



INDIANA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

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Eric J. Holcomb
Governor

Brian C. Rockensuess
Commissioner

May 10, 2023

New Punjab LLC
Attn: Sarwan Singh, Registered Agent
15482 Bryanton Court
Granger, IN 46530

Punjab Group Elkhart Inc
Attn: Sarwan Singh, Registered Agent
15482 Bryanton Court
Granger, IN 46530

Re: Violation Letter
Punjab Group Elkhart Inc
750 Cr 15
Elkhart, Elkhart County
UST Facility ID # **15500**

Dear Mr. Singh:

An inspector from the Indiana Department of Environmental Management (IDEM), Underground Storage Tank (UST) Section, conducted an inspection of the site referenced above on April 24, 2023.

The inspection was conducted pursuant to Indiana Code (IC) 13-14-2-2 to determine compliance with the provisions of IC 13-23 and 329 IAC 9. In accordance with IC 13-14-5, a summary of the inspection is provided below:

Type of Inspection: Initial

Results of Inspection: Violations were discovered and require a submittal.

Within thirty (30) days of receipt of this letter, documentation demonstrating compliance with each of the requirements listed in the attached Inspection Report and Description of Violations (DOV) must be submitted to IDEM. Failure to submit this documentation may lead to this facility being referred for enforcement.

An enforcement action may include civil penalties of up to \$10,000 per UST. Enforcement actions may also affect the owner's and/or operator's eligibility for reimbursement from the Excess Liability Trust Fund (ELTF). Additionally, IDEM may deem the USTs at this facility ineligible for delivery, deposit or acceptance of regulated substances pursuant to IC 13-23-1-4. Finally, federal and criminal penalties may apply for failure to provide required notification; or submitting false information pursuant to IC 13-23-14-2 and liable under IC 13-30-10.

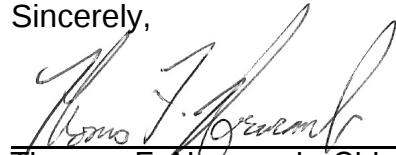
Thank you for your attention to this matter. Please submit the required documents to the UST Section via email at USTCompliance@idem.in.gov. Include in the subject line of the response the UST Facility ID # **15500**.

Inspector: Adam James
Phone: (317) 408-7187

Direct any questions regarding the inspection to:

Compliance Manager: Loic Maniet
Phone: (317) 232-3592

Sincerely,



Thomas F. Newcomb, Chief
UST Compliance Section
Office of Land Quality

cc: Loic Maniet
Adam James
UST Facility ID File # 15500
New Punjab LLC
Attn: Sarwan Singh
Via email: sarwanp3@gmail.com

Punjab Group Elkhart Inc
Attn: Sarwan Singh
Via email: punjabbulldog@gmail.com

DESCRIPTION OF VIOLATIONS	
This inspection or records review revealed that the owner and/or operator of this facility is in violation of Indiana UST Rule 329 IAC 9. 329 Indiana Administrative Code ("IAC") 9 incorporates certain federal underground storage tank requirements found in 40 Code of Federal Regulations ("CFR") Part 280, including those identified below. The Description of Violations (DOV) and corrective measures are as follows:	
FACILITY NAME: Punjab Group Elkhart Inc	UST FACILITY ID: 15500
ADDRESS: 750 CR 15, Elkhart, Elkhart County	INSPECTION DATE: 04/24/2023
VIOLATIONS NOTED IN THIS INSPECTION	

329 IAC 9-2-2(c) – Failure to register/notify with complete information
Citation:
Pursuant to 329 IAC 9-2-2(c), an owner required to submit a notification under this section shall provide:
(1) a notification for each UST owned;
(2) complete information required on the form for each UST owned; and
(3) if applicable, a separate notification form for each separate place of operation at which the USTs are located.
Violation Details:
<i>The owner and/or operator of the UST system(s) at this site are in violation of this rule because an updated notification form with the correct information of the UST owner, UST operator and property owner is required.</i>
Corrective Action:
The owner and/or operator of the UST systems at this site shall fill out and submit to IDEM a correct and complete copy of the appropriate state form with required attachments, within fifteen (15) days of receipt of this notice.

