

CITY OF TOLEDO



DEPARTMENT OF PUBLIC UTILITIES

June 6, 2008

4606



CERTIFIED MAIL

Mr. John Wilder
Director Engineering and Maintenance
Textileather Corporation
3729 Twining Street
Toledo, Ohio 43608-1315

Re: Notice of Violation, Code Non HPV GC3

Dear Mr. Wilder:

Enclosed, please find a "Notice of Violation" for Textileather Corporation (Ohio EPA Premise No. 0448010075). Please review this document carefully as some action is required on your part.

If you have any questions, please feel free to contact me.

From Toledo - an International Award Winning City!

Mary J. Lehman-Schmidt, P.E.

Mary J. Lehman-Schmidt, Professional Engineer

Enclosure

cc: Timothy D. Murphy, Commissioner, TDOES
Karen Granata, P.E., Chief of Air Resources
Leslie Kovacik, Law Department
John Paulian, OEPA
Lisa Holscher, USEPA Region V

1. [Illegible]

2.

3.

4.

NOTICE OF VIOLATION

June 6, 2008

The City of Toledo Division of Environmental Services hereby serves notice that:

Textileather Corporation
3729 Twining Street
Toledo, Ohio 43608-1315

has violated the following environmental laws, orders, rules, or regulations on the indicated dates at the above address.

Dates of Violation(s)

June 24, 2007 through the present

<u>Regulation(s) violated</u>	<u>Description of Source(s) and Violations(s)</u>
OAC rule 3745-77-07(A)(7)(a) - The permittee must comply with all conditions of the permit. Any noncompliance with the federally enforceable terms and conditions of the permit constitutes a violation of the Act and is grounds for enforcement action or for permit revocation, revocation and reissuance, or modification, or for denial of a permit renewal application.	Textileather Corporation failed to conduct emission testing for K001, K004-K011, and P014 within 6 months prior to permit expiration as required in the permit to operate issued December 24, 2002.
OAC rule 3745-77-07(C)(5)(c) - The permittee shall identify on an annual basis in a Title V Compliance Certification Report the permittee's current compliance status with each term or condition of the permit that is the basis of the certification.	Textileather Corporation did not identify noncompliance with emissions testing requirements (see above) in the 2007 Title V Compliance Certification Report.

The above violation(s) may subject the violator to penalties of up to \$25,000 per violation. It is possible that a penalty may be assessed in this case. If a penalty is to be assessed, the amount will be determined after your response is reviewed.

Required Actions

Within 2 weeks of receipt of this letter, you shall:

1. Abate the violation(s) or provide for an acceptable remedy.
2. Reply in writing to this Notice of Violation. The reply shall include:
 - a. description(s) and date(s) of action(s) taken thus far to abate the violation(s).
 - b. description(s) and expeditious time schedule of action(s) yet to be taken to remedy the violation(s).
 - c. description(s) of action(s) taken or to be taken to prevent recurrence of the violation(s).

Recommended Actions

1. Submit an Intent to Test form for the air pollution control for emissions units K001, K004-K011, and P014.

Your written response and any questions regarding this Notice of Violation should be directed to Mary J. Lehman-Schmidt at the Division of Environmental Services, 348 S. Erie Street, Toledo, Ohio 43602, or call (419) 936-3956.

The submission of the above requested information does not constitute a waiver of Ohio EPA's authority to seek civil penalties pursuant to Ohio Revised Code § 3704.06. Ohio EPA will make a decision on whether to pursue or decline to pursue such penalties regarding this matter at a later date.