



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 5
77 WEST JACKSON BOULEVARD
CHICAGO, IL 60604-3590

JUN 13 2011

CERTIFIED MAIL #7001 0320 0006 1559 1442
RETURN RECEIPT REQUESTED

REPLY TO THE ATTENTION OF:
LR-8J

Mr. Mathew Idiyalil
Chicago Heights Citgo
590 West Lincoln Highway
Chicago Heights, Illinois 60411

RUST-05-2011-0014

BD#

2751106M015

**Re: Notice of Violation and Compliance Order/Settlement Agreement for
the Chicago Heights Citgo facility, 590 West Lincoln Highway, Chicago
Heights, Illinois**

Dear Mr. Idiyalil:

On March 30, 2011, the U.S. Environmental Protection Agency, Underground Storage Tank (UST) Section issued a Notice of Violation and a Compliance Order/Settlement Agreement concerning UST violations (i.e., cathodic protection & release detection), found at the Chicago Heights Citgo facility, 590 West Lincoln Highway, Chicago Heights, Illinois. This letter is to inform you that we have received your signed copy of the Settlement Agreement, dated May 12, 2011. We also received your supporting documentation stating that the UST violations were addressed. In addition, we received your check (#2299) for a total of \$630 in penalties.

The Settlement Agreement states that it is effective upon EPA's final approval. This is to inform you that I have enclosed a signed and dated copy of the approved Settlement Agreement. The original Settlement Agreement will remain in the EPA's files. We also have accepted and processed your check as part of the settlement process. If you have any further questions, please feel free to contact Arturo Cisneros, of my staff, at 312/886-7447.

Sincerely,

Mary S. Setnicar
Acting Chief, RCRA Branch
Land and Chemicals Division

Enclosure

cc: Shelly Bradley, OSFM

U.S. ENVIRONMENTAL PROTECTION AGENCY (EPA) REGION 5
77 West Jackson Boulevard (LR-8J), Chicago, Illinois 60604-3590

UNDERGROUND STORAGE TANK (UST) FIELD CITATION FORM FOR EXPEDITED SETTLEMENT NO. R5-UST-11-007-AC

PART I: INSPECTION SUMMARY

On: 03/30/2011 Time: 10:14 AM

At: Chicago Heights Citgo
Address: 590 W. Lincoln Highway
Chicago Heights, IL 60411

Matthew Idlyall
(Name of Site Representative if not the Owner or Operator)

Name and address of the UST Owner
Name: Chicago Heights Cito
Address: 590 W. Lincoln Highway
Chicago Heights, IL 60411

A duly designated officer, employee, or representative of the EPA or a duly designated officer or employee of the State or Tribe inspected this facility. EPA has reviewed the inspection report and other relevant materials and has identified the following violation(s) of the UST regulations promulgated or approved by EPA under Subtitle I of the Resource Conservation and Recovery Act (RCRA) (42 U.S.C. § 6991 et seq).

1. Violation: Failure to ensure proper operation of cathodic protection system
Cite: 40 CFR 280.31(b) Proposed Penalty: \$210

2. Violation: Failure to provide any release detection for underground piping
Cite: 40 CFR 280.44 Proposed Penalty: \$420

3. Violation:
Cite: 40 CFR Proposed Penalty:

4. Violation:
Cite: 40 CFR Proposed Penalty:

TOTAL PROPOSED PENALTY: \$630

EPA finds the Owner or Operator in violation of the above referenced UST regulations.

[Signature] 3-30-11
(Signature of EPA Inspector) (Date)

Part II: SETTLEMENT AGREEMENT/COMPLIANCE ORDER

A. Settlement Agreement: The Owner or Operator by signing this Settlement Agreement (or by having an authorized representative sign it) agrees to settle the violations identified in Part I, subject to the following terms and conditions:

The Owner or Operator certifies, subject to civil and criminal penalties for making a false submission to the U. S. Government, that he or she has corrected the violations, submitted true and accurate documentation of their correction, and submitted payment to the U.S. Treasury for the amount of \$630 in payment of the full proposed penalty amount, as described in Part I of this Form.

