



Environmental
Protection Agency

John E. Kasich, Governor

Mar. Taylor, Lt. Governor

Scott J. Roney, Director

July 29, 2011

RE: NOTICE OF VIOLATION
ODOR NUISANCE
DETREX CORP./ELCO CORP.
FACILITY ID: 02-04-00-0417

CERTIFIED MAIL

Mr. Thomas W. Steib
Detrex/Elco Corp.
1100 State Rd.
Ashtabula, Ohio 44004

Dear Mr. Steib:

The Ohio EPA Northeast District Office (NEDO) has received a number of citizen complaints alleging strong "catlike urine/ammonia" odors and other type odors in the area of State Rd., Middle Rd., and the Lakeshore Park area. The complaints have been occurring at various times of the day and also on weekends. We have been receiving these complaints since mid-June of this year, and we have been conducting plant inspections and conducting surveillance during business hours, along with after-hours and weekend surveillance.

Representatives from NEDO's, Division of Air Pollution Control (DAPC) have periodically conducted odor surveillance in the area and have come to the conclusion, based on wind data and odor detection, that on certain occasions the odors in the area are originating from your facility. On the occasions that odors have been detected emanating from Detrex, we have conducted odor surveillance up wind and in surrounding areas of the plant, and have been able to conclusively state that the odors are not originating from an upwind or neighboring source. Specifically, odors contributed to the facility have been detected on July 7, 22 and 24, 2011.

In view of the above facts, this letter is to inform you that the operations conducted at Detrex/Elco Corp. in Ashtabula Township are causing an odor nuisance in violation of Ohio Administrative Code Rule 3745-15-07, "Air Pollution Nuisances Prohibited," of which paragraph (A) states:

"Except as provided in paragraph (B) of this rule, the emission or escape into the open air from any source or sources whatsoever, of smoke, ashes, dust, dirt, grime, acids, fumes, gases, vapors, odors, or any other substances or combination of substances, in such a manner or in such amounts as to endanger the health, safety or welfare of the public, or cause unreasonable injury or damage to property, is hereby found and declared to be a public nuisance. It shall be unlawful for any person to cause, permit or maintain any such public nuisance."

MR. THOMAS W. STEIB
JULY 29, 2011
PAGE 2

In order to move toward compliance with this rule, Detrex/Elco Corp. must immediately employ any and all measures necessary to control odors from this facility.

Within fourteen (14) days from receipt of this letter, please submit to this office a written plan of action, both ongoing and proposed, to mitigate odors. The submittal should include a schedule for returning to compliance, including dates by which corrective measures will be implemented. Ohio EPA may request detailed plans on the specific control measures at a later date.

Please be advised that acceptance by Ohio EPA of any compliance plan does not constitute a waiver of Ohio EPA's authority to seek civil penalties as provided in the Ohio Revised Code (ORC) Section 3745.06. The determination to pursue further action will be determined by Ohio EPA at a later date.

Failure to correct the above violations and to operate this facility in accordance with all applicable state air pollution laws and rules will result in a referral to DAPC's Enforcement Committee for enforcement consideration.

If you have any questions regarding the matters discussed in this letter, please contact the undersigned at (330) 63-1241 or Bob Princic at (330) 963-1230.

Sincerely,



Richard Kolosionek
District Representative
Division of Air Pollution Control

RK:bo .

pc: Kurt Princic, District Chief, NEDO
Ed Fasko, DAPC, NEDO
Tim Fisher, DAPC, NEDO
Bob Princic, DAPC, NEDO
Christine McPhee, DAPC, NEDO
Tom Kalman, DAPC, CO
Ray Saporito, Ashtabula County Health Dept.
Bill MacDowell, U.S. EPA, Region 5
Ashtabula Township Fire Dept.
Ashtabula City Fire Dept.