



INDIANA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

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Eric J. Holcomb
Governor

Brian C. Rockensuess
Commissioner

June 28,

Mann Brothers Holdings LLC
Attn: Karamjeet S Mann, Registered Agent
901 Kossuth Street
Lafayette, IN 47905

Mann Brothers Holdings LLC
Attn: Karamjeet S Mann
Via email: zidjattdi@yahoo.com

Re: Violation Letter
Friendly Market
3607 Cheryl Ln
Lafayette, Tippecanoe County
UST Facility ID # **40079**

Dear Messrs. Mann and 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 June 17, 2024.

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.

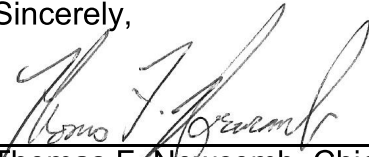
Thank you for your attention to this matter. Please submit the required documents to the UST Section via email at USTCompliance@idem.in.gov. Include in the subject line of the response the UST Facility ID # 40079.

Inspector: Tristan Voge
Phone: (317) 719-2574

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
Tristan Voge
UST Facility ID File # 40079
Veterans Petroleum Inc
Attn: Gurdev Singh, Registered Agent
901 Kossuth Street
Lafayette, IN 47905

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: Friendly Market	UST FACILITY ID: 40079
ADDRESS: 3607 Cheryl Lane, Lafayette, Tippecanoe County	INSPECTION DATE: 06/17/2024

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 is needed with the correct UST material as fiberglass double-wall in section 'Q'.

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.

§ 280.20(c)(1)(i) – Failure to have spill prevention equipment that will prevent release

Citation:

Pursuant to 40 CFR 280.20(c)(1)(i), to prevent spilling and overfilling associated with product transfer to the UST system, owners and operators must use the following spill and overfill prevention equipment:

- (i) Spill prevention equipment that will prevent release of product to the environment when the transfer hose is detached from the fill pipe (for example, a spill catchment basin).

Violation Details:

The owner and/or operator of the UST system(s) at this site are in violation of this rule because the diesel and premium spill buckets appeared to be over half filled with fluid and would not function in a spill or overfill event.

Corrective Action:

The owner and/or operator of the UST systems at this site shall, within thirty (30) days of receipt of this notice, submit documentation of clean spill buckets.

§ 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 overfill 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 a periodic spill prevention equipment test report was not provided.

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 and containment sumps. Documentation, to include photographs, inspection, repair and testing results, showing the spill prevention equipment and containment sumps are liquid tight must be submitted within forty five (45) days of the receipt of this notice.

§ 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 a periodic overfill prevention equipment test report was not provided.

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.

§ 280.40(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:

The owner and/or operator of the UST system(s) at this site are in violation of this rule because an annual ATG functionality test report was not provided.

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.

§ 280.40(a)(3)(ii) – Failure to perform annual tests of probes & sensors
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 an annual probes and sensors functionality test report was not provided.</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 and sensors 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.

§ 280.40(a)(3)(iii) – Failure to perform annual tests of ALLD
Citation:
Pursuant to 40 CFR 280.40(a)(3)(iii), 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: (iii) Automatic line leak detector: test operation to meet criteria in § 280.44(a) by simulating a leak.
Violation Details:
<i>The owner and/or operator of the UST system(s) at this site are in violation of this rule because an annual leak detector test report was not provided.</i>
Corrective Action:
The owner and/or operator of the UST systems at this site shall have the automatic line leak detectors tested for proper operation by simulating a leak within thirty (30) days of receipt of this notice and submit the results within forty five (45) days of receipt of this notice.

§ 280.245 – Failure to maintain list of designated operators and/or training records
Citation:
Pursuant to 40 CFR 280.245, owners and operators of underground storage tank systems must maintain a list of designated Class A, Class B, and Class C operators and maintain records verifying that training and retraining, as applicable, have been completed, in accordance with § 280.34.
Violation Details:
<i>The owner and/or operator of the UST system(s) at this site are in violation of this rule because A, B and C operator certificates were not provided.</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, Class B and Class C operators. Those so designated must be trained and certification of that training submitted within thirty (30) days of receipt of this notice.

§ 280.34(a)(3) – Failure to submit release report
Citation:
Pursuant to 40 CFR 280.34(a)(3), as incorporated, owners and operators must submit the following information to the implementing agency: reports of all releases including suspected releases (§ 280.50), spills and overfills (§ 280.53), and confirmed releases (§ 280.61).
Violation Details:
<i>The owner and/or operator of the UST system(s) at this site are in violation of this rule because according to the available tank release detection records the regular UST has had a FUEL ALARM since 09/2023-06/2024 and the premium/diesel from 09/2023-12/2023 and 04/2024-05/2024.</i>
Corrective Action:
The owner and operator of the UST systems at this site shall report a release within twenty four (24) hours of receipt of this notice by calling the Petroleum Remediation Section at 317-233-1519. The owner and operator shall submit documentation within fifteen (15) days detailing their investigation and clean up under 329 IAC 9-4-4.



