

# Meeting Agenda

**STATE OF NEVADA BOARD TO REVIEW CLAIMS  
AGENDA  
JUNE 1, 2022**

The State of Nevada Board to Review Claims (Board) meeting will be video-conferenced and will begin promptly at 10:30 AM on Wednesday, June 01, 2022 at the following locations:

Carson City: This meeting will be held by video/teleconference in accordance with NRS 241. Remote participation information is provided below the agenda.

Las Vegas: See above

The following items may be taken out of order and/or items may be combined for consideration. Items may also be removed from the agenda or the Board may delay discussion relating to an item on the agenda at any time.

Public comment may be limited to ten minutes per person at the discretion of the Chair.

Prior to the commencement and conclusion of a contested case or a quasi-judicial proceeding that may affect the due process rights of an individual, the Board may refuse to consider public comment. See NRS 233B.126.

**1. CALL TO ORDER AND ROLL CALL**

**2. PUBLIC COMMENT (FOR DISCUSSION)**

Members of the public will be invited to speak before the Board on any issue related to the Petroleum Fund. No action may be taken on a matter during public comment until the matter itself has been included on an agenda as an item for possible action.

**3. APPROVAL OF THE MARCH 10, 2022 MINUTES (FOR POSSIBLE ACTION)**

**4. STATUS OF THE FUND (FOR DISCUSSION)**

NDEP reports to the Board the receipts, expenditures, liabilities, and current balance of the State of Nevada Petroleum Fund.

**5. ADOPTION OF BOARD POLICY RESOLUTION NO. 2022-01, WHICH WILL REPLACE BOARD POLICY RESOLUTION NO. 96-003 (FOR POSSIBLE ACTION)**

Board Policy Resolution No. 96-003 allows the Executive Secretary of the Board to Review Claims to waive the 12-month deadlines for initial claims and final claim submittals when good cause is provided. The replacing policy (Board Policy Resolution No. 2022-01) would also allow the Executive Secretary to waive a new 12-month deadline established by NAC 445C.310(2)(b) for "subsequent claims" submitted between the initial and final claims. Lastly, the new policy incorporates amended regulations adopted by the Board on March 10, 2022.

**6. COST SCHEDULE FOR GRANT FUNDED UST UPGRADES (FOR DISCUSSION)**

Staff will propose differing costs schedule mechanisms for the Board's consideration regarding grant funding for UST upgrade equipment components and associated installation costs.

**7. UPDATE ON PROGRESS TOWARDS NEW CEM COST GUIDELINES (FOR DISCUSSION)**

Fund staff will provide examples of new tasks to the Board and discuss the proposed approach to setting an overall task cost. Current Not-To-Exceed-Proposal tasks with skill level hour tables will be compared to proposed tasks that use a cap for CEM oversight of cleanup activities. Variability in CEM skill level rates may also be considered under this item.

**8. ADOPTION OF CONSENT ITEMS (FOR POSSIBLE ACTION)**

The Board may approve all items in the following list as a consent agenda unless a listed item is marked with an asterisk (\*). Items may be marked with an asterisk if a member of the public has requested to address the claim before the Board or the item is associated with a Fund Site Specific Board Determination (SSBD). In the case of an item being marked with an asterisk pending a SSBD, the item is considered part of the consent agenda upon approval of that (SSBD). In addition to asterisked items, a Board member may request an item be moved from the list for immediate discussion prior to approval or moved to a discussion agenda item and tabled for the next meeting.

A dagger (†) indicates previously disallowed monies have been successfully appealed (i.e. the requested amount may be less than the recommended amount)

An omega (ω) indicates Board approved reimbursement monies have been subtracted from the amount requested due to new information

**STATE BOARD TO REVIEW CLAIMS  
REQUESTED/RECOMMENDED AMOUNTS - JUNE 1, 2022**

<u>HEATING OIL</u>			<u>REQUESTED</u>	<u>RECOMMENDED</u>
FOR POSSIBLE ACTION	1.	2012000017; 80223 Churchill County School District: Old High School	\$2,321.50	\$2,321.50
FOR POSSIBLE ACTION	2.	2020000051; 80265 University Of Nevada Reno: 843 Lake Street Heating Oil Tank	\$67,100.98	\$66,578.48
FOR POSSIBLE ACTION	3.	2020000054; 80264 University Of Nevada Reno: 829 Lake Street Heating Oil Tank	\$11,121.12	\$10,771.12
<b>SUB TOTAL:</b>			<b><u>\$80,543.60</u></b>	<b><u>\$79,671.10</u></b>
<u>ONGOING CASES</u>			<u>REQUESTED</u>	<u>RECOMMENDED</u>
FOR POSSIBLE ACTION	1.	1992000126; 80271 Clark County School District: Rc White (Arville) Transportation Satellite	\$109,347.41	\$109,347.41
FOR POSSIBLE ACTION	2.	1994000027; 80220 7-Eleven Inc: 7-Eleven #19653	\$55,223.12	\$55,215.50
FOR POSSIBLE ACTION	3.	1995000039; 80230 Al Park Petroleum Inc: Crescent Valley Market	\$12,847.82	\$11,563.04
FOR POSSIBLE ACTION	4.	1996000063; 80242 Joan Pennachio: V & V Automotive	\$19,066.00	\$19,066.00
FOR POSSIBLE ACTION	5.	1996000064; 80269 The Esslinger Family Trust: Red Rock Mini Mart	\$9,961.39	\$9,662.55
FOR POSSIBLE ACTION	6.	1999000014; 80231 Al Park Petroleum Inc: Pit Stop #7 Conoco	\$5,945.38	\$5,341.84

FOR POSSIBLE ACTION	7.	1999000114; 80277	City Of Fallon: Fallon Maint. Yard	\$57,321.97	\$56,733.69
FOR POSSIBLE ACTION	8.	1999000243; 80229	7-Eleven Inc: 7-Eleven #27607	\$72,975.06	\$65,648.73
FOR POSSIBLE ACTION	9.	2007000016; 80222	Golden Gate Petroleum Of Nevada LLC: Golden Gate Petroleum	\$7,630.47	\$6,867.42
FOR POSSIBLE ACTION	10.	2009000024; 80018	Parampreet Investment LLC: Chucks Circle C Market	\$27,077.86	\$24,370.07
FOR POSSIBLE ACTION	11.	2010000009; 80232	Hpt Ta Properties Trust: Mill City Travel Center	\$22,284.46	\$18,050.41
FOR POSSIBLE ACTION	12.	2011000009; 80233	Cimarron West: Cimarron West	\$28,267.41	\$25,188.81
FOR POSSIBLE ACTION	13.	2012000005; 80238	Travel Systems, LLC: Zephyr Cove Resort	\$75,595.90	\$68,036.31
FOR POSSIBLE ACTION	14.	2012000012; 80270	Clark County Dept Of Aviation: Former Smart Mart	\$20,210.76	\$18,189.68
FOR POSSIBLE ACTION	15.	2013000004; 80237	7-Eleven Inc: 7-Eleven #29665	\$15,681.29	\$14,113.16
FOR POSSIBLE ACTION	16.	2013000019; 80236	Hardy Enterprises INC: Elko Sinclair #53	\$22,608.99	\$20,348.09
FOR POSSIBLE ACTION	17.	2014000004; 80224	Alsaker Corp: Broadway Colt Service Center	\$7,549.54	\$6,794.59
FOR POSSIBLE ACTION	18.	2014000016; 80225	Smitten Oil And Tire Co Inc: Former Smedley's Chevron	\$3,087.88	\$2,779.09
FOR POSSIBLE ACTION	19.	2014000025; 80226	Superior Campgrounds Of America, LLC: Silver City Rv Resort	\$29,610.49	\$26,610.48
FOR POSSIBLE ACTION	20.	2016000005; 80227	Golden Gate S.e.t. Retail Of Nevada LLC: Golden Gate Petroleum 65 - Fallon	\$3,323.01	\$2,990.71
FOR POSSIBLE ACTION	21.	2016000009; 80216	7-Eleven Inc: 7-Eleven #13685	\$13,162.80	\$11,846.52
FOR POSSIBLE ACTION	22.	2016000012; 80263	DLF Corporation: Mr Ds Fastlane	\$8,021.93	\$7,219.74
FOR POSSIBLE ACTION	23.	2016000023; 80234	Al Park Petroleum Inc: Pit Stop #1	\$11,314.62	\$8,146.53
FOR POSSIBLE ACTION	24.	2018000009; 80211	Reed Incorporated: Pacific Pride	\$16,133.82	\$13,902.86
FOR POSSIBLE ACTION	25.	2018000018; 80228	Primadonna Company LLC: Whiskey Pete's Stateline Stop	\$87,335.59	\$43,138.09
FOR POSSIBLE ACTION	26.	2019000044; 80272	7-Eleven Inc: 7-Eleven #15829	\$19,734.58	\$17,761.11
FOR POSSIBLE ACTION	27.	2020000015; 80267	Canyon Plaza, LLC: Gas 2 Go	\$18,735.23	\$10,114.33
FOR POSSIBLE ACTION	28.	2021000009; 80219	7-Eleven Inc: 7-Eleven #27111	\$31,051.31	\$27,938.98
<b>SUB TOTAL:</b>				<b><u>\$811,106.09</u></b>	<b><u>\$706,985.74</u></b>
<b>RECOMMENDED CLAIMS TOTAL:</b>				<b><u>\$891,649.69</u></b>	<b><u>\$786,656.84</u></b>

**9. DIRECT PAYMENT OF UNCONTESTED CLAIMS MADE PER POLICY RESOLUTION 2017-02 (FOR DISCUSSION)**

**The Board to Review Claims authorizes NDEP to make claim payments prior to a Board meeting when the recommended payment value is uncontested. This authorized delegation is consistent with the findings in the memorandum from the Attorney General’s Office dated August 3, 2017 (Attachment A of Policy Resolution 2017-02). Below is a list of all quarterly claim payments made on the Board’s behalf in accordance with Policy Resolution No. 2017-02.**

**A dagger (†) indicates previously disallowed monies have been successfully appealed where the requested amount is less than the recommended amount**

**An omega (ω) indicates Board approved reimbursement monies have been subtracted from the amount requested due to new information**

<u>HEATING OIL</u>			<u>REQUESTED</u>	<u>PAID</u>
FOR DISCUSSION	1.	2021000038; 80240 Reno Project Owner LLC: Reno Project Owner LLC Residential Heating Oil Tank	\$26,566.25	\$26,066.25
FOR DISCUSSION	2.	2022000005; 80246 Eric Plam: Kenneth Plam Property	\$18,988.89	\$18,738.89
FOR DISCUSSION	3.	2022000006; 80245 Paul Sisson: Pt Sisson LLC	\$24,712.17	\$24,462.17
FOR DISCUSSION	4.	2022000009; 80274 Andrea West: Smith-West Family Trust	\$25,411.68	\$25,161.68
			<b>SUB TOTAL:</b>	<b><u>\$95,678.99</u></b>
				<b><u>\$94,428.99</u></b>

<u>ONGOING CASES</u>			<u>REQUESTED</u>	<u>PAID</u>
FOR DISCUSSION	1.	1993000102; 80252 Rebel Oil Company: Rebel Store #2008	\$5,005.75	\$5,005.75
FOR DISCUSSION	2.	1993000103; 80186 Charlie Brown Construction: Charlie Brown Const.	\$34,615.60	\$33,923.29
FOR DISCUSSION	3.	1994000015; 80250 Pilger Family Holdings: Former D & G Oil Company	\$9,387.84	\$9,387.56
FOR DISCUSSION	4.	1999000023; 80256 Nevada Ready Mix Corp: Nevada Ready Mix	\$19,614.94	\$17,653.45
FOR DISCUSSION	5.	1999000066; 80262 HP Management, LLC: Former Haycock Petroleum	\$27,152.14	\$24,436.93
FOR DISCUSSION	6.	1999000086; 80243 Terrible Herbst Oil Company Inc: Terrible Herbst #126	\$71,972.16	\$64,774.94
FOR DISCUSSION	7.	2012000012; 80213 Clark County Dept Of Aviation: Former Smart Mart	\$16,100.02	\$14,490.02
FOR DISCUSSION	8.	2013000011; 80251 Har Moor Investments, LLC: Village Shop #4	\$31,513.51	\$28,362.16

FOR DISCUSSION	9.	2014000033; 80255	Speedee Mart INC: Speedee Mart #108	\$20,013.79	\$18,012.41
FOR DISCUSSION	10.	2016000027; 80258	Terrible Herbst Oil Company Inc: Terrible Herbst #272	\$7,047.09	\$5,708.14
FOR DISCUSSION	11.	2017000019; 80260	Rebel Oil Company: Rebel Store #2197	\$23,859.30	\$21,473.37
FOR DISCUSSION	12.	2017000035; 80257	Rebel Oil Company: Rebel Store #2177	\$15,172.22	\$13,655.00
FOR DISCUSSION	13.	2018000005; 80253	Rebel Oil Company: Rebel Store # 2153	\$28,072.00	\$25,264.80
FOR DISCUSSION	14.	2019000001; 80261	Rebel Oil Company: Rebel Store #2160	\$14,112.90	\$12,701.61
FOR DISCUSSION	15.	2019000002; 80259	Rebel Oil Company: Rebel Store #2166	\$35,559.50	\$32,003.55
FOR DISCUSSION	16.	2019000014; 80249	Western Cab Co: Western Cab CO	\$7,888.00	\$7,099.20
			<b>SUB TOTAL:</b>	<b><u>\$367,086.76</u></b>	<b><u>\$333,952.18</u></b>
			<b>DIRECT PAYMENT CLAIMS TOTAL:</b>	<b><u>\$462,765.75</u></b>	<b><u>\$428,381.17</u></b>
			<b>BOARD MEETING CLAIMS TOTAL:</b>	<b><u>\$1,354,415.44</u></b>	<b><u>\$1,215,038.01</u></b>

**10. EXECUTIVE SUMMARY (FOR DISCUSSION)**

NDEP will brief the Board on Fund coverage activities, Fund expenditures, and tank enrollment status.

**11. PUBLIC COMMENT (FOR DISCUSSION)**

Members of the public will be invited to speak before the Board on any issue related to the Petroleum Fund. No action may be taken on a matter during public comment until the matter itself has been included on an agenda as an item for possible action.

**12. CONFIRMATION OF NEXT BOARD MEETING DATE (FOR DISCUSSION)  
SEPTEMBER 8, 2022 (THURSDAY) AT 10:00 AM**

**13. ADJOURNMENT**

**This agenda will be posted no later than three working days prior to the meeting at the following locations:**

The Board to Review Claims meetings webpage at: <https://ndep.nv.gov/environmental-cleanup/petroleum-fund/board-meeting-agendas-minutes> and the Department of Administration's website at: <https://notice.nv.gov>. Additional physical postings were requested at the following locations:

DCNR, Richard H. Bryan Bldg., 901 S. Stewart St., 1st floor, Carson City, NV 89701  
NDEP -Bureau of Corrective Actions, Richard H. Bryan Bldg., 901 S. Stewart St., 3rd floor, Carson City, NV 89701  
NDEP - Bureau of Corrective Actions, 375 E. Warm Springs Road, Suite 200, Las Vegas, NV 89119  
Legislative Counsel Bureau, Nevada Legislative Bldg., 401 S. Carson St., Carson City, NV 89701  
Legislative Counsel Bureau, Grant Sawyer Bldg., 555 E. Washington Ave., Rm #1003, Las Vegas, NV 89101  
Nevada State Library & Archives, 100 N. Stewart St., Carson City, NV 89701

**Viewing of and participation in the June 1, 2022 Board to Review Claims Meeting will be available via video/teleconference, and attendance by these means are encouraged. Meeting access information is listed below:**

**Videoconference:** <https://call.lifesizecloud.com/14594262>

**Teleconference: Call in by Phone (audio only)**

**United States: +1 (877) 422-8614**

**Meeting extension: 14594262#**

The agency can accommodate limited seating at the meeting location if requested in advance. Members of the public that need prior assistance to participate in the meeting or wish to submit a written or recorded public comment to be read/played aloud during the meeting should contact Tristin Alishio by email at [talishio@ndep.nv.gov](mailto:talishio@ndep.nv.gov), by calling (775) 687-9369, in writing at NDEP-BCA, Board to Review Claims, 901 S. Stewart St., Ste. 4001, Carson City, NV 89701, or by facsimile (775) 687-8335 no later than May 26, 2022.

