



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 8775
RETURN RECEIPT REQUESTED**

September 23, 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
SECOND NOTICE OF VIOLATION: Failure to Successfully Pass Stage II Vapor
Recovery 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. On August 9, 2013, Sunoco A-Plus failed the Static Leak, Dynamic Pressure, and Air-to-Liquid Ratio tests on pump #7 on Emissions Unit G001: Gasoline Dispensing Facility (GDF), Wayne Dresser.

On August 28, 2013, CDAQ issued a Notice of Violation (NOV) requesting that Sunoco A-Plus schedule and retest Static Leak, Dynamic Pressure, and Air-to-Liquid Ratio, and submit the test results within thirty (30) days, to the following address:

Cleveland Division of Air Quality
75 Erievue Plaza, 2nd Floor
Cleveland, Ohio 44114-1839

On September 13, 2013, CDAQ witnessed retesting of the Stage II vapor recovery system. Sunoco A-Plus again failed to pass Static Leak, Dynamic Pressure, and Air-to-Liquid Ratio tests on pump #7. This letter serves as a second notification that you are operating sources in violation of the following applicable air statutes, air regulations, or air permit conditions.



Sunoco A-Plus is operating its gasoline dispensing facility in violation of Ohio Administrative Code (OAC) rule 3745-21-09(DDD)(1)(c), in that applicable Stage II vapor recovery 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 violation, you will remain in non-compliance. You are expected to make the necessary repairs to the Stage II vapor recovery system, and pass Static Leak, Dynamic Pressure, and Air-to-Liquid Ratio tests on pump #7. CDAQ requests that Sunoco A-Plus schedule and retest the Stage II vapor recovery system, and submit the test results, within fourteen (14) days from your receipt of this letter.

Failure to do so may result in referral to Ohio EPA or U.S. EPA for further enforcement action. Please submit any future correspondence related to this matter to the following Enforcement Specialist:

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

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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