



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*

TELEPHONE: (330) 375-2480
FAX: (330) 375-2402

L. M. Malcolm, P.E.
Administrator

February 1, 2010

CERTIFIED MAIL

Mr. Alan Sampson
OMNOVA Solutions Inc.
165 South Cleveland Avenue
Mogadore, OH 44260

RE: NOTICE OF VIOLATION

Dear Mr. Sampson:

The second and third quarter excess emissions reports (EERs) for 2009 submitted by OMNOVA Solutions Inc. for emissions units P004, P013, P014, P101, P103, P105, P106, P110, and P115 have been reviewed by the Akron Regional Air Quality Management District (ARAQMD). The data summaries in the EERs indicate that the continuous emissions monitoring system (CEMS) for organic compounds (OC) captured less than the 95 percent of the emission data.

I must advise you that OMNOVA Solutions Inc. is operating the above-mentioned emissions units without a CEMS in violation of Permit to Install and Operate (PTIO) P0101911 which requires the operation and maintenance of equipment to continuously monitor and record OC emissions from the thermal oxidizer in units of the applicable standard. OMNOVA Solutions Inc. is also operating in violation of the PTIO requirements to maintain a minimum 95 percent data capture efficiency.

No later than fourteen (14 days) from the receipt of this letter, please submit a complete compliance plan and time schedule to this agency to bring the CEMS that monitors emissions units P004, P013, P014, P101, P103, P105, P106, P110, and P115 into compliance with the permit requirements. 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. Please include a copy of the statement of certification from the Ohio Environmental Protection Agency (Ohio EPA) for the CEMS (TECO Model 51I-HT Serial Number 0910435341) in your response. If you need additional time, please notify this agency in writing.

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The submission of the compliance plan and time schedule does not constitute a waiver of the authority of either the 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.

If you have any questions, please contact me at (330)375-2480 extension 4239.

Sincerely,



Laura Miracle
Air Quality Engineer II

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

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
<ul style="list-style-type: none"> 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. 	<p>A. Signature <input checked="" type="checkbox"/> <i>Alan D Sampson</i> <input type="checkbox"/> Agent <input type="checkbox"/> Addressee</p> <p>B. Received by (Printed Name) <i>ALAN D. SAMPSON</i></p> <p>C. Date of Delivery <i>2-8-10</i></p>
<p>1. Article Addressed to:</p> <p>Mr. Alan Sampson OMNOVA Solutions Inc. 165 South Cleveland Avenue Mogadore, OH 44260</p>	<p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No</p> <p>3. Service Type <input type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail <input type="checkbox"/> Registered <input type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.</p> <p>4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes</p>

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Air Quality Management District
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