The State of New Hampshire
Department of Environmental Services

Robert R. Scott, Commissioner

March 8, 2024

TEJASKUMAR PATEL
RUHI LLC
221 CENTRAL AVENUE
DOVER, NH 03820-

Subject Site: **DOVER, MOBIL, 221 CENTRAL AVE**
NHDES Site # 199012028, UST Facility # 0111679

Reference: *UNDERGROUND STORAGE TANK FACILITY SURVEY INSPECTION*

On March 7, 2024, New Hampshire Department of Environmental Services, Waste Management Division (NHDES) staff conducted a Survey inspection of the underground storage tank (UST) system(s) at the Subject Site. This inspection was conducted to confirm previously reported and/or newly suspected non-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 Survey inspection conducted at this facility is part of the NHDES release prevention effort.

This Survey has confirmed your facility is in **Substantial Non-Compliance**. Corrective measures must be immediately taken to resolve these discovered deficiencies. All verifying information supporting deficiency resolution must be submitted to NHDES within **15 days** from the date of this Survey. If NHDES does not receive evidence that all deficiencies have been corrected within this specified timeframe, NHDES will initiate formal Red-Tagging procedures pursuant to NH Statute RSA 146-C:15 (Section 146-C:15 Red-Tagging Procedure). Affixing a **Red-Tag** to a fill pipe lawfully signifies **Fuel Delivery Prohibition**, pursuant to RSA 146-C:14 (Section 146-C:14 Delivery Prohibition.

The following deficiencies require your immediate attention:

DEFICIENCY OBSERVATIONS

RSA 146-C:19, II and Env-Or 406.18 require monthly and annual visual inspections be conducted by or under the direction of the class A or B operator at all UST facilities.

1. The NHDES inspector could not verify monthly visual inspections records are being conducted because the records were not available for the NHDES inspection per RSA 146-C:19, II.
   ***Requested Action*: Please conduct and record monthly visual inspections in accordance with RSA 146-C:19, II and Env-Or 406.18, and submit a copy of the most recent inspection report to NHDES.**

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, a posting of the certified Class C operators for the facility and a posting for the facility response guidelines. Env-Or 404.06 through 404.08 require a permit to operate and that the permit is permanently affixed on the facility premises in a location that is visible to a NHDES inspector. Env-Or 405.01(g) requires that a UST certificate be permanently affixed and visible to the NHDES inspector at the facility premises.

2. The NHDES inspector has determined a current listing of class C operator(s) is not posted per RSA 146-C:17, IV.
   ***Requested Action*: Please post a current listing of class C operators, submit a copy of the class C list to NHDES and notify NHDES in writing that the listing has been posted.**

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, a posting of the certified Class C operators for the facility and a posting for the facility response guidelines. Env-Or 404.06 through 404.08 require a permit to operate and that the permit is permanently affixed on the facility premises in a location that is visible to a NHDES inspector. Env-Or 405.01(g) requires that a UST certificate be permanently affixed and visible to the NHDES inspector at the facility premises.

3. The NHDES inspector has determined Operator Response Guidelines meeting the requirements of RSA 146-C:17, III and RSA 146-C:19, I are not posted.
   ***Requested Action*: Please post Operator Response Guidelines for the UST facility that include spill reporting procedures, contact phone numbers, malfunctioning equipment lock-out/tag-out and notification procedures and initial mitigation protocol for emergencies and notify NHDES in writing when complete.**

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, a posting of the certified Class C operators for the facility and a posting for the facility response guidelines. Env-Or 404.06 through 404.08 require a permit to operate and that the permit is permanently affixed on the facility premises in a location that is visible to a NHDES inspector. Env-Or 405.01(g) requires that a UST certificate be permanently affixed and visible to the NHDES inspector at the facility premises.

4. The NHDES inspector has determined the class A operator is currently overdue for recertification, as required by RSA 146-C:18(I)(a)(3).
   ***Requested Action*: Please have at least one employee certified as a class A operator by an approved training program in accordance with RSA-C:18 and submit a new Statement of Training form to NHDES designating the certified class A operator for the subject facility. Please contact Suzanne Picone (suzanne.m.picone@des.nh.gov) for questions regarding the UST Operator Training Program.**

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, a posting of the certified Class C operators for the facility and a posting for the facility response guidelines. Env-Or 404.06 through 404.08 require a permit to operate and that the permit is permanently affixed on the facility premises in a location that is visible to a NHDES inspector. Env-Or 405.01(g) requires that a UST certificate be permanently affixed and visible to the NHDES inspector at the facility premises.

