City of Cleveland
Frank G. Jackson, Mayor

Department of Public Health
Division of Air Quality
75 Erieview Plaza, Second Floor
Cleveland, Ohio 44114-1839
216/664-2297 • Fax: 216/420-8047
www.clevelandhealth.org

SERVING OHIO EPA AS AGENCY 13 FOR CUYAHOGA COUNTY

CERTIFIED MAIL 7012 2210 0000 5209 3473
RETURN RECEIPT REQUESTED

June 13, 2013

Scott Kollab
N. E. Properties Enterprises, LLC
dba One Stop Sunoco #6
14714 Detroit Avenue #204
Lakewood, OH 44107

NON-HIGH PRIORITY FACILITY

RE: 13946 STATE ROAD

FACILITY ID: 13-18-39-8703
NOTICE OF VIOLATION: Failed Stage II (Air-to-Liquid Ratio) Test

Dear Mr. Kollab:

On June 12, 2013, the Cleveland Division of Air Quality (CDAQ) witnessed Environmental Compliance Technologies (ECT) perform Stage II testing at N. E. Properties Enterprises, LLC dba One Stop Sunoco #6 located at 13946 State Road in North Royalton. The Air-to-Liquid Ratio test failed on pump #8. This letter serves as notification that you are operating a source in violation of the following applicable air statutes, air regulations, or air permit conditions.

One Stop Sunoco #6 is operating emissions unit, G001: Gasoline Dispensing Facility with Stage II vapor controls, in violation of Ohio Administrative Code (OAC) rule 3745-21-09(DDD)(1)(c), in that applicable Stage II testing, as contained in OAC rule 3745-21-09(DDD)(2), has not successfully passed. This is also a violation of OAC rule 3745-31-05(B) and Ohio Revised Code sections 3704.05(G).

Unless you undertake some type of corrective action with respect to the above noted violations, you will remain in non-compliance. CDAQ requests that One Stop Sunoco #6 schedule and retest the Air-to-Liquid Ratio Test on pump #8 and submit the test results within thirty (30) days, to the following enforcement representative:

Andrew Marantides
Cleveland Division of Air Quality
75 Erieview Plaza, 2nd Floor
Cleveland, Ohio 44114-1839

Your written response to this letter must be received by CDAQ within thirty (30) days of your receipt of this letter. If there is insufficient time to correct the alleged violations within this timeframe, your response must include a timeline for correcting the alleged violations.

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.

Free assistance with state and/or federal regulations, rules, laws or permit conditions can be provided at no charge through Ohio EPA Office of Compliance Assistance and Pollution Prevention (OCAPP). OCAPP can be contacted at http://www.epa.state.oh.us/ocapp or (614) 644-3469 or (800) 329-7518. CDAQ makes no guarantee that the facility will meet the qualifying guidelines established by the OCAPP.

Facilities that want to investigate methods of pollution prevention to reduce raw material usage and waste production can contact the Ohio EPA Office of Compliance Assistance and Pollution Prevention (OCAPP). OCAPP can be contacted at http://www.epa.state.oh.us/ocapp or (614) 644-3469 or (800) 329-7518 and there is no charge for their services.

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 Marantides at (216) 420-8049. All correspondence with CDAQ must include the Ohio EPA facility identification number for One Stop Sunoco #6: 13-18-39-8703.

Sincerely,

Valencia L. White

Valencia White
Chief of Enforcement, CDAQ

VW/AM LK

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