

Division of Waste Management
UST Section
Civil Penalty Assessments

2016

<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
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January 2016

Responsible Party	Facility Name	Violation(s)	Penalty Amount	Date Assessed
Zander, Inc. 11960 McCormick Dr. Maxton, NC	Hamlet Food Mart 500 King St. Hamlet, NC Richmond Co.	Violation of 15A NCAC 2N .0302 by failing to comply with overfill requirements for one UST system, violation of 15A NCAC 2N. .0402 by failing to have a corrosion protection systems inspected triennially by a qualified cathodic protection tester for three UST systems, and violation of NC Session Law 2010-154 by failing to retrain a primary operator after violations were found at an inspection.	\$7,846.14	1/19/16
Joseph Larry Scott 1075 Horseshoe Bend Rd. Erwin, NC	J. L. Scott Property 1075 Horseshoe Bend Rd. Erwin, NC Harnett Co.	Violation of 15A NCAC 2L .0106(b) and (c) by failing to submit a Notification of Discharge report, violation of 15A NCAC 2L .0106(b), (c) and (f) by failing to perform initial abatement actions, and violation of 15A NCAC 2L .0106 (c) and 2L .0111 by failing to submit and Initial Assessment report.	\$17,107.00	1/29/16
Scotland-Graham Oil Company, Inc. 1044 20 th Avenue Lane N.W. Hickory, NC	Little Oil Company 10 3 rd Street S.E. Hickory, NC Catawba Co.	Violation of 15A NCAC 2N .0302 and .0402 by failing to meet corrosion protection requirements for one UST; violation of 15A NCAC 2N .0302 by failing to meet corrosion protection requirements for metal flexible connectors and other metal piping components associated with two UST systems; violation of 15A NCAC 2N .0801 by failing to secure and maintain two UST systems in temporary closure; and violation of NC Session Law 2010-154 by failing to provide a trained primary operator for two UST systems.	\$16,042.41	1/13/16

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February 2016

Responsible Party	Facility Name	Violation(s)	Penalty Amount	Date Assessed
Kirit J. and Anandi Patel 4117 Everest Dr. Gastonia, NC	Circle A Food Store 1301 N. Main St. Mt. Holly, NC Gaston Co.	Violation of NC Session Law 2010-154 by failing to provide a trained primary operator for two UST systems.	\$4,639.24	2/12/16
J.R. Trader Enterprise, LLC 2121 Dallas-Stanley Hwy Stanley, NC	Stanley Trading Post 2121 Dallas-Stanley Hwy Stanley, NC Gaston Co.	Violation of 15A NCAC 2N .0302 by failing to meet corrosion protection requirements for three USTs and by failing to meet corrosion protection requirements for metal flexible connectors and other metal piping components associated with three UST systems, violation of 15A NCAC 2N .0303 by failing to register or update registration for three UST systems; violation of 15A NCAC 2N .0801 by failing to secure and maintain three UST systems in temporary closure, and violation of NC Session Law 2010-154 by failing to provide a trained primary operator for three UST systems.	\$10,639.24	2/18/16
A-1 Express, LLC 621 Hwy 24-27 Bypass E. Albemarle, NC	A-1 Express Mart 600 E. Main St. Lincolnton, NC Lincoln Co.	Violation of 15A NCAC 2N .0603 by failing to investigate a suspected release.	\$4,428.81	2/16/16
Anil S. Patel 1020 E. Church St. Cherryville, NC	Tobacco Outlet 1210 E. Main St. Lincolnton, NC Lincoln Co.	Violation of 15A NCAC 2N .0603 by failing to investigate a suspected release.	\$4,264.64	2/16/16

