

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

2018

<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>

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January 2018

Responsible Party	Facility Name	Violation(s)	Penalty Amount	Date Assessed
Chris & Pamela Gammons 7741 Rhodhiss Rd. Connelly Springs, NC	The Handy Mart 7741 Rhodhiss Rd. Connelly Springs, NC Burke Co.	Violation of NCSL by failing to comply with retraining requirements for a primary operator for four UST systems.	\$2,775.84	1/25/18

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February 2018

Responsible Party	Facility Name	Violation(s)	Penalty Amount	Date Assessed
Tiger of NC Inc 5850f Fayetteville Rd., Ste. 204 Durham, NC	Fast Food Mart 1 2285 New Hope Church Rd. Raleigh, NC Wake Co.	Violation of 15A NCAC 2N .0501, .0601 and .0603 by failing to report and investigate a suspected release.	\$4,120.42	2/26/18
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 provide leak detection for two USTs and two pressurized piping systems; violation of 15A NCAC 2N .0505 and .0506 by failing to conduct annual tests of the operation of two ALLDs; violation of 15A NCAC 2N .0601 and .0603 by failing to report and investigate suspected releases and violation of NCGS 143-215.94NN – 143-215.95SS by failing to retrain a primary operator for three UST systems.	\$10,549.27	2/16/18
B & B Transport, Inc. 2004 Highland Ave. N.E. Hickory, NC	Paven Food Store 126 E. Main Ave. Taylorsville, NC Alexander Co.	Violation of NCGS 143-215.94U by placing petroleum product into an unpermitted UST system.	\$1,759.64	2/27/18
Gas Town, Incorporated 8482 Linville Rd. Oak Ridge, NC	Radha Krishna Food Mart 613 N. Ayersville Rd. Madison, NC Rockingham Co.	Violation of NCGS 143-215.94U by placing petroleum product into an unpermitted UST system.	\$7,043.74	2/5/18
Nipin Patel 613 Ayersville Rd. Madison, NC	Radha Krishna Food Mart 613 N. Ayersville Rd. Madison, NC Rockingham Co.	Violation of NCGS 143-215.94U by failing to maintain a currently valid operating permit at a facility where petroleum product was caused to be placed and violation of NCGS 143-215.94NN – 143-215.95SS by failing to retrain a primary operator for four UST systems.	\$4,443.74	2/13/18

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March 2018

Responsible Party	Facility Name	Violation(s)	Penalty Amount	Date Assessed
Gopaldas Manharlal Parikh 10 Pilot Ridge Ct. Greensboro, NC 27407	G Mart 504 Barnes St. Reidsville, NC Rockingham Co.	Violation of 15A NCAC 2N .0402 by failing to inspect an impressed current cathodic protection system every 60 days for four UST systems; for violation of 15A NCAC 2N .0502 and .0506 by failing to comply with leak detection requirements for one UST; violation of 15A NCAC 2N .0502 and .0506 by failing to comply with leak detection requirements for one suction piping system; and violation of NCGS 143-215.94NN-SS by failing to retrain a primary operator.	\$8,513.38	3/22/18

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April 2018

Responsible Party	Facility Name	Violation(s)	Penalty Amount	Date Assessed
RAJ NC L.L.C. 5024 Hwy 64 W Hayesville, NC	Mary Hill Store 5024 Hwy 64 W Hayesville, NC Clay Co.	Violation of 15A NCAC 2N .0301 and .0402 by failing to comply with corrosion protection requirements for three UST systems; violation of 15A NCAC 2N .0301 by failing to comply with overfill requirements for three UST systems; and violation of 15A NCAC 2N .0502 and .0506 by failing to comply with leak detection requirements for two UST systems.	\$6,723.04	4/6/18
Step of Faith Two, LLC 648 Village Park Dr., Unit 102 Wilmington, NC	Polar Pack 6 7006 Wrightsville Ave. Wilmington, NC New Hanover Co.	Violation of 15A NCAC 2N .0801, by failing to secure and maintain five UST systems in temporary closure and violation of 15A NCAC 2N .0801 by failing to permanently close two failed UST systems.	\$6,184.26	4/24/18

