



City of Cleveland  
Frank G. Jackson, Mayor

Department of Public Health  
Division of Air Quality  
75 Erieview Plaza, Second Floor  
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 7000 0600 0022 4716 6405  
RETURN RECEIPT REQUESTED**

May 3, 2012

Don Pate  
Hilliard Cleaners  
19375 Hilliard Road  
Rocky River, OH 44116

NON-HPV

**FACILITY ID: 13-18-50-6455**

**SECOND NOTICE OF VIOLATION: Failure to submit 2011 Annual Permit Evaluation Report (PER)**

Dear Mr. Pate:

This letter serves as notification that you continue to operate a source in violation of the following applicable air statutes, air regulations, or air permit conditions.

Hilliard Cleaners has failed to submit an Annual Permit Evaluation Report (PER) for the reporting period of January 1 – December 31, 2011, which was due no later than February 15, 2012. PERs are a reporting requirement specified in permit-to-install/operate (PTIO) # P0095845, Authorization (page 1) and Emission Unit Terms and Conditions section C.(1)(e)2. (page 15), issued to Hilliard Cleaners on June 10, 2011.

CDAQ previously sent a Notice of Violation (NOV) on March 23, 2012, and has yet to receive a response.

Unless you undertake some type of corrective action with respect to the above noted violations, you will remain in non-compliance. CDAQ requests that Hilliard Cleaners submit a PER for calendar year 2011 within fourteen (14) day of receipt of this letter to the following address:

Permit Section  
Cleveland Division of Air Quality  
75 Erieview Plaza 2<sup>nd</sup> Floor  
Cleveland, Ohio 44114-1839

If there is insufficient time to correct the alleged violations within this timeframe, a written response which includes a timeline for correcting the alleged violations must be received within fourteen (14) days of receipt of this letter.

An Annual Permit Evaluation Report form was previously provided in the NOV sent on March 23, 2012. Another copy is enclosed with this letter.



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.ohio.gov/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 Ynes Arocho at 216-664-3315. All correspondence with CDAQ must include the Ohio EPA facility identification number for Hilliard Cleaners: 13-18-50-6455.

Sincerely,

Valencia White  
Chief of Enforcement, CDAQ

VW/mm LK

cc: George P. Baker, CDAQ  
Michael J. Krzywicki, CDAQ  
John Paulian, Ohio EPA Central Office  
William MacDowell, U.S. EPA Region V  
Facility File and L:\Data\Facilities\1318506455\2012-3-23 NOV.doc

encl: 2011 Annual Permit Evaluation Report (PER)