

**Division of Waste Management
UST Section
Civil Penalty Assessments**

2022

<u>January</u>	<u>February</u>	<u>March</u>	<u>April</u>
<u>May</u>	<u>June</u>	<u>July</u>	<u>August</u>
<u>September</u>	<u>October</u>	<u>November</u>	<u>December</u>

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January 2022**

Responsible Party	Facility Name	Violation(s)	Penalty Amount	Date Assessed
Beverly P. & Jerry B. Kivett Living Trust 2250 Bethel Church Rd. Pleasant Garden, NC	Kivett's Auto 1100 Randleman Rd. Randleman, NC Randolph Co.	Violation of 15A NCAC 2N .0303 by failing to update registration information for three UST systems, violation of 15A NCAC 2N .0801 by failing to secure and maintain three UST systems in temporary closure and violation of NCGS 143-215.94NN-SS by failing to provide a trained primary operator for three UST systems.	\$9,689.36	01/25/2022
Anushka, Inc. 2650 Soco Rd. Maggie Valley, NC	Anushka, Inc. 2650 Soco Rd. Maggie Valley, NC Haywood Co.	Violation of 15A NCAC 2N .0603 by failing to investigate a suspected release for one UST system and violation of NCGS 143-215.94NN-SS by failing to provide a trained primary operator for four UST systems.	\$6,463.24	01/28/2022
Baby Hriya LLC 2020 Fairview Circle Wilkesboro, NC	Petro USA 133 Hillsboro St. Pittsboro, NC Chatham Co.	Violation of 15A NCAC 2N .0502 by failing to conduct leak detection for four USTs, violation of 15A NCAC 2N .0502 by failing to conduct leak detection for two pressurized piping systems, violation of 15A NCAC 2N .0505 by failing to conduct annual tests of the operation of two ALLDs and violation of NCGS 143-215.94NN-SS by failing to retrain a primary operator after violations were found during an inspection.	\$5,848.84	01/12/2022
Sam Gillani 1970 Sugar Lake Ct. Lawrenceville, GA	One Stop 5 1591 Old Hendersonville Hwy. Pisgah Forest, NC Transylvania Co.	Violation of 15A NCAC 2N .0301 by failing to provide spill prevention for four UST systems, violation of 15A NCAC 2N .0407 by failing to conduct periodic operation and maintenance walkthrough inspections for four UST systems and violation of NCGS 143-215.94NN-SS by failing to provide a trained primary operator for four UST systems.	\$9,963.24	01/05/2022
JIDT LLC 5202 Casper Dr. Charlotte, NC	Lake Mart 2333 South Point Rd. Belmont, NC Gaston Co.	Violation of 15A NCAC 2N .0502 and .0506 by failing to comply with leak detection requirements for one UST and violation of NCGS 143-215.94U by allowing petroleum to be placed into unpermitted UST systems.	\$5,545.56	01/31/2022

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February 2022**

Responsible Party	Facility Name	Violation(s)	Penalty Amount	Date Assessed
Delmar Holder 129 Locust Cove Rd. Robbinsville, NC	Joyce's Nantahala Convenience 1370 Highway 19 Topton, NC Macon County	Violation of 15A NCAC 2N .0801 by failing to permanently close three substandard temporarily closed UST systems.	\$8,093.92	02/07/2022
Monroe Oil Company, Inc, 519 E. Franklin St. Monroe, NC	Amoco 16 5432 Pageland Hwy Monroe, NC Union County	Violation of 15A NCAC 2N .0603 by failing to investigate suspected releases after three spill containment buckets failed tightness tests.	\$5,004.96	02/24/2022
J. H. Seale & Son, Inc. 870 S. Guignard Dr. Sumter, SC	Lake Mart 2333 South Point Rd. Belmont, NC Gaston County	Violation of NCGS 143-215.94U by placing petroleum product into two unpermitted UST systems.	\$1,938.86	02/01/2022

