



## INDIANA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

*We Protect Hoosiers and Our Environment.*

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Eric J. Holcomb  
Governor

Brian C. Rockensuess  
Commissioner

February 21, 2022

Aurora Fuel Inc  
Attn: Aymen Migdadi, Registered Agent  
606 Green Blvd  
Aurora, IN 47001

Aurora Fuel Inc  
Attn: Aymen Migdadi  
Via email: [migdadi31@yahoo.com](mailto:migdadi31@yahoo.com)

Re: Violation Letter  
Pravti  
515 Green Blvd  
Aurora, Dearborn County  
UST Facility ID # **24819**

Dear Mr. Migdadi:

An inspector from the Indiana Department of Environmental Management (IDEM), Underground Storage Tank (UST) Section, conducted an inspection of the site referenced above on January 27, 2022.

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 UST's 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.

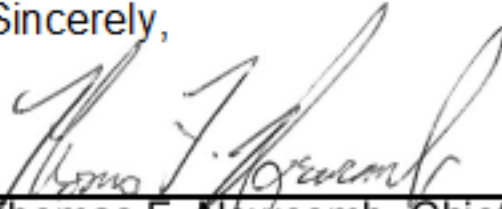
Thank you for your attention to this matter. Please submit the required documents to the UST Section via email at [USTCompliance@idem.in.gov](mailto:USTCompliance@idem.in.gov). Include in the subject line of the response the UST Facility ID # **24819**.

Inspector: Matt James  
Phone: (317) 750-2491

Direct any questions regarding the inspection to:

Compliance Manager: Caitlin Shaffer  
Phone: (317) 234-4112

Sincerely,



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

cc: Caitlin Shaffer  
Matt James  
UST Facility ID File # 24819

### 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: <b>Pravti</b>	UST FACILITY ID: <b>24819</b>
ADDRESS: <b>515 Green Blvd Aurora, IN 47001</b>	INSPECTION DATE: <b>1/27/2022</b>

### VIOLATIONS NOTED IN THIS INSPECTION

#### **§ 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 overfill protection testing results and repair docs are needed. Results received showed failed.*

**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.

**§ 280.35(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 overflow 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 testing results and repair docs are needed. The remote fill spill buckets failed.*

**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. Documentation, to include photographs, inspection, repair and testing results, showing the spill prevention equipment are liquid tight must be submitted within forty five (45) days of the 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 30 day walk through documentation is needed.*

**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.

**§ 280.41(b)(1)(i)(A) – Failure to equip piping with or test automatic leak detectors**

Citation:

Pursuant to 40 CFR 280.41(b)(1)(i)(A), 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 be equipped with an automatic line leak detector conducted in accordance with § 280.44(a).

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 testing results are needed for the diesel UST.*

Corrective Action:

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

**§ 280.240 – Failure to designate Class A, Class B or Class C operators that meet requirements**

Citation:

Pursuant to 40 CFR 280.240, not later than October 13, 2018, all owners and operators of UST systems must ensure they have designated Class A, Class B, and Class C operators who meet the requirements of this subpart.

Violation Details:

*The owner and/or operator of the UST system(s) at this site are in violation of this rule because valid operator C training certificates are needed with issue/expiration dates included.*

Corrective Action:

The owner or operator of the UST systems at this site shall submit a list of those employees designated to be 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: **24819**

Inspector's Name:	Matt James
Date:	January 27, 2022
Time In:	11:00
Time Out:	12:00
Inspection Type:	Initial

**FACILITY NAME / LOCATION**

FACILITY NAME <b>Pravti</b>		FACILITY ADDRESS (number and street) <b>515 Green Blvd</b>			
ADDRESS (line 2)	CITY <b>Aurora</b>	STATE <b>IN</b>	ZIP CODE <b>47001</b>	COUNTY <b>Dearborn</b>	

**UST OWNER**

UST Owner Name (Business Name as registered with the Secretary of State) <b>Aurora Fuel Inc</b>		BUSINESS ID (From the Secretary of State) <b>201803121245838</b>			
PREFIX	FIRST NAME <b>Aymen</b>	MI	LAST NAME <b>Migdadi</b>		SUFFIX
TELEPHONE NUMBER <b>(812) 926-0660</b>	EMAIL ADDRESS <b>migdadi31@yahoo.com</b>				

**UST OPERATOR**

UST Operator Name (Business Name as registered with the Secretary of State) <b>Aurora Fuel Inc</b>		BUSINESS ID (From the Secretary of State) <b>201803121245838</b>			
PREFIX	FIRST NAME <b>Aymen</b>	MI	LAST NAME <b>Migdadi</b>		SUFFIX
TELEPHONE NUMBER	EMAIL ADDRESS				

