



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 7009 3410 0002 1934 1509
RETURN RECEIPT REQUESTED**

January 31, 2011

Rick English
Ganley Auto Collision Centers
6930 Pearl Road
Middleburg Heights, OH 44130

NON-HPV

FACILITY ID: 13-18-00-8086

NOTICE OF VIOLATION: Failure to maintain records of maintenance and perform required record keeping; Failure to provide documentation that exhaust stack meets requirements specified by Ohio EPA; Failure to keep paint cleaning device closed when not in use

Dear Mr. English:

On January 18, 2011, the Cleveland Division of Air Quality (CDAQ) inspected Ganley Auto Collision Centers (Ganley) located at 15200 Lorain Avenue in Cleveland in response to an odor complaint received on January 14, 2011. This letter serves as notification that you are operating sources in violation of the following applicable air statutes, air regulations, or air permit conditions.

Ganley has failed to maintain records of maintenance and perform required record keeping pertaining to the frequency of replacing filters on the Spraybake paint spray booth (K001). This is a violation of Ohio Administrative Code (OAC) Rule 3745-31-03(A)(4)(g)(iii)(a) which states that the owner or operator of the facility shall regularly maintain the spray painting application equipment, exhaust filtration systems, and spray booths in accordance with the recommended procedures and maintenance intervals of the respective manufacturers in order to minimize air contaminant emissions.

CDAQ also found that Ganley failed to provide documentation which demonstrates that the exhaust stack meets the minimum requirements set forth by Ohio EPA. This is a violation of OAC Rule 3745-31-03(A)(4)(g)(iv)(c) which states that the owner or operator of a facility shall maintain documentation which demonstrates each exhaust stack complies with the design requirements listed in paragraph (A)(4)(g)(i)(f) of this rule. Rule (A)(4)(g)(i)(f) outlines that the exhaust stack must be equipped with a fan designed to achieve an exhaust flow capacity of at least ten thousand cubic feet per minute.

Additionally, Ganley is in violation of OAC Rule 3745-31-03(A)(4)(g)(iii)(b) which states that paint application equipment shall be cleaned using a device that remains closed when not in use at all times.



Unless you undertake some type of corrective action with respect to the above noted violations, you will remain in non-compliance. CDAQ requests that Ganley Auto Collision Center submit records of maintenance, documentation of exhaust stack compliance, and a corrective action plan demonstrating how devices which store paint and cleaning waste will be maintained as required in the future. CDAQ also requests that Ganley submit the paint usage records for January 14, 2011 in addition to the Material Safety Data Sheets (MSDS) for the materials used on that day. Submit all of the above within thirty (30) days of receipt of this letter to the following enforcement representative:

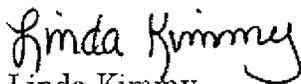
Megan Murphy
Cleveland Division of Air Quality
75 Erieview Plaza 2nd Floor
Cleveland, Ohio 44114-1839

If there is insufficient time to correct the alleged violations within this timeframe, a written response which includes a timeline for correcting the alleged violations must be received within thirty (30) days of 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 Megan Murphy at 216-664-4258. All correspondence with CDAQ must include the Ohio EPA facility identification number for Ganley Auto Collision Centers: 13-18-00-8086.

Sincerely,



Linda Kimmy
Field Enforcement Manager

LK/mm

cc: Tim White, Shop Manager
George P. Baker, CDAQ
Michael J. Krzywicki, CDAQ
John Paulian, Ohio EPA Central Office
William MacDowell, U.S. EPA Region V
Facility File and L:\Data\Facilities\1318008086\2011-1-18 NOV.doc