



City of Cleveland
Frank G. Jackson, Mayor

Department of Public Health
Division of Air Quality
75 Erieview 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 1837
RETURN RECEIPT REQUESTED**

September 24, 2013

Richard Solon
Clark-Reliance Corporation
16633 Foltz Parkway
Strongsville, OH 44149

NON-HPV

FACILITY ID: 13-18-55-7878

NOTICE OF VIOLATION: Exceeding daily 3 gallons per day usage limitations on K001: Devilbiss Paint Booth and K002: Paasche Model FABF – 8” Filter, exceeding the 22.2 lbs/day VOC emissions limitation on K001, failure to notify the director of the Ohio EPA with 30 days of the exceedances and failure to keep proper daily records

Dear Mr. Solon:

On September 12, 2013, the Cleveland Division of Air Quality (CDAQ) inspected Clark-Reliance Corporation located at 16633 Foltz Parkway in Strongsville. This letter serves as notification that you are operating sources in violation of the following applicable air statutes, air regulations, or air permit conditions.

Clark-Reliance Corporation exceeded their daily 3 gallons per day usage limitations on Emission Units (EUs) K001: Devilbiss Paint Booth (11 days in 2013 as of September 4th) and K002: Paasche Model FABF – 8” Filter (35 days in 2012 and 63 days in 2013 as of July 29th). This is a violation of Permit To Install and Operate (PTIO) # P0110385 Part C. 1. b. 2. a. for EU K001, PTIO # P0110385 Part C. 2. b. 2. a. for EU K002 and Ohio Administrative Code (OAC) Rule 3745-21-09(U)(2)(e)(ii).

Clark-Reliance Corporation also exceeded their 22.2 lbs/day VOC emissions limitation on EU K001 on 5 days in 2013 as of September 4th, with a highest value of 33.03 lbs/day VOC emissions on July 24, 2013. This is a violation of Ohio Administrative Code (OAC) Rule 3745-31-05(A)(3) and PTIO # P0110385 Part C. 1. b. 1. a. CDAQ could not determine actual lbs/day VOC emissions on EU K002 due to improper daily recordkeeping.



Clark-Reliance Corporation failed to notify the Director of the Ohio EPA about exceeding the 3 gallons per day usage limitations on EUs K001 and K002 within 30 days after the exceedances occurred. This is a violation of PTIO # P0110385 Part C. 1. e. 2. for EU K001 and PTIO # P0110385 Part C. 2. e. 2. for EU K002.

Clark-Reliance Corporation also failed to keep proper records detailing actual daily usage in gallons on EU K002. This is a violation of PTIO # P0110385 Part C. 2. d. 2. a. through e.

In addition, Clark-Reliance Corporation submitted a Permit Evaluation Report (PER) for calendar year 2012 that stated there were no deviations from the terms and conditions of PTIO # P0110385, which is not correct.

Unless you undertake some type of corrective action with respect to the above noted violations, you will remain in non-compliance. While Clark-Reliance Corporation submitted a corrected PER for 2012 dated September 18, 2013, CDAQ requests that Clark-Reliance Corporation submit the following three (3) items:

1. A corrective action plan detailing how the current 3 gallons per day usage limitation and 22.2 lbs/day VOC emissions limitation on EUs K001 and K002 will not be exceeded in the future;
2. A written notification detailing the days on which the facility exceeded the 3 gallons per day usage limitation on EUs K001 and K002;
3. An updated daily recordkeeping template with two weeks' worth of data detailing actual daily usage for EU K002; and

The three (3) items requested above shall be sent to the following enforcement representative:

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

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

Violations of Ohio air pollution laws and /or permit terms and conditions are subject to the penalties stipulated in ORC 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 Andrew Marantides at (216) 420-8049. All correspondence with CDAQ must include the Ohio EPA facility identification number for Clark-Reliance Corporation: 13-18-55-7878.

Sincerely,

Valencia White
Chief of Enforcement, CDAQ

VW/AM

cc: Stan Bennett, Clark-Reliance Corporation
Yismaw Desta, CDAQ
George P. Baker, CDAQ
Michael J. Krzywicki, CDAQ
John Paulian, Ohio EPA Central Office
Brian Dickens, U.S. EPA Region V
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