



**Environmental
Protection Agency**

Ted Strickland, Governor
Lee Fisher, Lt. Governor
Chris Korleski, Director

Re: Mercer County
Bihn's Drycleaning
03 54 00 0040
**Notice of Violation and
Return to Compliance**

July 22, 2010

CERTIFIED MAIL

Ms. Jodi M. Homan, Owner
Bihn's Drycleaning
211 1/2 North Wayne Street
Fort Recovery, Ohio 45846

Dear Ms. Homan:

As you know from our recent telephone discussions, the Division of Air Pollution Control (DAPC), in addressing your facility's long-standing air permit renewal application (received in our office in 1998), has examined your facility's ongoing compliance with the requirements of Permit to Install (PTI) 03-13039 issued September 16, 1998.

Reporting requirement D.2, which requires an annual report, was discussed. Our office has not received an annual report from the facility since the PTI issuance. Further information on the leak inspections and solvent purchase records, required under Sections C.1, C.2, and C.3 of the permit, was received from the company. Examination of this information, and further discussion, shows that the company apparently has been meeting these requirements on an ongoing basis, with the exception of C.3.c that requires specifically "the calculation and result of the yearly [solvent] consumption at the end of the calendar year." These are violations of PTI 03-13039 and ORC 3704.05. It should be noted that, even if Section C had been completely complied with, the reporting requirement of D.2 still requires an annual report stating such. It was also discussed that the biennial reporting for the Non-Title V Air Emissions Report is a separate reporting program from these permit requirements.

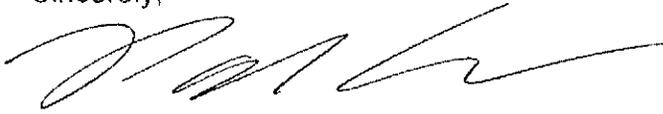
In our recent telephone discussions, you have committed your company to ongoing compliance with Sections C.3.c and D.2 of the PTI (or compliance with the renewal permit, if issued before 2011) beginning with the end of this calendar year (2010). Based on this response, we have determined that the compliance plan is acceptable. Provided this commitment is followed through on, this will correct the violations and compliance with the permit requirements will be achieved.

Ms. Jodi Homan, Owner
July 22, 2010
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Please note, however, that this does not preclude the Director from seeking civil penalties pursuant to ORC section 3704.06 for these violations. The decision on whether to pursue or decline to pursue such penalties regarding this matter is dependent on several factors, one of which is the company's future compliance with applicable Ohio EPA requirements.

Should the company have any questions and/or comments, I may be reached at (419) 373-3117. I may also be contacted electronically by E-mail at: paul.chad@epa.state.oh.us

Sincerely,

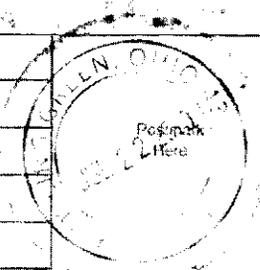


Paul Chad
Division of Air Pollution Control

/s/

pc: Don Waltermeyer, DAPC NWDO
Tom Kalman, DAPC CO
Lisa Holscher, US EPA - Region V
DAPC NWDO File

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