



The State of New Hampshire
DEPARTMENT OF ENVIRONMENTAL SERVICES



Clark B. Freise, Acting Commissioner

8/25/2017

BRENT M GODLEWSKI
BRENT AND BENDAS PROPERTIES LLC
PO BOX 444
WILTON, NH 03086-0444

Subject Site: WILTON, GOLDEN OPPORTUNITIES, 148 MAIN ST
DES Site # 199302018, UST Facility # 0111761

Reference: Underground Storage Tank Facility Inspection Report

On August 25, 2017 the New Hampshire Department of Environmental Services, Waste Management Division (DES) conducted an inspection of the underground storage tank (UST) system(s) at the subject site. The inspection was conducted to determine the level of compliance with key elements of the New Hampshire Code of Administrative Rules Env-Or 400 Underground Storage Facilities (UST Rules) and Env-Or 500, Recovery of Gasoline Vapors. These rules were established for the purpose of reducing the number of product releases to the environment from UST systems and to establish a leak detection system which would alert a facility owner or operator before significant environmental damage and economic loss occurs. The inspection conducted at this facility is part of the DES release prevention effort.

Deficiencies noted during this inspection warrant your facility to be considered in substantial non-compliance with applicable rules. This means they pose a threat of a release to the environment and may result in a release going undetected. The following deficiency(ies) requires your immediate attention:

GENERAL

Env-Or 408.04-10 requires that temporary and permanent closure requirements be met for certain UST systems and components.

The DES inspector has determined there are one or more UST system(s) that have single wall components that routinely contain regulated substance requiring closure by December 22, 2015.

Please permanently close all single wall components, starting with submittal of closure notification form at least 30 days prior to the closure and submittal of a closure report within 30 days after the closure.

RSA 146-C:17-21 requires that all regulated facilities in New Hampshire have designated Class A, B and C operators who have been trained and certified in accordance with an approved training program. The DES inspector could not document that a Class A operator Statement of Training meeting the requirements of RSA 146-C:17,II was submitted to DES.

Please provide a Statement of Training listing the Class A operator for the facility pursuant to the requirements of RSA 146-C:17,II to DES.

RSA 146-C:17-21 requires that all regulated facilities in New Hampshire have designated Class A, B and C operators who have been trained and certified in accordance with an approved training program.

DES Web Site: www.des.nh.gov

P.O. Box 95, 29 Hazen Drive, Concord, New Hampshire 03302-0095

Telephone: (603) 271-3899

Fax: (603) 271-2181

TDD Access: Relay NH 1-800-735-2964

The DES inspector could not document that a Class B operator Statement of Training meeting the requirements of RSA 146-C:17,II was submitted to DES.

Please provide a Statement of Training listing the Class B operator for the facility pursuant to the requirements of RSA 146-C:17,II to DES.

RSA 146-C:19 requires that monthly visual inspections be conducted by or under the direction of the Class A or B operator at all underground storage tank facilities.

The DES inspector has determined that monthly inspections have not been consistently or comprehensively conducted pursuant to statutory requirement.

Please conduct monthly visual inspections pursuant to the requirements of RSA 146-C:19 and provide DES with a copy of the next inspection report.

TANK #6B (Containing #2 HEATING OIL with Capacity of 2000 gallons)

Env-Or 405.06 requires overfill protection devices be installed and maintained in good working order on all UST systems.

Could not verify that the overfill protection device was installed at the required 90% alert or 95% shut off level.

Please provide overfill protection installation (including measurements and pictures) at the 90% alert and 95% shut off level.

Env-Or 406.08 requires leak monitoring equipment and devices to be maintained in good working order to continuously perform their original design function and Env-Or 406.20 requires annual testing proper operation.

The DES inspector has determined that the annual monitor test documentation was not available for the tank leak monitoring equipment and devices.

Please provide release detection test results records or close this system.

The above noted **deficiencies must be corrected within 30 days** of the date of this inspection. To verify that the proper corrective measures were taken, documentation, in the form of a report from the certified technician that effected the repair, testing results, invoices, inventory records, photographs, etc., indicating the date and description of the corrective measures taken must be **submitted to DES within 45 days** of the date of this inspection. Please be advised that failure to correct the deficiencies in a proper and timely manner will result in DES proceeding under the DES Compliance Assurance Response Policy to determine an appropriate enforcement response. Please note that New Hampshire RSA 125-C and 146-C authorize permit revocation, administrative fines not to exceed \$2,000 per violation, administrative orders, delivery prohibition, injunctive relief, and civil penalties not to exceed \$10,000 per violation per day of continuing violation, and \$25,000 for each continued day of a repeat violation.

Your signature below acknowledges that you were briefed by DES staff concerning the noted deficiencies. Should you have any questions concerning the content of this letter, please contact me in the Waste Management Division of DES at (603) 271-3899. DES appreciates your willingness to comply with the UST program in an effort to preserve New Hampshire's environment.

Sincerely,



8/25/2017

HARDING SCHOFIELD, Inspector

Date

8/25/2017

BRENT M GODLEWSKI, Facility Manager

Date

Important Dates

Requirement	Tanks	Next Date Due	Frequency
Tank Leak Monitor Test	6A	Past Due	Annual
Tank Leak Monitor Test	6B	Failed - Retest Immediately	Annual
LLD Function Check	N/A	N/A	Annual
Tank Corrosion Protection Test	N/A	N/A	Every 3 years
Piping Corrosion Protection Test	N/A	N/A	Every 3 years
Fittings Corrosion Protection Test	N/A	N/A	Every 3 years
Spill Bucket Tightness Testing	6A, 6B	12/22/2017	Every 3 years
Overfill Testing	6A, 6B	12/22/2017	Every 3 years
Primary Containment System Tightness Test	6A	12/22/2017	Every 3 years
Operator Monthly Checklist			Monthly
BRENT GODLEWSKI - A Operator Training		Past Due	Every 2 years
BRENT GODLEWSKI - B Operator Training		Past Due	Every 2 years