



City of Cleveland
Frank G. Jackson, Mayor

Department of Public Health
Division of Air Quality
1825 St. Clair Avenue
Cleveland, Ohio 44114-2080
216/664-2297 • Fax: 216/420-8047
www.clevelandhealth.org

SERVING OHIO EPA AS AGENCY 13
FOR CUYAHOGA COUNTY

CERTIFIED MAIL 7003 1010 0004 2923 4970
RETURN RECEIPT REQUESTED

27 January 2009

Plato Anton
Anton's Corp. D.B.A. BarriLee/Michelle Cleaners
818 Richmond Rd.
Richmond Hts., OH 44143-2920

NON-HPV

FACILITY ID: unassigned
NOTICE OF VIOLATION: failure to submit a permit to install/operate (PTIO) application
for a dry cleaning facility

Dear Mr. Anton:

On 9 January 2009, the Cleveland Division of Air Quality (CDAQ) inspected Anton's Corp. d.b.a BarriLee/Michelle Cleaners (BarriLee/Michelle Cleaners) located at 26163 Chardon Road in Richmond 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.

BarriLee/Michelle Cleaners' operation of two dry cleaning machines is in violation of the Ohio Administrative Code Rules 3745-31-02(A) and 3745-35-02(A) respectively, and the Ohio Revised Code (ORC) Sections 3704.05(F) and (G). BarriLee/Michelle Cleaners has been operating both machines without applying for the applicable installation and operating permits, as required by state and federal rules for dry cleaning operations using perchloroethylene ("PERC") since 30 May 2007.

Unless you undertake some type of corrective action with respect to the above noted violations, you will remain in non-compliance. CDAQ requests that BarriLee/Michelle Cleaners submit a PTIO application to the following enforcement representative:

David Wagner
Cleveland Division of Air Quality
75 Erievue Pl., Fl. 2
Cleveland, OH 44114-1839



Your written response to this letter must be received by CDAQ within 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.

The appropriate permit application(s) and supplemental form(s) are included with this letter. Please note that all permit applications submitted to CDAQ must include original signatures. Photocopied signatures are not valid; the application will not be accepted by CDAQ and will be returned to you if original signatures are not provided.

Violations of Ohio air pollution laws and /or permit terms and conditions are subject to the penalties stipulated in ORC Section 3704.99(A), which allows fines of not more than \$25,000 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.

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. If you have any questions, please call David Wagner at 216/664-3004.

Sincerely,

George P. Baker
Chief of Enforcement, CDAQ

GPB/dlw

cc: Richard Nemeth and Michael J. Krzywicki, CDAQ
John Paulian, Ohio EPA Central Office
Lisa Holscher, U.S. EPA Region V
Facility File and L:\Data\Facilities\Richmond Hts dry cleaning shop\2009-01-09 NOV.docx

encl: PTIO application and emission activity category forms

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: **NOV 2009**
? PLATO ANTON
BARRILEE/MICHELLE CLEANERS
818 RICHMOND RD
RICHMOND HTS OH 44143

2. Article # **7003 1010 0004 2923 4970**
(Transfer from cover only)

COMPLETE THIS SECTION ON DELIVERY

A. Signature Agent
 Addressee

B. Received by (Printed Name) **PLATO ANTON** C. Date of Delivery **11/23/09**

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

