



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 18
FOR CUYAHOGA COUNTY

CERTIFIED MAIL 7009 3410 0002 1933 8196
RETURN RECEIPT REQUESTED

March 30, 2010

Saad Abouhashem
Ohio Gas Stations
14526 Puritas Ave.
Cleveland, OH 44135

NON-HPV

FACILITY ID: UNASSIGNED

NOTICE OF VIOLATION: Operating an air emissions unit without obtaining a permit-to-install/operate (PTIO)

Dear Mr. Abouhashem:

On March 12, 2010, the Cleveland Division of Air Quality (CDAQ) inspected Ohio Gas #2 located at 7608 Superior Avenue in Cleveland. This letter serves as notification that you have and are operating sources in violation of the following applicable air statutes, air regulations, or air permit conditions.

Ohio Gas #2 is operating a gasoline dispensing facility without obtaining a PTIO permit since November 9, 2004. This is a violation of Ohio Revised Code (ORC) 3704.05 (G) and Ohio Administrative Code (OAC) 3745-31-02(A).

Unless you undertake some type of corrective action you will remain in noncompliance. CDAQ requests that Ohio Gas #2 submit a PTIO application within thirty (30) days to the following address:

Permit Section
Cleveland Division of Air Quality
75 Erieview Plaza 2nd Floor
Cleveland, Ohio 44114-1839

If there is insufficient time to correct the alleged violations within this timeframe, a written response which includes a timeline for correcting the alleged violations must be sent to the following enforcement representative within thirty (30) days of receipt of this letter:

Megan Murphy
Cleveland Division of Air Quality
75 Erieview Plaza 2nd Floor
Cleveland, Ohio 44114-1839

**CLEVELAND DIVISION OF AIR QUALITY**75 ERIEVIEW PLAZA 2ND FLOOR • CLEVELAND, OH 44114-1839

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The PTIO application form with accompanying Emission Activity Category (EAC) form may be downloaded at the following web address:

<http://epa.ohio.gov/dapc/fops/eac/eacforms.aspx>

Please note that all permit applications submitted to CDAQ must include original signatures. Photocopied signatures are not valid; the application will not be accepted by CDAQ and will be returned to you if original signatures are not provided.

Also, please be advised that OAC Rule 3745-21-09(DDD)(3)(b) states all records shall be retained by the owner or operator of a gasoline dispensing facility for a period of not less than three years and shall be made available to the director or any authorized representative of the director for review during normal business hours.

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.

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. Should you have any questions, please call Megan Murphy at 216-664-4258.

Sincerely,

A handwritten signature in black ink, appearing to read "George Baker".

George Baker
Chief of Enforcement

GB/MM |K

cc: Michael J. Krzywicki, CDAQ
John Paulian, Ohio EPA Central Office
Lisa Holscher, U.S. EPA Region V
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George Baker
Chief of Enforcement

GB/MM ||

cc: Michael J. Krzywicki, CDAQ
John Paulian, Ohio EPA Central Office
Lisa Holscher, U.S. EPA Region V
Facility File and L:\Data\Facilities\Unassigned\Ohio Gas #2\2010-3-12 NOV.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:

Saadly Abouhashem
Ohio Gas Stations
14526 Puritas Ave.
Cleveland, OH 44135

2. Article Number
(Transfer from service label)

7009 3410 0002 1933 8196

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X

Agent

Addressee

B. Received by (Printed Name)

Saadly Abouhashem

C. Date of Delivery

9-10-18

D. Is delivery address different from item 1?
If YES, enter delivery address below:

Yes

No

3. Service Type

Certified Mail

Express Mail

Registered

Return Receipt for Merchandise

Insured Mail

C.O.D.

4. Restricted Delivery? (Extra Fee)

Yes