



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

November 16, 2010

Certified Mail

Murad Jallaq
Marathon
2001 East Main Street
Springfield, OH 45503

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

WARNING LETTER

Dear Mr. Jallaq:

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 Tokheim MaxVac stage II vapor recovery system at the Marathon gasoline dispensing facility (GDF) located at 2001 East Main Street in Springfield, Ohio, must perform and successfully pass the testing requirements contained in OAC rule 3745-21-10 and any applicable CARB certification. In accordance with the yearly static pressure decay testing requirements specified in CARB Executive Order G-70-154-AA, for Tokheim MaxVac stage II vapor recovery systems, 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. The last successful annual stage II vapor recovery compliance test conducted at this GDF was on September 14, 2009. On September 29, 2010, the Regional Air Pollution Control Agency (RAPCA) performed an on-site inspection of this Marathon GDF and issued an Official Order, requiring this GDF to schedule an annual stage II vapor recovery compliance test within thirty (30) days of the issuance of the Order. To date, no testing has been scheduled with RAPCA at

Marathon (Ohio EPA Facility ID 0812100430)

November 16, 2010

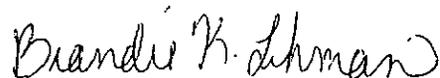
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this site. This Marathon GDF is currently operating in violation of OAC rule and CCCHDAPCR section 3745-21-09 (DDD)(2), CARB Executive Order G-70-154-AA and the prohibitions in Ohio Revised Code (ORC) section 3704.05.

This letter serves as official notification from RAPCA to cease operation in violation of OAC rule and CCCHDAPCR section 3745-21-09 (DDD)(2), CARB Executive Order G-70-154-AA and ORC section 3704.05. It is imperative that this Marathon GDF schedule and show compliance with stage II testing requirements. **Please respond, in writing, to this notice within fourteen (14) days after receipt. 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
William MacDowell USEPA

COMPLETE THIS SECTION 1, 2, and 3. Also complete Restricted Delivery if desired. Name and address on the reverse side can return the card to you. Attach this card to the back of the mailpiece, on the front if space permits.		COMPLETE THIS SECTION ON DELIVERY	
Article Addressed to: Marad Jallaq Marathon 2001 East Main Street Springfield, Ohio 45503		A. Signature <input checked="" type="checkbox"/> Agent <input type="checkbox"/> Addressee <i>Mario Woods</i>	B. Received by (Printed Name) MARIO WOODS
		C. Date of Delivery 11/18	
		D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No	
		3. Service Type <input type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail <input type="checkbox"/> Registered <input type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.	
		4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes	
2. Article Number (Transfer from service label)		7010 1060 0000 0187 4131	

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

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

Springfield, OH 45503

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