



## INDIANA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

*We Protect Hoosiers and Our Environment.*

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Eric J. Holcomb  
Governor

Brian C. Rockensuess  
Commissioner

March 29, 2022

Jaipreet Investment Corporation  
Attn: Jasvir Singh, Registered Agent  
11863 E 300 S  
Zionsville, IN 46077

Gurru Corp  
Attn: Gurpreet Singh, Registered Agent  
5890 National Rd  
Richmond, IN 47374

Re: Violation Letter  
Shell Food Mart  
5890 E National Rd  
Richmond, Wayne County  
UST Facility ID # **102**

Dear Messrs. Singh and Khan:

An inspector from the Indiana Department of Environmental Management (IDEM), Underground Storage Tank (UST) Section, conducted an inspection of the site referenced above on March 4, 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.

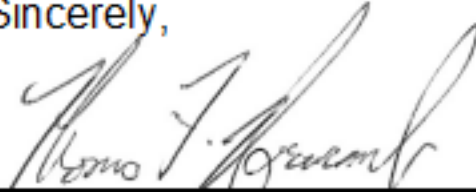
Thank you for your attention to this matter. Please submit the required documents to the UST Section via email at [USTCompliance@idem.in.gov](mailto:USTCompliance@idem.in.gov). Include in the subject line of the response the UST Facility ID # **102**.

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

Direct any questions regarding the inspection to:

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

Sincerely,



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

cc: Loic Maniet  
Matthew James  
UST Facility ID File # 102  
Shell Food Mart  
Attn: Jasvir Singh, jacksingh6640@yahoo.com  
Attn: Gurpreet Singh, guruus@yahoo.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: <b>Shell Food Mart</b>	UST FACILITY ID: <b>102</b>
ADDRESS: <b>5890 E national Rd Richmond, IN 47374</b>	INSPECTION DATE: <b>3/4/2022</b>

### VIOLATIONS NOTED IN THIS INSPECTION

#### § 280.32(b)(1) – Failure to demonstrate compatibility of entire UST system

##### Citation:

Pursuant to 40 CFR 280.32(b)(1), owners and operators with UST systems storing these regulated substances must demonstrate compatibility of the UST system (including the tank, piping, containment sumps, pumping equipment, release detection equipment, spill equipment, and overfill equipment).

##### Violation Details:

*The owner and/or operator of the UST system(s) at this site are in violation of this rule because the USTs, which were installed in 1970 and not compatible with ethanol, contain or have contained fuel with ethanol which may have affected the structural integrity of those USTs.*

##### Corrective Action:

The owner and/or operator of the UST systems at this site shall, within fifteen (15) days of receipt of this notice submit documentation to IDEM proving the required UST system components are fully compatible with the product found stored in the tanks during the inspection. If the owner and/or operator cannot prove compatibility, they must immediately cease storing the substance in the UST system until such a time as they can prove compatibility, upgrade the UST system or switch the product to one that is compatible. The UST owner and/or operator must submit proof of compliance with these requirements within forty five (45) days of receipt of this notice.

<b>§ 280.35(a)(2) – Failure to perform periodic testing of overflow prevention equipment</b>
Citation:
Pursuant to 40 CFR 280.35(a)(2), overflow prevention equipment must be inspected at least once every three years. At a minimum, the inspection must ensure that overflow 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:
<i>The owner and/or operator of the UST system(s) at this site are in violation of this rule because overflow protection testing results are needed.</i>
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 overflow prevention equipment. Documentation, to include photographs, inspection, repair, measurements and testing results, showing the overflow 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.

<b>§ 280.40(a)(3)(i) – Failure to perform annual tests of ATG</b>
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 testing results are needed.</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.

<b>§ 280.40(a)(3)(ii) – Failure to perform annual tests of probes &amp; sensors</b>
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 ATG probe testing results are needed.</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 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.



**UNDERGROUND STORAGE  
TANK INSPECTION REPORT**

INDIANA DEPARTMENT OF  
ENVIRONMENTAL MANAGEMENT

UST FAC ID: **102**

Inspector's Name:	Matt James
Date:	March 4, 2022
Time In:	12:00
Time Out:	12:45
Inspection Type:	Initial

**FACILITY NAME / LOCATION**

FACILITY NAME Shell Food Mart		FACILITY ADDRESS (number and street) 5890 E National Rd			
ADDRESS (line 2)	CITY Richmond	STATE IN	ZIP CODE 47374	COUNTY Wayne	