The Owner or Operator agrees to comply with the terms of the Compliance Order in Part II.B. Without admitting liability for the violations cited in Part I, the Owner or Operator signing below waives any objections to EPA's jurisdiction with respect to the Compliance Order and this Settlement Agreement, and consents to EPA's final approval of this Settlement Agreement without further notice. The Owner or Operator waives the opportunity for a public hearing pursuant to RCRA section 9006.

Once EPA signs the Settlement Agreement, EPA will take no further enforcement action against the Owner or Operator for the civil violations described in Part I, provided the violations have been timely corrected and the penalty has been paid. EPA does not waive its right to enforce against the Owner or Operator for any other violations not described in Part I and violations of the UST requirements or other requirements listed in Part I that were not corrected in a timely manner.

This Settlement Agreement and Compliance Order will become effective once signed by EPA and is binding on EPA and the Owner or Operator upon signature by both parties. Final approval of the Settlement Agreement and Compliance Order is in the sole discretion of the Regional Administrator, Region 5, EPA, or his or her authorized delegate. Upon final approval, EPA shall mail a copy of this document to the Owner or Operator signing below.

SIGNATURE BY OWNER, OPERATOR, OR AUTHORIZED REPRESENTATIVE:

X Name (Print): Abraham Edalckunnathr
X Title (Print): Manager
X Signature: [Signature] Date: 5-12-11

B. Compliance Order: This Compliance Order is issued under the authority of RCRA section 9006 to resolve the civil violations identified in Part I. The Owner or Operator is ordered to correct the violations, submit true and accurate documentation that the violations were corrected, and pay the total penalty amount listed in Part I of this Form. This Compliance Order shall become final and enforceable only upon signature by an EPA official with the authority to sign this document.

Name (Print): MARY S. SETNICAR
Title (Print): ACTING CHIEF, RCRA BRANCH
Signature: [Signature] Date: 6/1/11

Notes:

RUST-05-2011-0014

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JUN 13 2011

REGIONAL HEARING CLERK
U.S. ENVIRONMENTAL
PROTECTION AGENCY

REGN 1 2 3 4 5 6 7 8 9 10 DC CIN TRVL JURYDTY CRDRFND S SALE/PRPRTY TUITION IAG-RFND S PARKN
 BRYSON LORI DANA MICHELLE JOE DICK VAL PATTI ELIZBTH EVELYN CRAIG ERIC BLAKE KIM CAROL JESSICA

COLLECTION INFORMATION

DEPOSIT (SCHEDULE) NUMBER 273111 SUSPENSE LIABILITY

CR NUMBER UST 05110007 REMOVED BY _____

BILL NUMBER (IF DIFFERENT FROM CR NUMBER) _____ REMOVED DATE _____

DATE ITEM REC'D (IF NOT CIRCLED ON CHECK) _____ IFMS ENTERED DATE _____

NOT IN: ICIS, BRAINS, RHC DATABASE IPAC TO: LV RTP HQ

COLLECTION ENTRY DONE BY ERIC

ACCOUNTING

CR Line	BFY	APPR	Bud Org	PRC	BOC	Site/Proj	AMOUNT	Ref. Line	Rep Cat
								998	
								997	
								001	
								002	
								003	
								004	
								005	
								999	

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REGIONAL HEARING CLERK
 U.S. ENVIRONMENTAL
 PROTECTION AGENCY.

KEY: REF LINE NO. 997=Interest LINE NO. 998=Handling LINE NO. 999=Penalty

RUST-05-2011-0014

FUEL IMPULSE

BA# 2751061015

QUALITY MEANS MEETING THE REQUIREMENTS BOX 979077
 SEQ# 005 \$ 000063000 BA# 123 05-23-11 20 9



usbancorp.

FUEL IMPULSE, INC 590 LINCOLN HWY CHICAGO HEIGHTS, IL 60411	2299 <small>70-7257/2719 50 496700622</small>
DATE <u>5-16-11</u>	
PAY TO THE ORDER OF <u>Treasurer of the United States</u> \$ <u>630⁰⁰/₁₀₀</u>	
<u>Six hundred thirty and 00/100</u> DOLLARS	
FOR <u>RS-UST-11-007-AC</u> <u>Abraham</u>	
<small>⑆002299⑆ ⑆271972572⑆ 4867008252⑆ ⑆0000063000⑆</small>	