



## INDIANA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

*We Protect Hoosiers and Our Environment.*

100 N. Senate Avenue • Indianapolis, IN 46204

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Eric J. Holcomb  
Governor

Brian C. Rockensuess  
Commissioner

September 23, 2022

Casey's Marketing Company  
c/o CT Corporation System  
334 N Senate Ave  
Indianapolis, IN 46204

Casey's Marketing Company  
Attn: Julie Pinegar  
Via email: [julie.pinegar@caseys.com](mailto:julie.pinegar@caseys.com)

Re: Violation Letter  
Caseys General Store 3065  
704 E Jefferson St  
Tipton, Tipton County  
UST Facility ID # **25262**

Dear Ms. Pinegar:

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 7, 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 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.

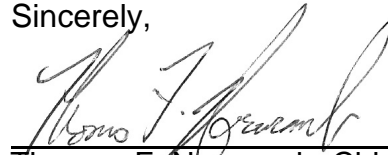
Thank you for your attention to this matter. Please submit the required documents to the UST Section via email at [USTCompliance@idem.in.gov](mailto:USTCompliance@idem.in.gov). Include in the subject line of the response the UST Facility ID # **25262**.

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

Direct any questions regarding the inspection to:

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

Sincerely,

A handwritten signature in black ink, appearing to read "Thomas F. Newcomb", is written over a horizontal line.

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

cc: Loic Maniet  
Matthew James  
UST Facility ID File # 25262

## 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: Casey's 3065	UST FACILITY ID: 25262
ADDRESS: 704 E Jefferson St Tipton, IN 46072	INSPECTION DATE: 9/7/2022

## 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 is needed. The previous submittal was rejected. The form needs to include the correct release detection method for the USTs and overfill protection devices.*

#### 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.

**§ 280.43(g) – Failure to perform Interstitial Monitoring to standard**

**Citation:**

Pursuant to 40 CFR 280.43(g), interstitial monitoring between the UST system and a secondary barrier immediately around or beneath it may be used, but only if the system is designed, constructed, and installed to detect a leak from any portion of the tank that routinely contains product and also meets one of the following requirements:

- (1) For double walled UST systems, the sampling or testing method can detect a leak through the inner wall in any portion of the tank that routinely contains product;
- (2) For UST systems with a secondary barrier within the excavation zone, the sampling or testing method used can detect a leak between the UST system and the secondary barrier.

**Violation Details:**

*The owner and/or operator of the UST system(s) at this site are in violation of this rule because the testing boots in the STPs were tight and still had Schrader valves which would present the liquid within the interstitial space from draining into the STPs and triggering the sensors as designed.*

**Corrective Action:**

The owner and/or operator of the UST systems at this site shall have the IM testing booting inspected and modified so it meets performance standards within thirty (30) days of receipt of this notice and submit the results within forty five (45) days of receipt of this notice.

**§ 280.20(c)(1)(ii) – Failure to have overfill prevention equipment installed or installed properly**

**Citation:**

Pursuant to 40 CFR 280.20(c)(1)(ii), 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:

(ii) Overfill prevention equipment that will:

(A) Automatically shut off flow into the tank when the tank is no more than 95 percent full; or

(B) Alert the transfer operator when the tank is no more than 90 percent full by restricting the flow into the tank or triggering a high-level alarm; or

(C) Restrict flow 30 minutes prior to overfilling, alert the transfer operator with a high level alarm one minute before overfilling, or automatically shut off flow into the tank so that none of the fittings located on top of the tank are exposed to product due to overfilling.

**Violation Details:**

*The owner and/or operator of the UST system(s) at this site are in violation of this rule because, based on testing documentation, all ball float failed the test but no repair/retest documentation was provided. If the ball float cannot be repaired, it cannot be replaced and another form of overfill protection will be required. Please note that, if Auto Shutoff devices were to be installed, the ball float would need to be removed or the Auto Shutoff adjusted below 90%.*

**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 install or replace absent or substandard overfill prevention equipment that will operate as required. The UST owner and/or operator must submit proof that the overfill prevention equipment has been installed properly to the 90% or 95% fill level as required by the type of equipment within forty five (45) days of receipt of this notice. In the case where an owner has changed the overfill prevention equipment from a flow restrictor (ball float) to an auto-shutoff device, the owner must document the entire flow restrictor has been removed or that the automatic shut off device is installed at 90% or lower.

