



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

Re: Erie County
Premise No. 0322002004
Johns Manville-Milan Plant
Notice of Violation (NOV/non-HPV)

May 29, 2013

CERTIFIED MAIL

Mr. Brian Keyser, Plant Manager
Johns Manville
49 Lockwood Road
Milan, Ohio 44846

Dear Mr. Keyser:

The Division of Air Pollution Control (DAPC) received the 2012-2013 Permit Evaluation Report (PER) on May 15, 2013. As you are aware, Johns Manville requested a meeting on May 22, 2013 to discuss the deviations reported in the 2012-2013 PER and a new permitting strategy to avoid the deviations in the future. Based on information supplied by the facility in the 2012-2013 PER and the meeting held on May 22, 2013, the facility experienced pounds per hour permit limit deviations for PM10 related to the carbon black pneumatic unloading conveyance system, a.k.a batch preparation (SS1), permitted under emission unit P001 (SS1, M1, and E1). The hourly limit presented in the current air permit was based on an annual limit divided by 8,760 hours/year; however, the unloading operation is an intermittent batch process so the designed conveyance rate should have been used to determine the equipment's maximum hourly rate.

The facility identified a total of 195.59 hours between April 13, 2012 and March 28, 2013 that the short term hourly emission rate for PM10 was exceeded for P001. The facility calculated that excess emissions which occurred as part of these deviations totaled 13.5 lbs of PM10. Because the facility does not operate 8,760 hours per year, actual emissions have not exceeded the established annual permit limit for PM10. Because the short term pound per hour PM10 emission limit for P001 was intermittently exceeded, Johns Manville is in violation of the Terms and Conditions of Permit to Install/Operate (PTIO) P0107737 issued April 20, 2011 and ORC §3704.05. It is anticipated that the facility will submit an administrative permit modification to address the current hourly emission rate established for P001 to abate the violation.

Ohio EPA is requesting that the facility submit a written response to this letter which includes at a minimum, a compliance plan and schedule. The facility is required to submit this information by no later than **June 28, 2013**.

Please be advised that the submission of the requested information to respond to this letter does not constitute waiver of the Ohio EPA's authority to seek civil penalties pursuant to ORC §3704.06. The Ohio EPA will make a decision on whether to pursue or decline to pursue such penalties regarding this matter at a later date.

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Please feel free to contact this me at (419) 373-3069 or Miranda.Garlock@epa.ohio.gov if you have any questions or comments.

Sincerely,



Miranda R. Garlock
Environmental Specialist

/cg

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