



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 70022030000118077859  
RETURN RECEIPT REQUESTED

February 5, 2010

Mr. James E. Conlon  
Stein, Inc.  
1929 East Royalton Road  
Broadview Heights, Ohio 44147

**HIGH PRIORITY FACILITY**

FACILITY ID: 13-18-00-9929

**SECOND NOTICE OF VIOLATION:** Failing to electronically submit deviation reports

Dear Mr. Conlon:

On November 24, 2009, the Cleveland Division of Air Quality (CDAQ) issued a Notice of Violation (NOV) to Stein, Inc. (Stein) located at 2032 Campbell Road in Cleveland. This letter serves as notification that you are still operating sources in violation of the following applicable air statutes, air regulations or air permit conditions.

Stein has failed to electronically submit 2009 3rd quarter deviation reports, which were due no later than October 31, 2009. In addition, Stein has failed to electronically submit 2009 4th quarter deviation reports, which were due no later than January 31, 2010. This is a violation of the General Terms and Conditions of Stein's permit, Ohio Administrative Code Rules 3745-15-03 (C) and 3745-77-07 (A) (3)(c)(ii) and (iii).

Unless you undertake some type of corrective action with respect to the above noted violations, you will remain in non-compliance. CDAQ requests that Stein electronically submit, via Air Services, the 2009 3rd and 4th quarter deviation reports within fourteen (14) days of receipt of this letter.

If there is insufficient time to correct the alleged violations within this timeframe, you must respond and include a timeline for correcting the alleged violations. Your written response to this letter must be received by CDAQ within fourteen (14) days of your receipt of this letter and sent to the following enforcement representative:



Linda Kimmy  
Cleveland Division of Air Quality  
75 Erieview Plaza, 2<sup>nd</sup> Floor  
Cleveland, Ohio 44114-1839

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 Linda Kimmy at 216-664-2985. All correspondence with CDAQ must include the Ohio EPA facility identification number for Stein: 13-18-00-3929.

Sincerely,

George Baker  
Chief of Enforcement

GB/lk

cc:

Michael J. Krzywicki, CDAQ  
John Paulian, Ohio EPA Central Office  
Lisa Holscher, U.S. EPA Region V  
Facility File and L:\Data\Facilities\1318003929\2009 ENFORCEMENT\2009-11-24 NOV2.docx