



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 21, 2008

RE: NOTICE OF VIOLATION
FAILURE TO CONDUCT ANNUAL
STAGE II COMPLIANCE TESTING
DAPC FACILITY ID #0247170675

CERTIFIED MAIL

Thomas McMinn
Wellington Citgo
120 E. Herrick St.
Wellington, OH 44090

Dear Mr. McMinn:

Our records indicate that Wellington Citgo has not yet conducted the required annual Stage II compliance testing. In fact, we have no record of your facility having conducted a Stage II compliance test in the last 7 years. Annual testing is required.

Ohio Administrative Code (OAC) Rule 3745-21-09 (DDD) requires testing of the Stage II vapor control equipment annually for static leak and air to liquid ratio, as well as every five years for dynamic pressure. A copy of the rule is attached. We have also attached a listing of testing companies that routinely conduct Stage II tests in Ohio. Please contact one of them to arrange for testing before December 31, 2008.

I sent a letter to you on Feb. 1, 2006 reminding you of the obligation to conduct Stage II compliance testing. A copy is attached.

We strongly advise that you conduct maintenance on your Stage II vapor control equipment prior to having the testing conducted. Also, be sure to have all of the records required by paragraph 3 of the above-mentioned rule available for inspection during the test.

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.

THOMAS MCMINN
OCTOER 21, 2008
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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

enclosures: 3745-21-09 (DDD)
List of testing companies
Copy of 2/1/06 letter

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