

CITY OF TOLEDO

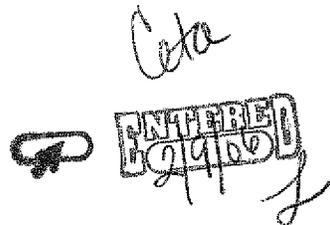


DEPARTMENT OF PUBLIC UTILITIES

February 5, 2009

CERTIFIED MAIL

Mr. Robert Spaans
Comfort Line, Ltd.
5500 Enterprise Blvd.
Toledo, Ohio 43612



Re: Notice of Violation

Dear Mr. Spaans:

Enclosed, please find a "Notice of Violation" for Comfort Line, Ltd. (Ohio EPA Facility ID 0448011664, K001, K002) located at 5500 Enterprise Blvd. Please review this document carefully as some action is required on your part.

If you have any questions, please feel free to contact me.

From Toledo – an International Award Winning City!

A handwritten signature in blue ink that reads "Mary Lehman-Schmidt".

Mary Lehman-Schmidt, P.E.

Enclosure
MJLS/mjls

cc: Timothy D. Murphy, Commissioner, TDOES
Karen Granata, P.E., Chief of Air Resources, TDOES
Joyce Anagnos, Senior Attorney, Law Department
John Paulian, OEPA
Lisa Holscher, USEPA Region V

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

February 5, 2009

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

Comfort Line, Ltd.
5500 Enterprise Blvd.
Toledo, Ohio 43612

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

Dates of Violation(s)

Violation January 1, 2008 through January 26, 2009

<u>Regulation(s) violated</u>	<u>Description of Source(s) and Violations(s)</u>
ORC 3704.05(C) - No person who is the holder of a permit issued under division (F) or (G) of section 3704.03 of the Revised Code shall violate any of its terms or conditions.	The Terms and Conditions of Permit to Install 04-01436 issued December 5, 2006 for emissions units K001 and K002 (Coating Line for fiberglass reinforced pultruded styrene resin) states the permittee shall not employ any photochemically reactive material and any material containing organic HAPs in these emissions units. The permittee reported in the fourth quarter reporting period of 2008 that for the past year a solvent used for cleanup contained HAPs and photochemically reactive materials.
OAC rule 3745-77-07(B)(1) - All terms and conditions of a Title V permit that are required under the Act or any of its applicable requirements, including relevant provisions designed to limit the potential to emit of a source, are enforceable by the administrator and citizens under the Act.	

The above violation(s) may subject the violator to penalties of up to \$25,000 per violation. It is possible that a penalty may 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 2 weeks of receipt of this letter, you shall:

1. Abate the violation(s) or provide for an acceptable remedy.
2. Reply in writing to this Notice of Violation. The reply shall include:
 - a. description(s) and date(s) of action(s) taken thus far to abate the violation(s).
 - b. description(s) and expeditious time schedule of action(s) yet to be taken to remedy the violation(s).
 - c. description(s) of action(s) taken or to be taken to prevent recurrence of the violation(s).

Your written response and any questions regarding this Notice of Violation should be directed to Mary Lehman-Schmidt at the Division of Environmental Services, 348 S. Erie Street, Toledo, Ohio 43604

The submission of the above requested information does not constitute a waiver of Ohio EPA's authority to seek civil penalties pursuant to Ohio Revised Code § 3704.06. Ohio EPA will make a decision on whether to pursue or decline to pursue such penalties regarding this matter at a later date.