



State of Ohio Environmental Protection Agency

Northeast District Office

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Twinsburg, Ohio 44087

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Ted Strickland, Governor  
Lee Fisher, Lieutenant Governor  
Chris Korleski, Director

November 21, 2007

RE: CERTIFIED WARNING LETTER  
DAPC FACILITY ID: 02-47-00-0014  
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**CERTIFIED MAIL**

Mr. Charles J. Harley  
Elyria Foundry  
120 Filbert Street  
Elyria, OH 44036

Dear Mr. Harley:

The purpose of this letter is to inform you that Elyria Foundry has violated air pollution control rules and regulations by installing and operating a paint booth, prior to applying for and obtaining a permit-to-install (PTI) and permit-to-operate (PTO).

In February of 2006, Elyria Foundry installed and began operating K003 " West Cleaning Room Paint Booth," in violation of Ohio Administrative Code rules 3745-31-02 (PTI) and 3745-35-02 (PTO). This is also a violation of ORC Section 3704.05(G).

In a letter dated October 18, 2007, a representative of this office requested that Elyria Foundry either submit permit applications or a justification as to why permit applications were not required for the booth. On November 13, 2007, this office received PTI and PTO applications for the spray booth from Elyria Foundry. These applications indicate that the paint spray booth requires permits.

Timely submission of applications after the request constitutes a corrective action on Elyria Foundry's behalf to move toward compliance with the above rules. No further action is required at this time.

The submission of the applications does not constitute a waiver of Ohio EPA's authority to seek civil penalties as provided in ORC Section 3704.06. Ohio EPA will decide whether to pursue or decline to pursue penalties regarding this matter at a later date.

If you have any questions, please contact me at (330) 963-1270.

Sincerely,

Tim Fischer  
Environmental Specialist  
Division of Air Pollution Control

TF:bo

ec: Dennis Bush, Ohio EPA, DAPC, NEDO  
Ed Fasko, Ohio EPA, DAPC, NEDO  
Bob Princic, Ohio EPA, DAPC, NEDO