



Oregon

Kate Brown, Governor

Department of Environmental Quality
Northwest Region
700 NE Multnomah Street, Suite 600
Portland, OR 97232
(503) 229-5263
FAX (503) 229-6945
TTY 711

SENT VIA ELECTRONIC MAIL

August 20, 2020

Bullseye Glass Co.
Attn: Eric E. Durrin
3722 SE 21st Ave
Portland, OR 97202

RE: Warning Letter with Opportunity to Correct
Bullseye Glass Co.
WL 2020-WLOTC-5668
Title V 26-3135-TV-01
Multnomah County

Dear Mr. Durrin:

On March 26-27, 2017 Bullseye Glass Co. (Bullseye) conducted a performance test at its facility, testing multiple identical furnaces. On June 5, 2020 Bullseye submitted to DEQ a Notification of Compliance Status for National Emission Standards for Hazardous Air Pollutants Subpart SSSSSS (NESAHP subpart 6S).

Based on review of the submitted Notification of Compliance Status and the associated federal rules, DEQ has determined that Bullseye is responsible for the following violations of Oregon environmental law:

VIOLATIONS:

- (1) 40 CFR 63.11456(b)(1) requires Bullseye to submit a Notification of Compliance Status, including the performance test results, before the close of business on the 60th day following the completion of the performance test.

The performance test was conducted on March 26-27, 2017 and the Notification of Compliance Status was due on May 26, 2017. Bullseye did not submit to DEQ the Notification of Compliance Status until June 5, 2020, nearly three years after it was due. This is a Class II violation according to OAR 340-012-0054(2)(g).

- (2) 40 CFR 63.11452(a)(3)(i) requires Bullseye to certify in the Notification of Compliance Status that the identical furnaces tested meet the definition of identical furnaces in 40

CFR 63.11459. In addition, 40 CFR 63.11452(a)(3)(ii) requires Bullseye to submit documentation in the Notification of Compliance Status that demonstrates why the tested glass formulations have the greatest potential to emit the glass manufacturing metal HAP.

Bullseye failed to include in the Notification of Compliance Status a certification that the furnaces tested met the definition of identical furnaces and documentation demonstrating why the tested glass formulations have the greatest potential to emit the glass manufacturing metal HAP. This is a Class II violation according to OAR 340-012-0054(2)(g).

Class I violations are the most serious violations; Class III violations are the least serious.

Corrective Actions Requested

To correct the violations listed above, submit the following information within 30 days of the date on this warning letter:

- 1) Resubmit the Notification of Compliance Status required by 40 CFR 63.11456.
- 2) To demonstrate identical furnaces, submit a matrix of all potentially affected NESHAP subpart 6S furnaces that includes:
 - a. Furnace number
 - b. Manufacturer
 - c. Dimensions
 - d. Operating capacity
 - e. Charging method
 - f. Operating temperature
 - g. Fuel type
 - h. Burner configuration
 - i. Exhaust system configuration & design
 - j. Identify which furnaces Bullseye Glass considers identical
- 3) Submit documentation that demonstrates why the tested glass formulations have the greatest potential to emit glass manufacturing HAP(s) from all formulations that are used in any of the identical furnaces. The analysis of glass formulations should include, but not be limited to, Aventurine glass formulas produced by Bullseye. Include the following information in the documentation:
 - a. NESHAP 6S subject HAP(s) used in each furnace
 - b. Maximum quantity of NESHAP 6S HAP(s) used in each furnace for a batch
 - c. A comparison of maximum HAP per recipe and size of batch

Should this violation remain uncorrected or should you repeat this violation, this matter may be referred to the Department's Office of Compliance and Enforcement for formal enforcement action, including assessment of civil penalties and/or a Department order. Civil penalties can be assessed for each day of violation.

If you believe any of the facts in this Warning Letter are in error, you may provide information to me at the office at the address shown at the top of this letter. The Department will consider new information you submit and take appropriate action.

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The Department endeavors to assist you in your compliance efforts. Should you have any questions about the content of this letter, please feel free to contact me in writing or by phone at 503-229-5053.

Sincerely,



for David Kauth, P.E.
Environmental Engineer

Cc: Office of Compliance and Enforcement, DEQ Headquarters