

**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION 5**

**IN THE MATTER OF:** )  
 )  
Laminated Products Inc. ) **FINDING OF VIOLATION**  
Kenosha, Wisconsin )  
 ) **EPA-5-00-MI-20**  
 )  
Proceedings Pursuant to )  
the Clean Air Act, )  
42 U.S.C. §§ 7401 et seq. )  
\_\_\_\_\_ )

**Finding of Violation**

The United States Environmental Protection Agency (U.S. EPA) hereby notifies the State of Wisconsin and Laminated Products Inc. (LPI), that U.S. EPA finds that LPI, located at 5718 - 52nd Street, Kenosha, Wisconsin, is in violation of the Clean Air Act (Act), 42 U.S.C. §§ 7401 et seq. LPI is in violation of Section 112 of the Act, 42 U.S.C. § 7412, and regulations setting forth National Emission Standards for Hazardous Air Pollutants (NESHAPs) for Wood Furniture Manufacturing Operations, at 40 C.F.R. Part 63, as follows:

**Regulatory Authority**

1. On December 7, 1995, in accordance with Section 112 (d) of the Act, U.S. EPA promulgated the National Emission Standards for Wood Furniture Manufacturing Operations, 40 C.F.R. Part 63, Subpart JJ, §§ 63.800 - 63.808.

2. Subpart JJ applies to each facility that is engaged, either in part or in whole, in the manufacture of wood furniture or wood furniture components that is located at a plant that is a major source of hazardous air pollutants (HAPs).

3. § 63.800(e) states that the compliance date for existing sources that emit less than 50 tons per year of HAP in 1996 is December 7, 1998.

**Factual Background**

4. LPI owns and operates a wood furniture manufacturing facility located at 5718-52nd Street, Kenosha, Wisconsin.

5. LPI's facility is a major source of HAPs, and therefore is subject to the National Emission Standards for Wood Furniture Manufacturing Operations, 40 C.F.R. Part 63, Subpart JJ, §§ 63.800 - 63.808.

### Violations

6. 40. C.F.R. §63.803(a) requires that each owner or operator of an affected source shall prepare and maintain a written work practice implementation plan that defines environmentally desirable work practices for each wood furniture manufacturing operation and addresses certain work practice standards required under §63.803. LPI is in violation of this requirement by having failed to develop such work practice implementation plan.

7. 40. C.F.R. §63.803(b) requires that each owner or operator of an affected source to employ certain training program for all new and existing personnel who are involved in finishing, gluing, cleaning, washoff operations, use of manufacturing equipment, or implementation of the requirements of this Subpart. LPI is in violation of this requirement by having failed to provide such training program.

8. 40. C.F.R. §63.803(c) requires that each owner or operator of an affected source shall prepare and maintain with the written work practice implementation plan a written leak inspection and maintenance plan which specifies certain practices such as a minimum visual inspection frequency for all equipment used to transfer or apply adhesives or organic HAP solvents, an inspection schedule, and the time frame between identifying the leaks and making the repairs. LPI is in violation of this requirement by having failed to implement such leak detection and maintenance plan.

9. 40. C.F.R. §63.803(d) requires, among other things that each owner or operator of an affected source shall develop an organic HAP solvent accounting form to record:

- (1) the quantity and type of organic HAP solvents used each month for washoff and cleaning;
- (2) the number of pieces washed off; and
- (3) the quantity of spent organic HAP solvent generated from each washoff and cleaning operation each month, and whether it is recycled on site or disposed offsite. LPI is in violation of this requirement by having failed to develop such form and record keeping plan.

10. 40 C.F.R. §63.807(b) requires that the owner or operator of an affected source to submit the compliance status report

required by §63.9(h) of subpart A (General Provisions) no later than 60 days after the compliance date. LPI is in violation of this requirement by having failed to submit such report.

11. 40 C.F.R. §63.807(c) requires that the owner or operator of an affected source to submit semiannual reports containing information required by §63.804(g)(1), (2), (3), (5), (7) and (8) and a statement of whether the affected source was in compliance or noncompliance, and, if the affected source was in noncompliance, the measures taken to bring the affected source into compliance. LPI is in violation of this requirement by having failed to submit such reports.

9-29-00  
Date

  
Bharat Mathur, Director  
Air and Radiation Division

standard bcc's: official file copy w/attachment(s)

other bcc's: Jeff Trevino, C-14J  
S. Valentine

Creation Date:	September 26, 2000
Filename:	A:\LPI-FOV.wpd
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**CERTIFICATE OF MAILING**

I, Shanee Rucker, certify that I sent a Finding of Violation and a SBREFA Fact Sheet by Certified Mail, Return Receipt Requested, to:

Robert Block, President  
Laminated Products, Inc.  
5718 - 52nd Street  
Kenosha, Wisconsin 53144

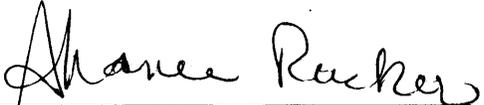
I also certify that I sent copies of the Finding of Violation by first class mail to:

Bill Baumann, Chief  
Bureau of Air Management  
101 S. Webster Street  
P.O. Box 7921 (AM/7)  
Madison, Wisconsin 53707

and

Lakshmi Sridharan  
Wisconsin Department of Natural Resources  
Southeast Region  
2300 North Dr. Martin Luther King Jr. Drive  
P.O. Box 12435  
Milwaukee, Wisconsin 53212

on the 29 day of September, 2000.

  
Shanee Rucker, Secretary  
AECAS, MI/WI Section

CERTIFIED MAIL RECEIPT NUMBER: P140897060