



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

October 16, 2009

RE: NOTICE OF VIOLATION
ANNUAL STAGE II COMPLIANCE TEST
MUNSON CORNERS SUNOCO
DAPC FACILITY ID 0228000317

CERTIFIED MAIL

Rollin Cooke
Munson Corners Sunoco
400 Water Street
Chardon, OH 44024

Dear Mr. Cooke:

Our records indicate that Stage II compliance testing occurred at Munson Corners Sunoco, 12388 Mayfield Road, Chardon, Ohio 44024 on November 1, 2007. This annual testing is required to demonstrate compliance with Ohio Administrative Code (OAC) Rule 3745-21-09(DDD).

This office has no record of this station being tested since and the station should have been tested by November of 2008. Failure to test on an annual basis 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**. This test should include the five-year dynamic pressure test. I have enclosed a list of testing companies for your convenience.

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 during the previous test. 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. **Please schedule this training as soon as possible if you haven't already.**

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.

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

pc: Tom Kalman, Ohio EPA, DAPC, CO
Lisa Holscher, USEPA, Region V
Station Manager