329 IAC 9-8-11(b) – Failure to demonstrate the ability to pay the deductible amount
Citation:
Pursuant to 329 IAC 9-8-11(b), an owner or operator of:
(1) twelve (12) or fewer USTs shall demonstrate the ability to pay the applicable deductible amount under IC 13-23-9-1.3; or
(2) more than twelve (12) USTs shall demonstrate the ability to pay two (2) times the applicable deductible amount under IC 13-23-9-1.3.
Violation Details:
<i>The owner and/or operator of the UST system(s) at this site are in violation of this rule because financial responsibility was not provided.</i>
Corrective Action:
The owner and/or operator of the UST systems at this site shall submit a copy of the instrument proving they have the coverage required by this rule within thirty (30) days of receipt of this notice.

§ 280.41(b)(2) – Failure to perform monthly monitoring on piping installed after 9/2/2009, except proper European

Citation:

Pursuant to 40 CFR 280.41(b)(2), piping installed or replaced after April 11, 2016 (previously cited as September 2, 2009 under 329 IAC 9-2-1(2)(D)) must meet one of the following:

- (i) Pressurized piping must be monitored for releases at least every 30 days in accordance with § 280.43(g) and be equipped with an automatic line leak detector in accordance with § 280.44(a)
- (ii) Suction piping must be monitored for releases at least every 30 days in accordance with § 280.43(g).

Violation Details:

The owner and/or operator of the UST system(s) at this site are in violation of this rule because monthly interstitial monitoring release detection records for the REG were not provided. In addition, DSL piping records are incomplete.

Corrective Action:

The owner and/or operator of the UST systems at this site shall have any UST or line that contains a regulated amount of product and found to not have been monitored every thirty (30) days by not having records of interstitial monitoring tightness tested within thirty (30) days of receipt of this notice and submit the results within forty five (45) days of receipt of this notice. The owner and/or operator shall continue to perform proper monthly release detection and submit the results monthly for a period of six (6) months after the receipt of this notice.

§ 280.40(a)(3)(iii) – Failure to perform annual tests of ALLD

Citation:

Pursuant to 40 CFR 280.40(a)(3)(iii), owners and operators of UST systems must provide a method, or combination of methods, of release detection that beginning on October 13, 2018, is operated and maintained, and electronic and mechanical components are tested for proper operation, in accordance with one of the following: manufacturer's instructions; a code of practice developed by a nationally recognized association or independent testing laboratory; or requirements determined by the implementing agency to be no less protective of human health and the environment than the two options listed in paragraphs (a)(1) and (2) of this section. A test of the proper operation must be performed at least annually and, at a minimum, as applicable to the facility, cover the following components and criteria:

- (iii) Automatic line leak detector: test operation to meet criteria in § 280.44(a) by simulating a leak.

Violation Details:

The owner and/or operator of the UST system(s) at this site are in violation of this rule because a leak detector test was not provided.

Corrective Action:

The owner and/or operator of the UST systems at this site shall have the automatic line leak detectors tested for proper operation by simulating a leak within thirty (30) days of receipt of this notice and submit the results within forty five (45) days of receipt of this notice.

§ 280.20(c)(1)(i) – Failure to have spill prevention equipment that will prevent release

Citation:

Pursuant to 40 CFR 280.20(c)(1)(i), to prevent spilling and overfilling associated with product transfer to the UST system, owners and operators must use the following spill and overfill prevention equipment:

(i) Spill prevention equipment that will prevent release of product to the environment when the transfer hose is detached from the fill pipe (for example, a spill catchment basin).

Violation Details:

The owner and/or operator of the UST system(s) at this site are in violation of this rule because excess liquids were observed in the REG, PREM and KERO spill buckets which would prevent the equipment from performing as designed in the event of a spill or overfill

Corrective Action:

The owner and/or operator of the UST systems at this site shall, within thirty (30) days of receipt of this notice, contract with a certified contractor to install or replace absent or substandard spill prevention equipment that will prevent the release of product to the environment. The UST owner and/or operator must submit proof that the spill prevention equipment has been installed within forty five (45) days of receipt of this notice.

§ 280.35(a)(1) – Failure to perform periodic testing of spill prevention equipment and containment sumps used for IM

Citation:

Pursuant to 40 CFR 280.35(a)(1), owners and operators of UST systems with spill and overfill prevention equipment and containment sumps used for interstitial monitoring of piping must meet these requirements to ensure the equipment is operating properly and will prevent releases to the environment:

(1) Spill prevention equipment (such as a catchment basin, spill bucket, or other spill containment device) and containment sumps used for interstitial monitoring of piping must prevent releases to the environment.

Violation Details:

The owner and/or operator of the UST system(s) at this site are in violation of this rule because spill bucket, STP, and UDC testing was not provided.

