



**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 #70101870000065913394  
RETURN RECEIPT REQUESTED**

September 27, 2012

Gurjeet Raina  
Kinsman Citgo dba Rain Gas  
3350 East 116th Street  
Cleveland, OH 44120

**NON-HIGH PRIORITY FACILITY**

**FACILITY ID: 13-18-00-8285**

**Notice of Violation: Failing to perform Stage II testing**

Dear Mr. Raina :

On September 20, 2012, the Cleveland Division of Air Quality (CDAQ) inspected Kinsman Citgo dba Rain Gas (Rain Gas) located at 3350 East 116th Street 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.

CDAQ has determined that Rain Gas failed to perform a 2012 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 Ohio Administrative Code Rule 3745-21-09(DDD)(1)(c) and Ohio Revised Code Section 3704.05(G). The last passing Stage II tests were conducted July 21, 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 Rain Gas schedule and pass all required Stage II testing within thirty (30) days of receipt of this letter.

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.

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 Rain Gas: 13-18-00-8285.

Sincerely,

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

Valencia White  
Chief of Enforcement, CDAQ  
VW/ak *W*

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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