

COUNTY OF



ALLEGHENY

RICH FITZGERALD  
COUNTY EXECUTIVE

**NOTICE OF VIOLATION**

**December 10, 2021**

**CERTIFIED MAIL - 9489 0090 0027 6037 9320 68**

Mr. Scot Whyte, Plant Manager  
INEOS Composites US, LLC  
2650 Neville Road  
Pittsburgh, PA 15225

**RE: Notice of Violation #211204** – Violations of Operating Permit 0037-OP19b Condition IV.8 and Article XXI (“Air Pollution Control”), §2108.01.c, at property 2650 Neville Road, Pittsburgh, PA 15225.

Dear Mr. Whyte:

This letter constitutes notification of ACHD’s determination that the following violation occurred at the INEOS Composites US, LLC (INEOS) plant on Neville Island.

**Failure to timely report a breakdown (§2108.01.c)**

On August 26, 2021, the ACHD received written notice of a breakdown of the Polyester Resin Plant Thermal Oxidizer due to a power outage (Breakdown No. 22088). The time of the breakdown was August 21, 2021 from 9:30 to 9:45 AM. The breakdown was not called in to the ACHD. In subsequent communication, an INEOS representative stated that the breakdown was inadvertently called to an incorrect ACHD telephone number; however, no record of such call is available. The ACHD was not notified of the breakdown until the written notification was received. Such late reporting is a violation of OP No. 0037-OP19b (“OP19b”) Condition IV.8 (§2108.01.c), which states:

In the event that any air pollution control equipment, process equipment, or other source of air contaminants breaks down in such manner as to have a substantial likelihood of causing the emission of air contaminants in violation of this permit, or of causing the



DEBRA BOGEN, MD, DIRECTOR  
**ALLEGHENY COUNTY HEALTH DEPARTMENT**  
**AIR QUALITY PROGRAM**  
301 39<sup>TH</sup> 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](http://WWW.ALLEGHENYCOUNTY.US/HEALTHDEPARTMENT)



emission into the open air of potentially toxic or hazardous materials, the person responsible for such equipment or source shall immediately, *but in no event later than sixty (60) minutes after the commencement of the breakdown*, notify the Department of such breakdown and shall, as expeditiously as possible but in no event later than seven (7) days after the original notification, provide written notice to the Department.

**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 is currently reviewing this violation to determine whether corrective actions are required and if a civil penalty is appropriate. Should you have any questions or require additional information, please contact Gary Fischman at (412) 578-8141 or email at [gary.fischman@alleghenycounty.us](mailto:gary.fischman@alleghenycounty.us).

Sincerely,

A handwritten signature in blue ink that reads "Shannon Sandberg". The signature is written in a cursive style with a large, looped "S" at the beginning.

Shannon Sandberg  
Enforcement Section Chief  
Air Quality Program