



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 7010 1870 0000 6591 2403
RETURN RECEIPT REQUESTED**

10/7/11

Gene Gargas
HyComp, LLC
17960 Englewood Dr.
Middleburg Heights, OH 44130

NON-HPV

FACILITY ID: 13-18-34-7780

NOTICE OF VIOLATION: Installation/operation of air pollution sources without first obtaining a Permit to Install/Operate (PTIO)

Dear Mr. Gargas:

On 9/27/11, the Cleveland Division of Air Quality (CDAQ) inspected HyComp, LLC (HyComp) located at 17960 Englewood Dr. in Middleburg Heights. This letter serves as notification that you are operating sources in violation of the following applicable air statutes, air regulations, or air permit conditions.

HyComp has installed and operated air pollution emissions units (EUs) without first obtaining PTIOs. This is a violation of the Ohio Revised Code (ORC) section 3704.03 and the Ohio Administrative Code (OAC) rule 3745-31-02.

Additionally, EUs that were permitted and subsequently placed on "Registration Status" will require new PTIO applications to be submitted to determine appropriate permit status under current regulations.

Unless you undertake some type of corrective action with respect to the above noted violations, you will remain in non-compliance. CDAQ requests that HyComp electronically submit PTIO applications through the Ohio EPA's eBusiness center for all EUs and processes noted in the enclosed attachment. Please provide confirmation of the completed PTIO application submission to the following enforcement representative:

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



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.

Permit-to-install/operate (PTIO) applications may be completed through the Ohio EPA eBusiness Center at <https://ebiz.epa.ohio.gov/>. An account is required to be created and a pin number assigned.

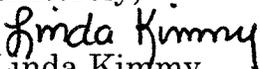
Violations of Ohio air pollution laws and /or permit terms and conditions are subject to the penalties stipulated in Ohio Revised Code Section 3704.99(A), which allows fines of not more than twenty-five thousand dollars or imprisonment for not more than one year, or both, for each violation.

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.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.

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 Dave DeChant at 216-664-3213. All correspondence with CDAQ must include the Ohio EPA facility identification number for HyComp, LLC: 13-18-34-7780.

Sincerely,


Linda Kimmy

Field Enforcement Manager

LK/dd

cc: Bob Scoular, HyComp, LLC
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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encl: List of EUs and processes at HyComp requiring PTIO applications