



City of Cleveland
Frank G. Jackson, Mayor

Department of Public Health
Division of Air Quality
75 Erievue Plaza, Second Floor
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 70000 0600 0022 4716 6689
RETURN RECEIPT REQUESTED**

July 11, 2011

Roman Gaid
Kwik Check Food Mart
2610 Noble Rd.
Cleveland Hts., OH 44121

NON-HPV

FACILITY ID: 13-18-16-7085

NOTICE OF VIOLATION: Failure to complete Stage II Compliance Specialist Training

Dear Mr. Gaid:

On June 23, 2011, the Cleveland Division of Air Quality (CDAQ) inspected Kwik Check Food Mart located at 2610 Noble Road in Cleveland Heights. This letter serves as notification that you are operating a source in violation of the following applicable air statutes, air regulations, or air permit conditions.

Kwik Check Food Mart failed to provide proof of attendance and completion of Stage II Compliance Specialist training. This is a violation of Ohio Revised Code (ORC) Section 3704.05(G) and Ohio Administrative Code Rule 3745-21-09 (DDD)(3)(a)(vi).

Unless you undertake some type of corrective action with respect to the above noted violations, you will remain in non-compliance. CDAQ requests that you submit a copy of your training certificate to the following enforcement representative:

David Wagner
Cleveland Division of Air Quality
75 Erievue Plz., 2nd Flr.
Cleveland, OH 44114-1839

Your written response to this letter must be received by CDAQ within 14 days of your receipt of this letter. If there is insufficient time to correct the alleged violations within this timeframe, your response must include 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 ORC Section 3704.99(A), which allows fines of not more than \$25,000 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. If you have any questions, please call David Wagner at 216/664-3004. All correspondence with CDAQ must include the Ohio EPA facility identification number for Kwik Check Food Mart: 13-18-16-7085.

Sincerely,

Linda Kimmy
Field Enforcement Manager

LK/dlw

cc: George P. Baker, CDAQ
Michael J. Krzywicki, CDAQ
John Paulian, Ohio EPA Central Office
William MacDowell, U.S. EPA Region V
Facility File and L:\Data\Facilities\1318167085\2011-06-23 NOV.docx

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: 16-7085 (NOV)

ROMAN GAID
 KWIK CHECK FOOD MART
 2610 NOBLE RD
 CLEVELAND OH 44121

2. Article Number
 (Transfer from service label)

7000 0600 0022 4716 6689

COMPLETE THIS SECTION ON DELIVERY

A. Signature Agent
 Addressee

B. Received by (Printed Name) ROMAN GAID C. Date of Delivery 7/13/11

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