INDIANA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT
*We Protect Hoosiers and Our Environment.*
100 N. Senate Avenue • Indianapolis, IN 46204
(800) 451-6027 • (317) 232-8603 • www.idem.IN.gov
**Eric J. Holcomb**
*Governor*
**Brian C. Rockensuess**
*Commissioner*

November 22, 2024

IPL Inc
Attn: Guriqbal Singh, Registered Agent
8858 Doubletree Drive N
Crown Point, IN 46307

IPL Inc
Attn: Guriqbal Singh
Via email: princeghotra@hotmail.com

Re: Violation Letter
Save Gas
4575 W 37th Ave
Hobart, Lake County
UST Facility ID # **5211**

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 October 29, 2024.

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 # **5211.**

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

Direct any questions regarding the inspection to:

Compliance Manager: Jordan Ware
Phone: (317) 232-2045

Sincerely,

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

cc: Jordan Ware
Adam James
UST Facility ID File # 5211

## 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: **Save Gas**

UST FACILITY ID: **5211**

ADDRESS: **4575 W 37th Ave**
**Hobart, IN 46342**
**Lake County**

INSPECTION DATE: **10/29/2024**

## VIOLATIONS NOTED IN THIS INSPECTION

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

Citation:

Pursuant to 40 CFR 280.40(a)(3)(iii), as incorporated, 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 line 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.

**§ 280.41(b)(1)(i)(B)** – Failure to perform annual piping LTT or monthly monitoring

Citation:

Pursuant to 40 CFR 280.41(b)(1)(i)(B), as incorporated, pressurized underground piping installed on or before April 11, 2016 (previously cited as September 2, 2009 under 329 IAC 9-2-1(2)(D)) that routinely contains regulated substances must have an annual line tightness test conducted in accordance with § 280.44(b) or have monthly monitoring conducted in accordance with § 280.44(c).

Violation Details:

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

Corrective Action:

The owner and/or operator of the UST systems at this site shall have any piping that contains a regulated amount of product and found to not have had appropriate monthly monitoring or an annual line tightness test within the 12 months prior to inspection 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.

**§ 280.20(b)** – Failure to install, design, construct or protect piping from corrosion

Citation:

Pursuant to 40 CFR 280.20(b), as incorporated, the piping that routinely contains regulated substances and is in contact with the ground must be properly designed, constructed, and protected from corrosion in accordance with a code of practice developed by a nationally recognized association or independent testing laboratory.

Violation Details:

*The owner and/or operator of the UST system(s) at this site are in violation of this rule because STPs are buried under backfill/soil. Piping was not observable with metal piping components most likely in contact with backfill/soil. Signs of corrosion protection or isolation material do not seem to be present.*

Corrective Action:

The owner and/or operator of the UST systems at this site shall, within fifteen (15) days of receipt of this notice, contract with a certified contractor to determine if the piping or metal components in contact with the ground are substandard and what steps will be taken to provide corrosion protection. The UST owner and/or operator must inform IDEM of the proposed work within thirty (30) days of receipt of this notice and receive approval before completing the work. The work must be completed within forty five (45) days of receipt of this notice. If the piping or metal components are determined to be substandard, the UST owner and/or operator shall immediately notify IDEM of their intent to remove or replace the affected components.

**§ 280.20(c)(1)(ii)** – Failure to have overfill prevention equipment installed or installed properly

Citation:

Pursuant to 40 CFR 280.20(c)(1)(ii), as incorporated, 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:
(ii) Overfill prevention equipment that will:
(A) Automatically shut off flow into the tank when the tank is no more than 95 percent full; or
(B) Alert the transfer operator when the tank is no more than 90 percent full by restricting the flow into the tank or triggering a high-level alarm; or
(C) Restrict flow 30 minutes prior to overfilling, alert the transfer operator with a high level alarm one minute before overfilling, or automatically shut off flow into the tank so that none of the fittings located on top of the tank are exposed to product due to overfilling.

Violation Details:

*The owner and/or operator of the UST system(s) at this site are in violation of this rule because site has a history of ball floats and currently has auto shut off devices. Approved coincident use of overfill or documentation of ball float removal is needed.*

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 overfill prevention equipment that will operate as required. The UST owner and/or operator must submit proof that the overfill prevention equipment has been installed properly to the 90% or 95% fill level as required by the type of equipment within forty five (45) days of receipt of this notice. In the case where an owner has changed the overfill prevention equipment from a flow restrictor (ball float) to an auto-shutoff device, the owner must document the entire flow restrictor has been removed or that the automatic shut off device is installed at 90% or lower.

| **§ 280.40(a)(3)(i)** – Failure to perform annual tests of ATG |
|---|
| Citation: |
| Pursuant to 40 CFR 280.40(a)(3)(i), as incorporated, 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:<br>(i) Automatic tank gauge and other controllers: test alarm; verify system configuration; test battery backup. |
| Violation Details: |
| *The owner and/or operator of the UST system(s) at this site are in violation of this rule because documentation of test results of the ATG unit was not provided.* |
| 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), as incorporated, 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:<br>(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: |
| *The owner and/or operator of the UST system(s) at this site are in violation of this rule because documentation of test results of the probes was not provided.* |
| Corrective Action: |
| The owner and/or operator of the UST systems at this site shall have all components of the automatic tank gauging probes and 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 |
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| Citation: |
| Pursuant to 40 CFR 280.36(a)(1)(i), as incorporated, 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 documentation of monthly walkthroughs October 2023 - October 2024 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), as incorporated, 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 documentation of annual walkthrough inspection for 2023 - 2024 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. |

