



**Environmental
Protection Agency**

John R. Kasich, **Governor**
Mary Taylor, **Lt. Governor**
Scott J. Nally, **Director**

Re: Richland County
Imperial Truck Refinishing
Premise # TBD
Notice of Violation (NOV)

March 6, 2012

CERTIFIED MAIL

Mr. David Hornikel
Imperial Truck Refinishing
910 Park Avenue East
Mansfield, Ohio 44905

Dear Mr. Hornikel:

This letter shall serve as follow-up to the inspection conducted on February 29, 2012, of Imperial Truck Refinishing (ITR) by this writer, representing Ohio EPA's Division of Air Pollution Control (DAPC), and Ms. Amber Hicks, representing Ohio EPA's Division of Materials and Waste Management (DMWM). This letter will only speak to issues regulated by DAPC. Issues identified at the facility regarding DMWM will be addressed in a separate letter from Ms. Hicks. The purpose of my portion of the inspection was to identify and determine the compliance status of all air contaminant emissions units located at ITR.

Based on our discussions, our observations during the inspection and a review of the company's files, my findings are as follows:

1. ITR has been in business for approximately 15 years and conducts surface refinishing operations on light and heavy duty vehicles.
2. ITR operates sandblasting operations outside of the building and without any type of enclosure. This operation is a source of particulate matter and is subject to regulation under Ohio Administrative Code (OAC) 3745-17. Due to the volume of material used in each blasting session, the facility will not qualify for any exemptions and, therefore, would have required an Ohio Permit-to-Install and Operate (PTIO) prior to installation and operation. Failure to first obtain a PTIO before installing and operating this unit is a violation of both OAC 3745-31-02 and Ohio Revised Code (ORC) 3704.05. To remedy this situation, ITR must submit PTIO applications which include the application form, any applicable emissions activity category (EAC) forms, emissions calculations and a process flow diagram in order to obtain a PTIO for this operation. Once this information is submitted, DAPC can determine the proper regulatory applicability for the unit and issue the required permits.

At the time of the inspection, it was briefly mentioned that ITR may be required to enclose the area where sandblasting operations are conducted. A review of similar facilities in similar areas shows that DAPC will require that ITR employ Best Available Technology (BAT) to control emissions for this type of operation. BAT, in part, requires that such sandblasting operation be conducted in a three-sided enclosure with a roof. This is an issue that ITR should begin to plan for, as an enclosure of some type will be required upon final issuance of the PTIO.

3. ITR operates a paint spray booth as part of its refinishing operation. This operation is a source of organic compounds OC and is subject to regulation under OAC 3745-21. There are exemptions which apply to this type of emission unit, however, ITR will not be able to use these exemptions. The permit-by-rule (PBR) exemption for auto body refinishing only applies to facilities which repair and refinish "automobiles and light duty trucks". ITR also repairs and refinishes heavy duty trucks. Also, because of the types and volumes of materials used in the spray booth, to maintain operational flexibility, ITR will not be subject to the "de minimis" exemption in OAC rule 3745-15-05. Without the above exemptions, this emissions unit would have required an Ohio Permit-to-Install and Operate (PTIO) prior to installation and operation. Failure to first obtain a PTIO before installing and operating this unit is a violation of both OAC 3745-31-02 and Ohio Revised Code (ORC) 3704.05.

To remedy this situation, ITR must submit PTIO applications which include the application form, any applicable emissions activity category (EAC) forms, emissions calculations and a process flow diagram in order to obtain a PTIO for this operation. Once this information is submitted, DAPC can determine the proper regulatory applicability for the unit and issue the required permits.

As discussed during the inspection, Ohio EPA's Office of Compliance Assistance and Pollution Prevention (OCAPP) is also available to assist qualifying small businesses in achieving and maintaining compliance with Ohio's environmental regulatory programs. OCAPP will be able to help you with the permit requirement determination and the permitting process. More information pertaining to OCAPP is also available on our website at <http://www.epa.state.oh.us/ocapp/ocapp.html>. Should you choose to contact OCAPP for assistance with issues pertaining to this letter, please contact Ron Nabors, at (419) 373-3147. If you decide to contact OCAPP for assistance, please inform me of that as soon as possible so that a new deadline for information submission can be determined, if needed.

Finally, as a courtesy reminder, the new Federal NESHAP rule HHHHHH, for Auto Body Shops, became effective March 2011. If you have questions regarding this new requirement, please contact Ron Nabors.

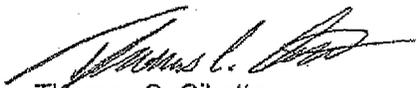
The company's written response to this letter is requested by April 6, 2012. The response should be submitted to Ohio EPA, Northwest District Office and contain the permit applications described above as well as a compliance plan to remedy the observed situation and prevent this, or any similar such situation, from occurring in the future.

Mr. David Homikel
March 6, 2012
Page 3

Please note that the submission of information to respond to this letter does not constitute a waiver of Ohio EPA's authority to seek civil penalties pursuant to ORC section 3704.06. The Ohio EPA will make the decision on whether to pursue or decline to pursue such penalties regarding this matter at a later date.

If the company has any questions and/or comments concerning this letter, please contact me at the above address, by calling (419) 373-3137, or via e-mail at thomas.cikotte@epa.state.oh.us.

Sincerely,



Thomas C. Cikotte
Division of Air Pollution Control

/lr

pc: Thomas C. Cikotte, DAPC – NWDO
Certified Mail Receipt Number 7009 1410 0001 1843 8092

ec: William MacDowell, U.S. EPA Region V
Tom Kalman, DAPC - CO
Jennifer Jolliff, DAPC – NWDO
Amber Hicks, DMWM – NWDO