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March 2016

Responsible Party	Facility Name	Violation(s)	Penalty Amount	Date Assessed
Anil S. Patel 1020 E. Church St. Cherryville, NC	On The Way #4 539 E. Lexington Rd. Mocksville, NC Davie Co.	Violation of NC Session Law 2010-154 by failing to comply with operator re-training requirements.	\$2,418.73	3/9/16
Beroth Oil Company 723 Coliseum Dr., Ste. 101 Winston Salem, NC	Piedmont Sheet Metal Co. 801 N. Broad St. Winston Salem, NC Forsyth Co.	Violation of NCGS 143-215.94U by placing petroleum product into a UST system at a facility for which the owner or operator failed to hold a currently valid operating permit.	\$1,762.93	3/2/16
Gas Town, Incorporated 8482 Linville Rd. Oak Ridge, NC	Gas Town, Inc. 907 W. Academy St. Madison, NC Rockingham Co.	Violation of 15A NCAC 2N .0502 and .0506 by failing to comply with leak detection requirements for two USTs.	\$3,872.36	3/9/16
Piedmont Sheet Metal Co. 801 N. Broad St. Winston Salem, NC	Piedmont Sheet Metal Co. 801 N. Broad St. Winston Salem, NC	Violation of NCGS 143-215.94U by failing to hold a currently valid operating permit for a facility where petroleum product was caused to be placed.	\$3,539.84	3/2/16
B&M Lee Oil Co., Inc. 8930 Hwy 52 N. Ansonville, NC	Fast Shop Locust 103 N. Central Ave, Locust, NC Stanly Co.	Violation of 15A NCAC 2N .0502 and .0506 by failing to comply with leak detection requirements for four USTs and violation of NC Session Law 2010-154 by failing to comply with operator re-training requirements.	\$5,579.26	3/9/16

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April 2016

(No penalties were assessed in April 2016)

Responsible Party	Facility Name	Violation(s)	Penalty Amount	Date Assessed
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May 2016

(No penalties were assessed in May 2016)

Responsible Party	Facility Name	Violation(s)	Penalty Amount	Date Assessed
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June 2016

Responsible Party	Facility Name	Violation(s)	Penalty Amount	Date Assessed
Yash Patel Investments LLC 102 Goforth Rd. Kings Mountain, NC	3 Point Market & Grill 102 Goforth Rd. Kings Mountain, NC Cleveland Co.	Violation of NC Session Law (NCSL) 2010-154 by failing to retrain a primary operator for three UST systems.	\$3,643.44	6/16/16
Ali Abdo Saleh 100 W. Main St. Littleton, NC	Minit Check 100 W. Main St. Littleton, NC Halifax Co.	Violation of 15A NCAC 2N .0502 and .0506 by failing to comply with leak detection requirements for one UST and violation of NCSL 2010-154 by failing to retrain a primary operator due to violations found at an inspection.	\$8,698.64	6/21/16
Nipin Patel 613 N. Ayersville Rd. Madison, NC	Radha Krishna Food Mart 613 N. Ayersville Rd. Madison, NC Rockingham Co.	Violation of 15A NCAC 2N .0301 by failing to meet corrosion protection requirements for flexible connectors and other metal piping components associated with four UST systems and violation of NCSL 2010-154 by failing to comply with retraining requirements for a primary operator for four UST systems.	\$4,343.74	6/29/16

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July 2016

(No penalties were assessed in July 2016)

Responsible Party	Facility Name	Violation(s)	Penalty Amount	Date Assessed
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August 2016

