



State of Ohio Environment



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August 26, 2009

Raymond L. Kennedy
Hull & Associates
6397 Emerald Parkway
Suite 200
Dublin, OH 43016

Re: BP Site #08719 Remediation – Notice of Violation

Dear Mr. Kennedy:

Ohio EPA's Underground Injection Control Unit has completed its review of the May 28, 2009 BP Site #08719 Remediation Work Plan. The work plan provided by Hull and Associates on behalf of the Atlantic Richfield Company (ARC) was submitted to meet the requirements of Ohio Administrative Code (OAC) Rule 3745-34-11(G)(2). The UIC Unit has determined that the work plan submitted for the BP #08719 site at 7126 S.R. 73 Wilmington, Ohio satisfies the requirements of this rule. However, the subsequent July 9, 2009 monthly operating report failed to provide the inventory information as required by OAC Rule 3745-34-11(G)(4). The requirements for inventory information are found in OAC Rule 3745-34-11(L).

In order to operate under permit exemption status, all inventory information must be provided as soon as possible. Once the inventory information is submitted, injection at the BP #08719 site may resume. OAC Rule 3745-34-11(G)(3) lists the monthly operating report requirements necessary to operate under permit exemption status.

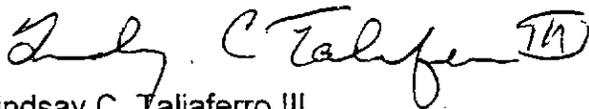
Any future rule violations may result in the revocation of the permit exemption which would require ARC to apply for a Class V permit to operate should it intend to continue injection activities.

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

Upon cessation of injection activities, the owner/operator shall close the Class V well(s) in accordance with OAC Rule 3745-34-11(G)(5).

Should you have any questions, please contact Valerie Orr or Jess Stottsberry of my staff at (614) 644-2752.

Sincerely,

A handwritten signature in black ink that reads "Lindsay C. Taliaferro III". The signature is written in a cursive style with a circled "III" at the end.

Lindsay C. Taliaferro III
UIC Manager
Division of Drinking and Ground Waters

cc: Jeff Hines, Assistant District Chief, SWDO
Greg Frisch, ARC
Valerie Orr, Class V Coordinator - UIC Unit, DDAGW
Jess Stottsberry, Geologist - UIC Unit, DDAGW