§ 280.36(a)(1)(i) – Failure to perform 30 day walkthrough inspections
Citation:
Pursuant to 40 CFR 280.36(a)(1)(i), to properly operate and maintain UST systems, not later than June 28, 2021, owners and operators must conduct a walkthrough inspection every 30 days that, at a minimum, checks spill prevention equipment and release detection equipment (Exception: spill prevention equipment at UST systems receiving deliveries at intervals greater than every 30 days may be checked prior to each delivery).
Violation Details:
<i>The owner and/or operator of the UST system(s) at this site are in violation of this rule because 30 day walk through documentation is needed.</i>
Corrective Action:
The owner and/or operator of the UST systems at this site shall, within seven (7) days of receipt of this notice, perform the 30 day walkthrough inspection for all UST systems at the site in accordance with a standard of practice referenced in the rule. Documentation, to include photographs, inspection forms, repair documents, and waste disposal records, showing the walkthrough inspection has been completed must be submitted within forty five (45) days of the receipt of this notice.

§ 280.36(a)(1)(ii) – Failure to perform annual walkthrough inspections
Citation:
Pursuant to 40 CFR 280.36(a)(1)(ii), to properly operate and maintain UST systems, not later than June 28, 2021 owners and operators must conduct a walkthrough inspection annually that, at a minimum, checks containment sumps and hand held release detection equipment.
Violation Details:
<i>The owner and/or operator of the UST system(s) at this site are in violation of this rule because annual walk through documentation is needed.</i>
Corrective Action:
The owner and/or operator of the UST systems at this site shall, within seven (7) days of receipt of this notice, perform the annual walkthrough inspection for all UST systems at the site in accordance with a standard of practice referenced in the rule. Documentation, to include photographs, inspection forms, repair documents, and waste disposal records, showing the walkthrough inspection has been completed must be submitted within forty five (45) days of the receipt of this notice.

<b>§ 280.245 – Failure to maintain list of designated operators and/or training records</b>
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 the operator certificate A/B (Pass) was expired and an updated certificate was 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.



# UNDERGROUND STORAGE TANK INSPECTION REPORT

INDIANA DEPARTMENT OF  
ENVIRONMENTAL MANAGEMENT

UST FAC ID: **25262**

Inspector's Name:	Matthew James
Date:	September 7, 2022
Time In:	10:30
Time Out:	11:30
Inspection Type:	Initial

FACILITY NAME / LOCATION					
FACILITY NAME Caseys General Store 3065			FACILITY ADDRESS (number and street) 704 E Jefferson St		
ADDRESS (line 2)		CITY Tipton	STATE IN	ZIP CODE 46072	COUNTY Tipton
UST OWNER					
UST Owner Name (Business Name as registered with the Secretary of State) Casey's Marketing Company				BUSINESS ID (From the Secretary of State) 2004042300016	
PREFIX Ms	FIRST NAME Jill	MI	LAST NAME Reams-Widder		SUFFIX
TELEPHONE NUMBER (515) 965-6238		EMAIL ADDRESS jill.reams-widder@caseys.com			
UST OPERATOR					
UST Operator Name (Business Name as registered with the Secretary of State) Casey's Marketing Company				BUSINESS ID (From the Secretary of State) 2004042300016	
PREFIX Ms	FIRST NAME Jill	MI	LAST NAME Reams-Widder		SUFFIX
TELEPHONE NUMBER (515) 965-6238		EMAIL ADDRESS jill.reams-widder@caseys.com			
PROPERTY OWNER					
UST Property Owner Name (Business Name as registered with the Secretary of State) Casey's Marketing Company				BUSINESS ID (From the Secretary of State) 2004042300016	
PREFIX Ms	FIRST NAME Jill	MI	LAST NAME Reams-Widder		SUFFIX
TELEPHONE NUMBER (515) 965-6238		EMAIL ADDRESS jill.reams-widder@caseys.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
Updated notification form is needed.					
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 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 type="checkbox"/> YES	<input checked="" type="checkbox"/> NO	<input type="checkbox"/> N/A
All ball float failed (no other overfill present)					
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
Need repair and retest (Ball Float)					
40 CFR 280, Subpart D release detection requirements met			<input type="checkbox"/> YES	<input checked="" type="checkbox"/> NO	<input type="checkbox"/> UNK
IM for piping is not being completed to standard.					
40 CFR 280, Subpart J operator training requirements met			<input type="checkbox"/> YES	<input checked="" type="checkbox"/> NO	<input type="checkbox"/> UNK
Operator A/B (Pass) expired					



