



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

December 23, 2009

Certified Mail

Ali Hemani
Site Food Mart
2260 Heller Drive
Beavercreek, OH 45434

RE: Ohio EPA Facility ID 0829010297
Failure to pass stage II vapor recovery compliance testing

WARNING LETTER

Dear Mr. Hemani:

On November 17, 2009, the Regional Air Pollution Control Agency (RAPCA) conducted an inspection and witnessed a performance test of the Site Food Mart gasoline dispensing facility (GDF) located at 2260 Heller Drive in Beavercreek, Ohio. The purpose of this inspection and performance test was to determine the GDF's compliance status with applicable state and local air pollution control regulations. This inspection/test at Site Food Mart revealed violations of these regulations.

Pursuant to Ohio Administrative Code (OAC) rule and Greene County Board of Health Air Pollution Control Regulations (GCBHAPCR) section 3745-21-09 (DDD)(2), and in accordance with the testing requirements specified in CARB Executive Order G-70-153-AD, static leak testing contained in OAC rule 3745-21-10, Appendix A, and air to liquid ratio (A/L) testing shall be successfully conducted within sixty days after the installation of a vapor control system required pursuant to paragraph (DDD)(1) of this rule and at least once in each consecutive twelve-month period, thereafter. Dynamic pressure testing is also required to be successfully completed within sixty days after the installation of a vapor control system required pursuant to paragraph (DDD)(1) of this rule, and at least every five (5) years, thereafter.

Site Food Mart did show compliance through the completion of a successful static leak test on November 17, 2009, but failed to show compliance with OAC rule and GCBHAPCR section 3745-21-09 (DDD)(2), through the completion of a successful A/L test and dynamic pressure test on pumps #5/6 and #9/10 on this date. An Official Order was issued to Site Food Mart, on November 17, 2009, to make any needed repairs and reschedule testing within a thirty (30) day time period. To date, no additional testing has been scheduled with RAPCA at this GDF.

Site Food Mart
December 23, 2009
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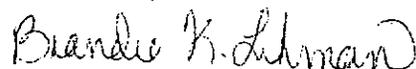
Failing to demonstrate compliance with the testing requirements is a violation of OAC rule and GCBHAPCR section 3745-21-09 (DDD)(2), OAC rule and GCBHAPCR section 3745-15-04, CARB Executive Order G-70-153-AD, and Ohio Revised Code (ORC) section 3704.05.

Since the above noted GDF is currently operating in violation of OAC rules and GCBHAPCR sections 3745-21-09 (DDD) and 3745-15-04, and CARB Executive Order G-70-153-AD, it is imperative that Site Food Mart ensure that repairs are made to this site to correct the deficiencies, and reschedule testing to demonstrate compliance.

Site Food Mart shall respond within fourteen (14) days after receipt of this letter. The response shall include the intended retest date for this GDF. 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 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.

COMPLETE THIS SECTION ON DELIVERY

A. Signature Agent Addressee
 X *[Signature]*

B. Received by (Printed Name) *ACI* C. Date of Delivery *12/26/09*

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

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 *7008 1830 0003 0181 1924*
 (transfer from service label)

CONTROL AGENCY
 Henry & Preble Counties
 45422-1280
 25-3486

1. Article Addressed to:
 Ali Hemani
 Site Food Mart
 2260 Heller Drive
 Beavercreek, OH 45434

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1/14

*CE-17A
 12/23*

