

# CITY OF TOLEDO



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## DEPARTMENT OF PUBLIC UTILITIES

January 28, 2009

CERTIFIED MAIL

7007 0710 0003 6067 6039

One Hour Dry Cleaners  
3205 W. Central Avenue  
Toledo, Ohio 43606

**Re: Notice of Violation Regarding One Hour Dry Cleaners [0448011828]**

Dear Mr. Ramesh Shah:

Enclosed, please find a "Notice of Violation" for One Hour Dry Cleaners, [0448011828], located at 3205 W. Central Avenue, 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*  
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Bob Lopez  
Senior Environmental Specialist

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

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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:

One Hour Dry Cleaners  
Premise Number 0448011828  
3205 W. Central Avenue  
Toledo, Ohio

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

Dates of Violations

01/22/2009

<b>Regulations Violated</b>	<b>Description of Violations</b>
40 CFR Part 63.322(k) and 63.324(d)(3); 40 CFR Part 63.323(a)(1)(ii) and 63.324(d)(5); Permit to Operate (PTO), terms Part III., section A.III. 1. thru 4. for emissions unit D001. Monitoring and/or Record Keeping Requirements  The permittee is required to perform weekly visual inspections as part of a leak detection and repair program; repair leaks within 24 hours; order parts within 2 days and have them installed within 5 days of receipt.	On January 22, 2009, during a facility inspection, the permittee failed to provide records/log of the required weekly visual inspection of the dry cleaning equipment. There was no log to indicate that the leaks were repaired within 24 hours.  No log of the repair parts ordered or any paper work to indicate that the repair parts were ordered within 2 days or if the repair parts were installed within 5 days of receipt.
40 CFR Part 63.324(d) PTO terms Part III., section A.III.4.a. thru 4.c. The permittee is required to maintain a log of the perc purchases; calculation of the yearly perc consumption;	The operator said there were receipts of perchloroethylene but no records of the rolling, 12-month summation of perc calculated on a monthly basis. No records of monthly perc purchases were available on site.
40 CFR Part 63.324 (f) A notification of compliance status was to be sent by registered mail on or before July 28, 2008 to indicate if the permittee is in compliance with 63.322.	The notification of compliance status was not sent to Ohio EPA or to Environmental Services.

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 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;
  - b. descriptions and expeditious time schedule of actions yet to be taken to remedy the violations; and
  - c. descriptions of actions taken or to be taken to prevent recurrence of the violations.

### 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 at One Hour Dry Cleaners.
- Implement the additional requirements of the amended MACT, 40 CFR 63, subpart M, in particular Parts 63.322(o) and 63.324(f).
- Continue to use a halogenated detector or PCE gas analyzer for the required monthly inspections.
- Once you are in compliance with the above, send by registered mail the *Notification of Compliance Status Report* forms to the 4 locations stated in the instructions.

Your written response and questions regarding this **Notice of Violation** should be directed to Bob Lopez at Toledo Division of Environmental Services, 348 S. Erie Street, Toledo, Ohio 43604, or call (419) 936-3765.