



State of Ohio Environmental Protection Agency

Northeast District Office

2110 East Aurora Rd.
Twinsburg, Ohio 44087

TELE: (330) 963-1200 FAX: (330) 487-0769
www.epa.state.oh.us

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

September 25, 2009

RE: CERTIFIED WARNING LETTER
ANNUAL STAGE II COMPLIANCE TEST
NORTH RIDGE MARATHON
DAPC FACILITY ID 0247080642

CERTIFIED MAIL

Nuaha Jundi
North Ridge Marathon
5411 Pearl Ave.
Lorain, OH 44052

Dear Mr. Jundi:

Our records indicate that Stage II compliance testing occurred at North Ridge Marathon, 5411 Pearl Ave, Lorain, Ohio on March 11 and April 9, 2009. However, testing was not completed on these dates and no further test reports have been submitted to this office. This annual testing is required to demonstrate compliance with Ohio Administrative Code (OAC) Rule 374521-09(DDD).

On March 11, 2009, testing was attempted. The static leak test passed, but the A/L testing could not be performed as the testing company's equipment malfunctioned. On April 9, 2009, testing was again attempted. Despite replacing several pieces of equipment, the A/L test failed for pumps 1 and 7 and could not be performed on pumps 5 and 6 as the power supply was not working. Failure to complete these tests annually is a violation of OAC Rule 3745-21-09(DDD).

Please schedule any necessary repairs and conduct a retest **within 30 days of your receipt of this letter**. I have enclosed a list of testing companies for your convenience.

I have enclosed a Permit by Rule Notification form. Please complete the form and return it as per the instructions **within 30 days of your receipt of this letter**. This will replace any needed permit-to-install and operate (PTIO) and will mean you no longer have to pay the biannual emission fees. Failure to submit this form may result in a request to complete PTIO application forms.

The proof of attendance and completion of the training required by the Ohio EPA for the operator or local manager of the gasoline dispensing facility was not available. I have enclosed a copy of the Rule that is applicable to gasoline dispensing facilities as well as a list of testing companies. Some of these companies conduct the Stage II training. We will expect that the training be completed prior to your next Stage II test.

Failure to comply with this request may result in a referral to the Central Office of Ohio EPA for enforcement action. The submission of the requested information 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.

NUAHA JUNDI
SEPTEMBER 25, 2009
PAGE 2

If you have any questions regarding this letter, please do not hesitate to contact me at (330) 963-1270.

Sincerely,



Tim Fischer
Environmental Supervisor
Division of Air Pollution Control

TF:bo

enclosures: List of Stage II testing companies
Permit-by-Rule Form
OAC Rule 3745-21-09(DDD)