Note: Supporting material for this meeting and prior meeting minutes are posted on the Board to Review Claims meetings webpage at: <https://ndep.nv.gov/environmental-cleanup/petroleum-fund/board-meeting-agendas-minutes>. Audio recordings of previous meetings are located in the Nevada Division of Environmental Protection (NDEP) Carson City office and can be obtained from Tristin Alishio by sending a request in writing via email to [talishio@ndep.nv.gov](mailto:talishio@ndep.nv.gov), by mail to NDEP-BCA, Board to Review Claims, 901 S. Stewart St., Ste. 4001, Carson City, NV 89701, or by calling (775) 687-9369.



**Agenda Item 1:  
Call to Order and Roll Call**

**Agenda Item 2:  
Public Comment**  
(FOR DISCUSSION)

**Agenda Item 3:**  
**Approval of March 10, 2022 Minutes**  
(FOR POSSIBLE ACTION)

**STATE OF NEVADA BOARD TO REVIEW CLAIMS  
BOARD MEETING MINUTES  
March 10, 2022**

**1. CALL TO ORDER**

**Chair Tappan** called the meeting to order at 10:00 a.m. The meeting was conducted via video/phone conference.

**A. BOARD MEMBERS PRESENT**

Maureen Tappan, Chair – Representative of the General Public  
Rod Smith, Co-Chair – Representative of Petroleum Refiners  
Karen Stoll – Department of Motor Vehicles  
Greg Lovato – Nevada Division of Environmental Protection  
LeRoy Perks – Representative of the Independent Retailers of Petroleum  
Jason Case – Representative of Independent Petroleum Dealers  
Mike Dzyak – State Fire Marshal’s Office  
Ian Carr – Legal Counsel for State of Nevada, Attorney General’s Office

**OTHERS PRESENT**

Jeff Collins, Jeff Kinder, Michael Cabbie, Kim Valdez, Megan Slayden, Don Warner, Jonathan McRae, Tristin Alishio, Ben Moan, and Chuck Enberg – Nevada Division of Environmental Protection (NDEP)  
Matt Grandjean – Stantec  
Kathleen Johnson – The Westmark Group  
Brian Northam – Southern Nevada Health District  
Stephanie Holst – Broadbent & Associates  
Rex Heppe – Terracon Consultants, Inc.  
Lonnie Mercer – Geosyntec Consultants, Inc.  
Jen Davis – City of Henderson  
Edith Duarte - Strategies 360

In addition to the above-named participants, three additional guests called in to the meeting by telephone and were not identified by name.

**2. PUBLIC COMMENT**

There were no public comments.

**3. PUBLIC HEARING FOR PROPOSED AMENDMENTS OF CHAPTER 445C OF THE NEVADA ADMINISTRATIVE CODE**

**Chair Tappan** asked Board Members to relate whether they have received comments in support of or in opposition to the proposed regulation that staff may not have received. Board Members indicated they had received no comments.

**Mr. Cabble** presented the proposed regulation amendments, which are intended to accomplish the following:

1. Revise the definition of small business as it pertains to coverage of petroleum discharges from storage tank systems and eligibility of operators to obtain grants to defray storage tank infrastructure upgrade costs.
2. Clarify storage tank testing and record keeping requirements.
3. Establish deadlines for submittals of applications for coverage and claims for reimbursement.
4. Amendment of requirements demonstrating operator co-payments and demonstrating proof of payment to contractors and vendors following reimbursement of a claim.
5. Clarify grant allocations to operators that have demonstrated a financial need to defray costs to upgrade storage tanks.

On September 2, 2021, staff held a remote public workshop, which allowed attendees to participate via video and teleconference. The notice was provided in accordance with the Nevada Administrative Procedures Act and Open Meeting Law requirements primarily by email to storage tank operators, the Nevada Petroleum Marketers and Convenience Store Association, Division certified tank handlers, testers, and environmental managers, and the Division's public notice list. Workshop details were also physically posted at the Nevada State Library and Archives, NDEP Offices in Carson City and Las Vegas, Downtown Reno Library, and Elko County Library. Over 900 people were specifically invited to attend. Apart from staff, there were a total of 29 participants in the workshop. Both written and oral workshop comments were requested. One neutral comment was received from a CEM. A second written comment was received from an underground storage tank (UST) operator who had previously received a grant from the Petroleum Fund. His comments were generally supportive, but he did urge use of base throughput when considering a grant in the future. There were multiple comments, most of which were supportive, from the Nevada Petroleum Marketers and Convenience Store Association. Concerns included the \$4 million cap for small businesses and the requirement to obtain and submit three bids with the grant application.

Based on the comments received, staff updated the draft regulation to include fuel throughput at individual facilities applying for a grant. Staff also streamlined the overall grant application process by removing the three-bid requirement and other requirements. Ultimately, it was decided to utilize the \$4 million value for now with a commitment to reevaluate the small business cap in the future. These changes were discussed at length during the September Board meeting and touched on again during the December meeting.

Prior to the September workshop, the Agency was also required to make a determination as to whether a small business will be negatively impacted by the proposed amendments. Specifically, the Agency is required to determine whether the changes impose a direct and significant economic burden on small businesses or restrict the formation, operation, or expansion of a small business. A determination was made by the Agency that the proposed amendments do not negatively impact small businesses and instead would provide positive impacts by allowing more businesses to qualify as a small business under the regulations. Benefits include a lower cleanup copayment, lower maximum out of pocket for cleanup costs, and streamlined access to the UST grant program for small businesses.

On February 4, 2022, the Agency provided notice of this hearing in accordance with the Nevada Administrative Procedures Act and has met the requirement to provide 30 days' notice of its intent to amend permanent regulations under NRS 233B.060. The hearing agenda was posted March 1<sup>st</sup> in accordance with Open Meeting Law requirements.

**Mr. Cable** reviewed the proposed regulation changes under LCB File No. R049-21, and presented them as follows:

**Section 1: Subsection 1(f): Small Business Definition**

**Mr. Cable** stated that the definition has been revised to increase the cap in gross income receipts or total income from \$500,000 to \$4 million. In addition, the amendments take into account the average annual throughput of an operator or business, how many employees the business has, and the registration of the business with the Secretary of State.

**Section 1: Subsection 1(g): Storage Tank**

**Mr. Cable** identified that the storage tank definition has been updated to include distribution piping associated with the tank. This update was performed to match the definition in current statute (AB-40).

**Section 1: Subsection 2(b): Throughput**

**Mr. Cable** stated that this provides a definition for the combined annual average throughput as it pertains to small business specific to these regulations.

**Section 2:**

**Mr. Cable** noted that these subsections identify the documentation that an operator or business must submit to be designated as a small business as it pertains to the requirements. Documentation requirements include tax records, fuel throughput records, coverage application for new cases or a change in claimant form for existing cases, and demonstrating registration with the Secretary of State, if requested by the Division.

**Section 3:**

**Mr. Cable** stated that Section 3 updates the program's adoption by reference portions of the Federal UST requirements under 40 C.F.R. Part 280. These updates include the most recent version, which was published July 15, 2015.

**Section 4 Subsection 3:**

**Mr. Cable** stated that testing requirements have been added for aboveground storage tank systems that are registered with the Petroleum Fund. These requirements are applied to the underground portions that cannot be visually inspected. These requirements are consistent with those already adopted by the Board in 2017 under Policy Resolution 2017-01.

**Sections 6-8:**

**Mr. Cable** noted that these sections outline the time periods that a storage tank operator must maintain testing records and requires the operator to submit the testing inspection maintenance records upon request by the Division.

**Section 5:**

**Mr. Cabble** stated that modifications to this section pertain to general language changes with no substantive changes. There is one exception, under Subsection 2, an amendment which includes a coverage application submittal deadline of 12 months from the date of release discovery. This coincides with the 12-month deadline for submitting the initial claim for cleanup.

#### **Section 7: Subsection 2**

**Mr. Cabble** noted that this addresses Petroleum Fund reimbursement claim submittal deadlines. The current deadline for the initial claim is 12 months from the date of release discovery. There is also a 12-month deadline for final claim submission after completion of cleanup. The addition to this section requires that claims submitted between the first and last claim must be submitted within 12 months of work being performed.

Also under Subsection 7, there is specific identification of Certified Environmental Managers (CEM) as eligible for payment from the Fund and holds CEMs to the same requirements as an operator upon acceptance of payment from the Fund.

#### **Section 7: Subsection 5(a)**

**Mr. Cabble** stated that this was revised to ensure that an operator or CEM provides payment to its vendors or subcontractors as soon as possible, but no later than 60 days. The 60-day time frame is an increase from the original 30-day period and matches the time frame for submission of documentation verifying proof of payment to the vendor or subcontractor(s).

#### **Section 7: Subsection 5(c)**

**Mr. Cabble** explained that this section requires an operator to demonstrate that they are paying their applicable copayment. The term, "cost allocation," in this language refers to the operator copayment under statute. This change is in response to an audit finding. Additionally, because proof of payment verification on the final claim typically occurs after the claim has been reimbursed, staff may instead ask for verification that the copayment has been made prior to releasing the final claim funding.

#### **Section 7: Subsection 6**

**Mr. Cabble** noted that this section includes amendments which outline operator and CEM responsibilities, if they fail to demonstrate the proof of payment to the vendor or subcontractor within 60 days. The operator or CEM will need to reimburse the Fund for any unsubstantiated costs up to the full amount of the claim, if the costs cannot be verified. Until the Fund is reimbursed, subsequent claims will be held. It is critical that once the Board approves a payment from the Fund for cleanup, staff must be able to then verify that the money has actually been spent via payment to the contractors and vendors performing the work.

#### **Section 8: Subsection 2**

**Mr. Cabble** stated that this section has been revised to include the small business definition. It also removes Subsections 5 and 6. These changes are later addressed in Section 9 where required permitting will be left to the tank handler overseeing the work, rather than the operator. Three bids will no longer be required for a grant; however, the operator must still hire a certified tank handler and the tank handler must provide a cost estimate for the upgrades. In lieu of demonstrating

financial need by providing a plethora of documentation, those that meet the small business definition will be deemed to have financial need.

### **Section 10**

**Mr. Cabbie** discussed that changes to this section establish an overall cap on the upgrade costs by facility as well as the grant applicant themselves. The operator will be allowed to apply for more than one grant, as long as they continue to meet the eligibility requirements and have not exceeded their overall maximum cap. Prior to the changes, grant funding was allocated according to the number of tanks on a site. This has been transitioned to a maximum value of \$90,000 that can be provided to a single site. The applicant is able to reach the maximum amount as long as the requested upgrades are eligible. If the applicant has more than one site and is eligible for upgrades at both sites, there will be a maximum cap of \$180,000, which is the maximum allowed for two facilities. The applicant may also request more than one grant for a facility. Each grant request will require submittal of a new application.

### **Section 11, Subsection 1**

**Mr. Cabbie** stated that this section clarifies that grant money can only be used for Division-approved equipment installation and that the equipment must be installed in accordance with federal UST requirements. The equipment must also be compatible with the fuel being stored in the system.

### **Section 11, Subsection 3(b)**

**Mr. Cabbie** reviewed this final section, which requires testing of the newly installed equipment and ensures that it meets the periodic testing requirements of 40 C.F.R. 280.35. It was these requirements that spurred on the grant program by the Fund.

**Mr. Cabbie** noted that all amendments were presented and discussed over the past six months. Any further changes that might alter the original intent would delay the adoption of the regulations. With this said, there are some revisions desired by NDEP, mostly representing only changes in text and grammar or required for clarification of terms. They have not been deemed substantive in nature and should not delay the adoption process. Prior to going through the revisions, Mr. Cabbie asked if there were any concerns or questions with the presented regulatory language.

**Chair Tappan** invited questions from the Board.

**LeRoy Perks** referenced the \$4 million cap established under the new small business definition, noting that this was discussed in the December meeting. He recalled discussion that the Board would have the ability to make changes in the future. Assuming adoption of the revisions today, he inquired as to the process and timeline for making changes. **Mr. Cabbie** stated that any change to the definition in the proposed regulations, such as changing the monetary cap, would be considered a substantive change and the revision process would have to start all over. If the regulations were to be adopted today as is and there was a revisitation towards adjusting the capped amount in the future, it would still be the same process. However, the focus would be on a specific section of the regulation, which would potentially minimize the volume of public comment and input. The topic of cap adjustments could begin at the June Board meeting, if desired.



**Mr. Perks** expressed concern for the current gas spike, which has the potential to last for quite some time. He asked about the possibility of making future changes effective retroactively. **Mr. Cabbie** said this would be something for consideration in the actual regulation and would depend on the proposed language. There is an understanding regarding the current state of gasoline prices and potential impacts to small business income. However, even at a gasoline price of \$5 per gallon, the business must still have an average throughput of over 800,000 gallons per year when considering solely gasoline sales. Most systems average between 200,000 and 300,000 gallons of throughput. The financial cap will be averaged over a three-year period.

**Mr. Perks** referred to Section 8 and asked whether the grant only applies to small business operators. **Mr. Cabbie** said that in terms of statute and legislative history, it is clear that the grants are not to be spent for entities that can afford to do the upgrades on their own. Demonstrated financial need is the center of the program. In an effort to streamline the process and establish consistent parameters, a business that qualifies as a small business under the new definition will meet the financial need threshold. This is defensible using both the financial cap as well as the throughput volume established in the definition.

**Mr. Perks** discussed a situation at Lovelock Prison, where there are broken spill buckets and other issues and no method for resolution. The Prison has to wait for the next legislative session for assistance, which means the first opportunity to solve the issues will be July of 2023. **Mr. Cabbie** stated that the Department of Corrections is a state agency. All operators are required to follow the exact same rules and regulations. The process for obtaining approval for budgeting and funding at the state level can be quite complicated, but it would be a surprise to hear that funding could not be made available to a state agency to meet a compliance requirement. Freeing up that funding may take time, but it should happen. **Mr. Cabbie's** understanding of this specific instance is that the Department of Corrections and NDEP's UST program have discussed this situation and the UST program is allowing the Department of Correctives some latitude within the regulations by implementing additional procedures and protocols to minimize potential impacts to the environment due to faulty equipment. State agencies are not categorized as small businesses, they are not for-profit business, or independent operators. State agencies must follow their own means and mechanisms to obtain funding and intervening issues should be undertaken at the state level. **Mr. Perks** stated that grants are available for state buildings and projects. Nevada State Prison (NSP) received a \$1 million grant from the state last year.

**Greg Lovato** thanked **Mr. Cabbie** for the concise presentation. He referenced the decision to remove the three-bid requirement, which was made with consideration for the practicality of the process. He asked **Mr. Cabbie** to review the processes and considerations by which Fund staff and the Board ensure that safeguards are in place to ensure cost controls while not enforcing a three-bid requirement. **Mr. Cabbie** first provided a background on the change. As Fund staff was receiving grant applications, many applicants did not know how to formulate a bid request. As a result, the bids received varied greatly in terms of costs and labor. During previous meetings **Mr. Perks** had pointed out that many operators have existing business relationships with tank handlers, who are very familiar with their sites. This provides a benefit in terms of organizing and scheduling the necessary work. In order to streamline the application process, the requirement for three bids was removed. In their place, a new requirement states that a cost proposal must be submitted by a Division-certified tank handler. Section 10, Subsection 3 states, *"Except as otherwise provided in Subsections 4 and 5, a grant awarded to an applicant for upgrades will be paid by the Division pursuant to a cost schedule that is approved by the Board."* The cost schedule will be relied upon with regard to allocation of funding for upgrades and is currently in development. If the regulations are approved today, a cost schedule will be provided to the Board for review by the June meeting,

as the new grant application period would begin July 1, 2022. The cost schedule will set prices the Fund will pay for eligible equipment upgrades and associated labor.

**Greg Lovato** asked Mr. Cabbie to address the public comment regarding fuel throughput and how it has been addressed. **Mr. Cabbie** stated that the larger concern was regarding businesses with more than one station and whether throughput was being determined overall across stations. It was determined that throughput would be based upon the specific facility for which the grant application applies and based on the average of a two-year time frame. In response to a request for clarification by Mr. Lovato, **Mr. Cabbie** stated that there is a three-year average basis for financial records and a two-year average basis for facility throughput.

**Mr. Cabbie** proceeded to address the revisions proposed by NDEP. The proposed changes were posted to the agency website in conjunction with the proposed regulations and the notice of hearing and intent to act upon a regulation. This allowed the public the opportunity to review the revisions as of February 4, 2022. The changes are not substantive and are recommended as an effort to clarify current and proposed language.