Responsible Party	Facility Name	Violation(s)	Penalty Amount	Date Assessed
SPATEL, Corp. 812 W. Academy St. Fuquay-Varina, NC	Country Store 812 W. Academy St. Fuquay-Varina, NC Wake Co.	Violation of 15A NCAC 2N .0301 by failing to meet corrosion protection requirements for flexible connectors and other metal piping components associated with two UST piping systems.	\$2,979.09	8/2/16
McNeely Oil Company, Inc. 608 East First St. Cherryville, NC	Lee Weatherly Grocery 700 East Church St. Cherryville, NC Gaston Co.	Violation of 15A NCAC 2N .0801 by failing to permanently close one substandard UST system.	\$11,544.94	8/29/16
L & N Investment, LLC 1 Round Oak Ct. Greensboro, NC	Worthville Mini Mart 3233 Wow Rd. Randleman, NC Randolph Co.	Violation of 15A NCAC 2N .0301 by failing to provide corrosion protection for one UST system and violation of NCSL 2010-154 by failing to retrain a primary operator due to violations found at an inspection.	\$5,226.10	8/4/16
Quality Oil Company, LLC 1540 Silas Creek Parkway Winston-Salem, NC	Quality Mart 18 3398 Robinhood Rd. Winston-Salem, NC Forsyth Co.	Violation of 15A NCAC 2N .0302 by failing to meet overfill control requirements for four UST systems and violation of NCSL 2010-154 by failing to retrain a primary operator due to violations found at an inspection.	\$3,877.59	8/2/16
The Alexander L. Blackwood Trust 307 N. Houser St. Cherryville, NC	Lee Weatherly Grocery 700 East Church St. Cherryville, NC	Violation of 15A NCAC 2N .0801 by failing to permanently close one substandard UST system.	\$5,544.94	8/29/16
Nagi Ahmed Hauter 1174 Newton Dairy Rd. Henderson, NC	Vance Mini-Mart 1174 Newton Dairy Rd. Henderson, NC Vance Co.	Violation of 15A NCAC 2N .0502 and .0506 by failing to comply with leak detection requirements for two USTs.	\$3,876.56	8/2/16

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August 2016 (cont'd)

Responsible Party	Facility Name	Violation(s)	Penalty Amount	Date Assessed
John T. Furmage, Jr. 2816 Birch Ln. Burlington, NC	Ball's Creek Bait & Tackle 3152 NC Hwy 16 S. Maiden, NC Catawba Co.	Violation of 15A NCAC 2N .0603 by failing to submit a Site Check report.	\$4,498.36	8/4/16
Tommy Crooks 2441 Gumtree Rd. Winston-Salem, NC	T & C's Country Store 24412441 Gumtree Rd. Winston-Salem, NC Davidson Co.	Violation of 15A NCAC 2N .0801 by failing to secure and maintain three UST systems in temporary closure, violation of NCGS 143-215.94U by failing to hold a currently valid operating permit for a UST system where petroleum product was caused to be placed, and violation of NCSL 2010-154 by failing to retrain a primary operator due to violations found at an inspection.	\$5,582.78	8/29/16
Shreya Patel, Inc. 603 Horneytown Rd. High Point, NC	Liberty Express 317 Liberty Rd. Archdale, NC Randolph Co.	Violation of 15A NCAC 2N .0502 and .0506 by failing comply with leak detection requirements for two USTs; violation of 15A NCAC 2N .0801 by failing to secure and maintain two UST systems in temporary closure; and violation of NCSL 2010-154 by failing to retrain a primary operator due to violations found at an inspection.	\$7,625.16	8/30/16

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September 2016

Responsible Party	Facility Name	Violation(s)	Penalty Amount	Date Assessed
Jeffrey K. Phipps 1211 N. Main ST. Mocksville, NC 27028	Gunters II 981 N. Main St. Mocksville, NC Davie 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.	\$10,288.35	9/22/16
Reliable Tank Line, LLC 1540 Silas Creek Parkway Winston-Salem, NC	Pop Shoppe #185 1557 Union Cross Rd. Kernersville, NC Forsyth Co.	Violation of NCGS 143-215.94U by placing petroleum product into unpermitted UST systems.	\$4,339.41	9/22/16

