



City of Cleveland
Frank G. Jackson, Mayor

Department of Public Health
Division of Air Quality
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Cleveland, Ohio 44114-1839
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SERVING OHIO EPA AS AGENCY 13
FOR CUYAHOGA COUNTY

CERTIFIED MAIL #70093410000219338875
RETURN RECEIPT REQUESTED

April 14, 2011

Skip Glover
Cansto Paint and Varnish Company
9320 Woodland Avenue
Cleveland, OH 44104

NON-HPV
EMISSIONS VIOLATION

FACILITY ID: 13-18-00-8350

NOTICE OF VIOLATION: Exceeding emission limitations, violating terms and conditions of permit-to-install #13-03966

Dear Mr. Glover:

On February 1, 2011, the Cleveland Division of Air Quality (CDAQ) received an Annual Compliance Report from Cansto Paint and Varnish Company located at 9320 Woodland Avenue in Cleveland. This letter serves as notification that you are operating sources in violation of the following applicable air statutes, air regulations, or air permit conditions.

After receiving and reviewing permit-to-install/operate renewal applications CDAQ has determined that Cansto is subject to Code of Federal Regulations (CFR) Title 40: Part 63 subpart HHHHH because Cansto is a major source of Hazardous Air Pollutants (HAPs). According to CFR Title 40: Part 63 subpart HHHHH 63.7995 (2)(b) Cansto has been operating out of compliance since December 11, 2006.

- Cansto has violated Ohio Revised Code (ORC) section 3704.05 (C) and Ohio Administrative Code (OAC) rule 3745-31-05(A)(3) as well as their permit-to-install (PTI) #13-03966 by exceeding the allowable daily limits of organic compounds on numerous occasions in 2010, for the emissions units P001, P002, P003, P004, P005, P006, P007 and P008.
- Also, CDAQ has witnessed Cansto failing to comply with operational restrictions set forth in their PTI #13-03966 by failing to completely cover mixing/blending tanks while containing paint materials on October 29, 2010,



and January 20, 2011, which is a violation of Cansto's PTI#13-03966, ORC section 3704.05(C) as well as CFR Title 40: Part 63, Subpart HHHHH 63.8005.

Unless you undertake some type of corrective action with respect to the above noted violations, you will remain in non-compliance. CDAQ requests that Cansto submit:

- A plan of corrective action for completely covering the mixing/blending tanks while containing paint materials.
- As well as corrected quarterly deviation reports for each quarter in 2010 either electronically via the eBusiness Center, Air Services, or to the following enforcement representative, within 30 thirty days of receipt of this letter:

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

Also, CDAQ requests that Cansto electronically submit:

- A Title V permit-to-operate application as well as PTI modification permit applications for emissions units P001, P002, P003, P004, P005, P006, P007 and P008 via the eBusiness Center, Air Services, within thirty (30) days of receipt of this letter.

Your written response to this letter must be received by CDAQ within thirty (30) 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.

Applications for the PTI modifications can be found at <http://www.epa.ohio.gov/dapc/fops/eac/eacforms.aspx>. Information on the Title V permitting process can be found at http://www.epa.state.oh.us/dapc/title_v/permitpr.aspx.

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.ohio.gov/ocapp> or (614) 644-3469 or (800) 329-7518. CDAQ makes no guarantee that the facility will meet the qualifying guidelines established by



OCAPP.

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 Andrew Kenney at 216-420-7683. All correspondence with CDAQ must include the Ohio EPA facility identification number for Cansto: 13-18-00-8350.

Sincerely,

A handwritten signature in black ink that reads "Linda Kimmy".

Linda Kimmy
Field Enforcement Manager

LK/ak

cc: George P. Baker, CDAQ
Michael J. Krzywicki, CDAQ
John Paulian, Ohio EPA Central Office
William MacDowell, U.S. EPA Region V
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