



INDIANA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

100 N. Senate Avenue • Indianapolis, IN 46204
(800) 451-6027 • (317) 232-8603 • Fax (317) 233-6647 • www.idem.IN.gov

Mike Braun
Governor

Clint Woods
Commissioner

September 30, 2025

Portage BP Inc
Attn: Gurmeet Singh, Registered Agent
6090 Central Ave
Portage, IN 46368

Portage BP Inc
Attn: Gurmeet Singh
Via email: gurmeetkahlon50@gmail.com

Re: Violation Letter
Portage BP
6090 Central Ave
Portage, Porter County
UST Facility ID # **10564**

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 September 15, 2025.

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.



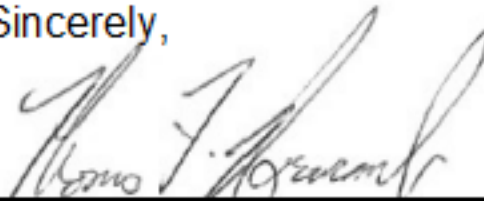
Thank you for your attention to this matter. Please submit the required documents to the UST Section via email at USTCompliance@idem.in.gov. Include in the subject line of the response the UST Facility ID # **10564**.

Inspector: Adam James
Phone: (317) 408-7187

Direct any questions regarding the inspection to:

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

Sincerely,



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

cc: Jordan Ware
Adam James
UST Facility ID File # 10564

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: **Portage Bp**

UST FACILITY ID: **10564**

ADDRESS: **6090 Central Ave
Portage, IN 46268
Porter County**

INSPECTION DATE: **09/15/2025**

VIOLATIONS NOTED IN THIS INSPECTION

§ 280.111 – Failure to maintain evidence of all Financial Assurance mechanisms

Citation:

Pursuant to 40 CFR 280.93(b), as incorporated, owners or operators must maintain evidence of all financial assurance mechanisms used to demonstrate financial responsibility under this subpart for an underground storage tank until released from the requirements of this subpart under § 208.113. An owner or operator must maintain such evidence at the underground storage tank site or the owner's or operator's place of work. Records maintained off-site must be made available upon request of the implementing agency.

Violation Details:

The owner and/or operator of the UST system(s) at this site are in violation of this rule because a financial responsibility mechanism was not provided.

Corrective Action:

The owner and/or operator of the UST systems at this site shall submit a copy of a valid certification of financial assurance, proving they have the coverage required by this rule within thirty (30) days of receipt of this notice.



**UNDERGROUND STORAGE
TANK INSPECTION REPORT**

INDIANA DEPARTMENT OF
ENVIRONMENTAL MANAGEMENT

UST FAC ID: **10564**

Inspector's Name:	Adam James
Date:	September 15, 2025
Time In:	11:35
Time Out:	12:45
Inspection Type:	Initial

FACILITY NAME / LOCATION

FACILITY NAME Portage Bp		FACILITY ADDRESS (number and street) 6090 Central Ave			
ADDRESS (line 2)	CITY Portage	STATE IN	ZIP CODE 46268	COUNTY Porter	

UST OWNER

UST Owner Name (if in Individual Capacity) Portage BP Inc					BUSINESS ID (From the Secretary of State) 2009071300250
PREFIX	FIRST NAME Gurmeet	MI	LAST NAME Singh	SUFFIX	
TELEPHONE NUMBER (574) 276-1864		EMAIL ADDRESS gurmeetkahlon50@gmail.com			

UST OPERATOR

UST Operator Name (if in Individual Capacity) Portage BP Inc					BUSINESS ID (From the Secretary of State) 2009071300250
PREFIX	FIRST NAME Gurmeet	MI	LAST NAME Singh	SUFFIX	
TELEPHONE NUMBER (574) 276-1864		EMAIL ADDRESS gurmeetkahlon50@gmail.com			

