



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 0939
RETURN RECEIPT REQUESTED**

September 15, 2010

Ahmed "Tony" Damra
Liberty Gas
13939 Lorain Ave.
Cleveland, OH 44111

**FACILITY ID: 13-18-00-7941
NOTICE OF VIOLATION FOLLOW-UP LETTER**

Dear Mr. Damra:

On April 27, 2010, the Cleveland Division of Air Quality (CDAQ) issued a Notice of Violation requiring Liberty Gas to make the necessary repairs to dispensers #1 and #2, conduct a re-test of the Air-to-Liquid Ratio test and submit test results and post operating instructions on each dispenser which clearly state "Do Not Top Off." CDAQ is in receipt of a corrective action plan dated September 13, 2010, at which time Liberty Gas submitted passing test results. CDAQ has been advised by Liberty Gas that operating instructions have been posted.

The corrective action plan was received in a timely manner and 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.

Please be aware, a Letter of Warning (LOW) was issued to Liberty Gas USA on September 14, 2009 as notification that you are operating sources in violation of City of Cleveland Codified Ordinances 259.01 and 263.01 for failure to obtain city permits-to-operate by submitting city permit fees for calendar years 2006, 2007, 2008 and 2009. A second LOW was issued to you on November 5, 2009. You are still expected to obtain city permits-to-operate by submitting city permit fees for calendar years 2006, 2007, 2008, and 2009.

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 Liberty Gas: 13-18-00-7941.

Sincerely,

Lynnda 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\1318007941\2010-4-23 NEAR.doc

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2 and 3. Also complete item 4 if Restricted Delivery is desired.
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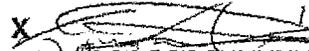
Ahmed Damra
Liberty Gas
13939 Lorain Ave.
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2. Article Number
(Transfer from service label)

7009 3410 0002 1934 0939

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1/18

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