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HAND DELIVERED TO  
ANTHONY NEARHOOF IN  
MEETING ON 11/9/2018  
EAM

November 9, 2018

HAND DELIVERED

Mr. Anthony Nearhoof  
Plant Superintendent  
Erie Coke Corporation  
925 E. Bay Drive  
Erie, PA 16507-2201

RE: Compliance Review Notification  
Title V Operating Permit Renewal Application No. 25-00029

Dear Mr. Nearhoof,

The Department has begun processing and reviewing the renewal application for Title V Operating Permit No. 25-00029. Based upon information available to the Department at this time, it appears that there is documented conduct and/or deviations of the Pennsylvania Air Pollution Control Act, rules or regulations promulgated thereunder, plan approval, operating permit, and/or Department Order occurring at your facility at 925 E. Bay Drive in Erie, Pennsylvania. This documented conduct and/or deviations are identified in the enclosure to this letter.

Section 7.1(a) of the Air Pollution Control Act precludes the Department from issuing or reissuing any plan approval or operating permit if violations are indicated on the Department's compliance docket, unless the violations are corrected to the Department's satisfaction. A copy of Section 7.1 is enclosed for your review and information.

The documented conduct and/or deviations in the enclosure appear to be existing or continuous and may be placed on the compliance docket if they are not resolved. If that occurs, the Department would be precluded from approving your application. If you wish to contact me to discuss the documented conduct and/or deviations and possible resolution, you may do so at the letterhead address and telephone number. This letter does not constitute a decision on your application. The letter also does not suggest that the application meets other applicable requirements.

Sincerely,

A handwritten signature in black ink that reads "Eric A. Gustafson".

Eric A. Gustafson  
Regional Air Quality Program Manager

cc: ~~File AQ/Facilities/TAC Op 25-00029~~

Enclosures

Erie Coke - Compliance List Updated 11-1-2018

Viol Type	COMMENT	Viol Start Date	Viol ID	ENF ID	ENF Exe Date	Response to NOV
123.44	offtakes > 5%	6/3/2017	792313	356747	8/1/2017	no
123.44	sum of charges >75 sec	6/17/2017	792311	356747	8/1/2017	no
123.44	offtakes > 5%	7/24/2017	793217	356882	8/4/2017	no
127.444	offtakes > 5%	7/24/2017	793218	356882	8/4/2017	no
123.44	offtakes > 5%	7/26/2017	793222	356882	8/4/2017	no
127.444	offtakes > 5%	7/26/2017	793223	356882	8/4/2017	no
123.44	offtakes > 5%	7/29/2017	793225	356882	8/4/2017	no
127.444	offtakes > 5%	7/29/2017	793226	356882	8/4/2017	no
123.44	sum of charges >75 sec	8/7/2017	798432	358340	10/5/2017	no
123.44	offtakes > 5%	8/11/2017	794221	357232	8/14/2017	no
123.44	doors > 10%	8/11/2017	794223	357232	8/14/2017	not agree with 303 inspector
123.44	offtakes > 5%	8/26/2017	798433	358340	10/5/2017	no
123.44	doors>10%	8/27/2017	798434	358340	10/5/2017	no
123.44	sum of charges >75 sec	9/4/2017	798435	358340	10/5/2017	no
123.44	offtakes > 5%	10/10/2017	800469	359101	11/1/2017	additional staff hired,
127.444	offtakes > 5%	10/10/2017	800470	359101	11/1/2017	lack of experience,
123.44	doors > 10%	10/14/2017	800477	359101	11/1/2017	intense on job training
127.444	doors > 10%	10/14/2017	800478	359101	11/1/2017	"
123.44	sum of charges >75 sec	10/15/2017	800482	359101	11/1/2017	"
127.444	sum of charges >75 sec	10/15/2017	800483	359101	11/1/2017	"
123.44	offtakes > 5%	11/26/2017	803155	359961	12/4/2017	not utilizing proper seal procedures
123.44	offtakes > 5%	12/11/2017	819579	364830	1/11/2018	no
139.103	1Q2018 COMS	4/16/2018	815166	N/A	N/A	mailed 4/27/2018

