



City of Cleveland
Frank G. Jackson, Mayor

Department of Public Health
Division of Air Quality
75 Erievew 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 1983 8042
RETURN RECEIPT REQUESTED**

August 3, 2010

Anthony Peacock
Peacock Auto Body
8701 Buckeye Road
Cleveland, Ohio 44101

**FACILITY ID: 13-18-00-8524
NOTICE OF VIOLATION FOLLOW-UP LETTER**

Dear Mr. Peacock:

On April 22 and June 7, 2010, the Cleveland Division of Air Quality (CDAQ) issued two Notices of Violation requiring Peacock Auto Body to submit usage estimates and MSDSs of paint, paint stripper, solvent cleaning product, and any other solvent product used at your facility. CDAQ also requested that Peacock Auto Body obtain City of Cleveland permits-to-operate by submitting City of Cleveland Air Contaminant Source fees for 2006, 2007, 2008, and 2009. CDAQ is in receipt of Air Contaminant Source fees for 2006, 2007, 2008, and 2009, as of June 30, 2010. Additionally, product usage estimates for June and July of 2010, and MSDSs of products used, were received on July 30, 2010.

Although actual emissions for June and July were less than 10 pounds per day, potential emissions can exceed 10 pounds per day. Therefore, to claim *de minimis* status per Ohio Administrative Code rule 3745-15-05, your facility must keep records to show that emissions are maintained below 10 pounds per day. A guide to assist you in calculating VOC (Volatile Organic Compounds) emissions and a sample of a daily paint and solvent usage record are included with this letter.

CDAQ has determined that no further enforcement action is warranted at this time, but reserves its right to take such action in the future if necessary.



CDAQ issues this letter with Ohio EPA's concurrence and 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) 287-2713. All correspondence with CDAQ must include the Ohio EPA facility identification number for Peacock Auto Body: 13-18-00-8524.

Sincerely,

Linda Kimmy for G.B.

George Baker
Chief of Enforcement, CDAQ

GB/vls

cc: John Paulian, Ohio EPA Central Office
Lisa Holscher, U.S. EPA Region V
Facility File and L:\Data\Facilities\1318008524\2010-03-26 NEAR.doc

encl: OCAPP's *Environmental Compliance Guide for Auto Repair Shops*
OCAPP's *De Minimis Air Contaminant Source Exemption* guide
Daily Paint and Solvent Usage Record

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:

Peacock Auto Body
8701 Buckeye Rd
Cleveland, OH 44101

2. Article Number

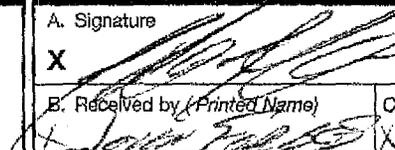
(Transfer from service label)

7009 3410 0002 1933 8042

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X



Agent

Addressee

B. Received by (Printed Name)

X John F. [Signature]

C. Date of Delivery

X 8-6-10

D. Is delivery address different from item 1? Yes

If 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