



REGIONAL AIR POLLUTION CONTROL AGENCY

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

117 South Main Street, Dayton, Ohio 45422-3280

937-255-4435 — Fax: 937-225-3486

www.rapca.org

January 28, 2011

Certified Mail

Denny Fee
United Dairy Farmers
2515 Leslie Avenue
Cincinnati, OH 45212

RE: Ohio EPA Facility ID 0857171713 - UDF #215, 485 W. National Rd, Englewood, OH
Failure to Operate the Hasstech Stage II Vapor Control System

WARNING LETTER

Dear Mr. Fee:

On January 18, 2011, the Regional Air Pollution Control Agency (RAPCA) performed an inspection and attempted to witness an annual performance test of the gasoline dispensing facility (GDF) at United Dairy Farmers (UDF) #215, located at 485 West National Road in Englewood, Ohio. A performance test was unable to be completed on January 18, 2011, due to the fact that the Hasstech stage II vapor control system was not operating at that time.

Ohio Administrative Code (OAC) rule and Montgomery County Combined General Health District Air Pollution Control Regulations (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: . . . (b) The vapor control system is installed, operated and maintained in accordance with the manufacturer's specifications and the applicable CARB certification, and is free from the following defects: . . . (vii) A vapor processing unit is inoperative or malfunctioning." During the inspection conducted by RAPCA on January 18, 2011, it was determined that the Hasstech stage II vapor control system installed at UDF #215 was inoperative. UDF #215 has been transferring gasoline from stationary storage tanks at this GDF into motor vehicles without operating the Hasstech stage II vapor control system. In addition, UDF #215 could not provide RAPCA with any daily records that are required to be kept for the Hasstech stage II vapor control system.

Failure to operate the Hasstech stage II vapor control, while continuing to dispense gasoline into motor vehicles, is a violation of OAC rule and MCCGHDAPCR section 3745-21-09(DDD)(1), CARB Executive Order G-70-164-AA and Ohio Revised Code (ORC) 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)(1), CARB Executive Order G-70-164-AA and Ohio Revised Code (ORC) 3704.05. It is imperative that UDF #215 make the needed repairs to this GDF to return the Hasstech stage II vapor control system to normal operation.

Please respond to this letter within fourteen (14) days after receipt. This response should include: all log sheets/records that UDF #215 has for the past year regarding the Hasstech stage II vapor control system; the last known date of operation of the Hasstech stage II vapor control system before it became inoperative; the date that the Hasstech stage II vapor control system was/is repaired and resumed/resumes normal operation; and, a plan that has been or will be implemented to ensure that the Hasstech stage II vapor control system is properly operating at all times when gasoline is being transferred from the stationary storage tanks into motor vehicles.

RAPCA is aware that the annual performance test has been rescheduled at UDF #215 for February 8, 2011. 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	COMPLETE THIS SECTION ON DELIVERY
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. <ul style="list-style-type: none"> ■ Attach this card to the back of the mailpiece, or on the front if space permits. 	A. Signature <input type="checkbox"/> Agent <input checked="" type="checkbox"/> Addressee <i>X [Signature]</i> B. Received by (Printed Name) C. Date of Delivery 1/31 D. Is delivery address different from item 1? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If YES, enter delivery address below:
1. Article Addressed to: Denny Fee United Dairy Farmers 2515 Leslie Ave. Cincinnati, Ohio 45212	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 3090 0000 7674 6635

CONTROL AGENCY
 Montgomery & Preble Counties
 45422-3280
 25-3486

PS Form 3811, February 2004 Domestic Return Receipt 102595-02-M-1640

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