



State of Ohio Environmental Protection Agency

**Southeast District Office**

2195 Front Street  
Logan, Ohio 43138

TELE: (740) 385-8501 FAX: (740) 385-6490  
www.epa.state.oh.us

Ted Strickland, Governor  
Lee Fisher, Lieutenant Governor  
Chris Korleski, Director

February 17, 2009

**Re: Tuscarawas County  
Complaint 30000169  
Certified: 70073020000178821282**

Mr. Nathan Cox  
118 ½ McCrea Ave.  
Dennison, Ohio 44621

Dear Mr. Cox:

I am writing this letter in response to a complaint received by this office on October 17, 2008. The complaint alleges that paint fumes are being emitted from your facility behind 216 N. Dawson Street, Uhrichsville.

On October 28, 2008, I investigated this complaint. There was no one at your business at the time of my visit. I left my business card in your door. An exhaust fan was observed in the window of your shop.

On December 9, 2008, I spoke to you at the shop. You repair vehicles and do some painting at this location.

Painting operations are considered air contaminant sources, as defined in Ohio Administrative Code (OAC) rule 3745-31-01(D). The installation of an air contaminant source without obtaining a permit to install is a violation of OAC rule 3745-31-02(A), unless the source is exempted pursuant to OAC rule 3745-31-03. The exemption that may apply to the painting and sandblasting operations at your business is stated below:

- (kk) Coating applicators with properly designed and operated particulate control devices and venting systems that employ less than five gallons of only air-dried coating material in any one day provided that the applicators are:
  - (i) Not located in a nonattainment area for ozone;
  - (ii) Not subject to limits specified in or specifically exempted from rule 3745-21-09 of the Administrative Code;

- (iii) Not subject to federal standards of performance for new stationary sources; and
- (iv) Not located at a facility with actual emissions of twenty-five or more tons of volatile organic materials per year and are not subject to a standard under section 112 of the Clean Air Act.

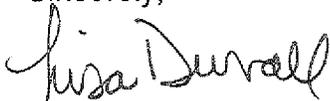
If you wish to demonstrate that the painting and sandblasting operations meet the exemption in OAC rule 3745-31-03 (kk) and avoid the requirement to obtain a permit, you must do the following:

1. Submit documentation of past coating usage which shows that the operation never used more than five gallons of air-dried coatings per day; and
2. Demonstrate that you are using "properly designed and operated particulate control devices and venting system." This generally consists of exhausting coating booth emissions through filters and through a stack which releases emissions vertically above the roofline, where they can disperse before returning to ground level, reducing the impact on neighbors.

Please submit the coating records and a plan for upgrading the exhaust system within fourteen days of receipt of this letter.

If you have any questions regarding this matter, please contact me at 740-380-5217.

Sincerely,



Lisa Duvall  
Environmental Specialist  
Division of Air Pollution Control

LD/ mIm