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May 2018

Responsible Party	Facility Name	Violation(s)	Penalty Amount	Date Assessed
Lisa Appel 3644 Flat Swamp Rd. Denton, NC	Flat Swamp Grocery 3644 Flat Swamp Rd. Denton, NC Davidson Co.	Violation of 15A NCAC 2N .0303 by failing to update registration information for two UST systems and violation of NCGS 143-215.94NN-SS by failing to provide a trained primary operator for two UST systems.	\$10,182.78	5/29/2018
Reepsville General Store & Landscape, LLC 437 Chadwick Ct. Dallas, NC	Reepsville General Store 4259 Reepsville Rd. Vale, NC Lincoln Co.	Violation of 15A NCAC 2N .0301 by failing to provide corrosion protection for flexible connectors and other metal piping components for three USTs, violation of 15A NCAC 2N .0801 by failing to secure and maintain five UST systems in temporary closure, and violation of NCGS 143-215.94NN-SS by failing to provide a trained primary operator for five UST systems.	\$,9,079.92	5/29/2018
Maruti Investment, Inc. 1356 US Hwy 1 S. Kittrell, NC	Kittrell Grocery 1356 US 1 Bypass S. Kittrell, NC Vance Co.	Violation of 15A NCAC 2N .0502 by failing to provide an automatic line leak detector for a pressurized piping system associated with one UST system.	\$2,601.14	5/16/2018
Randy and Kimberli M. Coley 501 Tryon Road – B Raleigh, NC	South Raleigh Air 3008 Airpark Rd. Fuquay-Varina, NC Wake Co.	Violation of 15A NCAC 2N .0801 by failing to permanently close one substandard UST system.	\$7,544.84	5/23/2018
Ingco Express Inc. 5035 Old River Rd. Hickory, NC	Ingco Express Inc. 2741 Lowell Bethesda Rd. Gastonia, NC Gaston Co.	Violation of 15A NCAC 2N .0603 by failing to investigate suspected releases after unusual operating conditions indicated that releases may have occurred and violation of NCGS 143-215.94NN-SS by failing to retrain a primary operator after violations were found during an inspection.	\$4,234.44	5/30/2018

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May 2018 (cont'd)

Responsible Party	Facility Name	Violation(s)	Penalty Amount	Date Assessed
Adnan Assaf 3800 Northampton Dr. Winston-Salem, NC	Adams Market 3800 Northampton Dr. Winston-Salem, NC Forsyth Co.	Violation of 15A NCAC 2N .0302 by failing to comply with overfill control requirements for one UST system; violation of 15A NCAC 2N .0502 and .0506 by failing to comply with leak detection requirements for four USTs; violation of NCGS 143-215.94U by allowing petroleum product to be placed into unpermitted UST systems; and violation of NCGS 143-215.94NN-SS by failing to meet primary operator retraining requirements for four UST systems.	\$7,145.07	5/7/2018

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June 2018

Responsible Party	Facility Name	Violation(s)	Penalty Amount	Date Assessed
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.	\$7,012.30	06/29/2018
Frank E. Thompson 739 Gaddy Mills Rd. Rowland, NC 28383	The Corner Store 220 W. Main St. Rowland, NC Robeson Co.	Violation of 15A NCAC 2N .0402 by failing to comply with corrosion protection requirements 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 NCGS 143-215.94NN-SS by failing to meet the retraining requirements for a primary operator.	\$7,357.50	06/15/2018
William Timothy Rich 891 Wyburn Rd. Mcleansville, NC	Sprinkle Gas 1 2918 E. Market St. Greensboro, NC Guilford Co.	Violation of 15A NCAC 2N .0302 by failing to provide corrosion protection for six USTs, violation of 15A NCAC 2N .0302 by failing to provide corrosion protection for flexible connectors and other metal pipe components for six UST systems, violation of 15A NCAC 2N .0801 by failing to secure and maintain six UST systems in temporary closure and violation of NCGS 143-215NN-SS by failing to provide a trained primary operator for six UST systems.	\$12,882.78	06/29/2018
Kirk Carriers, LLC 520 Albertson Rd. Thomasville, NC 27360	OmniSource Southeast-Kernersville 1426 W. Mountain St. Kernersville, NC Forsyth Co.	Violation of NCGS 143-215.94U by placing petroleum product into unpermitted UST systems.	\$1,727.71	06/10/2018
OmniSource Southeast, LLC 1426 W. Mountain St. Kernersville, NC	OmniSource Southeast-Kernersville 1426 W. Mountain St. Kernersville, NC Forsyth Co.	Violation of NCGS 143-215.94U by failing to maintain a currently valid operating permit at a facility where petroleum product was caused to be placed.	\$1,727.71	06/18/2018

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June 2018 (cont'd)

Responsible Party	Facility Name	Violation(s)	Penalty Amount	Date Assessed
Reliable Tank Line, LLC 1540 Silas Creek Pkwy Winston-Salem, NC	OmniSource Southeast-Kernersville 1426 W. Mountain St. Kernersville, NC Forsyth Co.	Violation of NCGS 143-215.94U by placing petroleum product into unpermitted UST systems.	\$8,627.71	06/18/2018

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July 2018

No penalties were assessed in July 2018

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August 2018

Responsible Party	Facility Name	Violation(s)	Penalty Amount	Date Assessed
201 W. Garrison Realty, LLC 858 2 nd St. N.E., Ste. 200 Hickory, NC	Rosales Kwik Stop 201 W. Garrison Blvd. Hickory, NC Gaston Co.	Violation of 15A NCAC 2L .0405 by failing to submit a Limited Site Assessment Report.	\$2,436.48	08/09/2018