**PROPERTY OWNER**

UST Property Owner Name (Business Name as registered with the Secretary of State) <b>Aurora Fuel Inc</b>		BUSINESS ID (From the Secretary of State) <b>201803121245838</b>			
PREFIX	FIRST NAME <b>Aymen</b>	MI	LAST NAME <b>Migdadi</b>		SUFFIX
TELEPHONE NUMBER	EMAIL ADDRESS				

**COMPLIANCE ELEMENTS**

All USTs properly registered and up-to-date notification form on file	<input checked="" type="checkbox"/>	YES	<input type="checkbox"/>	NO	<input type="checkbox"/>	UNK		
O/O is in compliance with reporting & record keeping requirements	<input checked="" type="checkbox"/>	YES	<input type="checkbox"/>	NO	<input type="checkbox"/>	UNK		
O/O is in compliance with release reporting or investigation	<input type="checkbox"/>	YES	<input type="checkbox"/>	NO	<input checked="" type="checkbox"/>	N/A	<input type="checkbox"/>	UNK
O/O is in compliance with all UST closure requirements	<input type="checkbox"/>	YES	<input type="checkbox"/>	NO	<input checked="" type="checkbox"/>	N/A	<input type="checkbox"/>	UNK
O/O has met all financial responsibility requirements	<input checked="" type="checkbox"/>	YES	<input type="checkbox"/>	NO	<input type="checkbox"/>	N/A	<input type="checkbox"/>	UNK
40 CFR 280, Subpart A installation requirements (partially excluded) met	<input checked="" type="checkbox"/>	YES	<input type="checkbox"/>	NO	<input type="checkbox"/>	N/A	<input type="checkbox"/>	UNK
40 CFR 280, Subpart B installation and upgrade requirements met	<input checked="" type="checkbox"/>	YES	<input type="checkbox"/>	NO	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	UNK
40 CFR 280, Subpart C spill/overfill control requirements met	<input type="checkbox"/>	YES	<input checked="" type="checkbox"/>	NO	<input type="checkbox"/>	N/A	<input type="checkbox"/>	UNK
Need overfill and spill bucket testing results and documentation of repairs.								
40 CFR 280, Subpart C compatibility requirements met	<input checked="" type="checkbox"/>	YES	<input type="checkbox"/>	NO	<input type="checkbox"/>	N/A	<input type="checkbox"/>	UNK
40 CFR 280, Subpart C O&M and testing requirements met	<input type="checkbox"/>	YES	<input checked="" type="checkbox"/>	NO	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	UNK
Need Line leak detector testing results for diesel.								
40 CFR 280, Subpart D release detection requirements met	<input checked="" type="checkbox"/>	YES	<input type="checkbox"/>	NO	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	UNK
40 CFR 280, Subpart J operator training requirements met	<input type="checkbox"/>	YES	<input checked="" type="checkbox"/>	NO	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	UNK
Operator C certificates with expiration dates are needed.								

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:**

Three (3) DW fiberglass USTs installed in February 2001

- One (1) 15k GSL
- One (1) 12k GSL
- One (1) 10k DSL

Piping is DW flex and pressurized

RD UST = ATG

RD Piping = ELLD, LTT, ATG

Overfill/Spill = Spill Buckets + Auto Shutoff

ATG Certification = Yes 8/26/2021

Overfill Protection Test = Yes 8/26/2021 - All FAIL

Spill Bucket Test = Yes 8/26/2021 - RUL and PUL Remote FAIL

**Site history/concerns:**

- Previous owner never registered with IDEM so tank fees were never paid for 2015-2017. This will cause ELTF eligibility issues for the current owner or any other owners in the future

**Documentation provided at the time of the file review:**

- Notification form received 3/1/2019
- ATG functionality, sensor functionality, LDT, Spill Bucket, Overfill, Site Inspection completed 8/26/2021 - multiple failures
- Invoice for new DW spill bucket and auto shutoff installed on RUL tank in 2021
- Release detection records - printouts are cut off, unable to determine which months are for which tank, appears to have some programming/reporting errors
- FR - insurance policy
- Operator Training A, B, C - C Operator is not valid without issue date

**Documents needed:**

- 12 months RD - collected on-site
- Passing LDT for DSL
- Documentation of overfill repairs and passing test results
- Documentation of spill bucket repairs and passing test results
- Monthly walkthrough inspections
- Updated C Operator certificate

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. The spill buckets contained fluids/debris and should be monitored and cleaned out when needed.
2. The vapor recovery port for the regular gasoline UST system is damaged and needs to be replaced.

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:

3. Overfill protection testing results and repair documentation is needed. Previous results failed, new testing was completed, but only an invoice was collected.
4. Spill bucket testing results and repair documentation is needed. Failed testing results were received for remote fills.
5. Walk through documentation is needed.
6. Updated line leak detector testing results are needed for the diesel.
7. Operator C certificates with issue/expiration dates are needed.