



## 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

May 29, 2007

### Certified Mail

Everett Harrison

Citgo-Everett Harrison

419 North Main Street

New Carlisle, OH 45344

**RE: Ohio EPA Premises No. 0812060493  
Failure to perform annual stage II vapor recovery compliance testing**

### WARNING LETTER

Dear Mr. Harrison:

Pursuant to Ohio Administrative Code (OAC) rule and Clark County Combined Health District Air Pollution Control Regulations (CCCHDAPCR) section 3745-21-09 (DDD)(2), the stage II vapor control system at the Citgo gasoline dispensing facility (GDF) located at 419 North Main Street in New Carlisle, 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 CCCHDAPCR 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 and was issued an Official Order, on October 5, 2006, stating that an annual compliance test must be scheduled within thirty (30) days. Citgo-Everett Harrison is currently operating in violation of OAC rule and CCCHDAPCR 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 CCCHDAPCR section 3745-21-09 (DDD)(2) and

Citgo-Everett Harrison

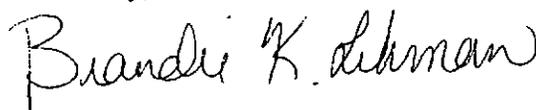
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ORC section 3704.05. It is imperative that Citgo-Everett Harrison schedule and show compliance with stage II testing requirements. **Please respond, in writing, to this notice within fourteen (14) days after receipt of this letter. The response will specify the intended test date.** Your tester should contact 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:

Everett Harrison  
 Citgo-Everett Harrison  
 419 North Main Street  
 New Carlisle, OH 45344

2. Article Number  
 (Transfer from service label)

**COMPLETE THIS SECTION ON DELIVERY**

A. Signature  Agent  Addressee  
*x Everett Harrison*

B. Received by (Printed Name) C. Date of Delivery  
*EVERETT HARRISON 6-2*

D. Is delivery address different from item 1?  Yes  No  
 If YES, enter delivery address below:  
*2615 STONEY CREEK  
 SPRINGFIELD OH 45504*

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

4. Restricted Delivery? (Extra Fee)  Yes

7004 1160 0000 6164 9814

**CONTROL AGENCY**  
 Clermont & Preble Counties  
 45422-1280  
 25-3486

New Carlisle, OH 45344

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