



State of Ohio Environmental Protection Agency

Northeast District Office

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

September 26, 2008

CERTIFIED MAIL

Mr. Ken Greco, Sr. or Margie Sebastian
Ken Greco Co., Inc.
4495 Market St.
Boardman, OH 44512

RE: **NOTICE OF VIOLATION FOR VISIBLE EMISSIONS EXCEEDANCE**
KEN GRECO CO., INC.
DAPC FACILITY ID #02 50 11 0981

Dear Mr. Greco:

This letter is being sent as a follow-up to visible emissions readings that were taken by Bill Slanina of the Mahoning-Trumbull Air Pollution Control Agency (MTAPCA) on September 4, 2008. These readings were taken in response to visible emissions complaints from the surrounding area. The readings demonstrated that the torch cutting operation (F001) was operating in excess of the limit specified in the permit-to-install (PTI). Specifically, your facility is operating in violation of the terms and conditions of PTI #02-2619 for emissions unit F001 issued on February 18, 1999, as well as Ohio Administrative Code (OAC) rule 3745-17-07(B)(1), OAC rule 3745-17-08(B), and Ohio Revised Code (ORC) 3704.05(C).

Orange/yellow fugitive visible emissions were observed coming from the torch cutting operation by Ohio EPA representatives on August 5, 2008, at approximately 9:30 a.m., and August 12, 2008, at approximately 2 p.m. On September 4, 2008, the MTAPCA inspector recorded visible emissions readings in excess of your permit limit per Method 9 of 40 CFR Part 60, Appendix A.

As stated in the permit allowable section for the PTI for emissions unit F001, "No visible particulate emissions shall exceed 20 percent opacity as a 3-minute average." MTAPCA took readings from the torch cutting operation for 30 minutes on September 4, 2008, starting at approximately 9:20 a.m. The average opacity reading for the highest period on this day, based on a three-minute average, was 23.75%. This average is above the permit limit and are a violation of the PTI terms, OAC rule 3745-17-07(B)(1) and ORC 3704.05(C).

MR. KEN GRECO, SR.
KEN GRECO CO., INC.
SEPTEMBER 26, 2008
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In addition, per section I.B.3 of the Additional Special Terms and Conditions of the PTI the company is required to "employ accepted practices when cutting torches are being used to minimize resulting visible particulate emissions." Also, per OAC rule 3745-17-08(B), the company shall employ "reasonably available control measures to prevent fugitive dust from becoming airborne." The visible emissions clearly show that these requirements are not being met.

In order to return to compliance with the PTI and above-cited rules, please submit a compliance plan to eliminate these excess emissions, complete with time line and milestones, within **14 days of receipt of this letter**.

The submission of the above information 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 to pursue 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.

If you have any questions regarding this letter, please contact me at (330) 963-1261.

Sincerely,



Jana L. Gannon
Environmental Specialist
Division of Air Pollution Control

JLG:bo

cc: Bob Princic, Ohio EPA, DAPC, NEDO
Tom Kalman, Ohio EPA, DAPC, CO
Lisa Holscher, U.S. EPA, Region 5
Misty Koletich, MTAPCA

ec: Ed Fasko, Ohio EPA, DAPC, NEDO