



AKRON REGIONAL
AIR QUALITY MANAGEMENT DISTRICT

*Agent of the Ohio Environmental Protection Agency • Division of the Akron Health Department
Serving Medina, Portage and Summit Counties*

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L. M. Malcolm, P.E.
Administrator

July 7, 2009

CERTIFIED MAIL
High Priority Violator
General Criterion 2 and 7

Mr. Robert Spaans
Custom Pultrusions, Inc.
1331 South Chillicothe Road
Aurora, OH 44202-9218

Dear Mr. Spaans:

RE: NOTICE OF VIOLATION

This is in follow-up to a compliance evaluation conducted by this agency on Monday, April 13, 2009 at your Aurora, Ohio facility (1667020035) and is intended to summarize findings regarding the general compliance status of your facility with applicable air pollution control requirements. I would like to thank you and Elizabeth Huntington for your cooperation during the visit to your facility by Fred Kramer of this office.

I must advise you that Custom Pultrusion, Inc has been and is still operating emissions units P901, P902, P903, P904, P905, P907, P908, P909, P910, P911, P912, P913, P914, P915, P922, P923, P924, P925, P926, P927, and P928 in violation of 40 CFR Part 63, Subpart WWWW, the National Emissions Standards for Hazardous Air Pollutants (NESHAP) for Reinforced Plastic Composites Production and the Title V permit.

The NESHAP and the Title V permit require that total organic hazardous air pollutant (HAP) emissions be reduced by at least 60 percent by weight. From May 2007 to January 2008, Custom Pultrusion, Inc. operated with a total HAP emissions reduction less than 60 percent by weight. This constitutes a violation of section 63.5805(b) and Table 3 of 40 CFR Part 63, Subpart WWWW and Part II – Specific Facility Terms and Conditions A.6 and A.19.(a) of the Title V permit.

The NESHAP and the Title V permit require the disclosure of each deviation of the 60 percent reduction requirement. The above mentioned deviations were not reported in the semi-annual compliance reports due July 31, 2007, January 31, 2008, and July 31, 2008. This constitutes a violation of section 63.5910(d) of 40 CFR Part 63, Subpart WWWW and Part II – Specific Facility Term and Condition A.38.(d) of the Title V permit. I am requesting that you submit revised compliance reports for the above mentioned dates. These reports should include the following: the total operating time of each affected source during the reporting period, information on the number, duration, and cause of deviations (including unknown cause, if applicable), as applicable, and the corrective action taken.

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The NESHAP and the Title V permit require compliance with organic HAP emissions limits be demonstrated by maintaining an organic HAP emissions factor value less than or equal to the appropriate organic HAP emissions limit listed in Table 3 of 40 CFR Part 63, Subpart WWWW, on a 12-month rolling average. The percent reduction and the percent reduction as a 12-month rolling average for each month for the pultrusion lines were not being calculated and maintained. This constitutes a violation of sections 63.5900(a)(2) and 63.5915(c) of 40 CFR Part 63, Subpart WWWW and Part II – Specific Facility Term and Condition A.36.(a)(2) and A.39.(c) of the Title V permit.

The NESHAP and the Title V permit require a Notification of Compliance Status for all operations where you are demonstrating compliance based on a 12-month rolling average be submitted by May 21, 2007. To date our office has not received this notification. This constitutes a violation of section 63.5909(a) and Table 13 of 40 CFR Part 63, Subpart WWWW and Part II – Specific Facility Term and Condition A.37.(a) of the Title V permit.

The Title V permit requires deviations of monitoring, record keeping, and reporting requirements be submitted semi-annually (i.e., January 31 and July 31 of each year). The July 31, 2007 semi-annual deviation report did not mention that the Notification of Compliance Status report was not submitted. The July 31, 2008 and January 31, 2009 semi-annual deviation reports did not mention the record keeping deviations for not determining the 365 day summation of organic materials (OM), volatile organic compound (VOC), and styrene emissions and the record keeping deviations for not determine the percent reduction for the NESHAP. This constitutes a violation of Part I – General Term and Condition A.1.c.iii of the Title V permit. Please submit revised semi-annual deviation reports to address these deviations.

The Title V permit requires the permittee to maintain daily records of the organic materials (OM), volatile organic compound (VOC), and styrene emissions and the rolling, 365 day summation of OM, VOC, and styrene emissions. These records were not being maintained as determined from the facility inspection. This constitutes a violation of Part II – Specific Facility Term and Condition A.3 of the Title V permit. On June 22, 2009, you were able to provide these records for calendar years 2008 and 2009 to this Agency.

The Title V permit requires you to certify compliance annually with all terms and conditions of the Title V permit. Intermittent compliance for the 60 percent reduction of the total organic HAP emissions was not included in the 2007 and 2008 Annual Title V Compliance Certifications. Also, intermittent compliance for the Notification of Compliance was not included in the 2007 Annual Title V Compliance Certification. This constitutes a violation of Part I – General Term and Condition A.12.d.ii.(c) of the Title V permit. I must advise you that you will need to revise the 2007 and 2008 Annual Title V Compliance Certifications to include the emission limitation violation and reporting violation mentioned above.

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No later than fourteen (14 days) from the receipt of this letter, please submit the missing report, above mentioned revised reports, and a complete compliance plan and time schedule to this agency to bring the facility back into compliance with 40 CFR Part 63, Subpart WWWW and the Title V permit. The plan and schedule must contain specific steps that either are or will be taken to bring this facility into compliance along with their corresponding deadlines or milestone dates. If you need additional time, please notify this agency in writing.

The submission of the requested compliance plan and time schedule does not constitute a waiver of the authority of either the Ohio Environmental Protection Agency (Ohio EPA) or US EPA to seek penalties in this matter. The decision to pursue, or decline to pursue, additional enforcement action in this case will be made at a later date.

Keep in mind that this determination is based upon a site visit and preliminary review of available records. It does not ensure that you have been or will continue to operate in compliance and in no way limits any liability if violations are discovered for this time period.

If you have any questions, please contact me at (330)375-2480 extension 6054.

Sincerely,



Frank Markunas
Interim Administrator

cc: Ms. Lisa Holscher - US EPA
Mr. Tom Kalman - Ohio EPA, DAPC
Mr. Kirk Hogberg - Andersen Corporation