5. The NHDES inspector has determined the class B operator is currently overdue for recertification, as required by RSA 146-C:18(I)(b)(5).
   ***Requested Action**: Please have at least one employee certified as a class B operator by an approved training program in accordance with RSA-C:18 and submit a new Statement of Training form to NHDES designating the certified class B operator for the subject facility. Please visit https://www.des.nh.gov/business-and-community/fuel-storage-tanks/underground-storage-tanks/operator-training for the NHDES UST Operator Training Program schedule. Please contact Suzanne Picone (suzanne.m.picone@des.nh.gov) for questions regarding the UST Operator Training Program.*

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, a posting of the certified Class C operators for the facility and a posting for the facility response guidelines. Env-Or 404.06 through 404.08 require a permit to operate and that the permit is permanently affixed on the facility premises in a location that is visible to a NHDES inspector. Env-Or 405.01(g) requires that a UST certificate be permanently affixed and visible to the NHDES inspector at the facility premises.

6. The NHDES inspector has determined the permit to operate is not posted, per Env-Or 404.08(a).
   ***Requested Action**: Please permanently post the current facility owner's permit in a location that is visible to a NHDES inspector during a routine inspection and notify NHDES in writing that the permit has been posted. If you are unable to locate your permit, a replacement permit can be provided to you upon request.*

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, a posting of the certified Class C operators for the facility and a posting for the facility response guidelines. Env-Or 404.06 through 404.08 require a permit to operate and that the permit is permanently affixed on the facility premises in a location that is visible to a NHDES inspector. Env-Or 405.01(g) requires that a UST certificate be permanently affixed and visible to the NHDES inspector at the facility premises.

7. The NHDES inspector has determined the UST tank certificate was not posted.
   ***Requested Action**: Please post the UST tank certificate on the facility premises and notify NHDES in writing that the UST tank certificate has been posted.*

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, a posting of the certified Class C operators for the facility and a posting for the facility response guidelines. Env-Or 404.06 through 404.08 require a permit to operate and that the permit is permanently affixed on the facility premises in a location that is visible to a NHDES inspector. Env-Or 405.01(g) requires that a UST certificate be permanently affixed and visible to the NHDES inspector at the facility premises.

8. The NHDES inspector determined the List of Class C operators has expired certifications and therefore does not meet the requirements of RSA 146-C:17, II.
   ***Requested Action**: Please have at least one employee certified as a Class C operator by an approved training program in accordance with RSA-C:18 and submit a new List of Class C operator form to NHDES*

designating the certified Class C operator for the subject facility. Please contact Suzanne Picone (suzanne.m.picone@des.nh.gov) for questions regarding the UST Operator Training Program.

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, a posting of the certified Class C operators for the facility and a posting for the facility response guidelines. Env-Or 404.06 through 404.08 require a permit to operate and that the permit is permanently affixed on the facility premises in a location that is visible to a NHDES inspector. Env-Or 405.01(g) requires that a UST certificate be permanently affixed and visible to the NHDES inspector at the facility premises.

9. The NHDES inspector has determined the facility is not in significant operational compliance with the release prevention and release detection measures of applicable state rules and statutes, (Facility is 3 years past due on all testing) or other requirements of RSA 146-C or the implementing rules, Env-Or 400.
***Requested Action*: Please have the current class A operator recertified by an approved training program in accordance with RSA-C:18 and submit documentation of certification and a new Statement of Training form to NHDES; or designate a replacement class A operator by submitting a new Statement of Training form to NHDES. Please contact Suzanne Picone (suzanne.m.picone@des.nh.gov) for questions regarding the UST Operator Training Program.**

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, a posting of the certified Class C operators for the facility and a posting for the facility response guidelines. Env-Or 404.06 through 404.08 require a permit to operate and that the permit is permanently affixed on the facility premises in a location that is visible to a NHDES inspector. Env-Or 405.01(g) requires that a UST certificate be permanently affixed and visible to the NHDES inspector at the facility premises.

