

**SENDER: COMPLETE THIS SECTION**

- Complete Items 1, 2, and 4. 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:

Lehigh Gas  
Attn: Cheryl Anderson  
1425 Mountain Drive N  
Bethlehem, PA 18015

**COMPLETE THIS SECTION ON DELIVERY**

A. Signature  Agent  
*Eileen Watson*  Addressee

B. Received by (Printed Name) C. Date of Delivery  
*Eileen Watson*

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

Article Number  
(Transfer from service label)

7009 3410 0002 1934 1141

Form 3811, February 2004

Domestic Return Receipt

102595-02-M-1540



City of Cleveland  
Frank G. Jackson, Mayor

Department of Public Health  
Division of Air Quality  
75 Erieview Plaza, Suite 200  
Cleveland, Ohio 44114-1839  
216/564-2297 • Fax: 216/420-8047  
www.clevelandhealth.org

**SERVING OHIO EPA AS AGENCY 13  
FOR CUYAHOGA COUNTY**

**CERTIFIED MAIL 7009 3410 0002 1934 1141  
RETURN RECEIPT REQUESTED**

January 5, 2011

Cheryl Anderson  
Lehigh/23425 Lorain North Olmsted LLC  
1425 Mountain Drive North  
Bethlehem, PA 18015

**FACILITY ID: 13-18-37-6989  
NOTICE OF VIOLATION: FAILURE OF STATIC LEAK TEST**

Dear Ms. Anderson:

On January 4, 2011, the Cleveland Division of Air Quality (CDAQ) inspected 23425 Lorain North Olmsted LLC (Lehigh) located at 23425 Lorain Road in North Olmsted. This letter serves as notification that you are operating sources in violation of the following applicable air statutes, air regulations, or air permit conditions.

The above gasoline dispensing facility conducted annual Stage II testing on January 4, 2011. The Air-to-Liquid (A/L) Ratio test passed at this time. However, the Static Leak test failed on all gasoline tanks. The failure to successfully pass the testing requirements in Ohio Administrative Code (OAC) Rule 3745-21-09 (DDD)(2) while causing, allowing or permitting the transfer of gasoline from a stationary storage tank into a motor vehicle are violations of Ohio Revised Code (ORC) Section 3704.05(G) and OAC Rule 3745-21-09 (DDD)(1)(b) and (c).

Unless you undertake some type of corrective action with respect to the above noted violations, you will remain in non-compliance. CDAQ requests that Lehigh make the necessary repairs, then conduct a re-test of the Static Leak, and submit all test results within thirty (30) days of receipt of this letter, to the following enforcement representative:

Valerie Shaffer  
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, 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 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.

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 Valerie Shaffer at (216) 664-6292. All correspondence with CDAQ must include the Ohio EPA facility identification number for Lehigh: 13-18-37-6989.

Sincerely,

*Linda Jimmy for G.B.*

George Baker  
Chief of Enforcement

GB/vls

cc: Nicole Singleton, 23425 Lorain North Olmsted LLC  
John Paulian, Ohio EPA Central Office  
William MacDowell, U.S. EPA Region V  
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