



Rachel Carson State Office Building
P.O. Box 8468
Harrisburg, PA 17105-8468
May 17, 2006

Bureau of Air Quality

717-787-9257

CERTIFIED MAIL NO: 7099 3400 0014 3183 4585

Mr. Kunihisa Tomita
President
ANEST IWATA USA, Inc.
9920 Windisch Road
West Chester OH 45069-3804

Dear Mr. Tomita:

The Pennsylvania Department of Environmental Protection (Department) has completed its review of the information submitted with your request for a determination by the Department that the ANEST IWATA W400-LV High-efficiency spray gun model achieves emission reductions equivalent to high volume low pressure (HVLP) or electrostatic spray application methods. Your request was made pursuant to the provisions of 25 Pa. Code Section 129.75(e)(10) (relating to application equipment for mobile equipment repair and refinishing). The Department considered the information included in your letter of February 28, 2006.

Based upon the information you provided, the Department has determined that the ANEST IWATA W400-LV High-efficiency spray gun model is capable of achieving emission reductions equivalent to HVLP or electrostatic spray application methods as provided for under 25 Pa. Code Section 129.75(e)(10). This determination authorizes the use of the ANEST IWATA W400-LV High-efficiency spray gun model for the application of coatings listed in Table III of 25 Pa. Code Section 129.75(c), in the Commonwealth of Pennsylvania, subject to the following conditions:

1. ANEST IWATA USA, Inc. shall supply written notice with each ANEST IWATA W400-LV High-efficiency spray gun model distributed or sold for use in the Commonwealth of Pennsylvania. The written notice shall specify that the Department has determined that the ANEST IWATA W400-LV High-efficiency spray gun model is equivalent to HVLP or electrostatic spray application methods only for the application of coatings listed in Table III of 25 Pa. Code Section 129.75(c).
2. This authorization is valid only if the air pressure supplied to the ANEST IWATA W400-LV High-efficiency spray gun model is equal to or less than 20 psig. ANEST IWATA USA, Inc. shall supply written notice with each ANEST IWATA W400-LV High-efficiency spray gun model distributed or sold for use in the Commonwealth of Pennsylvania. The written notice shall specify that the operation of the ANEST IWATA W400-LV High-efficiency spray gun model at an inlet air pressure greater than 20 psig



for application of coatings listed in Table III of 25 Pa. Code Section 129.75(c) constitutes a violation of 25 Pa. Code Section 129.75(e)(10).

3. ANEST IWATA USA, Inc. shall supply with each ANEST IWATA W400-LV High-efficiency spray gun model distributed or sold for use in the Commonwealth of Pennsylvania an ANEST IWATA AK-1B air flow control valve and pressure gauge (part number 8130), or equivalent, that clearly identifies the maximum allowable spray gun inlet air pressure (20 psig). ANEST IWATA USA, Inc. shall supply written notice with each ANEST IWATA W400-LV High-efficiency spray gun model distributed or sold for use in the Commonwealth of Pennsylvania. The written notice shall specify that failure to have the ANEST IWATA AK-1B air flow control valve and pressure gauge (part number 8130), or equivalent, attached to the spray gun and in good working condition whenever the spray gun is in operation constitutes a violation of 25 Pa. Code Section 129.75(e)(10).
4. This authorization does not extend to the use of a ANEST IWATA W400-LV High-efficiency spray gun model that is not equipped with a properly operating ANEST IWATA AK-1B air flow control valve and pressure gauge (part number 8130), or equivalent, as described in condition number 3.
5. ANEST IWATA USA, Inc. shall add a clearly visible permanent label specifying that the inlet air pressure shall not exceed 20 psig to all ANEST IWATA W400-LV High-efficiency spray gun models distributed or sold for use within the Commonwealth of Pennsylvania. ANEST IWATA USA, Inc. shall supply written notice with each ANEST IWATA W400-LV High-efficiency spray gun model distributed or sold for use in the Commonwealth of Pennsylvania. The written notice shall specify that failure to have the permanent label attached to the spray gun whenever the spray gun is in operation constitutes a violation of 25 Pa. Code Section 129.75(e)(10).
6. This authorization does not extend to the use of an ANEST IWATA W400-LV High-efficiency spray gun model that is not labeled as described in condition number 5.
7. This authorization is valid only for the ANEST IWATA W400-LV High-efficiency spray gun model described in the information submitted to the Department on February 28, 2006.
8. In the event ANEST IWATA USA, Inc. fails to comply with the conditions set forth in this letter, this authorization shall terminate and ANEST IWATA USA, Inc. shall immediately discontinue the distribution and sale of the ANEST IWATA W400-LV High-efficiency spray gun model for use in the Commonwealth of Pennsylvania for the application of coatings listed in Table III of 25 Pa. Code Section 129.75(c).

Any person aggrieved by this action may appeal, pursuant to Section 4 of the Environmental Hearing Board Act, 35 P.S. Section 7514, and the Administrative Agency Law, 2 Pa.C.S. Chapter 5A, to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, P.O. Box 8457, Harrisburg, PA 17105-8457, 717-787-3483.

TDD users may contact the Board through the Pennsylvania Relay Service, 800-654-5984. Appeals must be filed with the Environmental Hearing Board within 30 days of receipt of written notice of this action unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary to the Board at 717-787-3483. This paragraph does not, in and of itself, create any right of appeal beyond that permitted by applicable statutes and decisional law.

IF YOU WANT TO CHALLENGE THIS ACTION, YOUR APPEAL MUST REACH THE BOARD WITHIN 30 DAYS. YOU DO NOT NEED A LAWYER TO FILE AN APPEAL WITH THE BOARD.

IMPORTANT LEGAL RIGHTS ARE AT STAKE, HOWEVER, SO YOU SHOULD SHOW THIS DOCUMENT TO A LAWYER AT ONCE. IF YOU CANNOT AFFORD A LAWYER, YOU MAY QUALIFY FOR FREE PRO BONO REPRESENTATION. CALL THE SECRETARY TO THE BOARD (717-787-3483) FOR MORE INFORMATION.

If you have any questions regarding this approval, please contact Mr. Scott Kepner at 717-772-2330.

Sincerely,



Joyce E. Epps
Director
Bureau of Air Quality