10. The NHDES inspector has determined the facility is not in significant operational compliance with the release prevention and release detection measures of applicable state rules and statutes, (Facility is 3 years past due on all testing) or other requirements of RSA 146-C or the implementing rules, Env-Or 400.
***Requested Action*: Please have the current class B operator recertified by an approved training program in accordance with RSA-C:18 and submit documentation of certification and a new Statement of Training form to NHDES; or designate a replacement class B operator by submitting a new Statement of Training form to NHDES. Please contact Suzanne Picone (suzanne.m.picone@des.nh.gov) for questions regarding the UST Operator Training Program.**

TANK #8 (Containing REGULAR with Capacity of 8000 gallons)

Env-Or 405.06 and Env-Or 406.01 require overfill protection devices be installed and maintained in good working order on all UST systems. Env-Or 405.06(f) requires each overfill protection device to be accessible for inspection of proper operation.

11. The NHDES inspector has determined the overfill protection device was not installed at the required 90% alert or 95% shut off level per Env-Or 405.06(c).
***Requested Action*: Please submit documentation, including measurements and photographs, to NHDES that verifies overfill protection installation at the 90 percent alert or the 95 percent shut off level and overfill protection test results, as required by Env-Or 406.11. Any repaired or replaced overfill prevention device shall be immediately tested and reported to NHDES. Per Env-Or 406.03(c), no transfer**

of regulated substances shall be made to a UST system that is not equipped with overfill protection devices as required by Env-Or 405.06.

Env-Or 406.13 requires the owner to conduct annual leak monitoring system testing for proper operation and submit test results to NHDES no later than 30 days after the date of the test.

12. The NHDES inspector has determined the tank leak monitoring equipment was not tested annually for proper operation.
    Requested Action: ***Please conduct annual leak monitor testing and submit passing test results to NHDES that meet the requirements of Env-Or 406.13(e) through (g). If it is determined that the leak monitoring system is malfunctioning, Env-Or 406.02(c) requires the owner to repair the system and clear and reset any alarm condition to normal operating mode within 15 working days, or place the affected system(s) into temporary closure until satisfactory repairs are made. Finally, if the leak monitor indicates a possible leak, the owner shall investigate the cause of the indication to determine if a leak has occurred, in accordance with Env-Or 406.04.***

Env-Or 406.09 requires automatic line leak detectors to be tested annually in accordance with the manufacturer's requirements to confirm that they are operating in accordance with their designed functions and requires the facility owner to submit test results to NHDES no later than 30 days after the date of the test.

13. The NHDES inspector has determined the line leak detector was not tested annually for proper operation.
    Requested Action: ***Please conduct annual line leak detection testing and submit passing test results to NHDES that meet the requirements of Env-Or 406.09(b) and (c). If it is determined that the line leak detection system is malfunctioning, Env-Or 406.09(f) requires the owner to remove the affected piping system(s) from service until the line leak detector is repaired or replaced and passes the line leak detector test. Finally, if the line leak detection system indicates a possible leak, the owner shall investigate the cause of the indication to determine if a leak has occurred, in accordance with Env-Or 406.04.***

Env-Or 406.13 requires the owner to conduct annual leak monitoring system testing for proper operation and submit test results to NHDES no later than 30 days after the date of the test.

14. The NHDES inspector has determined the piping leak monitoring equipment was not tested annually for proper operation.
    Requested Action: ***Please conduct annual leak monitor testing and submit passing test results to NHDES that meet the requirements of Env-Or 406.13(e) through (g). If it is determined that the leak monitoring system is malfunctioning, Env-Or 406.02(c) requires the owner to repair the system and clear and reset any alarm condition to normal operating mode within 15 working days, or place the affected system(s) into temporary closure until satisfactory repairs are made. Finally, if the leak monitor indicates a possible leak, the owner shall investigate the cause of the indication to determine if a leak has occurred, in accordance with Env-Or 406.04.***

Env-Or 406.12 requires that no later than December 22, 2017 and triennially thereafter, all spill containment equipment without secondary containment and leak monitoring shall be tested for tightness as specified in Env-Or 406.05 through Env-Or 406.08.

