



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 1455  
RETURN RECEIPT REQUESTED**

3/29/11

David Nye  
True North #316  
3711 Leharps Road  
Youngstown, OH 44515

**FACILITY ID: 13-18-53-7101**

**NOTICE OF VIOLATION FOLLOW-UP LETTER: FAILING ANNUAL STAGE II  
TESTING**

Dear Mr. Nye:

On 3/1/11, the Cleveland Division of Air Quality (CDAQ) issued a Notice of Violation requiring True North #316 to make necessary repairs on dispensers #1 and #4, and conduct a re-test of the Air-to-Liquid (A/L) Ratio. On 3/23/11, CDAQ personnel witnessed successful A/L Ratio re-testing on dispensers #1 and #4.

The corrective action was received and appropriate steps were taken to bring the source into compliance. CDAQ has determined that no further enforcement action is warranted at this time, but it reserves its right to take such action in the future if necessary.

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 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 True North #316: 13-18-53-7101.

Sincerely,

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

Linda Kimmy  
Field Enforcement Manager

LK/dd

cc: John Paulian, Ohio EPA Central Office  
William MacDowell, U.S. EPA Region V  
L:\Facility File and L:\Data\Facilities\1318537101\2011-2-24 NEAR

**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:

David Nye  
 True North #316  
 3711 Leharps Rd.  
 Youngstown, OH 44515

13-18-53-7101

2. Article Number  
 (Transfer from service label)

7009 3410 0002 1934 1455

**COMPLETE THIS SECTION ON DELIVERY**

A. Signature		<input type="checkbox"/> Agent
		<input type="checkbox"/> Addressee
B. Received by (Printed Name)	C. Date of Delivery	
Theodore	4-5-11	
D. Is delivery address different from Item 1?		<input type="checkbox"/> Yes
If YES, enter delivery address below:		<input type="checkbox"/> No
3. Service Type		
<input checked="" type="checkbox"/> Certified Mail	<input type="checkbox"/> Express Mail	
<input type="checkbox"/> Registered	<input checked="" type="checkbox"/> Return Receipt for Merchandise	
<input type="checkbox"/> Insured Mail	<input type="checkbox"/> C.O.D.	
4. Restricted Delivery? (Extra Fee)		<input type="checkbox"/> Yes

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06 APR 2011 PM 2:27



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• Sender: Please print your name, address, and ZIP+4 in this box •

Cleveland Department of Public Health  
Division of Air Quality  
75 Erieview Plaza, 2<sup>nd</sup> Floor  
Cleveland, OH 44114-1839

Att: Dave DeChant

