



State of Ohio Environmental Protection Agency

Southeast District Office

2195 Front Street
Logan, Ohio 43138

TELE: (740) 385-8501 FAX: (740) 385-6490
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Ted Strickland, Governor
Lee Fisher, Lieutenant Governor
Chris Korleski, Director

March 23, 2010

**Re: Jefferson County
Complaint
Certified: 70073020000178849507**

Mr. Clyde Larsen, Sr.
Cly-keel Company
1534 Sunset Blvd.
Steubenville, Ohio 43952-1303

Dear Mr. Larsen:

I am writing this letter in response to a complaint received by this office on February 17, 2010. The complaint alleges that you paint cars in your garage without proper ventilation.

On March 12, 2010, I met with you and investigated this complaint. You have a paint booth inside the building across the street from your office building. There were filters in place during my inspection and a fan with duct work that exits through the roof of the building.

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 from the permitting requirements pursuant to OAC rule 3745-31-03. The exemption that may apply to your painting operation 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.

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If you wish to demonstrate that you meet the exemption in OAC rule 3745-31-03(A)(1)(kk) and avoid the requirement to obtain a permit, you must:

submit documentation of past coating usage which shows that the operation never used more than five gallons of air-dried coatings per day.

Please submit the coating usage records for the past six months within fourteen days of receipt of this letter.

If you have any questions regarding this matter, please contact me at 740-380-5217 or 1-800-686-7330.

Sincerely,



Lisa Duvall
Environmental Specialist
Division of Air Pollution Control

LD/mlm