Corrective Action:

The owner and/or operator of the UST systems at this site shall, within thirty (30) days of receipt of this notice, contract with a certified contractor to inspect, repair and test all spill prevention equipment and containment sumps. Documentation, to include photographs, inspection, repair and testing results, showing the spill prevention equipment and containment sumps are liquid tight must be submitted within forty five (45) days of the receipt of this notice.

§ 280.35(a)(2) – Failure to perform periodic testing of overfill prevention equipment

Citation:

Pursuant to 40 CFR 280.35(a)(2), overfill prevention equipment must be inspected at least once every three years. At a minimum, the inspection must ensure that overfill prevention equipment is set to activate at the correct level specified in § 280.20(c) and will activate when regulated substance reaches that level. Inspections must be conducted in accordance with one of the criteria in paragraph (a)(1)(ii)(A) through (C) of this section.

Violation Details:

The owner and/or operator of the UST system(s) at this site are in violation of this rule because an overfill test was not provided.

Corrective Action:

The owner and/or operator of the UST systems at this site shall, within thirty (30) days of receipt of this notice, contract with a certified contractor to inspect, repair and test all overfill prevention equipment. Documentation, to include photographs, inspection, repair, measurements and testing results, showing the overfill prevention equipment is fully functional and set at the correct level must be submitted within forty five (45) days of the receipt of this notice.

§ 280.40(a)(3)(i) – Failure to perform annual tests of ATG
Citation:
Pursuant to 40 CFR 280.40(a)(3)(i), owners and operators of UST systems must provide a method, or combination of methods, of release detection that beginning on October 13, 2018, is operated and maintained, and electronic and mechanical components are tested for proper operation, in accordance with one of the following: manufacturer's instructions; a code of practice developed by a nationally recognized association or independent testing laboratory; or requirements determined by the implementing agency to be no less protective of human health and the environment than the two options listed in paragraphs (a)(1) and (2) of this section. A test of the proper operation must be performed at least annually and, at a minimum, as applicable to the facility, cover the following components and criteria: (i) Automatic tank gauge and other controllers: test alarm; verify system configuration; test battery backup.
Violation Details:
<i>The owner and/or operator of the UST system(s) at this site are in violation of this rule because an ATG test was not provided.</i>
Corrective Action:
The owner and/or operator of the UST systems at this site shall have all components of the automatic tank gauge or other controllers tested for proper operation within thirty (30) days of receipt of this notice and submit the results within forty five (45) days of receipt of this notice.

§ 280.40(a)(3)(ii) – Failure to perform annual tests of probes & sensors
Citation:
Pursuant to 40 CFR 280.40(a)(3)(ii), owners and operators of UST systems must provide a method, or combination of methods, of release detection that beginning on October 13, 2018, is operated and maintained, and electronic and mechanical components are tested for proper operation, in accordance with one of the following: manufacturer's instructions; a code of practice developed by a nationally recognized association or independent testing laboratory; or requirements determined by the implementing agency to be no less protective of human health and the environment than the two options listed in paragraphs (a)(1) and (2) of this section. A test of the proper operation must be performed at least annually and, at a minimum, as applicable to the facility, cover the following components and criteria: (ii) Probes and sensors: inspect for residual buildup; ensure floats move freely; ensure shaft is not damaged; ensure cables are free of kinks and breaks; test alarm operability and communication with controller.
Violation Details:
<i>The owner and/or operator of the UST system(s) at this site are in violation of this rule because a sensor test was not provided.</i>

Corrective Action:

The owner and/or operator of the UST systems at this site shall have all components of the automatic tank gauging sensors tested for proper operation within thirty (30) days of receipt of this notice and submit the results within forty five (45) days of receipt of this notice.

§ 280.36(a)(1)(i) – Failure to perform 30 day walkthrough inspections

Citation:

Pursuant to 40 CFR 280.36(a)(1)(i), to properly operate and maintain UST systems, not later than June 28, 2021, owners and operators must conduct a walkthrough inspection every 30 days that, at a minimum, checks spill prevention equipment and release detection equipment (Exception: spill prevention equipment at UST systems receiving deliveries at intervals greater than every 30 days may be checked prior to each delivery).

Violation Details:

The owner and/or operator of the UST system(s) at this site are in violation of this rule because monthly walkthroughs April 2022 - April 2023 were not provided.

Corrective Action:

The owner and/or operator of the UST systems at this site shall, within seven (7) days of receipt of this notice, perform the 30 day walkthrough inspection for all UST systems at the site in accordance with a standard of practice referenced in the rule. Documentation, to include photographs, inspection forms, repair documents, and waste disposal records, showing the walkthrough inspection has been completed must be submitted within forty five (45) days of the receipt of this notice.

