



City of Cleveland
Frank G. Jackson, Mayor

Department of Public Health
Division of Air Quality
1925 St. Clair Avenue
Cleveland, Ohio 44114-7080
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 8947
RETURN RECEIPT REQUESTED

September 22, 2008

Mr. Gary Calhoun
Alcon Industries, Inc.
7990 Baker Avenue
Cleveland, OH 44102

NON-HPV
FACILITY ID: 1318007755
RECEIPT OF CORRECTIVE ACTION PLAN: AIR POLLUTION NUISANCE

Dear Mr. Calhoun:

On August 29, 2008, the Cleveland Division of Air Quality (CDAQ) issued a Notice of Violation (NOV) requesting that Alcon Industries, Inc. to address the air pollution nuisance emitting from your facility. CDAQ is in receipt of an extension request dated September 18, 2008. You are expected to submit a corrective action plan by November 2, 2008.

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 Mike Samec at 216-420-7682. All correspondence with CDAQ must include the Ohio EPA facility identification number for Alcon Industries, Inc.: 1318007755.

Sincerely,

George Baker
Chief of Enforcement, CDAQ

GB/ms

cc: John Paulian, Ohio EPA Central Office
Lisa Holscher, U.S. EPA Region V
Facility File and L:\Data\Facilities\1318007755\2008-08-21 RCAP.doc

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: 7755
Gary Calhoun
Hicon Industries, Inc.
7990 Baker Ave.
Cleveland, Oh 44102

COMPLETE THIS SECTION ON DELIVERY

A. Signature Agent
 Addressee
X Pearson Markovic

B. Received by (Printed Name) _____ C. Date of Delivery
09/26/08

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4. Restricted Delivery? (Extra Fee) Yes

2. Article Number 7002 2030 0001 1808 8947
(Transfer from service label)



ALCON

FEDEX NO: 1034-0193-3

October 28, 2008

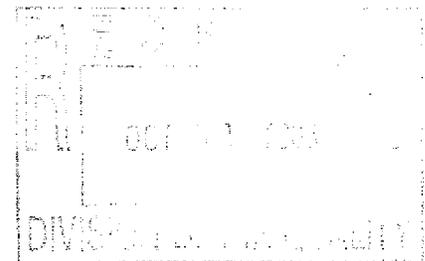
Mr. Mike Samec
Environmental Enforcement Specialist
Ohio EPA - Agency 13 (Cuyahoga)
Cleveland Division of Air Quality
1300 E. 9th Street 4th Floor
Cleveland, Ohio 44114

ALCON INDUSTRIES, INC.

7990 BAKER AVENUE

CLEVELAND OH 44102

RE: Response to NOV Letter Dated August 29, 2008
Alcon Industries, Inc.
7990 Baker Avenue
Cleveland, Ohio 44102
Facility ID: 13-18-00-7755



Dear Mr. Samec:

On behalf of Alcon Industries, Inc. (Alcon) I hereby submit this response to your Notice of Violation letter dated August 29, 2008 (NOV letter) and received by Alcon on September 4, 2008. With this letter, Alcon is restating its commitment to the corrective action plan procedures presented in its May 22, 2008 letter to the CDAQ and clarifying the provisions of those procedures to reduce odors from its facility into the surrounding neighborhood. In addition, Alcon is presenting other actions it will pursue in order to further address this situation.

Background and Corrective Action Understanding

1. Alcon has met with the CDAQ twice and appreciates the cooperative environment and is committed to providing an effective response.
2. Alcon is not a major source of air pollutants as defined by the Ohio EPA.
3. Alcon is in substantial compliance with its air permits and continues to work cooperatively with the CDAQ and Ohio EPA on updates to its older permits and establishing new permits for certain emission sources.
4. Based on careful review of its corrective action plan procedure, Alcon has determined that it was working within the provisions of those procedures as defined in its letter to the CDAQ dated May 22, 2008. Alcon's corrective action procedures state that *"Alcon will evaluate whether it is feasible and*

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prudent to keep those molds inside the building longer...based on an assessment of production and environmental conditions inside the building at the time." The corrective action plan procedures for its green sand molds of the type where more cores are contained in them is summarized as follows.

- When winds are out of the north and there is a threat of rain or it is raining, Alcon will determine if the type of production being run is green sand molds of the type where more cores are contained in the green sand molds.
- If it is determined that this type of production is being run, Alcon will evaluate whether it is feasible and prudent to keep those molds inside the building longer.
- The decision to hold the molds inside longer will be made based on an assessment of production and environmental conditions inside the building at the time.
- If the above described weather conditions develop during the day (i.e., winds out of the north, a threat of rain or rain) and green sand molds of the type where more cores are contained in the green sand molds are outside cooling, Alcon will consider relocating the molds inside the building to continue cooling. The decision to move the molds or not will be made based on an assessment of production and environmental conditions inside the building at the time.

Actions Going Forward

Alcon understands that there will be occasions when odors may be detectable by people within the general area of the facility. As previously presented, the most likely condition for detectable odors to develop is with a north to south wind combined with a low pressure system and the green mold production described above. However, Alcon must consider the air quality inside its facility, the working conditions of its employees and each day's production which includes how many mold of this type have been produced and where they can physically be placed for cooling.

Alcon expects odors and emissions to continue to decline in the future. Currently, the plant is going from 5 days a week to four, at least temporarily. We hope to continue addressing facility odors by evaluating the cost of possible future controls along with their benefits. The costs and benefits will be considered along with the need to protect the 150 good paying jobs and job benefits that are currently being provided to our mostly urban and minority employees. Alcon has



identified the following for further action going forward.

1. Alcon is considering further engineering controls and processes to minimize odors and emissions from the facility. One such odor control consideration being currently evaluated is from OMI Industries, which seems promising but is still in the investigation stages.
2. Alcon commits to continue to make the most prudent response when the described odor conditions are presented in the future.
3. Alcon has identified the following steps, as good corporate citizens, to help inform the community near the facility about the safety of its air emissions and odors.
 - a. Have an Alcon representative attend the local block information meeting to educate the community as to the activities and safety of our operations.
 - b. Provide the local community with an Alcon phone number to call if they believe the odors are excessive. Alcon will immediately consider if internal placements of molds is a viable response each time a call is made by a community member.
 - c. The phone number of the local councilman, Matt Zone will be provided on Alcon community communications in order to offer other lines of communication and ways of informing the community about our corporate citizenship and dedication to the community.
4. Alcon is working one shift and currently does not place molds outside during the 5 pm – 6 am timeframe and expects to continue this practice.
5. Alcon will consider other controls as Alcon becomes aware of them.

Alcon believes that this response letter fully addresses and resolves the alleged NOV identified in the letter from CDAQ dated August 29, 2008. Please do not hesitate to contact me with any questions you may have about this response.

Sincerely,

Alcon Industries, Inc.

A handwritten signature in black ink, appearing to read 'Andrew V. White'. The signature is fluid and cursive, with a long horizontal stroke extending to the right.

Andrew V. White
Chief Financial Officer

cc: Scott McCready, ATC Associates Inc.



ALCON

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