



INDIANA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

We Protect Hoosiers and Our Environment.

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Eric J. Holcomb
Governor

Brian C. Rockensuess
Commissioner

June 17, 2024

Prince LLC
Attn: Daljit Singh, Registered Agent
8858 Doubletree Drive N
Crown Point, IN 46307

Prince LLC
Attn: Daljit Singh
Via email: princeghorta@hotmail.com

Re: Violation Letter
Citgo Service Station
800 W 61st Ave
Merrillville, Lake County
UST Facility ID # **15886**

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 June 10, 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.

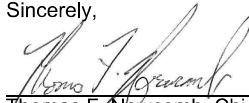
Thank you for your attention to this matter. Please submit the required documents to the UST Section via email at USTCompliance@idem.in.gov. Include in the subject line of the response the UST Facility ID # **15886**.

Inspector: Todd Settles
Phone: (219) 314-1653

Direct any questions regarding the inspection to:

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

Sincerely,

A handwritten signature in blue ink, appearing to read "Thomas F. Newcomb", is written over a horizontal line.

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

cc: Jordan Ware
Todd Settles
UST Facility ID File # 15886

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: Citgo Service Station	UST FACILITY ID: 15886
ADDRESS: 810 W 61st Ave Merrillville, IN 46410	INSPECTION DATE: 6/10/2024

VIOLATIONS NOTED IN THIS INSPECTION
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329 IAC 9-2-2(c) – Failure to register/notify with complete information
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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:

The owner and/or operator of the UST system(s) at this site are in violation of this rule because an updated notification form is needed selecting interstitial monitoring as the primary release detection for the USTs in section 'T'. In addition, the primary release detection should be selected as interstitial monitoring and the secondary release detection as line leak detector in section 'U'.

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.

§ 280.41(a)(2) – Failure to monitor (IM) tanks every 30 days if installed after 9/2/2009

Citation:

Pursuant to 40 CFR 280.41(a)(2), and previously 329 IAC 9-3-1.3 (repealed 2018), tanks installed after September 2, 2009 must be monitored for releases at least every 30 days using the method listed in § 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 twelve (12) months of UST interstitial monitoring release detection records were not provided.

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.

§ 280.41(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:
<i>The owner and/or operator of the UST system(s) at this site are in violation of this rule because twelve (12) months of piping interstitial monitoring release detection records were not provided.</i>
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:
<i>The owner and/or operator of the UST system(s) at this site are in violation of this rule because line leak detector testing was not provided.</i>
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.

§ 280.40(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 ATG functionality testing that was provided is expired.</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 probe and sensor functionality testing provided is expired.</i>
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)(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:
<i>The owner and/or operator of the UST system(s) at this site are in violation of this rule because an annual walkthrough was not provided.</i>

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: 15886

Inspector's Name:	Todd Settles
Date:	June 10, 2024
Time In:	12:30
Time Out:	13:30
Inspection Type:	Initial

FACILITY NAME / LOCATION											
FACILITY NAME Citgo Service Station			FACILITY ADDRESS (number and street) 810 W 61st Ave								
ADDRESS (line 2)		CITY Merrillville	STATE IN	ZIP CODE 46410	COUNTY Lake						
UST OWNER											
UST Owner Name (If in Individual Capacity) Prince LLC				BUSINESS ID (From the Secretary of State) 2010082700308							
PREFIX Mr.	FIRST NAME Daljit	MI	LAST NAME Singh		SUFFIX						
TELEPHONE NUMBER (219) 484-9576		EMAIL ADDRESS princeghorta@hotmail.com									
UST OPERATOR											
UST Operator Name (If in Individual Capacity) Prince LLC				BUSINESS ID (From the Secretary of State) 2010082700308							
PREFIX Mr.	FIRST NAME Daljit	MI	LAST NAME Singh		SUFFIX						
TELEPHONE NUMBER (219) 484-9576		EMAIL ADDRESS princeghorta@hotmail.com									
PROPERTY OWNER											
UST Property Owner Name (If in Individual Capacity) Prince LLC				BUSINESS ID (From the Secretary of State) 2010082700308							
PREFIX Mr.	FIRST NAME Daljit	MI	LAST NAME Singh		SUFFIX						
TELEPHONE NUMBER (219) 484-9576		EMAIL ADDRESS princeghorta@hotmail.com									
COMPLIANCE ELEMENTS											
All USTs properly registered and up-to-date notification form on file			YES	☒	NO		UNK				
Updated notification form needs to have INT as the primary RD for both USTs and piping and LLD needs to be secondary RD for piping											
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
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	
40 CFR 280, Subpart C spill/overflow 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	
Annual walkthrough was not provided											
40 CFR 280, Subpart D release detection requirements met						YES	☒	NO		UNK	
Leak detector testing, UST and piping IM release detection was not provided, ATG/Sensor											
40 CFR 280, Subpart J operator training requirements met						☒	YES	NO		UNK	

COMPLIANCE REVIEW AND COMMENTSUST Facility ID: **15886**

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:

- One (1) actual FG DW UST installed in May 2022 (16K split 12K/4K)
- One (1) 12K REG (T1 C1)
- One (1) 4K PREM (T1 C2)
- Piping is FG DW and pressurized

RD UST = INT, ATG

RD Piping = INT, LTT, LLD

Overfill/Spill = Spill Buckets + Auto Shutoff + UDC

ATG Certification = Y (6/17/22)

Overfill Protection Test = Y (6/7/22)

Spill bucket Test = Y (6/7/22)

Containment Sumps Test Required = Y (6/7/22)

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

Last known Liner inspection - N/A

Site History:

Site is an active service station. One (1) Used Oil UST was removed in 2011. No documentation was ever provided at the time. A closure assessment in 2018 was properly completed to confirm the removal of the used oil UST (VFC Doc# 82653528). Three (3) USTs were removed in 2022 (VFC Doc# 83335140).

Contact Information

Daljit Singh, princeghorta@hotmail.com

COMPLIANCE REVIEW AND COMMENTS CONTINUEDUST Facility ID: **15886**

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.

Inspector Notes: Dispenser 3/4 has a sensor in it. Picture of sensor was lost in transfer. In picture of piping you can just see a part of it in the upper left corner.

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

- Fluid in both spill buckets. Drain fluid, monitor and clean as needed.

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:

- 1) Notification Form needs to have interstitial monitoring as the primary release detection for both USTs and piping. Also, line leak detector needs to be secondary release detection for piping
- 2) Twelve months of UST interstitial monitoring release detection records were not provided
- 3) Twelve months of piping interstitial monitoring release detection records were not provided
- 4) Line leak detector testing was not provided
- 5) ATG/Probe + Sensor testing that was submitted is expired
- 5) Annual walkthrough was 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:

- Updated Notification Form
- UST release detection records
- Piping release detection records
- Line leak detector testing
- Current ATG/Probe + Sensor functionality testing
- Annual Walkthrough