The proposed revisions were reviewed as follows:

#### **Section 4, Subsection 3(a)**

**Mr. Cabbie** noted that this revision simply involves removal of an extra word, with the revised language to read as follows, *“A contractor who is certified by the Division to perform line tightness testing in accordance with 40 C.F.R. 280.44(b).”*

#### **Section 5, Subsection 2(c)**

**Mr. Cabbie** stated that this section refers to the services of an environmental manager being obtained by an operator and identifying that person on an application for Petroleum Fund coverage. The regulatory citation used currently, NAC 459.972, refers to the requirements to become a Division-certified environmental manager (CEM). In summary, those requirements include: Being of good character, submitting a certification application, making the fee payment, and passing an exam. It does not actually outline what a CEM is, and it is the goal of the revision to make that correction. Staff propose to replace NAC 459.972 with NAC 459.9704, which provides the definition for a CEM and clarifies services he or she would provide to an operator.

**Mr. Cabbie** read NAC 459.9704 into the record as follows:

*“Environmental manager” means a natural person who is certified by the Division pursuant to NAC 459.972 to act as a consultant relating to:*

- 1. The management of hazardous waste;*
- 2. The investigation of a site to determine the release or potential release of a hazardous substance;*
- 3. The sampling of air, soil, surface water or groundwater to determine the release of a hazardous substance;*
- 4. The response to a release of a hazardous substance;*
- 5. The cleanup of a release of a hazardous substance;*
- 6. The remediation of water or soil contaminated by a hazardous substance.*

**Mr. Cabble** stated that staff feels it is more important to provide specific definition for the environmental manager for purposes of clarification. If approved by the Board today, the revised text would read as follows, *“If the services of an environmental manager as defined in NAC 459.9704 have been obtained, the name of that person...”*

#### **Section 5, Subsection 4(d)**

**Mr. Cabble** explained that this provision requires an operator to obtain the services of a Division-certified CEM, unless the operator or an employee thereof will manage cleanup from the release. This section currently cites NAC 459.972, which staff proposes replacing with NAC 459.9704 for the reasons discussed in the previous section. If approved by the Board, the revision would read as follows: *“If the operator is seeking reimbursement by the Fund for the cost of cleaning up the discharge from a storage tank or liability for damages, unless an employee of the operator will be providing services that are exempted from the provisions of NAC 459.970 to 459.9729 inclusive, by Subsection 1 of NAC 459.9718, obtain the services of an environmental manager as defined in NAC 459.9704.”*

#### **Section 7, Subsection 5(c)**

**Mr. Cabble** identified this as a new paragraph being added to the regulations. The intent is to require the operator to demonstrate that they have paid their share of the cleanup as required by statute. In addition, staff wish to have the ability to verify the copayment is paid prior to releasing the remaining funding of the final claim. Additional text in this section is meant to clarify that the operator has a cost share obligation which is their copayment, they must submit documentation to the Division that the copayment has been paid, and the Division can require documentation verifying that copayment prior authorizing the final Fund cost allocation on the claim. The revised text is as follows: *“Upon receiving the submission for the payment of the final claim from the Fund, the Division may require that the operator demonstrate payment of the applicable cost allocation that the operator must pay before the Division will pay the remaining allocation from the Fund that was approved by the Board.”*

#### **Section 7, Subsection 8(a)**

**Mr. Cabble** stated that this section defines Certified Environmental Manager, for the entirety of Section 7. Staff recommended that this definition align with the environmental manager as defined in NAC 459.9704 in the certification requirements. The proposed change is as follows: *“Certified Environmental Manager has the meaning ascribed to it as the meaning ascribed to Environmental Manager in NAC 459.9704 and whose services are obtained by the operator.”*

#### **Section 9, Subsection 1(d)**

**Mr. Cabble** explained that this requires an operator applying for a grant from the Fund to submit a cost estimate prepared by a handler of underground storage tanks. Staff recommends that this paragraph reference the services provided by a tank handler, rather than the application requirements. As such, NAC 459.9722 should be replaced with NAC 459.9705, which defines a handler of underground storage tanks: *“Handler of underground storage tanks,” means a natural person who is certified by the Division pursuant to NAC 459.9722 to install, repair, upgrade or close underground storage tanks pursuant to 40 C.F.R. Part 280, as that part existed on June 12, 1990.”* If approved by the Board, the revised text would read as follows: *“At least one cost estimate for the purchase and installation of the upgrades prepared by a handler of underground storage tanks as defined in NAC 459.9705, if applicable.”*

**Rod Smith** pointed out that regulations contain language that a company may use its own employees to perform the work. He inquired as to any specific requirements or qualifications of such individuals. **Mr. Cabbie** used an analogy of a homeowner who performs major projects on their home. They may choose to hire an experienced contractor, or they may choose to do the work themselves. If they perform the work themselves, they will be held to the same requirements and standards as a professional contractor by the local city or county building jurisdiction. A general contractor would be likened to a CEM or environmental manager. That person has expertise in their field and may do some of the required work but may also subcontract portions to other subcontractors. **Mr. Smith** noted that the regulations indicate that a company who chooses to have its employees perform the work do not have to abide by certain provisions. He asked for clarification on which provisions they are exempted from. **Mr. Cabbie** stated the provisions are those listed in the certification requirements. Operators do not have to be certified to do the work, but they must perform the work in accordance with requirements of other state regulations. **Mr. Smith** raised the issue of employees who are not certified to do testing and may not have expertise. **Mr. Cabbie** stated that this would fall under the purview of the state-appointed cleanup project case officer. The state case officer and CEM are not the same person. If a CEM is not used, the operator or their employee must meet the same state cleanup regulations as a hired CEM. **Jonathan McRae**, UST/Leaking UST Supervisor, stated that whether a CEM is doing the work or a company has decided to perform the work in-house, the cleanup provisions, requirements, testing and samplings must meet standards through EPA testing methods or ASTM standards. He is only aware of one operator who has attempted to perform the work on their own. If the Board approves the regulation, the case officers and supervisors will ensure that those who express intent to perform the work on their own are provided with all required provisions.

There were no additional questions from the Board.

**Mr. Cabbie** pointed out that there is not an implementation date indicated in the regulations. After this hearing and upon adoption, the next step would be to resubmit the adopted regulation and revisions (if applicable) to the Legislative Counsel Bureau (LCB) for final review of language prior to moving to the Legislative Commission on reviewing regulations. The Legislative Commission will have final approval. From that point, it goes to the Secretary of State for stamping, at which point the regulations become effective. **Ian Carr**, Legal Counsel for State of Nevada, Attorney General's Office, confirmed Mr. Cabbie's explanation of the default rule, in that efficacy begins with final approval from the Secretary of State, unless otherwise specified and this is expected to take place in the next one to two months. It is within the Board's discretion to specify an alternative effective date. The Board agreed that they would allow the effective date to be the date stamped by the Secretary of State.

There being no further Board questions, **Chair Tappan** opened the hearing to oral public comment. There were no oral public comments received. **Mr. Cabbie** stated that no written comments have been received since posting for the hearing.

4. **ADOPTION OF PROPOSED AMENDMENTS TO NAC 445C; LCB PROPOSED DRAFT R049-21**

**Mr. Greg Lovato moved to approve and adopt proposed regulation R049-21 dated January 11, 2022, including the green line revisions to Sections, 4, 5, 7 and 9 proposed by NDEP staff during the March 10, 2022 public hearing. Mr. LeRoy Perks seconded the motion.**

**Mr. Cabble** recommended a roll call vote, which was recorded as follows:

**Ms. Tristin Alishio (Petroleum Fund Recording Secretary) asked:**

**Board member, Mr. Mike Dzyak, are you in favor of the motion on the floor?**

Response: "YES"

**Board member, Ms. Karen Stoll, are you in favor of the motion on the floor?**

Response: "YES"

**Board member, Mr. Jason Case, are you in favor of the motion on the floor?**

Response: "YES"

**Board member, Mr. Lee Perks, are you in favor of the motion on the floor?**

Response: "YES"

**Board member, Mr. Greg Lovato, are you in favor of the motion on the floor?**

Response: "YES"

**Vice-Chair, Mr. Rod Smith, are you in favor of the motion on the floor?**

Response: "YES"

**Madam Chair, Ms. Maureen Tappan, are you in favor of the motion on the floor?**

Response: "YES"

**5. APPROVAL OF THE DECEMBER 9, 2021 MINUTES**

**Mr. LeRoy Perks moved to approve the December 9, 2021 minutes. Mr. Rod Smith seconded the motion. Motion carried unanimously.**

**6. STATUS OF THE FUND**

**Mr. Cabble** presented the status of the Fund for State Fiscal Year 2022. The balance forward from State Fiscal Year 2021 was \$7,500,000 with approximately \$392,100.00 received for tank system enrollment fees for enrollment year 2022. Approximately \$6,233,341 was generated by the \$0.0075 petroleum fee. The Fund has earned approximately \$20,117 in interest. Total revenue for Fiscal Year 2022 is \$14,145,557.80. Expenditures include Board Member salaries of \$625. In-state travel costs total \$114. Board meeting operating costs totaled approximately \$801. Total funds transferred to NDEP and used for program administration, State-led cleanups, staff salaries and ongoing maintenance was approximately \$536,391. The fee paid to the DMV for collection of the \$0.0075 petroleum fee is \$12,714. Reimbursement of Petroleum Fund claims totaled approximately \$2,822,882. Total expenditures for the Fund for State Fiscal Year 2022 are \$3,373,526.69. The current balance available for claims is \$10,772,031.11.

**7. AMEND CEM COST GUIDELINES TASK J.1 AND J.2 SOIL DISPOSAL RATE**

**Mr. Cabble** stated revisions are again necessary to Tasks J.1 and J.2 of the CEM Cost Guidelines, which were approved under Board Policy Resolution 2001-05. Staff has been notified that the

primary soil treatment facility in northern Nevada has shut down, and the alternative soil disposal facility charges a higher rate than what is allowed under Tasks J.1 and J.2. This has an impact on both tasks as well as the overall cap allowed for non-CEM contractor costs to perform initial abatement work. There is a need to revise the CEM Cost Guidelines as whole, which these tasks will be included, and staff expect to have a new draft of the guidelines before the Board's June meeting. In the interim, the request is for the Board to approve an increase in the disposal rate temporarily. The current rate is \$80 per ton and the requested rate is \$100 per ton.

**Mr. Perks** inquired as to which facility is being hauled to at this time. **Mr. Cabbie** stated that they are utilizing the Lockwood Waste Management landfill as the primary soil disposal facility at this time. **Mr. Perks** asked whether the \$100 rate is sufficient, given that trucking fees have increased \$10 to \$12 per hour over the past month. **Mr. Cabbie** stated that the majority of sites are relatively close to the disposal facilities. As part of the task revisions, staff will rework the formula or develop a different mechanism altogether.

**Mr. Smith** asked for the name of the closed facility. **Mr. Cabbie** stated that the closed facility in Northern Nevada is Nevada Thermal Services, which is also located in Lockwood. This means trucking and transport costs would be similar for both this closed facility and the new disposal facility.

**Mr. Smith** noted that activities under the J.1 task require a great deal more administrative and clerical measures for oil tanks than J.2, which does not seem reasonable. **Mr. Cabbie** stated that initial abatement performed following a heating oil tank site, which typically consists of a small tank and less contamination, will be enough to close the cleanup case. The extra administrative hours allows the operator to submit a report to NDEP after completion. On the regulated side, generally, cleanup would not end after initial abatement work, but would move into delineation and remediation. There are hours built into the follow up tasks that allow for more administrative and reporting.

There being no further questions, **Chair Tappan** invited a motion.

**Mr. Rod Smith moved to amend the CEM Cost Guidelines to increase the soil disposal rate under Tasks J.1 and J.2 from \$80 to \$100 per ton. Mr. Jason Case seconded the motion. Motion carried unanimously.**

8. ADOPTION OF CONSENT AGENDA ITEMS

The Board reviewed all items as a consent calendar item. There were no items marked by an asterisk (\*), or members of the public who wished to speak regarding the item.

A dagger (†) indicates previously disallowed monies have been appealed where the requested amount is less than the recommended amount.

An omega (Ω) indicates Board approved reimbursement monies have been subtracted from the amount requested due to new information.

HEATING OIL

			<u>REQUESTED</u>	<u>RECOMMENDED</u>	
FOR POSSIBLE ACTION	1.	2012000017; 80197	Churchill County School District: Old High School	\$4,365.46	\$4,365.46
FOR POSSIBLE ACTION	2.	2018000043; 80156	Mr. William Kennedy: William Kennedy Residential Heating Oil Tank	\$8,017.35	\$8,003.12
FOR POSSIBLE ACTION	3.	2021000010; 80131	CA Student Living Reno III, LLC: Reno Student Living III, LLC At 333 9th St	\$40,962.25	\$37,228.50
			<b>SUB TOTAL:</b>	<b><u>\$53,345.06</u></b>	<b><u>\$49,597.08</u></b>

NEW CASES

			<u>REQUESTED</u>	<u>RECOMMENDED</u>	
FOR POSSIBLE ACTION	1.	2021000026; 80104	7Eleven Inc: 7Eleven #25578	\$26,314.76	\$23,674.28
FOR POSSIBLE ACTION	2.	2021000027; 80208	Horizon C Stores LLC: Horizon Market #5	\$20,559.04	\$18,462.64
			<b>SUB TOTAL:</b>	<b><u>\$46,873.80</u></b>	<b><u>\$42,136.92</u></b>

ONGOING CASES

			<u>REQUESTED</u>	<u>RECOMMENDED</u>	
FOR POSSIBLE ACTION	1.	1992000126; 80152	Clark County School District: Rc White (Arville) Transportation Satellite	\$19,411.52	\$19,411.52
FOR POSSIBLE ACTION	2.	1995000039; 80187	Al Park Petroleum Inc: Crescent Valley Market	\$13,663.61	\$12,297.25
FOR POSSIBLE ACTION	3.	1995000042; 80007	FBF INC: Gas 4 Less	\$21,919.24	\$19,727.32
FOR POSSIBLE ACTION	4.	1996000064; 80205	The Esslinger Family Trust: Red Rock Mini Mart	\$10,953.22	\$10,624.62
FOR POSSIBLE ACTION	5.	1998000075; 80189	55 McDermitt Crude, LLC: McDermitt Motel & Convenience Store	\$29,405.50	\$26,464.95

FOR POSSIBLE ACTION	6.	1999000014; 80190	Al Park Petroleum Inc: Pit Stop #7 Conoco	\$5,881.83	\$5,293.65
FOR POSSIBLE ACTION	7.	2004000011; 80191	Hpt Ta Properties Trust: Wells Petro Truck Service	\$2,712.50	\$2,441.25
FOR POSSIBLE ACTION	8.	2007000014; 80212	Raiders Oz Business, LLC: Former Ace Cab/frias Transportation	\$38,036.07	\$33,864.72
FOR POSSIBLE ACTION	9.	2007000016; 80192	Golden Gate Petroleum of Nevada LLC: Golden Gate Petroleum	\$19,386.33	\$17,339.70
FOR POSSIBLE ACTION	10.	2008000019; 80188	One Panou LLC: Golden Market #3	\$22,554.82	\$18,240.86
FOR POSSIBLE ACTION	11.	2010000009; 80200	Hpt Ta Properties Trust: Mill City Travel Center	\$23,194.19	\$18,787.29
FOR POSSIBLE ACTION	12.	2011000009; 80196	Cimarron West: Cimarron West	\$19,584.47	\$17,101.93
FOR POSSIBLE ACTION	13.	2013000019; 80201	Hardy Enterprises INC: Elko Sinclair #53	\$16,495.01	\$14,845.51
FOR POSSIBLE ACTION	14.	2014000004; 80199	Alsaker Corp: Broadway Colt Service Center	\$8,890.27	\$7,472.04
FOR POSSIBLE ACTION	15.	2014000016; 80194	Smitten Oil and Tire Co Inc: Former Smedley's Chevron	\$2,613.62	\$2,352.26
FOR POSSIBLE ACTION	16.	2014000025; 80195	Superior Campgrounds of America, LLC: Silver City Rv Resort	\$24,741.68	\$22,267.51
FOR POSSIBLE ACTION	17.	2016000005; 80203	Golden Gate S.e.t. Retail of Nevada LLC: Golden Gate Petroleum 65 Fallon	\$2,558.62	\$2,302.76
FOR POSSIBLE ACTION	18.	2016000009; 80161	7Eleven Inc: 7Eleven #13685	\$20,813.05	\$18,731.75
FOR POSSIBLE ACTION	19.	2016000012; 80209	DLF Corporation: Mr Ds Fastlane	\$4,440.58	\$3,929.85
FOR POSSIBLE ACTION	20.	2016000023; 80204	Al Park Petroleum Inc: Pit Stop #1	\$14,040.79	\$10,102.17
FOR POSSIBLE ACTION	21.	2017000015; 80061	Ellen 5 LLC: Green Valley Grocery #63	\$29,677.11	\$26,709.40
FOR POSSIBLE ACTION	22.	2017000035; 80182	Rebel Oil Company: Rebel Store #2177	\$23,116.56	\$20,058.35
FOR POSSIBLE ACTION	23.	2019000044; 80159	7Eleven Inc: 7Eleven #15829	\$36,935.34	\$33,241.74
FOR POSSIBLE ACTION	24.	2020000015; 80206	Canyon Plaza, LLC: Gas 2 Go	\$19,729.98	\$10,654.19
FOR POSSIBLE ACTION	25.	2020000016; 80193	LV Petroleum LLC: Us Gas #7	\$6,649.50	\$5,984.55
FOR POSSIBLE ACTION	26.	2020000046; 80207	Midjit Market Inc: Green Valley Grocery #34	\$6,348.86	\$3,428.39
<b>SUB TOTAL:</b>				<b><u>\$443,754.27</u></b>	<b><u>\$383,675.53</u></b>
<b>RECOMMENDED CLAIMS TOTAL:</b>				<b><u>\$543,973.13</u></b>	<b><u>\$475,409.53</u></b>

**Mr. Greg Lovato moved for approval of the consent items as listed. Mr. LeRoy Perks seconded the motion. Motion carried unanimously. Mr. Jason Case recused himself from Item 22 on Agenda Item 8.**



9. **DIRECT PAYMENT OF UNCONTESTED CLAIMS MADE PER POLICY RESOLUTION 2017-02**

The Board to Review Claims authorizes NDEP to make claim payments prior to a Board meeting when the recommended payment value is uncontested. This authorized delegation is consistent with the findings in the memorandum from the Attorney General's Office dated August 3, 2017 (Attachment A of Policy Resolution 2017-02). Below is a list of all quarterly claim payments made on the Board's behalf in accordance with Policy Resolution No. 2017-02.