15. The NHDES inspector has determined the fill pipe spill containment integrity testing has not been conducted.
    ***Requested Action**: Please conduct triennial tightness testing of the spill containment, per Env-Or 406.12, and submit the passing test results to NHDES. Please refer to Env-Or 406.08(i) for test failure requirements, Env-Or 408.03 for repair requirements, and Env-Or 406.12(g) for closure requirements, if applicable. For closure of a spill containment device, please submit a summary of closure activity per Env-Or 406.12(g) and Env-Or 408.03(e).*

Env-Or 406.17 requires the owner of a motor fuel dispensing UST system to test the primary containment system for tightness no later than December 22, 2017, prior to operation after a significant system modification, and triennially after the initial test.

16. The NHDES inspector has determined the triennial primary containment tightness testing has not been conducted.
    ***Requested Action**: Please conduct triennial tightness testing of the primary containment system, per Env-Or 406.17(b), and submit the passing test results to NHDES that meet the requirements of Env-Or 406.07. If primary containment testing fails, as an unusual operating condition, notify NHDES per Env-Or 406.04. The owner shall investigate the cause of the unusual operating condition within 24 hours of becoming aware of the condition, implement measures to prevent or minimize a release, eliminate a leak, or otherwise correct the deficiency, and submit a written report to NHDES within 7 days that describes the investigation and its conclusions, per Env-Or 406.04(e).*

Env-Or 403.06, Env-Or 405, NFPA 30, NFPA 30A, UL 971 and UL 971A require tank and piping standards for UST systems.

17. The NHDES inspector has determined that the piping shows visual evidence of component deterioration and that the system may not be liquid or vapor tight.
    ***Requested Action**: As an unusual operating condition, per Env-Or 406.04, the owner shall investigate the cause of the unusual operating condition within 24 hours, Implement measures to prevent or minimize a release, eliminate the leak, or otherwise correct the deficiency, and submit a written report to NHDES within 7 days that describes the investigation and its conclusions. As part of the investigation, the owner shall have a tightness test performed on the primary and secondary piping in accordance with Env-Or 406.05 through Env-Or 406.08. Please refer to Env-Or 406.08 for test failure requirements, Env-Or 408.03 for repair requirements, and 408.06 through 408.10 for closure requirements, if applicable. Immediately conduct applicable notification and response actions required of Env-Or 600 if a release has occurred.*

Env-Or 405.09 and Env-Or 406.02 require leak monitoring of tank systems to be installed and in good working order to continuously perform their original design function. Env-Or 405.04, Env-Or 406.01 and Env-Or 406.02 require secondary containment for UST piping systems that is in good working order to perform their original design function, liquid tight and maintained free of liquid and debris.

18. The NHDES inspector has determined the primary lines have deteriorated so much that it's possible they could have a release, The NHDES inspector would like to have the secondary piping (containment) for the piping tested for tightness in case of a release from the primary.

***Requested Action*: Please remove liquid (if present), determine if the secondary piping is tight and if a release has occurred by conducting a tightness test on the secondary piping that meets the requirements of Env-Or 406.05 through Env-Or 406.08 or Env-Or 406.15. As an unusual operating condition, submit a written report to NHDES that describes the investigation and its conclusions, per Env-Or 406.04(e). Please refer to Env-Or 406.08 for test failure requirements, Env-Or 408.03 for repair requirements, Env-Or 408.06 through 408.10 for closure requirements, if applicable. Immediately conduct applicable notification and response actions required of Env-Or 600 if a release has occurred.**

TANK #9 (Containing SUPER with Capacity of 6000 gallons)

Env-Or 405.05 and 406.01 require spill containment devices be installed and maintained in good working order on all UST systems.

19. The NHDES inspector has determined the fill pipe spill containment cover was broken or missing and must be repaired or replaced.
    ***Requested Action*: Please repair or replace cover and submit maintenance results to NHDES. If damage to the riser is discovered or suspected, please notify NHDES of an unusual operating condition, per Env-Or 406.04. Repair or replacement of the spill bucket shall be conducted in accordance with Env-Or 408.03.**

Env-Or 405.06 and Env-Or 406.01 require overfill protection devices be installed and maintained in good working order on all UST systems. Env-Or 405.06(f) requires each overfill protection device to be accessible for inspection of proper operation.

