



Department of  
**Environment &  
Conservation**

# Underground Storage Tank Enforcement Update

Underground Storage Tanks and  
Solid Waste Disposal Control Board  
June 12, 2024

Rhonda Key, Environmental Manager

# ENFORCEMENT OVERVIEW

The Division issued 52 orders between January 1, 2024 and March 31, 2024

- 12 were Fund Deductible Orders. 10 were Fund Denial Orders. 30 were Operational Compliance orders.
- 9 have been closed, 8 were Appealed, 20 are in Final status, 2 are in Final-Probation status and 7 are in Signed status.

# Enforcement Overview (cont'd)

In the State's third quarter  
(January 1, 2024 through March 31, 2024)

- The Division assessed \$651,130 in civil penalties.
- The Division collected \$187,513 in civil penalties.

# Final Orders

# Final Order

## Summary of FDA24-0009

Fac. ID No. 1-820020/ Appco No. 3, Johnson City, Sullivan County

- Fund Deductible Amount Order signed January 10, 2024.
- Violations on Order:
  - Failing to ensure that cathodic protection is functioning as designed and is effectively preventing corrosion.
- Application for Fund Eligibility is approved with a deductible of \$10,000.00.
- The order became final February 29, 2024. UST is working with the Respondent on CP testing.

# Final Order

## Summary of FDA24-0012

Fac. ID No. 3-331246/ One Eleven Mart, Chattanooga, Hamilton County

- Fund Deductible Amount Order signed January 10, 2024.
- Violations on Order:
  - Failing to report a suspected release with seventy-two (72) hours to the Division.
  - Failing to repair or replace any tank which has had a structural failure.
  - Failing to report a change of status for a UST system to the Division within thirty (30) days.
- Application for Fund Eligibility is approved with a deductible of \$30,000.00.
- The order became final March 1, 2024. The line closure is complete. The notification violation and penalty need to be addressed.

# Final Order

## Summary of FDA24-0016

Fac. ID No. 3-331282/ Murphy USA No. 6727, Chattanooga, Hamilton County

- Fund Deductible Amount Order signed March 18, 2024.
- Violations on Order:
  - Failing to report a suspected release with seventy-two (72) hours to the Division.
  - Failing to have spill prevention equipment that will prevent release of petroleum to the environment when the transfer hose is detached from the fill pipe.
- Application for Fund Eligibility is approved with a deductible of \$30,000.00.
- The order became final April 24, 2024. The penalty needs to be addressed.

# Final Order

## Summary of FDA24-0017

Fac. ID No. 9-791319/ Hop In No. 321, Memphis, Shelby County

- Fund Deductible Amount Order signed February 7, 2024.
- Violations on Order:
  - Failure to monitor spill prevention equipment for UST systems no less frequently than walkthrough inspections are conducted, or to test spill prevention equipment at least once every three years.
  - Failure to conduct annual line tightness test or do monthly monitoring on pressurized underground piping.
  - Failure to test line leak detectors annually.
  - Failure to ensure that electronic and mechanical components are tested annually for proper operation.
  - Failure of facility having one or more petroleum UST systems to have one or more persons designated as Class A, Class B, and Class C Operators.



# Final Order-Continued

## Summary of FDA24-0017-Continued

Fac. ID No. 9-791319/ Hop In No. 321, Memphis, Shelby County

- Fund Deductible Amount Order signed February 7, 2024
- Violations on Order:
  - Failure to conduct a system test when there is a suspected release to determine whether a leak exists in the tank or delivery piping, or a breach exists in either wall of secondary containment.
- Application for Fund Eligibility is approved with a deductible of \$10,000.00
- The order became final April 24, 2024 . UST is working with the Respondent to get the violations addressed.

# Final Order

## Summary of FDA24-0019

Fac. ID No. 7-230209/ K. C. One Stop, Jackson, Dyer County

- Fund Deductible Amount Order signed February 9, 2024.
- Violations on Order:
  - Failure to monitor tanks at least monthly.
  - Failure to perform periodic walkthrough inspections.
  - Failure to have overfill prevention equipment that will automatically shut off the flow into the tank when the tank is no more than ninety-five percent (95%) full.
  - Failure of an unmanned facility to meet Class C Operator requirements by posting appropriate signage conspicuously.
  
