

CITY OF TOLEDO



DEPARTMENT OF PUBLIC UTILITIES

November 15, 2012

CERTIFIED MAIL

Mr. Robert L. Stevens
Pilkington North America
Plant Manager
140 Dixie Highway
Rossford, Ohio 43460-1215

Re: Notice of Violation HPV-GC7

Dear Mr. Stevens:

Enclosed is a "Notice of Violation" for Pilkington North America, Inc., (Premise number 0487010012), emissions units F003 and F006. Please review this document carefully as some action is required on your part.

If you have any questions regarding this matter, feel free to contact me at (419) 936-3955.

Sincerely,

Pamela Barnhart
Environmental Engineer

Enclosures

cc: Timothy D. Murphy, Commissioner, Toledo Environmental Services (TES)
Karen Granata, P.E., Chief of Air Resources, TES
Bill Jennings, Senior Attorney, Law Department
John Paulian, OEPA
Brian Dickens, USEPA Region V

NOTICE OF VIOLATION

The City of Toledo Division of Environmental Services (TES) hereby serves notice that:

Pilkington North America, Inc.
Premise No. 0487010012
140 Dixie Highway
Rossford, Ohio 43460

has violated the following environmental laws, orders, rules, or regulations on the indicated dates at the above address.

Dates of Violations

F003 – week of July 29th, 2012

F006 – July 15 – Sept. 30, 2012

<u>Regulations Violated</u>	<u>Description of Violations</u>
<i>From the 3rd quarterly report for 2012:</i>	
ORC 3704.05 Prohibited Acts. (C) No person who is a holder of a permit issued under division (F) or (G) of section 3704.03 of the Revised Code shall violate any of its terms or conditions.	For F003 and F006: Failure to promptly notify TES of the failures of dust collector #7 (F003) and dust collector #1 (F006) malfunction per OAC rule 3745-31-05(B).
Title V Permit (P0105827), issued 12/21/2009, regarding emission units F003 and F006: Term in Section A.27.	For F003, term d)(8) The permittee shall maintain a supply of replacement parts necessary to ensure ongoing proper operation of the baghouse system, including, but not limited to filter bags, set of belts and spare bearings for blower motor, and replacement magnahelix pressure gauge.

The above violation(s) may subject the violator to **penalties** of up to \$25,000 per violation. It is possible that a penalty will be assessed in this case. If a penalty is to be assessed, the amount will be determined after your response is reviewed.

Required Actions

Within 14 days of receipt of this Notice of Violation, you shall:

1. Abate the violations or provide for an acceptable remedy.
2. Reply in writing to this Notice of Violation. The reply shall include:
 - a. detailed descriptions and dates of actions taken thus far to abate the violations;
 - b. detailed descriptions and expeditious time schedule of actions taken or yet to be taken to remedy the violations and excess emissions, including options reviewed but not implemented; and
 - c. descriptions of actions taken or to be taken to prevent recurrence of the violations.

Recommended Remedial Actions

It is recommended that you consider the following suggestions:

1. Have stock of replacements on hand to repair the baghouses in a timely manner.
2. Notify TES in a timely manner, as the rule requires in OAC rule 3745-15-06(B).

Your written response and any questions regarding this Notice of Violation should be directed to Pam Barnhart at the City of Toledo, Division of Environmental Services, 348 S. Erie Street, Toledo, Ohio 43604, or call (419) 936-3955.