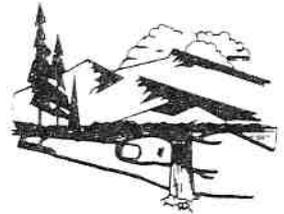




Department of Environmental Quality



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

Dave Freudenthal, Governor

John Corra, Director

CERTIFIED MAIL

October 18, 2006

Gary Douglas
Divisional Facilities Manager
Pilot Corporation
P.O. Box 10146
Knoxville, Tennessee 37939-0146

RE: Notice of Violation, Docket Number 3952-06

Dear Mr. Douglas:

Attached is a copy of a Notice of Violation, Docket Number 3952-06, issued to Pilot Corporation (Pilot) for continually exceeding permitted effluent limits associated with WYPDES permit WY0041084 at the Evanston, Wyoming Travel Center. Pilot has received letters of violation concerning the exceedance of permitted effluent limits five times from November, 2003 through November, 2005. Outfall 001 had carbonaceous oxygen demand (COD) and total petroleum hydrocarbon (TPH) effluent limit exceedances throughout the life of the permit.

While neither the attached Notice of Violation nor this letter constitutes an order, this office strongly urges you to take action to immediately eliminate the alleged violations as follows:

1. Pilot should maintain compliance with all conditions established in the above reference WYPDES permit.
2. Pilot should provide the WQD with a written report indicating the steps taken to prevent these violations from occurring again in the future. The report should be received by the Wyoming Department of Environmental Quality (DEQ), Water Quality Division (WQD) on or before November 17, 2006.

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Herschler Building • 122 West 25th Street • Cheyenne, WY 82002 • <http://deq.state.wy.us>

ADMIN/OUTREACH
(307) 777-7758
FAX 777-3610

ABANDONED MINES
(307) 777-6145
FAX 777-6462

AIR QUALITY
(307) 777-7391
FAX 777-5616

INDUSTRIAL SITING
(307) 777-7369
FAX 777-6937

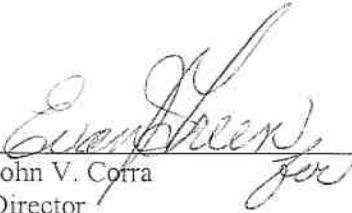
LAND QUALITY
(307) 777-7756
FAX 777-5864

SOLID & HAZ. WASTE
(307) 777-7752
FAX 777-5973

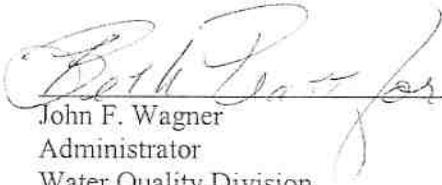
WATER QUALITY
(307) 777-7781
FAX 777-5973



The WQD has the authority to resolve violations with an out-of-court settlement agreement through the payment of a penalty by Pilot. If Pilot wishes to pursue resolution of the previously noted violations through such an agreement, please contact Mr. Brian R. Bohlmann, P.E., WYPDES Compliance & Enforcement Coordinator at (307) 777-8669, or Mr. Brian K. Lovett, WYPDES Inspection & Compliance Supervisor at (307) 777-5630 on or before November 10, 2006 to set up a meeting to discuss this matter.



John V. Coira
Director
Department of Environmental Quality



John F. Wagner
Administrator
Water Quality Division

JVC/JFW/BRB/bb/6-0956.LTR

Enclosure: Notice of Violation

cc: Colleen Gillespie, 8ENF-W-NP, EPA Region 8
Brian R. Bohlmann, P.E., WYPDES Compliance & Enforcement Coordinator
Glen Garton, Lander DEQ Office
Bill J. DiRienzo ► Brian K. Lovett ► Leah J. Krafft
Mark Baron, Southwest District Engineer
IPS (for scanning) ► Docket 3952-06
Keith Guille, DEQ Public Information Officer (PDF file only)
DEQ Director

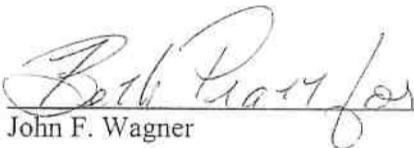
6. This Notice is being sent to you pursuant to W.S. 35-11-701(c)(i), which requires that in any case of the failure to correct or remedy an alleged violation, the director of the Department of Environmental Quality shall cause a written notice to be issued and served on the person alleged to be responsible;
7. Pursuant to Wyoming Statute 35-11-901(a), any person who violates, or any director, officer, or agent of a corporate permittee who willingly and knowingly authorizes, orders, or carries out the violation of any provision of the Environmental Quality Act (Act), or any rule, regulation, standard, or permit adopted hereunder or who violates any determination or order of the council pursuant to this act or any rule, regulation, standard, permit, license, or variance is subject to a penalty not to exceed ten thousand dollars and no cents (\$10,000.00) for each violation for each day during which the violation continues, a temporary or permanent injunction, or both a penalty and an injunction. The penalty may be recovered in a civil action brought by the Attorney General in the name of the People of the State of Wyoming. Nothing herein shall preclude the DEQ from negotiating stipulated settlements involving the payment of a penalty, implementation of compliance schedules, or other settlement conditions.

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

Signed this 17th day of October, 2006.



John V. Corra
Director
Department of Environmental Quality



John F. Wagner
Administrator
Water Quality Division

PLEASE DIRECT ALL INQUIRIES TO: Brian R. Bohlmann, P.E., WYPDES Compliance & Enforcement Coordinator, Wyoming Department of Environmental Quality, Water Quality Division, Herschler Building, 4th Floor West, 122 West 25th Street, Cheyenne, Wyoming 82002. Telephone 307-777-8669.

JVC/JFW/BRB/MB/bb/6-0956.NOV

cc: Colleen Gillespie, 8ENF-W-NP, EPA Region 8
Brian R. Bohlmann, P.E., WYPDES Compliance & Enforcement Coordinator
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