



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 6108
RETURN RECEIPT REQUESTED**

October 17, 2012

Rami Zayed
Speedy Gas Company, Inc.
6207 Broadway Ave.
Cleveland, OH 44127

NON-HIGH PRIORITY FACILITY

FACILITY ID: 13-18-00-8472
NOTICE OF VIOLATION: Failing annual Stage II testing

Dear Mr. Zayed:

On October 16, 2012, the Cleveland Division of Air Quality (CDAQ) inspected Speedy Gas Company, Inc. (Speedy Gas) located at 6207 Broadway Ave. in Cleveland. This letter serves as notification that you are operating a source in violation of the following applicable air statutes, air regulations, or air permit conditions.

Speedy Gas conducted annual Stage II testing for emissions unit (EU) G001: Wayne/Dresser-Wayne Stage II gasoline dispensing facility, on October 16, 2012. The Static Leak test passed at this time. The Air-to-Liquid Ratio (A/L) test failed on all grades for dispensers #1, #3, #7, and #8. The failure to successfully pass the testing requirements in Ohio Administrative Code (OAC) Rule 3745-21-09(DDD)(2) while causing, allowing or permitting the transfer of gasoline from a stationary storage tank into a motor vehicle are violations of Ohio Revised Code (ORC) Section 3704.05(G) and OAC Rule 3745-21-09(DDD)(1)(b) and (c).

Unless you undertake some type of corrective action with respect to the above noted violations, you will remain in non-compliance. CDAQ requests that Speedy Gas make the necessary repairs to dispensers #1, #3, #7 and #8, then complete an A/L re-test on dispensers #1, #3, #7 and #8, and submit the test results within thirty (30) days of receipt of this letter to the following enforcement representative:

Megan Murphy
Cleveland Division of Air Quality
75 Erieview Plaza 2nd Floor
Cleveland, Ohio 44114-1839

If there is insufficient time to correct the alleged violations within this timeframe, a written response which includes a timeline for correcting the alleged violations must be received within thirty (30) days of receipt of this letter.



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 Megan Murphy at 216-664-4258. All correspondence with CDAQ must include the Ohio EPA facility identification number for Speedy Gas Company: 13-18-00-8472.

Sincerely,

A handwritten signature in black ink that reads "Valencia S. White".

Valencia White
Chief of Enforcement, CDAQ

VW/mm

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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