



State of Ohio Environmental Protection Agency

Northeast District Office

2110 East Aurora Rd.
Twinsburg, Ohio 44087

TELE: (330) 963-1200 FAX: (330) 487-0769
www.epa.state.oh.us

Ted Strickland, Governor
Lee Fisher, Lieutenant Governor
Chris Korleski, Director

April 14, 2009

RE: LAKE COUNTY
KIRTLAND
SPEEDWAY SUPERAMERICA LLC
STORE # 3201
NPDES PERMIT NO. 3PR00450
APPLICATION NO. OH0139483

Mr. J. Mitchell Oliver
Corporate Environmental Manager
P.O. Box 1500
Springfield OH 45501

Dear Mr. Oliver:

On April 9, 2009, this writer conducted a compliance evaluation inspection of the wastewater treatment plant (WWTP) that serves the gas station. The purpose of the inspection was to evaluate the WWTP's operation and maintenance condition, and to evaluate the facility's compliance with National Pollutant Discharge Elimination System (NPDES) permit effluent limits.

At the time of plant inspection, the blowers were shut off and the plant was not operating.

You are required to immediately turn "ON" the plant. The plant must remain operational at all times.

Be advised that the discharge of untreated or partially treated sewage to waters of the state is a violation of Ohio Revised Code 6111 that is subject to enforcement action. The enforcement action may include a monetary penalty.

A review of the plant's Discharge Monitoring Reports (DMRs) for the period of February 2008 through February 2009 revealed the following effluent limitation violations:

Station	Reporting Code	Parameter	Limit Type	Limit	Reported Value	Violation Date
001	50060	Chlorine, Total Residual	1D Conc	0.019	.1	6/2/2008
001	00300	Dissolved Oxygen	1D Conc	6.0	4.9	6/2/2008
001	50060	Chlorine, Total Residual	1D Conc	0.019	.12	8/20/2008

The DMR review revealed the following frequency violations:

Mr. J. Mitchell Oliver
Speedway SuperAmerica LLC
April 14, 2009
Page 2

Station	Reporting Code	Parameter	Sample Frequency	Expected	Reported	Violation Date
001	00010	Water Temperature	1/Week	1	0	02/22/2008
001	00083	Color, Severity	1/Week	1	0	02/22/2008
001	01330	Odor, Severity	1/Week	1	0	02/22/2008
001	01350	Turbidity, Severity	1/Week	1	0	02/22/2008
001	00010	Water Temperature	1/Week	1	0	02/22/2009
001	00083	Color, Severity	1/Week	1	0	02/22/2009
001	01330	Odor, Severity	1/Week	1	0	02/22/2009
001	01350	Turbidity, Severity	1/Week	1	0	02/22/2009

Please be advised that failure to comply with the effluent limitations or to satisfy the monitoring, reporting, or compliance scheduling requirements of your NPDES permit may be cause for enforcement pursuant to the Ohio Revised Code Chapter 6111.

Pursuant to Ohio Administrative Code 3745-7-09, effective December 21, 2006, this Agency requires the owner and operator of record of a wastewater treatment plant to maintain operation and maintenance records for the wastewater treatment plant. The records shall be housed on site and shall be accessible for twenty-four hour inspection. The following information must be recorded:

1. Identification of the sewage treatment works;
2. Date and times of arrival and departure for the operator of record and any other operator required by this chapter;
3. Specific operation and maintenance activities that affect or have the potential to affect the quality or quantity of sewage conveyed or effluent produced;
4. Results of tests performed and samples taken, unless documented on a laboratory sheet;
5. Performance of preventative maintenance and repairs or requests for repair of the equipment that affect or have the potential to affect the quality or quantity of sewage conveyed, effluent produced; and
6. Identification of the persons making entries.

The administrative code should be carefully reviewed for information on all requirements. You must immediately make provisions for maintaining on-site operation and maintenance records.

Also, your National Pollutant Discharge Elimination System (NPDES) permit requires the wastewater treatment plant to be operated by a Class I licensed wastewater treatment operator. The operator of record is responsible for overseeing the technical operation of the plant. Enclosed with this letter is an Operator of Record Notification Form. Please immediately complete the form and return it to this office. The form requires both the signatures of the owner and the operator of record.

Mr. J. Mitchell Oliver
Speedway SuperAmerica LLC
April 14, 2009
Page 3

Please inform this office, in writing, within ten days, the reasons for the above referenced violations, as well as a description of the actions taken to prevent any further violations. Your response should include proposed dates for completion of the actions.

Should you have any questions, please contact the undersigned at (330) 963-1183.

Sincerely,



Marie Underwood, P.E
Environmental Engineer
Division of Surface Water

MU/mt

Enclosure-Operator of Record Notification Form

cc: Jeff Torosian, Site Manager