



# 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

Todd Parfitt, Director

January 15, 2014

Mr. Jon Berry  
Natures Composites  
1302 Industrial Park  
Torrington, WY 82240

RE: Notice of Violation

Dear Mr. Berry:

Enclosed you will find a Notice of Violation (NOV) issued to Natures Composites by the Department of Environmental Quality, Air Quality Division, for failing to comply with applicable permit requirements at the Natures Composites facility located in Goshen County, Wyoming. These are violations of permit CT-4170. These violations were noted by DEQ Air Quality Engineer Ms. Carla Mlinar on February 20, 2013.

As the Department and this Division consider the failure to comply with air quality permit conditions to be a serious matter, I am considering recommending 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 Notice of Violation prior to referral to the Attorney General's office, please contact Mr. Fred DiLella, Air Quality Compliance Manager, at 307-777-3774 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 Mr. Fred DiLella.

Sincerely,

Steven A. Dietrich  
Administrator  
Air Quality Division

cc: Fred DiLella  
Greg Meeker  
Jeremiah Williamson  
Keith Guille



**BEFORE THE  
DEPARTMENT OF ENVIRONMENTAL QUALITY  
STATE OF WYOMING**

**IN THE MATTER OF THE NOTICE OF VIOLATION    )**  
**ISSUED TO NATURE'S BIOCOMPOSITES, LLC        ) DOCKET NO. 5223-14**  
**MR. JON BERRY                                        )**  
**1302 INDUSTRIAL PARK                             )**  
**TORRINGTON, WY 82240                            )**

**NOTICE OF VIOLATION**

**NOTICE IS HEREBY GIVEN THAT:**

1. The Department of Environmental Quality, Division of Air Quality, has found Natures Composites to be in violation of permit CT-4170 issued in accordance with W.S. §35-11-801 of the Wyoming Environmental Quality Act and Chapter 6, Section 2 of the Wyoming Air Quality Standards and Regulations in the operation of the Natures Composites facility located in Goshen County, Wyoming.

2. W.S. §35-11-801(a) states, "In granting permits, the Director may impose such conditions as may be necessary to accomplish the purpose of this act which are not inconsistent with the existing rules, regulations and standards."

3. Chapter 6, Section 2 of the Wyoming Air Quality Standards and Regulations prescribes the applicability and procedures for issuing permits to sources under Wyoming's construction and modification permitting program.

4. Permit CT-4170 was issued January 26, 2006 to Heartland BioComposites, LLC.

5. On February 20, 2013, DEQ Air Quality Engineer Ms. Carla Mlinar conducted an inspection and noted the following:

- (i) Stack testing has not been conducted since 2009.
- (ii) Weekly Method 9 observations of the baghouses have not been conducted since 2006.
- (iii) The facility is not operating as presented in the permit application for CT-4170.

6. Said violations consist of failing to comply with the condition listed above. Failing to comply with the applicable permit requirements are violations of permit CT-4170.

7. Said violation consists of the failure to obtain a construction permit prior to constructing and operating the 80-hp Arrow VRG 380/A62 engine at the Joss No. 1 facility in violation of W.S. 35-11-801(c) of the Wyoming Environmental Quality Act and Chapter 6, Section 2(a) of the Wyoming Air Quality Standards and Regulations.

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 the 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.

Natures Composites  
Notice of Violation  
Page Two

DATED this 15<sup>th</sup> day of JANUARY, 2014.



Steven A. Dietrich  
Administrator  
Air Quality Division



Todd Parfitt  
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)