



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

Re: **Notice of Violation**
Auglaize County
BPI Energy Services
Ohio EPA Permit No. 2IN00173
NPDES Permit No. OH0122629

March 5, 2013

Mr. David Burke
Burke Petroleum, Inc.
P.O. Box 7
Minster, Ohio 45865

Dear Mr. Burke:

We are in receipt of your self-monitoring reports covering the months of July through November 2012 for the referenced facility. Our review indicates a violation of the conditions of your National Pollutant Discharge Elimination System (NPDES) permit. The specific instance of non-compliance is enclosed on a separate sheet.

Within 10 days of the date of this letter, please inform this office in writing 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.

This letter also serves as a Notice of Violation (NOV) to inform you that we are missing the discharge monitoring report listed on the enclosed sheet of paper. As a reminder, hard copy self-monitoring report submissions are due on the 15th day of the following month and electronic submissions are due on the 20th day of the following month. Submit the missing report **within 10 days** of the date of this letter. Even if no discharge occurs, as long as the permit is in place, a report must be submitted.

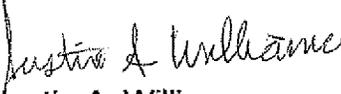
Please be advised that failure to comply with the effluent limitations and/or monitoring requirements, including adequate laboratory controls, appropriate quality assurance procedures, and records retention, as specified in your Part III-General Conditions of your NPDES permit may be cause for enforcement action pursuant to Ohio Revised Code (ORC) 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.

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The Ohio EPA strongly encourages pollution prevention as the preferred approach for waste management. The first priority of pollution prevention is to eliminate the generation of wastes and pollutants at the source (source reduction). For those wastes or pollutants that are generated, the second priority is to recycle or reuse them in an environmentally sound manner. You can benefit economically, help preserve the environment, and improve your public image by implementing pollution prevention programs. Information about Ohio EPA's Office of Compliance Assistance & Pollution Prevention can be found on Ohio EPA's Website at <http://epa.ohio.gov/ocapp> or by calling (614) 644 – 3469.

If there are any questions, please contact me at (419) 373 – 3022.

Sincerely,


Justin A. Williams
Environmental Specialist II
Division of Surface Water

/jlm

Enclosures

ec: Tracking

Get New Data

Violation for BPI Emergency Services, LLC - July - December 2012

Permit No	Reporting Period	Station	Reporting Code	Parameter	Sample Frequency	Expected	Reported	Violation Date
2IN00173*DD	October 2012	001	01300	Oil and Grease Severit	1/Month	1	0	10/1/2012

Get New
Data

Get Detail
for Selected
Permit

MORs not submitted

Period: Jul-12 Dec-12

County	Permit #	Facility Name	Major	Station Code	Month Missing
Auglaize	2IN00173	BPI Energy Services LLC- Minster Bulk Plant		1	12/1/2012