



PHASE 0 AD-HOC BARCODE SHEET

1/18/2012 3:44 PM

Department:



DAPC

Subdepartment:



<NONE>

Office Location:



LAA-ARAQMD

Media:



AIR

Doc Type:



NOV

Doc Subtype:



DAPC-Permit

Program:



DAPC-NON-TITLE V

County:



77 - SUMMIT

Facility ID



1677020153

Facility Name:
(Optional)



GET GO 3656

(Auto Load)

Date:



1/18/2012

Record ID:
(Optional)





AKRON REGIONAL AIR QUALITY MANAGEMENT DISTRICT

Agent of the Ohio Environmental Protection Agency • Division of the Summit County Health District
Serving Medina, Portage and Summit Counties

TELEPHONE: (330) 375-2480

FAX: (330) 375-2402

January 18, 2012

Premise No: 1677020153

Mr. Mike Scheponik
Echo Development for Giant Eagle, Inc.
101 Kappa Drive
RIDC Park
Pittsburgh, PA 15238

RE: NOTICE OF VIOLATION OF OAC RULE 3745-21-09 (DDD) AT GIANT EAGLE/GET GO 3656

Dear Mr. Scheponik:

Your Gas Dispensing Facility (GDF) is in violation of **OAC rule 3745-21-09 (DDD)(2), which specifies Stage II testing requirements and its frequency.** This facility was required to pass all necessary portions of Stage II testing on or before **April 14, 2011.** Your Stage II testing was not completed until **June 22, 2011.** This means that this GDF exceeded the permitted testing frequency by 69 days. You attempted to test on April 13, 2011, and had your facility passed, it would have been within the one year time frame, however the fact that the passing date exceeds the allowable date is grounds for this Notice of Violation.

This agency is in receipt of the June 22, 2011 test result submitted by Tank Integrity for the Giant Eagle/Get Go gasoline dispensing facility located at 41 Fifth Street, located in Barberton and upon review, the test results are accepted as received and will be included in the operating file for this facility. However, acceptance of the information requested by this Agency does not constitute a waiver of this Agency's or the Ohio EPA's authority to seek civil penalties as provided in Section 3704.06 of the Ohio Revised Code. This Agency has the option to reject or accept late submittals. The determination to pursue or decline such penalties will be made at a later date.

This facility will be inspected on an annual basis for compliance with the Stage II vapor recovery rule. It is required that you keep record keeping information at a readily available location for inspection. For this Agency, it is requested that you keep copies of the required information at each individual location where all employees can access them.

Full compliance testing, as conducted at this facility, must be performed again within five year intervals according to the testing requirements of OAC rule 3745-21-09 (DDD)(2)(a)&(b). This facility will be due for **full testing** on or before **September 2, 2015.** Notification of testing is required as before, as well as reporting requirements.

Thank you for your cooperation and assistance in this matter. If you have any questions, please contact Harry Eckert at 330/375-2480 ext 3354

Sincerely,

Sam Rubens
Environmental Specialist Supervisor