- Application for Fund Eligibility is approved with a deductible of \$20,000.00
  
- The order became final April 14, 2024 . The penalty needs to be addressed.

# Final Order

## Summary of FDA24-0020

Fac. ID No. 8-350106/ Millenium Market, Jackson, Hardeman County

- Fund Deductible Amount Order signed March 18, 2024.
- Violations on Order:
  - Failure to monitor tanks at least monthly.
  - Failure to have adequate overflow prevention equipment.
  - Failure to report a suspected release to the Division within seventy-two (72) hours after the occurrence of monitoring results that indicate a release may have occurred.
  - Failure to conduct a system test when there is a suspected release to determine whether a leak exists in the tank or delivery piping, or a breach exists in either wall of secondary containment.
- Application for Fund Eligibility is approved with a deductible of \$30,000.00.
- The order became final April 27, 2024. Facility is scheduled to be red-tagged.

# Final Order

## Summary of FED24-0003

Fac. ID No. 4-710202/ Wildwood Market, Cookeville, Putnam County

- Fund Eligibility Denial Order signed January 12, 2024.
- Violations on Order:
  - Failing to have piping installed after July 25, 2007, that is 100% double walled or secondarily contained with a single wall that ends in sumps.
  - Failing to o conduct annual line tightness test or do monthly monitoring on pressurized underground piping.
  - Failing to provide release detection method capable of detecting a release from tank that routinely contains product.
  - Failing to operate and maintain overflow equipment to be in good working condition.
  - Failing to perform periodic walkthrough inspections.

# Final Order-Continued

## Summary of FED24-0003-Continued

Fac. ID No. 4-710202/ Wildwood Market, Cookeville, Putnam County

- Violations on Order:
  - Failing to maintain a log of at least the last 12 months of visual inspections for seeps and drips after removing the dispenser cover.
  - Failing to test electronic and mechanical components at least annually for proper operation.
  
- The Application for Fund Eligibility is denied.
  
- The order became final February 26, 2024. The facility is red-tagged.

# Final Order

## Summary of FED24-0005

Fac. ID No. 5-740110/ Murphy USA No. 7518, Nashville, Robertson County

- Fund Eligibility Denial Order signed February 7, 2024.
- Violations on Order:
  - Failure to submit the application for fund eligibility within ninety (90) days of the suspected release.
- The Application for Fund Eligibility is denied.
- The order became final March 22, 2024.

# Final Order

## Summary of UST22-0097

Fac. ID No. 4-930038 / South Young Market, Cookeville, White County

- Director's Order signed March 15, 2024.
- Violations on Order:
  - Failing to comply with Order UST21-0034.
  - Failing to designate Class A and Class B Operators.
  - Failing to cooperate with the Division.
- Penalty:
  - Total fees and penalties: \$4,560.00.
- The order became final April 24, 2024, and is currently in OGC. The attorney is working to determine if the Division had proper service of the order.

# Final Order

## Summary of UST23-0058

Fac. ID No. 3-580099/ Jasper Citgo, Chattanooga, Marion County

- Director's Order signed January 10, 2024.
- Violations on Order:
  - Failing to provide release detection method capable of detecting a release from tank that routinely contains product.
  - Failing to conduct annual line tightness test or do monthly monitoring on pressurized underground piping.
  - Failing to perform periodic walkthrough inspections.
  - Failing to remove dispenser cover and visually inspect for releases, seeps, drips at least quarterly.
  - Failing to successfully complete retraining to the appropriate level of operator class within a timeframe determined by the division when a significant operational compliance violation is discovered.



# Final Order-Continued

## Summary of UST23-0058-Continued

Fac. ID No. 3-580099/ Jasper Citgo, Chattanooga, Marion County

- Director's Order signed January 10, 2024.
- Violations on Order:
  - Failure of the facility having one or more petroleum UST systems to have one or more persons designated as Class A, Class B, and Class C Operators.
  - Failing to cooperate with the Division.
- Penalty:
  - Total fees and penalties: \$37,440.00
- The order became final March 1, 2024, and is currently in OGC.

