

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
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L. M. Malcolm, P.E.
Administrator

June 8, 2009

Mr. Basem I. Ali
Giant Ohio LLC
1806 N. Franklin Street
Tampa, FL 33602

Dear Mr. Ali:

On May 26, 2009, a representative of the Akron Regional Air Quality Management District (ARAQMD) inspected the Giant Ohio BP #4423 gasoline dispensing facility located at 778 Grant Street in Akron to determine compliance with OAC 3745-21-09 (DDD) regarding Stage II vapor recovery.

Inspection results/Deficiencies:

Equipment: This facility failed Stage II testing on 5/26/09. Repair and retesting are to be completed within 30 days.

ARAQMD file: A review of our records found this facility due for full compliance testing (including blockage). After repair of this facility, please complete **all** required tests.

Please correct any deficiencies noted. This facility will be inspected on an annual basis for compliance with the Stage II vapor recovery rule. It is required that you keep record keeping information at a readily available location for inspection. For this Agency, it is requested that you keep copies of the required information at each individual location where all employees can access them.

Also, Giant Ohio BP #4423 is in **violation of OAC rule 3745-21-09(DDD)(2)** which specifies testing requirements for the vapor control system installed at this facility. This facility failed to repair and retest the vapor recovery system within 30 days of 5/8/08. Repair and successful retesting was not completed until 1/30/09.

Acceptance of the action requested by this Agency does not constitute a waiver of this Agency'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 will be made at a later date.

Thank you for your cooperation and assistance in this matter. If you have any questions, please contact me at 330/375-2480 x6053.

Sincerely,



Susan Anderson
Sanitarian II

SA
Certified Mail

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