# UNDERGROUND STORAGE TANK INSPECTION REPORT

INDIANA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

**UST FAC ID:** 5211

| | |
|---|---|
| Inspector's Name: | Adam James |
| Date: | **October 29, 2024** |
| Time In: | 10:45 |
| Time Out: | 12:25 |
| Inspection Type: | Initial |

## FACILITY NAME / LOCATION

| FACILITY NAME | FACILITY ADDRESS *(number and street)* | | | |
|---|---|---|---|---|
| Save Gas | 4575 W 37th Ave | | | |
| **ADDRESS** *(line 2)* | **CITY** | **STATE** | **ZIP CODE** | **COUNTY** |
| | Hobart | IN | 46342 | Lake |

## UST OWNER

| UST Owner Name (If in Individual Capacity) | | | | BUSINESS ID *(From the Secretary of State)* |
|---|---|---|---|---|
| IPL Inc | | | | 2012091000323 |
| **PREFIX** | **FIRST NAME** | **MI** | **LAST NAME** | **SUFFIX** |
| Mr. | Guriqbal | | Singh | |
| **TELEPHONE NUMBER** | **EMAIL ADDRESS** | | | |
| (219) 484-9576 | princeghotra@hotmail.com | | | |

## UST OPERATOR

| UST Operator Name (If in Individual Capacity) | | | | BUSINESS ID *(From the Secretary of State)* |
|---|---|---|---|---|
| IPL Inc | | | | 2012091000323 |
| **PREFIX** | **FIRST NAME** | **MI** | **LAST NAME** | **SUFFIX** |
| Mr. | Guriqbal | | Singh | |
| **TELEPHONE NUMBER** | **EMAIL ADDRESS** | | | |
| (219) 484-9576 | princeghotra@hotmail.com | | | |

## PROPERTY OWNER

| UST Property Owner Name (If in Individual Capacity) | | | | BUSINESS ID *(From the Secretary of State)* |
|---|---|---|---|---|
| IPL Inc | | | | 2012091000323 |
| **PREFIX** | **FIRST NAME** | **MI** | **LAST NAME** | **SUFFIX** |
| Mr. | Guriqbal | | Singh | |
| **TELEPHONE NUMBER** | **EMAIL ADDRESS** | | | |
| (219) 484-9576 | princeghotra@hotmail.com | | | |

## COMPLIANCE ELEMENTS

| | | | | | | | | |
|---|---|---|---|---|---|---|---|---|
| All USTs properly registered and up-to-date notification form on file | X | YES | | NO | | | | UNK |
| O/O is in compliance with reporting & record keeping requirements | X | YES | | NO | | | | UNK |
| O/O is in compliance with release reporting or investigation | | YES | | NO | X | N/A | | UNK |
| O/O is in compliance with all UST closure requirements | | YES | | NO | X | N/A | | UNK |
| O/O has met all financial responsibility requirements | X | YES | | NO | | N/A | | UNK |
| 40 CFR 280, Subpart A installation requirements (partially excluded) met | X | YES | | NO | | N/A | | UNK |
| 40 CFR 280, Subpart B installation and upgrade requirements met | | YES | X | NO | | | | UNK |
| History of ball float and auto installed. These (2) methods of overfill can interfere with each other | | | | | | | | |
| 40 CFR 280, Subpart C spill/overfill control requirements met | X | YES | | NO | | N/A | | UNK |
| 40 CFR 280, Subpart C compatibility requirements met | X | YES | | NO | | N/A | | UNK |
| 40 CFR 280, Subpart C O&M and testing requirements met | | YES | X | NO | | | | UNK |
| Monthly and Annual walkthrough inspections | | | | | | | | |
| 40 CFR 280, Subpart D release detection requirements met | | YES | X | NO | | | | UNK |
| Line leak detector and Line tightness tests, ATG/probe test | | | | | | | | |
| 40 CFR 280, Subpart J operator training requirements met | X | YES | | NO | | | | UNK |

## COMPLIANCE REVIEW AND COMMENTS

UST Facility ID **5211**

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) FG SW USTs installed in April 2000
- One (1) 6K PREM
- One (1) 12K REG
- Piping is FG SW and pressurized

RD UST = ATG
RD Piping = LLD, LTT, ATG
Overfill/Spill = Spill Buckets + Auto Shutoff
ATG Certification = N
Overfill Protection Test = Y (1010/24)
Spill bucket Test = Y (10/10/24)
Containment Sumps Test Not Required

Last known CP (Impressed/Galvanic) - N/A
Last known Liner inspection - N/A

Site History:

Site is an active service station. Five (5) USTs were removed in 2000 (VFC Doc# 22957676). A notification form was submitted on 2/23/18 and there was not an initial approval.

Contact Information

Guriqbal Singh, princeghotra@hotmail.com

Documentation provided at the time of the file review:

- None

Inspector Notes: Monthly RD records collected on site. Spill bucket and overfill testing was submitted post inspection. OP certificates were obtained. No additional compliance documentation was collected on site or submitted post inspection.

- Piping observed in the UDCs appears to be the reddish-brown Ameron.

- Auto shut-off is confirmed to be installed in the drop tubes.

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

1. Sludge/debris was observed in UDCs. Sludge/debris should be removed from the UDCs along with being periodically monitored.

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

2. Line leak detector test was not provided.

3. Line tightness test was not provided.

4. STPs are buried under backfill/soil. Piping was not observable with metal piping components most likely in contact with backfill/soil without a clear form of corrosion protection or isolation material present.

5. Site has a history of ball floats and currently has auto shut off devices. Approved coincident use of overfill or documentation of ball float removal is needed.

6. Documentation of test results of the ATG unit and probes was not provided.

7. Documentation of monthly walkthroughs October 2023 - October 2024 were not provided.

8. Documentation of annual walkthrough inspection for 2023 - 2024 was not provided.