



**Environmental
Protection Agency**

John R. Kasich, **Governor**
Mary Taylor, **Lt. Governor**
Scott J. Nally, **Director**

March 27, 2012

CERTIFIED MAIL

Mr. James Bischoff
Plant Manager, Woodville Site
Area Aggregates, LLC
659 Anderson Road
Woodville, Ohio 43469

Subject: Notice of Violation (NOV/non-HPV) for failure to conduct visible emissions testing for emissions unit F003 and exceeding the annual number of blasts allowed for emissions unit F004 at Area Aggregates, LLC (0372000104)

Dear Mr. Bischoff:

This NOV is being issued for the company's failure to perform visible emissions (VE) testing for all fugitive emission points associated with emissions unit F003 (aggregate processing operations) and for exceeding the allowable annual number of blasts for emissions units F004 (mineral extraction). The company was required to conduct VE testing for all emissions points of emissions unit F003 subject to 40 CFR Part 60, Subpart OOO within 60 days after achieving maximum production, but not later than 180 days after initial startup. This testing requirement was established in Permit to Install (PTI) 03-17296, issued on April 12, 2007. Additionally, PTI 03-17296 also established an operational restriction for emissions unit F004 that the company could not exceed 48 blasts per year.

This facility was previously owned by Woodville Enterprise, LLC (Woodville) which commenced operations in 2007. Woodville never performed the required VE testing prior to the sale of the facility to Area Aggregates. All permits were transferred to Area Aggregates upon purchase of the facility on September 8, 2008, making Area Aggregates subject to all permit requirements. Unfortunately, since Woodville did not complete the testing, it became Area Aggregates responsibility and to date, this testing has not been completed. Failure to complete the VE testing is a violation of 40 CFR Part 60, Subpart OOO, the terms and conditions of the PTI 03-17296 and ORC 3704.05. In order to resolve this violation, the company must complete the required testing as soon as possible. A schedule outlining a proposed time frame for completing the testing must be submitted to this office by April 10, 2012.

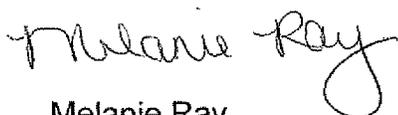
A review of the company's 2011 annual report showed the company had 51 blasts for the year, exceeding the permit limitation of 48 blasts per year.

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This is also a violation of the terms and conditions of PTI 03-17296 and ORC 3704.05. As the company is aware, a renewal permit application was submitted on, March 9, 2012. The company requested a General Permit for the mineral extraction operations (F004) which allows for 150 blasts per year. Therefore, upon issuance of the mineral extraction General Permit, this violation will be considered resolved.

Please note that the submission of the requested information to respond to this letter does not constitute a waiver of the Ohio EPA's authority to seek civil penalties pursuant to ORC section 3704.06. The Ohio EPA will make the decision on whether to pursue or decline to pursue such penalties regarding this matter at a later date. Please feel free to contact me with any questions and/or comments at (419) 373-4111 or via email melanie.ray@epa.state.oh.us.

Sincerely,



Melanie Ray
Division of Air Pollution Control

/cg

pc: Follow-up File
Mr. Kenneth W. Holland, President, Area Aggregates, LLC

ec: Jennifer Jolliff, NWDO-DAPC
Tom Kalman, DAPC-CO
William MacDowell, US EPA Region V