

Department of Public Health
Division of Air Quality
75 Erieview Plaza, Second Floor
Cleveland, Ohio 44114-1839
216/664-2297 • Fax: 216/420-8047
www.clevelandhealth.org

**SERVING OHIO EPA AS AGENCY 13
FOR CUYAHOGA COUNTY**

**CERTIFIED MAIL 7012 2210 0000 5209 2858
RETURN RECEIPT REQUESTED**

January 9, 2013

Randall Slinkard
Strategic Materials, Inc.
16365 Park Ten Place, Ste. 200
Houston, TX 77084

NON-HPV

FACILITY ID: 13-18-00-1679

**NOTICE OF VIOLATION : Failure to submit Annual Permit Evaluation Report for
calendar years 2010 and 2011**

Dear Mr. Slinkard:

This letter serves as notification that you are operating sources located at 2323 West 3rd Street in Cleveland in violation of the following applicable air statutes, air regulations, or air permit conditions.

Strategic Materials, Inc. has failed to submit Annual Permit Evaluation Reports (PERs) for the reporting periods of January 1 – December 31, 2011, and January 1 – December 31, 2011, for the following emission units (EUs); F001: Unpaved roadways and parking areas; F003: Loading operations, including 4 silos, conveyors, bucket elevators, baghouse; F013: IGU/windshield shaker screen, includes hopper, shaker screen, and conveyors; F014: Paved roadways and parking areas; P901: 12-mesh process line including a dryer, silos, crusher, screens and transfer; and P902: 5/8 process line, which was due no later than February 15, of 2011 and 2012, respectively. This is a violation of Ohio Revised Code (ORC) Section 3704.05(C), and the following permits-to-install/operate (PTIOs): #P0105299, Authorization (page 1) and Emission Unit Terms and Conditions sections C.1.e.1. (page 13) and C.2.e.1 (page 17), issued to Strategic Materials, Inc. on April 29, 2010; #P0105330, Authorization (page 1) and Emission Unit Terms and Conditions sections C.1.e.1. (page 13) and C.2.e.1 (page 18), issued to Strategic Materials, Inc. on April 29, 2010; and #P0105331, Authorization (page 1) and Emission Unit Terms and Conditions sections C.1.e.1. (page 13) and C.2.e.1 (page 17), issued to Strategic Materials, Inc. on April 29, 2010.

Unless you undertake some type of corrective action with respect to the above noted violations, you will remain in non-compliance. CDAQ requests that Strategic Materials, Inc. submit PERs for calendar years 2010 and 2011 within fourteen days of receipt of this letter to the following address:



Permit Section
Cleveland Division of Air Quality
75 Erieview Plaza 2nd Floor
Cleveland, Ohio 44114-1839

If there is insufficient time to correct the alleged violations within this timeframe, a written response which includes a timeline for correcting the alleged violations must be received within fourteen (14) days of receipt of this letter.

Annual PERs for calendar years 2010 and 2011 are included with this letter.

Violations of Ohio air pollution laws and /or permit terms and conditions are subject to the penalties stipulated in Ohio Revised Code Section 3704.99(A), which allows fines of not more than twenty-five thousand dollars (\$25,000) or imprisonment for not more than one year, or both, for each violation.

CDAQ issues this letter with Ohio EPA's concurrence. The failure to mention any specific violation does not excuse any violations of local, state and federal laws or regulations regarding air pollution control. Violations of air pollution control laws may be pursued in local court or referred to Ohio EPA or U.S. EPA for further enforcement action. Should you have any questions, please call Megan Murphy at 216-664-4258. All correspondence with CDAQ must include the Ohio EPA facility identification number for Strategic Materials, Inc.: 13-18-00-1679.

Sincerely,

Valencia White
Chief of Enforcement, CDAQ

VW/mm

cc: Scott Wightman, Strategic Materials, Inc. - Cleveland
George P. Baker, CDAQ
Michael J. Krzywicki, CDAQ
John Paulian, Ohio EPA Central Office
Brian Dickens, U.S. EPA Region V
L:\Data\Facilities\1318001679\2013-1-8 NOV.doc

encl: Annual PERs for calendar years 2010 and 2011