



City of Alexandria, Virginia



November 11, 2008

Dennis Luzier
Area Manager
Virginia Paving Company
5601 Courtney Avenue
Alexandria, Va. 22304

Dear Mr. Luzier,

This is a follow-up to the meeting between City Staff and VA Paving Staff on October 16, 2008 and your response (Letter from VA Paving to the City dated November 6, 2008) to the issues and concerns raised in that meeting.

One of the primary issues that was discussed at the meeting was the apparent escalating frequency and nature of odor complaints. The fact that many of these complaints, upon investigation, were determined to be preventable does not reflect well on the efforts by VA Paving to prevent such incidents.

The support received by VA Paving at the last Liaison Committee Meeting, and at the public hearing dated August 27, 2008 by Virginia Department of Environmental Quality is a testimony to your efforts and the success of the SUP. One way to continue to sustain this success is to pay utmost attention to the operations at the plant from an environmental and community impacts standpoint.

City staff is obligated and committed to monitor the operations at the plant to insure that there is strict compliance with the provisions of the SUP and to take appropriate actions when needed. As such, staff has identified the following areas that require a comprehensive response and corrective action plan from VA Paving:

1. **Hotline:** The purpose of the hotline is for the Citizens to be able to call a single telephone number which is manned by a responsible environmental professional who is at the plant during ongoing operations. On a number of occasions the VA Paving hotline has been left unmanned and/or the complainant was required to dial a separate number. The alternate number was, in some instances, not answered during the initial call and the complainant had to receive a return call from Virginia Paving.
2. **Responsiveness to the complaints and thoroughness of the response:** On several occasions, complaints were taken by a person who was not on-site and then referred to an on-site production supervisor, whose response and

thoroughness was less than satisfactory. The hotline was developed to give a real time response to complaints, and not merely a method of cataloging the issues without a comprehensive investigation and detailed resolution to the initial complaint. A VA Paving staff person, who is focused on all aspects of operations at the plant to insure mitigation of impacts on the surrounding community, should be available at the plant during operating hours. This person should be able to effectively liaison with the complainant, investigate the complaint thoroughly and take immediate remedial actions.

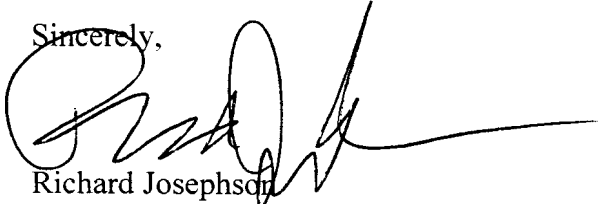
3. **Operational and maintenance issues:** VA Paving has made substantial investment in pollution control equipment over last two years. Without continued attention to the proper operation and maintenance of this equipment, it is likely that the effectiveness of this equipment will be compromised. Best Management Practices are an essential part of the SUP, and continuous sustained emphasis on these practices is required to run an operation that is effective in mitigating impacts on the community. On multiple occasions this year, operational and maintenance issues resulted in complaints that the staff felt were preventable, including:

- Changes in asphalt mixtures that required relatively higher temperatures have increased complaints. This could have been anticipated and appropriate measures should have been in place prior to commencing production of these mixes.
- Large quantity of asphalt rejects were returned to the plant without consideration of potential impacts.
- During the inspection on October 17, 2008 VA Paving staff agreed to monitor the performance of the Blue Smoke equipment on a regular basis. Even after the complaint of November 1, 2008, and staffs continued encouragement to find the reasons for the complaint, it was City staff that discovered that fans in the Blue Smoke equipment were operating in a manner that potentially contributed to the November 1, 2008 complaint. The City is concerned about the adequacy of training of plant employees on the pollution control equipment. This training should include operation of pollution control equipment, maintenance of equipment, procedure for responding to odor complaints and key operational practices to prevent odor issues.

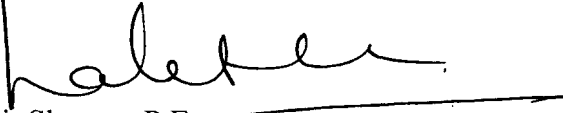
With this letter, we are requesting that VA Paving address the issues listed above in a comprehensive manner and submit a corrective action plan within 30 days of the date of this letter. Failure to address the issues outlined above and a continuation of odor incidents of similar nature and frequency will require that we take more forceful action.

Should you have any questions, please don't hesitate to contact the undersigned.

Sincerely,



Richard Josephson
Deputy Director, Planning and Zoning



Lalit Sharma, P.E.
Division Chief, Office of Environmental Quality
Dept. of Transportation and Environmental Services

cc: Rich Baier, Director T&ES
Faroll Hamer, Director P&Z
William Skrabak, Director, Office of Environmental Quality