20. The NHDES inspector has determined the overfill protection device was not installed at the required 90% alert or 95% shut off level per Env-Or 405.06(c).
    ***Requested Action*: Please submit documentation, including measurements and photographs, to NHDES that verifies overfill protection installation at the 90 percent alert or the 95 percent shut off level and overfill protection test results, as required by Env-Or 406.11. Any repaired or replaced overfill prevention device shall be immediately tested and reported to NHDES. Per Env-Or 406.03(c), no transfer of regulated substances shall be made to a UST system that is not equipped with overfill protection devices as required by Env-Or 405.06.**

Env-Or 406.13 requires the owner to conduct annual leak monitoring system testing for proper operation and submit test results to NHDES no later than 30 days after the date of the test.

21. The NHDES inspector has determined the tank leak monitoring equipment was not tested annually for proper operation.
    ***Requested Action*: Please conduct annual leak monitor testing and submit passing test results to NHDES that meet the requirements of Env-Or 406.13(e) through (g). If it is determined that the leak monitoring system is malfunctioning, Env-Or 406.02(c) requires the owner to repair the system and clear and reset any alarm condition to normal operating mode within 15 working days, or place the affected system(s) into temporary closure until satisfactory repairs are made. Finally, if the leak monitor indicates a possible leak, the owner shall investigate the cause of the indication to determine if a leak has occurred, in accordance with Env-Or 406.04.**

Env-Or 406.09 requires automatic line leak detectors to be tested annually in accordance with the manufacturer's requirements to confirm that they are operating in accordance with their designed functions and requires the facility owner to submit test results to NHDES no later than 30 days after the date of the test.

22. The NHDES inspector has determined the line leak detector was not tested annually for proper operation.
    ***Requested Action*: Please conduct annual line leak detection testing and submit passing test results to NHDES that meet the requirements of Env-Or 406.09(b) and (c). If it is determined that the line leak detection system is malfunctioning, Env-Or 406.09(f) requires the owner to remove the affected piping system(s) from service until the line leak detector is repaired or replaced and passes the line leak detector test. Finally, if the line leak detection system indicates a possible leak, the owner shall investigate the cause of the indication to determine if a leak has occurred, in accordance with Env-Or 406.04.**

Env-Or 406.13 requires the owner to conduct annual leak monitoring system testing for proper operation and submit test results to NHDES no later than 30 days after the date of the test.

23. The NHDES inspector has determined the piping leak monitoring equipment was not tested annually for proper operation.
    ***Requested Action*: Please conduct annual leak monitor testing and submit passing test results to NHDES that meet the requirements of Env-Or 406.13(e) through (g). If it is determined that the leak monitoring system is malfunctioning, Env-Or 406.02(c) requires the owner to repair the system and clear and reset any alarm condition to normal operating mode within 15 working days, or place the affected system(s) into temporary closure until satisfactory repairs are made. Finally, if the leak monitor indicates a possible leak, the owner shall investigate the cause of the indication to determine if a leak has occurred, in accordance with Env-Or 406.04.**

Env-Or 406.12 requires that no later than December 22, 2017 and triennially thereafter, all spill containment equipment without secondary containment and leak monitoring shall be tested for tightness as specified in Env-Or 406.05 through Env-Or 406.08.

24. The NHDES inspector has determined the fill pipe spill containment integrity testing has not been conducted.
    ***Requested Action*: Please conduct triennial tightness testing of the spill containment, per Env-Or 406.12, and submit the passing test results to NHDES. Please refer to Env-Or 406.08(i) for test failure requirements, Env-Or 408.03 for repair requirements, and Env-Or 406.12(g) for closure requirements, if applicable. For closure of a spill containment device, please submit a summary of closure activity per Env-Or 406.12(g) and Env-Or 408.03(e).**

Env-Or 406.17 requires the owner of a motor fuel dispensing UST system to test the primary containment system for tightness no later than December 22, 2017, prior to operation after a significant system modification, and triennially after the initial test.

