



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

February 19, 2010

Certified Mail

Roman Singh

Starfire

5580 N County Road 25-A

Piqua, OH 45356

RE: Ohio EPA Facility ID 0855810402

Failure to perform annual stage II vapor recovery compliance testing

WARNING LETTER

Dear Mr. Singh:

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 Starfire gasoline dispensing facility (GDF) located at 5580 N County Road 25-A 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-70-165 and the Static Leak test contained in OAC rule 3745-21-10, Appendix A, Static Leak 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: . . .

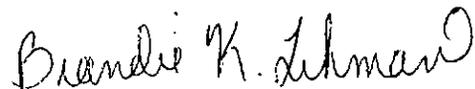
(c) The vapor control system has successfully passed the testing requirements contained in paragraph (DDD)(2) of this rule." This GDF is required to demonstrate compliance on an annual basis. The last annual stage II vapor recovery compliance test conducted at Starfire was on December 18, 2008. The Regional Air Pollution Control Agency (RAPCA) issued a Health District Order to Starfire on December 18, 2009, requesting that testing be scheduled within thirty (30) days of the issuance of that Order. To date, no testing has been scheduled with RAPCA at this site. Starfire is currently operating in violation of OAC rule and CPOBHAPCR section 3745-21-09 (DDD), CARB Executive Order G-70-165 and the prohibitions in Ohio Revised Code (ORC) section 3704.05.

Starfire
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This letter serves as official notification from RAPCA to cease operation in violation of OAC rule and CPOBHAPCR section 3745-21-09 (DDD), CARB Executive Order G-70-165 and ORC section 3704.05. It is imperative that Starfire schedule and show compliance with stage II testing requirements. **Please respond, in writing, to this notice within fourteen (14) days after receipt of this letter. 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

Cc:	Jeff Canan	RAPCA
	Tom Kalman	OEPA
	Lisa Holscher	USEPA

COMPLETE THIS SECTION
 Items 1, 2, and 3. Also complete Restricted Delivery if desired. Write your name and address on the reverse so that we can return the card to you. Attach this card to the back of the mailpiece, or on the front if space permits.

COMPLETE THIS SECTION ON DELIVERY
 A. Signature Agent Addressee
 X Rita Singh
 B. Received by (Printed Name) C. Date of Delivery

CONTROL AGENCY
 Perry & Preble Counties
 5422-1280
 5-3486

1. Article Addressed to:

 Roman Singh
 Starfire
 5580 N. County Road 25-A
 Piqua, OH 45356

D. Is delivery address different from item 1? Yes
 If YES, enter delivery address below: No

3. Service Type
 Certified Mail Express Mail
 Registered Return Receipt for Merchandise
 Insured Mail C.O.D.
 4. Restricted Delivery? (Extra Fee) Yes

2. Article Number (Transfer from service label) 7004 1160 0000 6165 2135

PS Form 3811, February 2004 Domestic Return Receipt 102595-02-M-1540
 Piqua, OH 45356

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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. The last annual stage II vapor recovery compliance test conducted at Starfire was on December 18, 2008. The Regional Air Pollution Control Agency (RAPCA) issued a Health District Order to Starfire on December 18, 2009, requesting that testing be scheduled within thirty (30) days of the issuance of that Order. To date, no testing has been scheduled with RAPCA at this site. Starfire is currently operating in violation of OAC rule and CPOBHAPCR section 3745-21-09 (DDD), CARB Executive Order G-70-165 and the prohibitions in Ohio Revised Code (ORC) section 3704.05.

