



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#70101870000065913356
RETURN RECEIPT REQUESTED**

September 27, 2012

Mike Ali
Strongsville Clark
15387 Pearl Road
Strongsville, OH 44136

NON-HIGH PRIORITY FACILITY

FACILITY ID: 13-18-55-7946

Notice of Violation: Failing to perform Stage II testing and failing to provide proof of attendance and completion of training required by Ohio EPA.

Dear Mr. Ali:

On September 21, 2012, the Cleveland Division of Air Quality (CDAQ) inspected Strongsville Clark located at 15387 Pearl Road in Strongsville. This letter serves as notification that you are operating sources in violation of the following applicable air statutes, air regulations, or air permit conditions.

CDAQ has determined that Strongsville Clark has failed to perform a 2011 annual Air-to-Liquid Ratio test and a Static Leak test on Emission Unit G001: Gasoline Dispensing Facility, as stipulated in Ohio Administrative Code (OAC) Rule 3745-21-09(DDD)(2). This is a violation of OAC Rule 3745-21-09(DDD)(1)(c) and Ohio Revised Code Section 3704.05 (G). The last passing Stage II tests were performed on November 19, 2010.

Strongsville Clark has also failed to provide a Stage II compliance specialist certificate as required in Ohio Administrative Code (OAC) Rule 3745-21-09(DDD)(3)(a)(vi), which states that any owner or operator of a gasoline dispensing facility must provide proof of attendance and completion of the training required by the Ohio EPA for the operator or local manager of the gasoline dispensing facility. This is also a violation of Ohio Revised Code 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 Strongsville Clark Schedule and perform all required Stage II testing as well as submit a copy of



a Stage II compliance training certificate to the following enforcement representative within thirty (30) days of receipt of this letter:

Andrew Kenney
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 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 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 Ohio EPA Office of Compliance Assistance and Pollution Prevention (OCAPP). OCAPP can be contacted at <http://www.epa.state.oh.us/ocapp> or (614) 644-3469 or (800) 329-7518. CDAQ makes no guarantee that the facility will meet the qualifying guidelines established by the 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 Andrew Kenney at 216-420-7683. All correspondence with CDAQ must include the Ohio EPA facility identification number for Strongsville Clark: 13-18-55-7946.

Sincerely,

Valencia White

Chief of Enforcement, CDAQ

VW/ak *UK*

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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