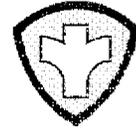


AIR POLLUTION CONTROL DIVISION

OHIO EPA AGENCY 15 • APC CONTRACTUAL REPRESENTATIVE SERVING ALL OF STARK COUNTY



Public Health
Prevent. Promote. Protect.

TERRI A. DZIENIS
APCD ADMINISTRATOR

JAMES M. ADAMS, RS, MPH
HEALTH COMMISSIONER

CANTON CITY HEALTH DEPARTMENT

420 MARKET AVENUE NORTH
CANTON, OHIO 44702-1544
PHONE: (330) 489-3385 • FAX: (330) 489-3335
WEB: WWW.CANTONHEALTH.ORG

CERTIFIED MAIL

MARCH 12, 2013

Mr. Dennis Stropko
Safety and Environmental Manager,
Reserve Management Group
1831 East Highland Road
Twinsburg, OH 44087-2222

Re: NOTICE OF VIOLATION
Failure to Comply With a Permit Term and Condition: Repeat Violation, Significant
Reserve Iron Ohio, Located at 1451 Trump Ave NE, Canton, OH
Facility ID # 15 76 05 5014

Dear Mr. Stropko:

On February 27, 2013, the Canton City Health Department, Air Pollution Control Division (APCD) received a complaint of emissions coming from the Reserve Iron Ohio site at 1451 Trump Ave NE in Canton. I visited the site on February 28, 2013, and saw no emissions. I spoke with Guy Peake, Operations Manager, told him about the complaint, and said that I would revisit in the next week. I visited the facility again on March 5, 2013 at approximately 3:20 p.m. and observed and photographed brown/orange smoke arising from a torch cutting operation. Some photographs are attached for your review. Further investigation revealed that the torch cutting was taking place outside of the enclosures of the baghouse. I also observed an orange colored smoke coming from the stack of the baghouse. On my way to the office, I found Mr. Peake and showed him a few of the photos of the smoke coming from the operation. He said that the material was kept close to the enclosure so the baghouse would draw in the smoke and clean it. I told him I would review the permit and call the following day. I left the property at this point.

After reviewing the permit, I called you on March 6, 2013 to discuss my visit. I told you that Mr. Peake was under the impression that the torch cutting operations could be performed outside, but close to, the enclosure. Your response was that it is always done this way because the crane cannot place the material inside the enclosure, even though Reserve Iron Ohio's PTIO specifically states that all torch cutting operations shall be performed within the enclosure. I also informed you that I observed orange colored smoke coming from the stack of the baghouse and was concerned that it may not be functioning properly. Our office is very concerned about the confusion over Reserve Iron Ohio's PTIO.

Below is a summary of the findings, violations, and actions that need to be addressed as a result of this investigation:

Finding 1:

On Tuesday, March 6, 2013, torch cutting operations were taking place at the Reserve Iron Ohio facility on Trump Ave outside of the enclosure which is vented to the baghouse. The torch cutting operations are permitted in Permit To Install and Operate (PTIO) P1017117 and identified as Emission Unit P901. This is a repeat occurrence of the same violation found on Friday, November 2, 2012 and documented in Notice of Violation dated November 6, 2012.

Violation:

Conducting torch cutting outside the enclosure is a failure to adhere to Operational Restriction C.1 c) (1) of PTIO P0107117 which states:

"All torch cutting operations shall be performed within the enclosure and the baghouse shall be operating at all times during torch cutting operations".

Violations of the terms and conditions of an issued PTIO 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."

Finding 2:

Reserve Iron Ohio has not submitted its Annual Permit Evaluation Report (PER), which was due February 15, 2013.

Violation:

Not submitting an Annual Permit Evaluation Report is a failure to adhere to Reporting Requirement C.1 e) (3) of PTIO P0107117 which states:

"The permittee shall submit an annual Permit Evaluation Report (PER) to the CCHD, APCD by the due date identified in the Authorization section of this permit."

The Authorization section of this permit identifies the due date for the PER as February 15, 2013. A reminder was generated by Ohio EPA on January 7, 2013 and mailed to you.

Requested Actions:

Not later than March 22, 2013, please submit:

1. Written evidence that Reserve Iron Ohio has been in compliance with their PTIO Monitoring and/or Recordkeeping Requirement C.1. d) (2) by providing copies of the relevant pages of the operations log dated from November 17, 2012 to March 5, 2013 documenting that the permittee performed the required daily checks for visible particulate emissions from the baghouse stack and fugitive visible emissions from non-stack egress points of the emission unit.
2. Copies of the maintenance records dated from November 17, 2012 to March 5, 2013 for the baghouse associated with Emission Unit P901 in Permit To Install and Operate (PTIO) P1017117.
3. A completed Permit Evaluation Report for calendar year 2012 (see enclosure).
 - Please be aware that this failure to adhere to the PTIO operational restriction needs to be included in the annual PER as required by term C. 1. e) (3).
4. A written compliance plan detailing the corrective actions you plan to take to prevent these violations from occurring in the future and the estimated time frame for completion of those actions. The following are a few examples, of corrective actions you may take, however, you are not limited to this list:
 - Hire a consulting firm to evaluate the control system
 - Install additional controls
 - Training of staff
 - Modify roof so that it may be manually operated

Additional Information:

Please note also that the Ohio EPA has the authority to seek civil penalties as provided in section 3704.06 of the Ohio Revised Code (ORC). This letter or information pursuant to this letter does not constitute a waiver of Ohio EPA's authority to seek civil penalties as provided in the ORC. Ohio EPA will determine later whether to pursue such penalties in this case. Please be advised that this office is forwarding all case-related information to Ohio EPA for further enforcement action.

If you have any questions, please contact me at 330-489-3385 or via email to lmorckel@cantonhealth.org

Sincerely,



Linda Morckel
Monitoring & Inspections Technician, Air Pollution Control

Enclosure: Photo documentation, PER form

cc: Bruce Weinberg, Ohio EPA, via email
Brian Dickens, U.S. EPA, via email