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 December 2011 (one 20K split 12/8)
- One (1) 20K REG GSL
- One (1) 12K PREM GSL (T2 C1)
- One (1) 8K DSL (T2 C2)
- Piping is FG DW and pressurized

RD UST = ATG + INT (not noted in NF)

RD Piping = LLD, ATG, INT

Overfill/Spill = Spill Buckets + Auto Shutoff (not present based on testing doc) + Ball Float (based on testing doc) + UDC

ATG Certification = Y (9/30/2021)

Overfill Protection Test = Y (9/30/2021) - All BF failed, no Auto Shutoff

Spill bucket Test = Y (9/30/2021)

Containment Sumps Test (required) = Y (11/18/2021) - Fail UDC 1/2, retest 2/11/2022

**Site History:**

Site is an active service station. There is no prior UST at this site.

**Contact Information**

Julie Pinegar julie.pinegar@caseys.com

**Documentation provided at the time of the file review:**

- (NF 12/19/2019, Rejected 1/7/2020 - missing INT for USTs, incorrect overfill information)
- Certificate of Financial Responsibility (self insurance 8/30/2021 to 8/30/2022)
- Operator Certificates A, B, and C
- Release Detection Records CSLD (REG, PREM, DSL) 7/2021 to 7/2022
- Release Detection Records ELLD 0.2 (REG W, REG E, PREM, DSL) 7/2021 to 7/2022 - two LLD for REG
- Release Detection Records INT Sensors (REG, PREM/DSL) 7/2021 to 7/2022
- Release Detection STP Sensors (REG W, REG E, PREM, DSL) 7/2021 to 7/2022 - REG has two independent pumps
- Release Detection Sensors UDC (Disp 1 to 12) 7/2021 to 7/2022
- Leak detector test (REG, REG, PREM, DSL) 9/30/2021
- ATG/Sensors certification 9/30/2021
- Spill bucket testing (REG, PREM, DSL) 9/30/2021
- STP visual inspection (REG, REG, PREM, DSL) 9/30/2021
- UDC visual inspection (Disp 1 to 12) 9/30/2021 - Fail UDC 7/8 (not dry)
- STP testing (REG, REG, PREM, DSL) 11/18/2021
- UDC testing (disp 1 to 12) 11/18/2021 - Fail UDC 1/2 (dropped 9")
- UDC testing (1/2) 2/11/2022 - passing but not same starting water level as prior test by 5"
- Overfill test (REG, PREM, DSL) 9/30/2021 - all ball float fail (no Auto Shutoff present)

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:

- All ball float failed the test and no repair/retest was provided. (Please note that if the ball float cannot be repaired, they cannot be replaced with new ball float. Another form of overfill protection would be required)
- Interstitial monitoring is not performed to standard. The testing boots in the STPs were tight and still had schrader valves which would present the liquid within the interstitial space from draining into the STPs and triggering the sensors as designed.
- Monthly walkthrough were not provided
- Annual walkthrough was not provided
- Operator A/B (Pass) is expired

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 (NF 12/19/2019, Rejected 1/7/2020 - missing INT for USTs, incorrect overfill information)
- Repair/Retest overfill (all BF failed) - If owner installs Auto, will need to remove BF or adjust
- Updated Operator (A/B)
- Annual walkthrough
- monthly walkthrough