

# CITY OF TOLEDO



## DEPARTMENT OF PUBLIC UTILITIES

December 13, 2010

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[Stamp: RECEIVED]  
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### CERTIFIED

Mr. Young Lee  
Sylvan Cleaners  
4900 N. McCord Rd.  
Sylvania, OH 43560

Re: Notice of Violation Regarding Sylvan Cleaners [0448041068]

Dear Mr. Lee:

Enclosed is a "Notice of Violation" for Sylvan Cleaners, 0448041068, located at 4900 N. McCord Rd, Sylvania, 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 - 3955.

Sincerely,

*Pamela Barnhart*

Pamela Barnhart  
Environmental Engineer - Air Section

cc: Timothy Murphy, Commissioner, TES  
Karen Granata, Air Chief, TES  
Joyce Anagnos, Senior Attorney, City of Toledo  
John Paulian, Ohio EPA  
William MacDowell, 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 (TES) hereby serves notice that:

Sylvan Cleaners  
Premise Number 0448041068  
4900 N. McCord Rd.  
Sylvania, Ohio 43560

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

### Dates of Violations

April 1, 2009 to March 31, 2010

<b>Regulations Violated</b>	<b>Description of Violations</b>
40 CFR 63.322(o) Permit to Install and Operate (PTIO), Section C, terms d)(1) and d)(2) for emissions unit D001, page 13.  Once a month, the permittee is to conduct the biweekly leak inspections for vapor leaks using a halogenated detector or PCE gas analyzer, as stated in Section C., D001, term d)(1) of the permit.	The 2009 Annual Permit Evaluation Report received on Dec. 10, 2010, indicated the monthly monitoring with a halogenated detector or PCE gas analyzer was not performed as required by the permit terms and conditions.
Permit to Install and Operate (PTIO), Section C, terms e)(2) for emissions unit D001, page 15.  The Annual Permit Evaluation Report is to be submitted by the due date stated in the report sent by Ohio EPA. In this case it was due May 15, 2010.	The PER must be mailed to the Toledo Environmental Service's office and postmarked by the due date indicated on the PER form.

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 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:

1. Implement all monitoring, recordkeeping, reporting and testing requirements of the Permit to Install and Operate at Sylvan Cleaners.
2. Implement the additional requirements of the amended MACT, 40 CFR 63, subpart M, in particular Parts 63.322(o) and 63.324(f) which requires monthly monitoring for vapor leaks with a halogenated hydrocarbon detector or PCE gas analyzer.
3. Submit the Annual Permit Evaluation Report by the required due date each year.
4. Provide your response to this NOV within 14 days of receipt to avoid further enforcement action.

Your written response and questions regarding this Notice of Violation should be directed to Pamela Barnhart at Toledo Division of Environmental Services, 348 S. Erie Street, Toledo, Ohio 43604, or call (419) 936-3955.