



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

June 28, 2007

Certified Mail

Ruby Singh

Citgo

301 North Broad St.

Fairborn, OH 45324

RE: Ohio EPA Premises No. 0829060500

Failure to perform annual stage II vapor recovery compliance testing

WARNING LETTER

Dear Mr. Singh:

Pursuant to Ohio Administrative Code (OAC) rule and Greene County Board of Health Air Pollution Control Regulations (GCBHAPCR) section 3745-21-09 (DDD)(2), the stage II vapor control system at the Citgo gasoline dispensing facility (GDF) located at 301 North Broad Street in Fairborn, Ohio, must perform and successfully pass the testing requirements contained in OAC rule 3745-21-10. In accordance with the yearly static pressure drop decay testing requirements specified in CARB Executive Order G-70-150-AE 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 GCBHAPCR 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. This Citgo GDF is currently operating in violation of OAC rule and GCBHAPCR section 3745-21-09 (DDD)(2) and the prohibitions in Ohio Revised Code (ORC) section 3704.05.

This letter serves as a warning from the Regional Air Pollution Control Agency (RAPCA) to cease operation in violation of OAC rule and GCBHAPCR section 3745-21-09 (DDD)(2) and ORC section 3704.05. It is imperative that this Citgo GDF schedule and show compliance with stage II testing requirements. **Please respond, in writing, to this notice within fourteen (14)**

Citgo
June 28, 2007
Page 2

days after receipt of this letter. The response will specify the intended test date. Your tester should contact Casie Lord, at (937) 225-5939, 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

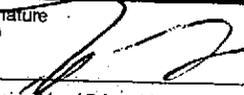
SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print 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.

1. Article Addressed to:

Ruby Singh
Citgo
301 North Broad Street
Fairborn, OH 45324

COMPLETE THIS SECTION ON DELIVERY

A. Signature
X 

B. Received by (Printed Name)

C. Date of Delivery **25-3486**

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

Article Number
(Transfer from service label) **7002 0510 0000 7312 4251**

Form 3811, February 2004 Domestic Return Receipt 102595-02-M-1540

NTROL AGENCY
nery & Preble Counties
45422-1280

Fairborn, OH 45324

**RE: Ohio EPA Premises No. 0829060500
Failure to perform annual stage II vapor recovery compliance testing**

WARNING LETTER

Dear Mr. Singh:

Pursuant to Ohio Administrative Code (OAC) rule and Greene County Board of Health Air Pollution Control Regulations (GCBHAPCR) section 3745-21-09 (DDD)(2), the stage II vapor control system at the Citgo gasoline dispensing facility (GDF) located at 301 North Broad Street in Fairborn, Ohio, must perform and successfully pass the testing requirements contained in OAC rule 3745-21-10. In accordance with the yearly static pressure drop decay testing requirements specified in CARB Executive Order G-70-150-AE 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 GCBHAPCR 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. This Citgo GDF is currently operating in violation of OAC rule and GCBHAPCR section 3745-21-09 (DDD)(2) and the prohibitions in Ohio Revised Code (ORC) section 3704.05.

This letter serves as a warning from the Regional Air Pollution Control Agency (RAPCA) to cease operation in violation of OAC rule and GCBHAPCR section 3745-21-09 (DDD)(2) and ORC section 3704.05. It is imperative that this Citgo GDF schedule and show compliance with stage II testing requirements. **Please respond, in writing, to this notice within fourteen (14)**