PROPERTY OWNER

UST Property Owner Name (if in Individual Capacity) Portage BP Inc					BUSINESS ID (From the Secretary of State) 2009071300250
PREFIX	FIRST NAME Gurmeet	MI	LAST NAME Singh	SUFFIX	
TELEPHONE NUMBER (574) 276-1864		EMAIL ADDRESS gurmeetkahlon50@gmail.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 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 type="checkbox"/>	YES	<input checked="" type="checkbox"/>	NO	<input type="checkbox"/>	N/A	<input type="checkbox"/>	UNK
Confirmation of financial responsibility								
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"/>	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	<input type="checkbox"/>	UNK
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 checked="" type="checkbox"/>	YES	<input type="checkbox"/>	NO	<input type="checkbox"/>		<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"/>		<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"/>		<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) Steel STiP 3 USTs installed in September 1989

- One (1) 12K REG N (Manifolded)
- One (1) 12K REG S (Manifolded)
- One (1) 12K PREM
- Piping is FG DW and pressurized (upgraded in 2020)

RD UST = ATG

RD Piping = INT, LLD

Overfill/Spill = Spill Buckets + Auto Shutoff

ATG Certification = N

Overfill Protection Test = Y (1/3/23)

Spill bucket Test = Y (1/3/23)

Containment Sumps Test Required = Y (1/12/23)

Last known CP (Galvanic) - 1/18/2023

Last known Liner inspection - N/A

Site History:

Site is an active service station. Six (6) USTs removed in 1988 (VFC Doc# 83355502). One (1) UST was removed in 2018 (VFC Doc# 82609308). A violation letter was sent on 9/12/2022, the site has not returned to compliance. However, documents submitted in response to the violation letter were uploaded to VFC and reviewed for the new inspection.

Documentation provided at the time of the file review:

- NF 8/16/23, approved 10/26/23 (FR: Financial Test of Self Insurance)
- None

Documents already uploaded to VFC:

- Spill Bucket Test 1/3/23
- Overfill Test (All Auto) 1/3/23
- STP/UDC 1/12/23
- Corrosion Protection Testing 1/18/23

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: Monthly RD records for the USTs and partial IM RD records for the piping were collected on site. Additional compliance documentation collected on site includes Corrosion protection test, Spill bucket test, Overfill prevention test, Line leak detector & Line tightness tests, ATG/sensor test, OP certificates A, B and C and monthly and annual walkthroughs inspections. Testing was completed 08/25/2025 with passing results. No additional documentation collected on site or submitted post inspection.

- Sensors are installed in the STP sumps and UDCs and are located near the lowest point. STP sump test booting have disconnected jumpers installed to allow fluids to drain into the sump and trigger the sensor. Dispenser piping end lines are capped and jumpers are installed between the t-sections of the piping.

- Piping appears to be blue OPW.

- Auto shut-off is installed in the drop tubes as an overfill prevention method.

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

1. Minor fluids were observed in the spill buckets, sumps and UDCs. Fluids should be removed from spill buckets, sumps and UDCs along with being periodically monitored.

The following are VIOLATIONS discovered and RECORDS that need to be submitted within 30 days of receipt of this inspection report to avoid further action and achieve compliance with the state underground storage tank program:

2. Confirmation of financial responsibility was not provided.



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Eric J. Holcomb
Governor

Brian C. Rockensues
Commissioner

VIA ELECTRONIC MAIL

June 22, 2023

UST Owners,
Environmental Consultants, Contractors,
And Other Interested Parties

Re: ELTF Claim for 50% Cost Reimbursement for Decommissioning or Replacing
Qualified Underground Storage Tanks (UST)

To Whom It May Concern:

IDEM is excited to announce a new reimbursement opportunity available to Underground Storage Tank (UST) owners. On May 4, 2023, Governor Holcomb signed into law statutory revisions to Ind. Code 13-23 which authorize, among other things, reimbursement from the Excess Liability Trust Fund (ELTF) of 50% of eligible costs related to qualified UST decommissioning or replacement projects. Per new IC 13-23-9-1.7, IDEM must find that such decommissioning or replacement of an UST "is necessary ... to protect human health and the environment considering the age, obsolescence, and level of deterioration of the tank".

