

Environmental
Protection Agency

Governor
Lt. Governor
Director

August 2, 2011

RE: CERTIFIED WARNING LETTER
ANNUAL STAGE II COMPLIANCE TEST
C & F MARATHON
DAPC FACILITY ID 0247090905

CERTIFIED MAIL

Rebecca D. Unangst
C & F Marathon
27050 State Route 58
Wellington, OH 44090

Dear Ms. Unangst:

This "LAST CHANCE" letter is in regard to the C & F Marathon gas station located at 27050 State Route 58 in Wellington, Ohio. This station is required to be tested for Stage II compliance every five years. The last test was on May 6, 2005, therefore, testing was due in May 2010. To date, testing has not been successfully completed.

On January 14, 2011 and April 8, 2011, Stage II compliance testing was attempted in accordance with Ohio Administrative Code (OAC) Rule 3745-21-09(DDD), but could not be completed as the Stage II equipment was leaking badly. **Please schedule repairs and a retest immediately. If the station does not pass Stage II testing by September 15, 2011, this office will forward the matter to Ohio EPA's Central Office for enforcement action with appropriate penalties.**

This station is currently operating without permits, in violation of OAC Rule 3745-31-02. I have enclosed a Permit by Rule Notification form. Please complete the form and return it as per the instructions **within fourteen (14) days of receipt of this letter.** This will replace any needed Permit-to-Install and Operate (PTIO) and will mean you no longer have to pay the biannual emission fees.

This letter does not constitute a waiver of Ohio EPA's authority to seek civil penalties as provided in ORC 3704.06. Ohio EPA will decide whether to pursue or decline to pursue penalties regarding this matter at a later date.

If you have any questions regarding this letter, please do not hesitate to contact me at (330) 963-1270.

Sincerely,



Tim Fischer
Environmental Supervisor
Division of Air Pollution Control

TF:bo

enclosure(s): Permit by Rule Notification form