745-31 for the failure to submit a timely permit application to install and operate air pollution emissions sources. The following is a list of existing sources of air pollution emissions identified by Ohio EPA Division of Air Pollution Control (DAPC), Southwest District Office at your Port William facility:

- Unpaved roadways and parking areas
- Grain storage elevators/silos
- Material handling (load in – dump pits and load out – dump spouts)
- Fuel combustion (grain drying)

The installation and operation of any stationary air pollution source, without first applying for and obtaining a PTIO, constitutes a violation of OAC Rule 3745-31-02. The OAC Rule 3745-31-02(A) states that *no person shall cause, permit, or allow the installation of a new source of air pollutants...without first obtaining a PTI from the director.*

On February 21, 2013, this office sent you a Warning Letter requesting that you complete an application for an air pollution permit for the emissions sources at your Port William facility. You were given approximately six weeks to complete the application and submit it. You did not do so. On April 18, 2013, you were issued a Notice of Violation (NOV) for failure to obtain an air pollution permit for the same sources. In the NOV, you were given an additional 14 days to complete and submit the application. Again, you did not do so.

MWB Family Limited Partnership
Notice of Violation – Failure to Obtain Air Pollution Permits
May 16, 2013
Page 2

Your recalcitrance in this matter will result in the case being referred to our Central Office for enforcement action. Should you have any questions or need to discuss the issue, please feel free to contact me at (937) 285-6032.

Sincerely,

A handwritten signature in blue ink that reads "Terry A. Sanner". The signature is fluid and cursive, with a long horizontal stroke at the end.

Terry A. Sanner
Environmental Specialist II
Division of Air Pollution Control

TAS/tb

ec: Bruce Weinberg, DAPC
John Paulian, DAPC
Tom Schneider, DAPC
Bryan Zima, Ohio EPA Legal Office
Brian Dickens, U.S. EPA, Region 5

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Mr. William Beam
 MWB Family Limited Partnership
 206 Main Street
 Port William, Ohio 45164

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X *William Beam*

- Agent
- Addressee

B. Received by (Printed Name)

William Beam

C. Date of Delivery

D. Is delivery address different from item 1? Yes
 If YES, enter delivery address below: No

MAY 24 2013

3. Service Type

- Certified Mail Express Mail
- Registered Return Receipt for Merchandise
- Insured Mail C.O.D.

4. Restricted Delivery? (Extra Fee) Yes

2. Article Number

(Transfer from service label)

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PS Form 3811, February 2004

Domestic Return Receipt

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City, State, ZIP+4

Mr. William Beam
 MWB Family Limited Partnership
 206 Main Street
 Port William, Ohio 45164

PS Form 3800, August 2006

See Reverse for Instructions