



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 7002 2030 0001 1808 4086
RETURN RECEIPT REQUESTED

June 14, 2007

Derek Hendrix
Cleveland Public Power
1300 Lakeside Ave.
Cleveland, Oh 44114

FACILITY ID: 1318000133
NOTICE OF VIOLATION FOLLOW-UP LETTER

Dear Mr. Hendrix:

On March 27, 2007, the Cleveland Division of Air Quality (CDAQ) issued a Notice of Violation requiring Cleveland Public Power Service Center (CPP) to begin to submit fuel analysis reports and a corrective action plan that explains the exceedance of particulate emissions for fuel oil. CDAQ is in receipt of fuel analysis results dated April 25, 2007.

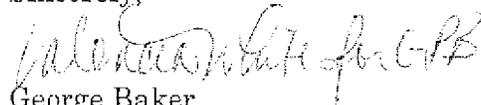
On June 6, 2007, CDAQ received a letter dated April 13, 2007 requesting CDAQ to provide a detailed explanation as to how kilowatt-hour data was used to detect violations of particulate emissions standard. CPP also requested CDAQ to drop the Notice of Violation and consider CPP in compliance with all state, federal, and local regulations.

CDAQ has recalculated particulate emissions and has determined CPP did not exceed the allowable particulate emissions limitation. However, a violation still occurred because CPP did violate the record reporting requirements of the Title V permit for three years.

The corrective action plan was received and appropriate steps were taken to bring the source into compliance. 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 Mike Samec at (216) 7682. All correspondence with CDAQ must include the Ohio EPA facility identification number for Cleveland Public Power: 13-18-00-0133.

Sincerely,


George Baker
Chief of Enforcement, CDAQ



GB/ms

cc: Richard Nemeth and Michael J. Krzywicki, CDAQ
John Paulian, Ohio EPA Central Office
Lisa Holscher, U.S. EPA Region V
Facility File and L:\Data\Facilities\1318000133\2007-03-27 NEAR.doc

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1. Article Addressed to: 0133

Derek Hendrix
 Cleveland Public Power
 1300 Lakeside Ave.
 Clev., OH 44114

2. Article Number
 (Transfer from service label)

7002 2030 0001 1808 4086

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X *Derek Hendrix* Agent Addressee

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6-20

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