



November 27, 2019

**NOTICE OF VIOLATION**

**CERTIFIED MAIL NO. 91 7199 9991 7038 4332 2192**

Mr. Edward Nesselbeck  
Erie Coke Corporation  
P.O. Box 6180  
Erie, PA 16512

Re: Erie Coke Corporation  
City of Erie, Erie County  
Expired Title V Operating Permit No: 25-00029

Dear Mr. Nesselbeck:

The Department of Environmental Protection (“Department”) has reviewed the Quarterly Compliance Report (“Report”), for the period beginning July 1, 2019 through September 30, 2019, submitted in accordance with the expired Title V Operating Permit 25-00029, Section E, Group Name: 7 - NESHAP For Coke Ovens, Condition #026.

The Report revealed the following violations from Erie Coke Corporation.

1. There were four (4) days where the daily average fan RPMs were not at or above minimum requirements, in violation of 40 CFR §63.7333(d)(3)(i), and the expired Title V Operating Permit No. 25-00029, Section E, Group Name: 7 – NESHAP For Coke Ovens, Condition #015(d)(3)(i).
2. There was one (1) day where pushed ovens were not observed during the reporting period, in violation of 40 CFR §63.7334(a)(1) and the expired Title V Operating Permit No. 25-00029, Section E, Group Name: 7 – NESHAP for Coke Ovens, Condition #016(a)(1).
3. There were twelve (12) ovens that were not pushed and observed during the reporting period, in violation of 40 CFR §63.7334(a)(2) and the Title V Operating Permit No. 25-00029, Section E, Group Name: 7 – NESHAP for Coke Ovens, Condition #016(a)(2).

Any violation of the Air Pollution Control Act subjects a person to enforcement actions, including civil and criminal penalties. Each day the violation continues constitutes a separate offense.

This Notice of Violation is neither an order nor any other final action of the Department. It neither imposes nor waives any enforcement action available to the Department under any of its statutes. If the Department determines that an enforcement action is appropriate, you will be notified of the action.

If you have any questions concerning this matter, please contact me at 814-332-6977.

Sincerely,



Edward J. Painter  
Air Quality District Supervisor  
Air Quality Program

cc: C. Ballard, OCC  
AQ/Fac/Case/25-000-00029  
[ra-epaircompliance@pa.gov](mailto:ra-epaircompliance@pa.gov)  
E. Nesselbeck Erie Coke Corp. (via email)