



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 Korieski, Director

September 16, 2008

RE: NOTICE OF VIOLATION
FAILED ANNUAL STAGE II COMPLIANCE TEST
CIRCLE K #5318
OHIO EPA ID #02 47 08 0866

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 #5318 located at 2808 Grove Ave. in Lorain, Ohio 44055 on May 14 and September 2, 2008, failed to demonstrate compliance for the following parameters:

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

The vacuum motors on all three dispensers were leaking. The A/L test was not conducted due to the vacuum motors needing to be replaced. There were numerous nozzles and hoses that need to be replaced. The requirement to obtain the required Stage II training was discussed with the station manager during the May 14 test.

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).

Violation 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 Kaiman, DAPC, CO
Lisa Holscher, USEPA, Region V
Station Manager

3 Hrs - 1 envelope
5204 + 5209