A dagger (†) indicates previously disallowed monies have been appealed where the requested amount is less than the recommended amount.

An omega (Ω) indicates Board approved reimbursement monies have been subtracted from the amount requested due to new information.

<b><u>HEATING OIL</u></b>			<b><u>REQUESTED</u></b>	<b><u>PAID</u></b>	
FOR DISCUSSION	1.	2021000030; 80160	597 Grand Canyon Reno LLC: 597 Grand Canyon Reno LLC	\$16,978.50	\$16,728.50
FOR DISCUSSION	2.	2021000035; 80151	Edward & Linda Halicki: Residential Heating Oil Tank At 19605 Paddlewheel Lane	\$17,238.46	\$16,988.46
FOR DISCUSSION	3.	2021000036; 80155	Richie Bednarski: Residential Heating Oil Tank At 953 Yori Ave, Reno	\$22,552.10	\$22,302.10
FOR DISCUSSION	4.	2021000037; 80158	Nicolette Paulsen: Residential Heating Oil Tank At 820 Bates Ave	\$25,405.59	\$25,155.59
FOR DISCUSSION	5.	2021000039; 80169	Craig Depolo: Residential Heating Oil Tank At 11125 Vincent Lane, Reno	\$34,815.62	\$34,565.62
FOR DISCUSSION	6.	2022000001; 80184	Robert & Judith Winzeler: Residential Heating Oil Tank At 1579 Belford Rd	\$14,962.47	\$14,712.47
FOR DISCUSSION	7.	2022000002; 80215	Bajwa Properties LLC: Bajwa Properties At 49 High Street	\$22,327.90	\$22,077.90
FOR DISCUSSION	8.	2022000003; 80217	Matthew Rutledge: Residential Heating Oil Tank At 1085 Sharon Way	\$23,794.30	\$23,544.30
			<b>SUB TOTAL:</b>	<b><u>\$178,074.94</u></b>	<b><u>\$176,074.94</u></b>
<b><u>ONGOING CASES</u></b>			<b><u>REQUESTED</u></b>	<b><u>PAID</u></b>	
FOR DISCUSSION	1.	1993000102; 80178	Rebel Oil Company: Rebel Store #2008	\$8,325.75	\$8,325.75
FOR DISCUSSION	2.	1994000015; 80170	Pilger Family Holdings: Former D & G Oil Company	\$26,409.87	\$26,353.90
FOR DISCUSSION	3.	1999000022; 80165	Terrible Herbst Oil Company Inc: Terrible Herbst #129	\$6,558.88	\$5,902.99
FOR DISCUSSION	4.	1999000023; 80177	Nevada Ready Mix Corp: Nevada Ready Mix	\$26,066.65	\$23,459.99
FOR DISCUSSION	5.	1999000066; 80171	HP Management, LLC: Former Haycock Petroleum	\$28,467.71	\$25,620.94
FOR DISCUSSION	6.	1999000086; 80167	Terrible Herbst Oil Company Inc: Terrible Herbst #126	\$4,666.25	\$3,997.13
FOR DISCUSSION	7.	1999000104; 80166	Terrible Herbst Oil Company Inc: Terrible Herbst #118	\$2,665.00	\$2,398.50

FOR DISCUSSION	8.	2012000012; 80142	Las Vegas Land Acquisition 2020 Co., LLC: Green Valley Grocery #61	\$27,029.25	\$24,265.57
FOR DISCUSSION	9.	2013000009; 80185	Western Petroleum: Western Petroleum of Nevada	\$81,804.60	\$73,624.14
FOR DISCUSSION	10.	2013000011; 80172	Har Moor Investments, LLC: Village Shop #4	\$20,185.75	\$18,167.17
FOR DISCUSSION	11.	2014000033; 80175	Speedee Mart INC: Speedee Mart #108	\$20,655.90	\$18,590.31
FOR DISCUSSION	12.	2016000027; 80168	Terrible Herbst Oil Company Inc: Terrible Herbst #272	\$16,050.00	\$13,000.50
FOR DISCUSSION	13.	2017000019; 80183	Rebel Oil Company: Rebel Store #2197	\$27,165.68	\$24,449.11
FOR DISCUSSION	14.	2018000005; 80179	Rebel Oil Company: Rebel Store # 2153	\$14,312.75	\$12,881.47
FOR DISCUSSION	15.	2019000001; 80180	Rebel Oil Company: Rebel Store #2160	\$5,545.00	\$4,990.50
FOR DISCUSSION	16.	2019000002; 80181	Rebel Oil Company: Rebel Store #2166	\$10,644.75	\$9,580.27
FOR DISCUSSION	17.	2019000005; 80174	Fairway Chevrolet Co: Fairway Chevrolet CO	\$9,434.25	\$8,490.83
FOR DISCUSSION	18.	2019000014; 80173	Western Cab Co: Western Cab CO	\$6,082.25	\$5,474.03
<b>SUB TOTAL:</b>				<b><u>\$342,070.29</u></b>	<b><u>\$309,573.10</u></b>
<b>DIRECT PAYMENT CLAIMS TOTAL:</b>				<b><u>\$520,145.23</u></b>	<b><u>\$485,648.04</u></b>
<b>BOARD MEETING CLAIMS TOTAL:</b>				<b><u>\$1,064,118.36</u></b>	<b><u>\$961,057.57</u></b>

10. **EXECUTIVE SUMMARY**

**Mr. Cabbie** stated that tank enrollment fees are tracked pursuant to the Federal Fiscal Year (FFY), which runs October 1, 2021 through September 30, 2022. Annual invoices for enrollment year 2022 were issued on August 19, 2021. Total facilities invoiced as of February 24, 2022 is 1,266 facilities. Approximately 1,238 or 97.8 percent of facilities have made their enrollment payments.

Since the Fund was created, a total of 1,759 remediation cases have applied for Fund coverage. Of those applications, 173 have been denied due to ineligibility or other reasons. Of the cases that were provided Fund coverage, 1,489 cases have since been closed and no longer receive Fund reimbursement. Currently, there are 97 active Fund cases. Since January 1, 2022, NDEP has received 3 new coverage applications for Fund coverage. No applications are currently pending. Prior to this Board meeting, the Board to Review Claims has approved a cumulative total of \$250,228,043.97 for reimbursement of petroleum cleanup cases. This includes \$485,648.04 for direct payment claims since the last Board meeting. With today's approval of \$475,409.53, the cumulative Fund expenditure will increase to \$250,703,453.50. There were no UST upgrade grants this quarter.

**Mr. Cabbie** thanked the Board for its adoption of the revised regulations. Staff feels the revisions address the final issue under the first audit report. Some of the amendments do address Finding Number 4 of the second audit report. Staff continues to work towards addressing the remaining findings and recommendations, the bulk of which will be addressed with the revised CEM Cost Guidelines. It is hoped that all audit requests will be addressed by summer of 2022.

**Chair Tappan** invited questions from the Board.

**Rod Smith** asked for confirmation that things are moving forward with Eagle Gas. **Mr. Cabbie** confirmed that cleanup has been completed and there is no further action. Since the last meeting, the state hired a debt collector, and the assets of the operator are currently being evaluated.

11. **PUBLIC COMMENTS**

**Chair Tappan** welcomed public comments. No public comments were received.

12. **CONFIRMATION OF NEXT BOARD MEETING DATE**

The Board discussed potential meeting dates and **Mr. Cabbie** stated that he would contact Board members to confirm a date.

Discussion ensued regarding the format of future meetings with a general consensus preference for hybrid attendance options as virtual and/or in-person.

13. **ADJOURNMENT**

The meeting adjourned at 11:35 am.

**Agenda Item 4:  
Status of the Fund**  
(FOR DISCUSSION)

Petroleum Discharge Cleanup Fund  
Balance Sheet - State Fiscal Year 2022  
As of May 18, 2022

**REVENUE**

Balance Forward	\$ 7,500,000.00
Enrollment and Registration Fees	\$ 397,200.00
Petroleum Fees	\$ 9,366,193.13
Interest Earned	\$ 20,116.60
Balance Forward to New Year	\$ -
<b>Total Revenue</b>	<b>\$ 17,283,509.73</b>

**EXPENDITURES**

Board Salary	\$ 1,065.90
In-State Travel	\$ 169.68
Operating	\$ 897.89
Transfer to Highway Fund	\$ -
Transfer to Division of Environmental Protection	\$ 849,541.52
Senate Bill No. 89	\$ -
Petroleum Grant Program	\$ -
Department of Motor Vehicles Fee Collection Service	\$ 12,714.00
Reimbursement of Claims	\$ 3,726,642.55
<b>Total Expenditures</b>	<b>\$ 4,591,031.54</b>

**LIABILITIES**

Petroleum Board Costs	\$ 1,866.53
Highway Fund Budgeted Amount	\$ 8,000,000.00
Pending Obligated Claims	\$ 8,717.74
<b>Total Liabilities</b>	<b>\$ 8,010,584.27</b>

**ACTUAL FUNDING AVAILABLE**

**\$ 12,692,478.19**

DocuSigned by:

5/18/2022 | 1:38 PM PDT

Prepared By

Date:

DocuSigned by:

5/18/2022 | 1:40 PM PDT

Reviewed By

Date:

DocuSigned by:

5/18/2022 | 8:40 PM PDT

Petroleum Fund Staff Approval

Date:

**Agenda Item 5:  
Adoption of Board Policy Resolution No.  
2022-01, which will replace Board Policy  
Resolution No. 96-003**

**(FOR POSSIBLE ACTION)**

STATE BOARD TO REVIEW CLAIMS  
MEETING OF JUNE 1, 2022  
Video conferenced in Carson City & Las Vegas, Nevada

SUBJECT: Policy Resolution No. 2022-01 replaces Resolution No. 96-003, and describes authority provided to the Executive Secretary of the Board to Review Claims to waive the reimbursement claim submittal deadlines for certain cases pursuant to subsection 2 of NAC 445C.310.

DISCUSSION: At its February 29, 1996 meeting, the Board to Review Claims (Board) adopted Resolution No. 96-003, granting authority to its Executive Secretary to waive the initial reimbursement claim submittal deadline pursuant to NAC 590.780(1) if good cause was provided. At the March 8, 2012 meeting, Resolution No. 96-003 was amended to allow the Board's Executive Secretary the authority to also waive the final reimbursement claim submittal deadline pursuant to NAC 590.780(1) if good cause was provided. On March 10, 2022, the Board adopted regulation amendments to include a third claim submittal deadline in subsection 2 of NAC 445C.310, which supersedes NAC 590.780(1).

NAC 445C.310(2) states, "An operator, certified environmental manager, vendor or contractor must submit:

- (a) The initial claim for reimbursement within 12 months after the date of the discharge, as identified in the application for coverage pursuant to subsection 2 of NAC 445C.270;
- (b) Any subsequent claims within 12 months after the date on which the operator, certified environmental manager, vendor or contractor performed the cleanup activity for which reimbursement is being requested; and
- (c) The final claim within 12 months after the completion of the corrective action necessitated by the discharge.

The Board will not accept a claim after the applicable deadline set forth in paragraph (a), (b) or (c) unless the operator, certified environmental manager, vendor or contractor demonstrates good cause for the failure to comply with the deadline."

Effective June 1, 2022, Resolution No. 96-003 is hereby replaced with Policy Resolution No. 2022-01 to allow the Executive Secretary of the Board the authority to waive claim submittal deadlines pursuant to NAC 445C.310(2).

RECOMMENDATION: **Adoption** of Policy Resolution No. 2022-01, as proposed, which replaces Resolution No. 96-003.

STATE BOARD TO REVIEW CLAIMS  
RESOLUTION No. 2022-01

Resolution to Grant Authority to the Executive Secretary of the Board to Review Claims to  
Waive the Reimbursement Claim Submittal Deadlines for Certain Cases  
Pursuant to Subsection 2 of NAC 445C.310

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Whereas, the State Board to Review Claims (hereinafter referred to as the Board) Finds:

1. NAC 445C.310(2) states, “An operator, certified environmental manager, vendor or contractor must submit:
  - (a) The initial claim for reimbursement within 12 months after the date of the discharge, as identified in the application for coverage pursuant to subsection 2 of NAC 445C.270;
  - (b) Any subsequent claims within 12 months after the date on which the operator, certified environmental manager, vendor or contractor performed the cleanup activity for which reimbursement is being requested; and
  - (c) The final claim within 12 months after the completion of the corrective action necessitated by the discharge.

The Board will not accept a claim after the applicable deadline set forth in paragraph (a), (b) or (c) unless the operator, certified environmental manager, vendor, or contractor demonstrates good cause for the failure to comply with the deadline.”

2. Since inception of the Fund for Cleaning Up Discharges of Petroleum (Petroleum Fund), the Nevada Division of Environmental Protection (NDEP) has received several initial reimbursement claims later than 12 months from the date of discharge. At its February 29, 1996 meeting, the Board adopted Resolution No. 96-003, granting the Board's Executive Secretary the authorization to waive the initial 12-month reimbursement claim submittal deadline pursuant to NAC 445C.310(2)(a) if good cause is provided. Allowable causes for the failure to comply with the initial reimbursement claim submittal deadline included:
  - a) Insufficient invoices to satisfy the deductible (for cases heard prior to July 1, 1995).
  - b) Not meeting the minimum total corrective action expense of \$5,000.01 pursuant to NRS 445C.380.
  - c) Excusable neglect on the part of the claimant to promptly submit a claim.
3. Since inception of the Petroleum Fund, NDEP has also received several final reimbursement claims later than 12 months after the completion of corrective actions and the issuance of a "no further action" determination from the NDEP. Claimants requesting an appeal to violation of the final reimbursement claim submittal deadline were previously required to have their individual cases heard by the Board. For cases that a claimant was able to verify that the late submittal was not the result of project delays, did not cause project delays, and



did not result in additional costs, the Board has found good cause to waive the deadline. At the March 8, 2012 meeting, the Board determined that it would benefit both the Board and the public to streamline the appeal process by granting authority to the Board's Executive Secretary to waive the final reimbursement claim submittal deadline pursuant to NAC 445C.310(2)(c) if good cause is provided.

4. At the March 10, 2022 meeting, the Board adopted regulation amendments, creating a deadline for "subsequent claims" submitted between the initial claim and the final claim (NAC 445C.310(2)(b)). Consistent with Findings #2 and #3 above, the Board finds that it would benefit both the Board and the public to streamline the appeal process by granting authority to the Board's Executive Secretary to waive the subsequent claims deadline if good cause is provided.
5. Continued delays of a claim submittal may lead to a claimant's inability to procure documentation required for that claim's reimbursement by the Board. A waiver, if granted, by the Executive Secretary of the Board should provide a date by which the claim must be submitted to the Fund.

