



PHASE 0 AD-HOC BARCODE SHEET

1/18/2012 3:46 PM

Department:   
DAPC

Subdepartment:   
<NONE>

Office Location:   
LAA-ARAQMD

Media:   
AIR

Doc Type:   
NOV

Doc Subtype:   
DAPC-Permit

Program:   
DAPC-NON-TITLE V

County:   
67 - PORTAGE

Facility ID:   
1667040117

Facility Name:   
(Optional) MACS CONVENIENCE 5369 (Auto Load)

Date:   
1/13/2012

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 13, 2012

Premise No: 1667040117

Mr. Jonathon Ross  
Mac's Convenience Stores, LLC  
PO Box 347  
Columbus, IN 47202-0347

**RE: NOTICE OF VIOLATION OF OAC RULE 3745-21-09 (DDD) AT MACs 5369**

Dear Mr. Ross:

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 **May 18, 2011.** This means that this GDF exceeded the permitted testing frequency by 34 days. Although the attempt to test on April 13, 2011, had your facility passed, would have been within the one year time frame, the exceedance of the allowable date is grounds for this Notice of Violation.

This agency is in receipt of the May 18, 2011 test result submitted by Tanknology for the Macs 5369 gasoline dispensing facility located at 1343 Tallmadge Road, located in Brimfield 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 **April 29, 2014.** 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

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