



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

September 17, 2009

CERTIFIED MAIL

Mr. Scot Adkins
Rohrer Corporation
P.O. Box 1009
Wadsworth, OH 44282

Dear Mr. Adkins:

RE: NOTICE OF VIOLATION

This is in follow-up to my facility inspection on September 3, 2009 at your Wadsworth, Ohio facility (16521000108) and is intended to summarize my findings regarding the general compliance status of your facility with applicable air pollution control requirements. I would like to thank you for your cooperation during my visit.

I must advise you that Rohrer Corporation is operating emissions units K001, K002, K003, R001, R002, R003, R004, and R005 in violation of Permit-to-Install and Operate (PTIO) #16-02538 which was issued final on August 12, 2008. I must also advise you that Rohrer Corporation is operating in violation of the Title V permitting and fee emission reporting requirements under Ohio Administrative Code (OAC) rules 3745-77-02 and 3745-78-02.

The PTIO limits the emissions of volatile organic compounds (VOC) to 1.17 pounds per hour, 4.24 pounds per hour, 2.93 pounds per hour, 4.69 pounds per hour, and 4.95 pounds per hour for emissions units R001, R002, R003, R004, and R005, respectively. Emissions unit R001 exceeded the hourly VOC emission limitation in August 2008, September 2008, November 2008, December 2008, January 2009, February 2009, June 2009, and August 2009. Emissions unit R002 exceeded the hourly VOC emission limitation in September 2008, December 2008, January 2009, April 2009, and May 2009. Emissions unit R003 exceeded the hourly VOC emission limitation in September 2008, December 2008, January 2009, February 2009, April 2009, May 2009, June 2009, and August 2009. Emissions unit R004 exceeded the hourly VOC emission limitation in September 2008, December 2008, January 2009, and April 2009. Emissions unit R005 exceeded the hourly VOC emission limitation in September 2008, December 2008, January 2009, April 2009, and May 2009. These emission limitation excursions constitute violations of Ohio Administrative Code (OAC) rule 3745-31-05(A)(3) and PTIO #16-02538.

Based on the highest calculated actual average hourly VOC emission rates and from July 1, 2009 letter, the potential to emit for VOC emissions is over 100 tons per year for your facility. Because Rohrer Corporation has a potential to emit over 100 tons per year of VOC emission, Rohrer Corporation is considered a major source for Title V permitting under OAC rule 3745-77-02(B). Operation of a Title V source without the submittal of a timely and complete Title V permit application constitutes a violation of Ohio Administrative Code (OAC) rule 3745-77-02(A).

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I am requesting that you perform a potential to emit analysis for the entire facility to determine at what point in time the potential to emit for VOC emissions exceeded the Title V threshold.

It may be possible to apply for and obtain a Federally Enforceable Permit-to-Install and Operate (FEPTIO) which restricts potential/actual emissions to less than Title V thresholds as long as no Maximum Achievable Control Technology (MACT) standards are applicable under 40 CFR Part 63. You would still be required to submit past due and current fee reports until the FEPTIO is issued final.

In addition to the emission limitation violations and the Title V violations mentioned above, there were also several violations of the monitoring, record keeping, and reporting requirements in PTIO #16-02538.

The PTIO requires the permittee to collect and record the VOC content of each coating, ink, and cleanup material, in pounds per gallon or weight percent monthly for emissions units K001 through K003 and R001 through R005. This record is not being maintained. The VOC contents are embedded in the equations in the spreadsheet. This constitutes a violation of term and condition d)(1)c. of Sections C.1, C.4 through C.8 of PTIO #16-02538 for emissions units K001 and R001 through R005, respectively and term and condition d)(2)c. of Sections C.2 and C.3 of PTIO #16-02538 for emissions units K002 and K003, respectively .

The PTIO requires the permittee to collect and record each month the mass of VOC per volume of each coating (pounds of VOC per gallon coating), excluding water and exempt solvents, as applied for emissions units K002 and K003. The permittee has material safety data sheets (MSDS) for the coatings employed but is not maintaining the monthly record of the VOC content. This constitutes a violation of term and condition d)(1) of Sections C.2 and C.3 of PTIO #16-02538.

The PTIO requires the permittee to submit annual reports documenting any changes made to a parameter or value used in the dispersions model for emissions units K002 and K003. If no changes to the emissions units or stacks have been made, then the report shall include a statement to this effect. This report shall be postmarked and delivered no later than January 31 following the end of each calendar year. To date this report has not been submitted which constitutes a violation of term and condition e)(3) of Sections C.2 and C.3 of PTIO #16-02538.

The PTIO requires the permittee to collect and record each month the composite vapor pressure in millimeters of mercury at 20 degrees Celsius for each manual cleanup material where the 50 percent retention factor is used in the emissions calculation for emissions unit R001 through R005. The permittee has MSDS for the manual cleanup material employed but is not maintaining the monthly record of the composite vapor pressure. This constitutes a violation of term and condition d)(1)d. of Sections C.4 through C.8 of PTIO #16-02538.

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No later than fourteen (14 days) from the receipt of this letter, please submit a potential to emit analysis for the entire facility and a complete compliance plan and time schedule to this agency to bring emissions units K001, K002, K003, R001, R002, R003, R004, and R005 back into compliance with the terms and condition of PTIO #16-02538. 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 potential to emit analysis and 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 4239.

Sincerely,



Laura Miracle
Air Quality Engineer II

c: Ms. Lisa Hoischer - US EPA
Mr. Tom Kalman - Ohio EPA, DAPC