While each UST will be considered by IDEM on a case-by-case basis, certain characteristics may make a UST more likely to qualify for this program. Those characteristics include but are not limited to:

1. Lined Steel USTs.
2. First Generation Fiberglass Reinforced Plastic (FRP) USTs.
3. USTs over 30 Years Old.
4. USTs which have caused or are likely to cause catastrophic release and which cannot be repaired or maintained to avoid such release.

IDEM will accept ELTF eligibility applications, via a new form (attached), with backup documentation outlining the project for agency review beginning July 1, 2023. Such backup documentation must include evidence of age, obsolescence, and/or level of deterioration such that IDEM may determine whether the UST qualifies for the program. In order for costs to be eligible for reimbursement, IDEM must confirm project eligibility **prior to** the work being initiated at the site, and applicable portions of 328 IAC 1 (the ELTF rules) will apply to such work. Costs related to tank installations will not be reimbursed unless costs related to the required corresponding tank removal are submitted simultaneously therewith or have been previously submitted for reimbursement.

Examples of Allowable Costs include:

- Removal & Proper Disposal of USTs
- Proper Disposal of Contaminated Water/Sludge
- Closure Report Costs (Report must be approved)
- Installation of Replacement UST Systems to below the Shear Valve
- In-Place Closure Work Plans
- "Tank-in-a-Tank" related closures and installations
- Concrete/Asphalt Replacement

Examples of Ineligible Costs include (but are not limited to):

- Fuel Dispenser and Nozzle
- Island / Canopy
- Buildings
- Concrete/Asphalt to Expand Parking Area
- Relining Regulated Tanks
- Loan interest or late payment fees

To the extent possible and to facilitate more efficient claim review, Owners should request separate invoicing and refrain from submitting ineligible costs to the ELTF program.

Applicants to this program must be aware that this 50% reimbursement program does not allow IDEM to encumber funds for each approved project. This is not a "grant" program. The statute outlines maximum reimbursement from the Fund per fiscal year (July 1 to June 30) based on type of UST owner. Reimbursements are capped at:

- Ten million dollars for UST owners with 12 or less tanks.
- Seven million five hundred thousand dollars for UST owners with more than 12 but not more than 100 tanks.
- Two million five hundred thousand dollars for UST owners with more than 100 tanks.

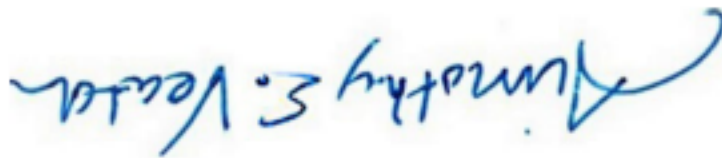
Eligible projects will be reimbursed under a first in first out (FIFO) review process, up to the maximum in each of the three categories based on claims approved for payment. Once the maximum has been reimbursed for a given fiscal year, all subsequent claims submitted in that fiscal year will have to be denied. Applicants can resubmit such claims on or after July 1 of the next fiscal year. The applicant is required to be the UST owner.

New releases discovered during decommissioning or replacement projects must be reported to the Petroleum Remediation Section (PRS). Eligible costs for over-excavation and disposal of contaminated soil should be submitted for reimbursement under an ELTF Eligible Leaking UST (LUST) Incident Number and should not be submitted as part of this 50% reimbursement program.

As part of the review process for the ELTF claim, IDEM staff may contact vendors and contractors directly to discuss submitted invoices and the work completed. It will be preferable to have one ELTF claim application for costs related to the entire project. If necessary to comply with claim submission requirements under 328 IAC 1, removal/closure costs can be submitted in one ELTF claim once the closure report is approved, and replacement/installation costs can be submitted in a second ELTF claim once the tanks are properly registered with IDEM.

IDEM is looking forward to the impact this program will have on protecting human health and the environment. We are still ironing out additional details, but if you have any additional questions, feel free to contact Bobbi Steiff at 317.234.0935 or Bsteiff@idem.in.gov.

Sincerely,



Timothy E. Veatch
Branch Chief
Petroleum Branch
Office of Land Quality
(317) 234-0980
Tveatch@idem.in.gov