



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 7009 3410 0002 1934 1820
RETURN RECEIPT REQUESTED**

5/5/11

Dilli Paudel
Lakeshore Sunoco
24200 Lakeshore Blvd.
Euclid, OH 44123

FACILITY ID: 13-18-20-6212

NOTICE OF VIOLATION: Failure to obtain a State Operating Permit for the current ownership; Failure to provide records of required maintenance; Failure to maintain Stage II Post Inspection Forms and Test Results for previous three years; Failure to provide Stage II Compliance Specialist Training for site manager

Dear Mr. Paudel:

On 4/26/11, the Cleveland Division of Air Quality (CDAQ) inspected Lakeshore Sunoco located at 24200 Lakeshore Blvd. in Euclid. This letter serves as notification that you are operating sources in violation of the following applicable air statutes, air regulations, or air permit conditions:

Lakeshore Sunoco failed to submit a Permit-to-Install/Operate (PTIO) application or submit a Permit-by-Rule (PBR) application for the current ownership. This is a violation of Ohio Administrative Code (OAC) rule 3745-35-02(A).

Additionally, Lakeshore Sunoco failed to maintain records of required maintenance; Failed to maintain Stage II Post Test Inspection Forms and Test Results for previous three years; Failed to provide Stage II Compliance Specialist Training for the site manager. These are violations of OAC rule 3745-21-09(DDD)(3)(a).

Unless you undertake some type of corrective action with respect to the above noted violations, you will remain in non-compliance. CDAQ requests that Lakeshore Sunoco submit a PTIO or PBR application for the current ownership; Provide Stage II Compliance Specialist Training for the site manager and submit a copy of the certificate of completion; and provide a description of how Lakeshore Sunoco will maintain all required records going forward to the following enforcement representative:

Dave DeChant
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 the Ohio EPA Office of Compliance Assistance and Pollution Prevention (OCAPP). OCAPP can be contacted at <http://www.epa.ohio.gov/ocapp> or (614) 644-3469 or (800) 329-7518. CDAQ makes no guarantee that the facility will meet the qualifying guidelines established by 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 Dave DeChant at 216-664-3213. All correspondence with CDAQ must include the Ohio EPA facility identification number for Lakeshore Sunoco: 13-18-20-6212.

Sincerely,

Linda Kimmy
Field Enforcement Manager

LK/dd

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