



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 7010 0780 0001 1190 4537
RETURN RECEIPT REQUESTED**

February 16, 2012

Bill Syvuk
Vice President
North Coast Container Corporation
8806 Crane Ave.
Cleveland, OH 44105-8806

HIGH PRIORITY FACILITY

FACILITY ID: 13-18-00-0399

NOTICE OF VIOLATION: Failure to submit annual Title V Compliance Certification for 2010 and failure to obtain a 2010 City of Cleveland Air Contaminant Source Permit

Dear Mr. Syvuk:

On January 20, 2012, the Cleveland Division of Air Quality (CDAQ) inspected North Coast Container Corporation (NCC) located at 8806 Crane Avenue 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.

NCC failed to submit the annual Title V Compliance Certification for 2010. This is a violation of your Title V operating permit, No. P0094283, Part A, 13, d; Ohio Administrative Code rule 3745-77-07(C); and Ohio Revised Code Section (ORC) 3704.03(C). It was due April 30, 2011 and CDAQ received it on February 13, 2012, but it has not been approved yet because it is being reviewed for completeness and accuracy.

NCC has not obtained City of Cleveland Air Contaminant Source permits for 2010. The invoice was due July 1, 2010. This is a violation of City of Cleveland Codified Ordinances 259.01 and 263.01.

Unless you undertake some type of corrective action with respect to the above noted violations, you will remain in non-compliance. CDAQ requests that NCC submit the 2010 City of Cleveland Air Contaminant Source fee and the signed invoice to the following address:

City Permit Fee Invoices
Cleveland Division of Air Quality
75 Erieview Plz., 2nd Fl.
Cleveland, OH 44114-1839

Your written response to this letter must be received by CDAQ within 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.



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The appropriate permit application is included with this letter. Please note that a permit application submitted to CDAQ must include an original signature. A photocopied signature is not valid; the application will not be accepted by CDAQ and will be returned to you if an original signature is not provided.

Violations of Ohio air pollution laws and /or permit terms and conditions are subject to the penalties stipulated in ORC Section 3704.99(A), which allows fines of not more than \$25,000 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.

OCAPP can also provide assistance to facilities that want to investigate methods of pollution prevention to reduce raw material usage and waste production. Again, there is no charge for their services.

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. If you have any questions, please call David Wagner at 216/664-3004. All correspondence with CDAQ must include the Ohio EPA facility identification number for NCC: 13-18-00-0399.

Sincerely,

Valencia White
Chief of Enforcement, CDAQ

VW/dlw

cc: Raymond Dido, NCC
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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encl: 2010 City of Cleveland Air Contaminant Source Permit invoice

