



City of Cleveland
Frank G. Jackson, Mayor

Department of Public Health
Division of Air Quality
75 Erievue Plaza, Second Floor
Cleveland, Ohio 44114-1839
216/664-2297 • Fax: 216/420-8047
www.clevelandhealth.org

**SERVING OHIO EPA AS AGENCY 13
FOR CUYAHOGA COUNTY**

**CERTIFIED MAIL 7012 2210 0000 5209 3176
RETURN RECEIPT REQUESTED**

June 25, 2013

Thomas Bohrer
Betty Brite Dry Cleaners
5450 Broadview Road
Parma, OH 44134

NON-HPV

FACILITY ID: 13-18-45-6462

NOTICE OF VIOLATION: Failure to utilize a halogenated hydrocarbon detector; Failure to submit renewal permit-to-install/operate (PTIO) application prior to permit expiration

Dear Mr. Bohrer:

On June 21, 2013, the Cleveland Division of Air Quality (CDAQ) inspected Betty Brite Dry Cleaners located at 5450 Broadview Road in Parma. This letter serves as notification that you are operating a source in violation of the following applicable air statutes, air regulations, or air permit conditions.

Betty Brite Dry Cleaners has failed to obtain a halogenated hydrocarbon leak detector which is a violation of Title 40 Code of Federal Regulations (CFR) Subpart M Section 63.322(o)(1)(i) which states that area sources shall conduct monthly inspections using a halogenated hydrocarbon detector or perchloroethylene (PCE) gas analyzer that is operated according to the manufacturer's instructions. The operator shall place the probe inlet at the surface of each component interface where leakage could occur and move it slowly along the interface periphery.

Title 40 CFR Subpart M Section 63.322(k) also requires that the owner or operator of a dry cleaning system shall inspect the system weekly for perceptible leaks while the dry cleaning system is operating. Inspection with a halogenated hydrocarbon detector or PCE gas analyzer also fulfills the requirement for inspection.

Also, Betty Brite Dry Cleaners has been operating without submitting a renewal application prior to the expiration of the previous operating permit. The most recent permit-to-operate (PTO) on file for EU D001: Dry to dry cleaning machine using only perchloroethylene expired on February 21, 2008. This is a violation of the permit-to-operate (PTO) issued to Betty Brite Dry Cleaners on February 21, 2003, Part I (General Terms and Conditions)(9). A permit-to-install/operate (PTIO) application was submitted on June 21, 2013, to CDAQ.



Unless you undertake some type of corrective action with respect to the above noted violations, you will remain in non-compliance. CDAQ requests that Betty Brite Dry Cleaners submit an invoice demonstrating proof of purchase of a halogenated hydrocarbon detector or a PCE gas analyzer and a copy of two weeks of weekly leak checks, at least one week utilizing the leak detector, to the following enforcement representative:

Megan Murphy
Cleveland Division of Air Quality
75 Erieview Plaza 2nd Floor
Cleveland, Ohio 44114-1839

If there is insufficient time to correct the alleged violations within this timeframe, a written response which includes a timeline for correcting the alleged violations must be received within thirty (30) days of receipt of this letter.

Violations of Ohio air pollution laws and /or permit terms and conditions are subject to the penalties stipulated in Ohio Revised Code Section 3704.99(A), which allows fines of not more than twenty-five thousand dollars (\$25,000) or imprisonment for not more than one year, or both, for each violation.

CDAQ issues this letter with Ohio EPA's concurrence. The failure to mention any specific violation does not excuse any violations of local, state and federal laws or regulations regarding air pollution control. Violations of air pollution control laws may be pursued in local court or referred to Ohio EPA or U.S. EPA for further enforcement action. Should you have any questions, please call Megan Murphy at 216-664-4258. All correspondence with CDAQ must include the Ohio EPA facility identification number for Betty Brite Dry Cleaners: 13-18-45-6462.

Sincerely,

Valencia White
Chief of Enforcement, CDAQ

VW/mm lk

cc: George P. Baker, CDAQ
Michael J. Krzywicki, CDAQ
John Paulian, Ohio EPA Central Office
Brian Dickens, U.S. EPA Region V
L:\Data\Facilities\1318456462\2013-6-21 NOV.doc