§ 280.36(a)(1)(ii) – Failure to perform annual walkthrough inspections

Citation:

Pursuant to 40 CFR 280.36(a)(1)(ii), to properly operate and maintain UST systems, not later than June 28, 2021 owners and operators must conduct a walkthrough inspection annually that, at a minimum, checks containment sumps and hand held release detection equipment.

Violation Details:

The owner and/or operator of the UST system(s) at this site are in violation of this rule because annual walkthrough inspection for 2022 - 2023 was not provided.

Corrective Action:

The owner and/or operator of the UST systems at this site shall, within seven (7) days of receipt of this notice, perform the annual walkthrough inspection for all UST systems at the site in accordance with a standard of practice referenced in the rule. Documentation, to include photographs, inspection forms, repair documents, and waste disposal records, showing the walkthrough inspection has been completed must be submitted within forty five (45) days of the receipt of this notice.

§ 280.245 – Failure to maintain list of designated operators and/or training records

Citation:

Pursuant to 40 CFR 280.245, owners and operators of underground storage tank systems must maintain a list of designated Class A, Class B, and Class C operators and maintain records verifying that training and retraining, as applicable, have been completed, in accordance with § 280.34.

Violation Details:

The owner and/or operator of the UST system(s) at this site are in violation of this rule because Operator Certificates A, B and C were not provided.

Corrective Action:

The owner or operator of the UST systems at this site shall submit a list of those employees designated to be Class A, Class B and Class C operators. Those so designated must be trained and certification of that training submitted within thirty (30) days of receipt of this notice.



UNDERGROUND STORAGE TANK INSPECTION REPORT

INDIANA DEPARTMENT OF
ENVIRONMENTAL MANAGEMENT

UST FAC ID: **15500**

Inspector's Name:	Adam James
Date:	April 24, 2023
Time In:	12:35
Time Out:	01:25
Inspection Type:	Initial

FACILITY NAME / LOCATION					
FACILITY NAME Punjab Group Elkhart Inc			FACILITY ADDRESS (number and street) 750 CR 15		
ADDRESS (line 2)		CITY Elkhart	STATE IN	ZIP CODE 46516	COUNTY Elkhart
UST OWNER					
UST Owner Name (If in Individual Capacity) Punjab Group Elkhart Inc				BUSINESS ID (From the Secretary of State) 201810161284312	
PREFIX Mr	FIRST NAME Sarwan	MI	LAST NAME Singh		SUFFIX
TELEPHONE NUMBER (573) 389-1954		EMAIL ADDRESS punjabbulldog@gmail.com			
UST OPERATOR					
UST Operator Name (If in Individual Capacity) Punjab Group Elkhart Inc				BUSINESS ID (From the Secretary of State) 201810161284312	
PREFIX Mr	FIRST NAME Sarwan	MI	LAST NAME Singh		SUFFIX
TELEPHONE NUMBER (573) 389-1954		EMAIL ADDRESS punjabbulldog@gmail.com			
PROPERTY OWNER					
UST Property Owner Name (If in Individual Capacity) New Punjab LLC				BUSINESS ID (From the Secretary of State) 2015092100368	
PREFIX Mr	FIRST NAME Sarwan	MI	LAST NAME Singh		SUFFIX
TELEPHONE NUMBER (765) 282-6496		EMAIL ADDRESS sarwanp3@gmail.com			
COMPLIANCE ELEMENTS					
All USTs properly registered and up-to-date notification form on file			☒	YES	☐ NO ☐ UNK
An updated notification form with the correct information of the UST owner, UST operator and property owner is required.					
O/O is in compliance with reporting & record keeping requirements			☒	YES	☐ NO ☐ UNK
O/O is in compliance with release reporting or investigation			☐	YES ☐ NO ☒ N/A	☐ UNK
O/O is in compliance with all UST closure requirements			☐	YES ☐ NO ☒ N/A	☐ UNK
O/O has met all financial responsibility requirements			☐	YES ☒ NO ☐ N/A	☐ UNK
Financial responsibility documentation					
40 CFR 280, Subpart A installation requirements (partially excluded) met			☒	YES	☐ NO ☐ N/A ☐ UNK
40 CFR 280, Subpart B installation and upgrade requirements met			☐	YES ☒ NO ☐	☐ UNK
REG, PREM and KERO spill buckets is full of fluids and would not be able to perform as design.					
40 CFR 280, Subpart C spill/overfill control requirements met			☒	YES	☐ NO ☐ N/A ☐ UNK
40 CFR 280, Subpart C compatibility requirements met			☒	YES	☐ NO ☐ N/A ☐ UNK
40 CFR 280, Subpart C O&M and testing requirements met			☐	YES ☒ NO ☐	☐ UNK
Spill bucket/sump/UDC tests, Overfill prevention test, Monthly & annual walkthrough inspections					
40 CFR 280, Subpart D release detection requirements met			☐	YES ☒ NO ☐	☐ UNK
IM release detection records (REG and DSL piping), Line leak detector test, ATG/sensor test					
40 CFR 280, Subpart J operator training requirements met			☐	YES ☒ NO ☐	☐ UNK
Operator Certificate A, B and C					

