



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

Re: Fulton County  
Delta Ferrites, LLC  
0326000206  
Notice of Violation (NOV) Non-HPV

March 25, 2013

CERTIFIED MAIL

Mr. Kim Humpert, Plant Manager  
Delta Ferrites, LLC  
6191 County Road 10  
Delta, Ohio 43515

Dear Mr. Humpert:

This letter shall serve as a follow-up to the Ohio EPA's Division of Air Pollution Control (DAPC) inspection conducted on March 13, 2013, at the above referenced facility by this writer. The purpose of the inspection was to determine the compliance of all of the air pollution sources at this facility. My findings are as follows:

1. The facility operates a calcining process adjacent to the Bailey-PVC Oxides facility outside of Delta Ohio. This process converts iron oxide received from Bailey to a more marketable product. This process is permitted under Permit to Install and Operate (PTIO) #P0103960, as emissions unit P001. This emissions unit is subject to Ohio Administrative Code (OAC) rule 3745-31-05(A), which establishes the emission limitations, operational restrictions, monitoring, record keeping, and reporting requirements in PTIO #P0103960.
2. On the day of my inspection, I was made aware that the company had not been keeping the daily visible emission checks on the stack and fugitive emissions associated with emissions unit P001, as required by the permit. Therefore, the facility is in violation of the record keeping requirements established in PTIO #P0103960 and ORC 3704-05. The facility is required to submit a detailed plan on how the company intends to implement procedures to bring the facility back into compliance.
3. This office was unaware that the use of HCL was part of the calcining process and was therefore not addressed as part of the agency's permit review. Please provide analysis showing what the HCL emissions are (and CL emissions, if applicable) from this process. This office understands that the HCL usage may not directly correlate to the emissions as part of the HCL is consumed in the process.

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4. It is this offices' understanding that the company may pursue installing a truck loadout operation. Before any installation or operation takes place, please determine if such a project would require a permit from this office and submit permit applications if necessary. You can find additional information on the permitting process at our website which is <http://www.epa.ohio.gov>.

The information requested in item numbers 2 and 3 above should be submitted to my attention by no later than May 10th, 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.

If you have any questions and/or concerns regarding this letter, please contact me either by e-mail at [mark.barber@epa.state.oh.us](mailto:mark.barber@epa.state.oh.us) or by telephone at (419) 373-3131.

Sincerely,



Mark Barber  
Environmental Specialist  
Division of Air Pollution Control

/llr

Certified Mail Receipt Number 7009 1410 0001 1834 3365

ec: Brian Dickens, US EPA Region V  
Bruce Weinberg, DAPC-CO  
Jennifer Jolliff, DAPC-NWDO  
Mark Budge, DAPC-NWDO  
Mark Barber, DAPC-NWDO