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March 2022**

Responsible Party	Facility Name	Violation(s)	Penalty Amount	Date Assessed
RLIF East 3, LLC 201 West St. Annapolis, MD	XPO Logistics Freight, Inc. 6701 Old Statesville Rd. Charlotte, NC Mecklenburg Co.	Violation of 15A NCAC 2N .0404 by failing to repair and/or tightness test a damaged UST system component for four UST systems, violation of 15A NCAC 2N .0502 and .0506 by failing to meet leak detection requirements for two petroleum USTs, violation of 15A NCAC 2N .0502 and .0506 by failing to meet leak detection requirements for two suction piping systems and violation of 15A NCAC 2N .0503 and .0506 by failing to meet leak detection requirements for two hazardous substance USTs.	\$9,545.56	03/07/2022

**Division of Waste Management
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April 2022**

No civil penalties were assessed.

**Division of Waste Management
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May 2022**

Responsible Party	Facility Name	Violation(s)	Penalty Amount	Date Assessed
Mecklenburg County 600 E. 4 th St. Charlotte, NC	Mecklenburg County Courthouse 832 E. 4 th St. Charlotte, NC Mecklenburg Co.	Violation of NCGS 143-215.94U by allowing petroleum product to be placed into an unpermitted UST system.	\$1,751.80	05/06/2022
LB&B Associates Inc. 9891 Broken Land Pkwy., # 400 Columbia, MD	Mecklenburg County Courthouse 832 E. 4 th St. Charlotte, NC Mecklenburg Co.	Violation of NCGS 143-215.94U by allowing petroleum product to be placed into an unpermitted UST system.	\$1,751.80	05/06/2022
Nisbett Oil Company 1818 Baxter St. Charlotte, NC	Mecklenburg County Courthouse 832 E. 4 th St. Charlotte, NC Mecklenburg Co.	Violation of NCGS 143-215.94U on August 24, 2021 by placing petroleum product into an unpermitted UST system.	\$1,751.80	
Tommie L. Bailey PO box 1347 Wake Forest, NC	E. Norris Bailey & Son 6708 Zebulon Rd. Wake Forest, NC Wake Co.	Violation of 15A NCAC 2N .0304 by failing to provide secondary containment for a piping system located between 50 and 100 feet of a well supplying water for human consumption and violation of NCGS 143-215.94NN-SS by failing to retrain a primary operator after violations were found during an inspection.	\$6,952.58	05/23/2022
Gamil Aljaradi 6746 US Hwy 64 W. Asheboro, NC	AJ Mart 6746 US Hwy 64 W. Asheboro, NC Randolph Co.	Violation of 15A NCAC 2N .0502 and .0506 by failing to comply with leak detection requirements for three USTs.	\$3,818.68	05/24/2022

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May 2022 (cont'd)**

Auroa Mini Mart, Inc. 2918 Trent Rd. New Bern, NC	Aurora Mini Mart 391 NC 33 Hwy Aurora, NC Beaufort Co.	Violation of 15A NCAC 2N .0407 by failing to comply with periodic operation and maintenance walkthrough inspection requirements for four UST systems, violation of 15A NCAC 2N .0501 by failing to check leak detection equipment operability annually for four UST systems, violation of 15A NCAC 2N .0502 and .0506 by failing to comply with leak detection requirements for four USTs and violation of NCGS 143-215.94NN-SS by failing to provide a trained primary operator for four UST systems.	\$9,400.28	05/27/2022
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June 2022**

