



State of Ohio Environmental Protection Agency

Northeast District Office

2110 East Aurora Rd.  
Twinsburg, Ohio 44087

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Ted Strickland, Governor  
Lee Fisher, Lieutenant Governor  
Chris Korleski, Director

January 29, 2008

RE: NOTICE OF VIOLATION  
FAILED 5-YEAR STAGE II COMPLIANCE TEST  
BP #22442  
OHIO EPA ID #0243161064

Denise Lees  
BP Products North America  
PO Box 6038  
Artesia, CA 90702

CERTIFIED MAIL

Dear Ms. Lees:

The annual Stage II compliance test conducted at BP #22442 located at 2481 SOM Center Rd. in Willoughby, Ohio 44094 on June 26, 2007, November 28, 2007, and January 16, 2008, failed to demonstrate compliance for the following parameters:

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

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

This site has had an improperly plumbed drop out tank. The dynamic pressure test could not pass for that reason. The A/L test also could not be conducted for the same reason. Numerous attempts have been made to repair this site. It has been out of compliance for over seven months now.

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.

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