



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 7012 2210 0000 5209 4616
RETURN RECEIPT REQUESTED**

2/11/13

Amer Abuaun
F&D Gas, Ltd., W. 25th
3474 W. 25th St.
Cleveland, OH 44109

FACILITY ID: 13-18-00-7940

**RESOLUTION OF VIOLATIONS
NOTICE OF VIOLATION FOLLOW-UP LETTER**

Dear Mr. Abuaun:

On 10/19/12, the Cleveland Division of Air Quality (CDAQ) issued a Notice of Violation requesting that Express Gas & Go, currently identified as F&D Gas, Ltd., W. 25th (F&D), located at 3474 W.25th St. in Cleveland, submit a Permit to Install/Operate (PTIO) application or a Permit by Rule (PBR) Notification Form. Additionally, you were requested to conduct required Stage II Vapor Recovery testing; provide copies of required record keeping and certification of Stage II Vapor Recovery training.

On 10/29/12, CDAQ received a PBR Notification Form.

On 12/5/12, CDAQ issued a Receipt of Corrective Action Plan (RCAP) letter. The submission of the PBR Notification Form was acknowledged. And, outstanding issues were restated stipulating the expectation that F&D would comply with conducting required Stage II Vapor Recovery testing; provide copies of required record keeping and certification of Stage II Vapor Recovery training by 12/28/12.

On 2/7/13, CDAQ witnessed passing Stage II Vapor Recovery Testing and reviewed gasoline delivery records.

On 2/11/13, CDAQ received an electronic version of the Stage II Vapor Recovery Training certification.

The corrective action plan was received and appropriate steps were taken to bring the source into compliance. CDAQ has determined that no further enforcement action is warranted at this time, but reserves its right to take such action in the future if necessary.

CDAQ issues this letter with Ohio EPA's concurrence and 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 F&D Gas, Ltd., W. 25th: 13-18-00-7940.

Sincerely,

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

Valencia White
Chief of Enforcement, CDAQ

VW/dd Handwritten initials "UK" in blue ink.

cc: . Jay Hammoud, Station Manager
John Paulian, Ohio EPA Central Office
Brian Dickens, U.S. EPA Region V
L:\Data\Facilities\1318007940\2012-10-18 ROV+NEAR.docx