



City of Cleveland
Frank G. Jackson, Mayor

Department of Public Health
Division of Air Quality
75 Erieview Plaza, Suite 200
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 7002 2030 0001 1807 8382
RETURN RECEIPT REQUESTED**

August 3, 2010

Denny Fee
United Dairy Farmers #325
3955 Montgomery Rd.
Norwood, OH 45212

NON-HPV

FACILITY ID: 13-18-37-7469

NOTICE OF VIOLATION: Failure to conduct annual Stage II testing; Failure to provide proof of attendance and completion of training required by Ohio EPA

Dear Mr. Fee:

On July 19, 2010, the Cleveland Division of Air Quality (CDAQ) inspected United Dairy Farmers #325 located at 24662 Lorain Rd. in North Olmsted. This letter serves as notification that you are operating sources in violation of the following applicable air statutes, air regulations, or air permit conditions.

United Dairy Farmers #325 is in violation of Ohio Administrative Code (OAC) Rule 3745-21-09(DDD)(1)(c) which states that no owner or operator of a gasoline dispensing facility (GDF) may cause, allow, or permit the transfer of gasoline from a stationary tank at a GDF into a motor vehicle unless the vapor control system successfully passes the testing requirements contained in OAC Rule 3745-21-09(DDD)(2).

United Dairy Farmers #325 has failed to conduct Stage II testing as required by Ohio Administrative Code (OAC) Rule 3745-21-09(DDD)(2)(f) at the frequency specified in the California Air Resources Board (CARB) certification for the Stage II vapor recovery equipment. Executive Order G-70-150-AE states that the owner or operator of the installation shall conduct, and pass, an Air-to-Liquid (A/L) Ratio test as specified in TP-201.5 and a Static Pressure Decay (SL) test as specified in Exhibit 3, no later than 60 days after startup and at least once in each twelve month period thereafter. An A/L Ratio and a Static Leak test were last conducted on July 31, 2008.



Unless you undertake some type of corrective action with respect to the above noted violations, you will remain in non-compliance. CDAQ requests that United Dairy Farmers #325 conduct annual Stage II testing then submit the test results for the Air-to-Liquid Ratio and Static Leak testing along with a copy of the Stage II Compliance Specialist Training within thirty (30) days to the following enforcement representative:

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

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

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 Dave DeChant at 216-664-3213. All correspondence with CDAQ must include the Ohio EPA facility identification number for United Dairy Farmers #325: 13-18-37-7469.

Sincerely,

Linda Kimmy for G.B.

George Baker
Chief of Enforcement

GB/dd

cc: Michael J. Krzywicki, CDAQ
John Paulian, Ohio EPA Central Office
Lisa Holscher, U.S. EPA Region V
Facility File and L:\Data\Facilities\1318377469\2010-07-19 NOV.doc

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Denny Fee
 United Dairy Farmers #325
 3955 Montgomery Rd.
 Norwood, OH 45212

2. Article Number
(Transfer from service label)

7002 2030 0001 1807 8382

PS Form 3811, February 2004

Domestic Return Receipt

102595-02-M-1540

COMPLETE THIS SECTION ON DELIVERYA. Signature
 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: No3. Service Type
 Certified Mail Express Mail
 Registered Return Receipt for Merchandise
 Insured Mail C.O.D.4. Restricted Delivery? (Extra Fee) Yes

UNITED STATES POSTAL SERVICE

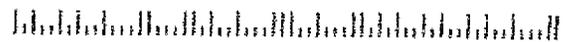


First-Class Mail
Postage & Fees Paid
USPS
Permit No. G-10

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

Cleveland Department of Public Health
Division of Air Quality
75 Erieview, Suite 200
Cleveland, OH 44114

Att: Dave DeChant



TANK INTEGRITY SERVICES, INC.

certifies

Kimberley Bosak

has completed the certification course entitled

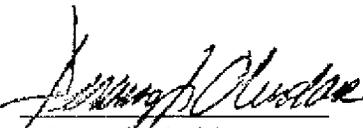
STAGE II VAPOR RECOVERY

This certificate, awarded the 3rd day of November, 2010

is given in recognition of the successful

completion of the 8 Hour Training Course.

CERTIFIED BY:


Dennis J. Oberdove

CERTIFICATION NUMBER: 1103101003

TANK INTEGRITY SERVICES, INC.

certifies

Rod Alderman

has completed the certification course entitled

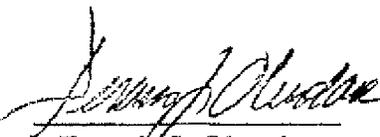
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CERTIFIED BY:


Dennis J. Oberdove

CERTIFICATION NUMBER: 1103101001