THEREFORE, BE IT RESOLVED THAT:

1. The Board grants authority to its Executive Secretary to determine good cause for the failure to comply with the initial, subsequent, and final reimbursement claim submittal deadlines specified in Subsection 2 of NAC 445C.310. Good cause includes, but is not limited to the following:
  - a) For initial reimbursement claims, corrective action expenses did not exceed \$5,000 (NRS 445C.380) or the source of the release had not been identified and was under investigation during the initial 12 months following the date of discharge, as identified in the application for coverage (NAC 445C.270(2)).
  - b) Bankruptcy or other litigation prevented submittal of a claim.
  - c) Delays due to estate settlement or probate delayed submittal of a claim.
2. The claimant must provide a signed statement indicating that failure to submit a claim within the deadlines identified in NAC 445C.310(2):
  - a) Was not a result of cleanup project delays,
  - b) Did not cause cleanup project delays, and
  - c) Did not increase the overall projected cost of the cleanup.

If any of the above circumstances apply, a waiver shall not be provided by the Executive Secretary and the claimant must appeal to the Board.

3. The claimant must obtain a statement of concurrence from the NDEP regulatory cleanup case officer that the operator of the site has maintained compliance with required assessment and remediation directives.
4. A waiver granted by the Executive Secretary of the Board shall expire 12 months from the date of issuance unless another date is specified. If the claim is not submitted by the expiration date of the waiver, the operator must appeal to the Board.
5. All appeals, following denial of a waiver request by the Executive Secretary pursuant to NAC 445C.310(2) and this policy, will be referred to the Board for a final decision.

I, Maureen Tappan, Chair, do hereby certify that the foregoing is a full, true, and correct copy of a Resolution adopted by the Nevada State Board to Review Claims on June 1, 2022.

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Maureen Tappan, Chair  
Nevada Board to Review Claims

Board Policy Resolution 96-003

As Amended March 8, 2012

To be replaced by proposed Policy Resolution 2022-01

STATE BOARD TO REVIEW CLAIMS  
MEETING OF MARCH 8, 2012  
Video conferenced in Carson City & Las Vegas, Nevada

ITEM: VIII.B.

SUBJECT: Amended Resolution #96-003 - Addresses authority provided to the Executive Secretary of the Board to Review Claims to Waive the Reimbursement Claim Submittal Deadlines for Certain Cases Pursuant to NAC 590.780(1).

DISCUSSION: NAC 590.780(1) requires the submittal of an initial reimbursement claim within 12 months from the date when a discharge was discovered, and the submittal of the final reimbursement claim within 12 months after the completion of corrective actions

At its February 29, 1996 meeting, the Board to Review Claims (Board) adopted an earlier version of Resolution #96-003, granting authority to its Executive Secretary to waive the initial reimbursement claim submittal deadline pursuant to NAC 590.780(1) if good cause was provided. Resolution #96-003 is hereby amended to allow the Board's Executive Secretary the authority to also waive the final reimbursement claim submittal deadline pursuant to NAC 590.780(1) if good cause is provided.

RECOMMENDATION: Adoption of Amended Resolution #96-003 as proposed.

## STATE BOARD TO REVIEW CLAIMS

### RESOLUTION #96-003, Amended

Resolution to Grant Authority to the Executive Secretary of the Board to Review Claims to Waive the Reimbursement Claim Submittal Deadlines for Certain Cases Pursuant to NAC 590.780(1)

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Whereas, the State Board to Review Claims (hereinafter referred to as the Board) Finds:

1. NAC 590.780(1) states:

"An operator, vendor or contractor who seeks to be reimbursed by the fund for costs or liability for damages resulting from a discharge must submit to the division a verified claim for reimbursement in the form prescribed by the board along with any supporting documents required to substantiate his eligibility for reimbursement. An initial claim must be submitted within 12 months after the date on which the operator, vendor or contractor knew or should have known of the discharge and the final claim must be submitted within 12 months after the completion of the corrective action necessitated by the discharge. The board will not accept a claim after either deadline unless the operator, vendor or contractor demonstrates good cause for the failure to comply with the deadline."

2. Since inception of the State of Nevada Petroleum Fund (Fund), the Nevada Division of Environmental Protection (NDEP) has received several initial reimbursement claims later than 12 months from the date of discharge discovery.

3. At its February 29, 1996 meeting, the Board adopted an earlier version of Resolution #96-003, granting the Board's Executive Secretary the authorization to waive the initial 12 month reimbursement claim submittal deadline pursuant to NAC 590.780(1) if good cause is provided. Allowable causes for the failure to comply with the initial reimbursement claim submittal deadline include:

- Insufficient invoices to satisfy the deductible (for cases heard prior to July 1, 1995).
- Not meeting the minimum total corrective action expense of \$5,000.01 per leaking storage tank system pursuant to NAC 459.9973 and NRS 590.890.
- Excusable neglect on the part of the claimant to promptly submit a claim.

NDEP also requires that the claimant provide information that failure to submit an initial claim by the deadline was not a result of project delays, did not cause a project delay, and did not increase the overall projected cost of the cleanup. One way to do this is to provide NDEP a statement signed by the owner that indicates the above-requirements were met and that the regulatory case officer concurs.

4. Since inception of the Fund, NDEP has received several final reimbursement claims later than 12 months after the completion of corrective actions and the issuance of "no further action determinations" from NDEP for the sites.
5. Claimants who appeal violation of the final reimbursement claim submittal deadline pursuant to NAC 590.780(1) for their sites must have their individual cases heard by the Board. In each case, when the claimant was able to verify that the late submittal was not the result of project delays, did not cause project delays, and did not result in additional costs, the Board has found good cause to waive the deadline.
6. It would benefit both the Board and the public to streamline the appeal process by granting authority to the Board's Executive Secretary to waive the final reimbursement claim submittal deadline pursuant to NAC 590.780(1) if good cause is provided, as follows:
  - The late claim submittal was not the result of project delays.
  - The late claim submittal did not cause project delays.
  - The late claim submittal did not increase the cost of the cleanup.

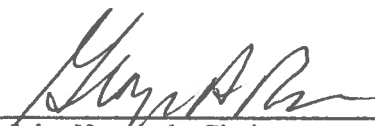
THEREFORE BE IT RESOLVED THAT:

The Board grants authority to its Executive Secretary to determine good cause for the failure to comply with the initial and final reimbursement claim submittal deadlines specified in NAC 590.780(1) for the following situations:

1. The late claim submittal was not the result of project delays.
2. The late claim submittal did not cause project delays.
3. The late claim submittal did not increase the cost of the cleanup.
4. The claimant maintained compliance with regulatory-required assessment and remediation directives.
5. For initial reimbursement claims, corrective action expenses did not exceed \$5,000 during the initial 12 months from the date of discharge discovery pursuant to NAC 459.9973 and NRS 590.890.

All appeals for coverage and reimbursement of claims pursuant to NAC 590.780(1) will be referred to the Board for final decision.

I, John Haycock, Chairman, do hereby certify that the foregoing is a full, true, and correct copy of a Resolution adopted by the Nevada State Board to Review Claims on March 8, 2012.

 *Vice-Chairman*  
\_\_\_\_\_  
John Haycock, Chairman  
State Board to Review Claims

**Agenda Item 6:  
Cost Schedule for Grant Funded UST  
Upgrades**

(FOR DISCUSSION)



**Agenda Item 7:  
Update on Progress Towards New CEM  
Cost Guidelines**

(FOR DISCUSSION)

## New CEM Cost Guidelines – Explanation of Cleanup Task Updates

The Petroleum Fund Program is currently reevaluating and amending the Certified Environmental Manager (CEM) Cost Guidelines to create efficiencies within the program. The guidelines currently identify 60 tasks that are typically performed throughout the course of assessing and cleaning up a petroleum contaminated site. Following this summary, there are three examples of cleanup tasks commonly used during the Site Characterization phase of a project. Task A.3 represents preparation for a work plan that would be submitted by a CEM to the NDEP case officer for approval prior to performing soil and groundwater characterization activities at a site. Task A.9 outlines oversight activities a CEM would be expected to perform while a drilling company (sub-contractor) installs monitoring wells onsite. Task A.14 outlines reporting expectations following characterization activities (such as the well installation in Task A.9). The report would describe the drilling activities, include results of soil sampling performed during the well construction, groundwater sampling results from the newly constructed wells, and figures to show estimated contaminant plume boundaries based on sampling data.

There are two examples of each task provided for comparison; the current Not-To-Exceed-Proposal (NTEP) format and the new task format. The tasks currently in use can be identified by the table identifying individual skill level hours. CEMs currently use their own hourly rates and apply them to the hours in the table to get the total task cost. Multiple tasks can be combined into one NTEP. Justification is required to exceed the hours in the table. CEMs then submit invoices that identify the work performed under the NTEP. Audit staff indicated they had concerns with CEMs setting their own rates and noted variability among different companies (reference table for Task A.3 showing these varying rates after the task examples). The recommendation in the audit report was to set rates for professional services.

The new proposed tasks are marked with a “DRAFT” watermark. Each of the new tasks would have a cost cap associated with the activities described and would be set by Fund staff based on data collected from past NTEPs (lump sum). Increases to cost caps would generally not be approved for routine cleanup tasks, so they would have to be adjusted periodically based on market conditions. Tasks like the following examples can be combined into one Cost Proposal for a phase of cleanup or by individual periodic cleanup events (e.g. quarterly groundwater sampling/reporting). That Cost Proposal replaces the current NTEP and would also require approval by the NDEP case officer prior to work being performed. A fixed rate approach still provides a cost control mechanism without having to match up requested hours on a Cost Proposal to those billed on an invoice, and it allows a CEM to use the staff skill level they deem appropriate to carry out the cleanup tasks.

For cleanup activities where more flexibility is needed, a CEM would propose a miscellaneous task. These tasks would allow CEMs to propose their own hours for varying skill levels, but NDEP would set the hourly rate as requested by audit staff. This is the opposite of what is in place now and would require approval from both the cleanup case officer and Fund staff.

Once the work is performed, the CEM submits invoices against the previously approved Cost Proposal. Invoices must identify the tasks under which work was performed and the invoiced amount will be deducted from the total Cost Proposal cap. If the cap is reached, Fund staff will not pay the balance exceeding the Cost Proposal cap.

**TASK A.3: WORK PLAN PREPARATION  
SITE CHARACTERIZATION (LARGE)**

**Scope of Work:** This task consists of all personnel time to produce a Work Plan to perform a site characterization to delineate the extent of petroleum contamination at a site where both soil and groundwater contaminant levels exceed regulatory action levels. This type of site characterization consists of soil assessment (soil boring advancement, push-drive technology, etc.) and groundwater assessment (installation of groundwater monitoring wells, etc.).

<b>SKILL LEVEL</b>	<b>ACTIVITIES</b>	<b>TOTAL HRS</b>
Principal	Senior review	1
Project Manager/ Senior Engineer/ Senior Geologist	Project management, regulatory liaison, Work Plan preparation	16
Staff Engineer/Staff Geologist	Prepare Work Plan	5
Administration/Clerical	Word processing/administrative support	2
Drafter	Drafting support	4
<b>TOTAL HOURS FOR TASK</b>		<b>28</b>

Activities included in total hours for above task:

- Review of previous environmental work performed
- Performing site reconnaissance visit(s) if necessary
- Work Plan preparation/senior review
- Drafting
- Administrative support
- Regulatory liaison
- Revision to submittal if determined to be deficient by regulatory case officer

Potential activities or items that should be added to above table, as necessary:

- Travel time if site is located outside metropolitan area of consultant: refer to Appendix B for discussion regarding reimbursable travel
- Revision of submittal if requested by regulatory agencies, including conditions unknown to CEM, or extenuating conditions requiring consideration as requested by the agency
- Vehicle mileage, CEM in-house supplies, per diem & vendor markup

The CEM must propose the level of effort that will accomplish this Task. If this Task can be performed in less time than summarized in the above table, the reduced level of effort must be proposed. **If it is necessary to propose additional time to perform this Task, justification must be provided.**

**WORK SCOPE TASK A.3:  
WORK PLAN PREPARATION  
LARGE-SCALE SITE CHARACTERIZATION**

**Task Preparation and Oversight Cost:**

**\$X,XXX.XX**

**Scope of Work:** This task consists of all consulting services to produce a work plan to perform a site characterization to delineate the extent of petroleum contamination at a site where soil and/or groundwater contaminant levels exceed regulatory action levels. This type of site assessment consists of soil characterization (e.g. soil boring advancement, push-drive technology, etc.) and/or groundwater characterization (e.g. installation of groundwater monitoring wells, etc.) at a facility with multiple release sources and/or a significant release from one or more large storage tank systems (e.g. tanks used at a fueling facility) that have a higher potential to migrate.

Activities include communication with the regulatory case officer, site visit(s), review of previous assessment work performed at the site, general project management, drafting of site diagrams showing boring/well location(s), preparation and submittal of a site characterization work plan. Any deficiency in the work plan identified by the case officer must be addressed as a part of this scope of work.

Note, Task A.2 should be used for preparation of a work plan for site characterization of a small site or single soil release with low potential to migrate to groundwater (e.g. heating oil and waste oil products).

The above task amount includes all consultant staff services the Petroleum Fund will reimburse for oversight of the activities described above. Additional costs associated with the above activities may also be reimbursed by the Fund, as applicable, in accordance with Appendix A (Field Equipment/Materials), Appendix B (Travel, Mileage, and Per Diem), Appendix C (Miscellaneous Equipment Rates), or Appendix E (Reimbursable vs Non-Reimbursable costs).

**Task A.3 - Workplan Preparation ( Based on Rates Proposed May 1, 2020 through May 23, 2022)**

	Total Task Cost (A.3)	Consultant Skill Level Rates					
		Principal	PM/Senior	Staff Geologist	Staff Engineer	Drafter	Administrative Support
Minimum Approved	\$3,305.00	\$165.00	\$130.00	\$105.00	\$120.00	\$90.00	\$70.00
Maximum Approved	\$5,820.00	\$255.00	\$174.00	\$145.00	\$195.00	\$150.00	\$127.00
Average	\$4,076.73	\$190.57	\$158.50	\$127.00	\$157.50	\$121.20	\$95.57
Difference between Min and Max.	\$2,515.00	\$90.00	\$44.00	\$40.00	\$75.00	\$60.00	\$57.00

**Task A.3 - Cost Proposal**

**\$4,308.00 (est.)** Takes into account average and median skill level costs from previously submitted NTEPs and also looks at justified adjustments in proposed hours for this task.

### **TASK A.9: GROUNDWATER MONITORING OR REMEDIATION WELL CONSTRUCTION**

**Scope of Work:** This task consists of all personnel time to coordinate and supervise the construction of groundwater monitoring or remediation wells, including the recovery of soil samples from the boreholes, logging of the boreholes and coordinating waste disposal. This task is arranged into two sub-tasks. Project management/set-up activities are tabulated and summarized on an hourly basis. Field activities are summarized on a unit cost basis dependent upon type of drilling technology utilized, drilling conditions, and total feet of boring advanced to facilitate well construction/installation. It is assumed that field activities will be performed by one CEM staff person. Reimbursement for utilization of more than one CEM staff person during field activities will be dependent upon request/authorization from the regulatory case officer.

SKILL LEVEL	ACTIVITIES	TOTAL HRS: FIRST OR ONLY DAY OF FIELD ACTIVITIES	TOTAL HRS: SUBSEQUENT DAY(S) OF FIELD ACTIVITIES
Project Manager/ Senior Engineer/ Senior Geologist	Project management	2	0.5
Staff Engineer/ Staff Geologist	Solicit bids (if necessary), coordinate completion and submittal of Notice of Intent Card(s) and Affidavit of Intent to Abandon form(s), coordinate and prepare for field activities, coordinate waste disposal	9	2
<b>TOTAL HOURS</b>		<b>11</b>	<b>2.5</b>

**Costs for CEM drilling/well installation oversight and borehole sampling activities will be based on a unit cost dependent upon drilling technique utilized and total feet drilled, as follows:**

Hollow Stem Auger Techniques:

- Easy drilling conditions (minimal amount of cobbles, no caliche, etc.) = \$10/foot
- Typical drilling conditions (pebbles, cobbles, some caliche, etc.) = \$14/foot
- Difficult drilling conditions (considerable amount of cobbles, thick caliche layers, etc.) = \$18/foot

Rotary Techniques:

- Drilling conditions not conducive to hollow stem auger techniques = \$14/foot.

