

**Environmental  
Protection Agency**

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

August 28, 2012

RE: Morgan County  
ABC Manufacturing  
Facility ID #0658000205  
Inspection Letter  
Notice of Violation  
Non-HPV

**Certified: 70102780000197044770**

Mr. Wade Benjamin  
ABC Manufacturing  
P.O. Box 369  
Malta, OH 43758

Dear Mr. Benjamin:

On August 14, 2012, Ohio EPA, Division of Air Pollution Control (DAPC), Southeast District Office (SEDO), inspected the ABC Manufacturing facility located at 210 – 13<sup>th</sup> Street in Malta, OH. The purpose of the inspection was to determine the company's status of compliance with state and federal air pollution regulations and the air permits issued for this facility. Ohio EPA was represented by Jessica Kelley, Racheal Davies and me, and Buddy Sams, Misty Andrews and you represented ABC Manufacturing during the inspection.

There are currently two emissions units (EUs) permitted at your facility: EU K001 (Wood Preservative Dip Tank #1) subject to PTI 06-07525 and K002 (Wood Preservative Dip Tank #2) subject to PTIO 06-08413. The permit-to-operate (PTO) application for K001 has been submitted and is currently under review.

At the time of the inspection, emission unit K001 was not in operation.

Based on observations during the facility tour, file review, and a review of the reports, the following violations were discovered. Copies of the checklists completed as part of the inspection are enclosed.

**(1) Monitoring and/or Record Keeping Requirements**  
**Part II.C.1. of the Permit 06-07525 for K001**

The permit specifies that "The permittee shall collect and record the following information each month: a. the company identification for each coating employed; b. the OC content of each coating, in pounds per gallon; c. the total number of gallons of each coating employed; d. during the first 12 calendar months of operation following the issuance of this permit, the cumulative gallons of coatings employed, calculated by adding the current month's coatings usage to the coatings usage for each calendar month since the issuance of this permit. e.

beginning after the first 12 calendar months of operation following the issuance of this permit, the rolling 12-month summation of the gallons of coatings employed, calculated by adding the current month's coatings usage to the coatings usage for the preceding eleven calendar months; and f. documentation for each coating as to whether or not it is a photochemically reactive material as defined by OAC rule 3745-21-01(C)(5)."

ABC Manufacturing failed to maintain records. After the inspection, I requested a copy of the coating records. I received only a copy of the coating records for 2009.

***Within 30 days of your receipt of this letter***, please submit to this office a plan and schedule that details the company's strategy to ensure compliance with the monitoring and record keeping requirements in ABC Manufacturing's PTI for EU K001.

## **(2) Reporting Requirements**

### ***Part I.A.2.b. of Permit 06-07525 for EU K001***

The reporting requirements specified in the permit state "Except as otherwise may be provided in the terms and conditions for a specific emissions unit, quarterly written reports of (a) any deviations (excursions) from emission limitations, operational restrictions, and control device operating parameter limitation that have been detected by the testing, monitoring, and recordkeeping requirements specified in this permit, (b) the probable cause of such deviations, and (c) any corrective actions or preventive measures which have been or will be taken, shall be submitted to the appropriate Ohio EPA District Office or local air agency. If no deviations occurred during a calendar quarter, the permittee shall submit a quarterly report, which states that no deviations occurred during that quarter."

ABC Manufacturing failed to submit quarterly deviation written reports since 2008.

***Within 30 days of your receipt of this letter***, please submit to this office a plan and schedule that details the company's strategy to ensure compliance with the reporting requirements in ABC Manufacturing's PTI for EU K001.

## **Comments:**

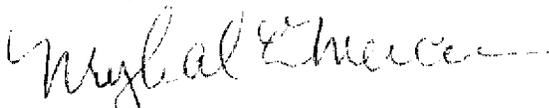
- **EU K002 – never installed:** In previous e-mails, Misty Andrews indicated that EU K002 was never installed. This was verified during the discussion of the site inspection on August 14<sup>th</sup>. Because the EU was not installed within 18 months of receiving the PTI (PTI issued on 9/08/08), the permit has expired. I told you that you would need to reapply for a new PTIO for EU K002 if you wish to install this in the future. Therefore, I will be permanently shutting down this EU on the facility profile.
- **Responsible official:** You were issued a PIN for Air Services on August 14<sup>th</sup>. I spoke to Elisa Thomas at Central Office to see what else needs to be done. She said that, as of August 17, 2012, you have not yet requested access to be able to see the facility data in Air Services and, therefore, Mr. Sams doesn't have access to Air Services either as you have to delegate to him.
- **Facility profile updated:** The information in your facility profile needs updated to include the Primary contact, Billing contact, On Site contact and Owner contact information.

- **SMTV Reports:** The SMTV Fee Emissions Report and Emissions Inventory summary are still outstanding and Central Office has issued two Notices of Violation as of this date for failure to submit. Even though K001 is not operating, you are still required to submit this report.
- **Coating booth evaluation:** During the facility inspection, we saw a spray paint booth which is a potential air source. I asked Mr. Sams if this should be permitted and he did not know. Please evaluate this operation to determine if you need a permit. You can review Ohio Administrative Code (OAC) rules 3745-31-03 and 3745-15-05. If you believe that this operation is de minimis or exempt, please submit documentation to verify that.
- **Mill evaluation:** During the facility inspection, we saw a Mill which is a potential air source. I asked Mr. Sams if this should be permitted and he did not know. He indicated that this source is controlled by a dust collector that vents particulate emissions outside to enclosed trailers. Please evaluate this operation to determine if you need a permit. You can review OAC rules 3745-31-03 and 3745-15-05. If you believe this operation is de minimis or exempt, please submit documentation to verify that.

Acceptance by Ohio EPA of submitted information does not constitute a waiver of 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 Ohio EPA at a later date.

If you are unable to respond to any part of this request within the time frame discussed above, please contact me so that I may be of assistance. Should you have any questions or concerns, please feel free to contact me by telephone at (740) 380-5259 or via email at [miki.mercer@epa.state.oh.us](mailto:miki.mercer@epa.state.oh.us).

Sincerely,



Mykal L. Mercer  
Environmental Specialist II  
Division of Air Pollution Control  
Southeast District Office

MLM/cs

Enclosures

cc: Dean Ponchak, DAPC-SEDO  
Bruce D. Weinberg, DAPC-CO  
Michelle Jencius, U.S. EPA, Region V