



City of Cleveland
Frank G. Jackson, Mayor

Department of Public Health
Division of Air Quality
75 Erievue 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 1431
RETURN RECEIPT REQUESTED**

4/6/11

James Swanson
Henkel Corporation
18731 Cranwood Parkway
Warrensville Heights, OH 44128

**FACILITY ID: 13-18-59-7812
RECEIPT OF CORRECTIVE ACTION PLAN: Failure to apply for Permits to
Install/Operate (PTIO)**

Dear Mr. Swanson:

On 12/27/10, the Cleveland Division of Air Quality (CDAQ) issued a Notice of Violation (NOV) requesting that Henkel Corporation (Henkel), formerly Loctite Corporation, submit emissions calculations or provide the reason that qualifies an emissions unit (EU) for Exempt or DeMinimis Status and/or Permit-to-Install/Operate (PTIO) applications (for EUs that cannot be determined to be Exempt or DeMinimis) for all EUs indicated.

CDAQ received a compliance deadline extension request dated 1/10/11. In a letter dated 1/13/11, CDAQ granted the extension and indicated Henkel Corporation was expected to comply with providing the requested calculations, qualifying explanations or PTIO applications by 3/4/11.

CDAQ is in receipt of a narrative summary response from Henkel Corporation dated 3/3/11. Henkel asserts that pursuant to their evaluation of the EUs cited in the original NOV that "... the EUs identified in the NOV have been, and continue to be exempt from permitting under the applicable provisions of OAC § 3745-15-05 and 3745-31-03."

CDAQ is in agreement that some of the EUs do qualify for exemption based on the information provided. However, Loctite Corporation did in fact have an active permit to install (PTI) and permits to operate (PTOs) issued for five processes and related equipment at this facility that are now presumably under Henkel's control. PTI # 13-2507 was issued effective 12/2/92 with the subsequent PTOs issued 4/16/93. In a letter dated 4/22/96, Loctite Corporation submitted five emission activity category (EAC) forms and five completed renewal applications for these processes. The letter noted "Nothing has changed in regards to these sources since the original submittal date 4/2/92."

CDAQ is providing copies of archival application information, correspondence and the noted PTI and PTOs for Henkel's assistance in determining what processes and EUs are a part of current operations. Once we are able to determine which EUs were/are covered by these PTOs it may be necessary to submit new permit to install/operate (PTIO) applications.



Additional sample calculations may be requested for the remaining EUs to verify their exemption status. This information is being requested in an effort to accurately reflect current operations at Henkel.

You are expected to comply with determining which current EUs and processes are covered by the terms of PTI# 13-2507 and the subsequent PTOs by 5/20/11. Additionally, CDAQ is providing transfer of ownership notification paperwork that needs to be completed reflecting effective dates of transfer and current contacts, including the Responsible Official designation.

Failure to do so may result in referral to Ohio EPA or U.S. EPA for further enforcement action. Fulfillment of your commitments included in the corrective action plan and/or any modifications contained within this letter does not constitute a waiver of CDAQ's ability to refer this matter to Ohio EPA or U.S. EPA for further enforcement action. Please submit any future correspondence related to this matter to the following enforcement representative:

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

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 Dave DeChant at 216-664-3213. All correspondence with CDAQ must include the Ohio EPA facility identification number for Henkel Corporation: 13-18-59-7812.

Sincerely,

Linda Kimmy
Field Enforcement Manager, CDAQ

LK/dd

cc: John Paulian, Ohio EPA Central Office
William MacDowell, U.S. EPA Region V
Facility File and L:\Data\Facilities\1318597812\2010-12-16 RCAP2.docx

encl: 9/11/92 correspondence from Loctite Corporation with analytical testing results; PTI #13-2507 effective 12/2/92; PTOs issued effective 4/16/93 for EUs P001, P002, P003, P005, P006; PTI applications for EUs P001, P002, P003, P005, P006; 4/22/96 correspondence from Loctite Corporation with EAC forms and completed renewal applications for P001, P002, P003, P005, P006; Transfer of Ownership Notification form

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:

James Swanson
Henkel Corporation
18731 Cranwood Parkway
Warrensville Heights, OH 44128

13-1859-7810

2. Article Number
(Transfer from service label)

COMPLETE THIS SECTION ON DELIVERY

A. Signature Agent
[Signature] Addressee

B. Received by (Printed Name) C. Date of Delivery
Earl Rybicki *4-8-11*

D. Is delivery address different from item 1? Yes
If YES, enter delivery address below: No

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Cleveland Department of Public Health
Division of Air Quality
75 Erieview Plaza, 2nd Floor
Cleveland, OH 44114-1839

Att: Dave DeChant