



# ENFORCEMENT ORDER

## Allegheny County Health Department

### Air Quality Program

836 Fulton Street, Pittsburgh, PA 15233

Phone: (412) 578-8103

Address of Alleged Violation			
1000 Glass House Road, Jefferson Hills, PA 15025			
Name of Alleged Violator #1			
North Central Processing, Inc.			
Address of Alleged Violator #1			
1000 Glass House Road, Jefferson Hills, PA 15025			
Contact Person #1	Title	Phone Number	Email
Jim Holdren	Vice President	216-832-7027	jim@ncpcarbon.com

#### PART 1: DESCRIPTION OF INSPECTION(S)

On June 20, 2025, at approximately 11:00am, Allegheny County Health Department (ACHD) representatives witnessed visible emissions coming from the baghouse on North Central Processing Inc.'s (NCP Carbon) property. On September 8, 2025, NCP Carbon provided a breakdown report stating there was not enough water being used in the exit chute.

On July 14, 2025, at approximately 6:30am and 1:00pm, ACHD representatives observed visible emissions coming from NCP Carbon's thermal dryer. On September 8, 2025, NCP Carbon submitted a breakdown report claiming there were holes in elevator wall that were patched.

On August 11, 2025, at 2:00pm, an ACHD representative investigated a complaint regarding black smoke and witnessed excess emissions coming from the baghouse. On August 18, 2025, ACHD representatives contacted NCP Carbon representatives via email regarding the excess emissions from NCP Carbon's baghouse and requested a root cause analysis and corrective action plan to address the excess emissions. On August 20, 2025, ACHD requested NCP Carbon to submit a breakdown report regarding the August 11, 2025 emission event. On August 21, 2025, NCP Carbon submitted a breakdown report that described the August 11, 2025 breakdown as issues with three bags in the baghouse.

On August 25, 2025, an ACHD representative again observed visible emissions coming from NCP Carbon and requested a root cause analysis and corrective action plan to address the excess emissions. On August 28, 2025, a representative from NCP Carbon provided such root cause and corrective action plan. On September 8, 2025, NCP Carbon submitted a breakdown report for the August 25, 2025 event was caused by too little water being used in the chute.

On September 4, 2025, an ACHD representative contacted NCP Carbon representatives via email regarding the visible emissions ACHD observed on June 20, 2025, July 14, 2025, and August 25, 2025 to notify NCP that a breakdown report or a written notice of the breakdown had not been received by the Department and requested the breakdown reports be submitted to ACHD. On September 8, 2025, an NCP Carbon representative sent breakdown reports for the June 20, 2025, July 14, 2025, and August 25, 2025 events.

On October 2, 2025, between 11:50am and 12:00pm ACHD representatives observed visible emissions coming from the thermal dryer located at NCP Carbon. Between November 12, 2025, and November 14, 2025, NCP Carbon reported that they replaced the remaining older bags as a corrective action to the continuing emission events.

NCP Carbon did not submit breakdown reports within 60 minutes of the start of the emission event to the Department for breakdowns occurring on June 20, 2025, July 14, 2025, August 11, 2025, August 25, 2025, and October 2, 2025. In each instance, the Department did not receive written notice of the breakdowns within seven days of the breakdowns occurring.

Did the individual/company cooperate with ACHD personnel? If not, explain:	Yes
Inspection Date(s) Multiple	Inspector Name(s) Jenna Lutz, Jim Bollinger

**PART 2: YOU ARE IN VIOLATION OF THE FOLLOWING REGULATION(S):**

<b>1</b>	Regulation Section <b>Article XXI § 2108.01.c.1</b>	Regulation Requirement <b>Operator is responsible for notifying the Department of a breakdown no later than 60 minutes from the commencement of the breakdown.</b>
	Description of Violation <b>ACHD did not receive breakdown notifications within 60 minutes of the breakdown. ACHD only received breakdown notifications after contacting the operator.</b>	
	What You Must Do to Correct the Violation <b>North Central Processing Inc. must report all breakdowns within 60 minutes of the commencement of the breakdown. North Central Processing Inc., must then provide written notice of the breakdown within 7 days of the original notification.</b>	

**PART 3: YOU ARE HEREBY ORDERED AS FOLLOWS:**

- Immediately stop all work and/or cease operations at the following location(s):**  
\_\_\_\_\_
- You are hereby Ordered to correct the violations(s) listed in Part 2 immediately upon the service of this Enforcement Order.**
- You are hereby Ordered to comply with the following requirements within \_\_\_\_\_ days of the service of this Enforcement Order:**  
\_\_\_\_\_

**The Order(s) in this Part is enforceable upon issuance and any appeal shall not act as a stay. The Order(s) shall remain in effect until you are notified in writing by the Department. Please contact the ACHD Air Quality Program at (412) 578-8103 to arrange for a reinspection or to request that the Order(s) be rescinded.**

**Please be advised that failure to comply with this Order within the times specified herein is a violation of Article XXI giving rise to the remedies provided by Article XXI § 2109.02 including civil penalties of up to \$25,000 per violation per day.**

#### **PART 4: CIVIL PENALTY**

**For the violations listed in Part 2, you are hereby assessed a civil penalty of \$ 7,140.00.** The determination of the civil penalty is attached as **Exhibit No. 1** and is incorporated as part of this Enforcement Order.

Please be aware that if the Department did not assess a civil penalty, the Department may issue a subsequent enforcement order in which a civil penalty is assessed.