# Final Order

## Summary of UST23-0076

Fac. ID No. 9-791530 / Summer Gas and Food Mart Inc, Memphis, Shelby County

- Director's Order signed January 10, 2024.
- Violations on Order:
  - Failing to report a change of status for a UST system to the Division within thirty (30) days.
  - Failing to cooperate with the Division.
- Penalty:
  - Total fees and penalties: \$1,440.00.
- The order became final March 1, 2024, and is currently in OGC.

# Final Order

## Summary of UST23-0086

Fac. ID No. 9-792730 / Arlington C. Store, Memphis, Shelby County

- Director's Order signed January 10, 2024.
- Violations on Order:
  - Failing of facility to have one or more petroleum UST systems to have one or more persons designated as Class A and Class B Operators
  - Failing to have appropriate signage and an instruction manual available for the Class C Operator on site whenever the facility is operating
  - Failing to ensure that electronic and mechanical components are tested annually for proper operation
  - Failing to monitor tanks at least monthly
  - Failing to conduct an annual line tightness test or do monthly monitoring on pressurized underground piping

# Final Order-Continued

## Summary of UST23-0086-Continued

Fac. ID No. 9-792730 / Arlington C. Store, Memphis, Shelby County

- Director's Order signed January 10, 2024.
- Violations on Order:
  - Failing to successfully complete retraining to the appropriate level of operator Class within a timeframe determined by the division when a significant operational compliance violation is discovered.
  - Failing to cooperate with the Division.
- Penalty:
  - Total fees and penalties: \$40,080.00
- The order became final March 4, 2024, and is currently in OGC.

# Final Order

## Summary of UST23-0111

Fac. ID No. 3-330010 / Hil-Stop Inc, Chattanooga, Hamilton County

- Director's Order signed January 10, 2024.
- Violations on Order:
  - Failing to inspect overfill prevention equipment at least once every three years.
  - Failing to operate and maintain corrosion protection system in accordance with a corrosion expert's design to provide continuous protection.
  - Failing to have one or more persons designated as Class A, Class B, and Class C Operators.
  - Failing to cooperate with the Division.
- Penalty:
  - Total fees and penalties: \$6,960.00.
- The order became final March 1, 2024, and is currently in OGC.

# Final Order

## Summary of UST23-0115

Fac. ID No. 8-570527 / IP Investment Group LLC, Jackson, Madison County

- Director's Order signed February 9, 2024.
- Violations on Order:
  - Failing to conduct annual line tightness test or do monthly monitoring on pressurized underground piping.
  - Failing to have spill prevention equipment that will prevent release of petroleum to the environment when the transfer hose is detached from the fill pipe.
  - Failing to successfully complete retraining to the appropriate level of operator class within a timeframe determined by the division when a significant operational compliance violation is discovered.
  - Failing to cooperate with the Division.
- Penalty:
  - Total fees and penalties: \$14,160.00.
- The order became final April 1, 2024, and is currently in OGC.

# Final Order

## Summary of UST23-0123

Fac. ID No. 8-840062 / Fastimes No. 4, Memphis, Tipton County

- Director's Order signed February 9, 2024.
- Violations on Order:
  - Failing to inspect overfill prevention equipment at least once every three years.
  - Failing to have a trained Class C Operator before assuming responsibility for responding to emergencies.
  - Failing to successfully complete retraining to the appropriate level of operator Class within a timeframe determined by the Division when a significant operational compliance violation is discovered.
  - Failing to cooperate with the Division.
- Penalty:
  - Total fees and penalties: \$11,880.00
- The order became final April 16, 2024, and is currently in OGC.

# Final Order

## Summary of UST23-0161

Fac. ID No. 9-791547 / Stop-N-Go, Memphis, Shelby County

- Director's Order signed February 23, 2024.
- Violations on Order:
  - Failing to have at least one trained Class C Operator on site whenever the facility is operating.
  - Failing to comply with requirements concerning, design, construction, utilization and or upgrade of corrosion protection for piping.
  - Failing to cooperate with the Division.
- Penalty:
  - Total fees and penalties: \$8,400.00.
- The order became final April 15, 2024, and is currently in OGC.