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October 2016

Responsible Party	Facility Name	Violation(s)	Penalty Amount	Date Assessed
Supreme Petroleum, Inc. 1523 N. Main St. Suffolk, VA	Duck-In-Shell 2859 Caratoke Hwy Currituck, NC Currituck Co.	Violation of NCGS 143-215.94U at least 20 times by placing petroleum product into four UST systems at a facility for which the owner or operator did not hold a currently valid operating permit.	\$2,117.45	10/17/16
Helou Enterprises, Inc. 113 Wood Duck Dr.	Duck-In-Shell 2859 Caratoke Hwy Currituck, NC Currituck Co.	Violation of NCGS 143-215.94U by failing to hold a currently valid operating permit at a facility where petroleum product was caused to be placed at least 20 times into four UST systems, and violation of NC Session Law 2010-154 by failing to comply with primary operator retraining requirements for four UST systems.	\$3,317.45	10/21/16
Ali M. Qunbar 1110 S. Scales St. Reidsville, NC	South Scales Market 1110 S. Scales St. Reidsville, NC Rockingham Co.	Violation of 15A NCAC 2N .0502 and .0506 by failing to comply with leak detection requirements for two USTs and two suction piping systems; and violation of NC Session Law 2010-154 by failing to comply with primary operator retraining requirements for two UST systems.	\$7,015.18	10/31/16

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November 2016

Responsible Party	Facility Name	Violation(s)	Penalty Amount	Date Assessed
Dickey V. Bryant 9980 W. NC 97 Middlesex, NC	Brannan Oil Co. & Farm Supply 1729 Zebulon Rd. Zebulon, NC Wake Co.	Violation of 15A NCAC 2N .0801 and .0405/.0803 by failing to permanently close five substandard UST systems.	\$7,041.34	11/30/16
Shri Sharda Petroleum, L.L.C. 400 Cline Falls Dr. Holly Springs, NC	Sonny's Mini Mart 386 s. McKinley St. Coats, NC Harnett Co.	Violation of 15A NCAC 2N .0506 and .0901(i) by failing to provide secondary containment leak detection monitoring for UST piping and containments sumps and violation of 15A NCAC 2N .0901(l) by failing to ensure the proper operation of a sump sensor associated with one UST system.	\$6,094.09	11/2/16
Eagle Transport Corporation 300 S. Wesleyan Blvd. Ste. 202 Rocky Mount, NC	Pop Shoppe #185 1557 Union Cross Rd. Kernersville, NC Forsyth Co.	Violation of NCGS 143-215.94U by placing petroleum product into a UST system for which the owner or operator failed to hold a currently valid operating permit.	\$4,139.41	11/3/16
Husam Ibrahim 2947 River Rd. Washington, NC	Moody Mart 101 Magnolia Dr. Washington, NC Beaufort Co.	Violation of 15A NCAC 2N .0502 and .0506 by failing to comply with leak detection requirements for one UST; violation of 15A NCAC 2N .0901(i) by failing to comply with secondary containment leak detection monitoring requirements for two UST systems; violation of 15A NCAC 2N .0901(l) by failing to conduct annual tests of the operability, proper operating conditions and proper calibration of leak detection monitoring equipment for two UST systems; violation of 15A NCAC 2N .0901(n) by failing to conduct annual tests of the operability, proper operating conditions and proper calibration of overfill prevention equipment for two UST systems; violation of 15A NCAC 2N .0905(d) by failing to install an electronic liquid detecting sensor probe no more than two inches above the lowest point of a containment sump for two UST systems; violation of 15A NCAC 2N .0905(f) by failing to perform triennial tightness tests for two tank top containment sumps; and violation of 15A NCAC 2N .0905(g) by failing to conduct annual visual inspections of two tank top containment sumps.	\$12,898.81	11/16/16

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November 2016 (cont'd.)

