



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

Frank J. Markunas
~~Lt. Atty. Gen.~~ P.E.
Administrator

January 26, 2010

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

Dear Mr. Moneskey:

On January 25, 2010, a representative of the Akron Regional Air Quality Management District (ARAQMD) inspected the Gas & Oil #7 (operated by Kiss Oil, Inc.) gasoline dispensing facility located at 1980 S. Arlington Street in Akron to determine compliance with OAC 3745-21-09 (DDD) regarding Stage II vapor recovery.

Inspection results/Deficiencies:

- Record keeping: No record keeping was available for review. **This facility is in violation of OAC rule 3745-21009 (DDD)(3) which requires Stage II record keeping is available for review.** You must establish a Station file with the required information and obtain a certificate of Stage II training. Record keeping is to be kept at the site and available for inspection.
- Equipment: This facility failed Stage II testing on 1/25/10. Repair and retesting are to be completed within 30 days. Stage II testing was not completed at this facility in 2008 or 2009. **This facility is in violation of OAC rule 3745-21-09 (DDD)(2) which specifies the testing required and its frequency.**

Please correct the 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.

Acceptance of the record keeping and Stage II testing 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 to 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

cc Elian (Nick) Zayed at the site

CITICENTER - SUITE 904
146 SOUTH HIGH STREET • AKRON, OHIO 44308
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