

COUNTY OF



ALLEGHENY

RICH FITZGERALD
COUNTY EXECUTIVE

NOTICE OF VIOLATION

December 10, 2021

CERTIFIED MAIL - 9489 0090 0027 6037 9320 75

Mr. Shawn Roberts
Operations Manager
Buckeye Terminals, LLC
918 State Route 910
Indianola, PA 15051

RE: Notice of Violation #211205 - Violation of Article XXI, Air Pollution Control at Buckeye Terminals, 918 State Route 910, Indianola, PA 15051

Dear Mr. Roberts:

After a review of the Buckeye Indianola reporting requirements and current reports received from Buckeye, the Department (ACHD) has determined the first annual Certificate of Compliance was received November 18, 2021. The Operating permit (#0024-OP20) issued to Buckeye Indianola June 24, 2020 states that the “first report shall be due March 1, 2021 for the time period beginning on the issuance date of this permit through December 31, 2020” (Article XXI, § 2103.12.h.5, #0024-OP20, III.12.b).

The ACHD has determined that Buckeye is in violation of Article XXI, § 2103.12.h.5, by failing to submit the required Certificate of Compliance. Article XXI, § 2103.12.h.5 reads as follows:

§ 2103.12 (Operating Permits) – Issuance, Standard Conditions

- h. **Standard Compliance Requirements.** All permits issued under this Subpart shall include the following elements with respect to compliance:
 - 5. Requirements for compliance certification with terms and conditions contained in the permit, including emission limitations, standards, or work practices. Permits shall include each of the following:



DEBRA BOGEN, MD, DIRECTOR
ALLEGHENY COUNTY HEALTH DEPARTMENT
AIR QUALITY PROGRAM
301 39TH STREET • CLACK HEALTH CENTER • BUILDING 7
PITTSBURGH, PA 15201-1811
PHONE (412) 578-8103 • FAX (412) 578-8144
24-HR (412) 687-ACHD (2243)
WWW.ALLEGHENYCOUNTY.US/HEALTHDEPARTMENT



A. The frequency (annually or such more frequent periods as specified in the permit by the Department or in other applicable requirements) of submissions of compliance certifications;

This Notice of Violation is neither an order nor any other final action of the Allegheny County Health 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. Please be aware that any violation of the Article XXI regulations subjects a person to a variety of enforcement actions, including a civil penalty of up to \$25,000 per violation per day.

The Allegheny County Health Department has reviewed this violation and has determined that no further action is required. Should you have any questions or require additional information, please contact Hudson Tiffany at (412) 578-8119 or email at Hudson.Tiffany@alleghenycounty.us.

Sincerely,

A handwritten signature in blue ink that reads "Shannon Sandberg". The signature is written in a cursive, flowing style.

Shannon Sandberg
Enforcement Section Chief
Air Quality Program

cc: Hudson Tiffany (email)
file