

3 Hrs - 1 envelope
5209 & 5318



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 16, 2008

RE: NOTICE OF VIOLATION
FAILED ANNUAL STAGE II COMPLIANCE TEST
CIRCLE K #5204
OHIO EPA ID #02 04 03 0453

CERTIFIED MAIL

Kevin Merritt
Circle K Corp.
PO Box 347
Columbus, IN 47202

Dear Mr. Merritt:

The annual Stage II compliance test conducted at Circle K #5204 located at 1150 S. Broadway in Geneva, Ohio 44041 on May 13 and September 3, 2008, failed to demonstrate compliance for the following parameters:

<u>Parameter</u>	<u>Pass/Fail</u>
A/L Test	Failed
Static Leak Test	Failed
Dynamic Pressure Test	Not required this year
Ohio EPA Inspection	Not Conducted yet

On May 13, the Static Leak test was not performed due to low gas volume. Also, the A/L tests of dispensers 2, 7, 8, and 9 failed. On September 3, the Static Leak test failed due to vacuum motors leaking. The A/L retest was not conducted due to the leakage.

Please schedule repairs and conduct a retest within 14 days of your receipt of this letter.

Failed test results constitute a violation of OAC Rule 3745-21-09 (DDD).

Violations of state air pollution control regulations are punishable by a civil penalty of \$25,000 per violation. Issuance of this notice does not excuse any violation of state law regarding air pollution. An enforcement action will be initiated if this site does not return to compliance within 14 days of your receipt of this letter.

If you have any questions, please do not hesitate to contact me at (330) 963-1223.

Sincerely,

Dennis Bush
Environmental Manager
Division of Air Pollution Control

DB:bo

cc: Bob Princic, DAPC, NEDO
Tom Kalman, DAPC, CO
Lisa Holscher, USEPA, Region V
Station Manager