



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

Purabveer Inc
Attn: Vyomesh Joshi, Registered Agent
502 W Grave St
Patoka, IN 47666

Purabveer Inc
Attn: Vijaykumar Patel
Via email: victor_patel_78@yahoo.com

Re: Violation Letter
Trade Mart
502 W Grave St
Patoka, Gibson County
UST Facility ID # **16734**

Dear Messrs. Joshi and Patel:

An inspector from the Indiana Department of Environmental Management (IDEM), Underground Storage Tank (UST) Section, conducted an inspection of the site referenced above on February 21, 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.

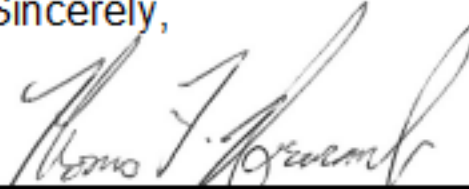
Thank you for your attention to this matter. Please submit the required documents to the UST Section via email at USTCompliance@idem.in.gov. Include in the subject line of the response the UST Facility ID # **16734**.

Inspector: Brock Goodman
Phone: (812) 582-9843

Direct any questions regarding the inspection to:

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

Sincerely,



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

cc: Caitlin Shaffer
Brock Goodman
UST Facility ID File # 16734

| DESCRIPTION OF VIOLATIONS | |
|---|--|
| <p>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:</p> | |
| FACILITY NAME: Trade Mart | UST FACILITY ID: 16734 |
| ADDRESS: 502 West Grave Street Princeton, IN 47666 | INSPECTION DATE: February 21, 2022 |
| VIOLATIONS NOTED IN THIS INSPECTION | |

| 329 IAC 9-2-2(c) – Failure to register/notify with complete information |
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| Citation: |
| <p>Pursuant to 329 IAC 9-2-2(c), an owner required to submit a notification under this section shall provide:</p> <p>(1) a notification for each UST owned;</p> <p>(2) complete information required on the form for each UST owned; and</p> <p>(3) if applicable, a separate notification form for each separate place of operation at which the USTs are located.</p> |
| Violation Details: |
| <p><i>The owner and/or operator of the UST system(s) at this site are in violation of this rule because an updated notificaiton form is needed to reflect interstitial monitoring required for the piping.</i></p> |
| Corrective Action: |
| <p>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.</p> |

| 329 IAC 9-8-11(b) – Failure to demonstrate the ability to pay the deductible amount |
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| Citation: |
| <p>Pursuant to 329 IAC 9-8-11(b), an owner or operator of:</p> <p>(1) twelve (12) or fewer USTs shall demonstrate the ability to pay the applicable deductible amount under IC 13-23-9-1.3; or</p> <p>(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.</p> |
| Violation Details: |
| <p><i>The owner and/or operator of the UST system(s) at this site are in violation of this rule because they have not provided a current and valid financial mechanism. The previous COFA presented on-site was for a Tangible Net Worth letter which has not been acceptable since 2018.</i></p> |
| Corrective Action: |
| <p>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.</p> |

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| § 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 months of interstitial records for the piping that was upgraded post 2009 have not been 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. |

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|---|
| § 280.43(g) – Failure to perform Interstitial Monitoring to standard |
| Citation: |
| Pursuant to 40 CFR 280.43(g), interstitial monitoring between the UST system and a secondary barrier immediately around or beneath it may be used, but only if the system is designed, constructed, and installed to detect a leak from any portion of the tank that routinely contains product and also meets one of the following requirements: (1) For double walled UST systems, the sampling or testing method can detect a leak through the inner wall in any portion of the tank that routinely contains product; (2) For UST systems with a secondary barrier within the excavation zone, the sampling or testing method used can detect a leak between the UST system and the secondary barrier. |
| Violation Details: |
| <i>The owner and/or operator of the UST system(s) at this site are in violation of this rule because all STP and UDC sensors are not located at the lowest point in their respective containment sumps.</i> |
| Corrective Action: |
| The owner and/or operator of the UST systems at this site shall have any UST or piping that contains a regulated amount of product and found to not have been monitored every thirty (30) days correctly while using 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. |

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|---|
| § 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 REG and PREM failed ATG functionality testing on 12/30/2021. In accordance with test results REG and PREM ATG have a high product alarm over the required 90%.</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. |



**UNDERGROUND STORAGE
TANK INSPECTION REPORT**

INDIANA DEPARTMENT OF
ENVIRONMENTAL MANAGEMENT

UST FAC ID: **16734**

| | |
|-------------------|-------------------|
| Inspector's Name: | Brock Goodman |
| Date: | February 21, 2022 |
| Time In: | 08:18 |
| Time Out: | 09:10 |
| Inspection Type: | Initial |

FACILITY NAME / LOCATION

| | | | | | |
|-----------------------------|----------------|---|-------------------|------------------|--|
| FACILITY NAME Trade Mart | | FACILITY ADDRESS (number and street) 502 W Grave S | | | |
| ADDRESS (line 2) | CITY Patoka | STATE IN | ZIP CODE 47666 | COUNTY Gibson | |

UST OWNER

| | | | | | |
|---|---------------------|--|--------------------|--|--------|
| UST Owner Name (Business Name as registered with the Secretary of State) Purabveer Inc | | | | BUSINESS ID (From the Secretary of State) 2012071800027 | |
| PREFIX | FIRST NAME Vijay | MI | LAST NAME Patel | | SUFFIX |
| TELEPHONE NUMBER (812) 779-5425 | | EMAIL ADDRESS victor_patel_78@yahoo.com | | | |