Responsible Party	Facility Name	Violation(s)	Penalty Amount	Date Assessed
RENTZ-EDEN OIL LLC 177 Landfall Dr. Eden, NC	P & D Food Mart 238 N. Main St. Eden, NC Rockingham Co.	Violation of 15A NCAC 2N .0502 and .0506 by failing to comply with the requirements for leak detection for four USTs.	\$3,159.24	06/07/2022
Shivkrupa Corporation of N.C., Inc. 1644 Beverly Ln. Lincolnton, NC	Hillside Market & Grill 6710 Dallas Cherryville Hwy Bessemer City, Gaston Co.	Violation of 15A NCAC 2N .0502 and .0506 by failing to comply with the requirements for leak detection for two USTs, violation of 15A NCAC 2N .0502 and .0506 by failing to comply with the requirements for leak detection for four pressurized piping systems and violation of 15A NCAC 2N .0505 by failing to conduct annual operability tests for ALLDs associated with four pressurized piping systems.	\$4,948.68	06/23/2022
Natvarlal B. Patel 3562 Fieldstone Dr. Gastonia NC	Omni Mart 32 3343 Union Rd. Gastonia, NC Gaston Co.	Violation of 15A NCAC 2N .0407 by failing to comply with the requirements for periodic operation and maintenance walkthrough inspections for two UST systems, violation of 15A NCAC 2N .0502 by failing to conduct leak detection for two USTs, violation of 15A NCAC 2N .0502 by failing to conduct leak detection for two pressurized piping systems and violation of NCGS 154-215.94NN-SS by failing to retrain a primary operator after violations were found at an inspection.	\$7,842.44	06/30/2022

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July 2022**

Responsible Party	Facility Name	Violation(s)	Penalty Amount	Date Assessed
Great Lakes Petroleum 5001 Wilkinson Blvd. Charlotte, NC	Family Dollar Stores, Inc. 20401 Monroe Rd. Matthews, NC Mecklenburg Co.	Violation of NCGS 143-215.94U by placing petroleum product into an unpermitted UST system.	\$1,891.44	07/11/2022
Seagroves Supply Co., Inc. 8321 Hwy 751 Durham, NC	Sea Seagroves Supply Co., Inc. 8321 Hwy 751 Durham, NC Durham Co.	Violation of NCGS 143-215.94NN-SS by failing to retrain a primary operator for three UST systems.	\$2,466.04	07/27/2022
Lynch Oil Company, Inc. 1609 W. Webb Ave. Burlington, NC 27217	Lynch Oil Co., Inc. 1609 W. Webb Ave. Burlington, NC 27217 Alamance County	Violation of 15A NCAC 2N .0301 from by failing to meet overfill control requirements for two UST systems, violation of 15A NCAC 2N .0407 by failing to comply with periodic operation and maintenance walkthrough inspections requirements for two UST systems and violation of NCGS 143-215.94NN-SS by failing to retrain a primary operator for two UST systems.	\$9,848.42	07/07/2022
Lee Transport, Inc. 1857 Buckhorn Rd. Sanford, NC	D & D General Store 3201 Carbondon Rd. Sanford, NC Lee County	Violation of NCGS 143-215.94U by placing petroleum product into two unpermitted UST systems.	\$4,696.00	07/27/2022

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August 2022**

Responsible Party	Facility Name	Violation(s)	Penalty Amount	Date Assessed
Blue Sky Fuel Transport, Inc. 7400 Old Mount Holly Rd. Paw Creek, NC	Town and Country Ford, Inc. 5401 E. Independence Blvd. Charlotte, NC Mecklenburg County	Violation of NCGS 143-215.94U by placing petroleum product into an unpermitted UST system.	\$1,754.40	8/11/2022
Dollar Tree, Inc. 100 Shockoe Slip FL 2 Richmond, VA	Family Dollar Stores, Inc. 10401 Monroe Rd. Matthews, NC Mecklenburg County	Violation of 15A NCAC 2N .0303 by failing to update registration information for one UST system, violation of 15A NCAC 2N .0407 by failing to comply with periodic operation and maintenance walkthrough inspection requirements for one UST system, violation of 15A NCAC 2N .0501 by failing to check the operability of leak detection equipment annually for one UST system, violation of 15A NCAC 2N .0502 and .0504 by failing to comply with leak detection requirements for one UST system, violation of 15A NCAC 2N .0502 and .0504 by failing to comply with leak detection requirements for one UST, violation of 15A NCAC 2N .0502 by failing to conduct leak detection for one pressurized piping system, violation of 15A NCAC 2N .0505 by failing to conduct an annual test of the operation of one ALLD and violation of NCGS 143-215.94U by allowing petroleum product to be placed into an unpermitted UST system.	\$16,191.44	8/15/2022

