



INDIANA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

We Protect Hoosiers and Our Environment.

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(800) 451-6027 • (317) 232-8603 • www.idem.IN.gov

Eric J. Holcomb
Governor

Bruno L. Pigott
Commissioner

January 5, 2022

Saini Properties Inc
Attn: Gurinder Singh Saini, Registered Agent
6703 Colville Pl
Indianapolis, IN 46236

Gurpam Petroleum Inc.
Attn: Gurinder Saini, Registered Agent
11019 Pendleton Pike
Indianapolis, IN 46236

Re: Violation Letter
Gurpam Petroleum
11019 Pendleton Pike
Indianapolis, Marion County
UST Facility ID # **22878**

Dear Mr. Saini:

An inspector from the Indiana Department of Environmental Management (IDEM), Underground Storage Tank (UST) Section, conducted an inspection of the site referenced above on November 23, 2021.

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.

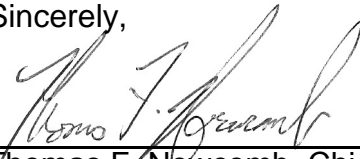
Thank you for your attention to this matter. Please submit the required documents to the UST Section via email at USTCompliance@idem.in.gov. Include in the subject line of the response the UST Facility ID # **22878**.

Inspector: Brandon Davis
Phone: (317) 464-7666

Direct any questions regarding the inspection to:

Compliance Manager: Loic Maniet
Phone: (317) 232-3592

Sincerely,



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

cc: Loic Maniet
Brandon Davis
UST Facility ID File # 22878
Gurpam Petroleum Inc
Attn: Gurinder Saini
Via email: indymartg@hotmail.com

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: Gurpam Petroleum	UST FACILITY ID: 22878
ADDRESS: 11019 Pendleton Pike Indianapolis, IN 46236 - Marion County	INSPECTION DATE: 11/23/2021

VIOLATIONS NOTED IN THIS INSPECTION

IC 13-23-12-1 Failure to Pay UST Fees

Citation:

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.

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.

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.

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.

Violation Details:

The owner and/or operator of the UST systems at this site are in violation of this rule because UST fees from 2015 are overdue.

Corrective Action:

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.

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:
<i>The owner and/or operator of the UST system(s) at this site are in violation of this rule because an up to date Notification Form (45223) needs to be submitted detailing the correct property owner for the facility.</i>
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.

§ 280.35(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:
<i>The owner and/or operator of the UST system(s) at this site are in violation of this rule because the results that were provided from testing that occurred on 11/12/2021 show a failing result for the Premium UST's Flapper Valve.</i>
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:
<i>The owner and/or operator of the UST system(s) at this site are in violation of this rule because the results that were provided from testing that occurred on 11/12/2021 show a failing result for the Premium UST.</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.

§ 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 the results that were provided from testing that occurred on 11/12/2021 show a failing result for the probe within the Premium UST.</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.



UNDERGROUND STORAGE TANK INSPECTION REPORT

INDIANA DEPARTMENT OF
ENVIRONMENTAL MANAGEMENT

UST FAC ID: **22878**

Inspector's Name:	Brandon Davis
Date:	November 23, 2021
Time In:	11:33
Time Out:	01:02
Inspection Type:	Initial

