



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 0946  
RETURN RECEIPT REQUESTED**

September 16, 2010

Hamdi Qasem  
Q's Gas-N-Go  
3585 West 117<sup>th</sup> St.  
Cleveland, OH 44102

**NON-HPV**

**FACILITY ID: 13-18-00-7319**  
**NOTICE OF VIOLATION: Failing Annual Stage II testing**

Dear Mr. Qasem:

On September 15, 2010, the Cleveland Division of Air Quality (CDAQ) witnessed Stage II testing at Q's Gas-N-Go located at 3585 West 117<sup>th</sup> Street in Cleveland. This letter serves as notification that you are operating sources in violation of the following applicable air statutes, air regulations, or air permit conditions.

Q's Gas-N-Go conducted annual Stage II testing on September 15, 2010. The Static Leak test passed at this time. The Air-to-Liquid Ratio test was also conducted at this time. Dispensers #1, #3, #4, #5, #6, #7, and #8 passed at this time. Dispenser #2 failed due to a malfunctioning meter on the mid grade. The failure to successfully pass the testing requirements in Ohio Administrative Code (OAC) Rule 3745-21-09 (DDD)(2) while causing, allowing or permitting the transfer of gasoline from a stationary storage tank into a motor vehicle are violations of Ohio Revised Code (ORC) Section 3704.05(G) and OAC Rule 3745-21-09 (DDD)(1)(b) and (c).

Unless you undertake some type of corrective action with respect to the above noted violations, you will remain in non-compliance. CDAQ requests that Q's Gas-N-Go make the necessary repairs to dispenser #2, conduct a retest of the A/L Ratio and then submit complete test results of the original test and the retest within thirty (30) days to the following enforcement representative:

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



If there is insufficient time to correct the alleged violations within this timeframe, a written response which includes a timeline for correcting the alleged violations must be received within thirty (30) days of receipt of this letter.

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 Megan Murphy at 216-664-4258. All correspondence with CDAQ must include the Ohio EPA facility identification number for Q's Gas-N-Go: 13-18-00-7319.

Sincerely,

*Linda Kimmy for G.B.*  
George Baker  
Chief of Enforcement

GB/mm

cc: Ali Fartaj, 209 E Bridge, LLC  
Michael J. Krzywicki, CDAQ  
John Paulian, Ohio EPA Central Office  
Lisa Holscher, U.S. EPA Region V  
Facility File and L:\Data\Facilities\1318007319\2010-9-15 NOV.doc

**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:

Hamdi Qasem  
 Q's Gas-N-Go  
 3585 W. 117th St.  
 Cleveland, OH 44102

2. Article Number

*(Transfer from service label)*

7009 3410 0002 1934 0946

**COMPLETE THIS SECTION ON DELIVERY**

A. Signature

X



Agent

Address

B. Received by (*Printed Name*)

ADSL

C. Date of Delivery

9/21/10

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