

August 27, 2019

**NOTICE OF VIOLATION**

**CERTIFIED MAIL NO. 91 7199 9991 7038 4331 5651**

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

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

Dear Mr. Nesselbeck:

(a) The Department of Environmental Protection ("Department") has reviewed the Quarterly Compliance Report, for the period April 1, 2019 through June 30, 2019, submitted by Erie Coke Corporation. The report revealed the following violations:

1. There was one (1) day, April 27, 2019, where daily average opacity exceeded 15%, in violation of 40 CFR §63.7333(e)(1).
2. There were twenty-nine (29) days where the daily average fan RPMs were not at or above minimum requirements, in violation of 40 CFR §63.7333(d)(3)(i).
3. There were seven (7) days where pushed ovens were not observed during the reporting period, in violation of 40 CFR §63.7334(a)(1).
4. There were eleven (11) ovens that were not pushed and observed during the reporting period, in violation of 40 CFR §63.7334(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,

A handwritten signature in black ink, appearing to read "Edward J. Painter". The signature is written in a cursive style with a large initial "E".

Edward J. Painter  
Air Quality District Supervisor  
Air Quality Program

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