AKRON REGIONAL
# AIR QUALITY MANAGEMENT DISTRICT

*Agent of the Ohio Environmental Protection Agency • Division of the Akron Health Department*
*Serving Medina, Portage and Summit Counties*

TELEPHONE: (330) 375-2480
FAX: (330) 375-2402

L. M. Malcolm, P.E.
Administrator

February 27, 2008

1677011037

Mr. Carl Hummel
HOC Transport Company
1569 Industrial Parkway
Akron, OH 44310

SUBJECT: FAILURE TO USE THE VAPOR BALANCE SYSTEM WHILE GASOLINE WAS BEING DISPENSED BY A TANK TRUCK AT CIRCLE K #5617 LOCATED AT 2610 RIDGEWOOD ROAD IN AKRON, OHIO.

Dear Mr. Hummel:

On February 20, 2008, an inspector from the Akron Air Quality Management District (ARAQMD) observed gasoline being dispensed by a HOC Transport Company tanker truck into an underground storage tank. During this delivery, the vapor recovery system was not hooked up. This constitutes a violation of the OAC rule 3745-21-09 (R)(2)(a) which requires that the vapor recovery system be hooked up when gasoline is being dispensed into underground storage tanks at gasoline dispensing facilities.

The driver, James Ringlear, said he was distracted by a call on his cell phone. This Agency does not consider this a valid excuse. Gasoline should NEVER be dropped without the vapor recovery connection.

Within ten (10) days of receipt of this letter, HOC transport is to submit in writing what has been done to correct this situation.

Acceptance of the information requested by this Agency does not constitute a waiver of it's, or the Ohio EPA's authority to seek civil penalties as provided in Section 3704.06 of the Ohio Revised Code. The determination to pursue or decline such penalties in this case will be made at a later date.

If you have any questions, please contact Susan Anderson at 330/375-2480 x6053.

Yours truly,

L. M. Malcolm, PE
Administrator

SA:LMM
Certified Mail

ATTACHMENT B

AKRON REGIONAL AIR QUALITY MANAGEMENT DISTRICT

GASOLINE DELIVERY INSPECTION REPORT

GDF Name & Number (R) #5617 Date 2.20.08

Address 2610 RIDGEWOOD RD. Time 10:30 AM

Previous GDF Name
(If applicable)
Application No. Inspector STEVE STAKLEFF RS

VAPOR BALANCE SYSTEM EMPLOYED? Yes ✓ No

If "yes":

1) What type? VB-1 VB-2 ✓ Other

2) Visible gasoline vapors from fittings? Yes ✓ No

3) Visible gasoline vapors from hoses? Yes No

4) Visible gasoline vapors from delivery vessel pressure/vacuum relief valves and hatch covers? Yes No ✓

If "no":

1) Is station equipped for vapor balance? Yes ✓ No

2) If "yes", what type? VB-1 VB-2 ✓ Other

3) If "yes", why not being used? DRIVER SAID HE WAS DISTRACTED BY CALL ON HIS CELL PHONE

TRUCK COMPANY INFORMATION:

Name HOC TRANSPORT CO.

Address 1569 INDUSTRIAL PKWY 330.630.0100

Name of driver JAMES RINGLEAR

Person to contact

Pressure test sticker (right front) Test record

Trailer ID/Tank Identification No. LICENSE # PVD 3063 USDOT 302119 PUCO 145566-P MC 493316

Year tank manufactured

Date of last pressure test

Applicable test method

Name/location of testing company

COMMENTS