
From: Szmyt, Emily
Sent: Tuesday, November 24, 2020 3:25 PM
To: 'mark mcconkey'
Cc: Hayes, Chad; Jones, Matthew; Thomas, Eric; 'WLHELM@NYCAP.RR.COM'
Subject: RE: release a non compliance letter, 00110079 Singh Mart
Attachments: UST Registration Form 5-1-2019.docx

Mark,

I apologize to have missed you call yesterday; I was unexpectedly out of the office.

Are you the new contact for the facility or a new owner? I have included the email provided for the UST facility's contact to ensure Lloyd Helm receives this email. Please submit an updated registration if there have been changes to information on the registration (see attached). You may submit just submit Page 1 if you are updating just the owner or a contact.

I have discussed the compliance of the facility with Matt Jones and I am providing you with a summary based on our review:

- **The Administrative Order requested the following:**
 - Permanent closure of tank #1 (diesel) -
 - Completed - NHDES has received the closure report
 - Designation of a class A and B Operator by submittal of a Statement of Training form -
 - Completed – NHDES received a Statement of training form designating Laura Simons as the class A and B operator
 - Action for Liquid in Dispenser Sump #1/2 -
 - Not Completed - Please investigate the cause of the liquid in the sump, determine if a release has occurred and submit a written report to NHDES that describes the investigation and its conclusions in accordance with Env-Or 406.04(c).
 - Action for Monthly Visual Inspections not being conducted -
 - Please conduct monthly visual inspections in accordance with RSA 146-C and Env-Or 406.18 and provide a copy of recent monthly visual inspections to NHDES.
- **An inspection was conducted on November 19, 2019 by NHDES and the following deficiencies remain from the inspection:**
 - Monthly visual inspections have not been consistently or comprehensively conducted -
 - Please conduct monthly visual inspections in accordance with RSA 146-C and Env-Or 406.18 and provide a copy of recent monthly visual inspections to NHDES.
 - Temporary closure requirements not met -
 - Please place locks on the fill caps of all temporary closed tanks and remove product to > 1 inch per Env-Or 408.04(a)
 - Please note that additional deficiencies were noted in the inspection report that do not apply currently because the gasoline tanks are in temporary closure.

Based on the review of NHDES records, NHDES determined tanks #2 and #3 have been temporary closed since February 16, 2017.

Env-Or 408.04(e) requires any portion of a UST system with secondary containment and leak monitoring that has been temporarily closed for 3 years shall, **within 30 days** be reactivated per Env-Or 408.04(f), allowed to remain in temporary

closure provided the conditions specified in Env-Or 408.04(g) are met or permanently closed in accordance with Env-Or 408.06 through 408.10.

To correct this deficiency, submit documentation of implementation of whichever option you selected. Please reach out to NHDES should you have any questions on the documentation required. Please note the facility is past the deadline specified in Env-Or 408.04(e). Please respond with the intent for the facility in a timely manner.

Please let us know if you have any questions or would like to discuss the compliance of the facility in more detail.

Thank You,

Emily Szmyt
Enforcement Specialist
Waste Management Division
New Hampshire Department of Environmental Services
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From: mark mcconkey <mrkmccconkey@gmail.com>
Sent: Monday, November 23, 2020 10:13 AM
To: Szmyt, Emily <Emily.D.Szmyt@des.nh.gov>
Cc: Mark mcconkey <MRKMCCCONKEY@gmail.com>
Subject: release a non compliance letter

EXTERNAL: Do not open attachments or click on links unless you recognize and trust the sender.

Good morning Emily

I was referred to you by Chad Hays and Chad referred me to you. I am in the process of getting a new septic design for a closed convenience store and gas facility at 125 WEST ROAD, CANTERBURY NH see the enclosed letter. They want to open as a convenience store first and bring gas online if it is warranted. The owner says the diesel tank has been removed and I believe the one stop says that is the case also. What else do we need to do to get Eric Thomas on board so I can finish my job.

Respectfully
Mark

