



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 7011 3500 0000 1759 9840
RETURN RECEIPT REQUESTED**

9/6/12

Zahran Alqaden
St. Clair Gas, Inc.
dba Collinwood Marathon
14021 St. Clair Ave.
Cleveland, OH 44110

NON-HIGH PRIORITY FACILITY

FACILITY ID: 13-18-00-6862

NOTICE OF VIOLATION: Failure to conduct Annual Stage II Vapor Recovery Testing for 2012; Failure to provide Stage II Vapor Recovery Test Results for 2010 and 2011

Dear Mr. Alqaden:

On 8/28/12 and 8/31/12, the Cleveland Division of Air Quality (CDAQ) inspected St. Clair Gas, Inc. dba Collinwood Marathon located at 14021 St. Clair Ave. in Cleveland. This letter serves as notification that you are operating sources in violation of the following applicable air statutes, air regulations, or air permit conditions.

Collinwood Marathon failed to conduct the annual Static Leak (SL) and Air to Liquid Ratio (A/L) testing for 2012. Both tests were due to be completed no later than 7/5/12. The tests were originally scheduled for 7/3/12; however, they were canceled and not rescheduled. This is a violation of Ohio Administrative Code (OAC) rule 3745-21-09(DDD)(1)(c), OAC rule 3745-21-09(DDD)(f), and Ohio Revised Code (ORC) section 3704.05(G).

Additionally, Collinwood Marathon has failed to provide CDAQ with all written test results for Stage II Vapor Recovery testing for 2010 and 2011. This is a violation of OAC rule 3745-21-09(DDD)(2)(c), OAC rule 3745-21-09(DDD)(3)(a)(ii), OAC rule 3745-21-09(DDD)(3)(b), and ORC section 3704.05(G).

Unless you undertake some type of corrective action with respect to the above noted violations, you will remain in non-compliance. CDAQ requests that Collinwood Marathon conduct SL and A/L ratio testing for 2012, and submit the results for 2010, 2011 and 2012 Stage II Vapor Control testing to the following enforcement representative:

Dave DeChant
Cleveland Division of Air Quality
75 Erievue Plaza 2nd Floor
Cleveland, Ohio 44114-1839



Your written response to this letter must be received by CDAQ within thirty (30) 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 Ohio Revised Code Section 3704.99(A), which allows fines of not more than twenty-five thousand dollars (\$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. 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 Collinwood Marathon: 13-18-00-6862.

Sincerely,

Valencia White
Chief of Enforcement, CDAQ

VW/dd

cc: Station Manager
George P. Baker, CDAQ
Michael J. Krzywicki, CDAQ
John Paulian, Ohio EPA Central Office
William MacDowell, U.S. EPA Region V
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