FACILITY NAME / LOCATION					
FACILITY NAME Gurpam Petroleum			FACILITY ADDRESS (number and street) 11019 Pendleton Pike		
ADDRESS (line 2)		CITY Indianapolis	STATE IN	ZIP CODE 46236	COUNTY Marion
UST OWNER					
UST Owner Name (If in Individual Capacity) Gurpam Petroleum Inc				BUSINESS ID (From the Secretary of State) 2015012900635	
PREFIX Mr	FIRST NAME Gurinder	MI	LAST NAME Singh Saini		SUFFIX
TELEPHONE NUMBER (317) 666-0574		EMAIL ADDRESS indymartg@hotmail.com			
UST OPERATOR					
UST Operator Name (If in Individual Capacity) Gurpam Petroleum				BUSINESS ID (From the Secretary of State) 2015012900635	
PREFIX Mr	FIRST NAME Gurinder	MI	LAST NAME Singh Saini		SUFFIX
TELEPHONE NUMBER (317) 666-0574		EMAIL ADDRESS indymartg@hotmail.com			
PROPERTY OWNER					
UST Property Owner Name (If in Individual Capacity) Saini Properties				BUSINESS ID (From the Secretary of State) 2015031000037	
PREFIX Mr	FIRST NAME Gurinder	MI	LAST NAME Singh Saini		SUFFIX
TELEPHONE NUMBER (317) 666-0574		EMAIL ADDRESS indymartg@hotmail.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 up to date Notification Form (45223) needs to be submitted detailing correct property owner for this facility. 2015 UST Fees are overdue.					
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 checked="" type="checkbox"/> YES	<input type="checkbox"/> NO	<input type="checkbox"/> N/A
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 type="checkbox"/> YES	<input checked="" type="checkbox"/> NO	<input type="checkbox"/> UNK
Periodic testing performed on 11/12/2021 show FAIL for Premium Overfill equipment.					
40 CFR 280, Subpart D release detection requirements met			<input type="checkbox"/> YES	<input checked="" type="checkbox"/> NO	<input type="checkbox"/> UNK
The ATG testing performed on 11/12/2021 show Fail result for Premium probe.					
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:

- Two (2) FG SW USTs installed in October 1996
- One (1) 12K PREM GSL
- One (1) 15K REG GSL

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 25 years old and the owner should start planning on removing or replacing them soon.

- Piping is Enviroflex and pressurized

RD UST = ATG

RD Piping = LLD, LTT, ATG

Overfill/Spill = Spill Buckets + Auto Shutoff (consistent)

ATG Certification = Y (11/12/2021) - PREM fail (could not remove probe)

Overfill Protection Test = Y (11/12/2021) - PREM Fail for 95%

Spill bucket Test = Y (11/12/2021)

Containment Sumps Test (not required) = N

Saini Properties Inc purchased the property on April 26, 2017. Need updated Notification Form.

Check for merchant certificate to see if operator has changed

Enviroflex listed on 2006 inspection showing signs of discoloration / 2015 NF list APT

Site History:

Site is an active service station. There is no prior UST history at this site. The original Notification Form is not on file. The install date listed in 2008 could be confirmed by the property card showing that the site was built in 1996.

Contact Information

Gurinder Singh indymartg@hotmail.com

Documentation Provided

- (NF ownership information not update following purchase of site)
- Certificate of Financial Responsibility (Policy 11/2021 to 11/2022)
- Operator Certificates A, B, C
- Release Detection Records (REG, PREM) 12/2020 to 11/2021 - Volumes appear correct
- Line and Leak Detector test (REG, PREM) 11/12/2021
- Spill bucket test (REG, PREM) 11/12/2021
- Overfill Test (REG, PREM) 11/12/2021 - Fail PREM for not at 95%
- ATG/Probes test (REG, PREM) 11/12/2021 - PREM not tested (seized)
- Monthly Walkthrough 7/2021 to 11/2021

Inspector Notes:

- Enviro-Flex piping still installed at facility. All piping that can be seen is discolored and is showing signs of deterioration. This piping should be closely monitored and replaced as needed.

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

- Enviro-Flex piping is showing signs of discoloration and deterioration.
- There was a small amount of fluid within the RUL tank's spill bucket.
- There was a small amount of fluid and debris within the UDC of dispenser [1/2].
- There was debris within the UDCs of dispensers [3/4]; [5/6]; [7/8] and [9/10].

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 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. 2015 UST Fees are overdue.
2. An up to date Notification Form (45223) needs to be submitted to IDEM detailing the correct Property Owner for this facility.
3. The testing documents that were provided from testing that occurred on 11/12/2021 show a failing result for the Premium UST's Flapper Valve. The UST owner should contract with a certified contractor to repair / replace the Premium Flapper Valve and retest this equipment. All repair and testing documentation should be provided to IDEM.
4. The testing documents that were provided from testing that occurred on 11/12/2021 show a failing result for the Premium UST probe / sensor. The UST owner should contract with a certified contractor to repair / replace the probe within the Premium UST and retest the functionality of the ATG and associated probe / sensor. All repair and testing documentation should be provided to IDEM.