UST OPERATOR

| | | | | | |
|--|------------|---------------|-----------|--|--------|
| UST Operator Name (Business Name as registered with the Secretary of State) Purabveer Inc | | | | BUSINESS ID (From the Secretary of State) 2012071800027 | |
| PREFIX | FIRST NAME | MI | LAST NAME | | SUFFIX |
| TELEPHONE NUMBER (812) 779-5425 | | EMAIL ADDRESS | | | |

PROPERTY OWNER

| | | | | | |
|--|-----------------------|---------------|--------------------|--|--------|
| UST Property Owner Name (Business Name as registered with the Secretary of State) Purabveer Inc | | | | BUSINESS ID (From the Secretary of State) 2012071800027 | |
| PREFIX | FIRST NAME Vyomesh | MI | LAST NAME Joshi | | SUFFIX |
| TELEPHONE NUMBER (812) 779-5425 | | EMAIL ADDRESS | | | |

COMPLIANCE ELEMENTS

| | | | | | | |
|---|-------------------------------------|-----|-------------------------------------|----|-------------------------------------|-----|
| All USTs properly registered and up-to-date notification form on file | <input type="checkbox"/> | YES | <input checked="" type="checkbox"/> | NO | <input type="checkbox"/> | UNK |
| Need updated notification form to reflect interstitial monitoring for piping. | | | | | | |
| 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 |
| O/O is in compliance with all UST closure requirements | <input type="checkbox"/> | YES | <input type="checkbox"/> | NO | <input checked="" type="checkbox"/> | N/A |
| O/O has met all financial responsibility requirements | <input type="checkbox"/> | YES | <input checked="" type="checkbox"/> | NO | <input type="checkbox"/> | N/A |
| Current and valid mechanism of FR is needed. | | | | | | |
| 40 CFR 280, Subpart A installation requirements (partially excluded) met | <input type="checkbox"/> | YES | <input type="checkbox"/> | NO | <input checked="" type="checkbox"/> | N/A |
| 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 checked="" type="checkbox"/> | YES | <input type="checkbox"/> | NO | <input type="checkbox"/> | N/A |
| 40 CFR 280, Subpart C compatibility requirements met | <input checked="" type="checkbox"/> | YES | <input type="checkbox"/> | NO | <input type="checkbox"/> | N/A |
| 40 CFR 280, Subpart C O&M and testing requirements met | <input checked="" type="checkbox"/> | YES | <input type="checkbox"/> | NO | <input type="checkbox"/> | UNK |
| Containment sump testing for UDCs & STP sumps provided after the inspection | | | | | | |
| 40 CFR 280, Subpart D release detection requirements met | <input type="checkbox"/> | YES | <input checked="" type="checkbox"/> | NO | <input type="checkbox"/> | UNK |
| REG, PREM failed ATG functionality testing, need retest; Need 9-12 months of interstitial records for piping; UDC, STP sump sensors not located at lowest point | | | | | | |
| 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) Stip3 USTs installed 5/5/1983

- Two (2) 10k GSL
- One (1) 2k 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 39 years old and the owner should start planning on removing or replacing them soon.

Piping is DW fiberglass and pressurized (2013 or 2014 install)

RD UST = ATG

RD Piping = LLD, LTT, ATG, INT

Overfill/Spill = Spill Buckets + Auto Shutoff

CP = galvanic - last known test completed 12/30/2021

ATG Certification = Yes 12/30/2021 - FAIL on RUL and PUL

Overfill Protection Test = Yes 12/30/2021

Spill Bucket Test = Yes 12/30/2021

Containment Sumps Test = Yes 3/16/2022

Site History:

- Original steel European Suction piping system was upgraded to DW fiberglass and pressurized in 2013-2014
- Most recent NF does not indicate interstitial monitoring that is required for the piping
- According to site inspection on 12/30/2021, the site also contains (1) Kerosene AST
- Additional anodes were installed on CP system in 2020

Documentation provided at the time of the file review:

- Notification form approved 6/23/2016
- ATG functionality/probes/sensors, LDT, LTT, Site Inspection, Spill Bucket, Overfill, CP testing completed 12/30/2021 - all pass except RUL and PUL alarm issues with ATG
- Operator Training A, B, C

Documents collected by inspector on-site:

- 12 months release detection for tanks
- Current month INT for piping
- Monthly walkthrough inspections for July 2021 - Jan 2022
- Copy of COFA issued by IDEM - using invalid FR mechanism. Needs updated

Documents provided after the inspection:

- Hydrostatic testing of STP Sumps and UDCs completed 3/16/2022 - all pass

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INSPECTOR NOTES:

A.) Inspector noticed schrader valves were still intact in STP sumps & UDCs. Inspector physically verified the booting was loose in the STP sumps to ensure fluid will escape into the STP sump to trigger alarm, in the event of a release. (Closed Interstice System)

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

- 1.) All spill buckets contain minor amount of fluid; clean & monitor.
- 2.) All UDCs contain sludge/debris; clean & monitor.

The following are ON-SITE 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:

- 3.) All STP, UDC sensors are not located at the lowest point in their respective containment sumps.

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:

- 4.) Need updated notification form to reflect interstitial monitoring for piping.
- 5.) Need current and valid mechanism of financial responsibility.
- 6.) Need 9-12 months of interstitial records for piping.
- 7.) REG, PREM failed previous ATG functionality testing. In accordance with test results REG, PREM ATG have a high product alarm over the required 90%. They must be adjusted to 90%.