

CITY OF TOLEDO



DEPARTMENT OF PUBLIC UTILITIES

August 13, 2009

CERTIFIED MAIL

Mr. Richard Altman
Pilkington North America, Inc.
Plant Manager
140 Dixie Highway
Rossford, Ohio 43460-1215



Re: Notice of Violation HPV-GC7

Dear Mr. Altman:

Enclosed is a "Notice of Violation" for Pilkington North America, Inc., (Premise number 0487010012) which is in non-compliance with the Title V permit. Please review this document carefully as some action is required on your part.

If you have any questions regarding this matter, feel free to contact me at (419) 936-3955.

From Toledo - an International Award Winning City!

A handwritten signature in cursive script that reads "Pamela Barnhart".

Pamela Barnhart
Environmental Engineer

Enclosures

cc: Tim Murhpy, Commissioner, TDES
Karen Granata, TDES
Joyce Anagnos, Law Department, City of Toledo
John Paulian, Ohio EPA
Lisa Holscher, U.S. EPA

Timothy D. Murphy, Commissioner
DIVISION OF ENVIRONMENTAL SERVICES
Quilter Environmental Center
348 South Erie Street, Toledo, Ohio 43604-8633 USA
Telephone: 419-936-3015 Fax: 419-936-3959 E-mail: tim.murphy@toledo.oh.gov

NOTICE OF VIOLATION

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

Pilkington North America, Inc.
Premise No. 0487010012
140 Dixie Highway
Rossford, Ohio 43460

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

Dates of Violations

Dates in 2009	F006 BH#1	F006 BH#3	F004 BH#4	F004 BH#5	Comments
4/1 to 5/6			X		operation of emissions unit without baghouse #4 operating.
4/24, 5/1, 5/155, 5/18, and 6/1 through 6/30			X	X	no pressure drop readings were recorded
4/1 to 4/20				X	pressure drop readings were not within the permitted range of 1 to 7 inches of water
4/24, 5/1, 5/155, 5/18, and 6/1 through 6/30	X	X			no pressure drop readings were recorded

<u>Regulations Violated</u>	<u>Description of Violations</u>
<i>From the 2nd quarterly report for 2009:</i>	
OAC rule 3745-77-07(A)(3)(c) Title V permit, emission units F004 Part III, section A.III.1	Failure of the permittee to properly operate and maintain equipment to monitor the pressure drop across each baghouse while this emissions unit is in operation.
OAC rule 3745-77-07(A)(3)(c) Title V permit, emission units F004 and F006 Part III, section A.III.1	Failure to record the pressure drop reading across each baghouse on a weekly basis for the dates stated above.

The above violation(s) may subject the violator to **penalties** of up to \$25,000 per violation. It is possible that a penalty will 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 14 days of receipt of this Notice of Violation, you shall:

1. Abate the violations or provide for an acceptable remedy.
2. Reply in writing to this Notice of Violation. The reply shall include:
 - a. detailed descriptions and dates of actions taken thus far to abate the violations;
 - b. detailed descriptions and expeditious time schedule of actions taken or yet to be taken to remedy the violations and excess emissions, including options reviewed but not implemented; and
 - c. descriptions of actions taken or to be taken to prevent recurrence of the violations.

Recommended Remedial Actions

It is recommended that you consider the following suggestions:

1. Train the technician(s) on the importance of recording the weekly pressure drop across the baghouse since this is a repeat violation.
2. Have the area supervisor review the pressure drop log on a weekly basis to verify they are recorded.

Your written response and any questions regarding this Notice of Violation should be directed to Pam Barnhart at the City of Toledo, Division of Environmental Services, 348 S. Erie Street, Toledo, Ohio 43604, or call (419) 936-3955.