



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.develandhealth.org

SERVING OHIO EPA AS AGENCY 13  
FOR CUYAHOGA COUNTY

CERTIFIED MAIL: 7009 3410 0002 1933 7939  
RETURN RECEIPT REQUESTED

March 8, 2010

Hamid Sarkis  
Puritas Gas  
13925 Puritas Avenue  
Cleveland, Ohio 44135

NON-HPV

FACILITY ID: 13-18-00-7931

NOTICE OF VIOLATION : Failing annual Stage II compliance test, and failure to obtain a 2006 city permit

Dear Mr. Sarkis:

On March 3, 2010, the Cleveland Division of Air Quality (CDAQ) inspected and witnessed the annual Stage II compliance test at Puritas Gas located at 13925 Puritas Avenue 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.

On March 3, 2010, Puritas Gas failed an Air -to-Liquid (A/L) ratio test on dispenser #4, for all three grades of gasoline. The failure to successfully pass the testing requirements in Ohio Administrative Code (OAC) Rule 3745-21-09 (DDD)(2) for dispenser #4 while causing, allowing or permitting the transfer of gasoline from a stationary storage tank into a motor vehicle is a violation of Ohio Revised Code (ORC) Section 3704.05 (G) and OAC Rule 3745-21-09 (DDD)(1)(c).

In addition, Puritas Gas is in violation of the City of Cleveland's Codified Ordinance Chapters 259.01, and 263.01 for failing to obtain a 2006 city permit by submitting city permit fees.

Unless you undertake some type of corrective action with respect to the above noted violations, you will remain in non-compliance. CDAQ requests that Puritas Gas make the necessary repairs on dispenser #4, then re-test the A/L ratio and submit the March 3, 2010, test results, and the re-test test results within thirty (30) days from their respective test dates as stipulated in OAC Rule 3745-21-09(DDD)(2)(c) to the following enforcement representative:



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

CDAQ also requests that Puritas Gas obtain a 2006 city permit by submitting city permit fees within thirty (30) days of receipt of this letter to CDAQ at the following address:

City Permit Fee Invoices  
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 must be received within thirty (30) days that includes a timeline for correcting the alleged violations.

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.

Free assistance with state and/or federal regulations, rules, laws or permit conditions can be provided at no charge through the Ohio EPA Office of Compliance Assistance and Pollution Prevention (OCAPP). OCAPP can be contacted at <http://www.epa.ohio.gov/ocapp> or (614) 644-3469 or (800) 329-7518.

CDAQ makes no guarantee that the facility will meet the qualifying guidelines established by OCAPP.

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 Bryan Sokolowski at 216-420-7663. All correspondence with CDAQ must include the Ohio EPA facility identification number for Puritas Gas: 13-18-00-7931.

Sincerely,

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

GB/BS



cc: John Paulian, Ohio EPA Central Office  
Lisa Holscher, U.S. EPA Region V  
Facility File and L:\Data\Facilities\1318007931\2010-3-3 NOV.doc

Enc: 2006 City Permit Fee Invoice

**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:

Hamid Sarkis  
 Puritas Gas  
 13925 Puritas Avenue  
 Cleveland, Ohio 44135

2. Article Number  
(Transfer from si)

7009 3410 0002 1933 7939

13-18-00-7931

**COMPLETE THIS SECTION ON DELIVERY**

A. Signature

X  Agent Addressee

B. Received by (Printed Name)

C. Date of Delivery

3/15/10

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

3. Service Type

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

4. Restricted Delivery? (Extra Fee)

 Yes