



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 1934 0625  
RETURN RECEIPT REQUESTED**

August 11, 2010

Arthur Low, Jr.  
Prime Properties LTD Partnership  
1370 West 6<sup>th</sup> St. Ste. 206  
Cleveland, OH 44113

**FACILITY ID: 13-18-00-7317  
NOTICE OF VIOLATION FOLLOW-UP LETTER**

Dear Mr. Low:

On June 15, 2010, the Cleveland Division of Air Quality (CDAQ) issued a Notice of Violation requiring Prime Properties LTD Partnership dba Liberty Gas (Prime #6) to complete the following requirements within thirty (30) days of receipt of this letter:

- Conduct annual Stage II testing and submit test results
- Submit a copy of the Stage II compliance specialist certificate for Prime #6 once the required training has been completed
- Post operating instructions on each dispenser
- Submit a corrective action plan stating how records of maintenance will be maintained in the future for a period of not less than three years and be made available to the director or any authorized representative of the director for review during normal business hours

CDAQ witnessed annual Stage II testing on July 14, 2010. A Receipt of Corrective Action Plan was then issued on July 19, 2010 requesting that Prime #6 still submit a stage II compliance specialist certificate, post operating instructions on each dispenser, and retain records of maintenance for three years.

On August 3, 2010, CDAQ observed that operating instructions have been posted on each dispenser. CDAQ was also informed via telephone that the Stage II compliance training certificate and records of maintenance will be maintained at the site. CDAQ is also in receipt of a copy of a Stage II compliance specialist certificate dated August 11, 2010.

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 Megan Murphy at 216-664-4258. All correspondence with CDAQ must include the Ohio EPA facility identification number for Prime #6: 13-18-00-7317.

Sincerely,

*Linda Kimmy for G.B.*

George Baker  
Chief of Enforcement, CDAQ

GB/mm

cc: John Paulian, Ohio EPA Central Office  
Lisa Holscher, U.S. EPA Region V  
Facility File and L:\Data\Facilities\1318007317\2010-6-10 NEAR.doc

# Tanknology c/o O'Brien Technical Services, Inc.

Certifies

George Rachid

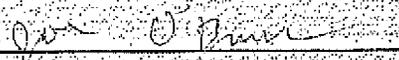
Has completed the certification course entitled

## Stage II Vapor Recovery

This certificate, awarded the 15<sup>th</sup> day of December, 2009

Is given in recognition of the successful completion of the eight (8) Hour Training Course.

Certified by:



(Joe O'Brien)

Certification Number: 40010-35

**Tanknology c/o O'Brien Technical Services, Inc.**

Certifies

Arthur C. Low, Jr.

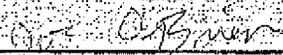
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**SENDER: COMPLETE THIS SECTION**

- Complete items 1, 2, & 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:

Art Low  
 Prime #6  
 1370 W 6th St Ste. 206  
 Cleveland, OH 44113

2. Article Number

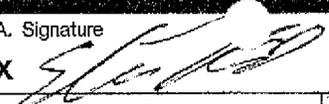
*(Transfer from service label)*

7009 3410 0002 1934 0625

**COMPLETE THIS SECTION ON DELIVERY**

A. Signature

X

 Agent AddressB. Received by (*Printed Name*)

C. Date of Delivery

8/13

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