The information contained on this page is based upon a review of files related to this site and/or observations from an underground storage tank inspector. This page may contain information not specifically related to possible violations found during the review or inspection and is meant to give the owners and/or operator specific information to assist them.

Site Maintains:

- Two (2) actual FG DW USTs installed in August 2019 (one 26K split 20/6 and one 10K split 6/4)
- One (1) 20K REG GSL (T1 C1)
- One (1) 6K PREM GSL (T1 C2)
- One (1) 6K DSL (T2 C1)
- One (1) 4K KER (T2 C2)
- Piping is OPW Flex DW and pressurized

RD UST = ATG, INT

RD Piping = LLD, ATG, INT

Overfill/Spill = Spill Buckets + Auto Shutoff (consistent) + UDC

ATG Certification = N

Overfill Protection Test = N

Spill bucket Test = N

Containment Sumps Test (Required) = N

New Punjab LLC admin dissolved per Inbiz

Site History:

Site is an active service station. Two (2) USTs were removed in 2017 (Closure Report in VFC).

Contact Information

Sarwan Singh sarwanp3@gmail.com / punjabbulldog@gmail.com

Documentation (not) provided at the time of the file review (list documents provided or if no document provided, list all documents required):

- (NF 6/4/2020, Approval 5/5/2022 - Tank data ok)
- Certificate of Financial Responsibility
- Operator Certificates
- Release Detection Records INT (UST and Piping)
- Leak detector test
- ATG/Sensors test
- Spill bucket, UDC/STP test
- Overfill test
- Monthly walkthrough
- Annual inspection

Inspector Notes:

- Observation of the STP sumps confirms sensors are installed and located near the lowest point. Test jumpers are open to allow fluids to drain into the sump. End lines are capped and jumpers are installed between the t-sections of piping.

The information contained on this page is based upon a review of files related to this site and/or observations from an underground storage tank inspector. This page may contain information not specifically related to possible violations found during the review or inspection and is meant to give the owners and/or operator specific information to assist them.

The following are AREAS OF CONCERN found during the inspection that will need to be addressed by the owner and/or operator:

1. Minor fluids were observed in dispenser UDCs, and fuel was present in the KER UDC. Fuel/liquid should be removed.

The following are VIOLATIONS discovered during the inspection that will need to be corrected within 30 days of receipt of this inspection report to avoid further action and achieve compliance with the state underground storage tank program:

2. An updated notification form with the correct information of the UST owner, UST operator and property owner is required.

3. Financial Responsibility was not provided.

4. REG STP sensor records did not show on print out and DSL STP sensor records were incomplete. This could indicate issues with the sensors or the ATG.

5. Leak detector was not provided

6. Excess liquids were observed in the REG, PREM and KERO spill buckets.

7. Spill bucket, STP, and UDC testing was not provided

8. Overfill test was not provided

9. ATG/Probes/Sensors test was not provided

10. Monthly walkthroughs April 2022 - April 2023 were not provided.

11. Annual walkthrough inspection for 2022 - 2023 was not provided.

12. Operator Certificates A, B and C were not provided.

The following are RECORDS to be submitted to the inspector within 30 days of receipt of this inspection report to avoid further action and achieve compliance with the state underground storage tank program (update accordingly):

- (NF 6/4/2020, Approval 5/5/2022 - Tank data ok) - Information on UST owner, UST operator and property owner is required
- Monthly IM release detection records (REG piping - no records. DSL piping missing Apr 2022 - Jan 2023
- Certificate of Financial Responsibility
- Operator Certificates
- Leak detector test
- ATG/Sensors test
- Spill bucket, UDC/STP test
- Overfill test
- Monthly walkthrough
- Annual inspection