



INDIANA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

We Protect Hoosiers and Our Environment.

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Eric J. Holcomb
Governor

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Commissioner

April 5, 2022

Deep Singh, Gurwinder & Harijinder Singh
& Satwinder S Multani jt/rs
2304 Madison Ave
Indianapolis, IN 46225

Vida Investment Group LLC
Attn: Jessica Risacher, President
Via email: spmuag@yahoo.com

Re: Violation Letter
Bulk 2762
10366 N SR 11
Seymour, Jackson County
UST Facility ID # **13748**

Dear Ms. Risacher:

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 10, 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.

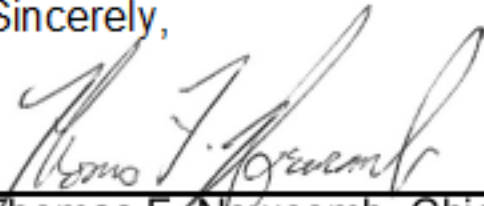
Thank you for your attention to this matter. Please submit the required documents to the UST Section via email at USTCompliance@idem.in.gov. Include in the subject line of the response the UST Facility ID # **13748**.

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

Direct any questions regarding the inspection to:

Compliance Manager: Carrie Maniet
Phone: (317) 233-3533

Sincerely,



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

cc: Carrie Maniet
Matt James
UST Facility ID File # 13748

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: Bulk 2762	UST FACILITY ID: 13748
ADDRESS: 10366 N SR 11 Seymour, IN 47274	INSPECTION DATE: 3/10/2022

VIOLATIONS NOTED IN THIS INSPECTION

329 IAC 9-2-2(c) – Failure to register/notify with complete information

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 with updated ownership details is needed.

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.

IC 13-23-12-1 Failure to Pay UST Fees
Citation:
<p>Pursuant to IC 13-23-12-1, each year, if an underground storage tank has not been closed before January 1 of the year under rules adopted under IC 13-23-1-2; or a requirement imposed by the commissioner before the adoption of rules under IC 13-23-1-2; the owner of the underground storage tank shall pay to the department an annual registration fee.</p> <p>The annual registration fee required by this section is ninety dollars (\$90) for each underground petroleum storage tank or two hundred forty-five dollars (\$245) for each underground storage tank containing regulated substances other than petroleum.</p> <p>If an underground storage tank consists of a single tank in which there are separate compartments, a separate fee shall be paid under subsection (b) for each compartment within the single tank. If an underground storage tank consists of a combination of tanks, a separate fee shall be paid under subsection (b) for each compartment within each tank in the combination of tanks.</p> <p>For tanks that contain separate compartments and that were in use before July 1, 2014, the payment of a single annual fee of ninety dollars (\$90) for a tank containing separate compartments shall be deemed to satisfy the requirements of subsection.</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 UST fees are owed.</i></p>
Corrective Action:
<p>The owner and/or operator of the UST systems at this site shall pay the required fees to the Indiana Department of Environmental Management 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
Citation:
Pursuant to 329 IAC 9-8-11(b), an owner or operator of: (1) twelve (12) or fewer USTs shall demonstrate the ability to pay the applicable deductible amount under IC 13-23-9-1.3; or (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.
Violation Details:
<i>The owner and/or operator of the UST system(s) at this site are in violation of this rule because a FR mechanism is needed.</i>
Corrective Action:
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.

329 IAC 9-6-5(b)– Failure to properly secure UST systems during temporary closure
Citation:
Pursuant to 329 IAC 9-6-5(b), when a UST system is temporarily closed for three (3) months or longer, the owner and operator shall leave vent lines open and functioning, cap and secure all other lines, pumps, manways and ancillary equipment.
Violation Details:
<i>The owner and/or operator of the UST system(s) at this site are in violation of this rule because the UST systems are not properly secured.</i>
Corrective Action:
The owner and/or operator of the UST systems at this site shall immediately correct any deficiencies in properly securing the effected UST systems and submit proof of the corrections within thirty (30) days of receipt of this notice.

329 IAC 9-6-2.5(d) – Failure to complete closure process
Citation:
Pursuant to 329 IAC 9-6-2.5(d), the permanent closure or change-in-service is not considered complete until all permanent closure or change-in-service requirements and site assessment requirements are met.
Violation Details:
<i>The owner and/or operator of the UST system(s) at this site are in violation of this rule because a closure report is needed for the 500 gallon used oil tank.</i>
Corrective Action:
The owner and/or operator of the UST systems at this site shall submit to IDEM the complete documentation as required by this rule within thirty (30) 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:
<i>The owner and/or operator of the UST system(s) at this site are in violation of this rule because operator A and B training certificates are needed.</i>
Corrective Action:
The owner or operator of the UST systems at this site shall submit a list of those employees designated to be Class A and B 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: **13748**

Inspector's Name:	Matt James
Date:	March 10, 2022
Time In:	12:15
Time Out:	01:15
Inspection Type:	Initial

