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L. M. Malcolm, P.E.  
Administrator

June 19, 2009

**Certified Mail**

Mr. Earl Hamlin  
Procex LTD  
880 Cherry Street  
PO Box 628  
Kent, OH 44240

**Re: Compliance process, compliance resolution, and information requests**

This letter summarizes thus far the compliance process for the Procex facility, urges you of the need for timely implementation of compliance goals to resolve ongoing smoke/odor problems at your facility, and reminds you of prior information requests made by ARAQMD and Ohio EPA that Procex has yet to fulfill.

This paragraph outlines past events of the compliance process. The August 15, 2008 Notice of Violation (NOV) issued to Procex Company requested a compliance plan and schedule with specific steps Procex would undertake to achieve compliance in a timely manner. The Procex September 11, 2008 response to the August 15, 2008 NOV included an unacceptable compliance plan and schedule for the inductors that did not contain essential detailed information and proposed an unreasonable complete compliance attainment target date of January 10, 2010, or beyond. For the salt bath, emissions testing was planned for November 30, 2008, with submission of the stack test report by February 10, 2009. An October 20, 2008 follow-up letter from Procex cited financing problems that would delay the compliance process. The December 5, 2008 ARAQMD/Ohio EPA reply requested a target date of January 1, 2009 for resubmission of a "detailed compliance plan and expeditious schedule" that provided "project drawings of ventilation ductwork, air flow rates, emission pickup points, design specifications for the new wet scrubber, emissions capture and control efficiencies, and associated capital and operating costs" and subsequent provisions and scheduling for stack testing the three inductors. Also, the reply informed Procex that "compliance is required by rule and law and cannot be conditioned on receipt of adequate funding." The December 29, 2008 Procex response to the December 5, 2008 ARAQMD/Ohio EPA reply did not include resubmission of a detailed compliance plan and expeditious schedule, as requested, and continued to cite financing problems.

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Mr. Earl Hamlin  
Procex LTD  
Compliance process, resolution, and information requests  
Page 2/3

This paragraph outlines recent events of the compliance process. Last month at this office, while discussing the air permit for a burn-off oven installation project, you mentioned a used venturi wet scrubber was purchased and was about to be moved to your facility. You said emissions from all three inductors and the salt bath would be captured and vented to the venturi scrubber. On Tuesday, June 9, 2009, when I called Kathy about the latest smoke/odor complaint the previous night, she told me the venturi scrubber would be moved to your facility the week of June 15, 2009. I made a follow-up call to your office on Friday, June 19, 2009 and Kathy told me the venturi scrubber did not arrive yet pending approval from The City of Kent. During these recent events, Procex still has not submitted an acceptable compliance plan and schedule or the other information requested by Ohio EPA and ARAQMD.

In summary, none of the compliance goals with target dates requested and/or accepted by Ohio EPA and ARAQMD outlined above were met. Furthermore, Procex has not implemented timely effective emissions control, has not corrected the smoke/odor problems at the facility, and in general has not complied with air regulatory requirements set forth by ARAQMD and Ohio EPA. The result is, the Procex facility continues to be a nuisance, with smoke and odor complaints still occurring.

Again, in order to stay on track with the compliance process and satisfy the submission of information requests of the ARAQMD December 5, 2008 letter and August 15, 2008 NOV, please submit in requested detail the following information:

Milestone dates for when the venturi wet scrubber system was ordered, when it will be installed, when the associated emissions capture/ventilation system will be installed, and when the venturi wet scrubber system and associated emissions capture/ventilation system are to operate; project drawings of the venturi scrubber and ventilation ductwork and hoods; ductwork air flow rates for all three inductors and salt bath; layout drawings of emission pickup points specifying hood location, dimensions, and face velocities for all three inductors and salt bath; the venturi wet scrubber system description, type, and design parameters, including (1) waste gas properties, i.e., flow rate, temperature, pressure, and humidity, at the scrubber inlet (dry side) and outlet (wet side), (2) waste gas velocity and pressure drop, and (3) scrubbing liquid (water) flow rate; emissions capture and control (collection) efficiencies; and a detailed comprehensive cost analysis estimate, i.e., estimated Total Capital Investment (TCI) and Total Annual Cost (TAC) for installation and annual operation costs of the venturi wet scrubber system and associated emissions capture/ventilation system.

Please consult and follow the procedures and use the methodology in the reference document provided with this letter to perform the necessary calculations in order to determine the applicable engineering and cost information requested in this letter.

Mr. Earl Hamlin  
Procex LTD  
Compliance process, resolution, and information requests  
Page 3/3

Keep in mind, while performing the comprehensive cost analysis estimate, the TCI and the indirect annual cost portion of the TAC are required to be calculated as functions of the saturated waste gas flow rate at the venturi scrubber outlet. This is because as the waste gas flows through the scrubber, the physical properties (i.e., temperature, humidity, pressure, and volume) of the waste gas change along the flow path.

Please submit all of the information as requested in this letter no later than two (2) weeks after the date this letter is received. Keep in mind, the acceptance of the information requested in this letter in no way waives the right of Ohio EPA and US EPA to pursue additional enforcement action in this matter.

If you have any questions, please contact our office at 330-375-2480 or 800-589-2480.

Sincerely,



Russ Risley  
Air Quality Engineer II

Enclosure

c: Frank Markunas, Acting Administrator, ARAQMD