



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 1807 8689
RETURN RECEIPT REQUESTED

November 17, 2008

Ms. Susan J. Sevy
Clean Harbors Environmental Services, Inc.
2900 Rockefeller Avenue
Cleveland, Ohio 44114-2080

FACILITY ID: 13-18-00-6093
RECEIPT OF REQUEST FOR EXTENSION: EMISSIONS VIOLATION

Dear Ms. Sevy:

On October 27, 2008, the Cleveland Division of Air Quality (CDAQ) issued a Notice of Violation requesting that Clean Harbors Environmental Services, Inc. (Clean Harbors) submit a corrective action plan stating how sulfur dioxide and total suspended particles pound per hour emissions would be reduced on emission units P003, P004 and P006.

CDAQ is in receipt of a letter requesting a 45-day extension to review and evaluate emission source data and records dated November 12, 2008. CDAQ is granting the extension for Clean Harbors to submit a corrective action plan stating how sulfur dioxide pound per hour emissions will be reduced on emission units P003 and P004 and how total suspended particle pound per hour emissions will be reduced on emission unit P006. You are expected to comply with submitting a corrective action plan by January 2, 2009. Failure to do so may result in referral to Ohio EPA or U.S. EPA for further enforcement action. Fulfillment of your commitments included in the corrective action plan and/or any modifications contained within this letter does not constitute a waiver of CDAQ's ability to refer this matter to Ohio EPA or U.S. EPA for further enforcement action.

CDAQ issues this letter with Ohio EPA's concurrence and 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 Linda Kimmy at 216-664-2985. All correspondence with CDAQ must include the Ohio EPA facility identification number for Clean Harbors: 1318006093.

Sincerely,

George Baker
Chief of Enforcement, CDAQ

GB/LK

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:

Mrs. Susan J. Sevy
 CLEAN HARBORS ENV. SERVICES
 2900 Rockefeller Ave.
 CLEVELAND, OH 44115-2080

2. Article Number

(Transfer from service label)

7002 2030 0001 1807 8689

COMPLETE THIS SECTION ON DELIVERY

A. Signature

x Tonya Miller

 Agent Address

B. Received by (Printed Name)

C. Date of Deliv

11-24-01

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

3. Service Type

 Certified Mail Express Mail Registered Return Receipt for Merchanc Insured Mail C.O.D.

4. Restricted Delivery? (Extra Fee)

 Yes

PS Form 3811, August 2001

Domestic Return Receipt

102595-02-M

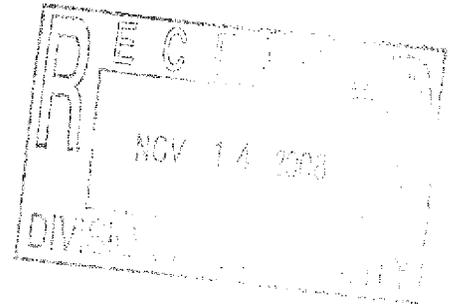


Clean Harbors Env. Services, Inc.
2900 Rockefeller Avenue
Cleveland, Ohio 44115
216-429-2401
www.cleanharbors.com

Federal Express Delivery---Tracking Requested

November 12, 2008

Linda J. Kimmy
Environmental Specialist
Ohio EPA-Agency 13(Cuyahoga)
Department of Public Health
1925 St. Clair Avenue
Cleveland, Ohio 44114-2080



***RE: Notice of Violation,
Facility ID: 13-18-00-6093
Emissions Units P003 and P004(SO2)
Emission Unit P006 (TSP)***

Dear Ms. Kimmy:

Clean Harbors Environmental Services, Inc. (hereinafter, Clean Harbors) is sending this letter in response to the Notice of Violation (NOV) correspondence received on October 30, 2008 from the Ohio EPA-Agency 13, Department of Public Health, Cleveland Division of Air Quality.

Clean Harbors will need additional time to thoroughly review all the facts for the emission units with respect to the NOV notice. Clean Harbors' record keeping method for the operating records are manually generated and maintained. A complete audit review for the calendar year 2007 will require numerous man-hours by facility compliance personnel, of which is already in progress. Additionally, the Cleveland facility personnel has acquired the assistance of the Clean Harbors Engineering Division to re-evaluate and validate the "modified Tanks 4.0" software program utilized for reporting the emissions calculations for the recent Cleveland site audit.

Clean Harbors is requesting an additional forty-five (45) days for the review and evaluation of emission source data and records. Upon completion of the review, Clean Harbors will submit the findings in a written response to your agency.



Should you have any questions regarding this request, please do not hesitate to contact me at (216) 429-2401, extension 227.

Sincerely,

A handwritten signature in cursive script that reads "Susan J. Sevy".

Susan J. Sevy
Environmental Compliance Manager

CC: Richard Nemeth and Michael J. Krzywicki, CDAQ
John Paulian, Ohio EPA, Central Office
Lisa Holscher, U.S. EPA Region V
Michael Petkovich, Clean Harbors
Facility File