25. The NHDES inspector has determined the triennial primary containment tightness testing has not been conducted.
    ***Requested Action*: Please conduct triennial tightness testing of the primary containment system, per Env-Or 406.17(b), and submit the passing test results to NHDES that meet the requirements of Env-Or**

406.07. If primary containment testing fails, as an unusual operating condition, notify NHDES per Env-Or 406.04. The owner shall investigate the cause of the unusual operating condition within 24 hours of becoming aware of the condition, implement measures to prevent or minimize a release, eliminate a leak, or otherwise correct the deficiency, and submit a written report to NHDES within 7 days that describes the investigation and its conclusions, per Env-Or 406.04(e).

Env-Or 403.06, Env-Or 405, NFPA 30, NFPA 30A, UL 971 and UL 971A require tank and piping standards for UST systems.

26. The NHDES inspector has determined that the piping shows visual evidence of component deterioration and that the system may not be liquid or vapor tight.
Requested Action: ***As an unusual operating condition, per Env-Or 406.04, the owner shall investigate the cause of the unusual operating condition within 24 hours, Implement measures to prevent or minimize a release, eliminate the leak, or otherwise correct the deficiency, and submit a written report to NHDES within 7 days that describes the investigation and its conclusions. As part of the investigation, the owner shall have a tightness test performed on the primary and secondary piping in accordance with Env-Or 406.05 through Env-Or 406.08. Please refer to Env-Or 406.08 for test failure requirements, Env-Or 408.03 for repair requirements, and 408.06 through 408.10 for closure requirements, if applicable. Immediately conduct applicable notification and response actions required of Env-Or 600 if a release has occurred.***

Env-Or 405.09 and Env-Or 406.02 require leak monitoring of tank systems to be installed and in good working order to continuously perform their original design function. Env-Or 405.04, Env-Or 406.01 and Env-Or 406.02 require secondary containment for UST piping systems that is in good working order to perform their original design function, liquid tight and maintained free of liquid and debris.

27. The NHDES inspector has determined the primary lines have deteriorated so much that it's possible they could have a release, The NHDES inspector would like to have the secondary piping (containment) for the piping tested for tightness in case of a release from the primary.
Requested Action: ***Please remove liquid (if present), determine if the secondary piping is tight and if a release has occurred by conducting a tightness test on the secondary piping that meets the requirements of Env-Or 406.05 through Env-Or 406.08 or Env-Or 406.15. As an unusual operating condition, submit a written report to NHDES that describes the investigation and its conclusions, per Env-Or 406.04(e). Please refer to Env-Or 406.08 for test failure requirements, Env-Or 408.03 for repair requirements, Env-Or 408.06 through 408.10 for closure requirements, if applicable. Immediately conduct applicable notification and response actions required of Env-Or 600 if a release has occurred.***

DISPENSER #1/2

Env-Or 405.04 and Env-Or 406.01(a) require dispenser sumps to be installed that are liquid-tight, free of liquid and debris, maintained and provided with continuous leak detection monitoring.

28. The NHDES inspector has determined the containment sump integrity testing for all dispenser pans has not been conducted.
Requested Action: ***Please conduct triennial tightness testing of the dispenser containment sump that meets the requirements of Env-Or 406.05 through Env-Or 406.08 or Env-Or 406.15. and submit the passing test results to NHDES. Please refer to Env-Or 406.08 for test failure requirements, Env-Or***

408.03 for repair requirements, Env-Or 406.14(h) and 408.06 through 408.10 for closure requirements, if applicable. Immediately conduct applicable notification and response actions required of Env-Or 600 if a release has occurred.

DISPENSER #3/4

Env-Or 405.04 and Env-Or 406.01(a) require dispenser sumps to be installed that are liquid-tight, free of liquid and debris, maintained and provided with continuous leak detection monitoring.

