

**Environmental  
Protection Agency**

Ted Strickland, Governor  
Lee Fisher, Lt. Governor  
Chris Korteski, Director

November 15, 2010

RE: **NOTICE OF VIOLATION**  
**COMPLIANCE STACK TEST**  
**KOSKI CONSTRUCTION CO.-ASHTABULA**  
**FACILITY ID: 0204010008**  
**EMISSIONS UNIT: P901**

**CERTIFIED MAIL**

Mr. Bruce Shmidt  
Koski Construction Company  
1149 East 5<sup>th</sup>, Street  
Ashtabula, Ohio 44005

Dear Mr. Shmidt:

The purpose of this correspondence is to transmit the finding of the stack test conducted and witnessed by the Ohio EPA, at the aforementioned facility on August 12, 2010. The test was conducted to determine compliance with the established emissions limits in the proposed facility wide FESOP permit. A copy of the stack test report was received in this office on October 20, 2010.

After review of the stack test report submitted, the following determination of compliance with the proposed FESOP limits was made. The table below includes the reported test results and established permit limits for emissions unit P902:

<b>Pollutant</b>	<b>Proposed FESOP Permit Allowable Emission Rate</b>	<b>Stack Test Results</b>
<b>NO<sub>x</sub></b>	<b>5.57 lb/hr</b>	<b>5.09 lb/hr</b>
<b>SO<sub>2</sub></b>	<b>7.71 lb/hr</b>	<b>0.12 lb/hr</b>
<b>CO</b>	<b>22.19 lb/hr</b>	<b>96.62 lb/hr</b>
<b>PE</b>	<b>0.04 gr/dscf</b>	<b>0.0043 gr/dscf</b>
<b>VOC</b>	<b>113.0 lb/hr</b>	<b>28.64 lb/hr</b>

The following emissions were determined to be in compliance with the proposed FESOP allowable permit limits: NO<sub>x</sub>, SO<sub>2</sub>, VOC, and PE, while the CO limit was determined to be outside the proposed FESOP permit limitation.

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Please be advised that this facility will exceed the company's proposed CO FESOP allowable emission rate. The agency is requesting that within 14 days of receipt of this correspondence that the following information be submitted:

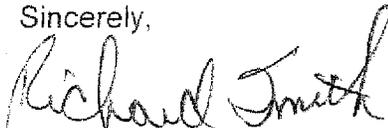
- An explanation, if one has been determined, of the cause of the failure to comply with the established allowable CO emissions rate; and
- A compliance plan and schedule to correct the problem(s) which may have been responsible for the failure to comply, including the specific steps that will be taken and a date for a proposed re-test of this emissions unit.

Please be advised that the submissions of the requested information in no way constitutes a waiver of Ohio EPA's authority to seek civil penalties, as provided in Section 3704.06 of the Ohio Revised Code. A determination as to pursue such penalties in this case will be made by the Ohio EPA at a later date.

This notice does not excuse any violation of federal, state, and/or local laws or regulations regarding air pollution control at this facility. Failure to respond to this correspondence within the specified time frame may result in further enforcement actions.

Should you have any questions or concerns about this correspondence, please contact me at (330) 963-1229.

Sincerely,



Richard Smith  
Environmental Engineer  
Division of Air Pollution Control

RS/mt

cc: Misty Koletich, Ohio EPA, DAPC, NEDO  
Tim Fischer, Ohio EPA, DAPC, NEDO  
Ed Perez, Ohio EPA, DAPC, NEDO  
Tom Kalman, Ohio EPA, DAPC, CO  
Bill MacDowell, U.S. EPA Region V