

**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

February 8, 2008

Mr. Joseph Moneskey
Gas & Oil, Inc.
1256 Krumroy Road
Akron, OH 44306

Dear Mr. Moneskey:

A representative of the Akron Regional Air Quality Management District (ARAQMD) inspected the following Gas & Oil gasoline dispensing facilities to determine compliance with OAC 3745-21-09 (DDD) regarding Stage II vapor recovery:

<u>Date</u>	<u>Site</u>	<u>Address</u>	<u>City</u>
09/28/07	3	745 E. Archwood Avenue 1677 611130	Akron
09/28/07	2	1475 Massillon Road 1677 610944	Akron
09/28/07	15	3849 S. Main Street 1677 000557	Akron
12/27/07	19	455 W. Turkeyfoot Lake Road 1677 611087	Akron

Inspection results/Deficiencies:

<u>Station</u>	<u>Deficiency</u>
3	Record keeping: No records were available for review. A certificate of Stage II training must be obtained and a copy of it kept in the Station file. Gas & Oil, Inc. is in violation of OAC rule 3745-21-09 (DDD)(3), which specifies the records that are to be kept.
	Equipment: The nozzle on dispenser #4 is not CARB certified for the Gilbarco vapor recovery system. Replace the nozzle immediately with a certified nozzle. The Stage I product adaptors and Stage I fill adaptors are not CARB approved which prevent loosening or over tightening.

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<u>Station</u>	<u>Deficiency</u>
3	<p>ARAQMD file: A review of our file for this facility found that Stage II testing has not been completed for 2002, 2003, 2004, 2005, 2006, & 2007. Failure to complete Stage II vapor recovery testing is a violation of OAC rule 3745-21-09 (DDD)(2)(c)(d) and the California Air Resources Board (CARB) executive order G-70-150-AE issued for the Gilbarco vapor recovery system installed at this location.</p> <p>The Ohio EPA Permit to Operate for this facility expired on 8/13/03. A renewal application was received on 10/19/06, but cannot be processed until the facility is brought into compliance.</p>
2	<p>This facility was found closed at time of inspection. The Ohio EPA Permit to Operate for this facility expired on 9/11/07. Renewal of this permit and compliance with the Stage II rule must be completed before operation.</p>
15	<p>This facility was found closed at time of inspection. If this is a permanent closure, please notify this Agency immediately so that we may withdraw the Ohio EPA Permit to Operate for this facility. Also, please note the date of closure in the notification.</p>
19	<p>Record keeping: No records were available for review. A certificate of Stage II training must be obtained and a copy of it kept in the Station file. Gas & Oil, Inc. is in violation of OAC rule 3745-21-09 (DDD)(3), which specifies the records that are to be kept.</p> <p>Equipment: The Stage I product adaptors and Stage I fill adaptors are not CARB approved which prevent loosening or over tightening. The nozzle on dispenser #2 is not CARB certified for the Gilbarco vapor recovery system. Replace the nozzle immediately with a certified nozzle. The orange snap caps on the regular unleaded & premium unleaded products are broken and in need of immediate replacement.</p>

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<u>Station</u>	<u>Deficiency</u>
19	<p>ARAQMD file: A review of our file for this facility found that Stage II testing has not been completed for 2000, 2002, 2003, 2004, 2005, 2006, & 2007. Failure to complete Stage II vapor recovery testing is a violation of OAC Rule 3745-21-09 (DDD)(2)(c)(d) and the California Air Resources Board (CARB) executive order G-70-150-AE issued for the Gilbarco vapor recovery system installed at this location.</p>

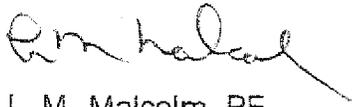
The Ohio EPA Permit to Operate for this facility expired on 8/13/03. A renewal application was received on 10/19/06, but cannot be processed until the facility is brought into compliance.

Please correct the deficiencies noted. These facilities 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.

Correction of the deficiencies does not constitute a waiver of this Agency's or the Ohio EPA's authority to seek civil penalties as provided in Section 3704.99 of the Ohio Revised Code. Said penalties are calculated per violation and per day of violation.

Thank you for your cooperation and assistance in this matter. If you have any questions, please contact me at 330/375-2480 x6051.

Sincerely,



L. M. Malcolm, PE
Administrator

SA:LMM
Certified Mail
cc Tom Kalman, Ohio EPA
Rami Jaber (Sunoco, 1432 Massillon Road in Akron)
Jaber Jaber (site19)