



**Environmental
Protection Agency**

John R. Kasich, **Governor**
Mary Taylor, **Lt. Governor**
Scott J. Nally, **Director**

Re: Erie County
Ohio Veterans Home
Premise # 0322020095
Resolution of Violation

September 5, 2012

Mr. Jeff Wright
Ohio Veterans Home
3416 Columbus Avenue
Sandusky, Ohio 44870

Dear Mr. Wright:

This letter shall serve as a follow-up to the Notice of Violation (NOV) letter dated June 25, 2012, for the above-referenced facility. The purpose of this letter is to indicate that the violations cited in that letter have been resolved. This was accomplished by the issuance of Permit to Install/Operate P0110629 for emissions units B004, B005, and B006 issued August 29, 2012. In addition, Ohio Veterans Home (OVH) supplied Ohio EPA with quarterly compliance reports for B004, B005, and B006 from the first quarter of 2005 through the second quarter of 2012. Based upon my review of the quarterly reports provided, it appears that OVH has maintained compliance with its operating, monitoring, and record keeping requirements issued under PTOs P0024516, P0024517, and P0024518.

It should be noted that the newly issued permit does not require the permittee to continue to submit quarterly compliance reports; instead the permittee will be required to complete an annual Permit Evaluation Report (PER). Deviation reports will only be required if the permittee burns a fuel other than natural gas or No. 2 fuel oil in the emissions units. In addition, because the facility has the ability to burn No. 2 fuel oil in the emission units, the Ohio EPA has determined that this facility is subject to the requirements of 40 CFR Part 63 Subpart JJJJJJ, National Emission Standards for Hazardous Air Pollutants (NESHAP) for Industrial, Commercial and Institutional Boilers Area Sources. Although Ohio EPA has determined that this Generally Available Control Technology NESHAP (GACT) applies, at this time Ohio EPA does not have the authority to enforce this standard. Instead, U.S. EPA has the authority to enforce this standard. Please be advised, that all requirements associated with this rule are in effect and shall be enforced by U.S. EPA. For more information on the area source rules, please refer to the following U.S. EPA website:
<http://www.epa.gov/ttn/atw/area/arearules.html>.

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Please note; however, that this return to compliance does not preclude the Director from seeking civil penalties pursuant to ORC section 3704.06 for the violations noted in the NOV letter. The decisions on whether to pursue or decline to pursue such penalties regarding this are dependent on several factors, one of which is OVH's future compliance with applicable Ohio EPA requirements.

Should you have any questions and/or comments concerning this letter, please feel free to contact me at (419) 373-3069 or electronically at Miranda.Garlock@epa.ohio.gov.

Sincerely,



Miranda R. Garlock
Division of Air Pollution Control

/cg

ec: Miranda Garlock, NWDO, DAPC
Jennifer Jolliff, NWDO, DAPC
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