

Division of Waste Management
UST Section
Civil Penalty Assessments

2021

<u>January</u>	<u>February</u>	<u>March</u>	<u>April</u>
<u>May</u>	<u>June</u>	<u>July</u>	<u>August</u>
<u>September</u>	<u>October</u>	<u>November</u>	<u>December</u>

**Division of Waste Management
UST Section
Civil Penalty Assessments
January 2021**

Responsible Party	Facility Name	Violation(s)	Penalty Amount	Date Assessed
Jaydev Corporation 217 Cole Valley Dr. Cary, NC	Variety Pic Up 10 2309 Simpkins Rd. Raleigh, NC Wake Co.	Violation of 15A NCAC 2N .0405 and .0406 by failing to test overfill control equipment operability triennially for three UST systems; violation of 15A NCAC 2N .0405 and .0406 by failing to conduct tightness tests for three spill containment buckets triennially and violation of 15A NCAC 2N .0405 and .0501 by failing to check leak detection equipment operability annually for three UST systems.	\$7,115.56	01/26/2021
Daham Properties, LLC 2845 US 21 Hwy Hamptonville, NC	Hamptonville BP 2845 US 21 Hwy Hamptonville, NC Yadkin Co.	Violation of 15A NCAC 2N .0402 by failing to conduct 60-day cathodic protection checks for four UST systems; violation of 15A NCAC 2N .0407 by failing to conduct operation and maintenance periodic walkthrough inspections for three UST systems; violation of 15A NCAC 2N .0501 by failing to check the operability of leak detection equipment annually for three UST systems and violation of 15A NCAC 2N .0801 by failing to secure and maintain one UST system in temporary closure.	\$9,496.06	01/26/2021

**Division of Waste Management
UST Section
Civil Penalty Assessments
February 2021**

Responsible Party	Facility Name	Violation(s)	Penalty Amount	Date Assessed
Ganesh Properties, Inc. 1020 E. Church St. Cherryville, NC	B & J Run In 1251 Norwood Dr. S.W. Lenoir, NC Caldwell Co.	Violation of 15A NCAC 2N .0402 by failing to operate and maintain a cathodic protection system for four UST systems and violation of 15A NCAC 2N .0801 by failing to permanently close four substandard UST systems.	\$10,369.48	02/09/2021
GYSY, LLC 1830 N. Aspen St. Lincolnton, NC	Cardinal Quickstop 1830 N. Aspen St. Lincolnton, NC Lincoln Co.	Violation of 15A NCAC 2N .0502 and .0901 by failing to comply with leak detection monitoring requirements for four USTs and UST system components.	\$2,651.28	02/09/2021
M & R Brown Properties, Inc. 1027 Forsyth Line Rd. Rural Hall, NC	Cross Roads One Stop 6438 NC Hwy 66 S. King, NC Stokes Co.	Violation of 15A NCAC 2N .0502 by failing to meet leak detection requirements for for one suction piping system.	\$3,859.22	02/09/2021
Anil S. Patel 1210 E. Main Ave. Lincolnton, NC	Tobacco Outlet 1210 E. Main Ave. Lincolnton, NC Lincoln Co.	Violation of 15A NCAC 2N .0402 and .0405 by failing to evaluate a corrosion protection system for metal piping components and ancillary equipment associated with two UST systems every three years, violation of 15A NCAC 2N .0402 and .0405 by failing to inspect an impressed current corrosion protection system for metal piping components and ancillary equipment associated with two UST systems every 60 days and violation of NCGS 143-215.94NN-SS by failing to provide a trained primary operator for five UST systems.	\$11,144.06	02/23/2021
Gas Town, Incorporated 8482 Linville Rd. Oak Ridge, NC	Cross Roads One Stop 6438 NC Hwy 66 S. King, NC Stokes Co.	Violation of NCGS 143-215.94U by placing petroleum product into unpermitted UST systems.	\$8,139.64	02/23/2021

