State of Ohio Environmental Protection Agency

RE: FINAL PERMIT TO INSTALL MODIFICATION **CERTIFIED MAIL**
MONTGOMERY COUNTY

Street Address: 50 West Town Street, Suite 700
Lazarus Gov. Center **TELE:** (614) 644-3020 **FAX:** (614) 644-2329
Mailing Address: Lazarus Gov. Center P.O. Box 1049

Application No: 08-04031
Fac ID: 0857731524
DATE: 3/13/2008

Fox Cleaners, Inc.
John Roberts
4333 North Main St.
Dayton, OH 45405

Enclosed Please find a modification to the Ohio EPA Permit To Install referenced above which will modify the terms and conditions.

You are hereby notified that this action of the Director is final and may be appealed to the Environmental Review Appeals Commission pursuant to Section 3745.04 of the Ohio Revised Code. The appeal must be in writing and set forth the action complained of and the grounds upon which the appeal is based. The appeal must be filed with the Commission within thirty (30) days after notice of the Director's action. The appeal must be accompanied by a filing fee of $70.00 which the Commission, in its discretion, may reduce if by affidavit you demonstrate that payment of the full amount of the fee would cause extreme hardship. Notice of the filing of the appeal shall be filed with the Director within three (3) days of filing with the Commission. Ohio EPA requests that a copy of the appeal be served upon the Ohio Attorney General's Office, Environmental Enforcement Section. An appeal may be filed with the Environmental Review Appeals Commission at the following address:

Environmental Review Appeals Commission
309 South Fourth Street, Room 222
Columbus, OH 43215

Sincerely,

Michael W. Ahern

Michael W. Ahern, Manager
Permit Issuance and Data Management Section
Division of Air Pollution Control

CC: **USEPA** **RAPCA**

STATE OF OHIO ENVIRONMENTAL PROTECTION AGENCY

Permit To Install	**Issue Date: 3/13/2008**
Terms and Conditions	**Effective Date: 3/13/2008**

FINAL ADMINISTRATIVE MODIFICATION OF PERMIT TO INSTALL 08-04031

Application Number:	08-04031
Facility ID:	0857731524
Permit Fee:	**$0**
Name of Facility:	Fox Cleaners, Inc.
Person to Contact:	John Roberts
Address:	4333 North Main St. Dayton, OH 45405

Location of proposed air contaminant source(s) [emissions unit(s)]:
4333 N. Main St.
Dayton, **Ohio**

Description of proposed emissions unit(s):
Administrative modification to increase PERC usage and update MACT language.

The above named entity is hereby granted a modification to the permit to install described above pursuant to Chapter 3745-31 of the Ohio Administrative Code. Issuance of this modification does not constitute expressed or implied approval or agreement that, if constructed or modified in accordance with the plans included in the application, the above described source(s) of environmental pollutants will operate in compliance with applicable State and Federal laws and regulations, and does not constitute expressed or implied assurance that if constructed or modified in accordance with those plans included in the application, the above described source(s) of pollutants will be granted the necessary operating permits.

This permit is granted subject to the conditions attached hereto.

Ohio Environmental Protection Agency

Chris Korleski
Director

Part I - GENERAL TERMS AND CONDITIONS

A. Permit to Install General Terms and Conditions

1. Compliance Requirements

The emissions unit(s) identified in this Permit to Install shall remain in full compliance with all applicable State laws and regulations and the terms and conditions of this permit.

2. Reporting Requirements

The permittee shall submit required reports in the following manner:

a. Reports of any required monitoring and/or recordkeeping information shall be submitted to the appropriate Ohio EPA District Office or local air agency.

b. Except as otherwise may be provided in the terms and conditions for a specific emissions unit, quarterly written reports of (a) any deviations (excursions) from emission limitations, operational restrictions, and control device operating parameter limitations that have been detected by the testing, monitoring, and recordkeeping requirements specified in this permit, (b) the probable cause of such deviations, and (c) any corrective actions or preventive measures which have been or will be taken, shall be submitted to the appropriate Ohio EPA District Office or local air agency. If no deviations occurred during a calendar quarter, the permittee shall submit a quarterly report, which states that no deviations occurred during that quarter. The reports shall be submitted (i.e., postmarked) quarterly by January 31, April 30, July 31, and October 31 of each year and shall cover the previous calendar quarters. (These quarterly reports shall exclude deviations resulting from malfunctions reported in accordance with OAC rule 3745-15-06.)

3. Records Retention Requirements

Each record of any monitoring data, testing data, and support information required pursuant to this permit shall be retained for a period of five years from the date the record was created. Support information shall include, but not be limited to, all calibration and maintenance records and all original strip-chart recordings for continuous monitoring instrumentation, and copies of all reports required by this permit. Such records may be maintained in computerized form.

