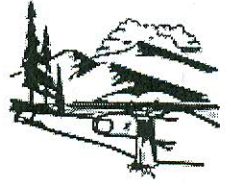




# Department of Environmental Quality

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



12-5204

Matthew H. Mead, Governor

John Corra, Director

February 23, 2012

CERTIFIED # 7011 0110 0001 7176 6157

Robert and Nina Ward  
Ward Trenching  
P.O. Box 159  
Lagrange, WY 82221

**FILED**  
**APR 19 2012**  
Jim Ruby, Executive Secretary  
Environmental Quality Council


Dear Mr. and Mrs. Ward:

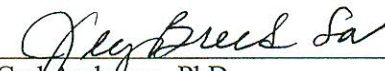
Enclosed you will find a Notice of Violation and Order, Docket Number 4959-12, issued under the provisions of W.S. 35-11-701(c). You are registered as the owner of Ward Trenching, storage tank facility 0-005144, which is located in Lagrange, Wyoming.

STP personnel conducted a compliance inspection at the facility on February 1, 2012. During the inspection a number of violations were discovered: 1) the tank was not being monitored for leaks, 2) the tank did not have a visible overfill prevention device that restricts the flow of product into the tank when 95% full, 3) the tank did not have permanently attached tank top access equipment (ladder) or security fencing, 4) pressurized piping did not appear to have an automatic line leak detector, 5) an operator's annual inspection (OAI) had not been performed, and 6) a spill prevention control and countermeasure (SPCC) plan had not been developed or submitted to the Department of Environmental Quality (DEQ). These are violations of Wyoming Water Quality Rules and Regulations, Chapter 17.

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. Review all provisions of the attached Rules of Practice and Procedure 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.

  
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John V. Corra  
Director  
Department of Environmental Quality

  
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Carl Anderson, PhD  
Administrator  
Solid and Hazardous Waste Division

JVC/CA/KH/OG/SH

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