You shall pay the civil penalty amount within thirty (30) days of receipt of this Order. Payment shall be made by corporate or certified check, or the like, made payable to the "Allegheny County Clean Air Fund", and sent to Air Quality Program Manager, Allegheny County Health Department, 836 Fulton Street, Pittsburgh, PA 15233.

#### **PART 5: REQUEST FOR ADMINISTRATIVE HEARING**

**Pursuant to Article XI, § 1104.A ("Hearings and Appeals"), and Article XXI § 2109.06.a.5, of the Allegheny County Health Department Rules and Regulations, you are notified that if you are aggrieved by this Order, a Notice of Appeal shall be filed no later than thirty (30) days after receipt of written notice or issuance of this Order. Such a Notice of Appeal shall be filed in the Office of the Director at 542 Fourth Avenue, Pittsburgh, PA 15219.**

**This Order is enforceable upon issuance and any appeal of this Order shall not act as a stay unless the Director of the ACHD so orders. In the absence of a timely appeal, the terms of this Order shall become final.**

**Please be aware that if you wish to appeal this Order and a civil penalty has been assessed under Part 4, you are required within 30 days of receipt of this Order to either forward the penalty amount to the ACHD for placement in an escrow account or post an appeal bond to the ACHD in the amount of the penalty. Failure to forward the money or the appeal bond at the time of the appeal shall result in a waiver of all legal rights to contest the violation or the amount of the civil penalty unless you allege financial inability to prepay the penalty or to post the appeal bond. If you allege financial inability to prepay or post, then you have the burden to prove it. Please review the specific requirements for prepaying the penalty or posting the appeal bond found in Article XXI § 2109.06.a.2-3.**

A copy of Article XXI and Article XI may be found at <https://www.alleghenycounty.us/Health-Department/Health-Department-Regulations.aspx>.



\_\_\_\_\_  
Air Quality Program Manager

3/9/2026

\_\_\_\_\_  
Date

## EXHIBIT NO. 1

### CIVIL PENALTY DETERMINATION AND CALCULATION

**PURPOSE:** The primary purpose for assessing civil penalties is to deter future violations not only at the specific facilities that are involved in the enforcement actions taken by the Department, but also at all the facilities within Allegheny County that are subject to the Article XXI regulations. In order to achieve the goal of deterrence, a civil penalty should remove any significant economic benefit resulting from noncompliance and include an amount beyond recovery of the economic benefit to reflect the seriousness of the violation.

**CIVIL PENALTY FACTORS:** The ACHD has determined the civil penalty to be in accordance with Article XXI, § 2109.06.b, reflecting relevant factors including, but not limited to: the nature, severity and frequency of the alleged violations; the maximum amount of civil and criminal penalties authorized by law; the willfulness of such violations; the impact of such violations on the public and the environment; the actions taken by the violator to minimize such violations and to prevent future violations; and the violator's compliance history.

**CIVIL PENALTY FORMULA:** The following calculation is used to assess the civil penalty:

$$\text{Civil Penalty} = (\text{Gravity Based Component} \times \text{Adjustment Factor}) + \text{Economic Benefit} + \text{Cost to the Department} + \text{Additional Deterrent Penalty}$$

**Gravity Based Component:** A gravity based component reflects the potential harm that the violation may have on the public or environment and the severity of the violation.

**Adjustment Factor:** The gravity based component may be adjusted for factors and circumstances unique to the violator. These adjustment factors include the violators degree of cooperation with the ACHD during the investigation, the compliance history of the violator, the degree of willfulness that violator exhibited with regard to the violation, the size of the violator, and whether the violator is a Title V source or a Synthetic Minor source.

**Economic Benefit:** This component is a measure of the economic benefit gained by the violator as a result of noncompliance with the regulatory, statutory, or permit requirements.

**Cost to the Department:** Extra monetary costs for the investigation and preparation of the case, such as source sampling costs and laboratory costs, may be identified and added to the adjusted civil penalty.

**Additional Deterrent Penalty:** An additional deterrent penalty may be assessed if justified by the circumstances of the case.

**CIVIL PENALTY CALCULATION**

**A. Gravity Based Component**

<b>Violation</b>	<b>Gravity Based Penalty</b>	<b>Violation Days</b>	<b>Total Gravity Penalty</b>
Article XXI § 2108.01.c.1 Failure to timely submit breakdowns	\$2,100.00	4	\$8,400.00
	\$		\$
	\$		\$
	\$		\$
<b>Gravity Component Total</b>			<b>\$8,400.00</b>

<b>B. Adjustment Factors</b>	<b>Factor</b>	<b>Adjustment Amount</b>
Degree of Cooperation: Provided late reports, corrective action plan	0.1	\$840.00
Compliance History: No actions in last two years	0	\$
Degree of Willfulness: Failure to exercise due diligence	0	\$
Size of Violator: 11-50 employees	-0.25	-\$2,100.00
Title V source or a Synthetic Minor source: Minor Source	0	\$
<b>Adjustment Factors Total</b>		<b>-\$1,260.00</b>

<b>C. Other Adjustments</b>	
Economic Benefit:	\$
Cost to the Department:	\$
Additional Deterrent Penalty:	\$
<b>Other Adjustments Total</b>	<b>\$</b>

<b>TOTAL CIVIL PENALTY</b>	<b>\$7,140.00</b>
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