State of Ohio Environmental Protection Agency

Southeast District Office

2195 Front Street
Logan, Ohio 43138

TELE: (740) 385-8501 FAX: (740) 385-6490
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Ted Strickland, Governor
Lee Fisher, Lieutenant Governor
Chris Korleski, Director

February 12, 2009

Re: Belmont County
Bellaire Harbor Service, LLC
Facility ID #0607020246
2nd Warning Letter

Certified Mail # 70073020000178821244

Michelle Lay
Bellaire Harbor Service, LLC
P.O. Box 29
Bellaire, Ohio 43906

Dear Ms. Lay:

This letter is a follow-up to the warning letter that Ohio EPA sent to Robert Harrison dated January 4, 2008. In that warning letter, Bellaire Harbor Service was cited for violations of the air permit issued for the company's facility located at 6350 Guernsey Street in Bellaire, Ohio. These violations were documented during Ohio EPA's November 29, 2007, site visit. To date, Ohio EPA has not received the requested response to this warning letter. A copy is enclosed.

Since the deviation report for 3rd Quarter 2007 was provided on November 1, 2007, no other quarterly deviation reports have been submitted by Bellaire Harbor Service. Therefore, the company remains in violation of Part I.A.2.b. of the General Terms and Conditions and Part II.D. of the emissions unit permit terms for F001, F002, and F003 in Permit-to-Install (PTI) #06-08063.

Please be advised that quarterly written reports of any deviations from the terms and conditions in the permit must be submitted to Ohio EPA by January 31, April 30, July 31, and October 31 of each year. If no deviations occurred during a calendar quarter, the permittee must submit a quarterly report stating that no deviations occurred that quarter. The following occurrences (deviations) must be reported for each of the three emissions units:

(1) any day during the quarter when a required inspection was not performed;
(2) any day when a control measure that was deemed necessary based on the daily inspections was not implemented; and,
(3) any deviations (excursions) from the emissions limitations that have been detected by the testing, monitoring and recordkeeping requirements of the permit.

To resolve this violation, Bellaire Harbor Service must submit to Ohio EPA the five deviation reports that are currently overdue within thirty (30) days of your receipt of this letter. Specifically, you must provide reports beginning with the 4th Quarter 2007 report due 1/31/08 through the 4th Quarter 2008 report due 1/31/09. You stated that the site manager is maintaining the site logs, so it appears the company has the records available to complete the overdue deviation reports. As we discussed, you have the option of submitting these reports in hardcopy or through the eBusiness Center. Should you wish to submit electronically, a responsible official of your company will need to obtain an Air Services PIN and must request and be granted access to your facility. Information on this process can be obtained at http://www.epa.state.oh.us/dapc/airservices/.

In Ohio EPA's January 4, 2008, warning letter, the company was cited for failure to submit applications for Permits-to-Operate (PTO) the equipment covered by the PTI. Subsequent to issuance of that letter, it was discovered that the required PTO applications had been submitted with the PTI application. Thus, Bellaire Harbor Service was never in violation of OAC rule 3745-35-02(B)(5) and that violation is hereby retracted.

In addition to addressing the violation cited above, please be sure to review Comments 1 and 2 in the January 4, 2008, warning letter and provide a response as was requested.

Should you have any questions, please feel free to contact me at (740) 380-5245 or via email at kim.reinbold@epa.state.oh.us.

Sincerely,

Kimbra L. Reinbold
Division of Air Pollution Control
Southeast District Office

KLR/mlm

Enclosure