



City of Cleveland  
Frank G. Jackson, Mayor

Department of Public Health  
Division of Air Quality  
75 Fairview Plaza, Suite 200  
Cleveland, Ohio 44114-1639  
216/664-2297 • Fax: 216/420-8047  
www.clevelandhealth.org

SERVING OHIO EPA AS AGENCY 18  
FOR CUYAHOGA COUNTY

CERTIFIED MAIL 70022030000118077576  
RETURN RECEIPT REQUESTED

August 9, 2010

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

HIGH PRIORITY FACILITY  
HIGH PRIORITY VIOLATOR – GENERAL CRITERION 5

FACILITY ID: 13-18-00-3929

NOTICE OF VIOLATION: Failure to submit 2009 Annual Title V Compliance Certification

Dear Mr. Conlon:

On July 9 and 23, 2010, the Cleveland Division of Air Quality (CDAQ) inspected Stein, Inc. (Stein) located at 2032 Campbell Road in Cleveland, Ohio. This letter serves as notification that you are operating sources in violation of the following applicable air statutes, air regulations, or air permit conditions.

Stein failed to submit a 2009 Annual Title V Compliance Certification in violation of 40 CFR (Code of Federal Regulations) Part 70.5, Ohio Revised Code (ORC) 3704.05 (J) (2) and as required in the Ohio Administrative Code (OAC) Rule 3745-77-03(C) (10) since April 30, 2010, the date it was to have been electronically submitted through Ohio EPA's eBusiness Center.

In addition, CDAQ is in receipt of hard copy 2009 Quarterly Moisture Content Deviation Reports for emission units F006: Slag crushing, screening and handling operation, F007: Drop ball operation, oversized slag processing and F009: Material handling, on July 23, 2010. ALL reports are to be submitted electronically through Ohio EPA's eBusiness Center as required by the Director for all Title V permitted facilities.

Unless you undertake some type of corrective action with respect to the above noted violation, you will remain in non-compliance. CDAQ requests that Stein electronically submit their 2009 Annual Title V Compliance Certification through Ohio EPA's eBusiness Center within fourteen (14) days.



If there is insufficient time to correct the alleged violation within this timeframe, a written response that includes a timeline for correcting the alleged violation must be received within fourteen (14) days 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: David Bilek, Superintendent, Stein  
Michael J. Krzywicki, CDAQ  
John Paulian, Ohio EPA Central Office  
Lisa Holscher, U.S. EPA Region V  
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