



## REGIONAL AIR POLLUTION CONTROL AGENCY

Serving Clark, Darke, Greene, Miami, Montgomery & Preble Counties  
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February 13, 2012

### **Certified Mail**

Mr. Mike Nagra, President  
JMS Composites  
PO BOX 507  
Springfield, OH 45504

### **NOTICE OF VIOLATION [HPV – GC 6]**

**Summary:** JMS Composites operates a Title V facility at 3240 East National Road in Springfield, Clark County, Ohio. JMS Composites was required to submit a Title V renewal application by July 29, 2011. On October 27, 2011, the Regional Air Pollution Control Agency (RAPCA) received an incomplete Title V renewal permit application which was subsequently returned. JMS Composites failed to submit a complete and timely Title V renewal application. Enforcement orders will be issued in the future to resolve this violation.

Dear Mr. Nagra:

On January 4, 2007, JMS Composites (Ohio EPA facility no. 0812790457), was issued a Final Title V Operating Permit, with an effective date of January 25, 2007. On April 5, 2011, the Ohio EPA issued a reminder letter to JMS Composites notifying the facility that the Title V permit would expire on January 25, 2012, and that a renewal Title V permit application was due by July 29, 2011. Pursuant to Ohio Administrative Code (OAC) rule and the Clark County Combined Health District Air Pollution Control Regulations (CCCHDAPCR) rule 3745-77-04(E), "Title V permit renewal applications shall be filed no earlier than eighteen months and no later than six months prior to the expiration of the Title V permit". JMS Composites submitted a Title V renewal application to Ohio EPA via Air Services on October 27, 2011, which was found to be incomplete and was returned. On January 5, 2012, a complete application was received. Late submittal of a Title V renewal application is a violation of OAC and CCCHDAPCR rule 3745-77-04(E) and Ohio Revised Code (ORC) 3704.05.

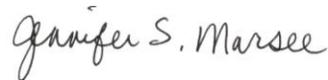
The failure to submit a complete and timely Title V permit renewal application has resulted in the loss of the "application shield" provided by OAC and CCCHDAPCR rule 3745-77-06(A) for this facility. The submission of the late Title V permit renewal application did not reinstate the "application shield" provided by OAC and CCCHDAPCR rule 3745-77-06(A) for this facility.

Therefore, operation of this facility after the expiration date of the Title V permit, without a valid Title V renewal permit or a federally enforceable permit to install and operate being issued by the Director, is a violation of OAC and CCCHDAPCR rule 3745-77-02(A) and ORC 3704.05.

Acceptance of the Title V permit renewal application does not constitute a waiver of Ohio EPA's and RAPCA's authority to seek civil penalties as provided in section 3704.06 and 3707.49 of the Ohio Revised Code. The determination whether to pursue such penalties will be made by Ohio EPA and RAPCA at a later date.

If you have any questions regarding this matter, please contact Jefferis R. Canan at (937) 496- 6751, or me at (937) 496-7540.

Sincerely,



Jennifer S. Marsee  
Supervisor, Abatement Unit  
Regional Air Pollution Control Agency

Cc: John Paul, RAPCA  
Jefferis Canan, RAPCA  
Michael Matis, PHDMC  
William MacDowell, USEPA  
Tom Kalman, OEPA