



City of Cleveland
Frank G. Jackson, Mayor

Department of Public Health
Division of Air Quality
1925 St. Clair Avenue
Cleveland, Ohio 44114 2080
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www.clevelandhealth.org

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

**CERTIFIED MAIL 7003 1010 0004 2923 3645
RETURN RECEIPT REQUESTED**

July 28, 2008

Mark Lieberman
Avon Drive-In Laundry and Dry Cleaning
1830 Superior Avenue
Cleveland, OH 44114

FACILITY ID: 13-18-00-7917

RECEIPT OF CORRECTIVE ACTION PLAN: Inadequate Response to Notice of Violation dated July 7, 2008 and Letter of Warning dated May 27, 2008

Dear Mr. Lieberman:

On July 7, 2008, the Cleveland Division of Air Quality (CDAQ) issued a *SECOND* Notice of Violation (NOV) to Avon Drive-In Laundry and Dry Cleaning (Avon). The following violations were cited in the May 27, 2008 Letter of Warning (LOW) and the July 7, 2008 NOV.

Avon's operation of two, P460 Sailstar dry-cleaning machines is in violation of permit-to-install (PTI) #13-04519, as issued on July 7, 2007, in that Avon failed:

- 1) to meet deviation reporting requirements (Part III. A. IV.1.),
- 2) to conduct a leak detection and repair program to inspect all dry cleaning equipment (Part III. A. III. 1.),
- 3) to measure the temperature of the air-perchloroethylene gas-vapor stream on the outlet side of the refrigerator condenser (Part III. A. III. 2.), and
- 4) to record the monthly volume of perchloroethylene purchased, and calculate the yearly perchloroethylene consumption (i.e. 12-month rolling summation) (Part III. A. III. 3. b. and c.).

The above permit violations are also violations of the Ohio Revised Code sections 3704.05(C) and (G); the Ohio Administrative Code rules 3745-21-09(AA)(1), 3745-21-09(AA)(3), and 3745-21-09(AA)(4)(b); and applicable requirements in Title 40 of the Code of Federal Regulations, Part 63, Subpart M – National Perchloroethylene Air Emission Standards for Dry Cleaning Facilities.



On July 18, 2008, CDAQ received a copy of the second NOV mailed by you and documentation of perchloroethylene purchased, weekly poundage charts of clothes laundered, and copies of May, June and July calendar months from OCAPP's 2008 compliance calendar that documented "no leaks" for the applicable weeks dating from May 23, 2008 through July 11, 2008.

To date, required quarterly and semi-annual deviation reports have not been received by CDAQ. Furthermore, Avon has failed to provide supporting documentation that the temperature of the air-perchloroethylene gas-vapor stream on the outlet side of the refrigerated condenser is measured weekly with a temperature sensor.

CDAQ still requests that Avon provide a written response with a course of action to correct the stated violations listed in the May 27, 2008 LOW and the July 7, 2008 NOV to the following enforcement representative:

Valerie Shaffer
Cleveland Division of Air Quality
1925 St. Clair Avenue NE
Cleveland, Ohio 44114-2080

Your written response to this letter must be received by CDAQ within seven (7) days of your receipt of 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.

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 Valerie Shaffer at (216) 664-6292.

Sincerely,

George Baker
Chief of Enforcement, CDAQ

GB/vls *VN*

cc: John Paulian, Ohio EPA Central Office
Lisa Holscher, U.S. EPA Region V
Facility File and L:\Data\Facilities\1318007917\2008-05-19 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:

AVON DRIVE-IN LAUNDRY
ATTN: MARK LIEBERMAN
1830 SUPERIOR AVENUE
CLEVELAND, OH 44114

COMPLETE THIS SECTION ON DELIVERY

A. Signature Agent
 Addressee

B. Received by (Printed Name) Date of Delivery
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D. Is delivery address different from item 1? Yes
If YES, enter delivery address below: No

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