

CITY OF TOLEDO



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DEPARTMENT OF PUBLIC UTILITIES

May 5, 2009

CERTIFIED MAIL

7007 0710 0003 6067 6343

Ms. Shelly Thomas, Owner
Strater Cleaners
5060 S. Byrne Road
Toledo, Ohio 43614

Re: Notice of Violation Regarding Strater Cleaners [0448011645]

Dear Ms. Thomas:

Enclosed, please find a "Notice of Violation" for Strater Cleaners [0448011645] located at 5060 S. Byrne Road, Toledo, Ohio. Please review this document carefully as some action is required on your part.

If you have any questions regarding this matter, feel free to contact me at (419) 936 - 3765.

From Toledo – an International Award Winning City!



Bob Lopez
Senior Environmental Specialist

BL
enclosure

cc: Tim Murphy, Commissioner, TDES
Karen Granata, Air Chief, TDES
Pam Barnhart, TDES
John Paulian, Ohio EPA
Lisa Holscher, U.S. EPA

Timothy D. Murphy, Commissioner
DIVISION OF ENVIRONMENTAL SERVICES
Quilter Environmental Center
348 South Erie Street, Toledo, Ohio 43604-8633 USA
Telephone: 419-936-3015 Fax: 419-936-3959 E-mail: tim.murphy@toledo.oh.gov

NOTICE OF VIOLATION

The City of Toledo Division of Environmental Services (TDOES) hereby serves notice that:

Strater Cleaners
Facility ID 0448011645
5060 S. Byrne Road
Toledo, Ohio

has violated the following environmental laws, orders, rules, or regulations on the indicated date at the above address.

Dates of Violations

04/30/2009

Regulations Violated	Description of Violations
<p>40 CFR Parts 63.322(k),(o) and 63.323(a)(1)(ii) 40 CFR Parts 63.324(d)(3),(d)(5),(e) Permit to Operate (PTO), terms Part II., sections C.1. thru C.5. <u>Monitoring and/or Record Keeping Requirements</u> The permittee is required to perform weekly visual inspections as part of a leak detection and repair program; repair leaks within 24 hours, or have repair parts ordered within 2 days and have them installed within 5 days of receipt. The permittee is required to keep a written log of these activities.</p> <p>The temperature of the air-perchloroethylene gas-vapor stream on the outlet side of the refrigerated condenser shall be measured weekly.</p> <p>A copy of the operating manuals for the dry cleaning system shall be retained on site.</p> <p>The permittee is to conduct monthly inspections of the dry cleaning equipment using a halogenated hydrocarbon detector.</p>	<p>On April 30, 2009 during a facility inspection the operator at this facility did not keep a log of the required weekly visual inspections of dry cleaning equipment and also of the leak detection and repair program.</p> <p>On April 30, 2009 during a facility inspection the operator at this facility did not keep a log of the temperature of the air-perchloroethylene gas-vapor stream on the outlet side of the refrigerated condenser.</p> <p>On April 30, 2009 during a facility inspection the operator at this facility did not keep a copy of the design specifications and the operating manuals for the dry cleaning system.</p> <p>On April 30, 2009 during a facility inspection the operator at this facility did not keep a log of the halogen leak detector monthly checks of the dry cleaning equipment.</p>
<p>40 CFR Part 63.324(d)(1) and (d)(2); Permit to Operate (PTO), terms Part II., section C., 3.a. thru c. Records shall be kept of the volume of perchloroethylene purchased each month and the calculation of the yearly consumption (12-month rolling summation) by adding purchases of the previous twelve months for each month.</p>	<p>On April 30, 2009 during a facility inspection the operator at this facility did not keep a log of the volume of perchloroethylene purchased each month, including zeros, and a 12-month rolling summation.</p>
<p>Permit to Operate (PTO), term Part II., section C., 4.b. Records shall be kept of the pounds of fabric dry cleaned with perchloroethylene.</p>	<p>On April 30, 2009 during a facility inspection the operator at this facility did not keep a log of the amount of fabric, in pounds, dry cleaned with perchloroethylene.</p>

The above violation(s) may subject the violator to **penalties** of up to \$25,000 per violation. It is possible that a penalty will be assessed in this case. If a penalty is to be assessed, the amount will be determined after your response is reviewed.

Required Actions

Within fourteen (14) days of receipt of this Notice of Violation, the permittee shall:

1. Abate the violations or provide for an acceptable remedy.
2. Reply in writing to this Notice of Violation within fourteen (14) days of receipt. The reply shall include:
 - a. descriptions and dates of actions taken thus far to abate the violation(s);
 - b. descriptions and expeditious time schedule of actions yet to be taken to remedy the violation(s); and
 - c. descriptions of actions taken or to be taken to prevent recurrence of the violation(s).

Recommended Remedial Actions

It is recommended that you consider the following suggestions:

- Implement all monitoring, recordkeeping, reporting and testing requirements of the Permit to Operate for Strater Cleaners.
- Implement the additional requirements of the amended MACT, 40 CFR 63, subpart M, in particular Parts 63.322(o) and 63.324(f).
- Use the halogenated hydrocarbon detector at least once a month and count as one of the weekly visual inspections.
- Notify our office of the date of cessation of operations and the subsequent removal of the dry cleaning equipment from the premises.

Your written response regarding this **Notice of Violation** shall be directed to Bob Lopez, Senior Environmental Specialist, City of Toledo, Division of Environmental Services, 348 S. Erie Street, Toledo, Ohio 43604. If you should have any questions or need additional information concerning this matter please feel free to contact me at 419-936-3765 or via e-mail to Robert.Lopez@toledo.oh.gov.