



**Environmental
Protection Agency**

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

Re: Marion County
General Recycling of Ohio LLC
Notice of Violation
(NOV/non-HPV)

May 17, 2012

CERTIFIED MAIL

Mr. Mike Elliot, Supervisor
General Recycling of Ohio, LLC
400 Bartram Avenue
Marion, Ohio 43302

Dear Mr. Elliot:

This letter shall serve as follow-up to an inspection conducted on April 23, 2012, of the above-referenced facility by this writer. The inspection was conducted as part of an ongoing investigation regarding concerns stemming from nuisance dust along Bartram Avenue. Please note that on May 13, 2010, Mr. Brian Riedmaier and I met with you and discussed issues regarding dust emissions inside the facility grounds as well as dust tracked onto Bartram Avenue.

The findings of the inspection are summarized as follows for your convenience:

1. On April 23, 2012, I visited the area and found the public roadway directly in front of the facility covered with dirt that had been deposited from operations occurring at the facility. There was photographic evidence taken of the situation on the specified date.
2. General Recycling of Ohio LLC is in violation of Ohio Administrative Code (OAC) rule 3745-17-08(B)(9) for failing to promptly remove, in such a manner as to minimize or prevent resuspension, earth or other material from paved streets onto which it has been deposited by its activities. This is also a violation of Ohio Revised Code (ORC) §3704.05.
3. General Recycling of Ohio LLC is in violation of not having submitted a Permit to Install and Operate (PTIO) application for the facility roadways prior to installation or modification. This is a violation of OAC rule 3745-31-02 and ORC §3704.05. On May 13, 2010, when we inspected the facility last, there were no "de minimis" emission calculation provided in accordance with OAC rule 3745-15-05(D). In addition, the facility has welding and cutting operations that occur at the site. Emission calculations detailing those emissions are also necessary.

Mr. Mike Elliot, Supervisor
May 17, 2012
Page 2

Please submit a written response to this letter by June 22, 2012. The response must include a compliance plan to remedy the violations and prevent them, or any similar such violation, from occurring in the future. The response should also contain the required permit applications for any and all air contaminant sources located at the facility or de minimis calculations in lieu of applications. 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 §3704.06.

If the company has any questions and/or comments concerning this letter, please contact me at the above address, call (419) 373-3118 or e-mail mohammad.smidi@epa.state.oh.us.

Sincerely,



Mohammad Smidi
Environmental Specialist
Division of Air Pollution Control

/llr

pc: DAPC-NWDO File
Certified Mail Receipt Number 7009 1410 0001 1834 3778

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