# Final Order

## Summary of UST23-0170

Fac. ID No. 8-840053/ Midway Grocery No. 1, Memphis, Tipton County

- Director's Order signed January 10, 2024.
- Violations on Order:
  - Failing to ensure that cathodic protection system is tested every three years.
  - Failing to install or provide adequate overfill prevention system.
  - Failing to conduct annual line tightness tests or do monthly monitoring on pressurized underground piping.
  - Failing to successfully complete retraining to the appropriate level of operator Class within timeframe determined by the division when a significant operational compliance violation is discovered.
  - Failing to cooperate with the Division.
- Penalty:
  - Total fees and penalties: \$29,520.00.
- The order became final February 29, 2024, and is currently in OGC.

# Final Order

## Summary of UST23-0183

Fac. ID No. 7-230201/ West End Market, Jackson, Dyer County

- Director's Order signed February 23, 2024.
- Violations on Order:
  - Failing to monitor tank monthly.
  - Failing to ensure that cathodic protection system is tested every three years.
  - Failing to cooperate with the Division.
- Penalty:
  - Total fees and penalties: \$5,280.00
- The order became final April 15, 2024, and is scheduled to be red tagged.

# Final Order

## Summary of UST23-0209

Fac. ID No. 7-920104/ Volunteer Mkt, Jackson, Weakley County

- Director's Order signed January 10, 2024.
- Violations on Order:
  - Failing to ensure that cathodic protection system is tested within six months of installation and every three years thereafter.
  - Failing to cap and secure all other lines, pumps, manways and ancillary equipment.
  - Failing to cooperate with the Division.
- Penalty:
  - Total fees and penalties: \$8,160.00.
- The order became final February 28, 2024, and is currently in OGC.

# Final Order

## Summary of UST23-0217

Fac. ID No. 3-260164/ Chally Wally, Columbia, Franklin County

- Director's Order signed February 23, 2024.
- Violations on Order:
  - Failing to ensure that cathodic protection system is tested within six (6) months of installation and every three years thereafter
  - Failing to have adequate overfill prevention system
  - Failing to install other system parts in accordance with manufacturer's installation instructions
  - Failing to test electronic and mechanical components at least annually for proper operation
  - Failing to successfully complete retraining to the appropriate level of operator Class within a time frame determined by the division when a significant operational compliance violation is discovered
  - Failing to report a change of status for a UST system within 30 days
  - Failing to cooperate with the Division.
- Penalty:
  - Total fees and penalties: \$24,000.00
- The order became final April 17, 2024, and is currently in OGC.

# Final-Probation Orders

# Final Order-Probation

## Summary of FDA24-0018

Fac. ID No. 3-330519/ Narkan, Inc., Chattanooga, Hamilton County

- Settlement Agreement signed March 13, 2024.
- Violations on Order:
  - Failing to report a suspected release to the Division within seventy-two (72) hours after the occurrence of unusual operating conditions.
- Penalty:
  - Total fees and penalties: \$2,305.00
- The Respondent is on probation for one year from the effective date of the agreement.

# Final Order-Probation

## Summary of UST23-0125

Fac. ID No. 2-471283/ Pilot Corporation No. 166, Knoxville, Knox County

- Settlement Agreement signed May 9, 2024.
- Violations on Order:
  - Failing to have overflow prevention equipment that will automatically shut off the flow into the tank when the tank is no more than ninety-five percent (95%) full.
  - Failing to cooperate with the Division.
- Penalty:
  - Total civil penalty: \$5,116.35.
- The Respondent is on probation for one year from the effective date of the agreement.

# Appealed Orders



# Appealed Order

## Summary of FDA24-0013

Fac. ID No. 5-220122 / MEI No. 2, Nashville, Dickson County

- Fund Deductible Amount Order signed January 10, 2024
- Violations on Order:
  - Failing to report a suspected release within seventy-two (72) hours to the Division.
- Application for Fund Eligibility is approved with a deductible of \$30,000.00
- The order was appealed on February 28, 2024, and is currently in OGC.

