

AKRON REGIONAL AIR QUALITY MANAGEMENT DISTRICT

Agent of the Ohio Environmental Protection Agency • Division of Summit County Public Health
Serving the Citizens of Summit Counties

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Sam Rubens, MPA, R.S.
Administrator

12/28/2012

Certified Mail

Mark M. Hudac
FBC Chemical Corp.
P.O. Box 599
Mars, PA 16046

Re: NOTICE OF VIOLATION – J001 Emission Limitation Exceedance
Facility ID: 1652050190; Facility Address: 900 W. Smith Rd., Medina, OH 44256

Dear Mark Hudac:

On 5/30/2007, a federally enforceable state operating permit (FESOP) was issued for emissions unit J001, Truck Loading Rack, located at the facility identified above. Pursuant to Part II Section A.1 of that permit, the following best available technology limit was established under Ohio Administrative Code (OAC) rule 3745-31-05(A)(3): *Volatile Organic Compound (VOC) emissions from this emissions unit shall not exceed 1.3 tons per year.*

Violation:

Facility records received by the Akron Regional Air Quality Management District (ARAQMD) on 12/18/2012, show annual VOC emissions from emissions unit J001 above 1.3 tons per year.

Requested Action:

The facility submitted a permit renewal application for emission unit J001 on 10/22/2012. The renewal application included a request to increase J001's annual VOC limit. This violation will be resolved once the renewal permit for emissions unit J001 has been issued with a revised annual VOC limit. No further action is required at this time.

Please note, violations of the terms and conditions of an issued permit are also considered violations of Ohio Revised Code (ORC) 3704.05(C), which states: "*No person who is the 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.*" This letter or information pursuant to this letter does not constitute a waiver of the Ohio Environmental Protection Agency's (EPA) authority to seek civil penalties as provided in Section 3704.06 of the Ohio Revised Code. Ohio EPA will determine later whether to pursue such penalties in this case.

If you have any questions, please contact me at 330-812-3954 or email: kkanoza@schd.org.

Sincerely,



Kelly Kanoza
Air Pollution Control Engineer, ARAQMD

cc: Sam Rubens, Administrator, ARAQMD

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