



City of Cleveland  
Frank G. Jackson, Mayor

Department of Public Health  
Division of Air Quality  
75 Erievue 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 7011 3500 0000 1759 8737  
RETURN RECEIPT REQUESTED**

August 28, 2013

Yousef A. Khanfar  
Owner  
Sunoco A-Plus  
5460 Northfield Road  
Maple Heights, OH 44137

NON-HIGH PRIORITY FACILITY

**RE: 5601 WARRENSVILLE CENTER ROAD  
FACILITY ID: 13-18-31-6228**

**NOTICE OF VIOLATION: Failure to successfully pass Stage II testing**

Dear Mr. Khanfar:

On August 9, 2013, the Cleveland Division of Air Quality (CDAQ) inspected Sunoco A-Plus located at 5601 Warrensville Center Road in Maple Heights. This letter serves as notification that you are operating sources in violation of the following applicable air statutes, air regulations, or air permit conditions.

CDAQ has determined that Sunoco A-Plus failed to pass Static Leak and Dynamic Pressure test, and Air-to-Liquid Ratio test on pump #7 on Emissions Unit G001: Gasoline Dispensing Facility (GDF), Wayne Dresser. This is a 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 Ohio Revised Code section 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 Sunoco A-Plus schedule and retest the Static Leak, Air-to-Liquid Ratio and Dynamic Pressure, and submit the test results within thirty (30) days, to the following enforcement representative:

Roman Fedorko  
Cleveland Division of Air Quality  
75 Erievue Plaza, 2<sup>nd</sup> Floor  
Cleveland, Ohio 44114-1839



Your written response to this letter must be received by CDAQ within fourteen (14) 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.gov/ocapp/ComplianceAssistance/PollutionPrevention.cfm> or (614) 644-3469 or (800) 329-7518. CDAQ makes no guarantee that the facility will meet the qualifying guidelines established by the OCAPP.

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 Roman Fedorko at (216) 664-4794. All correspondence with CDAQ must include the Ohio EPA facility identification number for Sunoco A-Plus: 13-18-31-6228.

Sincerely,

Valencia White  
Chief of Enforcement, CDAQ

VW/rf

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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