



City of Cleveland  
Frank G. Jackson, Mayor

Department of Public Health  
Division of Air Quality  
1925 St. Clair Avenue  
Cleveland, Ohio 44114-2080  
216/664-2297 • Fax: 216/420-8047  
www.clevelandhealth.org

**SERVING OHIO EPA AS AGENCY 13  
FOR CUYAHOGA COUNTY**

**CERTIFIED MAIL 7002 2030 0001 1808 4956  
RETURN RECEIPT REQUESTED**

13 December 2007

John Curry  
Zaclon, LLC  
2981 Independence Rd.  
Cleveland, OH 44115-3615

**FACILITY ID: 13-18-00-0151**

**Notice of Violation: Reporting requirements and permit to install (PTI) application required**

Dear Mr. Curry:

On 9 July 2007, the Cleveland Division of Air Quality (CDAQ) inspected Zaclon, LLC (Zaclon) located at 2981 Independence Road 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.

Zaclon's operation of emissions units P009: the zinc ammonium chloride manufacturing operation, and P010: the zinc chloride manufacturing operation, is in violation of reporting requirements of PTI 13-1154 and the Ohio Revised Code (ORC) 3704.05(C). Zaclon failed to submit monthly reports of "crude" zinc chloride solution received from 15 December 1983 until 31 August 2007. In addition, several of the "crude" zinc chloride solution shipments received were above the 0.6% methanol weight restriction. There were 12 shipments in 2007 and 10 shipments in 2006 that were above the 0.6% methanol weight restriction. This is a violation of PTI 13-1154 and ORC 3704.05(C).

Zaclon's operation of emissions unit P005: Hydrochloric Acid Tank Car and/or Tank Truck Unloading & Storage, is in violation of PTI application requirements. The hydrochloric unloading and storage facility was installed in 1981. CDAQ has not received a PTI application for this emissions unit. This is in violation of ORC 3704.05(F) and Ohio Administrative Code 3745-31-02(A)(1).

Unless you undertake some type of corrective action with respect to the above noted violations, you will remain in non-compliance. CDAQ requests that Zaclon submit a permit to install application for P005 and a corrective action plan to ensure compliance with the 0.6% methanol weight restriction for P009 and P010 to the following enforcement representative:



David Wagner  
Cleveland Division of Air Quality  
1925 St. Clair Ave. NE  
Cleveland, OH 44114-2080

Your written response to this letter must be received by CDAQ within 14 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 appropriate permit application and supplemental form(s) are included with this letter. Please note that all permit applications submitted to CDAQ must include original signatures. Photocopied signatures are not valid; the application will not be accepted by CDAQ and will be returned to you if original signatures are not provided.

Violations of Ohio air pollution laws and/or permit terms and conditions are subject to the penalties stipulated in ORC Section 3704.99(A), which allows fines of not more than \$25,000 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 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 the OCAPP.

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. If you have any questions, please call David Wagner at 216/664-3004. All correspondence with CDAQ must include the Ohio EPA facility identification number for Zaclon: 13-18-00-0151.

Sincerely,

George P. Baker  
Chief of Enforcement, CDAQ

GPB/dlw

cc: Richard Nemeth and Michael J. Krzywicki, CDAQ  
John Paulian, Ohio EPA Central Office  
Lisa Holscher, U.S. EPA Region V  
Facility File and L:\Data\Facilities\1318000151\2007-07-09 NOV.doc

encl: PTI application and EAC form

1318000151



January 17, 2008

David L. Wagner  
Environmental Enforcement Specialist  
OEPA-Agency 13 (Cuyahoga)  
Department of Public Health  
1925 St. Clair Avenue  
Cleveland, Ohio 44114-2080

Dear Mr. Wagner:

Thank you for giving us the opportunity to meet with you to discuss your recent letter of December 13, 2007. We are going forward with your recommendation to contact Andrienne Lafavre of the OEPA regarding the requirements for P005: Hydrochloric Acid Tank Car and/or Tank Truck Unloading & Storage.

I am requesting an extension to March 1, 2008 to allow us time to complete this effort.

John Curry

Mgr. Q/C-Regulatory/Compliance

Zaclon, LLC

Tele.# 216-271-1454

