



## 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

March 26, 2009

### Certified Mail

Alem Abebe

Starfire Express

3499 W Siebenthaler Ave

Dayton, OH 45406

**RE: Ohio EPA Facility ID 0857731547  
Failure to Pass Air to Liquid Ratio Test**

Dear Mr. Abebe:

### WARNING LETTER

On October 24, 2008, the Regional Air Pollution Control Agency (RAPCA) conducted an inspection and witnessed a performance test of the gasoline dispensing facility (GDF) at Starfire Express, 3499 West Siebenthaler Avenue in Dayton, 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 Starfire Express revealed violations of these regulations.

Starfire Express did show compliance through the completion of a successful static leak test on October 24, 2008, however, this site failed to show compliance with the Air to Liquid ratio (A/L) testing requirements of CARB Executive Order G-70-154-AA on pumps #1 through #8. Failing to demonstrate compliance with the A/L performance test requirements is a violation of Ohio Administrative Code (OAC) rule and Montgomery County Combined General Health District Air Pollution Control Regulations (MCCGHDAPCR) section 3745-21-09 (DDD), OAC rule and MCCGHDAPCR section 3745-15-04, and Ohio Revised Code (ORC) section 3704.05. On October 24, 2008, an Official Order was issued to Starfire Express to make any needed repairs and reschedule testing within a thirty (30) day time period. A retest was scheduled with RAPCA for December 10, 2008, but was cancelled prior to testing. To this date, no additional A/L retest has been scheduled with RAPCA.

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

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G-70-154-AA, it is imperative that Starfire Express ensure that repairs are made to this site to correct the deficiencies, and reschedule A/L testing to demonstrate compliance.

**Starfire Express 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



**REGIO**  
Serving

**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:

ALEM ABEBE  
STARFIRE EXPRESS  
3499 W SIEBENTHALER AVE  
DAYTON, OH 45406

2. Article Number  
(Transfer from service label)

7002 0510 0000 7312 1182

PS Form 3811, February 2004

**COMPLETE THIS SECTION ON DELIVERY**

A. Signature  Agent  Address  
 X *Alem Abebe*

B. Received by (Printed Name) C. Date of Delivery  
 J. V. Ma

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 Merchand  
 Insured Mail  C.O.D.

4. Restricted Delivery? (Extra Fee)  Yes

**Certified Mail**

Alem Abebe  
Starfire Express  
3499 W Siebenthaler Ave  
Dayton, OH 45406

Domestic Return Receipt

102595-02-M-1

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