



Environmental  
Protection Agency

John R. Kasich, Governor  
Mary Taylor, Lt. Governor  
Scott J. Nally, Director

CERTIFIED MAIL # 91 7108 2133 3932 4449 0779

August 18, 2011

Jennifer Roberts  
Environmental Specialist  
Sunoco Logistics  
P.O. Box 1014  
Toledo, Ohio 43697

Re: **Notice of Violation** for failure to perform an acceptable compliance test at Sunoco Partners Marketing & Terminals LP Columbus Terminal (Facility ID 0125040227) as required by federally enforceable permit-to-install and operate (FEPTIO) P0082679 issued February 3, 2011

Dear Ms. Roberts:

Sunoco Partners Marketing & Terminal LP Columbus Terminal (Sunoco Columbus East Terminal) was issued federally enforceable permit-to-install and operate (FEPTIO) P0082679 on February 3, 2011. Under terms and conditions sections C.1.f)(1)a. and C.1.f)(1)h. of P0082679, an emissions test was required to be conducted by the permittee by August 3, 2011, to demonstrate compliance with the allowable volatile organic compound (VOC) emission rate.

**Finding**

Sunoco Columbus East Terminal submitted notification to test pursuant to the area source MACT via letter to Ohio EPA on May 26, 2011, stating that an emissions test would be performed on the vapor combustion unit (VCU) on July 6, 2011, to demonstrate compliance with 40 CFR 63.11093. The emissions test was conducted from 6:00 a.m. to 12:45 p.m. During the emissions test, nine (9) trucks, totaling 84,000 gallons of gasoline, were loaded from the truck loading rack (J001). Results of the emissions test were submitted to Ohio EPA on August 5, 2011.

**Violation**

Federally enforceable permit-to-install and operate (FEPTIO) P0082679 was issued on February 2, 2011, and requires a throughput of 217,980 gallons of gasoline to be loaded during a compliance test demonstration within six months of permit issuance (August 3, 2011).

As of the date of this Notice of Violation (NOV), a compliance test meeting the terms and conditions of FEPTIO P0082679 has not been performed at Sunoco Columbus East Terminal.

Violation of FEPTIO P0082679 is also considered a violation of Ohio Revised Code (ORC) 3704.05(C) which states:

*"[no] person who is the holder of a permit ... shall violate any of its terms and conditions."*

### **Requested Action**

Ohio EPA Central District Office (CDO) requests an Ohio Intent to Test (ITT) form be submitted to this office within thirty (30) days of receipt of this letter, and an emissions test be performed within ninety (90) days of receipt of this letter to satisfy the terms and conditions of FEPTIO P0082679.

### **Additional Information**

CDO would like to clarify appropriate U.S. EPA test method procedures. This clarification is intended to minimize future misunderstandings between emissions testing companies and Ohio EPA personnel.

1. A pre-test calibration sheet for the turbine gas meter was not provided to Ohio EPA with the emissions test submittal on August 5, 2011. U.S. EPA Method 2A Section 10.1 requires a pre-test calibration of test meters to be conducted prior to the meter being used in the field. The post-test calibration sheet provided to Ohio EPA has a date of July 25, 2011.
2. The post-test calibration sheet provided to Ohio EPA shows that the meter was tested at 20 percent, 50 percent and 80 percent of the maximum flow rate of the turbine gas meter. U.S. EPA Method 2A Section 10.1 states that the meter should be calibrated at rates near 30 percent, 60 percent and 90 percent.

To ensure the best service to the regulated community, Ohio EPA makes the following suggestions for the upcoming compliance test:

1. Ensure that all testing equipment is in compliance with U.S. EPA test methods and that all documentation demonstrating compliance is both available for on-site review and submitted to Ohio EPA in the test report.
2. Ensure that team members are aware of the applicable requirements of U.S. EPA test methods being performed. The most current versions of the U.S. EPA Test Methods can be found on the U.S. EPA website at the following web address:

<http://www.epa.gov/ttn/emc/promgate.html>

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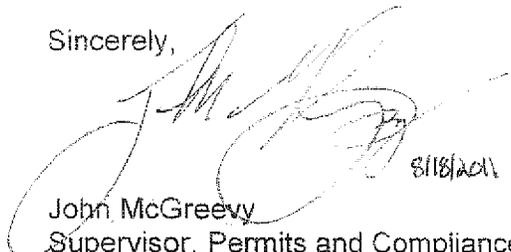
Questions pertaining to specific U.S. EPA Test Methods can be relayed to the appropriate U.S. EPA contact, Mr. Todd Brown (Ohio EPA, Central Office, Division of Air Pollution Control) at (614) 644-4839, or the respective Ohio EPA District Office contact.

Sunoco Columbus East Terminal is a Synthetic Minor Title V (SMTV) facility. All SMTV facilities are required to submit certain reports via the eBusiness Center: Air Services, which is accessed through the eBusiness Center. The eBusiness Center may be reached from the Ohio EPA home page at <http://www.epa.ohio.gov> or directly at <http://ebiz.epa.ohio.gov>.

Please note that the Ohio EPA has the authority to seek civil penalties as provided in section 3704.06 of the Ohio Revised Code (ORC). This letter or information pursuant to this letter does not constitute a waiver of Ohio EPA's authority to seek civil penalties as provided in the ORC. The decision on whether or not to seek such penalties will be made by the Ohio EPA at a later date.

If you have any questions, please contact Barbara Walker of my staff at (614) 728-3805 or [Barbara.walker@epa.ohio.gov](mailto:Barbara.walker@epa.ohio.gov).

Sincerely,

A handwritten signature in black ink, appearing to read "John McGreevy". To the right of the signature, the text "S118/act" is written in a smaller, less legible font.

John McGreevy  
Supervisor, Permits and Compliance  
Division of Air Pollution Control  
Central District Office

c: Adam Ward, Manager, DAPC/CDO  
Kelly Toth, DAPC/CDO  
Barbara Walker, DAPC/CDO  
John Paulian, DAPC/CO

e: John McGreevy, DAPC/CDO

