



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

May 3, 2007

Mr. Kevin Merritt
Mac's Convenience Stores, LLC
315 Commons Mall
Columbus, IN 47201

Dear Mr. Merritt:

A representative of the Akron Regional Air Quality Management District (ARAQMD) inspected the following Mac's / Circle K gasoline dispensing facilities to determine compliance with OAC 3745-21-09 (DDD) regarding Stage II vapor recovery:

<u>Date</u>	<u>Station</u>	<u>Address</u>	<u>City</u>
4/17/07	5337	521 Pearl Road 1652010046	Brunswick
4/18/07	5364	530 N. Chestnut Street 1667060110	Ravenna
4/19/07	5588	3130 S. Main Street 1677000537	Akron
4/19/07	5335	1051 N. High Street 1652100089	Wadsworth
4/26/07	5416	4936 Fishcreek Road 1677110046	Stow
4/26/07	5586	11 S. Cleveland-Massillon Road	Fairlawn 1677000192
5/2/07	5585	170 Tallmadge Circle 1677120050	Tallmadge

Inspection results/Deficiencies:

Site Deficiency

5337 Record keeping: **The Ohio EPA Permit to Operate in the file for this facility expired on August 21, 2006.**

ARAQMD file: You were notified on February 5, 2007, that the Ohio EPA Permit to Operate had expired for this facility. To date, we have not received a renewal application or an application for Permit by Rule. Submit either application immediately.

CITICENTER - SUITE 904

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Site Deficiency

- 5364 Record keeping: No records were available for review. The manager was out, and the employee could not find the records. **Mac's Convenience Stores LLC is in violation of OAC rule 3745-21-09 (DDD)(3) which specifies what records are to be kept, their availability requirements, and how long they must be kept.**
- 5588 Record keeping: There was not a current certificate of Stage II vapor recovery training in the Site file.
- Equipment: This facility failed Stage II Vapor Recovery testing on 4/19/07, and again on May 2, 2007. Timely repair and retesting is required.
- 5335 Record keeping: There was not a current certificate of Stage II vapor recovery training in the Site file. **The Ohio EPA Permit to Operate in the file for this facility expired on August 21, 2006.**
- ARAQMD file: You were notified in a May 3, 2006, inspection follow-up letter that the permit for this site was going to expire in August. To date, we have not received a renewal application or an application for Permit by Rule. Submit either application immediately.
- 5416 Record keeping: There was not a current certificate of Stage II vapor recovery training in the Site file. **The Ohio EPA Permit to Operate in the file for this facility expired on August 21, 2006.**
- ARAQMD file: You were notified in a September 25, 2006, inspection follow-up letter that the permit for this site had expired in August. To date, we have not received a renewal application or an application for Permit by Rule. Submit either application immediately.
- 5586 Equipment: This facility failed Stage II testing on 4/26/07. Timely repair and retesting.

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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.**

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