



John R. Kasich, Governor  
Mary Taylor, Lt. Governor  
Scott J. Nally, Director

Re: Crawford County  
Bucyrus Road Materials  
Premise #0317010049  
**Return to Compliance**

April 2, 2013

Mr. Reggie Kimerline  
Bucyrus Road Materials  
P.O. Box 350  
Bucyrus, Ohio 44820

Dear Mr. Kimerline:

On June 5, 2012, the Division of Air Pollution Control (DAPC) issued a Notice of Violation (NOV) to Bucyrus Road Materials (0317010049), 1707 Tiffin Road, Bucyrus, Ohio 44820. The following is a summary of the violations sited and the corrective action taken by the company to resolve them.

1. P901 - 150 TPH batch mix asphalt: This office found violations of the monitoring and/or recordkeeping requirements and reporting requirements of the Permit to Operate (PTO) issued June 25, 2007. In addition, this office notified the company that the PTO was set to expire on October 25, 2012, therefore the company would need to submit a permit renewal application.

In resolution, the company submitted the required past due reports and subsequently began to keep the appropriate monitoring and/or recordkeeping. The company also submitted the requested permit renewal application resulting in the issuance of Permit to Install and Operate (PTIO) P0111693 on March 21, 2013.

2. F001- roadways and parking areas and F002 – storage piles: This office found the company in violation of not applying for a PTO in a timely manner for these emissions units.

In resolution, the company submitted the requested permit applications resulting in the issuance of Permit to Install and Operate (PTIO) P0111693 on March 21, 2013.

3. T001 – 20,000 gallon AC storage tank: This office was unable to determine the regulatory status of this emissions unit, therefore requested the company submit a determination of rule applicability for review.

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In resolution, the company submitted calculations and a determination was made that this emissions unit qualifies for the De Minimis Source Exemption under Ohio Administrative Code (OAC) rule 3745-15-05.

Based on the information listed above, the violations noted in the NOV letter have been addressed and the matter is now considered resolved. Please note, however, that this does not preclude the Director from seeking civil penalties pursuant to ORC section 3704.06 for these violations. The decision on whether to pursue or decline to pursue such penalties regarding this matter is dependent on several factors, one of which is the company's future compliance with applicable Ohio EPA requirements.

If you have any questions and/or comments concerning this letter, please feel free to contact me at the above address, by calling (419) 373-3134 or by e-mail at [wendy.licht@epa.state.oh.us](mailto:wendy.licht@epa.state.oh.us)

Sincerely,



Wendy Licht  
Division of Air Pollution Control

/cg

pc: DAPC-NWDO File-asphalt

ec: Wendy Licht, DAPC, NWDO  
Bruce Weinberg, DAPC, CO  
Brian Dickens, US EPA, Region V  
Mark Budge, DAPC, NWDO  
Jennifer Jolliff, DAPC, NWDO