4. Inspections and Information Requests

The Director of the Ohio EPA, or an authorized representative of the Director, may, subject to the safety requirements of the permittee and without undue delay, enter upon the premises of this source at any reasonable time for purposes of making inspections, conducting tests, examining records or reports pertaining to any emission of air

contaminants, and determining compliance with any applicable State air pollution laws and regulations and the terms and conditions of this permit. The permittee shall furnish to the Director of the Ohio EPA, or an authorized representative of the Director, upon receipt of a written request and within a reasonable time, any information that may be requested to determine whether cause exists for modifying, reopening or revoking this permit or to determine compliance with this permit. Upon verbal or written request, the permittee shall also furnish to the Director of the Ohio EPA, or an authorized representative of the Director, copies of records required to be kept by this permit.

5. Scheduled Maintenance/Malfunction Reporting

Any scheduled maintenance of air pollution control equipment shall be performed in accordance with paragraph (A) of OAC rule 3745-15-06. The malfunction of any emissions units or any associated air pollution control system(s) shall be reported to the appropriate Ohio EPA District Office or local air agency in accordance with paragraph (B) of OAC rule 3745-15-06. Except as provided in that rule, any scheduled maintenance or malfunction necessitating the shutdown or bypassing of any air pollution control system(s) shall be accompanied by the shutdown of the emissions unit(s) that is (are) served by such control system(s).

6. Permit Transfers

Any transferee of this permit shall assume the responsibilities of the prior permit holder. The appropriate Ohio EPA District Office or local air agency must be notified in writing of any transfer of this permit.

7. Air Pollution Nuisance

The air contaminants emitted by the emissions units covered by this permit shall not cause a public nuisance, in violation of OAC rule 3745-15-07.

8. Termination of Permit to Install

This Permit to Install shall terminate within eighteen months of the effective date of the Permit to Install if the owner or operator has not undertaken a continuing program of installation or modification or has not entered into a binding contractual obligation to undertake and complete within a reasonable time a continuing program of installation or modification. This deadline may be extended by up to 12 months if application is made to the Director within a reasonable time before the termination date and the party shows good cause for any such extension.

9. Construction of New Sources(s)

The proposed emissions unit(s) shall be constructed in strict accordance with the plans and application submitted for this permit to the Director of the Ohio Environmental Protection Agency. There may be no deviation from the approved plans without the express, written approval of the Agency. Any deviations from the approved plans or the

above conditions may lead to such sanctions and penalties as provided under Ohio law. Approval of these plans does not constitute an assurance that the proposed facilities will operate in compliance with all Ohio laws and regulations. Additional facilities shall be installed upon orders of the Ohio Environmental Protection Agency if the proposed sources cannot meet the requirements of this permit or cannot meet applicable standards.

If the construction of the proposed emissions unit(s) has already begun or has been completed prior to the date the Director of the Environmental Protection Agency approves the permit application and plans, the approval does not constitute expressed or implied assurance that the proposed facility has been constructed in accordance with the approved plans. The action of beginning and/or completing construction prior to obtaining the Director's approval constitutes a violation of OAC rule 3745-31-02. Furthermore, issuance of the Permit to Install does not constitute an assurance that the proposed source will operate in compliance with all Ohio laws and regulations. Approval of the plans in any case is not to be construed as an approval of the facility as constructed and/or completed. Moreover, issuance of the Permit to Install is not to be construed as a waiver of any rights that the Ohio Environmental Protection Agency (or other persons) may have against the applicant for starting construction prior to the effective date of the permit. Additional facilities shall be installed upon orders of the Ohio Environmental Protection Agency if the proposed facilities cannot meet the requirements of this permit or cannot meet applicable standards.

10. Public Disclosure

The facility is hereby notified that this permit, and all agency records concerning the operation of this permitted source, are subject to public disclosure in accordance with OAC rule 3745-49-03.

11. Applicability

This Permit To Install is applicable only to the emissions unit(s) identified in the Permit To Install. Separate Permit To Install for the installation or modification of any other emissions unit(s) are required for any emissions unit for which a Permit To Install is required.

12. Best Available Technology

As specified in OAC Rule 3745-31-05, all new sources must employ Best Available Technology (BAT). Compliance with the terms and conditions of this permit will fulfill this requirement.

13. Source Operation and Operating Permit Requirements After Completion of Construction

This facility is permitted to operate each source described by this Permit to Install for a period of up to one year from the date the source commenced operation. This

permission to operate is granted only if the facility complies with all requirements contained in this permit and all applicable air pollution laws, regulations, and policies. Pursuant to OAC Chapter 3745-35, the permittee shall submit a complete operating permit application within ninety (90) days after commencing operation of the emissions unit(s) covered by this permit.

