SERVING OHIO EPA AS AGENCY 13
FOR CUYAHOGA COUNTY

[X] **VIA HAND DELIVERY**
[ ] **VIA CERTIFIED MAIL:** _____

Date: 7-25-07

Owner: United Dairy Farmers

Facility Name: United Dairy Farmers #325

Address: 24662 Lorain Rd North Olmsted, OH 44070

Inspector: John Szleszynski

FACILITY ID: 1318377469

NOTICE OF VIOLATION: STAGE II REQUIREMENTS

The Cleveland Division of Air Quality (CDAQ) inspected the above reference facility. This letter serves as notification that you are operating sources in violation of the following applicable air statutes, air regulations, or air permit conditions. Violations are noted by checkboxes before the paragraph; each checked item is a violation of the Ohio Administrative Code (OAC) noted in that paragraph, and a separate violation of Ohio Revised Code (ORC) Section 3704.05(G).

[ ] Failure to provide a copy of the most recent permit-to-operate (PTO) issued to your facility. *Violation of OAC 3745-21-09(DDD)(3)(a)(v)*

[ ] Failure to provide a copy of the most recent PTO application and emissions activity category form for your facility. *Violation of OAC 3745-21-09(DDD)(3)(a)(iv)*

[ ] Failure to submit a PTO application and emissions activity category form for your facility. *Violation of OAC 3745-35-02(A)*

[ ] Failure to submit a permit-to-install (PTI) application and emissions activity category form for your facility. *Violation of OAC 3745-31-02(A)(1)*

[X] Failure to conduct an Air-to-Liquid Ratio test within 12 months on your gasoline dispensing facility. *Violation of OAC 3745-21-09(DDD)(2)(f)*

[X] Failure to conduct a Static Leak test within 12 months on your gasoline dispensing facility. *Violation of OAC 3745-21-09(DDD)(2)(f)*

[ ] Failure to conduct a Dynamic Pressure test within 5 years on your gasoline dispensing facility. *Violation of OAC 3745-21-09(DDD)(2)(d)*

[X] Failure to provide a copy of the most recent Stage II test results for your gasoline dispensing facility. *Violation of OAC 3745-21-09(DDD)(3)(a)(ii)*

[ ] Failure to provide a copy of the certificate issued to the Stage II Compliance Specialist for your gasoline dispensing facility. *Violation of OAC 3745-21-09(DDD)(3)(a)(vi)*

[ ] Failure to submit Stage II test results to CDAQ within 30 days of completing the test. *Violation of OAC 3745-21-09(DDD)(2)(c)*

[X] Your gasoline dispensing facility has been issued PTI 13-01732. The violations listed above are also violations of this PTI and ORC Section 3704.05(C).

[ ] Your gasoline dispensing facility has been issued a PTO on _____. The violations listed above are also violations of this PTO and ORC Section 3704.05(C).

City of Cleveland
Frank G. Jackson, Mayor

Department of Public Health
Division of Air Quality
1925 St. Clair Avenue
Cleveland, Ohio 44114-2080
216/664-2297 • Fax: 216/420-8047
www.clevelandhealth.org

SERVING OHIO EPA AS AGENCY 13 FOR CUYAHOGA COUNTY

CERTIFIED MAIL 7001 2510 0005 0682 9703
RETURN RECEIPT REQUESTED

August 10, 2007

Denny Fee
United Dairy Farmers #325
2515 Leslie Avenue
Cincinnati, Ohio 45212

FACILITY ID: 1318377469
NOTICE OF VIOLATION FOLLOW-UP LETTER

Dear Mr. Fee:

On July 18, 2007, the Cleveland Division of Air Quality (CDAQ) issued a Notice of Violation to United Dairy Farmers #325 for failure to conduct an Air-to-Liquid Ratio test, and a Static Leak test. CDAQ is in receipt of the required test results on August 1. 2007. Additionally, it was confirmed that appropriate records are being maintained.

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.

CDAQ issues this letter with Ohio EPA's concurrence and 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 John Szleszynski at 216/664-7447. All correspondence with CDAQ must include the Ohio EPA facility identification number for United Dairy Farmers: 1318377469.

Sincerely,

Valerie White for GB

George Baker
Chief of Enforcement, CDAQ

GB/js

cc: Richard Nemeth and Michael J. Krzywicki, CDAQ
John Paulian, Ohio EPA Central Office
Facility File and L:\Data\Facilities\1318377469\2007-07-18 NEAR.doc

2. Complete item 4 if Restricted Delivery is desired.
3. Print your name and address on the reverse so that we can return the card to you.
4. Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Denny Rice
United Dairy Farmers
7575 Beechmont Avenue
Cincinnati, OH 45255

A. Signature
X
☐ Agent
☐ Addressee

B. Received by (Printed Name)

C. Date of Delivery

D. Is delivery address different from item 1? ☐ Yes
If YES, enter delivery address below: ☐ No

3. Service Type
☒ Certified Mail ☐ Express Mail
☐ Registered ☐ Return Receipt for Merchandise
☐ Insured Mail ☐ C.O.D.

4. Restricted Delivery? (Extra Fee) ☐ Yes

2. Article Number
(Transfer from service label) 7001 2510 0005 0682 9703

PS Form 3811, August 2001 Domestic Return Receipt 102595-01-M-0970

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* Sender: Please print your name, address, and ZIP+4 in this box *