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September 2018

No penalties were assessed in September 2018

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October 2018

Responsible Party	Facility Name	Violation(s)	Penalty Amount	Date Assessed
Murphy Oil USA, Inc. 160 Mine Lake Ct., Ste. 200 Raleigh, NC	Murphy USA 6610 2336 US Hwy 19 N.W. Murphy, NC Cherokee Co.	Violation of 15A NCAC 2N .0502 and .0506 by failing to comply with leak detection requirements for four pressurized piping systems and violation of 15A NCAC 2N .0505 by failing to conduct annual tests of the operation of ALLDs for four pressurized piping systems.	\$7,090.36	10/29/2018
Bottling Group, LLC 160 Mine Lake Ct., Ste. 200 Raleigh, NC	Pepsi Cola 1100 Reynolds Blvd. Winston-Salem, NC Forsyth Co.	Violation of NCGS 143-215.94U by allowing petroleum product to be placed into unpermitted UST systems.	\$1,729.33	10/25/2018
Quality Oil, LLC 1540 Silas Creek Pkwy. Winston-Salem, NC	Pepsi Cola 1100 Reynolds Blvd. Winston-Salem, NC Forsyth Co.	Violation of NCGS 143-215.94U by placing petroleum product into unpermitted UST systems.	\$2,729.33	10/25/2018

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November 2018

Responsible Party	Facility Name	Violation(s)	Penalty Amount	Date Assessed
Jaykiran Inc. 530 Lusanne Dr. Greensboro, NC	Jay's 3011 Waughtown St. Winston Salem, NC Forsyth Co.	Violation of NC Session Law 2010-154 by failing to comply with retraining requirements for a primary operator for four UST systems.	\$1,742.24	11/06/2018
Shiv Investment, Inc. 5501 Poplar Tent Rd. Concord, NC	SM Food Mart 5501 Poplar Tent Rd. Concord, NC Cabarrus Co.	Violation of 15A NCAC 2N .0603 by failing to investigate a suspected release at a spill containment bucket for one UST system and violation of NC Session Law 2010-154 by failing to comply with retraining requirements for a primary operator for three UST systems.	\$4,650.06	11/13/2018
Murphy Oil USA, Inc. 4993 NC 42 Garner, NC	Murphy Express 8506 801 E. Gannon Ave. Zebulon, NC Wake Co.	Violation of 15A NCAC 2N .0603 by failing to investigate a suspected release at a containment sump for one UST system.	\$4,298.38	11/05/2018

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December 2018

Responsible Party	Facility Name	Violation(s)	Penalty Amount	Date Assessed
Kubera, Inc. 8332 La Matisse Rd. Raleigh, NC	W.W. Property, Inc. 14775 US 301 Rowland, NC Robeson Co.	Violation of 15A NCAC 2N .0303 by failing to update registration information 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 NCGS 143-215.94NN-SS by failing to provide a trained primary operator for three UST systems.	\$15,107.70	12/27/2018
Barakat Rental, LLC 8429 Henderson Rd. Apex, NC	Stop N Go 2121 Garner Rd. Raleigh, NC Wake Co.	Violation of 15A NCAC 2N .0603 by failing to investigate suspected releases at the dispensers for three UST systems and violation of NCGS 143-215.94NN-SS by failing to comply with retraining requirements for a primary operator for three UST systems.	\$4,411.24	12/31/2018
Ace Energy Corporation 1414 E. Washington St. Greenville, SC	Ace 4439 4301 New Bern Ave. Raleigh, NC Wake Co.	Violation of 15A NCAC 2N .0302 by failing to meet overfill requirements for one UST and violation of 15A NCAC 2N .0502, by failing to conduct SIR correctly.	\$4,093.18	12/17/2018
Acme of South Carolina, Inc. 4973 Willow Pond Rd. Gastonia, NC	Handy Pantry #4 1405 Cherryville Hwy. Dallas, NC Gaston Co.	Violation of 15A NCAC 2N .0302 and .0603 by failing to investigate suspected releases at spill containment buckets for three UST systems and violation of NCGS 143-215.94NN-SS by failing to comply with retraining requirements for a primary operator.	\$4,037.32	12/31/2018
Jaya Laxmi LLC 1607 Acquoni Rd. Cherokee, NC	BJ's Quick Stop 1755 E. Main St. Bryson City, NC Swain Co.	Violation of 15A NCAC 2N .0301 by failing to provide spill prevention for two UST systems, violation of 15A NCAC 2N .0502 by failing to conduct leak detection for two pressurized piping systems, violation of 15A NCAC 2N .0505 by failing to conduct annual tests of the operation of two automatic line leak detectors, violation of 15A NCAC 2N .0603 by failing to investigate suspected releases at four dispensers and violation of NCGS 143-215.94NN-SS by failing to provide a trained primary operator for two UST systems.	\$10,072.16	12/17/2018