



City of Cleveland  
Frank G. Jackson, Mayor

Department of Public Health  
Division of Air Quality  
75 Erieview Plaza, Suite 200  
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 # 70022030000118088039  
RETURN RECEIPT REQUESTED

August 21, 2009

Charles Slovich  
Garfield Alloys, Inc.  
29695 Pettibone Road  
Glenwillow, OH 44139

NON-HPV  
EMISSIONS VIOLATION

FACILITY ID: Unassigned  
NOTICE OF VIOLATION: Operating Air Emission Units Without Applying for Permits

Dear Mr.Slovich:

On August 6, 2009, the Cleveland Division of Air Quality (CDAQ) inspected Garfield Alloys, Inc. located at 12205 Broadway Avenue in Cleveland. This letter serves as notification that you are operating sources in violation of the following applicable air statutes, air regulations, or air permit conditions.

Garfield Alloys, Inc. is in violation of the Ohio Administrative Code 3745-31-02 (A) and the Ohio Revised Code 3704.05(F) and 3704.05(G) for operating the following emission units without applying for permits:

- The Magnesium Dross Tumbler, installed in 1989.
- Tank #1, 25,000 gallon Magnesium Oxide Slurry storage tank installed June, 2002.
- Tank #2, 25,000 gallon Magnesium Oxide Slurry storage tank installed June, 2002.
- Tank #3 12,000 gallon Magnesium Oxide Slurry storage tank installed June, 2002.
- Tank #4 15,000 gallon Magnesium Oxide Slurry storage tank installed June, 2003.
- Tank #5 15,000 gallon Magnesium Oxide Slurry storage tank installed June, 2003.
- Tank #6 15,000 gallon Magnesium Oxide Slurry storage tank installed June, 2003.
- Tank #7 15,000 gallon Magnesium Oxide Slurry storage tank installed June, 2003



Unless you undertake some type of corrective action with respect to the above noted violations, you will remain in non-compliance. CDAQ requests that Garfield Alloys, Inc. submit Permits to Install/Operate (PTIO) applications within 30 days of receipt of this letter for the Magnesium Dross Tumbler as well as all seven aforementioned tanks to the following CDAQ representative:

David Hearne  
Cleveland Division of Air Quality  
75 Erieview Plaza 2<sup>nd</sup> 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.

The PTIO application and Emission Activity Category (EAC) may be downloaded at <http://www.epa.state.oh.us/dapc/fops/eac/eacforms.html>.

Violations of Ohio air pollution laws and /or permit terms and conditions are subject to the penalties stipulated in Ohio Revised Code Section 3704.99(A), which allows fines of not more than twenty-five thousand dollars or imprisonment for not more than one year, or both, for each violation.

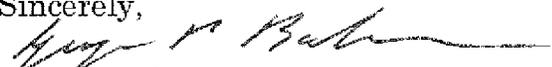
Free assistance with state and/or federal regulations, rules, laws or permit conditions can be provided at no charge through the Ohio EPA Office of Compliance Assistance and Pollution Prevention (OCAPP). OCAPP can be contacted at <http://www.epa.state.oh.us/ocapp> or (614) 644-3469 or (800) 329-7518.

CDAQ makes no guarantee that the facility will meet the qualifying guidelines established by OCAPP.

OCAPP can also provide assistance to facilities that want to investigate methods of pollution prevention to reduce raw material usage and waste production. Again, there is no charge for their services.

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 Kenney at 216-420-7683. All correspondence with CDAQ must include the Ohio EPA facility identification number for Garfield Alloys, Inc.: Unassigned

Sincerely,

  
George Baker  
Chief of Enforcement



GB/ak JK

cc: Richard Nemeth and Michael J. Krzywicki, CDAQ  
John Paulian, Ohio EPA Central Office  
Lisa Holscher, U.S. EPA Region V  
Christopher Kiser, Garfield Alloys  
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