



City of Cleveland
Frank G. Jackson, Mayor

Department of Public Health
Division of Air Quality
75 Erieview Plaza, 2nd Floor
Cleveland, Ohio 44114-1839
www.clevelandhealth.org

SERVING OHIO EPA AS AGENCY 13
FOR CUYAHOGA COUNTY

CERTIFIED MAIL: 7002 2030 0001 1807 9761
RETURN RECEIPT REQUESTED

May 26, 2009

Bernie Darusz
On the Spot Dry Cleaners
1100 W Royalton Road
Broadview Heights, Ohio 44147

NON-HPV

FACILITY ID: Unassigned
NOTICE OF VIOLATION : Operating without a permit and failure to maintain proper recordkeeping requirements

Dear Mr. Bernie Darusz:

On May 12, 2009, the Cleveland Division of Air Quality (CDAQ) inspected On the Spot Dry Cleaners located at 1100 W Royalton Road in Broadview 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.

On the Spot Dry Cleaners' operation of two dry cleaning machines are in violation of Title 40 Code of Federal Regulations (CFR) Subpart M Section 63.320(3), Ohio Administrative Code (OAC) Rule 3745-31-02(A), and Ohio Revised Code (ORC) Section 3704.05(G) for operating without first obtaining a permit to install/operate (PTIO).

During the inspection, CDAQ found a few perchloroethylene (PERC) leaks on both dry cleaning machines. Both machines had leaks on the door gasket, one machine had additional leaks on a hose coupling, and a leak on the rear lint hatch. Both dry cleaning machines are in violation of Title 40 CFR Part 63 Subpart M, Section 63.322(k), and the OAC Rule 3745-21-09(AA)(1)(e). All leaks were fixed in a timely manner. Monthly PERC usage logs were not kept, which is in violation of Title 40 CFR Subpart M, Section 63.324(d)(1). Also a rolling twelve month PERC usage record was not maintained which is a violation of Title 40 CFR Subpart M, Section 63.324(d)(2).

Unless you undertake some type of corrective action with respect to the above noted violations, you will remain in non-compliance. CDAQ requests that On the Spot Dry Cleaners submit PTI/O applications and Emission Activity Category (EAC) Forms for both dry cleaning machines. CDAQ also requests On the Spot Dry Cleaners to begin logging monthly usage of PERC and keep a rolling twelve month PERC usage record.



Submit permit applications and EAC forms to the following enforcement representative:

Bryan Sokolowski
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.

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 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.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.

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 Bryan Sokolowski at (216) 420-7663.

Sincerely,

Valencia White, MPH
Field Enforcement Manager

VW/BS



cc: John Paulian, Ohio EPA Central Office
Lisa Holscher, U.S. EPA Region V
Facility File and L:\Data\Facilities\Unassigned\On the Spot Dry Cleaners\NOV (On the Spot Dry Cleaners).docx

encl: PTL/O Application and EAC Application

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
<ul style="list-style-type: none"> ■ 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. 	<p>A. Signature <input type="checkbox"/> Agent <input type="checkbox"/> Addressee</p> <p>B. Received by (Printed Name) C. Date of Delivery</p>
<p>1. Article Addressed to:</p> <p style="text-align: center;">Bernie Darusz On The Spot Dry Cleaners 1100 W Royalton Road Broadview Heights, OH 44147</p>	<p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No</p> <p>3. Service Type</p> <p><input checked="" type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail <input type="checkbox"/> Registered <input checked="" type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.</p> <p>4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes</p>
<p>2. Article Number (Transfer from s)</p>	<p style="text-align: center;">7002 2030 0001 1807 9761</p>