Odex (driven casing) or Sonic techniques:

- Used for extremely difficult drilling conditions such as inordinate amounts of cobbles, boulders, etc., or pursuant to the request/authorization of the case officer = \$18/foot.

Additionally, a CEM labor charge of up to one-half hour for drill rig set-up time between borings, and up to one-half hour for every soil sample recovered from each borehole will be recommended for reimbursement (at the appropriate skill level rate). **Please note that costs associated with drill rig repairs and/or weather delays are not reimbursable.**

Activities included in total hours for above task:

- Solicit and evaluate bids if costs will meet or exceed \$6,000
- Coordinate the preparation and submittal of Notice of Intent card(s) to the Division of Water Resources.
- Coordinate the preparation and submittal of Affidavit of Intent to Abandon Monitoring Well form(s) to the Division of Water Resources.
- Oversee advancement of soil boring(s) to be converted to well(s)
- Collect soil samples from borehole(s)
- Borehole logging
- Coordinate/oversee construction of well(s) - including wellheads
- CEM equipment calibration and decontamination
- Time to deliver samples to laboratory or prepare for shipping
- Project management
- Regulatory liaison
- Travel time if site is located within metropolitan area of consultant
- Coordinate disposal of soil cuttings
- Coordination of well survey(s)
- CEM coordination of traffic control vendor, if necessary (traffic plans, barricade placement and rental, etc.)

Potential activities or items that should be added to above table, as necessary:

- Travel time if site is located outside metropolitan area of consultant: refer to Appendix B for discussion regarding reimbursable travel
- Vehicle mileage, CEM in-house supplies, per diem & vendor markup

Assumes:

- One CEM staff person on site during field activities

The CEM must propose the level of effort that will accomplish this Task. If this Task can be performed in less time than summarized in the above table, the reduced level of effort must be proposed. **If it is necessary to propose additional time to perform this Task, justification must be provided.**

**WORK SCOPE TASK A.9:  
GROUNDWATER MONITORING OR REMEDIATION WELL CONSTRUCTION**

**Task Preparation and Oversight Cost:**

**\$X,XXX.XX**

**Scope of Work:** This task includes project management and oversight of subcontractors to install groundwater monitoring or remediation wells, which includes the recovery of soil samples from the boreholes, logging of the boreholes, and coordinating waste disposal.

Activities included for task include, but are not limited to the following:

- Solicit and evaluate bids if costs will meet or exceed \$7,000
- Coordinate the preparation and submittal of Notice of Intent card(s) to the Division of Water Resources.
- Coordinate the preparation and submittal of Affidavit of Intent to Abandon Monitoring Well form(s) to the Division of Water Resources.
- Oversee advancement of soil boring(s) to be converted to well(s)
- Collect soil samples from borehole(s) and borehole logging
- Coordinate/oversee construction of well(s), including wellheads
- Well development by subcontractor
- CEM equipment calibration and decontamination
- Time to prepare and deliver samples to a NDEP certified laboratory, or prepare sample shipping package
- Travel time if site is located within metropolitan area of consultant
- Coordinate disposal of soil cuttings
- Coordination of well survey(s)
- CEM coordination of traffic control vendor, if necessary (traffic plans, barricade placement and rental, etc.)
- Regulatory liaison

Additional compensation for field oversight of drilling and sampling activities may be claimed using the following rates:

- For each consecutive field day after the first (subsequent day), 25% of the Task Preparation and Oversight Cost.
- For each linear foot drilled - \$XX.XX
- Drill rig set up time between wells - \$XX.XX (each subsequent well after the first)
- Sample collection - \$XX.XX (each borehole sample)

**Please note that costs associated with drill rig repairs and/or weather delays are not reimbursable.**

The above work scope task amount includes all consultant staff services the Petroleum Fund will reimburse for oversight of the activities described above. Additional costs associated with the above task may also be reimbursed by the Fund, as applicable, in accordance with Appendix A (Field Equipment/Materials), Appendix B (Travel, Mileage, and Per Diem), Appendix C (Miscellaneous Equipment Rates), or Appendix E (Reimbursable vs Non-Reimbursable costs).



**TASK A.14: SITE CHARACTERIZATION REPORT PREPARATION  
LARGE-SCALE INVESTIGATION**

**Scope of Work:** This task consists of all personnel time to produce a site characterization report for a site where five or more groundwater monitoring wells were installed.

<b>SKILL LEVEL</b>	<b>ACTIVITIES</b>	<b>TOTAL HRS</b>
Principal	Final review	2
Project Manager/ Senior Engineer/ Senior Geologist	Report preparation, senior review, regulatory liaison	10
Staff Engineer/Staff Geologist	Data evaluation, report preparation	16
Administration/Clerical	Word processing, administrative support	3
Drafter	Drafting	8
<b>TOTAL HOURS FOR TASK</b>		<b>39</b>

Activities included in total hours for above task:

- Data evaluation
- Recommendations for additional site characterization activities
- Preliminary recommendations for remediation of soil and groundwater
- Drafting of all necessary figures
- Administrative support
- Coordination/liaison with regulatory agencies
- Senior review
- Revision to submittal if determined to be deficient by case regulatory officer

Potential activities or items that should be added to above table, as necessary:

- Revision of submittal if requested by regulatory agencies, including conditions unknown to CEM, or extenuating conditions requiring consideration as requested by the agency
- Preparation of additional figures such as detailed cross sections if requested by regulatory case officer
- Vehicle mileage, CEM in-house supplies, per diem & vendor markup

The CEM must propose the level of effort that will accomplish this Task. If this Task can be performed in less time than summarized in the above table, the reduced level of effort must be proposed. **If it is necessary to propose additional time to perform this Task, justification must be provided.**

**WORK SCOPE TASK A.14:  
SITE CHARACTERIZATION REPORT PREPARATION  
LARGE-SCALE INVESTIGATION**

**Task Preparation and Oversight Cost:**

**\$X,XXX.XX**

**Scope of Work:** This task consists of all consulting services to produce a site characterization report for a site where five or more groundwater monitoring wells were installed.

The submitted report must include the following:

- A brief background on site conditions and release discovery
- Summary of site characterization activities
- Characterization data, evaluation, and interpretation
- Recommendations for additional site characterization activities, if necessary
- Discussion and preliminary recommendations for contaminant remediation
- Data tables, site figures (site plan, boring/well locations, contaminant plume map, etc.), boring logs, and laboratory reports for collected samples

Any deficiency in the report identified by the case officer must be addressed as a part of this scope of work.

The above task amount includes all consultant staff services the Petroleum Fund will reimburse for oversight of the activities described above. Additional costs associated with the above activities may also be reimbursed by the Fund, as applicable, in accordance with Appendix A (Field Equipment/Materials), Appendix B (Travel, Mileage, and Per Diem), Appendix C (Miscellaneous Equipment Rates), or Appendix E (Reimbursable vs Non-Reimbursable costs).

**Agenda Item 8:  
Adoption of Consent Items**  
(FOR POSSIBLE ACTION)

**STATE BOARD TO REVIEW CLAIMS  
REQUESTED/RECOMMENDED AMOUNTS - JUNE 1, 2022**

The Board may approve all items in the following list as a consent agenda unless a listed item is marked with an asterisk (\*). Items may be marked with an asterisk if a member of the public has requested to address the claim before the Board or the item is associated with a Fund Site Specific Board Determination (SSBD). In the case of an item being marked with an asterisk pending a SSBD, the item is considered part of the consent agenda upon approval of that (SSBD). In addition to asterisked items, a Board member may request an item be moved from the list for immediate discussion prior to approval or moved to a discussion agenda item and tabled for the next meeting.

A dagger (†) indicates previously disallowed monies have been successfully appealed (i.e. the requested amount may be less than the recommended amount)

An omega (ω) indicates Board approved reimbursement monies have been subtracted from the amount requested due to new information

<u>HEATING OIL</u>				<u>REQUESTED</u>	<u>RECOMMENDED</u>
FOR POSSIBLE ACTION	1.	2012000017; 80223	Churchill County School District: Old High School	\$2,321.50	\$2,321.50
FOR POSSIBLE ACTION	2.	2020000051; 80265	University Of Nevada Reno: 843 Lake Street Heating Oil Tank	\$67,100.98	\$66,578.48
FOR POSSIBLE ACTION	3.	2020000054; 80264	University Of Nevada Reno: 829 Lake Street Heating Oil Tank	\$11,121.12	\$10,771.12
<b>SUB TOTAL:</b>				<b><u>\$80,543.60</u></b>	<b><u>\$79,671.10</u></b>
<u>ONGOING CASES</u>				<u>REQUESTED</u>	<u>RECOMMENDED</u>
FOR POSSIBLE ACTION	1.	1992000126; 80271	Clark County School District: Rc White (Arville) Transportation Satellite	\$109,347.41	\$109,347.41
FOR POSSIBLE ACTION	2.	1994000027; 80220	7-Eleven Inc: 7-Eleven #19653	\$55,223.12	\$55,215.50
FOR POSSIBLE ACTION	3.	1995000039; 80230	Al Park Petroleum Inc: Crescent Valley Market	\$12,847.82	\$11,563.04
FOR POSSIBLE ACTION	4.	1996000063; 80242	Joan Pennachio: V & V Automotive	\$19,066.00	\$19,066.00
FOR POSSIBLE ACTION	5.	1996000064; 80269	The Esslinger Family Trust: Red Rock Mini Mart	\$9,961.39	\$9,662.55
FOR POSSIBLE ACTION	6.	1999000014; 80231	Al Park Petroleum Inc: Pit Stop #7 Conoco	\$5,945.38	\$5,341.84
FOR POSSIBLE ACTION	7.	1999000114; 80277	City Of Fallon: Fallon Maint. Yard	\$57,321.97	\$56,733.69
FOR POSSIBLE ACTION	8.	1999000243; 80229	7-Eleven Inc: 7-Eleven #27607	\$72,975.06	\$65,648.73
FOR POSSIBLE ACTION	9.	2007000016; 80222	Golden Gate Petroleum Of Nevada LLC: Golden Gate Petroleum	\$7,630.47	\$6,867.42

FOR POSSIBLE ACTION	10.	2009000024; 80018	Parampreet Investment LLC: Chucks Circle C Market	\$27,077.86	\$24,370.07
FOR POSSIBLE ACTION	11.	2010000009; 80232	Hpt Ta Properties Trust: Mill City Travel Center	\$22,284.46	\$18,050.41
FOR POSSIBLE ACTION	12.	2011000009; 80233	Cimarron West: Cimarron West	\$28,267.41	\$25,188.81
FOR POSSIBLE ACTION	13.	2012000005; 80238	Travel Systems, LLC: Zephyr Cove Resort	\$75,595.90	\$68,036.31
FOR POSSIBLE ACTION	14.	2012000012; 80270	Clark County Dept Of Aviation: Former Smart Mart	\$20,210.76	\$18,189.68
FOR POSSIBLE ACTION	15.	2013000004; 80237	7-Eleven Inc: 7-Eleven #29665	\$15,681.29	\$14,113.16
FOR POSSIBLE ACTION	16.	2013000019; 80236	Hardy Enterprises INC: Elko Sinclair #53	\$22,608.99	\$20,348.09
FOR POSSIBLE ACTION	17.	2014000004; 80224	Alsaker Corp: Broadway Colt Service Center	\$7,549.54	\$6,794.59
FOR POSSIBLE ACTION	18.	2014000016; 80225	Smitten Oil And Tire Co Inc: Former Smedley's Chevron	\$3,087.88	\$2,779.09
FOR POSSIBLE ACTION	19.	2014000025; 80226	Superior Campgrounds Of America, LLC: Silver City Rv Resort	\$29,610.49	\$26,610.48
FOR POSSIBLE ACTION	20.	2016000005; 80227	Golden Gate S.e.t. Retail Of Nevada LLC: Golden Gate Petroleum 65 - Fallon	\$3,323.01	\$2,990.71
FOR POSSIBLE ACTION	21.	2016000009; 80216	7-Eleven Inc: 7-Eleven #13685	\$13,162.80	\$11,846.52
FOR POSSIBLE ACTION	22.	2016000012; 80263	DLF Corporation: Mr Ds Fastlane	\$8,021.93	\$7,219.74
FOR POSSIBLE ACTION	23.	2016000023; 80234	Al Park Petroleum Inc: Pit Stop #1	\$11,314.62	\$8,146.53
FOR POSSIBLE ACTION	24.	2018000009; 80211	Reed Incorporated: Pacific Pride	\$16,133.82	\$13,902.86
FOR POSSIBLE ACTION	25.	2018000018; 80228	Primadonna Company LLC: Whiskey Pete's Stateline Stop	\$87,335.59	\$43,138.09
FOR POSSIBLE ACTION	26.	2019000044; 80272	7-Eleven Inc: 7-Eleven #15829	\$19,734.58	\$17,761.11
FOR POSSIBLE ACTION	27.	2020000015; 80267	Canyon Plaza, LLC: Gas 2 Go	\$18,735.23	\$10,114.33
FOR POSSIBLE ACTION	28.	2021000009; 80219	7-Eleven Inc: 7-Eleven #27111	\$31,051.31	\$27,938.98
<b>SUB TOTAL:</b>				<b><u>\$811,106.09</u></b>	<b><u>\$706,985.74</u></b>
<b>RECOMMENDED CLAIMS TOTAL:</b>				<b><u>\$891,649.69</u></b>	<b><u>\$786,656.84</u></b>

Case: #1992000126  
Claim #: 80271

**STAFF RECOMMENDATION**

June 01, 2022

Staff recommends this claim be reimbursed \$109,347.41 from the Petroleum Fund for cleanup costs.

	\$2,686,617.09	Amount Requested to Date
	(\$160,571.38)	Amount Disallowed, Past Claims
	(\$40,000.00)	Deductible/Co-Payment Satisfied to Date
	<u>(\$2,356,076.29)</u>	Amount Paid to Date
SUB TOTAL	\$109,347.41	Amount Requested this Meeting
	\$0.00	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	<u>\$109,347.41</u>	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 08/13/2021 and 04/15/2022

**Summary of work completed:** 3rd Quarter report preparation, 4th Quarter groundwater sampling event, 4th Quarter report preparation, 1st Quarter groundwater sampling event, installation of 10 monitoring wells, development of 10 monitoring wells, disposal of the wastes.

## Site Summary Report

**Case Number:** 1992000126    **Site Name:** Rc White (Arville) Transportation Satellite

### Site Status

**Synopsis:** MARCH 7, 1992 ONE 1000 WASTE OIL UNDERGROUND STORAGE TANK (UST) WAS REMOVED FROM THE SITE (IDENTIFIED ON THE APPLICATION AS TANK 4). APRIL 7, 1992 THREE MORE USTS WERE CLOSED. THESE ADDITIONAL TANKS WERE IDENTIFIED AS: A 12,000 GALLON DIESEL TANK (TANK #1), A 12,000 GALLON UNLEADED GASOLINE TANK (TANK #2), AND A 6,000 GALLON UNLEADED GASOLINE (TANK #3); EACH HAD RELEASE SOURCES IDENTIFIED AS THE PIPING AND DISPENSERS. COVERAGE WAS GRANTED WITH A \$10,000 DEDUCTIBLE DUE TO THE FACILITY BEING OPERATED BY A POLITICAL SUBDIVISION OF STATE.

