

10-5212



Department of Environmental Quality

To protect, conserve, and enhance the Quality of Wyoming's environment for the benefit of current and future generations



Dave Freudenthal, Governor

John Corra, Director

August 4, 2010

CERTIFIED Mail #7007 0710 0000 3817 5703
Return Receipt Requested

Jim Eddington
77 Capital Corporation
1500 East Valley Highway
Torrington, WY 82240

FILED

AUG 18 2010

Jim Ruby, Executive Secretary
Environmental Quality Council


Dear Mr. Eddington:

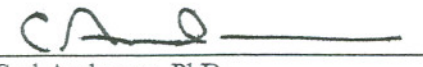
Enclosed you will find a Notice of Violation and Order, Docket Number 4714-10, issued under the provisions of W.S. 35-11-701(c). The retail aboveground storage tank (AST), located at the Torrington Travel Terminal, has not been upgraded nor has a Minimum Site Assessment (MSA) been conducted in accordance with Wyoming Water Quality Rules and Regulations, Chapter 17. An MSA was to have been conducted by October 1, 2007, and the AST was to have been upgraded by October 1, 2008.

Please be aware that the attached Notice of Violation contains an Order detailing what must be done to eliminate and rectify these violations. This order prohibits the delivery of fuels to the retail AST located at the Torrington Travel Terminal until this matter is resolved.

ANY APPEALS TO THE ENVIRONMENTAL QUALITY COUNCIL FROM THE ATTACHED ORDER MUST BE MADE IN WRITING WITHIN THE TEN (10) DAY TIME LIMIT PRESCRIBED BY W.S. 35-11-701(c). Chapter I, Section 3 of the enclosed Department of Environmental Quality Rules of Practice and Procedure sets forth the requirements for the initiation of appeal proceedings. You are urged to review all provisions of the attached Rules of Practice and Procedures as they relate to this action.

If you appeal this order and request a hearing, please file two (2) copies of your written petition. One copy of the petition should go to the Chairman of the Environmental Quality Council at Room 1714, Herschler Building, 1st Floor West, 122 West 25th Street, Cheyenne, Wyoming 82002. The second petition should be sent to John V. Corra, Director, Wyoming Department of Environmental Quality, Herschler Building, 4th Floor West, 122 West 25th Street, Cheyenne, Wyoming 82002. Both petitions must be sent by certified mail, return receipt requested.


John V. Corra
Director
Department of Environmental Quality


Carl Anderson, PhD
Administrator
Solid and Hazardous Waste Division

JVC/CA/KH/OG/SLW

Enclosure: Notice of Violation and Order, Rules of Practice and Procedure