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August 2022 (cont'd.)**

Hot-Z Transport Co. 1501 Mill Race Dr. Salem, VA	How Convenient 1593 W. Main St. Sylva, NC Jackson County	Violation of NCGS 143-215.94U by placing petroleum product into an unpermitted UST system.	\$4,671.04	8/1/2022
Jai Shree Sai, Inc. 3209 Cedar Creek Rd. Fayetteville, NC	Jai Shree Sai, Inc. 3209 Cedar Creek Rd. Fayetteville, NC Cumberland County	Violation of 15A NCAC 2N .0404 by failing to repair or replace a piping component for one UST system, violation of 15A NCAC 2N .0407 by failing to conduct periodic operation and maintenance walkthrough inspections for three UST systems, violation of 15A NCAC 2N .0502 by failing to conduct leak detection for three pressurized piping systems, violation of 15A NCAC 2N .0505 by failing to conduct operability tests of ALLDs associated with three pressurized piping systems annually, violation of 15A NCAC 2N .0603 by failing to investigate a suspected release after an unusual operating condition was observed for double walled piping associated with one UST system.	\$8,778.17	8/25/2022
Mohammad K. Khan 8290 S. NC Hwy 109 Thomasville, NC	Giddy Kwik Mart 8290 S. NC Hwy 109 Thomasville, NC Davidson County	Violation of 15A NCAC 2N .0502 by failing to provide leak detection for three USTs and one suction piping system, violation of 15A NCAC 2N .0502 by failing to conduct leak detection for two pressurized piping systems and violation of 15A NCAC 2N .0505 by failing to conduct annual operability tests for two ALLDs.	\$5,289.36	8/31/2022
Panthers Stadium, LLC 3029 Somerset Dr. Charlotte, NC	Bank of America Stadium 800 S. Mint St. Charlotte, NC Mecklenburg County	Violation of NCGS 143-215.94U by allowing petroleum product to be placed into an unpermitted UST system.	\$1,743.54	8/23/2022

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August 2022 (cont'd.)**

<p>Robbins Oil Company 321 Georgia Ave. Forest City, NC</p>	<p>Midway Market & Deli, Inc. 3426 Morganton Blvd. Lenoir, NC Caldwell County</p>	<p>Violation of 15A NCAC 2N .0402 by failing to operate and maintain a corrosion protection system for four UST systems and violation of 15A NCAC 2N .0801 by failing to secure and maintain four UST systems in temporary closure.</p>	<p>\$14,657.52</p>	<p>8/12/2022</p>
<p>Varahi Maa Inc. 310 N. Main St. Mount Gilead, NC</p>	<p>Wilders Grocery 310 N. Main St. Mount Gilead, NC Montgomery County</p>	<p>Violation of 15A NCAC 2N .0301 by failing to meet overfill requirements for two UST systems, violation of 15A NCAC 2N .0407 and .0501 by failing to comply with annual leak detection equipment operability checks for three UST systems, violation of 15A NCAC 2N .0502 and .0506 by failing to comply with leak detection requirements for five UST systems, violation of 15A NCAC 2N .0502 by failing to conduct leak detection for two pressurized piping systems, violation of 15A NCAC 2N .0603 by failing to investigate suspected releases after unusual operating conditions were observed at two dispenser containment sumps and violation of 15A NCAC 2N .0603 by failing to investigate a suspected release after an unusual operating condition indicated that a release may have occurred at one dispenser.</p>	<p>\$11,234.60</p>	<p>8/22/2022</p>

**Division of Waste Management
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September 2022**

Responsible Party	Facility Name	Violation(s)	Penalty Amount	Date Assessed
Abdulfatah A. Almontasera 20 Doc Smith Rd. Willard, NC	D.Q. Smith Mart 20 Doc Smith Rd. Willard, NC Pender County	Violation of 15A NCAC 2N .0406 by failing to check the operability of overfill prevention equipment triennially for two UST systems; violation of 15A NCAC 2N .0406 by failing to tightness test spill containment buckets triennially for two UST systems; violation of 15A NCAC 2N .0407 by failing to conduct periodic operation and maintenance walkthrough inspections for two UST systems; violation of 15A NCAC 2N .0502 by failing to conduct leak detection for two USTs; violation of 15A NCAC 2N .0502 by failing to conduct leak detection for two suction piping systems and violation of NCGS 143-215.94NN-SS by failing to retrain a primary operator for two UST systems.	\$11,976.42	09/14/2022

