



State of Ohio Environmental Protection Agency

**Northwest District Office**

347 North Dunbridge Road  
Bowling Green, OH 43402-9398

TELE: (419) 352-8461 FAX: (419) 352-8468  
www.epa.state.oh.us

Ted Strickland, Governor  
Lee Fisher, Lieutenant Governor  
Chris Korfeski, Director

Re: Putnam County  
BP - West Leipsic Bulk Storage Tank  
NPDES Permit #2IN00171  
Pre-permit Renewal Inspection  
Notice of Violation

July 5, 2007

Frank Marsek  
4850 East 49<sup>th</sup> St  
Cuyahoga Heights, OH 44125

Dear Mr. Marsek,

On February 22, 2007, I completed a pre-permit inspection of the BP - West Leipsic Bulk Storage Tank facility. This bulk plant receives refined petroleum products by transport truck from a BP owned terminal. The products are stored in above ground or underground tanks and distributed to consumers via smaller tank trucks. The facility is located at 5201 Road 7, RR2, Leipsic, Putnam County. Mr. Wayne Phillips Sr. provided access to the site and answered questions regarding the operation and maintenance at the site.

Storm water flow is collected in a sump at the loading rack and is then pumped into an approximately 10,000 gallon oil and water separator. The oil and water separator discharges to a pond, which has an overflow pipe to the field abutting the BP site. During the inspection, the rope skimmer was in operation. There was no discharge from the oil/water separator into the pond. Monitoring data has been collected for this location. However, based on our review of your monthly operating reports and our observations of the pond on February 22, 2007, it is likely that the pond overflows on a regular basis which is not reflected in the reports submitted to our office.

Our records also indicate violations of the monitoring and reporting requirements outlined in Part II, Item B of your NPDES permit which states: A) The permittee shall perform on an annual basis, for a period of five (5) years, a grab sample for volatile pollutants, total cyanide, total phenols, acids, base neutrals, and metals for outfall 2IN00168001. Further the permit states AGC/MS analysis results are to be reported to the northwest district office within 30 days of receiving sampling results from the lab. No annual pollutant scan results were received for 2002, 2003, 2004, 2005 or 2006.

Please be advised that failure to comply with the monitoring requirements outlined in your NPDES permit is a violation of Ohio Revised Code (ORC) sections 6111.04 and 6111.07.

Mr. Frank Marsek  
July 5, 2007  
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BP Oil Company is considered to be in Significant Non-Compliance with the monitoring and reporting requirements outlined in the NPDES permit. Please inform this office in writing within 10 days, of the immediate actions that will be taken to bring your facility back into compliance. Please be aware that if these violations continue, we will have no choice but to recommend the escalated enforcement action.

A copy of our completed inspection report is enclosed for your records. If you have any questions, please call me at (419)373-3067.

Sincerely,



Dana Martin-Hayden  
Division of Surface Water

/lb

Enclosure

pc: BP Oil Company – Wayne Phillips Senior  
~~DSW-NWDO-File~~