

CITY OF TOLEDO



DEPARTMENT OF PUBLIC UTILITIES

October 11, 2007

CERTIFIED MAIL

Mr. James Demyan
Delta Fuels, Inc.
40600 Grand River Ave.
Novi, Michigan 48375



Re: Notice of Violation

Dear Mr. Demyan:

Enclosed, please find a "Notice of Violation" for Delta Fuels, Inc., Premise No. 04480110387, Emissions Unit J001. Please review this document carefully as some action is required on your part.

If you have any questions, please feel free to contact me at 419-936-3941.

Yours from Toledo - a City of the Future!*

A handwritten signature in black ink, appearing to read "Robert Kossow".

Robert Kossow,
Staff Professional Engineer

* fDi Magazine - April 2007

RFK:rfk

Enclosure: PTO dated 11/20/97, warning letter dated 10/3/05

cc: T. Casey Stevens, TDOES

Karen Granata, TDOES

Leslie Kovacic, Toledo Law Department

John Paulian, OEPA

Lisa Holscher, USEPA Region V

NOTICE OF VIOLATION

October 11, 2007

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

Delta Fuels, Inc.
1820 Front Street
Toledo, Ohio 43605

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

Dates of Violation(s)

February 16, 2006 and on-going

Regulation(s) violated

OAC rule 3745-35-02(D)(6) - The director may include such other terms and conditions as are necessary to ensure compliance with applicable law or to gather information about ambient air quality, emission levels, or other aspects of the source operation.

Description of Source(s) and Violations(s)

Delta Fuels, Inc. failed to submit required semi-annual and annual reports in a timely manner.

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).

Your written response and any questions regarding this Notice of Violation should be directed to Robert Kossow at the Division of Environmental Services, 348 S. Erie Street, Toledo, Ohio 43604.