



City of Cleveland
Frank G. Jackson, Mayor

Department of Public Health
Division of Air Quality
75 Erieview 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 7000 0600 0022 4716 6467
RETURN RECEIPT REQUESTED**

April 30, 2012

Matthew Neely
Ohio Area President
Republic Services, Inc.
22730 Fairview Center Dr. Ste. 100
Fairview Park, OH 44126

HIGH PRIORITY FACILITY

FACILITY ID: 13-18-24-7721

**NOTICE OF VIOLATION: Operating an emissions unit without obtaining a state permit;
Failure to include insignificant units on Title V permit application**

Dear Mr. Neely:

On April 17, 2012, the Cleveland Division of Air Quality (CDAQ) inspected BFI-Glenwillow located at 30300 Pettibone Road in Glenwillow. This letter serves as notification that you are operating sources in violation of the following applicable air statutes, air regulations, or air permit conditions.

BFI-Glenwillow has failed to obtain a state operating permit for a diesel powered Kohler emergency electrical generator rated at 85 kW. This is a violation of Ohio Revised Code (ORC) 3704.05 (G) and Ohio Administrative Code (OAC) 3745-31-02(A).

BFI-Glenwillow has also failed to include the following insignificant emissions units in the renewal Title V permit application submitted to CDAQ on March 17, 2008: one Kohler brand emergency electrical generator rated at 85 kW; and the 3,000 gallon aboveground diesel storage tank. Failure to include all emissions units are violations of Ohio Administrative Code (OAC) Rule 3745-77-03 (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 BFI-Glenwillow submit a PBR Notification form for the emergency electrical generator and an updated Title V permit application listing all insignificant EUs electronically through the Ohio EPA eBusiness Center at <https://ebiz.epa.ohio.gov/> within thirty (30) days of receipt of this letter.

CDAQ also requests that BFI-Glenwillow complete and submit the enclosed emissions unit withdrawal form for insignificant units that are permanently shut



CDAQ also requests that BFI-Glenwillow complete and submit the enclosed emissions unit withdrawal form for insignificant units that are permanently shut down and submit it within thirty (30) days of receipt of this letter to the following enforcement representative:

Megan Murphy
Cleveland Division of Air Quality
75 Erieview Plaza 2nd Floor
Cleveland, OH 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 Megan Murphy at 216-664-4258. All correspondence with CDAQ must include the Ohio EPA facility identification number for BFI-Glenwillow: 13-18-24-7721.

Sincerely,

Valencia White
Chief of Enforcement, CDAQ

VW/mm 

cc: Allen Bradburn, Republic Services, Inc.
George P. Baker, CDAQ
Michael J. Krzywicki, CDAQ
John Paulian, Ohio EPA Central Office
William MacDowell, U.S. EPA Region V
Facility File and L:\Data\Facilities\1318247721\2012-4-17 NOV.doc

encl: Emissions unit withdrawal form