



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

June 7, 2013

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

Dear Mr. Burke:

This letter serves as a Notice of Violation (NOV) to inform you that the January and March 2013 discharge monitoring reports listed on the enclosed sheet of paper were submitted late. As a reminder, hard copy self-monitoring report submissions are due on the 15<sup>th</sup> day of the following month and electronic submissions are due on the 20<sup>th</sup> day of the following month. Even if no discharge occurs, as long as the permit is in place, a report must be submitted.

Please inform this office in writing, **within 10 days**, 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.

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 National Pollutant Discharge Elimination System (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.

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  
Enclosure  
ec: NOV Tracking

Get New Data

Facility	Ohio Permit #	Fed Permit #	Station	Required Report Period	DMR Received	Version No	Reporting Lab
BPI Energy Services	2IN00173*DD	OH0122629	1	1/1/2013	1/21/2013	0	
BPI Energy Services	2IN00173*DD	OH0122629	1	2/1/2013	3/19/2013	0	
BPI Energy Services	2IN00173*DD	OH0122629	1	3/1/2013	5/20/2013	0	