



City of Cleveland
Frank G. Jackson, Mayor

Department of Public Health
Division of Air Quality
1925 S. Cedar Avenue
Cleveland, Ohio 44114-2080
216/564-2337 • Fax: 216/420-8047
www.clevelandhealth.org

SERVING OHIO EPA AS AGENCY 13
FOR CUYAHOGA COUNTY

CERTIFIED MAIL 7002 2030 0001 1807 8719
RETURN RECEIPT REQUESTED

January 15, 2009

Mr. Andrew Laituri, EHS Manager
Ferro Corporation – Polymer Additives Division
1636 Wayside Road
Cleveland, Ohio 44110

NON-HPV

FACILITY ID: 13-18-00-1085

**NOTICE OF VIOLATION: FAILURE TO SUBMIT 2006/2007 CITY PERMIT FEES AND
FAILURE TO COMPLY WITH PERMIT MONITORING AND RECORDKEEPING
REQUIREMENTS**

Dear Mr. Laituri:

On December 8 and 18, 2008, the Cleveland Division of Air Quality (CDAQ) inspected Ferro Corporation – Polymer Additives Division Plant #1 (Ferro Plant #1) located at 1636 Wayside Road in Cleveland. This letter serves as notification that you are operating sources in violation of the following applicable air statutes, air regulations, or air permit conditions.

Ferro Plant #1 failed to pay 2006/2007 city permit fees for emission units (EUs) B001, B003, B004, B005, P001, P003, P004, P006, P014, P015, P016, P017, P020, P023, P024, P025, P026, P032, P033, P034, P035, P036, P037, P038, P039, T001 and T002. This is a violation of the City of Cleveland Codified Ordinance Chapter 263.01 (a)(2).

CDAQ requests that Ferro Plant #1 submit payment for the 2006/2007 city permit fees owed to the following CDAQ representative within fourteen (14) days of receipt of this letter:

City Permit Section
Cleveland Division of Air Quality
75 Erieview Plaza, Floor 2
Cleveland, OH 44114



In addition, Ferro Plant #1 failed to perform and record monthly visible emission (VE) and leak checks for EUs P001: Line #1 Jet Dryer, P006: Line #2 Jet Dryer and P020: Schutz-O'Neill Pulverizer of Flaked Metal Stearate. This is a violation of the special terms and conditions of their respective Permits-to-Operate (PTO) and the Ohio Revised Code §3704.05 (C) for calendar year 2007.

CDAQ requests that Ferro Plant #1 submit a one month sample hardcopy of monthly VE/leak check records for EUs P001, P006 and P020 to the following enforcement representative:

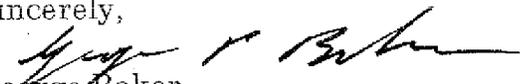
Linda Kimmy
Cleveland Division of Air Quality
75 Erieview Plaza, Floor 2
Cleveland, Ohio 44114

Unless you undertake some type of corrective action with respect to the above noted violations, you will remain in non-compliance. Your written response to this letter must be received by CDAQ within fourteen (14) days of your receipt of this letter. If there is insufficient time to correct the alleged violations within this timeframe, your response must include a timeline for correcting the alleged violations.

Violations of Ohio air pollution laws and /or permit terms and conditions are subject to the penalties stipulated in Ohio Revised Code Section 3704.99(A), which allows fines of not more than twenty-five thousand dollars or imprisonment for not more than one year, or both, for each violation.

CDAQ issues this letter with Ohio EPA's concurrence. The failure to mention any specific violation does not excuse any violations of local, state and federal laws or regulations regarding air pollution control. Violations of air pollution control laws may be pursued in local court or referred to Ohio EPA or U.S. EPA for further enforcement action. Should you have any questions, please call Linda Kimmy at 216-664-2985. All correspondence with CDAQ must include the Ohio EPA facility identification number for Ferro Plant #1: 13-18-00-1085.

Sincerely,


George Baker
Chief of Enforcement, CDAQ

GB/LK 

cc: Richard Nemeth and Michael J. Krzywicki, CDAQ
John Paulian, Ohio EPA Central Office
Lisa Holscher, U.S. EPA Region V
Facility File and L:\Data\Facilities\1318001085\2008-12-08 NOV.doc

encl: city permit fee invoice

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Mr. ANDREW LAITURI, EHS Mgr.
 FERRO CORP. POLYMER PLANT #1
 1636 WAYSIDE ROAD
 CLEVELAND, OH 44110

2. Article Number

(Transfer from service label)

7002 2030 0001 1807 8740

PS Form 3811, August 2001

Domestic Return Receipt

102595-02-M-1540

13-18-00-1085

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X *J. Spabo*

Agent

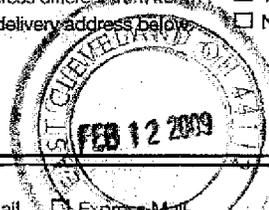
Addressee

B. Received by (Printed Name)

C. Date of Delivery

D. Is delivery address different from item 1? Yes

If YES, enter delivery address below: No



3. Service Type

Certified Mail

Express Mail

Registered

Return Receipt for Merchandise

Insured Mail

C.O.D.

4. Restricted Delivery? (Extra Fee)

Yes

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A. Signature

X *Andrew Laituri*

Agent

Addressee

B. Received by (Printed Name)

JAN 23 2009

C. Date of Delivery

D. Is delivery address different from item 1? Yes

If YES, enter delivery address below: No

3. Service Type

Certified Mail

Express Mail

Registered

Return Receipt for Merchandise

Insured Mail

C.O.D.

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