



City of Cleveland
Frank G. Jackson, Mayor

Department of Public Health
Division of Air Quality
75 Erievue 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 4647
RETURN RECEIPT REQUESTED**

2/25/13

Rodney Wilson
Moreland Hills Sunoco
34180 Chagrin Blvd.
Moreland Hills, OH 44022

FACILITY ID: 13-18-35-6236

NOTICE OF VIOLATION: Failure to provide records of required maintenance; Failure to maintain Stage II Post Inspection Forms and Test Results for previous three years; Failure to provide Stage II Compliance Specialist Training certification for site manager; Failure to maintain a copy of the most recent permit by rule (PBR) application on site

Dear Mr. Wilson:

On 2/20/13 the Cleveland Division of Air Quality (CDAQ) inspected Moreland Hills Sunoco located at 34180 Chagrin Blvd. in Moreland Hills. This letter serves as notification that you are operating sources in violation of the following applicable air statutes, air regulations, or air permit conditions.

Station personnel were unable to provide copies of required recordkeeping. This is the same circumstances experienced by CDAQ in 2012. A Notice of Violation was issued 1/23/12 for the identical situation. After a second site visit on 2/21/12, a Notice of Violation Follow-Up letter (Attached) was issued confirming review of the required information and acknowledging your statement that "arrangements have been made to keep the required record keeping in a location accessible to station personnel."

Moreland Hills Sunoco has failed to maintain records of required maintenance; failed to maintain Stage II Post Test Inspection Forms and Test Results for previous three years; failed to provide Stage II Compliance Specialist Training certification for the site manager; failed to maintain a copy of the most recent permit by rule (PBR) application on site for emissions unit G001: Gasoline Dispensing Facility Stage I and II Wayne Dresser. These are violations of OAC rule 3745-21-09(DDD) (3) (a).

Unless you undertake some type of corrective action with respect to the above noted violations, you will remain in non-compliance. CDAQ requests that Moreland Hills Sunoco provide a copy of the Stage II Compliance Specialist Training certificate for the site manager; copies of records for the required maintenance to the Stage II system; copies of the previous three years Stage II Post Inspection forms and test results and a copy of the PBR.



Additionally, provide a description of how Moreland Hills Sunoco will maintain all required records going forward to the following enforcement representative:

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

All requested information may be provided electronically, hard copy by U.S. Mail or in person at CDAQ's offices. 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 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 Moreland Hills Sunoco: 13-18-35-6236.

Sincerely,

Valencia White
Chief of Enforcement

VW/dd **UK**

cc: 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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encl: 2/28/12, Notice of Violation Follow-Up letter



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2/28/12

Rodney Wilson
Moreland Hills Sunoco
34180 Chagrin Blvd.
Moreland Hills, OH 44022

FACILITY ID: 13-18-35-6236
NOTICE OF VIOLATION FOLLOW-UP LETTER

Dear Mr. Wilson:

On 1/23/12, the Cleveland Division of Air Quality (CDAQ) issued a Notice of Violation requiring Moreland Hills Sunoco to provide the following records: Stage II control system required maintenance; Stage II Post Inspection Forms and Test Results for previous three years; Stage II Compliance Specialist Training certification for site manager and a copy of the most recent permit-by-rule (PBR) Notification Form.

On 2/21/12, a CDAQ inspector met with you on site and reviewed all of the above information. You stated that arrangements have been made to keep the required record keeping in a location accessible by station personnel. CDAQ files contain the original PBR Notification Form for this location and a courtesy copy is enclosed for your records.

The corrective action plan was received in a timely manner 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 Moreland Hills Sunoco: 13-18-35-6236.

Sincerely,

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

Valencia White
Chief of Enforcement, CDAQ
VW/ddk



cc: John Paulian, Ohio EPA Central Office
William MacDowell, U.S. EPA Region V
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encl: Copy of original PBR Notification Form