29. The NHDES inspector has determined the containment sump integrity testing for all dispenser pans has not been conducted.
    Requested Action: Please conduct triennial tightness testing of the dispenser containment sump that meets the requirements of Env-Or 406.05 through Env-Or 406.08 or Env-Or 406.15. and submit the passing test results to NHDES. Please refer to Env-Or 406.08 for test failure requirements, Env-Or 408.03 for repair requirements, Env-Or 406.14(h) and 408.06 through 408.10 for closure requirements, if applicable. Immediately conduct applicable notification and response actions required of Env-Or 600 if a release has occurred.

DISPENSER #5/6

Env-Or 405.04 and Env-Or 406.01(a) require dispenser sumps to be installed that are liquid-tight, free of liquid and debris, maintained and provided with continuous leak detection monitoring.

30. The NHDES inspector has determined the containment sump integrity testing for all dispenser pans has not been conducted.
    Requested Action: Please conduct triennial tightness testing of the dispenser containment sump that meets the requirements of Env-Or 406.05 through Env-Or 406.08 or Env-Or 406.15. and submit the passing test results to NHDES. Please refer to Env-Or 406.08 for test failure requirements, Env-Or 408.03 for repair requirements, Env-Or 406.14(h) and 408.06 through 408.10 for closure requirements, if applicable. Immediately conduct applicable notification and response actions required of Env-Or 600 if a release has occurred.

SUMP #T#8 tank top

Env-Or 406.14 requires the owner to test each new sump for tightness at installation, in accordance with Env-Or 406.05 through Env-Or 406.08 or Env-Or 406.15. Env-Or 406.14 requires that no later than October 13, 2021 and triennially thereafter, in accordance with Env-Or 406.05 through Env-Or 406.08 or Env-Or 406.15.

31. The NHDES inspector has determined the containment sump integrity testing has not been conducted.
    Requested Action: Please conduct triennial tightness testing of the containment sump that meets the requirements of Env-Or 406.05 through Env-Or 406.08 or Env-Or 406.15. and submit the passing test results to NHDES. Please refer to Env-Or 406.08 for test failure requirements, Env-Or 408.03 for repair requirements, Env-Or 406.14(h) and 408.06 through 408.10 for closure requirements, if applicable. Immediately conduct applicable notification and response actions required of Env-Or 600 if a release has occurred.

SUMP #T#9 TANK TOP

Env-Or 406.14 requires the owner to test each new sump for tightness at installation, in accordance with Env-Or 406.05 through Env-Or 406.08 or Env-Or 406.15. Env-Or 406.14 requires that no later than October 13, 2021 and triennially thereafter, in accordance with Env-Or 406.05 through Env-Or 406.08 or Env-Or 406.15.

32. The NHDES inspector has determined the containment sump integrity testing has not been conducted. ***Requested Action*: Please conduct triennial tightness testing of the containment sump that meets the requirements of Env-Or 406.05 through Env-Or 406.08 or Env-Or 406.15. and submit the passing test results to NHDES. Please refer to Env-Or 406.08 for test failure requirements, Env-Or 408.03 for repair requirements, Env-Or 406.14(h) and 408.06 through 408.10 for closure requirements, if applicable. Immediately conduct applicable notification and response actions required of Env-Or 600 if a release has occurred.**

The above noted **deficiencies must be IMMEDIATELY** resolved. NHDES recommends the use of available online forms to help support those deficiency corrections. These forms also provide a dedicated section for the UST system technician to insert the REQUIRED detailed summary of the associated repair/resolution. Please upload all forms, testing results, invoices, inventory records, photographs, etc. to OneStop Navigation | NH Department of Environmental Services.

All NHDES forms can be accessed using these links:

NHDES - Application and Registration Forms
NHDES - AST and UST Testing Forms

Please be advised that failure to correct the deficiencies in a proper and timely manner will result in NHDES proceeding under the NHDES Compliance Assurance Response Policy to determine additional appropriate enforcement response(s). Non-compliant Facilities will be subject to New Hampshire Statute 146-C, which authorizes permit revocation, administrative fines, administrative orders, delivery prohibition, injunctive relief, and civil penalties.

Should you have any questions concerning the content of this letter, please contact me in the Waste Management Division of NHDES at (603) 271-3899. NHDES appreciates your compliance with the UST program in an effort to protect and preserve New Hampshire's fragile environment.

Sincerely,

3/8/2024

ROB STOCKMAN, Inspector Date