



City of Cleveland
Frank G. Jackson, Mayor

Department of Public Health
Division of Air Quality
75 Erieview Plaza, Second Floor
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 7012 2210 0000 5209 3275
RETURN RECEIPT REQUESTED

March 15, 2013

Claude "Bill" Bynum
Owner
Miles Speed Wash
11511 Miles Rd.
Cleveland, OH 44112

NON-HIGH PRIORITY FACILITY
NON-HPV

FACILITY ID: 13-18-00-8395

NOTICE OF VIOLATION: Record keeping deficiencies and failure to submit a permit-to-install/operate application following the installation of a dry cleaning machine

Dear Mr. Bynum:

On February 27, 2013, the Cleveland Division of Air Quality (CDAQ) inspected Miles Speed Wash located at 11511 Miles Road in Cleveland. This letter serves as notification that you are operating sources in violation of the following applicable air statutes, air regulations, or air permit conditions.

Miles Speed Wash's operation of emissions unit D001: American Supreme 750 perchloroethylene dry-to-dry cleaning machine equipped with a refrigerated condenser is in violation of Title 40 of the Code of Federal Regulations (CFR) Part 63 Subpart M, the Ohio Administrative Code (OAC) Rule 3745-21-09(AA), the Ohio Revised Code (ORC) Section 3704.05 and your facility's permit-to-install/operate (PTIO) Part C, 1. The following deficiencies were discovered during CDAQ's inspection:

- Failure to keep a log of the dates and refrigerated condenser temperature sensor monitoring results. This is a violation of 40 CFR 63.324(d)(5); Part C, 1, d, 4, f of PTIO #P0094972; and ORC Sections 3704.05(C) and (G).
- Failure to keep a log of the calculations and results of the yearly perchloroethylene consumption. This is a violation of 40 CFR 63.324(d)(2), OAC Rule 3745-21-09(AA)(4)(d), Part C, 1, d, 4, c of PTIO #P0094972 and ORC Sections 3704.05(C) and (G).
- Failure to keep a log of the volume perchloroethylene purchased each month. This is a violation of 40 CFR 63.324(d)(1); Part C, 1, d, 4, b of PTIO



#P0094972; and ORC Sections 3704.05(C) and (G).

- Failure to record the dates of all weekly visual inspections and monthly vapor leak inspections. This is a violation of OAC Rule 3745-21-09 (AA)(4)(b), Part C, 1, d, 4, d of PTIO #P0094972 and ORC Sections 3704.05(C) and (G).
- Failure to record the weight of each load cleaned. This is a violation of OAC Rule 3745-21-09(AA)(4)(d); Part C, 1, d, 4, h of PTIO #P0094972; and ORC Sections 3704.05(C) and (G).
- CDAQ did not receive the 2010 and 2011 City of Cleveland Air Contaminant Source fees for emissions unit D001: American Supreme 750 perchloroethylene dry-to-dry cleaning machine equipped with a refrigerated condenser, until February 27, 2013. They were due on July 1, 2011, and July 1, 2012, respectively. This was in violation of City of Cleveland Codified Ordinances 259.01 and 263.01.

In addition to the above-noted deficiencies, CDAQ observed a second dry cleaning machine in operation during the February 27, 2013 inspection. The installation and operation of a second dry cleaning machine is a violation of OAC Rule 3745-31-02(A) and ORC Section 3704.05(F), in that Miles Speed Wash failed to first obtain a PTIO.

Furthermore, CDAQ acknowledges that the 2010 and 2011 City of Cleveland Air Contaminant Source fees were promptly paid on receipt of the invoices.

Unless you undertake some type of corrective action with respect to the above-noted record keeping and permit application deficiencies, you will remain in non-compliance. Within 30 days of receipt of this letter, Miles Speed Wash is required to submit a PTIO application for the second dry cleaning machine to the following address:

Permit Section
Cleveland Division of Air Quality
75 Erieview Plz., Fl. 2
Cleveland, OH 44114-1839

Additionally, CDAQ requests that Miles Speed Wash start keeping the required records on receipt of this letter. Within 14 days of receipt of this letter, Miles Speed Wash is required to submit 2 weeks of the required records to CDAQ. If there is insufficient time to correct all aforementioned alleged violations within this timeframe, your response must include a timeline for correcting the alleged violations.

The appropriate permit application 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.



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 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.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 David Wagner at 216/664-3004. All correspondence with CDAQ must include the Ohio EPA facility identification number for Miles Speed Wash: 13-18-00-8395.

Sincerely,

Valencia White
Chief of Enforcement, CDAQ

VW/dlw

cc:  George P. Baker, CDAQ
Michael J. Krzywicki, CDAQ
John Paulian, Ohio EPA Central Office
Brian Dickens, U.S. EPA Region V
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encl: PTIO application and supplement form(s)