



City of Cleveland
Frank G. Jackson, Mayor

Department of Public Health
Division of Air Quality
75 Erieview Plaza, Suite 200
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 : 7009 3410 0002 1933 9445
RETURN RECEIPT REQUESTED

February 7, 2011

George Phillips-Olivier
Bellaire Garden
Cuyahoga Metropolitan Housing Authority
1441 West 25th Street
Cleveland, Ohio, 44113

FACILITY ID: 13-18-00-6073
RECEIPT OF CORRECTIVE ACTION PLAN: OPERATING TWO (2) EMERGENCY
ELECTRICAL GENERATORS WITHOUT A PERMIT, AND FAILURE TO OBTAIN 2006-
2010 CITY PERMITS.

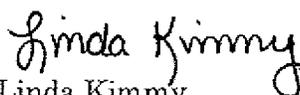
Dear Mr. Phillips-Olivier:

On December 28, 2010, the Cleveland Division of Air Quality (CDAQ) issued a Notice of Violation requesting that Bellaire Gardens submit either a Permit-to-Install/Operate (PTIO) application or a Permit-by-Rule (PBR) notification for three emergency electrical generators, and obtain 2006-2010 city permits-to-operate by submitting city permit fees. CDAQ and Bronius Taoras later determined that one of the generators in use is a mobile generator and will not require a PBR notification or city permit.

CDAQ is in receipt of a letter requesting a thirty day extension dated February 3, 2011. CDAQ grants the thirty day extension. You are expected to submit the completed PBR notifications, and 2006-2010 city fee payments by March 4, 2011. Failure to do so may result in referral to Ohio EPA or U.S. EPA for further enforcement action. Fulfillment of your commitments included in the corrective action plan and/or any modifications contained within this letter does not constitute a waiver of CDAQ's ability to refer this matter to Ohio EPA or U.S. EPA for further enforcement action.

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 Bryan Sokolowski at (216) 420-7663. All correspondence with CDAQ must include the Ohio EPA facility identification number for Bellaire Garden: 13-18-00-6073.

Sincerely,


Linda Kimmy
Field Enforcement Manager, CDAQ



LK/BS

cc: Bronius Taoras, CMHA
John Paulian, Ohio EPA Central Office
William MacDowell, U.S. EPA Region V
Facility File and L:\Data\Facilities\1318006073\2010-12-15 RCAP.docx

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

CMHA - Bellaire Gardens
 George Phillips - Olivier
 1441 West 25th Street
 Cleveland, Ohio, 44113

2. Article Number
(Transfer from s)

7009 3410 0002 1933 9445

13-18-00-6073

COMPLETE THIS SECTION ON DELIVERY

A. Signature

R. Y. Woodlee

 Agent Addressee

B. Received by (Printed Name)

C. Date of Delivery

2/10/11

D. Is delivery address different from item 1? Yes
If YES, enter delivery address below: No

3. Service Type

 Certified Mail Express Mail Registered Return Receipt for Merchandise Insured Mail C.O.D.

4. Restricted Delivery? (Extra Fee)

 Yes

PS Form 3811, February 2004

Domestic Return Receipt

102595-02-M-15



CUYAHOGA METROPOLITAN
HOUSING AUTHORITY

February 3, 2011

Via fax (216) 420-8047 and first class mail

Mr. Bryan Sokolowski
Cleveland Division of Air Quality
75 Erieview Plaza, 2nd Floor
Cleveland, OH 44114

Re: Facility ID: 13-18-00-6073
Cuyahoga Metropolitan Housing Authority
Bellaire Garden

Office of Legal Affairs
1441 West 25th Street
Cleveland, Ohio 44113-3101
tel 216.348.5056
fax 216.348.1379

RECEIVED
FEB -4 2011

Dear Mr. Sokolowski:

In response to Mr. George Baker's letter dated December 28, 2010 to CMHA, I am requesting a thirty day extension for compliance with the permitting and invoice payment requirements discussed in that letter. Additional time is needed because at this point we cannot have a check prepared in time to meet the February 3, deadline.

Enclosed are copies of the following:

- PBR notifications for each of the two permanently installed generators at Bellaire.
- Executed invoices for the years 2010, 2009, 2008, 2007 and 2006 for all the boilers and generators at Bellaire.

It is my understanding that no PBR notification or fee payment is needed for the mobile emergency generator at Bellaire, unless it is in place for one year or more. The mobile generator was put in place several weeks before your inspection, as a precaution to back up one generator we plan to replace. We do not expect it to be there more than several months. It will be removed once the replacement generator is purchased and installed. The invoice for 2010 has been modified to delete the mobile emergency generator.

The original documents (PBR notifications and invoices with payment) will be mailed to you as soon as the check is prepared. It has been requested but will take at least until Friday, February 11th. You can expect all the responsive documents, with original signatures, early the week of February 14, 2011.

Please confirm that the extension to file the original documents and invoice fees is being granted.

Sincerely,

Bronius Taoras
Attorney