

Instruction for use of “Notification of Compliance Status” Form

(Applicable to all paint stripping operations)

General

This form may be used to comply with the notification of compliance status requirements in 13.5.2 and 13.6.3 of Regulation 1138. The use of this form is optional. However, other means of notification must contain the information required under 13.5.2.3.1 through 13.5.2.3.6 of Regulation 1138.

- This “Notification of Compliance Status” form may be used to report the initial compliance status of an **existing** affected paint stripping operation, if the owner or operator of the facility did not elect to or could not certify initial compliance at the time of submitting the “Initial Notification” in accordance with 13.5.1.
- This “Notification of Compliance Status” form may be used to report the compliance status of **any** affected paint stripping operation, when a paint stripping operation, which had not developed and implemented a written methylene chloride (MeCl) minimization plan in accordance with 13.4.2 uses more than 1 ton of MeCl in a calendar year.

“Existing source” means a paint stripping operation that was actively engaged in paint stripping operations using chemical strippers containing methylene chloride (MeCl) prior to September 17, 2007.

Required Submittal Date

The owner or operator shall submit a “Notification of Compliance Status” to the Department (with copy to the U.S Environmental Protection Agency) by the following dates.

- If the affected source is **existing source** that did not or could not certify initial compliance with the submittal of the “Initial Notification”, the “Notification of Compliance Status” must be submitted no later than March 11, 2011 in accordance with the requirements of 13.5.2.3 of Regulation 1138.
- If the affected source had to submit an “**Annual Notification of Changes**” report because the facility used more than 1 ton of MeCl in a calendar year, the “Notification of Compliance Status” must be submitted no later than March 1 of the year following the year in which the “Annual Notification of Changes” report was submitted in accordance with the requirements of 13.6.3 of Regulation 1138.

The addresses for these submittals are provided below and in Item 5 of the “Notification of Compliance Status” form.

Items 1 and 2

Provide the name of the affected paint stripping operation, its physical location, and the address where compliance records are kept, if different than the physical location of the facility.

Items 3

Identify the owner or operator of the affected paint stripping operation, identified in Items 1 and 2.

Instruction for use of “Notification of Compliance Status” Form

(Continued)

Item 4a

Requirement 13.4 of Regulation 1138 provides the requirements that the owner or operator of an affected paint stripping operation must be in compliance with to satisfactorily demonstrate compliance with Section 13 of Regulation 1138.

For this form, the owner or operator would certify compliance with Section 13 of Regulation 1138 by checking the appropriate boxes listed under Item 4a.

If the owner or operator of the affected paint stripping operation is unable to certify that the paint stripping operation is in compliance with the applicable requirements of Section 13 of Regulation 1138 at the time of submitting the “Notification of Compliance Status”, the owner would not check the first box under Item 4a. Instead, the owner or operator would complete Item 4b on page 2 of the “Notification of Compliance Status” form.

Item 4b

If the affected paint stripping operation is not in compliance with the applicable requirements of Section 13 of Regulation 1138, the owner or operator must provide a complete explanation of the noncompliance, the corrective actions being undertaken to bring the paint stripping operation into compliance, and the expected date that compliance will be demonstrated. Space for this information is provided on page 2 of the form. The owner or operator should use and attach additional paper, if additional space is needed.

Item 4c

The owner or operator of the affected paint stripping operation certifies that the “Notification of Compliance Status” is true, accurate, and complete as demonstrated by the completion of Item 4d.

Item 4d

The owner or operator of the affected paint stripping operation provides the information needed and signs the form to certify the truth, accuracy, and completeness of the notification.

Item 5

The owner or operator must submit the completed “Notification of Compliance Status” to the Department of Natural Resources and Environmental Control (with a copy to the U.S. Environmental Protection Agency) at the addresses provided below and in Item 5 of the form. The owner or operator should keep a copy of the completed form.

Submit the Notification of Compliance Status to the following addresses

Delaware Department of Natural Resources and
Environmental Control
Administrator, Air Quality Management
156 S. State Street
Dover, DE 19901

U. S. Environmental Protection Agency
Director, Air Protection Division
1650 Arch Street
Philadelphia, PA 19103

Notification of Compliance Status

Regulation 1138 – Section 13

Emission Standards for Area Source Paint Stripping Operations

For
All
Sources

Submittal Date: An existing affected source that did not certify initial compliance with the submittal of the “Initial Notification” must submit the “Notification of Compliance Status” no later than March 11, 2011.

Submittal Date: If an affected source had to submit an “Annual Notification of Changes” report because the facility used more than 1 ton of methylene chloride in a calendar year, the affected source must submit the “Notification of Compliance Status” no later than March 1 of the year following the year in which the “Annual Notification of Changes” report was submitted.

[1] **Name of the facility:** _____

[2] **Physical location – Street Address:** _____
City, State, Zip Code : _____

Address where compliance records are kept, if different than the physical location

Street Address: _____
City, State, Zip Code: _____

[3] **Name of Owner or Operator:** _____

[4] **Certification of Compliance**

a The owner or operator of the affected paint stripping operation shall certify compliance with Section 13 of Regulation 1138 by checking (✓) the following compliance statements, where appropriate. If the owner or operator cannot certify compliance with Section 13 of Regulation 1138, the owner or operator provides the information needed in Item 4b below.

Certify compliance for the affected paint stripping operations by checking appropriate boxes

The owner or operator certifies that the affected paint stripping operations are in compliance with all applicable requirements of Section 13 of Regulation 1138.

If the facility expects to use over one ton of MeCl annually, the owner or operator certifies that a written methylene chloride minimization plan has been developed and is being implemented in accordance with the requirements of 13.4.2.

b **Provide a complete explanation of the noncompliance, a description of the corrective actions being taken to achieve compliance and the expected date for achieving compliant operation in the space provided on page 2.**

c **I certify that all the information contained in this notification is true, accurate, and complete.**

d Signature: _____ Date : _____

Title/Position: _____ Telephone No: _____

Email Address: _____

Printed Name: _____

Notification of Compliance Status

Regulation 1138 – Section 13

Emission Standards for Area Source Paint Stripping Operations

For
All
Sources

Name of the facility:

[4] **Certification of Compliance**

- b Provide a complete explanation of the noncompliance, a description of the corrective actions being taken to achieve compliance and the expected date for achieving compliant operation.

- [5] **The owner or operator must submit this “Notification of Compliance Status” to the following agencies by the submittal date provided on page 1 of this form. Remember to keep a copy of this notification.**

Delaware Department of Natural Resources
and Environmental Control
Administrator, Air Quality Management
156 S. State Street
Dover, DE 19901

U. S. Environmental Protection Agency
Director, Air Protection Division
1650 Arch Street
Philadelphia, PA 19103