Taylor Oil Company of Washington, N.C., Inc. 708 River Rd. Washington, NC	Moody Mart 101 Magnolia Dr. Washington, NC Beaufort Co.	Violation of 15A NCAC 2N .0502 and .0506 by failing to comply with leak detection requirements for one UST; violation of 15A NCAC 2N .0901(i) by failing to comply with secondary containment leak detection monitoring requirements for two UST systems; violation of 15A NCAC 2N .0901(l) by failing to conduct annual tests of the operability, proper operating conditions and proper calibration of leak detection monitoring equipment for two UST systems; violation of 15A NCAC 2N .0901(n) by failing to conduct annual tests of the operability, proper operating conditions and proper calibration of overfill prevention equipment for two UST systems; violation of 15A NCAC 2N .0905(d) by failing to install an electronic liquid detecting sensor probe no more than two inches above the lowest point of a containment sump for two UST systems; violation of 15A NCAC 2N .0905(f) by failing to perform triennial tightness tests for two tank top containment sumps; violation of 15A NCAC 2N .0905(g) by failing to conduct annual visual inspections of two tank top containment sumps; and violation of NC Session Law 2010-154 by failing to comply with primary operator retraining requirements.	\$22,292.38	11/16/16
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December 2016

Responsible Party	Facility Name	Violation(s)	Penalty Amount	Date Assessed
Jeffrey Hayes 1165 Williams Rd. Advance, NC	Andy's Grocery 4369 Hwy 158 Advance, NC Davie Co.	Violation of 15A NCAC 2N .0303 by failing to register or update registration information for three UST systems and violation of 15A NCAC 2N .0801 by failing to permanently close three substandard UST systems.	\$10,790.28	12/14/16
Anthony Douglas Faw 117 Glen Terrace Mount Airy, NC	Bannertown Edge 1708 S. Main St. Mount Airy, NC Surry Co.	Violation of 15A NCAC 2N .0801 by failing to permanently close three substandard UST systems.	\$7,482.78	12/16/16
Artice Lee Council 1032 Wilmington Rd. Fayetteville, NC	Auto Supreme Car Wash 1315 Ramsey St. Fayetteville, NC Cumberland Co.	Violation of 15A NCAC 2N .0402 by failing to have a qualified cathodic protection tester inspect a corrosion protection system triennially for three UST systems and violation of 15A NCAC 2N .0801 by failing to permanently close three substandard UST systems.	\$9,246.12	12/14/16
Quick Quality, Inc. 6616 Jordan Rd. Ramseur, NC	Quick Quality 2 6616 Jordan Rd. Ramseur, NC Randolph Co.	Violation of 15A NCAC 2N .0301 by failing to meet spill prevention requirements for five UST systems, violation of 15A NCAC 2N .0301 by failing to meet corrosion protection requirements for flexible connectors and other metal piping components associated with five UST systems; violation of 15A NCAC 2N .0501, .0502 and .0506 by failing to comply with leak detection requirements for five USTs; violation of 15A NCAC 2N .0502 by failing to comply with leak detection requirements for pressurized piping associated with five UST systems; violation of 15A NCAC 2N .0505 by failing to conduct an annual operability test of automatic line leak detectors for pressurized piping associated with five UST systems; violation of 15A NCAC 2N .0901 by failing to conduct annual tests of the operability, proper operating condition, and proper calibration of overfill prevention equipment for five UST systems; and violation of NC Session Law 2010-154 by failing to provide a trained primary operator for five UST systems.	\$15,951.84	12/30/16

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December 2016 (cont'd.)

Responsible Party	Facility Name	Violation(s)	Penalty Amount	Date Assessed
Shree Sai Baba, Inc., Keyurkumar Arunbhai Patel and Bhogilal B. Mistry 716 Cleveland Rd. Kings Mountain, NC	Tobacco Barn 716 Cleveland Rd. Kings Mountain, NC Cleveland Co.	Violation of 15A NCAC 2N .0502 and .0506 by failing to comply with leak detection requirements for four USTs; and violation of NC Session Law 2010-154 by failing to comply with retraining requirements for a primary operator for four UST systems.	\$6,560.93	12/7/16
Kenan Transport, LLC 160 Mine Lake Ct., Ste. 200 Raleigh, NC	Sams Mart 36 4200 Statesville Rd. Charlotte, NC Mecklenburg Co.	Violation of NCGS 143-215.94U by placing petroleum product into a UST system for which the owner or operator did not hold a currently valid operating permit.	\$1,932.21	12/30/16