



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 9772  
RETURN RECEIPT REQUESTED**

September 10, 2012

James Conlon  
Vice President  
Stein, Inc.  
1929 East Royalton Road  
Broadview Heights, OH 44147

**HIGH PRIORITY FACILITY  
HIGH PRIORITY VIOLATOR – GENERAL CRITERION 5**

**FACILITY ID: 13-18-00-3929**

**NOTICE OF VIOLATION: Slag moisture content under 4% on F006: Slag crushing, screening and handling operation, F007: East side drop ball operation and F009: East side material handling, and late submittal of Annual Title V Compliance Certification**

Dear Mr. Conlon:

On August 22, 2012, the Cleveland Division of Air Quality (CDAQ) inspected Stein, Inc. located at 2032 Campbell Road 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.

Stein, Inc. submitted a 2011 Annual Title V Compliance Certification late. The Certification was due by April 30, 2012, but was not submitted electronically via the eBusiness Center until June 18, 2012. This is a violation of Title 40 CFR (Code of Federal Regulations) Part 70.5, Ohio Revised Code (ORC) Section 3704.05(J)(2) and Ohio Administrative Code (OAC) Rule 3745-77-03(C)(10).

Stein, Inc. was cited for the same violation in a Notice of Violation dated July 23, 2010 for failing to submit a 2009 Annual Title V Compliance Certification. The 2009 Annual Title V Compliance Certification was submitted via the eBusiness Center on September 21, 2010.

Stein, Inc. also allowed slag moisture content on Emissions Units (EUs) F006: Slag crushing, screening and handling operation, F007: East side drop ball operation and F009: East side material handling, to fall below the required 4% during the weeks of March 14 and March 22, 2012. The reported slag moisture contents for those weeks were 3.50% and 3.70%, respectively. Allowing slag moisture content to fall below 4% is a violation of Stein's Final Title V Chapter 3745-77 Permit # P0094443, issued March 6, 2006, Part III. A. II. 1.(page 21), Part III. A. II. 1. (page 25) and Part III. A. II. 1. (page 31), ORC Section 3704.05(J)(2) and Permit To Install (PTI) #13-1860 issued November 9, 1988.



Unless you undertake some type of corrective action with respect to the above noted violations, you will remain in non-compliance. The 2011 Annual Title V Compliance Certification has been submitted, so that violation was resolved when it was submitted on June 18, 2012. However, CDAQ requests that Stein, Inc. submit a written corrective action plan to ensure that future Title V Compliance Certifications are submitted on time.

CDAQ also requests that Stein, Inc. electronically resubmit, via the eBusiness Center, their quarterly deviation report for the first quarter of 2012 documenting the two weekly deviations on EUs F006, F007 and F009.

CDAQ also requests that Stein, Inc. submit a written corrective action plan detailing how the facility will prevent slag moisture content from falling under the required 4% on EUs F006, F007 and F009 in the future.

Written correspondence should be sent to the following enforcement representative:

Andrew Marantides  
Cleveland Division of Air Quality  
75 Erieview Plaza 2<sup>nd</sup> Floor  
Cleveland, Ohio 44114-1839

Your written response to this letter must be received by CDAQ within fourteen (14) 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 Andrew Marantides at (216) 420-8049. All correspondence with CDAQ must include the Ohio EPA facility identification number for Stein, Inc.: 13-18-00-3929.

Sincerely,

Valencia White  
Chief of Enforcement, CDAQ

VW/AM

cc: 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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