



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 7002 2030 0001 1807 9044
RETURN RECEIPT REQUESTED

September 18, 2009

Michael Petkovich
Clean Harbors Environmental Services, Inc.
2930 Independence Rd.
Cleveland, OH 44115-3616

NON-HPV
EMISSIONS VIOLATION

FACILITY ID: 13-18-00-6093
NOTICE OF VIOLATION: odors creating a public nuisance

Dear Mr. Petkovich:

On September 3 and 8, 2009, the Cleveland Division of Air Quality (CDAQ) investigated complaints about an odor emanating from Clean Harbors Environmental Services, Inc. (Clean Harbors) located at 2930 Independence Road in Cleveland, Ohio. CDAQ received the odor complaints on September 2, 4 and 9, 2009. This letter serves as notification that you are operating sources in violation of the following applicable air statutes, air regulations, or air permit conditions.

Based on the location and wind direction, CDAQ found the odors on September 2, 4 and 9, 2009, were emanating specifically from Clean Harbors and their operation of P003, the oxidation/reduction tank; P008, the Consolidation/Solidification of non-hazardous wastes; and your property's sewer vent pipes. The production of odors that cause a public nuisance is a violation of Ohio Administrative Code Rule 3745-15-07(A) and Section 277.08 from the City of Cleveland Codified Ordinances.

Unless you undertake some type of corrective action with respect to the above noted violations, you will remain in non-compliance. CDAQ requests that Clean Harbors submit a corrective action plan to the following enforcement representative:

David Wagner
Cleveland Division of Air Quality
75 Erieview Plz., 2nd Fl.
Cleveland, OH 44114-1839



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.

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 \$25,000 or imprisonment for not more than one year, or both, for each violation.

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 Clean Harbors: 13-18-00-6093.

Sincerely,

George P. Baker
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\1318006093\2009-09-08 NOV.docx

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

00-679310
 MICHA PATKOVICH
 CLEAN BARBERS
 2930 INDEPENDENCE RD
 CLEVELAND OH 44115

2. Article Number

(Transfer from service label)

7002 2030 0001 1807 9044

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X Tonya Miller Agent
 Address

B. Received by (Printed Name)

Tonya Miller

C. Date of Delivery

9/24/09

D. Is delivery address different from item 1? YesIf YES, enter delivery address below: No

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 Yes