**UNDERGROUND STORAGE
TANK INSPECTION REPORT**

INDIANA DEPARTMENT OF
ENVIRONMENTAL MANAGEMENT

UST FAC ID: **40079**

Inspector's Name:	Tristan Voge
Date:	June 17, 2024
Time In:	11:40
Time Out:	12:15
Inspection Type:	Initial

FACILITY NAME / LOCATION

FACILITY NAME Friendly Market		FACILITY ADDRESS (number and street) 3607 Cheryl Lane		
ADDRESS (line 2)	CITY Lafayette	STATE IN	ZIP CODE 47905	COUNTY Tippecanoe

UST OWNER

UST Owner Name (If in Individual Capacity) Mann Brothers Holdings LLC				BUSINESS ID (From the Secretary of State) 2014040300723
PREFIX Mr.	FIRST NAME Karamjeet	MI S	LAST NAME Mann	SUFFIX
TELEPHONE NUMBER (765) 398-1260		EMAIL ADDRESS zidjattdi@yahoo.com		

UST OPERATOR

UST Operator Name (If in Individual Capacity) Veterans Petroleum Inc				BUSINESS ID (From the Secretary of State) 201908091339420
PREFIX Mr.	FIRST NAME Gurdev	MI	LAST NAME Singh	SUFFIX
TELEPHONE NUMBER (765) 398-1260		EMAIL ADDRESS		

PROPERTY OWNER

UST Property Owner Name (If in Individual Capacity) Mann Brothers Holdings LLC				BUSINESS ID (From the Secretary of State) 2014040300723
PREFIX Mr.	FIRST NAME Karamjeet	MI S	LAST NAME Mann	SUFFIX
TELEPHONE NUMBER (765) 398-1260		EMAIL ADDRESS zidjattdi@yahoo.com		

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
An updated notification form is needed with the correct UST material and design indicated.			
O/O is in compliance with reporting & record keeping requirements	<input type="checkbox"/> YES	<input checked="" type="checkbox"/> NO	<input type="checkbox"/> UNK
The owner and/or operator did not respond to IDEM's records request dated 05/06/2024.			
O/O is in compliance with release reporting or investigation	<input type="checkbox"/> YES	<input type="checkbox"/> NO	<input checked="" type="checkbox"/> N/A
The REG UST INT sensor has had FUEL ALARM from 09/2023-06/2024.			
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 checked="" type="checkbox"/> YES	<input type="checkbox"/> NO	<input type="checkbox"/> N/A
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 type="checkbox"/> YES	<input checked="" type="checkbox"/> NO	<input type="checkbox"/> UNK
The DSL and PREM spill buckets were over half filled with fluid and would not function in a spill.			
40 CFR 280, Subpart C spill/overflow 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 type="checkbox"/> YES	<input checked="" type="checkbox"/> NO	<input type="checkbox"/> UNK
Periodic spill and overflow equipment test reports and annual walkthroughs was not provided.			
40 CFR 280, Subpart D release detection requirements met	<input type="checkbox"/> YES	<input checked="" type="checkbox"/> NO	<input type="checkbox"/> UNK
Twelve (12) months of UST INT RD, ATG/probes/sensors/LLD test reports were not provided.			
40 CFR 280, Subpart J operator training requirements met	<input type="checkbox"/> YES	<input checked="" type="checkbox"/> NO	<input type="checkbox"/> UNK
A, B and C operator certificates were not provided.			

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) actual FG DW USTs installed in July 2019 (8K split 4K/4K)
- One (1) 12K REG
- One (1) 4K PREM (T2 C1)
- One (1) 4K DSL (T2 C2)
- Piping is FG DW and pressurized

RD UST = INT, ATG

RD Piping = INT, ATG, LLD

Overfill/Spill = Spill Buckets + Auto Shutoff + UDC

ATG Certification = N

Overfill Protection Test = N

Spill bucket Test = N

Containment Sumps Test Required = N

Last known CP (Impressed/Galvanic) - N/A

Last known Liner inspection - N/A

Site History:

Site is an active service station. There is no prior UST history at this site. A violation letter was sent 9/7/21 and the site has not returned to compliance.

Contact Information

Karamjeet Mann, zidjattdi@yahoo.com

Documentation provided at the time of the file review:

- UST RD (INT) 1/23 - 3/24 (missing 7/23, fuel alarms for REG 2/23, 9/23 - 12/23, and 3/24, fuel alarms for DSL/PREM 9/23 - 12/23)
- Piping RD (INT) 1/23 - 3/24 (missing 7/23)

Inspection Notes

- The inspector called the owner at (765) 398-1260 and spoke with the owner about the failed fuel alarms and indicated that the alarms need to be addressed accordingly. The owner indicated he would provide answers "In a few hours". The inspector has not received any documentation as of 06/19/2024 at 9:30 A.M.

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:

- Twelve (12) months of piping INT RD and monthly walkthroughs collected from the binder on site. No other documentation was collected or provided on site.
- REG STP containment sump contained fluid that should be cleaned out and monitored as needed.

The following are 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:

1. An updated notification form is needed with the correct UST material and design indicated.
2. The diesel and premium spill buckets appeared to be over half filled with fluid and would not function in a spill or overfill event.
3. A periodic spill prevention equipment test report was not provided.
4. A periodic overfill prevention equipment test report was not provided.
5. An annual ATG functionality test report was not provided.
6. An annual probes and sensors functionality test report was not provided.
7. An annual leak detector test report was not provided.
8. A, B and C operator certificates were not provided.
9. According to the available tank release detection records the regular UST has had a FUEL ALARM since 09/2023-06/2024 and the premium/DSL from 09/2023-12/2023 and 04/2024-05/2024. A suspected release was not submitted for the USTs.

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:

- Updated notification form
- Documentation of suspected release/repair to release detection
- Tank tightness test report for the 2019 USTs with fuel alarm
- Documentation of clean spill buckets
- Periodic spill prevention equipment test report
- Periodic overfill prevention equipment test report
- Annual ATG functionality test report
- Annual probes and sensors functionality test report
- Annual leak detector test report
- A, B and C operator certificates