RENERGY

December 2, 2019

Re: Emerald BioEnergy, LLC
Notice of Violation (NOV)
NPDES
Morrow County
4IN00204

Ms. Betsy L. VanWormer, P.E.
Environmental Specialist III
Ohio EPA Division of Surface Water

**Subject: Response to NOV**

Ms. VanWormer,
Please see Renergy's response below to the email requesting information to resolve the NOV sent to us on November 8, 2019. We have also attached additional documents as referenced in the responses below.

Emerald Site 59-00074 NOV

Violation Description: On October 25, 2019, Ohio EPA found that biosolids had been applied within 33 feet of the drainage swale near the western border of site 59-00074.

Requested Action: Please submit a plan detailing the procedures that will be followed to ensure that biosolids are not beneficially used within the required isolation distances.

Renergy's Response:

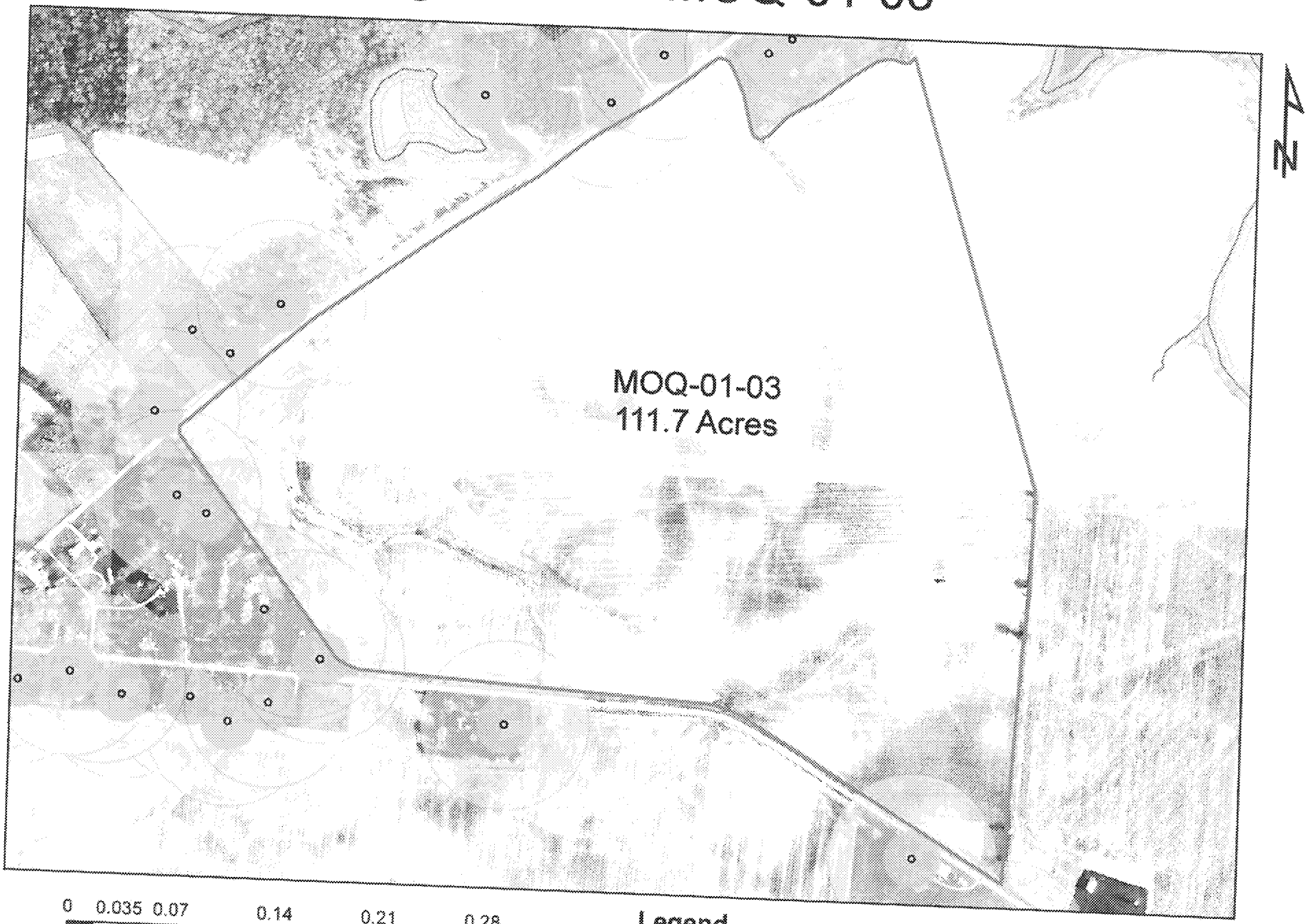
We assert that no violation occurred due to the area that Ohio EPA identified as a "drainage swale" is not indicated as requiring an isolation distance setback of 33' on the attached buffer map from the approved field permit package. We request that this NOV be rescinded. Renergy has since communicated to all of our third-party contractors to avoid any grassy areas in fields that could be considered "drainage swales".

Sincerely,
Ashleigh Lemon

Ashleigh Lemon

Communications and Sustainability Specialist
Renergy, Inc.

# Ringler Farms MOQ-01-03




0 0.035 0.07 0.14 0.21 0.28 Miles

**Legend**

MOQ-01-03

waterways and streams

33ft buffer

100ft buffer

300ft buffer

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