



City of Cleveland
Frank G. Jackson, Mayor

Department of Public Health
Division of Air Quality
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**SERVING OHIO EPA AS AGENCY 13
FOR CUYAHOGA COUNTY**

**CERTIFIED MAIL#70101870000065912021
RETURN RECEIPT REQUESTED**

December 6, 2011

Steven McCraw
Hertz Rent-A-Car
19025 Maplewood Avenue
Cleveland, OH 44135

NON-HPV

FACILITY ID: 13-18-00-8297

**NOTICE OF VIOLATION / NOTICE OF VIOLATION FOLLOW-UP LETTER:
FAILING 2011 STAGE II TEST**

Dear Mr. McCraw:

On October 26, 2011, the Cleveland Division of Air Quality (CDAQ) received test results from a Stage II test performed on October 4, 2011, at Hertz Rent-A-Car located at 19025 Maplewood Avenue Pearl Road in Cleveland. This letter serves as notification that you have operated sources in violation of the following applicable air statutes, air regulations, or air permit conditions.

Hertz Rent-A-Car failed a required Static Leak Stage II test for the 2011 calendar year. The failure to pass the testing requirements specified in Ohio Administrative Code (OAC) Rule 3745-21-09(DDD)(2), while causing, allowing, or permitting the transfer of gasoline from a stationary storage tank into a motor vehicle, was a violation of Ohio Revised Code (ORC) Chapter 3704.05(G) and OAC Rule 3745-21-09(DDD)(1)(c).

On December 1, 2011, CDAQ witnessed Hertz Rent-A-Car perform and pass the required Static Leak Stage II testing. Appropriate steps were taken to bring the source into compliance. CDAQ has determined that no further enforcement action is warranted at this time, but reserves its right to take such action in the future if necessary.



Violations of Ohio air pollution laws and /or permit terms and conditions are subject to the penalties stipulated in Ohio Revised Code Section 3704.99(A), which allows fines of not more than twenty-five thousand dollars or imprisonment for not more than one year, or both, for each violation.

CDAQ issues this letter with Ohio EPA's concurrence. The failure to mention any specific violation does not excuse any violations of local, state and federal laws or regulations regarding air pollution control. Violations of air pollution control laws may be pursued in local court or referred to Ohio EPA or U.S. EPA for further enforcement action. Should you have any questions, please call Andrew Kenney at (216) 420-7683. All correspondence with CDAQ must include the Ohio EPA facility identification number for Hertz Rent-A-Car: 13-18-00-8297.

Sincerely,

Linda Kimmy
Field Enforcement Manager

LK/ak

cc: George P. Baker, CDAQ
Michael J. Krzywicki, CDAQ
John Paulian, Ohio EPA Central Office
William MacDowell, U.S. EPA Region V
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