



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 29, 2009

RE: CERTIFIED WARNING LETTER
STAGE II REQUIREMENTS
SAYBROOK CORNER STORE
DAPC FACILITY ID: NOT ASSIGNED
02 04 01 2003
CERTIFIED MAIL

Tymra Gerhart
Saybrook Corner Store
5140 Lake Road West
Ashtabula, OH 44004

Dear Ms. Gerhart:

On September 23, 2009, a representative of this office visited Saybrook Corner Store to gather information to determine if this facility is subject to Stage II requirements found in Ohio Administrative Code (OAC) Rule 3745-21-09(DDD).

This station's throughput exceeds 10,000 gallons per month and therefore, cannot take credit for the exemption in OAC Rule 3745-21-09(DDD)(4). There is also an exemption for "Independent Small Business Marketers" whose throughput does not exceed 50,000 gallons per month. This station's monthly throughput appears not to have exceeded 50,000 gallons, but it does not meet the definition of Independent Small Business Marketer because more than half of its sales come from the sale of gasoline.

Please have Stage II controls installed on this station **within 45 days of receipt of this letter**. Please have testing of the Stage II controls scheduled and performed **within 30 days after installation of the controls**.

I have enclosed a Permit by Rule Notification form. Please complete the form and return it as per the instructions. This will replace any needed permit-to-operate and install (PTIO) and will mean you no longer have to pay the biannual emission fees. Failure to complete and submit the enclosed form may result in a request to complete an application for a PTIO and having to continue to pay emission fees.

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.

TYMRA GERHART
SEPTEMBER 30, 2009
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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 notification form
OAC Rule 3745-21-09(DDD)