

**HAMILTON COUNTY**  
**ENVIRONMENTAL**  
**S E R V I C E S**

January 24, 2012

Certified Mail

Mr. Terry Harris  
SunCoke Energy Middletown Operations  
3353 Yankee Road  
Middletown, OH 45044

Re: NOTICE OF VIOLATION -  
Facility ID: 1409011031  
SunCoke Energy Middletown Operations  
Location: 3353 Yankee Road,  
Middletown, OH 45042  
Butler County

Dear Mr. Terry Harris:

A Compliance Specialist from the Southwest Ohio Air Quality Agency (the Agency) was driving past SunCoke Energy Middletown Operations on January 23, 2012 and noticed fugitive dust emissions rising from the coke conveyor where the coke exits the transfer tower immediately west of Yankee Road. The specialist began recording Visible Emissions opacities using U.S. EPA Method 9 at 8:54 AM and continued that recording for a half hour.

During the Method 9 observations there were several 3-minute averages with opacities in excess of and noncompliant with the 10% opacity limit of Permit-To-Install P0108779 for Coke Handling (emissions unit F004) issued October 5, 2011. The highest 3-minute average opacity recorded was 13.3%.

Operating emissions unit F004 with fugitive emissions in excess of 10% opacity is a violation of the terms and conditions of the PTI. The violation identified also constitutes a violation of City of Middletown Health Department rules. City of Middletown Health Department air pollution rules are enforced by the Agency.

Please submit to this office, within 30 days of receipt of this letter a plan to return to compliance. Submit this plan to the attention of Mike Ploetz.

Acceptance by the Ohio EPA of a compliance plan and schedule does not constitute a waiver of the Ohio EPA's authority to seek civil penalties as provided in Section 3704.06 of the Revised Code. The determination to pursue or to decline to pursue such penalties in this case will be made by the Ohio EPA at a later date.

If you have any questions, please contact me at 513-946-7752 or E-mail at [mike.ploetz@hamilton-co.org](mailto:mike.ploetz@hamilton-co.org).

Sincerely,



Mike Ploetz  
Southwest Ohio Air Quality Agency

cc: Tom Kalman, Central Office, Ohio EPA  
William MacDowell, Region 5 U.S. EPA