FACILITY NAME / LOCATION

FACILITY NAME Bulk #2762		FACILITY ADDRESS (number and street) 10366 N SR 11			
ADDRESS (line 2)	CITY Seymour	STATE IN	ZIP CODE 47274	COUNTY Jackson	

UST OWNER

UST Owner Name (Business Name as registered with the Secretary of State) Vida Investment Group LLC				BUSINESS ID (From the Secretary of State) 2013120901080	
PREFIX	FIRST NAME Jessica	MI	LAST NAME Risacher		SUFFIX
TELEPHONE NUMBER		EMAIL ADDRESS spmuag@yahoo.com			

UST OPERATOR

UST Operator Name (Business Name as registered with the Secretary of State) Vida Investment Group LLC				BUSINESS ID (From the Secretary of State) 2013120901080	
PREFIX	FIRST NAME Jessica	MI	LAST NAME Risacher		SUFFIX
TELEPHONE NUMBER		EMAIL ADDRESS spmuag@yahoo.com			

PROPERTY OWNER

UST Property Owner Name (Business Name as registered with the Secretary of State) Deep Singh, Gurwinder & Harijinder Singh & Satwinder S Multani jt/rs				BUSINESS ID (From the Secretary of State)	
PREFIX	FIRST NAME	MI	LAST NAME		SUFFIX
TELEPHONE NUMBER		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
In arrears - Fees due for 2016, 2017 and 2020-2021.						
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
O/O is in compliance with all UST closure requirements	<input type="checkbox"/>	YES	<input checked="" type="checkbox"/>	NO	<input type="checkbox"/>	N/A
500 gallon Used Oil tank still "active" in database - never received closure reports/documents.						
O/O has met all financial responsibility requirements	<input type="checkbox"/>	YES	<input checked="" type="checkbox"/>	NO	<input type="checkbox"/>	N/A
Need FR mechanism.						
40 CFR 280, Subpart A installation requirements (partially excluded) met	<input checked="" type="checkbox"/>	YES	<input type="checkbox"/>	NO	<input 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
40 CFR 280, Subpart D release detection requirements met	<input checked="" type="checkbox"/>	YES	<input type="checkbox"/>	NO	<input type="checkbox"/>	UNK
No fuel found in UST systems.						
40 CFR 280, Subpart J operator training requirements met	<input type="checkbox"/>	YES	<input checked="" type="checkbox"/>	NO	<input type="checkbox"/>	UNK
Operator A and B training certificates.						

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) USTs - FG - Installed 2/26/2008

One (1) 12K GSL

One (1) 6KGSL

One (1) 500 gallon Used Oil - No closure report/documents detailing closure

Piping = EnviroFlex - Pressurized

RD UST = SIR

RD Piping = LLD, SIR

Overfill/Spill = Catchment Basins, Ball Float Valves

ATG Certification = N

Overfill Protection Test = N

Spill bucket Test = N

Containment Sumps Test Required N

Site History: Site changed ownership 2/18/2022, new owner needs to provide NF. System has not been used since USTs were installed. There is a 500 gallon Used Oil UST still active in the database without closure details, it was noted during inspections on 1/18/1998 and 10/15/1999. After that, it was not brought up until most recent inspection. Please verify on site if 500 UST can be located and any product levels in USTs.

Contact Information Jessica Risacher - spmuag@yahoo.com

Documentation received -

Notification form - 5/20/2015 (Rejected)

No additional documents received at time of review

Documentation needed -

Notification Form with new owner details

RD for USTs and piping if product found in USTs

Operator certificate - A-B

FR

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.

NOTE: No fuel was found in the UST systems. Each tank contained approximately 3-4 inches of water.

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

1. Both spill buckets were full of fluids and need to be cleaned out if the tanks are brought back into use.

The following are VIOLATIONS discovered during the inspection that will need to be corrected to avoid further action and achieve compliance with the state underground storage tank program. Submit all Compliance Documents to USTCompliance@idem.IN.gov with FID in subject line.

2. There is steel piping at the dispenser locations that is in direct contact with soil/ground. If the tanks are brought back into use corrosion protection isolation equipment will need to be installed.

The following are RECORDS VIOLATIONS discovered during the inspection that will need to be corrected to avoid further action and achieve compliance with the state underground storage tank program. Submit all Compliance Documents to USTCompliance@idem.IN.gov with FID in subject line.

3. An updated notification form needs to be submitted to IDEM. The form needs to include updated ownership details.

4. UST fees are owed for this facility.

5. Financial responsibility mechanism is needed.

6. The UST are not properly secured.

7. A closure report needs to be submitted for the 500 gallon used oil tank.

8. Operator A and B training certificates are needed.

*Reminder: Updates to the rule defining underground storage tank regulations are here. Updates affect regulations regarding: sump and spill bucket testing, operator training, monthly walkthrough inspections and more. Be sure to check www.in.gov/idem/tanks for the latest information regarding compliance of your underground storage tank system.