

CITY OF TOLEDO



DEPARTMENT OF PUBLIC UTILITIES

April 12, 2012

CERTIFIED MAIL

Ms. Tara Seibert
Brent Industries Inc.
2922 South Ave.
Toledo, OH 43609

Re: Notice of Violation

Dear Ms. Seibert:

Enclosed is a "Notice of Violation" for Brent Industries, Inc., (Premise number 0448011678) which is in non-compliance with the Permit to Operate permit P0088466. 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.

Sincerely,

Pamela Barnhart
Environmental Engineer

cc: Tim Murphy, Commissioner, TDES
Karen Granata, TDES
Joyce Anagnos, Law Department, City of Toledo
John Paulian, Ohio EPA
William MacDowell, 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:

Brent Industries, Inc.
Premise No. 0448011678
2922 South Ave.
Toledo, OH 43609

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

Dates of Violations

Jan 1, 2011 – April 12, 2012

Regulations Violated	Description of Violations
<p>FESOP PTO P0088466, issued 2/12/2008 Part I, term 3. and Part II, term D.1. and D. 2. The PTO requires submittal of quarterly and annual reports. According to a letter sent to the facility (enclosed) on Feb. 16, 2011, it was requested that all reports were to be submitted electronically through Air Services eBusiness Center for Federally Enforceable State Operating Permits (i.e., P0088466).</p>	<p>No quarterly or annual reports have been received or filed electronically through Air Services eBusiness Center from this facility for 2011 and 2012.</p> <p>Past due reports include: Term D.1. 1st, 2nd, 3rd, 4th quarterly reports for 2011 1st quarterly report for 2012 Term D.2. Annual reports for 2011 and 2012</p>

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. Set up an account to use Air Services eBusiness Center if this hasn't been done and submit all of the required past due and current reports in Ohio EPA's Air Services eBusiness Center as soon as possible.
2. Submit the quarterly and annual reports in a timely manner in the future.

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.