



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

JUL 11 2012

CERTIFIED MAIL #7009 1680 0000 7673 0068
RETURN RECEIPT REQUESTED

REPLY TO THE ATTENTION OF:

LR-8J

Mr. Imzy Mohamed/Pawan Kumar
Marathon
3831 West 95th Street
Evergreen Park, Illinois 60642

RUST-05-2012-0007

BAH 2751206M007


Re: Notice of Violation and Compliance Order/Settlement Agreement for the former Clark Oil Station #421 (Marathon) facility, 3831 West 95th Street, Evergreen Park, Illinois

Dear Mr. Mohamed/Kumar:

On February 3, 2012 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., tank and piping release detection monitoring), found at the former Clark Oil Station #421 (Marathon) facility, 3831 West 95th Street, Evergreen Park, Illinois. This letter is to inform you that we have received your signed copies of the Settlement Agreement, dated April 29, 2012. We also received your supporting documentation stating that the UST violations were addressed. In addition, we received your checks (#6039 & 6040) for a total of \$840 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,



Gary Victorine, Chief
RCRA Branch

Enclosure

cc: Fred Schneller, 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-12-015-AC

PART I: INSPECTION SUMMARY

On: 02/03/2012 Time: 08:30 AM

At: Former Clark Oil Station #421 (Marathon)
Address: 3831 W. 95th Street
Evergreen Park, IL 60642

Tabrez Mirva/Imzy Mohamed
(Name of Site Representative if not the Owner or Operator)

Name and address of the UST Operator

Name: Former Clark Oil Station #421 (Marathon)
Address: 3831 W. 95th Street
Evergreen Park, IL 60642

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 monitor tanks at least every 30 days, if appropriate
Cite: 40 CFR 280.41(a) Proposed Penalty: \$420

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: \$840

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

[Signature] 2-3-12
(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 \$840 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): SOHAZL
X Title (Print): OWNER
X Signature: [Signature] Date: 04/29/12

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): LAURA LODISIO
Title (Print): ACTING RCRA BRANCH CHIEF
Signature: [Signature] Date: 7/9/12
Notes: for Gary Victorine

RECEIVED
JUL 11 2012

REGIONAL HEARING CLERK
U.S. ENVIRONMENTAL
PROTECTION AGENCY

RUST-05-2012-0007

B# 2751206M007

REGION: 1 2 3 4 5 6 7 8 9 10 HQ CIN TRAVEL JURYDUTY CARDFUNDS TUITION IAG PARKING

HEATHER BLAKE ELIZABETH KIM LORI DICK DANA JOE MICHELLE PATTI CRAIG KEN JESS

COLLECTION INFORMATION

DEPOSIT NUMBER: 2727612

SUSPENSE

LIABILITY

COLLECTION TYPE: CNR CFR CDV

COLLECTION NUMBER: R5-UST-12-015-AC-A

BILL TYPE: CN NF SN SF RJ JV MN MF

BILL NUMBER: _____

COLLECTION DONE BY: KEN

ENTERED DATE: 29 MAY 12

IPAC TO HQ LV RTP

Accounting

CNR/CFR	BFY	FUND	ORG	PRC	FOC	PROJECT	AMOUNT	LINE
001	12	1099	80				420.00	

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RUST-05-2012-0007

BD# 2751206M007

REGIONAL HEARING CLERK
U.S. ENVIRONMENTAL
PROTECTION AGENCY

QUALITY MEANS MEETING THE REQUIREMENTS BOX 979077
SEQ# 002 \$ 000042000 BA# 137 05-24-12 20 3



6039

KHARADAR INC
3831 W 95TH ST
EVERGREEN PARK, IL 60805

DATE 05/21/12 70-2598-719

PAY TO THE ORDER OF U.S. ENVIRONMENTAL PROTECTION AGENCY R5-UST-12-015-AC \$ 420/-

FOUR HUNDRED AND TWENTY DOLLARS

EVERGREEN BANK
Your Community Bank
Evergreen Park, Illinois

FOR PENALTY

⑆0000042000⑆