# Appealed Order

## Summary of FED24-0006

Fac. ID No. 7-270277/ Needee Neighborhood, Jackson, Gibson County

- Fund Eligibility Denial Order signed January 10, 2024
- Violations on Order:
  - Failure to report a suspected release to the division within 72 hours after discovery of released petroleum, the occurrence of unusual operating conditions or the occurrence of monitoring results that indicate a release may have occurred.
  - Failure to repair, replace or close the UST system and begin corrective action if test results indicate that a release exists.
  - Failure to monitor spill prevention equipment, for UST systems no less frequently than walkthrough inspections are conducted, or to test spill prevention equipment at least once every three years.
  - Failure to comply with requirements concerning design, construction, utilization, and or upgrade of corrosion protection for piping.
  - Failure to inspect overflow prevention equipment at least once every three years.
  - Failure to inspect containment sumps as part of the required annual walkthrough inspection.

# Appealed Order

## Summary of FED24-0006 (cont'd)

Fac. ID No. 7-270277/ Needee Neighborhood, Jackson, Gibson County

- Fund Eligibility Denial Order signed January 10, 2024
- Violations on Order:
  - Failure of facility having one or more petroleum UST systems to have one or more persons designated as Class A, Class B, and Class C Operators.
  - Failure to ensure that electronic and mechanical components are tested annually for proper operation.
  - Failure to test line leak detectors annually.
  - Failure to conduct annual line tightness test or do monthly monitoring on pressurized underground piping.
  - Failure to conduct a site check properly when there is environmental contamination present.
- The Application for Fund Eligibility is denied.
- The order was appealed on February 27, 2024, and is currently in OGC.

# Appealed Order

## Summary of UST22-0181

Fac. ID No. 8-840080 / Lucky Market, Memphis, Tipton County

- Director's Order signed February 8, 2024.
- Violations on Order:
  - Failing to provide release detection method capable of detecting a release from tank that routinely contains product.
  - Failing to conduct annual line tightness test or do monthly monitoring on pressurized underground piping for a temporarily closed tank system that contains greater than 1 inch of liquid and/or residue.
  - Failing to perform periodic walkthrough inspections for a temporarily closed tank system that contains greater than 1 inch of liquid and/or residue.
  - Failing to monitor spill prevention equipment for UST systems no less frequently than walkthrough inspections are conducted, or to test spill prevention equipment at least once every three years for a temporarily closed tank system that contains greater than 1 inch of liquid and/or residue.
  - Failing to inspect overfill prevention equipment at least once every three years for a temporarily closed tank system that contains greater than 1 inch of liquid and/or residue
  - Failing to test line leak detectors annually for a temporarily closed tank system that contains greater than 1 inch of liquid and/or residue.

# Appealed Order-Continued

## Summary of UST22-0181-Continued

Fac. ID No. 8-840080 / Lucky Market, Memphis, Tipton County

- Director's Order signed February 8, 2024.
- Violations on Order:
  - Failing to report a suspected release to the division within seventy-two (72) hours after discovery of released petroleum, the occurrence of unusual operating conditions, or the occurrence of monitoring results that indicate a release may have occurred.
  - Failing to conduct a system test when there is a suspected release to determine whether a leak exists in the tank or delivery piping, or a breach exists in either wall of secondary containment.
  - Failing to cooperate with the Division.
- Penalty:
  - Total fees and penalties: \$40,800.00.
- The order was appealed on March 6, 2024, and is currently in OGC.

# Appealed Order

## Summary of UST23-0075

Fac. ID No. 8-200008 / Perryville Mini Mart, Jackson, Decatur County

- Director's Order signed February 9, 2024.
- Violations on Order:
  - Failing to test electronic and mechanical components at least annually for proper operation
  - Failing to monitor spill prevention equipment, for UST systems no less frequently than walkthrough inspections are conducted, or to test spill prevention equipment at least once every three years.
  - Failing to inspect overfill prevention equipment at least once every three years.
  - Failing to ensure that cathodic protection system is tested within six months of installation and every three years thereafter.
  - Failing to cooperate with the Division.
- Penalty:
  - Total civil penalty: \$23,040.00.
- The Order was appealed on March 25, 2024, and is currently in OGC.