**Division of Waste Management
UST Section
Civil Penalty Assessments
February 2021 (cont'd)**

Arturo S. Torres Maria E. Torres 31 Winding Oak Dr. Arden, NC	Former Mahadev Foods Mart Inc 22 Airport Rd. Arden, NC Buncombe Co.	Violation of 15A NCAC 2N .0302 by failing to provide corrosion protection for four UST systems and violation of 15A NCAC 2N .0801 by failing to permanently close four substandard UST systems.	\$9,856.94	02/23/2021
--	--	---	------------	------------

**Division of Waste Management
UST Section
Civil Penalty Assessments
March 2021**

Responsible Party	Facility Name	Violation(s)	Penalty Amount	Date Assessed
Ashkar1 Corporation 3085 Lancaster Hwy Richburg, SC	Friendship Foodmart 3819 Tryon Courthouse Rd. Cherryville, NC Gaston Co.	Violation of 15A NCAC 2N .0801 by failing to permanently close two substandard UST systems.	\$9,043.54	03/08/2021
Dustin Venice Smithers 2304 Dallas Cherryville Hwy Dallas, NC	Mountain Village Pantry 2302 Dallas Cherryville Hwy Dallas, NC Gaston Co.	Violation of 15A NCAC 2N .0801 by failing to permanently close three substandard UST systems.	\$8,538.34	03/08/2021
Barry Jackson Taylor 1035 Callie Ln. East Bend, NC	East Bend Service Center 9213 NC 67 Hwy East Bend, NC Yadkin Co.	Violation of 15A NCAC 2N .0303 by failing to update registration information for four UST systems and violation of 15A NCAC 2N .0801 by failing to permanently close four substandard UST systems.	\$10,289.36	03/08/2021
Hanshali Investments, Inc. 917 Sunset Ave. Rocky Mount, NC	Express Food Mart 518 E. Elm St. Goldsboro, NC Wayne Co.	Violation of 15A NCAC 2N .0405 and .0406 by failing to conduct overfill equipment operability checks triennially for two UST systems and violation of NCGS 143-215.94NN-SS by failing to provide a trained primary operator for four UST systems.	\$5,932.86	03/24/3021

**Division of Waste Management
UST Section
Civil Penalty Assessments
April 2021**

Responsible Party	Facility Name	Violation(s)	Penalty Amount	Date Assessed
Maneklal S. & Anandiben M. Patel 164 Umiya Nager Cir 3 Macon, GA 31206	Lick Fork Express 1012 N. Mountain St. Cherryville, NC Gaston Co.	Violation of 15A NCAC 2N .0301 by failing to provide corrosion protection for flexible connectors and other metal piping components for one UST system, violation of 15A NCAC 2N .0801 by failing to secure and maintain three UST systems in temporary closure and violation of NCGS 143-215.94NN-SS by failing to provide a trained primary operator for three UST systems.	\$10,244.32	04/30/2021
Barakat Rentals, LLC 117 Beckford Rd. Cary, NC 27518	Stop N Go 2121 Garner Rd. Raleigh, NC Wake Co.	Violation of 15A NCAC 2N .0302 by failing to provide spill prevention for two UST systems; violation of 15A NCAC 2N .0603 by failing to investigate suspected releases for two spill containment buckets and violation of NCGS 143-215.94NN-SS by failing to retrain a primary operator after violations were found during an inspection.	\$7,513.68	04/30/2021
Sessoms Properties, Inc. 319 Devane St. Fayetteville, NC	Kwik-Shop 12 3545 US Hwy 1 Vass, NC Moore Co.	Violation of 15A NCAC 2L .0405 by failing to submit a Limited Site Assessment Report.	\$6,711.78	04/28/2021

