



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: 216/420-8017
www.clevelandhealth.org

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

**CERTIFIED MAIL 7002 2030 0001 1808 9173
RETURN RECEIPT REQUESTED**

October 23, 2008

Ms. Kyung Lee
Avon Sparkle Town, Inc.
18314 Euclid Avenue
Cleveland, Ohio, 44112

**NON-HPV
EMISSIONS VIOLATION**

FACILITY ID: 13-18-00-8090

NOTICE OF VIOLATION: Failure to comply with terms and conditions of permit-to-install (PTI) #13-03942

Dear Ms. Kyung Lee:

On October 7, 2008, the Cleveland Division of Air Quality (CDAQ) inspected Avon Sparkle Town, Inc. located at 18314 Euclid Avenue in Cleveland. This letter serves as notification that, since October 7, 2008, you are operating sources in violation of the following applicable air statutes, air regulations, or air permit conditions.

Avon Sparkle Towns' operation of emission unit (EU) D001: Fibrimatic 315 machine, is in violation of PTI#13-03942, Part II (C) (1); Ohio Administrative Code (OAC) Rule 3745-21-09 (AA) (1) (e); Ohio Revised Code (ORC) 3704.05 (C) and (G); Title 40 of the Code of Federal Regulations (CFR) Part 63 Subpart M Section 63.322 Standards (k), 63.320 (d) (e) Standards (k), 63.322 Standards (m).

During the compliance inspection, utilizing a halogenated hydrocarbon detector, CDAQ detected four different gaskets leaking perchloroethylene (PERC) on D001.

This is a violation of D001 of PTI#13-03762, Part II (B) (3) Operational Restrictions and OAC Rule 3745-21-09 (AA) (1) (e) which provide the following:

- (1) Except where exempted under paragraph (AA) (2) of this rule, no owner or operator of a perchloroethylene dry cleaning facility may cause, allow or permit the cleaning of articles in perchloroethylene on or after June 14, 1991 unless the following requirements are met:



(e) All equipment must be maintained so as to prevent the leaking of perchloroethylene liquid and prevent perceptible vapor leaks from gaskets, seals, ducts, and related equipment. Any equipment which is leaking perchloroethylene liquid or has a perceptible vapor leak shall not be operated until the leak is repaired.

This is also a violation of 40 CFR Part 63 Subpart M Section 63.322 Standards (k), which provides the following:

The owner or operator of a dry cleaning system shall inspect the system weekly for perceptible leaks while the dry cleaning system is operating. Inspection with a halogenated hydrocarbon detector or PCE gas analyzer also fulfills the requirement for inspection of perceptible leaks. The following components shall be inspected:

- (1) Hose and pipe connections, fittings, couplings, and valves;
- (2) Door gaskets and seatings;
- (3) Filter gaskets and seatings;
- (4) Pumps;
- (5) Solvent tanks and containers;
- (6) Water separators;
- (7) Muck cookers;
- (8) Stills;
- (9) Exhaust dampers;
- (10) Diverter valves; and
- (11) All Filter housings.

(l) The owner or operator of a dry cleaning facility with a total facility consumption below the applicable consumption levels of section 63.320(d) or (e) shall inspect the components listed in paragraph (k) of this section biweekly for perceptible leaks while the dry cleaning system is operating.

(o) Additional requirements:

(1) The owner or operator of a dry cleaning system shall inspect the components listed in paragraph (k) of this section for vapor leaks monthly while the component is in operation.

(i) Area sources shall conduct the inspections using a halogenated hydrocarbon detector or PCE gas analyzer that is operated according to the manufacturer's instructions. The operator shall place the probe inlet at the surface of each component interface where leakage could occur and move it slowly along the interface periphery.

Avon Sparkle Town, Inc. also did not fix the perchloroethylene leaks within 24 hours of being found, order repair parts within 2 working days after detecting the leak, and install them within 5 days, which is in violation of PTI #13-03942, Part II (C) (1) Monitoring and/or recordkeeping requirements and Title 40 CFR Part 63 Subpart M Section 63.322 Standards (m).



Unless you undertake some type of corrective action with respect to the above noted violations, you will remain in non-compliance. CDAQ requests that Avon Sparkle Town, Inc. submit copies of the invoices for the four gaskets that were to be replaced, and also the dates on which installation occurred. Please mail/fax the invoices to the following enforcement representative:

Bryan Sokolowski
Cleveland Division of Air Quality
1300 East Ninth Street
Cleveland, Ohio 44114-1501
Fax: (216) 420-8047

Your written response to this letter must be received by CDAQ within fourteen (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 twenty-five thousand dollars or imprisonment for not more than one year, or both, for each violation.

Free assistance with state and/or federal regulations, rules, laws or permit conditions can be provided at no charge through the Ohio EPA Office of Compliance Assistance and Pollution Prevention (OCAPP). OCAPP can be contacted at <http://www.epa.state.oh.us/ocapp> or (614) 644-3469 or (800) 329-7518.

CDAQ makes no guarantee that the facility will meet the qualifying guidelines established by OCAPP.

OCAPP can also provide assistance to facilities that want to investigate methods of pollution prevention to reduce raw material usage and waste production. Again, there is no charge for their services.

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 Bryan Sokolowski at (216) 420-7663. All correspondence with CDAQ must include the Ohio EPA facility identification number for Avon Sparkle Town, Inc.: 13-18-00-8090.

Sincerely,

George Baker
Chief of Enforcement, CDAQ



GB/BS

cc: John Paulian, Ohio EPA Central Office
Lisa Holscher, U.S. EPA Region V
Facility File and L:\Data\Facilities\1318008090\2008-10-23-NOV.docx

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, & 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:

Ms. Kyung Lee
 Avon Sparkle Town, Inc.
 18314 Euclid Ave.
 Cleveland, OH, 44112

2. Article Number
(Transfer from service label)

7002 2030 0001 1808 9173

13-13-00-80
90**COMPLETE THIS SECTION ON DELIVERY**

A. Signature

X *K Lee* Agent Addressee

B. Received by (Printed Name)

Kyung Lee

C. Date of Delivery

*10-29-08*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 Merchandise Insured Mail C.O.D.

4. Restricted Delivery? (Extra Fee)

 Yes