



REGIONAL AIR POLLUTION CONTROL AGENCY

Serving Clark, Darke, Greene, Miami, Montgomery & Preble Counties

117 South Main Street, Dayton, Ohio 45422-1280

937-225-4435 — Fax: 937-225-3486

www.rapca.org

November 25, 2008

Certified Mail

Kiran Atwal
Kiran Petroleum
200 North Sunset Drive
Piqua, OH 45356

**RE: Ohio EPA Facility ID 0855100472
Failure to perform annual stage II vapor recovery compliance testing**

WARNING LETTER

Dear Mr. Atwal:

Pursuant to Ohio Administrative Code (OAC) rule and City of Piqua, Ohio Board of Health Air Pollution Control Regulations (CPOBHAPCR) section 3745-21-09 (DDD)(2), the stage II vapor control system at the Kiran Petroleum gasoline dispensing facility (GDF) located at 200 North Sunset Drive in Piqua, Ohio, must perform and successfully pass the testing requirements contained in OAC rule 3745-21-10. In accordance with the yearly static pressure decay testing requirements specified in CARB Executive Order G-70-154-AA and the Static Leak Test contained in OAC rule 3745-21-10, Appendix A, Static Leak testing and Air to Liquid Ratio (A/L) testing shall be successfully conducted at least once in each twelve consecutive month period after the date of successful completion of the startup or most recent Static Leak Test.

OAC rule and CPOBHAPCR section 3745-21-09(DDD)(1) state: "no owner or operator of a gasoline dispensing facility may cause, allow or permit the transfer of gasoline from a stationary storage tank at a GDF into a motor vehicle . . . unless the following requirements are met: . . . (c) The vapor control system has successfully passed the testing requirements contained in paragraph (DDD)(2) of this rule." This GDF is required to demonstrate compliance on an annual basis. According to our records, the last successful annual stage II vapor recovery compliance test conducted at Kiran Petroleum was on February 20, 2003.

On August 28, 2008, the Regional Air Pollution Control Agency (RAPCA) performed an on-site inspection of this GDF and issued an Official Order, requiring this GDF to replace the hoses on pumps #1 (unleaded), #2 (unleaded & premium) and #3 (unleaded) and schedule an annual stage II vapor recovery compliance test within thirty (30) days of the issuance of the Order. To

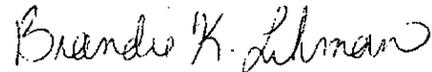
Kiran Petroleum
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date, no testing has been scheduled with RAPCA at this site. Kiran Petroleum is currently operating in violation of OAC rule and CPOBHAPCR section 3745-21-09 (DDD)(2) and the prohibitions in Ohio Revised Code (ORC) section 3704.05.

This letter serves as official notification from RAPCA to cease operation in violation of OAC rule and CPOBHAPCR section 3745-21-09 (DDD)(2) and ORC section 3704.05. **It is imperative that Kiran Petroleum schedule and show compliance with stage II testing requirements. Please respond, in writing, to this notice within fourteen (14) days after receipt. The response will specify the intended test date.** Your tester should contact Lynn Thompson, at (937) 225-4437, to ensure a RAPCA representative is present at your scheduled testing.

Failure to perform the required testing will subject this facility to further enforcement actions, which may include penalties. If you have any questions or comments concerning this matter, please feel free to contact me at (937) 225-5923.

Sincerely,



Brandie K. Lehman
Air Pollution Control Specialist
Abatement Unit

cc:	Jeff Canan	RAPCA
	Tom Kalman	OEPA
	Lisa Holscher	USEPA

SENDER: COMPLETE THIS SECTION

1. Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
2. Print your name and address on the reverse so that we can return the card to you.
3. Attach this card to the back of the mailpiece, or on the front if space permits.

Article Addressed to:

Kiran Atwal
Kiran Petroleum
200 North Sunset Drive
Piqua, OH 45356

COMPLETE THIS SECTION ON DELIVERY

A. Signature Agent Addressee
[Handwritten Signature]
B. Received by (Printed Name) *Kiran Atwal* C. Date of Delivery *12-2-08*
D. Is delivery address different from item 1? Yes No
If YES, enter delivery address below:

CONTROL AGENCY
Shelby & Preble Counties
P.O. Box 45422-1280
Cincinnati, OH 45225-3486

3. Service Type
 Certified Mail Express Mail
 Registered Return Receipt for Merchandise
 Insured Mail C.O.D.

4. Restricted Delivery? (Extra Fee) Yes

Article Number

Transfer from service label)

7007 1490 0004 7510 2177

Form 3811, February 2004

Domestic Return Receipt

102595-02-M-1540

Piqua, OH 45356

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1/16/09