# Appealed Order

## Summary of UST23-0134

Fac. ID No. 8-570362 / Bull Market 305, Jackson, Madison County

- Director's Order signed February 23, 2024.
- Violations on Order:
  - Failing to have adequate overfill prevention.
  - Failing to cooperate with the Division.
- Penalty:
  - Total civil penalty: \$7,200.00.
- The Order was appealed on April 10, 2024, and is currently in OGC.

# Appealed Order

## Summary of UST23-0193

Fac. ID No. 9-792726 / Murphy Express No. 8674, Memphis, Shelby County

- Director's Order signed February 26, 2024.
- Violations on Order:
  - Failing to conduct an annual line tightness test or do monthly monitoring on pressurized underground piping.
  - Failing to have spill prevention equipment that will prevent the release of petroleum to the environment when the transfer hose is detached from the fill pipe.
  - Failing to perform periodic walkthrough inspections.
  - Failing to cooperate with the Division.
- Penalty:
  - Total civil penalty: \$21,120.00.
- The Order was appealed on April 15, 2024, and is currently in OGC.



# Appealed Order

## Summary of UST23-0204

Fac. ID No. 9-791913 / Gas Express, Memphis, Shelby County

- Director's Order signed February 23, 2024.
- Violations on Order:
  - Failing to comply with requirements concerning design, construction, utilization, and or upgrade of corrosion protection for piping.
  - Failing to ensure that cathodic protection system is tested every three years.
  - Failing to keep spill catchment basins free of water, dirt, debris, etc.
  - Failing to successfully complete retraining to the appropriate level of operator Class within a timeframe determined by the Division when a significant operational compliance violation is discovered.
  - Failing to cooperate with the Division.
- Penalty:
  - Total civil penalty: \$18,240.00
- The Order was appealed on April 11, 2024, and is currently in OGC.

# Appealed Order

## Summary of UST23-0210

Fac. ID No. 8-570362 / Bull Market 305, Jackson, Madison County

- Director's Order signed February 23, 2024.
- Violations on Order:
  - Failing to have adequate overfill prevention.
  - Failing to cooperate with the Division.
- Penalty:
  - Total civil penalty: \$7,200.00.
- The Order was appealed on April 10, 2024, and is currently in OGC.

# Closed Orders

# Closed Order

## Summary of UST23-0127

Fac. ID No. 9-793637 / Winchester Express, Memphis, Shelby County

- Director's Order signed February 23, 2024.
- Violations on Order:
  - Failing to have at least one trained Class C Operator on site whenever the facility is operating.
  - Failing to report a change of status for a UST system within 30 days.
  - Failing to cooperate with the Division.
- Penalty:
  - Total fees and penalties: \$2,880.00.
- The order became final April 21, 2024. The Respondent returned to operational compliance and paid the full civil penalties. This case was closed.

# Closed Order

## Summary of FDA24-0014

Fac. ID No. 2-070100/ Dash N Go No. 1, Knoxville, Campbell County

- Fund Deductible Amount Order signed February 7, 2024.
- Violations on Order:
  - Failure to monitor tanks at least monthly.
  - Failure to test spill prevention equipment at least once every three years.
  - Failure to inspect overfill prevention equipment at least once every three years.
  - Failure to test line leak detectors annually.
  - Failure to conduct annual line tightness test or do monthly monitoring on pressurized underground piping.
  - Failure to perform annual walkthrough inspection.
- Application for Fund Eligibility is approved with a deductible of \$20,000.00.
- All the requirements of the Order have been met. Enforcement case was closed March 14, 2024.

# Closed Order

## Summary of FDA24-0015

Fac. ID No. 6-020166/ Pit Stop Market, Columbia, Bedford County

- Fund Deductible Amount Order signed January 10, 2024.
- Violations on Order:
  - Failure to perform periodic walkthrough inspections.
  - Failure to inspect overfill prevention equipment at least once every three years.
- Application for Fund Eligibility is approved with a deductible of \$10,000.00.
- There was no civil penalty assessment or operator retraining. Release investigation closed. Property owners not properly served, but Division is not going to pursue service on the property owners. Enforcement case closed March 2, 2024.

