



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 7129  
RETURN RECEIPT REQUESTED**

12/11/12

Lorrie Brecker  
Lehigh Gas Corporation  
702 Hamilton St., Suite 203  
Allentown, PA 18101

**NON-HIGH PRIORITY FACILITY**

**FACILITY ID: 13-18-00-6926**

**NOTICE OF VIOLATION: Failure to Provide Stage II Vapor Compliance Training for Operator or Local Manager; Failure to Maintain Copies of 2012 Stage II Vapor Recovery Test Results; Failure to Maintain a Copy of 2012 Stage II Vapor Recovery Post Test Inspection Form**

Dear Ms. Brecker:

On 12/7/12, the Cleveland Division of Air Quality (CDAQ) inspected OHLG-UST1 dba 10202 Lorain Cleveland, LLC located at 10202 Lorain 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.

10202 Lorain Cleveland, LLC failed to provide Stage II Vapor Compliance Training for the current operator or local manager. This is a violation of the Ohio Administrative Code (OAC) rule 3745-21-09(DDD)(3)(a)(vi) and the Ohio Revised Code (ORC) Chapter 3704.05.

Additionally, 10202 Lorain Cleveland, LLC failed to maintain copies of the 2012 Stage II Vapor Recovery Test Results and 2012 Stage II Vapor Recovery Post Test Inspection Form. This is a violation of OAC rule 3745-21-09(DDD)(3)(a)(ii), OAC rule 3745-21-09(DDD)(3)(a)(vii) and ORC Chapter 3704.05.

Unless you undertake some type of corrective action with respect to the above noted violations, you will remain in non-compliance. CDAQ requests that 10202 Lorain Cleveland, LLC provide Stage II Compliance Specialist Training for the operator or local manager and submit a copy of the certificate of completion to the following enforcement representative along with confirmation that steps have been taken to ensure that copies of the 2012 Stage II Vapor Recovery Test Results and 2012 Stage II Vapor Recovery Post Test Inspection Form are available in the future:

Dave DeChant  
Cleveland Division of Air Quality  
75 Erieview Plaza 2<sup>nd</sup> 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 Dave DeChant at 216-664-3213. All correspondence with CDAQ must include the Ohio EPA facility identification number for 10202 Lorain Cleveland, LLC: 13-18-00-6926.

Sincerely,

*Linda Kimmy for VW*

Valencia White  
Chief of Enforcement, CDAQ

VW/dd

cc: Station Manager  
George P. Baker, CDAQ  
Michael J. Krzywicki, CDAQ  
John Paulian, Ohio EPA Central Office  
Brian Dickens, U.S. EPA Region V  
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