BEFORE THE

ENVIRONMENTAL QUALITY COUNCIL

STATE OF WYOMING

IN THE MATTER OF THE NOTICE OF VIOLATION AND ORDER ISSUED TO:	)	
Mr. Lakhwinder Singh Guru Arjundevji Inc 259 Bear River Drive Evanston, WY 82903	)	DOCKET NUMBER: 5497-14

NOTICE OF VIOLATION

AND

ORDER

NOTICE IS HEREBY GIVEN THAT:

1. Guru Arjundevji Inc owns and operates Evanston #36, underground storage tank (UST) facility number 0-002206, located at 259 Bear River Drive, Evanston, Wyoming. The facility has three USTs that are used to sell fuel to the public.

2. Guru Arjundevji Inc does not have a licensed Class A or Class B Storage Tank Operator for this facility.

3. The DEQ has determined that the following violations of Wyoming Statute and Wyoming Water Quality Rules and Regulations (WWQRR), Chapter 17, have occurred:

   Count 1: Failure to Have a Licensed Class A Storage Tank Operator: [WWQRR Chapter 17, Section 46(a)]. As owner and operator of the USTs at Evanston #36, Guru Arjundevji Inc is in violation of WWQRR Chapter 17, Section 46(a), for not having a licensed Class A Storage Tank Operator for the facility.

   Count 2: Failure to Have a Licensed Class B Storage Tank Operator: [WWQRR Chapter 17, Section 46(b)]. As owner and operator of the USTs at Evanston #36, Guru Arjundevji Inc is in violation of WWQRR Chapter 17, Section 46(b), for not having a licensed Class B Storage Tank Operator for the facility.

4. This Notice is being sent to Guru Arjundevji Inc 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.

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ORDER

BEFORE THE ENVIRONMENTAL QUALITY COUNCIL-STATE OF WYOMING

WHEREFORE IT IS HEREBY ORDERED THAT:

1. Guru Arjundevji Inc will obtain both a licensed Class A and Class B Storage Tank Operator for Evanston #36 within 30 days of receipt of this NOV.

THIS ORDER is final unless, not later than ten (10) days after the date this notice is received, it is appealed by filing a written petition for a hearing before the Environmental Quality Council. If a hearing is requested, the petition shall be mailed to the Chairman, Wyoming Environmental Quality Council, Room 1714, Herschler Building, 1st Floor West, 122 West 25th Street, Cheyenne, Wyoming 82002. The second petition shall be mailed to the 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.

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

ORDERED this 2nd day of DECEMBER, 2014.

Todd Parfitt
Director
Department of Environmental Quality

Luke Esch
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.

TP/LE/KH