



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 7011 3500 0000 1759 5705
RETURN RECEIPT REQUESTED**

June 15, 2012

Zahran AL-Qadan
3510 EAST 116TH, LLC
3510 East 116th St.
Cleveland, OH 44105

NON-HPV

FACILITY ID: 13-18-00-6177

LETTER OF WARNING: Failure to obtain City of Cleveland permits-to-operate by submitting fees for calendar year 2010; Failure to provide proof of attendance and completion of training for Stage II vapor recovery systems

Dear Mr. AL-Qadan:

On June 13, 2012, the Cleveland Division of Air Quality (CDAQ) inspected 3510 EAST 116TH, LLC located at 3510 East 116th St. in Cleveland. This letter serves as notification that you are operating sources in violation of the following applicable air statutes, air regulations, or air permit conditions.

3510 EAST 116TH, LLC has failed to obtain City of Cleveland permits-to-operate by submitting City of Cleveland Air Contaminant Source fees for calendar year 2010. This is a violation of City of Cleveland Codified Ordinances 259.01 and 263.01.

Additionally, 3510 EAST 116TH, LLC failed to provide a Stage II compliance specialist certificate at the time of the inspection. This is a violation of OAC Rule 3745-21-09(DDD)(3)(a)(vi), which states that any owner or operator of a gasoline dispensing facility must provide proof of attendance and completion of the training required by the Ohio EPA for the operator or local manager of the gasoline dispensing facility.

Unless you undertake some type of corrective action with respect to the above noted violations, you will remain in non-compliance. CDAQ requests that 3510 EAST 116TH, LLC submit city permit fees for calendar year 2010 with a signed invoice and proof of attendance and completion of Stage II vapor recovery training to the following enforcement representative:



Megan Murphy
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 Megan Murphy at 216-664-4258. All correspondence with CDAQ must include the Ohio EPA facility identification number for 3510 EAST 116TH, LLC: 13-18-00-6177.

Sincerely,

Valencia White
Chief of Enforcement, CDAQ

VW/mm

cc: Zahran AL-Qadan
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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encl: Cleveland City permit invoice for calendar year 2010