



**Environmental
Protection Agency**

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

Re: Seneca County
IAR Land – Fostoria LLC
NPDES 2IN00211*BD

November 23, 2011

Mr. John Bones
Managing Member
IAR Land – Fostoria LLC
13129 23 Mile Road
Shelby Township, Michigan 48315

Dear Mr. Bones:

On October 5, 2011, this office conducted an NPDES permit inspection of IAR Land-Fostoria LLC. Mr. Rick Bonin, Scientific Management, and Mr. Danny Highfield, IAR Maintenance, were present at the time of the inspection. Mr. Lon M. Shank, Superintendent, and Mr. Dan Thornton, Fostoria City Engineer, were also present and conducted a separate industrial user inspection of the pretreatment facilities at this time.

On April 15, 2011, the ThyssenKrupp Atlas NPDES permit was transferred to IAR-Land Fostoria LLC. The permit has since been renewed with an effective date of August 1, 2011. At the time of this inspection, there had been no sampling of the permitted outfall taken by IAR since the permit transfer.

The inspection included a review of the existing discharge locations. We also discussed the NPDES permit sampling requirements in regard to the discharge from the oil-water separator at outfall #005. Installation of the existing oil-water separator located prior to outfall #005 was to include pumping of the collected oil to the onsite pretreatment facility.

A copy of the oil-water separator's Permit to Install (PTI) application information, detail plans and approval are enclosed. A copy of the oil-water separator detail plans were provided to Mr. Bonin on September 30, 2011. Please review this information for additional operation and maintenance information. Please contact this office regarding any changes to the method of collection and/or storage of the oil, and if there are changes to the operations and/or use of the existing pretreatment facility.

E-DMR – NOV

A review of your monthly discharge monitoring reports (DMRs) has also been conducted. It is noted that no DMRs have been received from the time you acquired this facility to present. **No DMRs have been received from January 2011 thru October 2011. This represents significant permit violations.**

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Pursuant to ORC Section 6111.07(A), no person shall violate or fail to perform any duty imposed by ORC Sections 6111.01 to 6111.08 or term or condition of a permit issued or adopted by the Director of Ohio EPA pursuant to those sections. It is noted that IAR Land-Fostoria LLC violated terms and conditions of its NPDES permit and each day of violation is a separate offense.

Please be advised that failure to comply with the effluent limitations and/or monitoring requirements specified in your NPDES permit may be cause for enforcement action pursuant to Ohio Revised Code, Chapter 6111. If these violations continue to occur and if satisfactory progress is not made, it may be necessary to initiate enforcement action to achieve compliance.

Please inform this office in writing within ten days of receipt of this letter as to the reasons for the above referenced violations, as well as a description of the actions taken or proposed to prevent any further violations. Your response should include the dates, either actual or proposed, for completion of the actions.

If there are any questions, please contact me at 419-373-3014.

Yours truly,


Mary Beth Cohen
Division of Surface Water

/jlm

Enclosure

pc: Rick Bonin, Scientific Management
Mr. Dan Thornton, Fostoria City Engineer
NWDO-DSW File