**Division of Waste Management
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October 2022**

Responsible Party	Facility Name	Violation(s)	Penalty Amount	Date Assessed
Alex Rentals Inc 1314 N. Fulton St. Raeford, NC	Community Mart #1 1002 S. Rocky River Rd. Monroe, NC Union Co.	Violation of 15A NCAC 2N .0303 by failing to update the registration for four UST systems.	\$2,085.32	10/31/2022
T. L. Byrum Oil Company 6809 Craig St. Charlotte, NC	Bank of America Stadium 800 S. Mint St. Charlotte, NC Mecklenburg Co.	Violation of NCGS 143-215.94U by placing petroleum product into an unpermitted UST system.	\$1,743.54	10/28/2022

**Division of Waste Management
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November 2022**

Responsible Party	Facility Name	Violation(s)	Penalty Amount	Date Assessed
Murphy Oil USA, Inc. 200 E. Peach St. El Dorado, AR	Murphy Express 8570 800 Retail Way Louisburg, NC Franklin Co.	Violation of 15A NCAC 2N .0603 by failing to investigate suspected releases for three STP sumps; violation of 15A NCA 2N .0901 by failing to conduct secondary containment leak detection monitoring for three UST systems; violation of 15A NCAC 2N .0906 by failing to test the integrity of spill buckets every three years for three UST systems and violation of NCGS 143-215.94NN-SS by failing to retrain a primary operator for three UST systems.	\$57,070.80	11/08/2022
RENTZ-EDEN OIL LLC 610 Henry St. Eden, NC 27288	NN Food Mart 1621 Barnes St. Reidsville, NC Rockingham Co.	Violation of 15A NCAC 2N .0502 and .0506 by failing to comply with leak detection requirements for five USTs; violation of 15A NCAC 2N .0901 by failing to comply with secondary containment leak detection monitoring for two spill buckets and an STP sump for two UST systems and violation of NCGS 143-215.94NN-SS by failing to retrain a primary operator for five UST systems.	\$7,459.88	11/16/2022
Alternative Energy Solutions of NC, LLC 3145 Rosser Road Bear Creek, NC 27331	AES Soil Treatment 3841 Cunningham Rd. Thomasville, NC Davidson Co.	Violation of Permit No. SRU400014 Conditions I(5), III(2), and III(5) for failure to control leachate and prevent runoff, violation of Permit No. SRU400014 Conditions IV(2) and IV(9) for failure to sample and report groundwater monitoring results as required by the permit, violation of Permit No. SRU400014 Condition IV(10) for failure to provide annual reports for the calendar years 2019 and 2021 according to the schedule required by the permit and failure to analyze soil samples for initial characterization as required by the permit, for violation of Permit No. SRU400014 Condition IV(11) for failure to collect soil samples for routine monitoring at the six month interval required by the permit, for violation of Permit No. SRU400014 Condition IV(11) for failure to collect soil samples for routine monitoring at the six month interval required by the permit and violation of Permit No. SRU400014 Condition IV(14) for failure to submit information demonstrating that treated soil has been remediated to below method detection limits for the analytical methods specified in the permit.	\$13,044.95	11/02/2022

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November 2022 (cont'd.)**

Spinx Transportation Co., Inc. 1414 E. Washington St., Ste. N Greenville, SC 29607	My Grandpa's County Store 903 Bethlehem Rd. Kings Mountain, NC Cleveland Co.	Violation of NCGS 143-215.94U on August 21, 2022 by placing petroleum product into an unpermitted UST system.	\$1,829.61	11/17/2022
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December 2022**

No penalties were assessed in December 2022