Environmental
Protection Agency

Governor
Lt. Governor
Director

October 4, 2011

RE: **CERTIFIED WARNING LETTER**
ANNUAL STAGE II COMPLIANCE TESTS
CHARDON MARATHON
DAPC FACILITY ID: 0228000248
SOUTH MADISON MARATHON
DAPC FACILITY ID: 0243070951
NARROWS RD MARATHON
DAPC FACILITY ID 0243111276
CERTIFIED MAIL

Ray Sines
Chardon Marathon
2481 North Ridge Rd.
Painesville, Ohio 44077

Dear Mr. Sines:

The annual Stage II compliance testing required pursuant to OAC Rule 3745-21-09(DDD) is overdue for the following stations:

Chardon Marathon located at 380 Center St., Chardon, Ohio 44024
South Madison Marathon located at 4393 South Madison Rd, Madison, Ohio 44057
Narrows Rd Marathon located at 2501 North Ridge Rd, Painesville, Ohio 44077

These stations generally have been tested in August, but in 2010 did not test until October and November. Letters sent to each of the stations on November, 10, 2010, December 2, 2010, and November 10, 2010, respectively, indicated that the next testing should occur by August of 2011. To date, no testing has been scheduled. **Please schedule testing as soon as possible.**

During the 2010 inspections, records of maintenance activities were not available at Chardon Marathon or South Madison Marathon in violation of OAC Rule 3745-21-09(DDD). **Please ensure that these records are maintained on site and are available at all times, including this year's test dates.**

Failure to schedule testing in a timely manner or to maintain proper records may result in referral to Ohio EPA's Central Office for enforcement action including possible financial penalties.

This letter does not constitute a waiver of Ohio EPA's authority to seek civil penalties as provided in ORC 3704.06. Ohio EPA will decide whether to pursue or decline to pursue penalties regarding this matter at a later date.

If you have any questions regarding this letter, please do not hesitate to contact me at (330) 9681270.

Sincerely,

Tim Fischer
Environmental Supervisor
Division of Air Pollution Control

TF:bo

pc: Each Station Manager

Northeast District Office
2110 East Aurora Road
Twinsburg, OH 44087-1924

330 | 963 1200
330 | 487 0769 (fax)
www.epa.ohio.gov