**Division of Waste Management
UST Section
Civil Penalty Assessments
May 2021**

No penalties were assessed in May 2021

**Division of Waste Management
UST Section
Civil Penalty Assessments
June 2021**

Responsible Party	Facility Name	Violation(s)	Penalty Amount	Date Assessed
C. Glenn King 5794 Brooks Farm Rd. Grifton, NC	King Mart 4537 Hwy 11 N. Grifton, NC Lenoir Co.	Violation of 15A NCAC 2N .0801 by failing to permanently close two substandard UST systems.	\$10,560.80	06/14/2021
Hardin's Septic Tank Service, Inc. 8655 Old Red Springs Rd. Red Springs, NC	Hardin's Septic Service 8655 Old Red Springs Rd. Red Springs, NC Robeson Co.	Violation of 15 NCAC 2L .0405 by failing to submit a Limited Site Assessment report.	\$4,734.38	06/21/2021

**Division of Waste Management
UST Section
Civil Penalty Assessments
July 2021**

No penalties were assessed in July 2021

**Division of Waste Management
UST Section
Civil Penalty Assessments
August 2021**

Responsible Party	Facility Name	Violation(s)	Penalty Amount	Date Assessed
Maliks International, Inc. 400 Dixon School Rd. Kings Mountain, NC	Kings Mountain Truck Plaza 400 Dixon School Rd. Kings Mountain, NC Cleveland Co.	Violation of 15A NCAC 2N .0406 by failing to check the operability of overfill prevention equipment triennially for four UST systems; violation of 15A NCAC 2N .0406 by failing to tightness test spill containment buckets triennially for four UST systems and violation of 15A NCAC 2N .0501 by failing to check the operability of leak detection equipment annually for four UST systems.	\$3,849.20	08/27/2021
Samuel E. & Jimmie P. Lynch 19488 Hwy 48 Enfield, NC	J P Lynch Grocery 19488 Hwy 48 Enfield, NC Halifax Co.	Violation of 15A NCAC 2N .0301 by failing to provide spill prevention for four UST systems; violation of 15A NCAC 2N .0406 by failing to check overfill control equipment operability triennially for four UST systems; violation of 15A NCAC 2N .0406 by failing to tightness test spill containment buckets triennially for four UST systems; violation of 15A NCAC 2N .0407 by failing to comply with requirements for periodic operation and maintenance walkthrough inspections for four UST systems; violation of 15A NCAC 2N .0501 by failing to check the operability of leak detection equipment annually for four UST systems; violation of 15A NCAC 2N .0502 and .0506 by failing to comply with leak detection requirements for four UST systems; violation of 15A NCAC 2N .0603 by failing to investigate suspected releases after leak detection monitoring equipment indicated that releases may have occurred for three UST systems and violation of NCGS 143-215.94NN-SS by failing to retrain a primary operator for four UST systems.	\$15,985.02	08/17/2021

**Division of Waste Management
UST Section
Civil Penalty Assessments
September 2021**

Responsible Party	Facility Name	Violation(s)	Penalty Amount	Date Assessed
L.J. Martin & Sons, Inc. 222 Kiser Martin Rd. Timberlake, NC	L.J. Martin & Sons, Inc. 222 Kiser Martin Rd. Timberlake, NC Person Co.	Violation of 15A NCAC 2N .0502 by failing to comply with the requirements for leak detection for two USTs.	\$3,569.78	09/27/2021
Olde Towne Yacht Club Marina Owners' Association, Inc. 1912 Eastchester Dr., Ste. 400 High Point, NC	Olde Towne Yacht Club 100 Olde Towne Yacht Club Dr. Beaufort, NC Carteret Co.	Violation of 15A NCAC 2N .0406 and .0506 by failing to comply with the requirements to conduct integrity testing of spill buckets every three years for two UST systems; violation of 15A NCAC 2N .0407 and .0506 by failing to comply with the requirements to conduct periodic operation and maintenance walkthrough inspections for two UST systems; violation of 15A NCAC 2N .0902 by failing to submit a pre-installation notification for a piping replacement for one UST system and violation of NCGS 143-215.94NN-SS by failing to retrain a primary operator after violations were found during an inspection.	\$9,627.32	09/14/2021

