



## INDIANA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

*We Protect Hoosiers and Our Environment.*

100 N. Senate Avenue • Indianapolis, IN 46204  
(800) 451-6027 • (317) 232-8603 • [www.idem.IN.gov](http://www.idem.IN.gov)

**Eric J. Holcomb**  
Governor

**Brian C. Rockensuess**  
Commissioner

July 2, 2024

### 60-02L

Aman & Baghel Petroleum Inc  
104 E State St  
Ashley, IN 46705

### Re: **Second Request for Owners to Perform ERC Self-Audit**

Ashley Deli  
101 S Grand Ave  
Ashley, Dekalb County  
Site #/Facility ID#: 16786

Dear Property Owner:

On March 4, 2024, the Indiana Department of Environmental Management (IDEM) sent an Institutional Controls Self Audit Checklist, State Form 55715, to ensure compliance with the Environmental Restrictive Covenant (ERC) recorded on the property deed for the above referenced property. As of the date of this correspondence, IDEM has yet to receive a response to this request.

As a reminder, please find enclosed the State Form 55715 Self-Audit form. Please complete and return this document within the next fourteen (14) business days. Failure to respond to this request may result in a site inspection by IDEM to determine the owner's compliance with the terms and restrictions of the ERC. A copy of this letter is being included in the site file.

Please fill out the enclosed Self-Audit Checklist and return to IDEM within 14 days of the date of this letter, via email to [ICselfaudits@idem.IN.gov](mailto:ICselfaudits@idem.IN.gov). Alternatively, a blank copy of the Self-Audit Checklist is available on IDEM's Agency Forms website at <https://www.in.gov/idem/forms/idem-agency-forms/>, and can be submitted electronically.

If you do not have access to a computer with Internet access and have an email account, please mail your response to my attention at:

Institutional Controls Group  
100 N. Senate Ave., IGCN N1101  
Indianapolis, IN 46204



Visit [on.IN.gov/survey](https://on.IN.gov/survey) or scan the QR code to provide feedback.

*We appreciate your input!*



If the restrictions and obligations described in an ERC are not complied with, IDEM may seek enforcement by referring the matter to the Office of the Indiana Attorney General and filing a civil action in court. If you have any questions regarding this letter, please contact me at 317-234-2485 or email [nwheeler@idem.in.gov](mailto:nwheeler@idem.in.gov).

Sincerely,

A handwritten signature in black ink that reads "Nicole Wheeler". The signature is written in a cursive style with a large initial "N".

Nicole Wheeler  
Program Director  
Institutional Controls Group  
Remediation Services Branch  
Office of Land Quality

Enclosure

ec: IDEM File for Site #/Facility ID#16786



**INSTITUTIONAL CONTROLS  
SELF AUDIT CHECKLIST**

State Form 55715 (R / 3-21)  
Indiana Department of Environmental Management

**INDIANA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT**

Office of Land Quality Remediation  
Services Branch ATTN: Institutional  
Controls Group  
100 North Senate Avenue, Room 1101  
Indianapolis, IN 46204-2251  
[ICselfaudits@idem.IN.gov](mailto:ICselfaudits@idem.IN.gov)

*INSTRUCTIONS: When completing this checklist refer to the Environmental Restrictive Covenant (ERC) for property and restriction information. Please include current Property Owner information, which may be different than the Property Owner listed in the ERC. The Property Owner (Auditor) completing this form may be the Property Owner or any individual authorized by the Property Owner to act as their delegate or agent. Please answer each question or indicate if it is not applicable.*

<b>SECTION I. PROPERTY INFORMATION</b>		
<b>Site Name:</b> Ashley Deli	<b>County:</b> DeKalb	
<b>Site Number/Facility ID:</b> 16786	<b>Agency Interest (AI) ID:</b> 6160	
<b>Property Address (number and street):</b> 101 S Grand Ave		
<b>City:</b> Ashley	<b>State:</b> IN	<b>Zip/Postal Code:</b> 46705
<b>Property Owner:</b> Aman & Baghel Petroleum Inc		
<b>Owner Address (number and street):</b> 104 E State St		
<b>City:</b> Ashley	<b>State:</b> IN	<b>Zip/Postal Code:</b> 46705
<b>Owner Phone Number:</b>	<b>Owner E-mail Address:</b>	
<b>SECTION II. CURRENT PROPERTY DESCRIPTION</b>		
Has the Property Owner changed since the ERC was recorded?		
<input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> N/A		
Is the Property being leased?		
<input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> N/A		
<i>If yes, the lessee is:</i>		
Since the ERC was recorded, has the Property, or portions of the Property, been used for day care, school or other uses where children are present on the Property for extended periods of time?		
<input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> N/A		
Since the ERC was recorded, has any construction taken place on the Property?		
<input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> N/A		
<i>If yes, describe any improvements, including new structures, made to the Property since the ERC was recorded:</i>		
Since the ERC was recorded, are there any newly occupied buildings on the Property?		
<input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> N/A		
<b>SECTION III. ERC &amp; LAND USE RESTRICTION INFORMATION</b>		
<b>Date ERC recorded (month, day, year):</b> 3/10/2011	<b>Instrument Number:</b> 201101369	<b>VFC Number:</b> 63698008  <i>To view the ERC in its entirety, visit IDEM's Virtual File Cabinet at <a href="https://vfc.idem.in.gov">https://vfc.idem.in.gov</a>.</i>
<i>Please review the restrictions and obligations that are outlined in the RESTRICTIONS section of the ERC and ensure that they match with the following restrictions that IDEM has on file: <b>Ground Water Use Restriction; Residential Use Restriction</b></i>		
<i>*Please specify any discrepancies and use the check boxes below to assist IDEM in updating our records.</i>		
<b>Land Use Restrictions (Check all that apply):</b>		<b>Engineering Controls (Check all that apply):</b>
<input type="checkbox"/> Residential Use	<input type="checkbox"/> Groundwater Use	<input type="checkbox"/> Soil/Vegetative Cap
<input type="checkbox"/> Excavation Notice Required	<input type="checkbox"/> Agricultural Use	<input type="checkbox"/> Paved/Concrete Cap
		<input type="checkbox"/> Impervious Cap
		<input type="checkbox"/> Liner System

