State of Ohio Environmental Protection Agency

Southeast District Office

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Logan, Ohio 43138

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

April 2, 2009

Re: Meigs County
Complaint 30000760

Certified: 70073020000178820766

Mr. and Mrs. Porter
Mark Porter Chevrolet Dealer
310 East Main Street
Pomeroy, Ohio 45769

Dear Mr. and Mrs. Porter:

I am writing this letter in response to a complaint received by this office on February 12, 2009. The complaint alleges that there is no vent system in the body shop at the Mark Porter Chevrolet dealership in Pomeroy.

On February 24, 2009, I investigated this complaint and spoke to Ms. Theresa Porter and Mr. Chase Porter. Based upon my investigation, I confirmed that the paint booth in the body shop has particulate filters and five exhaust fans that exit above roof level through one large stack.

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 your painting operations includes the following:

(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.

(z) Uncontrolled grinding, machining, and sanding operations, abrasive cleaning operations (dry or wet), pneumatic conveying and woodworking operations that have no visible emissions, vent to the inside of a building and emit less than ten pounds per day of non-particulate matter air contaminants.

If you wish to demonstrate that you meet the exemptions in OAC rules 3745-31-03(kk) and (z) and avoid the requirement to obtain a permit, you must submit a letter confirming that you use less than five gallons per day of air dried coating.

If you have any questions, please contact me at this office, phone (740) 380-5217.

Sincerely,

Lisa Duvall

Lisa Duvall
Environmental Specialist
Division of Air Pollution Control

LD/dh