



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

December 15, 2008

RE: NOTICE OF VIOLATION
FAILURE TO CONDUCT ANNUAL STAGE
II COMPLIANCE TESTING
DAPC FACILITY ID #0243110935

CERTIFIED MAIL

Gary Rogers
Rogers Sunoco
1435 Mentor Ave.
Painesville, OH 44077

Dear Mr. Rogers:

Our records indicate that Rogers Sunoco 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 seven 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.

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.

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