**Contaminant:** Gasoline (containing <= 10% ethanol)

<b>Fund Coverage</b>	\$4,000,000.00
<b>Amount Fund Will Pay</b>	\$3,960,000.00
<b>Amount Requested</b>	\$2,686,617.09
<b>Amount Disallowed</b>	\$160,571.38
<b>Misc Debit/Credit</b>	\$0.00
<b>Reduction Amount Paid</b>	\$0.00
<b>Pending Copay/Deductible</b>	\$0.00
<b>Copay/Deductible</b>	\$40,000.00
<b>Amount Recommended</b>	\$2,486,045.71
<b>Amount Paid</b>	\$2,376,698.30

### Site Identification

<b>Date Submitted:</b>	06/10/1992	<b>DEP Facility Number:</b>	8-000825
<b>Site Name</b>	Rc White (Arville) Transportation Satellite		
<b>Site Contact</b>		<b>Telephone:</b>	
<b>Site Address</b>	4499 Arville St Las Vegas, NV 89103		
<b>County:</b>	Clark County		
<b>Owner/Operator Name:</b>	Clark County School District		
<b>Contact Name of Owner/Operator:</b>	Lori Olson	<b>Telephone:</b>	(702)799-0990 Ext: 5
	Environmental Services Henderson, NV 89074		
<b>Prime Contractor</b>	Converse Consultants		
<b>Contact Name</b>	Robert Gegenheimer		
<b>Contractor Address</b>	6610 West Arby Avenue Suite 104 Las Vegas, NV 89118		
<b>Telephone:</b>	(702)269-8336 Ext: 2	<b>% Board Reduction:</b>	0.00

### Site Characteristics

<b>Alt ID</b>	<b>Tank Cap. (Gallons)</b>	<b>Tank Age (Years)</b>	<b>Tank Type</b>	<b>Leak Location</b>
001	12000	Closed	Regulated UST	See Synopsis
002	12000	50	Regulated UST	See Synopsis
003	12000	50	Regulated UST	See Synopsis
004	12000	50	Regulated UST	See Synopsis

Case: #1994000027  
Claim #: 80220

**STAFF RECOMMENDATION**  
June 01, 2022

Staff recommends this claim be reimbursed \$55,215.50 from the Petroleum Fund for cleanup costs.

	\$2,435,670.38	Amount Requested to Date
	(\$79,638.15)	Amount Disallowed, Past Claims
	(\$30,000.00)	Deductible/Co-Payment Satisfied to Date
	(\$2,005,587.15)	Amount Paid to Date
SUB TOTAL	\$55,223.12	Amount Requested this Meeting
	(\$7.62)	Amount Disallowed this Meeting
SUB TOTAL	\$55,215.50	
	\$0.00	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	\$55,215.50	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 02/24/2021 and 09/24/2021

**Summary of work completed:** Project management, scheduling and client invoicing. Quarterly monitoring, sampling and reporting, quarterly permit reporting, reimbursement packages preparation, annual NTEP and HASP preparation, AS/SVE remediation system operations, maintenance, and data evaluation. Respond to CCDAQ's request to renew the 5-year air emissions permit with an application for a Certificate of Exemption.



## Site Summary Report

Case Number: 1994000027 Site Name: 7-Eleven #19653

### Site Status

**Synopsis:** CONTAMINATION DISCOVERED DECEMBER 1992 FROM THE PIPING AND TURBINE PUMPS OF (2) 10,000-GALLON USTS AND (1) 6,000-GALLON UST, EACH CONTAINING GASOLINE AT THE TIME OF RELEASE.

**Contaminant:** Gasoline (containing <= 10% ethanol)

<b>Fund Coverage</b>	\$3,000,000.00
<b>Amount Fund Will Pay</b>	\$2,970,000.00
<b>Amount Requested</b>	\$2,435,670.38
<b>Amount Disallowed</b>	\$79,645.77
<b>Misc Debit/Credit</b>	\$0.00
<b>Reduction Amount Paid</b>	\$0.00
<b>Pending Copay/Deductible</b>	\$0.00
<b>Copay/Deductible</b>	\$30,000.00
<b>Amount Recommended</b>	\$2,326,024.61
<b>Amount Paid</b>	\$2,270,809.11

### Site Identification

<b>Date Submitted:</b>	09/03/1993	<b>DEP Facility Number:</b>	8-000599
<b>Site Name</b>	7-Eleven #19653	<b>Telephone:</b>	
<b>Site Contact</b>			
<b>Site Address</b>	2725 Las Vegas Blvd N North Las Vegas, NV 89030		
<b>County:</b>	Clark County		
<b>Owner/Operator Name:</b>	7-Eleven INC		
<b>Contact Name of Owner/Operator:</b>	Jennifer Dart 3200 Hackberry Road - Loc 0148 Irving, TX 75063	<b>Telephone:</b>	(817)235-0971
<b>Prime Contractor</b>	Stantec Consulting Services, Inc.		
<b>Contact Name</b>	Matthew Grandjean		
<b>Contractor Address</b>	3010 West Charleston Boulevard, Suite 100 Las Vegas, NV 89102		
<b>Telephone:</b>	(702)878-8010	<b>% Board Reduction:</b>	0.00

### Site Characteristics

Alt ID	Tank Cap. (Gallons)	Tank Age (Years)	Tank Type	Leak Location
001	6000	Closed	Regulated UST	See Synopsis
003	10000	45	Regulated UST	See Synopsis
002	10000	45	Regulated UST	See Synopsis

Case: #1995000039  
Claim #: 80230

**STAFF RECOMMENDATION**

June 01, 2022

Staff recommends this claim be reimbursed \$11,563.04 from the Petroleum Fund for cleanup costs.

	\$1,950,811.38	Amount Requested to Date
	(\$94,708.57)	Amount Disallowed, Past Claims
	(\$117,990.84)	Board Reduction, Past Claims
	(\$172,526.42)	Deductible/Co-Payment Satisfied to Date
	(\$1,455,246.01)	Amount Paid to Date
SUB TOTAL	<u>\$12,847.82</u>	Amount Requested this Meeting
	(\$1,284.78)	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	<u>\$11,563.04</u>	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 01/29/2022 and 03/31/2022

**Summary of work completed:** Project management and client communication, conduct O&M on remediation system, prepare and submit 2nd half GMR, prepare SPF documentation, NDEP communication, conduct 1st quarter groundwater sampling event

## Site Summary Report

Case Number: 1995000039 Site Name: Crescent Valley Market

### Site Status

**Synopsis:** 40% REDUCTION FOR ALL WORK PERFORMED PRIOR TO 12-9-09. FULL COVERAGE THEREAFTER. TOTAL REIMBURSABLE CAP IS \$1,487,536.77. SEE NDEP LETTER DATED 3-23-11.

**Contaminant:** Gasoline (containing <= 10% ethanol)

<b>Fund Coverage</b>	\$2,652,818.63
<b>Amount Fund Will Pay</b>	\$2,387,536.77
<b>Amount Requested</b>	\$1,950,811.38
<b>Amount Disallowed</b>	\$94,708.57
<b>Misc Debit/Credit</b>	\$0.00
<b>Reduction Amount Paid</b>	\$117,990.84
<b>Pending Copay/Deductible</b>	\$1,284.78
<b>Copay/Deductible</b>	\$172,526.42
<b>Amount Recommended</b>	\$1,536,963.27
<b>Amount Paid</b>	\$1,525,400.23

### Site Identification

<b>Date Submitted:</b>	09/21/1994	<b>DEP Facility Number:</b>	6-000318
<b>Site Name</b>	Crescent Valley Market		
<b>Site Contact</b>	Galen Schorsch	<b>Telephone:</b>	(775)738-3835
<b>Site Address</b>	3093 Crescent Ave Crescent Valley, NV 89821		
<b>County:</b>	Eureka County		
<b>Owner/Operator Name:</b>	AL Park Petroleum INC		
<b>Contact Name of Owner/Operator:</b>	Galen Schorsch P. O. Box 1600 Elko, NV 89803	<b>Telephone:</b>	(775)738-3835
<b>Prime Contractor</b>	McGinley & Associates		
<b>Contact Name</b>	Caitlin Jelle		
<b>Contractor Address</b>	5410 Longley Lane Reno, NV 89511		
<b>Telephone:</b>	(775)829-2245	<b>% Board Reduction:</b>	0.00

### Site Characteristics

Alt ID	Tank Cap. (Gallons)	Tank Age (Years)	Tank Type	Leak Location
001	3000	Closed	Regulated UST	See Synopsis
002	3000	55	Regulated UST	See Synopsis

Case: #1996000063  
Claim #: 80242

**STAFF RECOMMENDATION**  
June 01, 2022

Staff recommends this claim be reimbursed \$19,066.00 from the Petroleum Fund for cleanup costs.

	\$1,027,323.96	Amount Requested to Date
	(\$4,401.05)	Amount Disallowed, Past Claims
	(\$50,385.69)	Deductible/Co-Payment Satisfied to Date
	(\$695,249.09)	Amount Paid to Date
SUB TOTAL	<u>\$19,066.00</u>	Amount Requested this Meeting
	\$0.00	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	<u>\$19,066.00</u>	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 01/17/2022 and 03/23/2022

**Summary of work completed:** Closure documents preparation, monitoring well abandonment

## Site Summary Report

Case Number: 1996000063 Site Name: V & V Automotive

### Site Status

**Synopsis:** TANK SYSTEM REMOVED IN APRIL 1990, GROUNDWATER CONTAMINATION DISCOVERED IN APRIL 1994. REIMBURSEMENT APPROVED FOR COSTS INCURRED AFTER APRIL 1994. SUBSTANCE RELEASED WAS GASOLINE.

**Contaminant:** Gasoline (containing <= 10% ethanol)

<b>Fund Coverage</b>	\$2,000,000.00
<b>Amount Fund Will Pay</b>	\$1,949,614.31
<b>Amount Requested</b>	\$1,027,323.96
<b>Amount Disallowed</b>	\$4,401.05
<b>Misc Debit/Credit</b>	\$0.00
<b>Reduction Amount Paid</b>	\$0.00
<b>Pending Copay/Deductible</b>	\$0.00
<b>Copay/Deductible</b>	\$50,385.69
<b>Amount Recommended</b>	\$972,537.22
<b>Amount Paid</b>	\$953,471.22

### Site Identification

<b>Date Submitted:</b>	01/01/1996	<b>DEP Facility Number:</b>	8-000383
<b>Site Name</b>	V & V Automotive	<b>Telephone:</b>	(702)687-5856
<b>Site Contact</b>	Joan Pennachio		
<b>Site Address</b>	2401 N Rancho Dr Las Vegas, NV 89130		
<b>County:</b>	Clark County		
<b>Owner/Operator Name:</b>	Joan Pennachio		
<b>Contact Name of Owner/Operator:</b>	Joan Pennachio	<b>Telephone:</b>	
	5888 Mustang Street Las Vegas, NV 89130		
<b>Prime Contractor</b>	Ogi Environmental		
<b>Contact Name</b>	Andrew Rausch		
<b>Contractor Address</b>	8820 West Russell Road Las Vegas, NV 89148		
<b>Telephone:</b>	(702)496-9587	<b>% Board Reduction:</b>	0.00

### Site Characteristics

Alt ID	Tank Cap. (Gallons)	Tank Age (Years)	Tank Type	Leak Location
001	8000	Closed	Regulated UST	See Synopsis

Case: #1996000064  
Claim #: 80269

**STAFF RECOMMENDATION**  
June 01, 2022

Staff recommends this claim be reimbursed \$9,662.55 from the Petroleum Fund for cleanup costs.

	\$2,223,103.33	Amount Requested to Date
	(\$67,282.32)	Amount Disallowed, Past Claims
	(\$227,882.61)	Board Reduction, Past Claims
	(\$50,000.00)	Deductible/Co-Payment Satisfied to Date
	<u>(\$1,810,704.88)</u>	Amount Paid to Date
SUB TOTAL	\$9,961.39	Amount Requested this Meeting
	<u>(\$298.84)</u>	Board Reduction, This Meeting
SUB TOTAL	\$9,662.55	
	\$0.00	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	<u>\$9,662.55</u>	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 12/29/2021 and 03/31/2022

**Summary of work completed:** Project management; quarterly groundwater monitoring; quarterly monitoring status report preparation; preparation of annual emissions inventory and report for air quality permit; preparation of a NTEP; and preparation of other Petroleum Fund documents.

## Site Summary Report

Case Number: 1996000064 Site Name: Red Rock Mini Mart

### Site Status

**Synopsis:** TWO GASOLINE RELEASES IMPRINTED UPON THIRD OLDER, NON- REIMBURSIBLE RELEASE: 21% REDUCTION. SMALL BUSINESS DESIGNATION; COPAY IS CAPPED @ \$50,000; MAXIMUM REIMBURSEMENT = \$1,530,000 3/14/13 BOARD MEETING REDUCED REDUCTION FROM 21% TO 3% PURSUANT TO N

**Contaminant:** Gasoline (containing <= 10% ethanol)

<b>Fund Coverage</b>	\$2,000,000.00
<b>Amount Fund Will Pay</b>	\$1,890,000.00
<b>Amount Requested</b>	\$2,223,103.33
<b>Amount Disallowed</b>	\$67,282.32
<b>Misc Debit/Credit</b>	\$0.00
<b>Reduction Amount Paid</b>	\$228,181.45
<b>Pending Copay/Deductible</b>	\$0.00
<b>Copay/Deductible</b>	\$50,000.00
<b>Amount Recommended</b>	\$1,869,517.17
<b>Amount Paid</b>	\$1,859,854.62

### Site Identification

<b>Date Submitted:</b>	04/29/1996	<b>DEP Facility Number:</b>	8-000161
<b>Site Name</b>	Red Rock Mini Mart	<b>Telephone:</b>	(480)694-1890
<b>Site Contact</b>	Harold T. Crutcher		
<b>Site Address</b>	5525 W Charleston Blvd Las Vegas, NV 89146		
<b>County:</b>	Clark County		
<b>Owner/Operator Name:</b>	The Esslinger Family Trust		
<b>Contact Name of Owner/Operator:</b>	Harold T. Crutcher 12932 North 136th Street Scottsdale, AZ 85259	<b>Telephone:</b>	(480)694-1890
<b>Prime Contractor</b>	Broadbent And Associates, Inc.		
<b>Contact Name</b>	Jeremy Holst		
<b>Contractor Address</b>	8 West Pacific Avenue Henderson, NV 89015		
<b>Telephone:</b>	(702)353-5743	<b>% Board Reduction:</b>	3.00

### Site Characteristics

Alt ID	Tank Cap. (Gallons)	Tank Age (Years)	Tank Type	Leak Location
001	10000	Closed	Regulated UST	See Synopsis
002	10000	49	Regulated UST	See Synopsis

Case: #1999000014  
Claim #: 80231

**STAFF RECOMMENDATION**  
June 01, 2022

Staff recommends this claim be reimbursed \$5,341.84 from the Petroleum Fund for cleanup costs.

	\$1,093,879.46	Amount Requested to Date
	(\$65,162.93)	Amount Disallowed, Past Claims
	(\$71,518.04)	Board Reduction, Past Claims
	(\$95,125.33)	Deductible/Co-Payment Satisfied to Date
	(\$814,842.43)	Amount Paid to Date
SUB TOTAL	<u>\$5,945.38</u>	Amount Requested this Meeting
	(\$10.00)	Amount Disallowed this Meeting
SUB TOTAL	<u>\$5,935.38</u>	
	(\$593.54)	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	<u>\$5,341.84</u>	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 01/31/2022 and 02/28/2022

**Summary of work completed:** Project management and client communication, prepare 4th quarter GMR, prepare SPF documentation, coordinate and conduct groundwater 1st quarter groundwater sampling event.



## Site Summary Report

Case Number: 1999000014 Site Name: Pit Stop #7 Conoco

### Site Status

**Synopsis:** FOAV ISSUED ON 12/14/98 FOR LUST NON-COMPLIANCE. 2ND FOAV ISSUED ON 2/3/09. 40% REDUCTION FOR ALL WORK CONDUCTED PRIOR TO 12-9-09, FULL COVERAGE THEREAFTER. REIMBURSABLE CAP =\$725,400.

**Contaminant:** Gasoline (containing <= 10% ethanol)

<b>Fund Coverage</b>	\$2,000,000.00
<b>Amount Fund Will Pay</b>	\$1,625,400.00
<b>Amount Requested</b>	\$1,093,879.46
<b>Amount Disallowed</b>	\$65,172.93
<b>Misc Debit/Credit</b>	\$0.00
<b>Reduction Amount Paid</b>	\$71,518.04
<b>Pending Copay/Deductible</b>	\$593.54
<b>Copay/Deductible</b>	\$95,125.33
<b>Amount Recommended</b>	\$861,469.62
<b>Amount Paid</b>	\$856,127.78

### Site Identification

<b>Date Submitted:</b>	09/10/1998	<b>DEP Facility Number:</b>	6-000009
<b>Site Name</b>	Pit Stop #7 Conoco	<b>Telephone:</b>	(775)738-3835
<b>Site Contact</b>	Galen Schorsch		
<b>Site Address</b>	1600 Idaho St Elko, NV 89801		
<b>County:</b>	Elko County		
<b>Owner/Operator Name:</b>	AL Park Petroleum INC		
<b>Contact Name of Owner/Operator:</b>	Galen Schorsch PO Box 1600 Elko, NV 89803	<b>Telephone:</b>	(775)738-3835
<b>Prime Contractor</b>	McGinley & Associates		
<b>Contact Name</b>	Caitlin Jelle		
<b>Contractor Address</b>	5410 Longley Lane Reno, NV 89511		
<b>Telephone:</b>	(775)829-2245	<b>% Board Reduction:</b>	0.00

### Site Characteristics

Alt ID	Tank Cap. (Gallons)	Tank Age (Years)	Tank Type	Leak Location
001	10000	Closed	Regulated UST	See Synopsis

Case: #1999000114  
Claim #: 80277

**STAFF RECOMMENDATION**  
June 01, 2022

Staff recommends this claim be reimbursed \$56,733.69 from the Petroleum Fund for cleanup costs.

