



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 1899
RETURN RECEIPT REQUESTED**

4/18/11

Greg Budoj
EZ Energy #3665
Rockside Road, Suite 400
Seven Hills, OH 44131

**FACILITY ID: 13-18-13-6950
NOTICE OF VIOLATION FOLLOW-UP LETTER**

Dear Mr. Budoj:

On 3/21/11, the Cleveland Division of Air Quality (CDAQ) issued a Notice of Violation (NOV) requesting that EZ Energy #3665 located at 20 E. Washington St. in Chagrin Falls complete necessary repairs, and conduct a re-test of the Air to Liquid (A/L) Ratio test on dispenser #13. Additionally, EZ Energy #3665 was requested to update on-site records to include vapor recovery test results for the previous three years.

CDAQ witnessed a successful A/L re-test on dispenser #13 on 3/29/11. A copy of the 2009 Stage II test results was on hand, but no additional test results were available. EZ Energy #3665 needs to establish protocol going forward to ensure that Stage II testing records are maintained on-site to reflect previous year's results.

Although the testing deficiencies that existed have been corrected, future correspondence will be issued regarding the failure of Stage II tests in two consecutive attempts (12/16/09 & 3/10/11).

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 Dave DeChant at 216-664-3213. All correspondence with CDAQ must include the Ohio EPA facility identification number for EZ Energy #3665: 13-18-13-6950.

Sincerely,

A handwritten signature in cursive script that reads "Linda Kimmy".

Linda Kimmy
Field Enforcement Manager, CDAQ



LK/dd

cc: John Paulian, Ohio EPA Central Office
William MacDowell, U.S. EPA Region V
~~Facility File and L:\Data\Facilities\1318136950\2011-3-10 NEAR.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:

Greg Budoi
EZ Energy #3665
Rockside Rd., Suite 400
Seven Hills, OH 44131

2. Article Number
(Transfer from service label)

13-18-13-6950

COMPLETE THIS SECTION ON DELIVERY

A. Signature Agent
 Addressee

B. Received by (Printed Name) Date of Delivery

D. Is delivery address different from item 1? Yes
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