14. Construction Compliance Certification

The applicant shall provide Ohio EPA with a written certification (see enclosed form) that the facility has been constructed in accordance with the Permit to Install application and the terms and conditions of the Permit to Install. The certification shall be provided to Ohio EPA upon completion of construction but prior to startup of the source.

15. Fees

The permittee shall pay fees to the Director of the Ohio EPA in accordance with ORC section 3745.11 and OAC Chapter 3745-78. The permittee shall pay all applicable Permit to Install fees within 30 days after the issuance of this Permit to Install.

B. Permit to Install Summary of Allowable Emissions

The following information summarizes the total allowable emissions, by pollutant, based on the individual allowable emissions of each air contaminant source identified in this permit.

SUMMARY (for informational purposes only)
TOTAL PERMIT TO INSTALL ALLOWABLE EMISSIONS

Pollutant	Tons Per Year
Perchloroethylene	9.36

Emissions Unit ID: **D002**

PART II - SPECIAL TERMS AND CONDITIONS FOR SPECIFIC EMISSIONS UNIT(S)

A. Applicable Emissions Limitations and/or Control Requirements

1. The specific operations(s), property, and/or equipment which constitute this emissions unit are listed in the following table along with the applicable rules and/or requirements and with the applicable emissions limitations and/or control measures. Emissions from this unit shall not exceed the listed limitations, and the listed control measures shall be specified in narrative form following the table.

Operations, Property, and/or Equipment -(D002) - dry to dry perchloroethylene dry cleaning non-residential facility installed before December 21, 2005- modification

Applicable Rules/Requirements	Applicable Emissions Limitations/Control Measures
OAC rule 3745-31-05 (A)(3)	Perchloroethylene usage at this facility shall not exceed 2100 gallons per rolling, 12-month period. Emissions of perchloroethylene from this facility shall not exceed 9.36 tons per rolling, 12-month period. The requirements of this rule also include compliance with OAC rule 3745-21-09(AA) and 40 CFR Part 63, Subparts A & M. Limit(s)
OAC rule 3745-21-09(AA)	See terms A.2.b and B. 1-4.
40 CFR Part 63, Subparts A & M	See terms A.2.a, A.2.c and B. 5-10.

2. Additional Terms and Conditions

2.a The exhaust from each dry cleaning machine shall be vented through a refrigerated condenser.

2.b The dryer is equipped with or vented to a refrigerated vapor condenser whereby there is no exhaust of perchloroethylene vapors to the ambient air throughout the
drying cycle, except for when the dryer's door is momentarily opened during loading or unloading.

2.c The permittee must comply with all of the requirements listed for an area source per 40 CFR Part 63, Subpart M.

B. Operational Restrictions

1. The waste from any diatomaceous earth filter which has been used to filter perchloroethylene shall contain no more than twenty-five per cent (25%) by weight perchloroethylene, as determined under paragraph (J) of OAC rule 3745-21-10.

2. The waste from any distillation operation (solvent still) which has been used to distill perchloroethylene shall contain no more than sixty per cent (60%) by weight perchloroethylene, as determined under paragraph (J) of OAC rule 3745-21-10.

3. Any disposable filter cartridge which has been used to filter perchloroethylene shall be drained in the filter housing for at least twenty-four (24) hours before being discarded.

4. All equipment must be maintained so as to prevent the leaking of perchloroethylene liquid and prevent perceptible vapor leaks from gaskets, seals, ducts, and related equipment. Any equipment which is leaking perchloroethylene liquid or has a perceptible vapor leak shall not be operated until the leak is repaired.

5. The permittee shall store all perchloroethylene and wastes that contain perchloroethylene in solvent tanks or solvent containers with no perceptible leaks. The exception to this requirement is that containers for separator water may be uncovered, as necessary, for proper operation of the machine and still.

6. The door of each dry cleaning machine shall be closed at all times except to transfer articles to and from the machine.

7. The dry cleaning machine shall be operated and maintained according to manufacturer's specifications and recommendations.

8. The gas-vapor stream temperature at the outlet of the condenser shall not be greater than 45 degrees Fahrenheit before the end of the cool down cycle while the gas-vapor stream is flowing through the condenser.

9. Perchloroethylene shall not be vented or released to the atmosphere while the dry cleaning machine drum is rotating.

10. The machine shall be operated to prevent air drawn into the dry cleaning machine (when the machine door is open) from passing through the refrigerated condenser.