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Viol Type	COMMENT	Viol Start Date	Viol ID	ENF ID	ENF Exe Date	Response to NOV
123.44	>5% offtakes	5/16/2018	816766	364068	5/16/2018	lack of experience,
123.44	>2% lid leaks	5/16/2018	816767	364068	5/16/2018	retrain
123.44	>5% offtakes	5/16/2018	816768	364068	5/16/2018	"
127.444	Bypassed H2S Absorber	5/24/2018	824919	366500	8/10/2018	cite plan approval application that allows not operating 5/21-5/24/2018
123.2	Pushing FE xing property	6/20/2018	823201	366487	8/7/2018	unable to determine cause
123.44	offtakes >5%	7/1/2018	824835	366333	8/6/2018	no
123.44	lids > 2%	7/1/2018	824386	366333	8/6/2018	no
123.44	doors > 10%	5/29/2018	821062	365223	7/2/2018	malfunction of primary cooler at by-products recovery unit
123.44	offtakes >5%	5/17/2018	821063	365223	7/2/2018	no
139.103	2Q2018 COMS	7/20/2018	826259	N/A	N/A	mailed 8/30/2018
123.44	offtakes >5%	7/26/2018	824387	366333	8/6/2018	supervisors were counseled
123.44	offtakes >5%	7/27/2018	824388	366333	8/6/2018	employee retrained
123.44	offtakes >5%	7/28/2018	824389	366333	8/6/2018	monitor crew until gain experience
123.44	offtakes >5%	7/29/2018	824390	366333	8/6/2018	"
123.44	offtakes >5%	8/7/2018	827217	367238	9/7/2018	
123.44	offtakes >5%	8/1/2018	827218	367238	9/7/2018	
123.2	Pushing FE xing property	8/2/2018	828434	367608	9/20/2018	Property lines can't be determined from picture.
127.444	Pushing FE xing property	8/2/2018	828435	367608	9/20/2018	
129.15	Pushing >20% from coke shed	8/13/2018	828444	367616	9/20/2018	Not a push & not from coke shed. Too far for Method 22 & Method 9 needs clear view.
127.444	Pushing >20% from coke shed	8/13/2018	828446	367616	9/20/2018	
123.44	doors>10%	9/16/2018	829330	367899	10/1/2018	
123.44	offtakes >5%	9/23/2018	829331	367899	10/1/2018	

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Viol Type	COMMENT	Viol Start Date	Viol ID	ENF ID	ENF Exe Date	Response to NOV
129.15	Pushing >20% from coke shed	9/11/2018	829236	368728	10/22/2018	Meeting scheduled for 11/9/18
127.444	Pushing >20% from coke shed	9/11/2018				
129.15	Pushing >20% from coke shed	9/13/2018	829237	368728	10/22/2018	Meeting scheduled for 11/9/18
127.444	Pushing >20% from coke shed	9/13/2018				
127.444	Not monitor RPM every 8 hours	9/28/2018	831642	368728	10/22/2018	Meeting scheduled for 11/9/18
	40 CFR 63.7333					
127.444	not have continuous records of RPM's	9/28/2018	831643	368728	10/22/2018	Meeting scheduled for 11/9/18
	40 CFR 63.7342					
127.444	Not meet min RPM in West	9/28/2018	831640	368728	10/22/2018	Meeting scheduled for 11/9/18
	40 CFR 63.7333					
127.444	Failed to stack test coke shed baghouse annually	9/28/2018	829239	368728	10/22/2018	Meeting scheduled for 11/9/18
127.444	Bypassed H2S Absorber 7/25-7/26/2018	9/28/2018	831646	368728	10/22/2018	Meeting scheduled for 11/9/18
127.444	daily records of baffle wash	9/28/2018	831645	368728	10/22/2018	Meeting scheduled for 11/9/18
	temp recorded until exceeds 30 degree threshold					
127.444 129.93	boiler annual adjustment - no records of annual adjustment pg 67 of permit	9/28/2018	831625	368728	10/22/2018	Meeting scheduled for 11/9/18
127.444	Failed to record 12 mo rolls for NOx for each boiler	9/28/2018	829238	368728	10/22/2018	Meeting scheduled for 11/9/18
139.103	3Q2018 COMS	10/11/2018	831558	N/A	N/A	mailed 10/24/2018

Section 7.1. Compliance Review.--(a) The department shall not issue, reissue or modify any plan approval or permit pursuant to this act or amend any plan approval or permit issued under this act and may suspend, terminate or revoke any permit or plan approval previously issued under this act if it finds that the applicant or permittee or a general partner, parent or subsidiary corporation of the applicant or permittee is in violation of this act, or the rules and regulations promulgated under this act, any plan approval, permit or order of the department, as indicated by the department's compliance docket, unless the violation is being corrected to the satisfaction of the department.

(b) The department may refuse to issue any plan approval or permit pursuant to this act if it finds that the applicant or permittee or a partner, parent or subsidiary corporation of the applicant or permittee has shown a lack of intention or ability to comply with this act or the regulations promulgated under this act or any plan approval, permit or order of the department, as indicated by past or present violations, unless the lack of intention or ability to comply is being or has been corrected to the satisfaction of the department.

(c) In performing the compliance review required under this section, the department shall only consider violations arising under this act that occurred or are occurring in Pennsylvania.

(d) A permittee or applicant may appeal any violation arising under this act which the department places on the compliance docket.

(7.1 added July 9, 1992, P.L.460, No.95)