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 30, 2008

Certified Mail
Amarjit Singh
816 Buckeye Ct.
Tipp City, OH 45371

RE: **Ohio EPA Facility ID 0857041488, Troy Valley Petroleum, 201 Valley St, Dayton, OH**
Ohio EPA Facility ID 0857042085, Valero Smithville, 527 S. Smithville Rd, Dayton, OH
Ohio EPA Facility ID 0857043344, Everyday Gas Station, 2800 Philadelphia Dr, Dayton, OH
Ohio EPA Facility ID 0857101443, RD Dryden Sunoco, 2501 Dryden Rd, Moraine, OH
Ohio EPA Facility ID 0857821411, BP Food Mart, 5430 Brandt Pike, Huber Heights, OH
Ohio EPA Facility ID 0857823163, Valero, 4774 Taylorsville Rd, Huber Heights, OH

WARNING LETTER

Dear Mr. Singh:

Pursuant to Ohio Administrative Code (OAC) rule and Montgomery County Combined General Health District Air Pollution Control Regulations (MCCGHDAPCR) section 3745-21-09 (DDD)(2), the stage II vapor control systems at the Troy Valley Petroleum gasoline dispensing facility (GDF) located at 201 Valley Street in Dayton, Ohio, the Valero Smithville GDF located 527 South Smithville Road in Dayton, Ohio, the Everyday Gas Station GDF located at 2800 Philadelphia Drive in Dayton, Ohio, the RD Dryden Sunoco GDF located at 2501 Dryden Road in Moraine, Ohio, the BP Food Mart GDF located at 5430 Brandt Pike in Huber Heights, Ohio and the Valero GDF located at 4774 Taylorsville Road in Huber Heights, Ohio, must perform and successfully pass the testing requirements contained in OAC rule 3745-21-10. In accordance with the yearly static pressure decay testing requirements specified in CARB Executive Orders G-70-150-AE (Gilbarco), G-70-153-AD (Wayne), and G-70-164-AA (Hasstech) 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 MCCGHDAPCR 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." The GDFs listed above are required to demonstrate compliance on an annual basis. The following table provides information regarding the last stage II vapor recovery compliance test conducted at each of these facilities and the dates that Ohio EPA Official Orders were issued to these GDFs regarding the need to perform testing.

Facility ID	Name	Address	Last Test	System Type	CARB Order	Official Order Date
0857041488	Troy Valley Petro	201 Valley St	10/24/07	Hasstech	G-70-164-AA	11/3/08
0857042085	Valero Smithville	527 S Smithville	9/7/07	Gilbarco	G-70-150-AE	11/3/08
0857043344	Everyday Gas Station	2800 Philadelphia Dr	10/23/07	Wayne	G-70-153-AD	11/3/08
0857101443	RD Dryden Sunoco	2501 Dryden Rd	9/25/07	Wayne	G-70-153-AD	11/5/08
0857821411	BP Food Mart	5430 Brandt Pike	10/16/07	Gilbarco	G-70-150-AE	11/3/08
0857823163	Valero	4774 Taylorsville Rd	10/18/07	Wayne	G-70-153-AD	11/4/08

The Official Orders issued to these GDFs required testing to be scheduled within thirty (30) days of the issuance of the Orders. To date, no testing has been scheduled with RAPCA at these GDFs. These GDFs are currently operating in violation of OAC rule and MCCGHDAPCR section 3745-21-09 (DDD)(2) 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 MCCGHDAPCR section 3745-21-09 (DDD)(2) and ORC section 3704.05. **It is imperative that all of the GDFs listed above 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 these facilities to further enforcement actions, which may include penalties.

In addition to issuing this warning letter by certified mail to 816 Buckeye Court in Tipp City, Ohio, a copy of this letter is being mailed to each of the above GDFs to ensure delivery. If you have any questions or comments concerning this matter, please feel free to contact me at (937) 225-5923.

Sincerely,

Brandie K. Lehman

Brandie K. Lehman
Air Pollution Control Specialist

Cc: Jeff Canan RAPCA
Tom Kalman OEPA
Lisa Holscher USEPA

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1. Article Addressed to:

Amarjit Singh
816 Buckeye Court
Tipp City, OH 45371

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or
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Amarjit Singh
816 Buckeye Court
Tipp City, OH 45371

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