



Department of Environmental Quality

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



Matthew H. Mead, Governor

Todd Parfitt, Director

January 10, 2013

CERTIFIED 7012 0470 0000 6510 5312

Sean Hurley
CHS Inc.
16124 E. Marietta Lane
Spokane Valley, WA 99216

SUBJ: Notice of Violation Docket Number 5101-13

Dear Mr. Hurley:

Enclosed you will find a Notice of Violation, Docket Number 5101-13, issued under the provisions of W.S. 35-11-701(c).

On November 14, 2012, Department of Environmental Quality (DEQ) personnel performed an underground storage tank compliance inspection at the Zip Trip #67, located at 3476 East Second Street in Casper, Wyoming. The inspection revealed that the inventory control records for a tank failed to balance for two consecutive months, and CHS Inc. failed to report and investigate a suspected release. This happened on three separate occasions. Failure to report and investigate a suspected release when inventory control records fail to balance for two consecutive months is a violation of Wyoming Water Quality Rules and Regulations, Chapter 17, Section 16(a)(viii).

If you would like to resolve this matter through a stipulated settlement without the need to go to District Court, the DEQ is willing to negotiate such a settlement. Please contact Oma Gilbreth at (307) 777-7097 within 30 days of receipt of this letter to arrange a date and time to negotiate a penalty amount.

Todd Parfitt
Director
Department of Environmental Quality

Carl Anderson, PhD
Administrator
Solid and Hazardous Waste Division

TP/CA/KH/OG

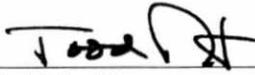
Enclosure: Notice of Violation



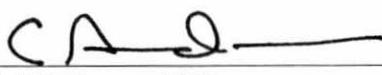
6. This Notice is being sent to you pursuant to W.S. 35-11-701(c)(i), which requires that in any case of the failure to correct or remedy an alleged violation, the director of the Department of Environmental Quality shall cause a written notice to be issued and served upon the person alleged to be responsible.

NOTHING IN THIS NOTICE OF VIOLATION shall be interpreted to in any way limit or contravene any other remedy available under the Environmental Quality Act, nor shall this Notice of Violation be interpreted as being a condition precedent to any other enforcement action.

SIGNED this 16th day of January, 2013.



Todd Parfitt
Director
Department of Environmental Quality



Carl Anderson, PhD
Administrator
Solid and Hazardous Waste Division

PLEASE DIRECT ALL INQUIRES TO: Oma Gilbreth, Storage Tank Program Compliance Supervisor at 122 West 25th Street, Fourth Floor, West Wing, Cheyenne, WY 82002, (307) 777-7097 or (307) 777-5973 FAX for technical matters.

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