**UST OWNER**

UST Owner Name (if in Individual Capacity) Jaipreet Investment Corporation					BUSINESS ID (From the Secretary of State) 2010052800145
PREFIX	FIRST NAME Jasvir	MI	LAST NAME Singh	SUFFIX	
TELEPHONE NUMBER (812) 344-4870		EMAIL ADDRESS jacksingh6640@yahoo.com			

**UST OPERATOR**

UST Operator Name (if in Individual Capacity) Guruu Corp					BUSINESS ID (From the Secretary of State) 202008071412835
PREFIX	FIRST NAME Gurpreet	MI	LAST NAME Singh	SUFFIX	
TELEPHONE NUMBER		EMAIL ADDRESS guruus@yahoo.com			

**PROPERTY OWNER**

UST Property Owner Name (if in Individual Capacity) Jaipreet Investment Corporation					BUSINESS ID (From the Secretary of State) 2010052800145
PREFIX	FIRST NAME Jasvir	MI	LAST NAME Singh	SUFFIX	
TELEPHONE NUMBER (812) 344-4870		EMAIL ADDRESS jacksingh6640@yahoo.com			

**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 type="checkbox"/>	YES	<input checked="" 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	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	UNK
O/O has met all financial responsibility requirements	<input checked="" type="checkbox"/>	YES	<input type="checkbox"/>	NO	<input type="checkbox"/>	N/A	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	UNK
40 CFR 280, Subpart B installation and upgrade requirements met	<input checked="" type="checkbox"/>	YES	<input type="checkbox"/>	NO	<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	UNK
Need overfill protection testing results.							
40 CFR 280, Subpart C compatibility requirements met	<input type="checkbox"/>	YES	<input checked="" type="checkbox"/>	NO	<input type="checkbox"/>	N/A	UNK
1970 fiberglass USTs							
40 CFR 280, Subpart C O&M and testing requirements met	<input type="checkbox"/>	YES	<input checked="" type="checkbox"/>	NO	<input type="checkbox"/>	UNK	
Need ATG testing and monthly walk through documents.							
40 CFR 280, Subpart D release detection requirements met	<input checked="" type="checkbox"/>	YES	<input type="checkbox"/>	NO	<input type="checkbox"/>	UNK	
40 CFR 280, Subpart J operator training requirements met	<input checked="" type="checkbox"/>	YES	<input type="checkbox"/>	NO	<input type="checkbox"/>	UNK	

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) USTs - FG - Installed 1/1/1970

- One (1) 10K GSL
- One (1) 10K PREM
- One (1) 10K DSL

Section Chief Note: The normal operational lifespan of a UST before failing is 25 to 30 years old. The USTs at this site are now 52 years old and the owner should start planning on removing or replacing them immediately. These tanks are first generation fiberglass tanks and are not certified to store any level of ethanol-based fuels.

Piping - FG - Pressurized

RD UST - ATG  
RD Piping - ATG - LTT - LD  
Spill protection/Overfill - Spill bucket - Ball floats  
ATG Certification = N  
Overfill Protection Test = N  
Spill bucket Test = Y 2/23/2022  
Containment Sumps Test Required N

Site is an active gas station

Site history or concerns - Babook Inc Voluntarily Dissolved on SOS. 1986 NF (VFC52890755 pg 10) and bill of sale (VFC 24824089) list USTs as being installed in 1985. Closure report and 2017 NF list USTs as being installed in 1970. Exact install date could not be determined off review and could affect compatibility.

One UST closed 11/20/1997 (Closure report on file)

Confirmed Ronnie Brown licensed on date of testing

Documentation received -  
Notification form - 8/21/2017 (Initial approval)  
RD Piping LTT 2/23/2022 Pass  
LD 2/23/2022 Pass  
Spill bucket test 2/23/2022

Update 3/14/2022

- FR received
- walkthrough received
- RD records 2/2021 to 2/2022

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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 a small amount of fluids/debris and should be monitored and cleaned out when needed.

The following are RECORDS to be submitted to [USTCompliance@idem.IN.gov](mailto:USTCompliance@idem.IN.gov) with FID in subject line within 30 days of receipt of this inspection report to avoid further action and achieve compliance with the state underground storage tank program:

2. Overfill protection testing results are needed.

3. ATG and ATG probe testing results are needed.

4. documentation to confirm the age of USTs. If prior USTs were removed and new ones installed, supporting documentation will be required.

5. compatibility documentation. The letter from Owens Corning would not be sufficient for first generation fiberglass USTs. Proper structural evaluation will be needed.

\*\* A revised NF may be required up confirmation of all UST attributes / If a prior set of USTs were removed, some closure documentation (affidavit) may be required to properly update the USTs at this facility.