

**STATE OF HAWAII
DEPARTMENT OF HEALTH
CLEAN AIR BRANCH
NOTICE AND FINDING OF VIOLATION**

<p>TO:</p> <p>U.S. Dry Cleaning Corporation dba Young Laundry 1930 Auiki Street Honolulu, Hawaii 96819</p> <p style="text-align: center;">RESPONDENT</p>	<p>NOVO No. 13-CA-EO-20 <i>(Please write this NOVO number on all correspondence)</i></p> <p>Re: Covered Source Permit ("CSP") No. 0278-02-C</p> <p>Property/Facility: 125 HP and 300 HP Johnston Boilers, Large Area Source Dry Cleaning Facility</p>
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Under Hawaii Revised Statutes ("HRS"), §342B-11, Hawaii Administrative Rules ("HAR") §11-60.1-2, and CSP No. 0278-02-C, the Department of Health, Clean Air Branch ("DOH"), issues this Notice and Finding of Violation and Order ("NOVO"). Based on an annual inspection and records review of the facility, the DOH finds the following violation(s) alleged below. This case deals only with the violations alleged below, and the DOH may bring other cases for other violations. This case does not limit cases by any other public agency or private party.

Statutes/Rules	HRS, §342B-11, HAR, §11-60.1-2, CSP No. 0278-02-C, Attachment I, Standard Condition 6; Attachment IIA, Section D, Special Conditions 2 and 5; Attachment IIA, Section E, Special Conditions 3, 4, and 5; and Attachment IIB, Section F, Special Conditions 5 and 6.
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Nature of the Violation	<p>RESPONDENT violated the following conditions of CSP permit:</p> <ol style="list-style-type: none"> 1) Attachment I, Standard Condition 6: Failed to notify by writing the replacement and addition of dry cleaning machine, Union L-80, serial no. 39-D9-709; 2) Attachment IIA, Section D, Special Condition 2: Failed to install a non-resetting volumetric flow meter servicing the two (2) boilers for the permanent recording of the total gallons of fuel fired in each of the boilers; 3) Attachment IIA, Section D, Special Condition 5: Failed to conduct monthly visible emissions observation by a certified Method 9 reader for the months from February 2013 to January 2014; 4) Attachment IIA, Section E, Special Condition 3: Failed to submit the semi-annual monitoring reports within sixty (60) days after the end of the semi-annual calendar period: <ol style="list-style-type: none"> a) The January to June 2013 report was submitted late on September 17, 2013, nineteen (19) days after the due date of August 29, 2013; and b) The July to December 2013 report was submitted late on March 19, 2014, eighteen (18) days after the due date of March 1, 2014. 5) Attachment IIA, Section E, Special Condition 4: Failed to submit calendar year 2013 compliance certification within sixty (60) days after the end of the semi-annual calendar period. The certification was submitted late on March 19, 2014, eighteen (18) days after the due date of March 1, 2014; 6) Attachment IIA, Section E, Special Condition 5: Failed to submit the calendar year 2013 annual emission report within sixty (60) days after the end of the calendar year. The report was submitted late on March 19, 2014, eighteen (18) days after the due date of March 1, 2014; 7) Attachment IIB, Section F, Special Condition 5: Failed to submit the July to December 2013 semi-annual monitoring report within sixty (60) days after the end of each semi-annual calendar period. The report was submitted late on March 19, 2014, eighteen (18) days after the due date of March 1, 2014; and 8) Attachment IIB, Section F, Special Condition 6: Failed to submit calendar year 2013 compliance certification within sixty (60) days after the end of the calendar year. The certification was submitted late on March 19, 2014, eighteen (18) days after the due date of March 1, 2014.
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The facts of this case and the law justify the following order.

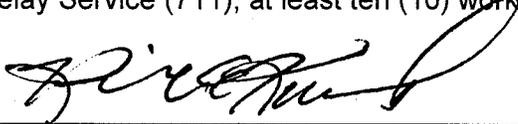
ORDER

You are ordered to:

1. Take corrective action within twenty (20) days after the receipt of this Order, to prevent further violations, if RESPONDENT has not already done so.
2. Within twenty (20) days after the receipt of this Order, notify the DOH of the corrective actions taken.
3. Pay an administrative penalty of **EIGHT THOUSAND NINE HUNDRED DOLLARS AND NO CENTS (\$8,900.00)** for the above violations. **Within 20 days after the receipt of the NOVO**, send a certified check to: Clean Air Branch, State Department of Health, P.O. Box 3378, Honolulu, Hawaii 96801. The **check should be made payable to the "State of Hawaii" and include the NOVO reference number stated above.**

This NOVO becomes final and enforceable, and the penalty becomes due and payable 20 days after your receipt of this NOVO unless before the 20 days expire, you submit a **written** request for a hearing to the Hearings Officer, Department of Health, 1250 Punchbowl Street, Third Floor, Honolulu, Hawaii 96813 **and** to the Clean Air Branch, State Department of Health, P.O. Box 3378, Honolulu, Hawaii 96801. In the request, include a copy of the NOVO. At a hearing, you may seek to avoid any penalty, and the DOH may seek the maximum penalty of Twenty-Five Thousand Dollars (\$25,000) per day, per violation. Parties may present evidence and witnesses on their behalf, and may examine and cross-examine all witnesses and evidence presented by the DOH. Parties may be represented by lawyers at their own expense, or they may represent themselves. Any hearing will follow HRS, Chapters 91 and 342B, and the DOH Rules of Practice and Procedure. After a hearing, the Director of Health or her appointee will decide the actual administrative penalty, which may be more or less than the penalty in this Order, or no penalty at all. If you have questions, please call Ms. Jill Stensrud, Supervisor of the Compliance and Enforcement Section, Clean Air Branch, at (808) 586-4200.

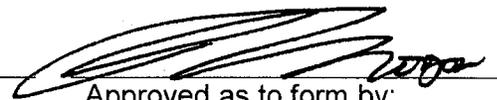
If you have special needs due to a disability that will aid you in participating in the hearing or pre-hearing conference, please contact the Hearings Officer at (808) 586-4409 (voice) or through the Telecommunications Relay Service (711), at least ten (10) working days before the hearing or pre-hearing conference date.



KEITH E. KAWAOKA, D. Env., Deputy Director
Environmental Health Administration

JUN - 4 2015

Date



Approved as to form by:
William F. Cooper
Deputy Attorney General