



**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

January 23, 2008

7677 010896

Mr. Thomas Pratt
BBP Partners for UPM
1111 Superior Avenue, Suite 1111
Cleveland, OH 44114

Dear Mr. Pratt:

On December 12, 2007, a representative of the Akron Regional Air Quality Management District (ARAQMD) inspected the United Petroleum Marketing #103 gasoline dispensing facility located at 465 E. Glenwood Avenue 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. **UPM is in violation of OAC rule 3745-21-09 (DDD)(3).**

Equipment: The nozzles on dispensers #5 & #6 were found bagged out of service. The operator said they would not authorize. This facility failed to pass Stage II vapor recovery testing that was due on or before 10/28/07. **UPM is in violation of OAC rule 3745-21-09 (DDD)(2)(f) which specifies that the system must be tested and maintained according to the California Air Resources Board (CARB) certification for the vapor recovery system installed.**

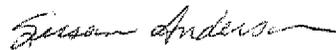
ARAQMD file: According to our records, the Ohio EPA Permit by Rule was issued to the previous owner and must be transferred to the new owner to be valid. Contact this Agency for information regarding the permit or you can find the form on line at www.epa.state.oh.us/dapc/. Find the link for Permit by Rule in the drop down box under the topic index.

Mr. Thomas Pratt
Page 2
January 23, 2008

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.

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