Emissions Unit ID: **D002**

C. Monitoring and/or Record keeping Requirements

1. The following components shall be visually inspected each week for perceptible leaks while the dry cleaning system is operating:

   a. hose and pipe connections, fittings, coupling and valves;
   b. machine door gaskets and seatings;
   c. filter gaskets and seatings;
   d. pumps;
   e. solvent tanks and containers;
   f. water separators;
   g. filter sludge recovery or muck cookers;
   h. distillation unit;
   i. diverter valves;
   j. saturated lint from the lint basket;
   k. cartridge filters and housings;
   l. stills; and
   m. exhaust dampers.

   Inspection with a halogenated hydrocarbon detector or PCE gas analyzer also fulfills this requirement.

   Leaks are to be repaired within 24 hours after being detected. If repair parts are to be ordered, the order shall be initiated within two (2) working days after detecting the leak. The repair parts shall be installed within five (5) working days after they are received.

2. Beginning no later than July 28, 2008, the components listed in Section C.1 shall be inspected monthly for vapor leaks using a halogenated hydrocarbon detector or PCE gas analyzer. The inspections shall be done while the components are in operation. The analyzer shall be operated according to the manufacturer's instructions. Specifically, the operator shall place the probe inlet at the surface of each component interface where leakage could occur and move it slowly along the interface of the periphery. The week in which a monthly inspection is performed using a halogenated hydrocarbon detector or PCE gas analyzer shall satisfy the requirements for the weekly visual inspection for perceptible leaks for that same week as required in Section C.1.

3. The following parameters, as applicable, shall be monitored on a weekly basis:

   a. The refrigeration system high pressure and low pressure during the drying

phase to determine if they are in the range specified in the manufacturer's operating instructions.

b. If the machine is not equipped with refrigeration system pressure gauges, the temperature of the air-perchloroethylene gas-vapor stream on the outlet side of the refrigerated condenser shall be measured weekly with a temperature sensor. The temperature sensor shall be used according to the manufacturer's instructions and shall be designed to measure a temperature of 45 degrees Fahrenheit to an accuracy of plus or minus 2 degrees Fahrenheit. If the outlet temperature is higher than 45 degrees Fahrenheit, prior to the end of the cool-down or drying cycle, while the gas-vapor stream is flowing through the condenser, adjustments or repairs shall be made to lower the outlet temperature to less than or equal to 45 degrees Fahrenheit. Repair parts shall be ordered within two (2) working days after detecting a violation that needs repair parts. Repair parts shall be installed within five (5) working days after they are received.

4. The following records shall be kept on site in a log for a period of not less than five (5) years, and shall be made available upon request:

a. Receipts of all perchloroethylene purchases.

b. The volume of perchloroethylene purchased each month as recorded from perchloroethylene purchase receipts. If no perchloroethylene is purchased during a given month, then the records shall state zero gallons.

c. The calculation and result of the yearly perchloroethylene consumption (12-month rolling summation) determined on the first day of each month.

d. The dates of all weekly visual inspections and monthly vapor leak inspections conducted with the use of a halogenated hydrocarbon detector or PCE gas analyzer and the name or location of dry cleaning system components where leaks are detected.

e. The dates of repair and records of written or verbal orders for repair parts.

f. The date and temperature sensor monitoring results, as required in Section C.3 above.

g. A description of control equipment maintenance performed and the date.

h. The amount of fabric dry cleaned with perchloroethylene, from January 1 to December 31 of each year, in pounds.

5. A copy of the design specifications and the operating manuals for each dry-cleaning system and each emission control device located at the dry cleaning facility shall be retained on site and shall be made available upon request.

D. Reporting Requirements

1. The permittee shall notify the Director (the appropriate Ohio EPA District Office or local air agency) and the U.S. EPA (Region 5) in writing of any record from Section C.4 showing that the perchloroethylene usage limitation of 2100 gallons per rolling, 12-month period specified in Section A.1. was exceeded. The notification shall include a copy of such record and shall be sent to the Director (the appropriate Ohio EPA District Office or local air agency) and the U.S. EPA (Region 5) within 45 days after the exceedance occurs.

E. Testing Requirements

1. Compliance with the mass emission limit listed in Section A.1. of 9.36 tons of perchloroethylene per rolling, 12-month period is demonstrated by multiplying the rolling, 12-month consumption of perchloroethylene in gallons (required in Section C.4.c) by 0.66 (the percentage of perchloroethylene assumed to be emitted to the atmosphere including vent and fugitive emissions) and by 0.00675 ton/gallon (the specific density of perchloroethylene).

2. Compliance with the annual perchloroethylene consumption limitation shall be determined using the records maintained in accordance with Section C.4.

F. Miscellaneous Requirements

1. If the total yearly consumption of perchloroethylene exceeds 2100 gallons per year, this facility becomes a major source and must comply with the requirements for a major source per 40 CFR, Part 63, Subpart M, within 180 days of the exceedance determination.