



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

September 8, 2010

10-5215

CERTIFIED #7007 0710 0000 3817 5925
Return Receipt Requested

Chris Smith
Petroleum Wholesale LP
P.O. Box 4456
Houston, TX 77210

FILED

SEP 13 2010

Jim Ruby, Executive Secretary
Environmental Quality Council

Dear Mr. Smith:

Enclosed you will find a Notice of Violation, Docket Number 4720-10, issued under the provisions of W.S. 35-11-701(c).

On July 7, 2010, a compliance inspection was conducted at storage tank facility 0-001285, which is operated as Sunmart #586 at 1620 Elk Street in Rock Springs. During the recent compliance inspection conducted on July 7, 2010, it was discovered that the facility was not utilizing interstitial monitoring and sump sensors for tank and line leak detection as required by Wyoming Water Quality Rules and Regulations (WWQRR) Chapter 17, Section 14(h). The previous inspection, conducted on September 16, 2008, identified the same violations.

Please be aware that the attached Notice of Violation contains an Order detailing what must be done to eliminate and rectify these violations.

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

Enclosure: Notice of Violation and Order, Rules of Practice and Procedure
JVC/CA/KH/OG/SLW

