

COURT OF COMMON PLEAS
MONROE COUNTY, OHIO
CLERK OF COURT
1981

IN THE COURT OF COMMON PLEAS
MONROE COUNTY, OHIO

STATE OF OHIO, ex rel. :
WILLIAM J. BROWN :
ATTORNEY GENERAL OF OHIO, :
Plaintiff, : Case No. 81-225
 : Judge George F. Burkhart
vs. :
 : CONSENT JUDGMENT
ORMET CORPORATION, :
 :
Defendant. :

The Complaint having been filed herein on October 30, 1981;
And the plaintiff and defendant having consented to the
entry of this Consent Judgment:

NOW, THEREFORE, before the taking of any testimony and on
the pleadings it is Ordered, Adjudged, and Decreed as follows:

I.

This Court has jurisdiction of the subject matter herein and
of the parties consenting hereto. The Complaint states a claim
upon which relief can be granted against the defendant under
Section 3704.06 of the Ohio Revised Code.

II.

The provisions of this Consent Judgment shall apply to and
be binding upon the parties to this action, their officers, direc-
tors, agents, servants, employees, and successors; in addition, the
provisions of this Consent Judgment shall apply to all persons,
firms, corporations, and other entities having notice of this
Consent Judgment and who are, or will be, acting in concert and
privity with the defendant to this action or its officers, directors,
agents, servants, employees, and successors.

III.

By its signature hereon, defendant hereby waives service of summons pursuant to Rule 4(D) of the Ohio Rules of Civil Procedure.

IV.

Defendant agrees and is hereby ordered to bring the eleven mixers described in paragraph three of the Complaint, source numbers 1756000001 P083, P084, P085, P086, P087, P088, P089, P090, P091, P092, and P093, into compliance with Rules 3745-17-07 and 3745-17-11 of the Ohio Administrative Code, by no later than February 28, 1982, in accordance with the following schedule:

<u>Activity</u>	<u>Date</u>
Let contract for detail engineering.	August 29, 1980
Start ordering major equipment.	December 29, 1980
Complete detail engineering.	February 29, 1981
Commence construction.	July 1, 1981
Complete construction.	December 31, 1981
Notify North Ohio Valley Air Authority of date on which compliance testing will be conducted.	January 31, 1982
Complete testing and demonstrate compliance.	February 28, 1982

Because of the nature of the pollution abatement strategy to be employed at the facility, compliance with OAC 3745-17-11 shall be initially demonstrated by visible emission readings taken in accordance with then current Ohio law and regulations. If the readings disclose negligible visible emissions, as determined by Ohio EPA, emanating from the mixers, the conveyor system to the mixers, and the stacks serving the mixers, no further compliance testing will be required.

V.

Defendant agrees and is hereby ordered to file an application for a permit to operate no later than February 28, 1982.

VI.

The Court retains jurisdiction of this suit as to the defendant for the purpose of making any order or decree which it may deem at any time necessary to carry out this judgment.

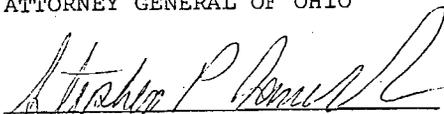
VII.

Defendant to pay costs.

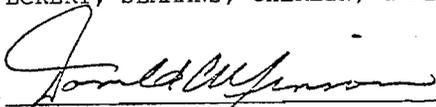

JUDGE, Court of Common Pleas
11/12/91

APPROVED:

WILLIAM J. BROWN
ATTORNEY GENERAL OF OHIO

BY: 
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