



Department of Environmental Quality

To protect, conserve and enhance the quality of Wyoming's environment for the benefit of current and future generations.



Matthew H. Mead, Governor

John Corra, Director

January 17, 2012

Mr. Randy Pitts
TATA Chemicals (Soda Ash) Partners
PO BOX 551
Green River, WY 82936-0551

Re: Notice of Violation

Dear Mr. Pitts,

Enclosed you will find a Notice of Violation (NOV) issued to TATA Chemicals (Soda Ash) Partners for the failure to comply with opacity limits for Boilers C & D as required by permit 3-1-123-1. This was discovered through the Division's review of Continuous Opacity Monitoring (COM) Reports submitted by TATA Chemicals (Soda Ash) Partners for the Green River Works, which showed opacity limits were exceeded for quarters 2 and 3 of 2011. Noncompliance with opacity limits are violations of F5 and F14 of permit 3-1-123-1.

As the Department and this Division consider the failure to comply with air quality permit requirements to be a serious matter, I am recommending that the Department refer this violation to the State Attorney General's office requesting a suit be filed in District Court to recover appropriate penalties.

If you would like to discuss settlement of this issue prior to action on the referral by the Attorney General's office, please contact Ms. Karen Godman, Air Quality Compliance Program Principal, at 307-777-8601 no later than ten (10) days after receipt of this letter.

Should you have any questions or comments regarding this matter, please feel free to contact me or Karen Godman.

Sincerely,

Steven A. Dietrich
Administrator
Air Quality Division

cc: Robert Gill
Tony Hoyt
Nancy Vehr
Keith Guille



7. Said violations consist of the failure to comply with the opacity limits for Boilers C & D as required by conditions F5 & F14 of permit 3-1-123-1.

8. Under W.S. 35-11-901(a), any person who violates any provision of Article 2 of [the Environmental Quality Act] ... or any rule, regulation, standard or permit adopted pursuant to those provisions, or who violates any determination or order of the council pursuant to Article 2 of [the Environmental Quality Act] ... is subject to a penalty not to exceed ten thousand dollars (\$10,000.00) for each violation for each day during which the violation continues, a temporary or permanent injunction, or both a penalty and an injunction.

9. This notice is being sent to you pursuant to W.S. 35-11-701(c), which requires that, in any case of failure to correct or remedy an alleged violation, the Director of the Department of Environmental Quality shall cause a written notice to be issued and served upon the person alleged to be responsible.

DATED this 17th day of JANUARY, 2012.



Steven A. Dietrich
Administrator
Air Quality Division



John V. Corra
Director
Department of Environmental Quality

Please direct all inquiries to Steven A. Dietrich, Administrator, Division of Air Quality, Department of Environmental Quality, Herschler Building, 2nd Floor, 122 W. 25th Street, Cheyenne, Wyoming 82002. (Telephone: 307/777-7393)