



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 7003 1010 0004 2923 6059
RETURN RECEIPT REQUESTED**

July 6, 2011

Assed Tayeh
Tayeh Food Center
1930 East 79th St.
Cleveland, OH 44103

**FACILITY ID: 13-18-00-8669
NOTICE OF VIOLATION FOLLOW-UP LETTER**

Dear Mr. Tayeh:

On February 15, 2011, the Cleveland Division of Air Quality (CDAQ) issued a Notice of Violation requiring Quick Pik Valero conduct a re-test of the Static Leak test and Air-to-Liquid ratio on dispenser #2 and submit test results within thirty (30) days, begin conducting weekly maintenance checks and maintain corresponding logs, and submit a copy of a completed maintenance log and a copy of the Stage II compliance specialist certificate for Quick Pik Valero once the required training has been completed, obtain city permits-to-operate by submitting city permit fees for calendar year 2010 and conspicuously post operating instructions which clearly state "Do Not Top Off" within 30 days of receipt of the letter.

CDAQ issued a Second Notice of Violation to Quick Pik Valero on March 31, 2011 after not receiving a response addressing the above listed violations.

CDAQ is in receipt of a corrective action plan dated April 21, 2011 at which time Quick Pik Valero conducted a re-test of the Static Leak and Air-to-Liquid Ratio tests and passed. Test results have since been received.

CDAQ then issued a Receipt of Corrective Action Plan (RCAP) to Quick Pik Valero on April 25, 2011 requesting that a Stage II compliance specialist training certificate be submitted, city permit fees submitted, operating instructions posted, and weekly maintenance be conducted.

CDAQ is in receipt of city permit invoice fees for calendar year 2010 on April 29, 2011.

CDAQ then issued a Second RCAP to Quick Pik Valero on May 16, 2011 requesting that a Stage II certificate be submitted, weekly maintenance be conducted, and operating instructions posted.

CDAQ is in receipt of a Stage II compliance specialist training certificate dated June 20, 2011. CDAQ has also been informed that weekly maintenance is being conducted and operating instructions have been posted.



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 Quick Pik Valero: 13-18-00-8669.

Sincerely,

Linda Kimmy
Field Enforcement Manager, CDAQ

LK/mm

cc: John Paulian, Ohio EPA Central Office
William MacDowell, U.S. EPA Region V
Facility File and L:\Data\Facilities\1318008669\2011-2-14 NEAR.doc

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1. Article Addressed to:

Asaad Tayeh
 Tayeh Food Center
 1930 E. 79th St.
 Cleveland, OH 44103

2. Article Number
 (Transfer from service label)

7003 1010 0004 2923 6059

COMPLETE THIS SECTION ON DELIVERY

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X

Tayeh

- Agent
- Addressee

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7-13-11

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