



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 7010 1870 0000 6591 2847
RETURN RECEIPT REQUESTED

August 16, 2011

John Signaigo
Waterway Gas and Wash Co.
727 Goddard Ave.
Chesterfield, MO 63005-1106

NON-HPV

FACILITY ID: 13-18-47-7009

NOTICE OF VIOLATION/NOTICE OF VIOLATION FOLLOW-UP LETTER: Failing to submit a permit-to-install/operate application or permit-by-rule notification

Dear Mr. Signaigo:

On July 6, 2011, 2011, the Cleveland Division of Air Quality (CDAQ) inspected Waterway Gas and Wash Co. #61 (Waterway) located at 30299 Chagrin Boulevard in Pepper Pike, Ohio. This letter serves as notification that you operated a source in violation of the following applicable air statutes, air regulations, or air permit conditions.

A new stage II vapor recovery system was installed in November 2010 but a permit-by-rule notification form was not submitted until July 18, 2011. This is in violation of Ohio Administrative Code (OAC) Rule 3745-31-03(A)(4)(a)(ii) and the Ohio Revised Code (ORC) 370405(F). CDAQ appreciates Waterway's prompt response when they were informed about the deficiency.

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 \$25,000 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. 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 Waterway: 13-18-47-7009.

Sincerely,

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

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\1318477009\2011-07-06 NOV+NEAR.docx

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
<ul style="list-style-type: none"> ■ 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. 	<p>A. Signature <input type="checkbox"/> Agent <input checked="" type="checkbox"/> Addressee</p>
<p>1. Article Addressed to: -47-7009</p> <p>JOHN SIGNAIGO WATERWAY GAS+WASH 727 GODDARD AVE CHESTERFIELD MO 63005</p>	<p>B. Received by (Printed Name) C. Date of Delivery David Brown 8-22-11</p>
<p>2. Article (Trans.) 7010 1870 0000 6591 2847</p>	<p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No</p> <p>3. Service Type <input checked="" type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail <input type="checkbox"/> Registered <input type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.</p> <p>4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes</p>

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