**Division of Waste Management
UST Section
Civil Penalty Assessments
October 2021**

Responsible Party	Facility Name	Violation(s)	Penalty Amount	Date Assessed
Vinayak Management, LLC 5087 NC Hwy 57 N. Semora, NC	Southern Food Mart 1274 Hurdle Mills Rd. Roxboro, NC Person Co.	Violation of 15A NCAC 2N .0302 and .0405 by failing to comply with spill prevention requirements for four UST systems; violation of 15A NCAC 2N .0402 by failing to conduct 60-day cathodic protection checks for four UST systems; violation of 15A NCAC 2N .0406 by failing to test overfill prevention equipment triennially for four UST systems; violation of 15A NCAC 2N .0406, by failing to tightness test spill containment buckets triennially for four UST systems; violation of 15A NCAC 2N .0407 by failing to conduct periodic operation and maintenance walkthrough inspections for four UST systems; violation of 15A NCAC 2N .0502 by failing to conduct leak detection for four USTs and violation of NCGS 143-215.94NN-SS by failing to provide a trained primary operator for four UST systems.	\$19,633.00	10/18/2021
Rogers Petroleum, Inc. 1634 W. First North St. Morristown, TN	Spear Superette 5810 Hwy 19 East South Newland, NC Avery Co.	Violation of NCGS 143-215.94U by placing petroleum product into unpermitted UST systems at least 155 times on 50 days between January 8, 2020 and May 27, 2021.	\$8,178.84	10/28/2021

**Division of Waste Management
UST Section
Civil Penalty Assessments
November 2021**

Responsible Party	Facility Name	Violation(s)	Penalty Amount	Date Assessed
Wells Fargo Bank, National Association 2626 Glenwood Ave., Ste. 550 Raleigh, NC	Wells Fargo West End Center 809 West 4 1/2 St. Winston-Salem, NC Forsyth Co.	Violation of 15A NCAC 2N .0502 by failing to provide leak detection for pressurized piping systems and violation of 15A NCAC 2N .0502 by failing to meet leak detection requirements for suction piping systems.	\$8,566.44	11/01/2021
Wells Fargo Bank, National Association 2626 Glenwood Ave., Ste. 550 Raleigh, NC	Wells Fargo Silas Creek Data Center 100 Sunnynoll Ct. Winston-Salem, NC Forsyth Co.	Violation of 15A NCAC 2N .0502 by failing to provide leak detection for piping systems associated with four emergency generator UST systems and violation of 15A NCAC 2N .0502 by failing to provide ALLDs for pressurized piping systems associated with four emergency generator UST systems	\$8,573.14	11/01/2021
Hot-Z Transport Company 400 Monticello Ave., Ste. 1800 Norfolk, VA	How Convenient 249 West Main St. Sylva, NC Jackson Co.	Violation of NCGS 143-215.94U by placing petroleum product into unpermitted UST systems.	\$4,166.94	11/05/2021
How Convenient, LLC 249 W. Main St. Sylva, NC	How Convenient 249 West Main St. Sylva, NC Jackson Co.	Violation of NCGS 143-215.94U by allowing deliveries of petroleum product into unpermitted UST systems.	\$4,166.94	11/05/2020

**Division of Waste Management
UST Section
Civil Penalty Assessments
December 2021**

Responsible Party	Facility Name	Violation(s)	Penalty Amount	Date Assessed
HNR Holding LLC 371 S. Swing Rd. Greensboro, NC	Peters Creek Mar 5300 Peters Creek Parkway Winston Salem, NC Forsyth Co.	Violation of 15A NCAC 2N .0502 by failing to provide leak detection for two pressurized piping systems and violation of 15A NCAC 2N .0505 by failing to conduct annual tests of the operation of two ALLDs.	\$6,356.94	12/30/2021
Murphy Oil USA, Inc. 200 Peach St. El Dorado, AR	Murphy Express 8549 4993 NC 42 Highway West Garner, NC Johnston Co.	Violation of NCGS 143-215.94U by allowing petroleum product to be placed into unpermitted UST systems.	\$24,031.48	12/13/2021