





REGIONAL AIR POLLUTION CONTROL AGENCY

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

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July 9, 2009

Certified Mail

Murad Jallaq
Marathon
2001 E. Main St.
Springfield, OH 45503

RE: Ohio EPA Facility ID 0812100430
Failure to pass annual stage II vapor recovery compliance testing

WARNING LETTER

Dear Mr. Jallaq:

On April 27, 2009, the Regional Air Pollution Control Agency (RAPCA) conducted an inspection and witnessed a performance test of the Marathon gasoline dispensing facility (GDF) located at 2001 East Main Street in Springfield, 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 Marathon revealed violations of these regulations.

Pursuant to Ohio Administrative Code (OAC) rule and Clark County Combined Health District Air Pollution Control Regulations (CCCHDAPCR) section 3745-21-09 (DDD)(2), and in accordance with the testing requirements specified in CARB Executive Order G-70-154-AA, static leak testing contained in OAC rule 3745-21-10, Appendix A, and air to liquid ratio (A/L) testing shall be successfully conducted at least once in each consecutive twelve-month period. Marathon failed to show compliance with OAC rule and CCCHDAPCR section 3745-21-09 (DDD)(2), through the completion of a successful static leak test and A/L test on April 27, 2009. On this date, an Official Order was issued to Marathon 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.

Failing to demonstrate compliance with the testing requirements is a violation of OAC rule and CCCHDAPCR section 3745-21-09 (DDD)(2), OAC rule and CCCHDAPCR section 3745-15-04, CARB G-70-154-AA, and Ohio Revised Code (ORC) section 3704.05.

Since the above noted GDF is currently operating in violation of OAC rules and CCCHDAPCR sections 3745-21-09 (DDD) and 3745-15-04, and CARB Executive Order G-70-154-AA, it is