# Closed Order

## Summary of FDA24-0025

Fac. ID No. 9-792617/ Circle K. No. 4703678, Memphis, Shelby County

- Fund Deductible Amount Order signed March 18, 2024.
- Violations on Order:
  - Failing to test line leak detectors annually.
- Application for Fund Eligibility is approved with a deductible of \$10,000.00.
- The Order went final, and the Respondent completed operator retraining after the inspection where the violations were discovered, and the remediation case closed. Enforcement case closed May 3, 2024.

# Closed Order

## Summary of FED24-0002

Fac. ID No. 5-950113/ Pilot Travel Center No. 411, Nashville, Wilson County

- Fund Eligibility Denial Order signed March 18, 2024.
- Violations on Order:
  - Failing to report a suspected release within seventy-two (72) hours to the Division.
- Application for Fund Eligibility is denied.
- The civil penalty was paid, and the remediation case closed. Enforcement case closed May 3, 2024.



# Closed Order

## Summary of FED24-0004

Fac. ID No. 2-070149/ Murphy Express No. 8516, Knoxville, Campbell County

- Fund Eligibility Denial Order signed February 7, 2024.
- Violations on Order:
  - Failure to perform periodic walkthroughs.
  - Failure to remove dispenser covers and visually inspect for releases, seeps, drips at least quarterly.
  - Failure to report a release to the Division within seventy-two (72) hours.
- Application for Fund Eligibility is denied.
- The Respondent returned to compliance, the civil penalty was paid, and the remediation case closed. Enforcement case closed April 15, 2024.

# Closed Order

## Summary of FED24-0007

Fac. ID No. 7-920161/ Little General No. 3250, Jackson, Weakley County

- Fund Eligibility Denial Order signed February 7, 2024.
- Violations on Order:
  - Failure to submit the application for fund eligibility within ninety (90) days of the suspected release.
- Application for Fund Eligibility is denied.
- The Order went final, and the remediation case closed. Enforcement case closed April 1, 2024.

# Closed Order

## Summary of FED24-0010

Fac. ID No. 9-791085/ Circle K. No. 4703666, Memphis, Shelby County

- Fund Eligibility Denial Order signed February 7, 2024.
- Violations on Order:
  - Failure to install, calibrate, operate, or maintain release detection methods for tank in accordance with manufacturer's instructions.
- Application for Fund Eligibility is denied.
- The Order went final, Respondent completed operator retraining and the remediation case closed. Enforcement case closed March 27, 2024.

# Closed Order

## Summary of UST23-0243

Fac. ID No. 5-750321/ Mapco Express No. 3316, Nashville, Rutherford County

- Director's Order signed February 23, 2024.
- Violations on Order:
  - Failure of containment sumps used for interstitial monitoring of piping to be double walled and be periodically monitored at a frequency no less than the frequency of the walkthrough or be tested every three years.
  - Failure to inspect overfill prevention equipment at least once every three years
  - Failure to test line leak detectors annually
  - Failure to monitor tanks at least monthly
  - Failure to report a change of status for a UST system within thirty (30) days.
- Penalty:
  - Total fees and penalties: \$18,240.00
- All violations addressed and the civil penalty paid. Enforcement case closed May 10, 2024.

# Non-Suit Orders

# Non-Suit Order

## Summary of UST23-0122

Fac. ID No. 9-790137/ Airpark Express, Memphis, Shelby County

- Director's Order signed February 9, 2024.
- Violations on Order:
  - Failure to perform periodic walkthrough inspections.
  - Failure to perform annual walkthrough inspection.
  - Failure of facility to have one or more Class A, Class B, and Class C operators.
  - Failure to have at least one trained Class C operator on site whenever the facility is operating.
  - Failure to keep a log of monthly inspection of spill catchment basins for twelve months.
  - Failure to maintain a log of at least the last twelve months of visual inspections for seeps and drips after removing the dispenser cover.
- Penalty:
  - Total fees and penalties: \$4,560.00.
- All violations completed before the Order was issued. Enforcement case non-suited April 8, 2024.