



State of Ohio Environmental Protection Agency

Northeast District Office

2110 East Aurora Rd.
Twinsburg, Ohio 44087

TELE: (330) 963-1200 FAX: (330) 487-0769
www.epa.state.oh.us

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

September 27, 2007

RE: **CERTIFIED WARNING LETTER**
PRELIMINARY COMPLETENESS REVIEW
PTI # 02-22792
PORTABLE DIESEL GRINDER
EMISSIONS UNIT: P001
02 50 001102
CERTIFIED MAIL

Mr. Jason Loree
Boardman Township Trustees/Road Department
8299 Market St.
Boardman, OH 44512

Dear Mr. Loree:

This letter is to inform you that on September 20, 2007, this office received your application for a permit-to-install (PTI) for the above referenced air pollution source, and that I have been assigned to process your application. After my initial review, your application has been found to be preliminarily complete; therefore, I can begin the technical review phase. This preliminary completeness determination does not imply that the application is approvable, only that I have enough information to continue the review. Also, this letter serves as notification that you are operating the source in violation of applicable regulations, by not submitting a PTI application prior to installation.

Note that you cannot begin construction or modification of any air pollution sources without first obtaining a final PTI. According to the PTI application, the source has been installed at this site since at least October 2006, which is a violation of OAC Rule 3745-31-02(A)(1): "...no person shall cause, permit, or allow the installation of a new source of air pollutants...without first obtaining a permit to install from the director."

Applications are generally reviewed on a first come, first serve basis. During the technical review, you may be contacted for additional information or for clarification. Once the review is complete, a PTI recommendation will be prepared either approving or denying the application. If the review indicates a denial, you will be contacted to discuss options. The recommendation will then be forwarded to Ohio EPA, Division of Air Pollution Control (DAPC), Central Office. It is possible they may ask for clarifying information before proceeding to issue either a draft permit, a direct final permit, or a denial of the application.

We estimate that review of your application will be completed and a recommendation forwarded to the Central Office, DAPC, in approximately two weeks, provided the application is found to be technically complete and no additional information is needed.

This letter does not constitute a waiver of Ohio EPA's authority to seek civil penalties, as provided in Section 3704.06 of the Ohio Revised Code. The determination to pursue or decline such penalties in this case will be made by Ohio EPA at a later date. This notice does not excuse any violations of federal, state and local laws or regulations regarding air pollution control. Failure to respond within the specified time frame can result in further enforcement action.

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Please be assured that we will do everything possible to process your application in a timely manner. If you have any questions concerning this letter or your application, please contact me at (330) 963-1261.

Sincerely,

A handwritten signature in cursive script that reads "Jana L. Gannon".

Jana L. Gannon
Environmental Specialist
Division of Air Pollution Control

JLG:bo

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