



City of Cleveland
Frank G. Jackson, Mayor

Department of Public Health
Division of Air Quality
75 Erieview 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 7099
RETURN RECEIPT REQUESTED**

September 5, 2012

Derek Hendrix
Cleveland Public Power – Collinwood Substation
1300 Lakeside Ave.
Cleveland, Ohio 44114

**HIGH PRIORITY FACILITY
HIGH PRIORITY VIOLATOR – [GENERAL CRITERIA 5 & 7]**

**FACILITY ID: 1318000132
NOTICE OF VIOLATION: FAILING TO SUBMIT ANNUAL CERTIFICATION OF
COMPLIANCE, QUARTERLY REPORTS, AND SEMI-ANNUAL DEVIATION REPORTS**

Dear Mr. Hendrix:

On August 13, 2012, the Cleveland Division of Air Quality (CDAQ) inspected Cleveland Public Power – Collinwood Substation (CPP) located at 13915 Aspinwall 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.

CPP is in violation of the Title V permit number P0106494, A. Standard Terms and Conditions, 2. Monitoring and Related Record Keeping and Reporting Requirements (c)(2), the Ohio Administrative Code (OAC) Rule 3745-77-07(A)(3)(c), the Ohio Revised Code (ORC) sections 3704.05(C) and (G) for failing to submit the following reports through eBusiness on time:

The first (1st) quarterly deviation report for 2012 was due by January 31, 2012. It was submitted through eBusiness on June 29, 2012.

The semi- deviation report for January – June 2011 was due by July 31, 2011. It was submitted through eBusiness on January 9, 2012.

And the 2011 Annual Certification of Compliance was due by April 30, 2012. It was submitted through eBusiness on May 24, 2012.

CDAQ also issued a Notice of Violation on June 2, 2011, for failure to complete and submit Annual Certificates of Compliance for calendar years 2009 and 2010 by the required due date of April 30th. CPP submitted those Annual Certificates of Compliance on June 9, 2011.



Unless you undertake some type of corrective action with respect to the above noted violations, you will remain in non-compliance. CDAQ requests that Cleveland Public Power – Collinwood Substation submit a corrective action plan indicating what methods will be taken to submit all reports on time in the future to the following enforcement representative:

Mike Samec
Cleveland Division of Air Quality
75 Erieview Plaza 2nd 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 Mike Samec at 216-420-7682. All correspondence with CDAQ must include the Ohio EPA facility identification number for Cleveland Public Power – Collinwood Substation: 1318000132.

Sincerely,

A handwritten signature in cursive script that reads "Valencia White".

Valencia White
Chief of Enforcement, CDAQ

VW/ms

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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