



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

May 6, 2015

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Mr. Shawn Powis
Little America Hotels & Resorts, Inc.
555 South Main Street
Salt Lake City, UT 84111

RE: Notice of Violation Docket Number 5572-15

Dear Mr. Powis:

Enclosed you will find a Notice of Violation, Docket Number 5572-15, issued under the provisions of W.S. 35-11-701(c).

On April 9, 2015, Department of Environmental Quality (DEQ) personnel performed an underground storage tank compliance inspection at Little America Truck Stop. The inspection revealed that there were approximately 2 inches of liquid and sludge in the transition sump and the sump sensor had been lifted about 4 inches off the bottom of the sump, thereby negating the ability of the sensor to detect a leak of at least 3 gallons per hour.

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

Luke Esch
Administrator
Solid and Hazardous Waste Division

TP/LE/KH/OG

Enclosure: Notice of Violation



BEFORE THE
DEPARTMENT OF ENVIRONMENTAL QUALITY
STATE OF WYOMING

IN THE MATTER OF THE NOTICE OF)
VIOLATION ISSUED TO:)

Little America Hotels & Resorts, Inc.)
555 South Main Street)
Salt Lake City, UT 84111)
)

DOCKET NUMBER 5572-15

NOTICE OF VIOLATION

NOTICE IS HEREBY GIVEN THAT:

1. Little America Hotels & Resorts, Inc., owns and operates Little America Truck Stop, underground storage tank (UST) facility number 0-003804, located at 1313 Antelope Drive, Little America, Wyoming. This facility has 11 USTs used to sell fuel to the public and store motor oil. The facility also has 10 aboveground storage tanks (ASTs) that are connected to the diesel USTs by double-wall piping. This piping is monitored for leaks by a sump sensor located inside a 36-inch diameter transition sump. Sump sensors must be able to detect a leak of 3 gallons per hour. Three gallons in a 36-inch diameter sump is 0.68084 inches. Therefore, the sump sensor must be located within 0.68084 inches of the bottom of the sump to be able to detect a release of 3 gallons per hour.
2. On April 9, 2015, personnel from the Department of Environmental Quality (DEQ) conducted a UST compliance inspection at this facility. The inspection revealed that there were approximately 2 inches of liquid and sludge in the transition sump, and the sump sensor had been lifted about 4 inches off the bottom of the sump, thus negating the sensor's ability to detect a leak of 3 gallons per hour.
3. The DEQ has determined that the following violation of Wyoming Water Quality Rules and Regulations (WWQRR), Chapter 17, has occurred:

Count 1: Failure to Properly Monitor Pressurized Underground Piping: [WWQRR, Chapter 17, Section 14(g)(i)(B)]. As the operator of the UST/AST system located at Little America Truck Stop, Little America Hotels & Resorts, Inc., violated WWQRR, Chapter 17, Section 14(g)(i)(B), by having a sump sensor that was improperly placed, thus negating the ability of the sensor to detect a leak of 3 gallons per hour.

4. Any person who violates any provision of the Environmental Quality Act, or any rule, standard, permit, license, or variance adopted thereunder, is liable for a penalty of ten thousand dollars (\$10,000.00) for each day of violation, which penalty may be recovered in a civil action brought by the Attorney General in the name of the people of Wyoming.
5. 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.

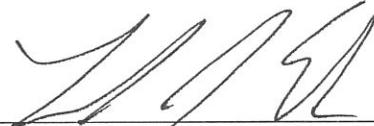
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NOTHING IN THIS NOTICE OF VIOLATION shall be interpreted to in any way limit or contravene any other remedy available under the Environmental Quality Act, nor shall this Notice of Violation be interpreted as being a condition precedent to any other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

SIGNED this 13th day of MAY, 2015.



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/OG