	\$389,644.57	Amount Requested to Date
	(\$6,095.19)	Amount Disallowed, Past Claims
	(\$30,000.00)	Deductible/Co-Payment Satisfied to Date
	(\$296,227.41)	Amount Paid to Date
SUB TOTAL	<u>\$57,321.97</u>	Amount Requested this Meeting
	(\$588.28)	Amount Disallowed this Meeting
SUB TOTAL	<u>\$56,733.69</u>	
	\$0.00	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	<u>\$56,733.69</u>	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 03/19/2020 and 03/31/2022

**Summary of work completed:** Petroleum Fund filing activities, quarterly monitoring and reporting, and project management.

## Site Summary Report

Case Number: 1999000114 Site Name: Fallon Maint. Yard

### Site Status

**Synopsis:** CONTAMINATION DISCOVERED 11/17/98. CAUSE OF RELEASE DESCRIBED AS 3 CORRODED TANKS, ONE CONTAINING DIESEL AND TWO CONTAINING GASOLINE AT THE TIME OF RELEASE. OWNER CLASSIFIED AS POLITICAL SUBDIVISION OF THE STATE, CO-PAY IS CAPPED AT \$10,000 PER TANK.

**Contaminant:** Gasoline (containing <= 10% ethanol)

<b>Fund Coverage</b>	\$3,000,000.00
<b>Amount Fund Will Pay</b>	\$2,970,000.00
<b>Amount Requested</b>	\$389,644.57
<b>Amount Disallowed</b>	\$6,683.47
<b>Misc Debit/Credit</b>	\$0.00
<b>Reduction Amount Paid</b>	\$0.00
<b>Pending Copay/Deductible</b>	\$0.00
<b>Copay/Deductible</b>	\$30,000.00
<b>Amount Recommended</b>	\$352,961.10
<b>Amount Paid</b>	\$296,227.41

### Site Identification

<b>Date Submitted:</b>	12/07/2016	<b>DEP Facility Number:</b>	5-000221
<b>Site Name</b>	Fallon Maint. Yard	<b>Telephone:</b>	
<b>Site Contact</b>	Jerry Manfield		
<b>Site Address</b>	90 N Maine St Fallon, NV 89406		
<b>County:</b>	Churchill County		
<b>Owner/Operator Name:</b>	City Of Fallon		
<b>Contact Name of Owner/Operator:</b>	Derek Zimney 55 West Williams Avenue Fallon, NV 89406	<b>Telephone:</b>	(775)423-5107
<b>Prime Contractor</b>	Broadbent & Assoc. Inc.		
<b>Contact Name</b>	Jef Peake		
<b>Contractor Address</b>	5450 Louie Ln #101 Reno, NV 89511		
<b>Telephone:</b>	(775)322-7969	<b>% Board Reduction:</b>	0.00

### Site Characteristics

Alt ID	Tank Cap. (Gallons)	Tank Age (Years)	Tank Type	Leak Location
001	1000	Closed	Regulated UST	See Synopsis
002	1000	40	Regulated UST	See Synopsis
003	1000	40	Regulated UST	See Synopsis

Case: #1999000243  
Claim #: 80229

**STAFF RECOMMENDATION**

June 01, 2022

Staff recommends this claim be reimbursed \$65,648.73 from the Petroleum Fund for cleanup costs.

	\$1,828,874.65	Amount Requested to Date
	(\$56,855.88)	Amount Disallowed, Past Claims
	(\$397,897.10)	Board Reduction, Past Claims
	(\$130,114.66)	Deductible/Co-Payment Satisfied to Date
	<u>(\$1,135,326.84)</u>	Amount Paid to Date
SUB TOTAL	\$72,975.06	Amount Requested this Meeting
	<u>(\$32.03)</u>	Amount Disallowed this Meeting
SUB TOTAL	\$72,943.03	
	<u>(\$7,294.30)</u>	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	\$65,648.73	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 10/21/2020 and 09/24/2021

**Summary of work completed:** Project management, scheduling and client invoicing. Quarterly monitoring, sampling and reporting, quarterly and annual permit reporting, annual NTEP and HASP preparation, reimbursement package preparation, DPE remediation system operations, routine repairs, and maintenance, free-product gauging and recovery.

## Site Summary Report

Case Number: 1999000243 Site Name: 7-Eleven #27607

### Site Status

**Synopsis:** DETERIORATED TANK. 2ND REIMBURSEMENT GRANTED 12-15-10 ; 40% REDUCTION REMOVED 12/13/12.

**Contaminant:** Gasoline (containing <= 10% ethanol)

<b>Fund Coverage</b>	\$2,000,000.00
<b>Amount Fund Will Pay</b>	\$1,429,267.66
<b>Amount Requested</b>	\$1,828,874.65
<b>Amount Disallowed</b>	\$56,887.91
<b>Misc Debit/Credit</b>	\$0.00
<b>Reduction Amount Paid</b>	\$397,897.10
<b>Pending Copay/Deductible</b>	\$7,294.30
<b>Copay/Deductible</b>	\$130,114.66
<b>Amount Recommended</b>	\$1,236,680.68
<b>Amount Paid</b>	\$1,171,031.95

### Site Identification

<b>Date Submitted:</b>	07/05/2002	<b>DEP Facility Number:</b>	8-001149
<b>Site Name</b>	7-Eleven #27607	<b>Telephone:</b>	(702)388-0940
<b>Site Contact</b>	Rich Davies		
<b>Site Address</b>	600 Las Vegas Blvd N Las Vegas, NV 89101		
<b>County:</b>	Clark County		
<b>Owner/Operator Name:</b>	7-Eleven INC		
<b>Contact Name of Owner/Operator:</b>	Jennifer Dart 3200 Hackberry Road - Loc 0148 Irving, TX 75063	<b>Telephone:</b>	(817)235-0971
<b>Prime Contractor</b>	Stantec Consulting Services, Inc.		
<b>Contact Name</b>	Matthew Grandjean		
<b>Contractor Address</b>	3010 West Charleston Boulevard, Suite 100 Las Vegas, NV 89102		
<b>Telephone:</b>	(702)878-8010	<b>% Board Reduction:</b>	0.00

### Site Characteristics

Alt ID	Tank Cap. (Gallons)	Tank Age (Years)	Tank Type	Leak Location
001	10000	Closed	Regulated UST	See Synopsis

Case: #2007000016  
Claim #: 80222

**STAFF RECOMMENDATION**  
June 01, 2022

Staff recommends this claim be reimbursed \$6,867.42 from the Petroleum Fund for cleanup costs.

	\$642,053.77	Amount Requested to Date
	(\$1,246.49)	Amount Disallowed, Past Claims
	(\$63,317.67)	Deductible/Co-Payment Satisfied to Date
	(\$565,609.03)	Amount Paid to Date
SUB TOTAL	<u>\$7,630.47</u>	Amount Requested this Meeting
	(\$763.05)	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	<u>\$6,867.42</u>	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 01/15/2022 and 02/28/2022

**Summary of work completed:** Project management and client communication, coordinate and conduct development of 4 new wells, conduct 1st quarter groundwater monitoring event, prepare draft well logs, coordinate survey, prepare and follow up petroleum fund documentation.

# Site Summary Report

Case Number: 2007000016 Site Name: Golden Gate Petroleum

## Site Status

**Synopsis:** INITIAL 2006 RELEASE WAS DISCOVERED DURING A PHASE II ESA . DURING A TIGHTNESS TEST, A LEAK WAS DISCOVERED IN THE VENT LINE AND SUBSEQUENTLY REPAIRED ON A 10,000 GALLON GASOLINE UST. A SECOND RELEASE WAS AWARDED COVERAGE UNDER CASE 2020000056. THIS RELEASE OCCURRED FROM PIPING BENEATH A DISPENSER ASSOCIATED TO A 12,000 GALLON REGULAR UNLEADED GASOLINE UST. GROUNDWATER APPEARS TO BE IMPACTED BY BOTH RELEASES, AND THE CONTAMINANT PLUMES ARE COMINGLED PER THE CEM. SINCE BOTH RELEASES WERE IDENTIFIED AS ELIGIBLE FOR COVERAGE AND NEITHER CASE H...

**Contaminant:** Gasoline (containing <= 10% ethanol)

<b>Fund Coverage</b>	\$2,000,000.00
<b>Amount Fund Will Pay</b>	\$1,800,000.00
<b>Amount Requested</b>	\$642,053.77
<b>Amount Disallowed</b>	\$1,246.49
<b>Misc Debit/Credit</b>	\$0.00
<b>Reduction Amount Paid</b>	\$0.00
<b>Pending Copay/Deductible</b>	\$763.05
<b>Copay/Deductible</b>	\$63,317.67
<b>Amount Recommended</b>	\$576,726.56
<b>Amount Paid</b>	\$569,859.14

## Site Identification

<b>Date Submitted:</b>	12/14/2006	<b>DEP Facility Number:</b>	4-000408
<b>Site Name</b>	Golden Gate Petroleum		
<b>Site Contact</b>	Graham Brown	<b>Telephone:</b>	(775)850-3010
<b>Site Address</b>	5190 Sun Valley Blvd Sun Valley, NV 89433		
<b>County:</b>	Washoe County		
<b>Owner/Operator Name:</b>	Golden Gate Petroleum Of Nevada LLC		
<b>Contact Name of Owner/Operator:</b>	Nacho Aguilar	<b>Telephone:</b>	(775)850-3010
	16580 Wedge Parkway Reno, NV 89511		
<b>Prime Contractor</b>	McGinley & Associates		
<b>Contact Name</b>	Caitlin Jelle		
<b>Contractor Address</b>	5410 Longley Lane Reno, NV 89511		
<b>Telephone:</b>	(775)829-2245	<b>% Board Reduction:</b>	0.00

## Site Characteristics

Alt ID	Tank Cap. (Gallons)	Tank Age (Years)	Tank Type	Leak Location
024	10000	Closed	Regulated UST	See Synopsis
030	12000	31	Regulated UST	Connection to piping under UDC, Pipe

Case: #2009000024  
Claim #: 80018

**STAFF RECOMMENDATION**  
June 01, 2022

Staff recommends this claim be reimbursed \$24,370.07 from the Petroleum Fund for cleanup costs.

	\$1,171,170.51	Amount Requested to Date
	(\$10,912.71)	Amount Disallowed, Past Claims
	(\$113,317.97)	Deductible/Co-Payment Satisfied to Date
	<u>(\$1,019,861.97)</u>	Amount Paid to Date
SUB TOTAL	\$27,077.86	Amount Requested this Meeting
	<u>(\$2,707.79)</u>	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	\$24,370.07	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 11/17/2020 and 02/16/2022

**Summary of work completed:** O&M System: Repair frozen pipes, repair GFC, conduct insulation repairs, order and install new well pump, build well box, and troubleshoot transfer pump issues. Submit 4Q 2020 and 1Q 2021 Discharge Report. Conduct 4Q 2020, 1Q 2021 & 2Q 2021 GMS event. Submit 4Q 2020 and 1Q 2021 QMR. Prepare 2021 NTEP.



## Site Summary Report

Case Number: 2009000024 Site Name: Chucks Circle C Market

### Site Status

**Synopsis:** GASOLINE IMPACTED GROUNDWATER DISCOVERED DURING PHASE 2 INVESTIGATION OF DIESEL RELEASE. LEAKING UNION DISCOVERED IN TURBINE SUMP. DIESEL RELEASE COVERED UNDER FUND CASE 2009000008. THIRD PARTY LIABILITY COVERAGE GRANTED AT MARCH 8, 2018 MEETING.

**Contaminant:** Gasoline (containing <= 10% ethanol)

<b>Fund Coverage</b>	\$2,000,000.00
<b>Amount Fund Will Pay</b>	\$1,800,000.00
<b>Amount Requested</b>	\$1,171,170.51
<b>Amount Disallowed</b>	\$10,912.71
<b>Misc Debit/Credit</b>	\$0.00
<b>Reduction Amount Paid</b>	\$0.00
<b>Pending Copay/Deductible</b>	\$2,707.79
<b>Copay/Deductible</b>	\$113,317.97
<b>Amount Recommended</b>	\$1,044,232.04
<b>Amount Paid</b>	\$1,019,861.97

### Site Identification

<b>Date Submitted:</b>	04/01/2009	<b>DEP Facility Number:</b>	4-000744
<b>Site Name</b>	Chucks Circle C Market	<b>Telephone:</b>	(775)972-8790
<b>Site Contact</b>	Aman Singh		
<b>Site Address</b>	20255 Cold Springs Dr Reno, NV 89508		
<b>County:</b>	Washoe County		
<b>Owner/Operator Name:</b>	Parampreet Investment LLC		
<b>Contact Name of Owner/Operator:</b>	Aman Singh	<b>Telephone:</b>	(775)972-8790
	20225 Cold Springs Drive Reno, NV 89508		
<b>Prime Contractor</b>	Stratus Environmental		
<b>Contact Name</b>	Trevor Hartwell		
<b>Contractor Address</b>	3330 Cameron Park Drive, Suite 550 Cameron Park, CA 95682		
<b>Telephone:</b>	(707)758-2455	<b>% Board Reduction:</b>	0.00

### Site Characteristics

Alt ID	Tank Cap. (Gallons)	Tank Age (Years)	Tank Type	Leak Location
001	5000	Closed	Regulated UST	See Synopsis

Case: #201000009  
Claim #: 80232

**STAFF RECOMMENDATION**

June 01, 2022

Staff recommends this claim be reimbursed \$18,050.41 from the Petroleum Fund for cleanup costs.

	\$1,283,973.24	Amount Requested to Date
	(\$58,518.84)	Amount Disallowed, Past Claims
	(\$117,784.44)	Board Reduction, Past Claims
	(\$108,538.54)	Deductible/Co-Payment Satisfied to Date
	(\$732,775.58)	Amount Paid to Date
SUB TOTAL	<u>\$22,284.46</u>	Amount Requested this Meeting
	(\$2,228.45)	Board Reduction, This Meeting
SUB TOTAL	<u>\$20,056.01</u>	
	(\$2,005.60)	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	<u>\$18,050.41</u>	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 01/27/2022 and 04/05/2022

**Summary of work completed:** Project management and client communication, conduct O&M on remediation system, evaluate data and make adjustments as necessary, prepare draft 4Q GMR, prepare petroleum fund documentation, evaluate pulsing efficacy, finalize and submit 4th QTR GMR, conduct 1st quarter groundwater monitoring event

## Site Summary Report

Case Number: 2010000009 Site Name: Mill City Travel Center

### Site Status

**Synopsis:** GASOLINE DISCOVERED IN SUMP THAT IS ATTACHED TO TRENCH THAT HOUSES PIPING.  
10% REDUCTION.

**Contaminant:** Gasoline (containing <= 10% ethanol)

<b>Fund Coverage</b>	\$2,000,000.00
<b>Amount Fund Will Pay</b>	\$1,620,000.00
<b>Amount Requested</b>	\$1,283,973.24
<b>Amount Disallowed</b>	\$58,518.84
<b>Misc Debit/Credit</b>	\$0.00
<b>Reduction Amount Paid</b>	\$120,012.89
<b>Pending Copay/Deductible</b>	\$2,005.60
<b>Copay/Deductible</b>	\$108,538.54
<b>Amount Recommended</b>	\$994,897.37
<b>Amount Paid</b>	\$976,846.96

### Site Identification

<b>Date Submitted:</b>	11/16/2009	<b>DEP Facility Number:</b>	5-000016
<b>Site Name</b>	Mill City Travel Center	<b>Telephone:</b>	(775)538-7311
<b>Site Contact</b>	Jack Burnett		
<b>Site Address</b>	6000 Frontage Rd Mill City, NV 89418		
<b>County:</b>	Pershing County		
<b>Owner/Operator Name:</b>	Hpt Ta Properties Trust		
<b>Contact Name of Owner/Operator:</b>	Sarah Paulson 24601 Center Ridge Road Westlake, OH 44145	<b>Telephone:</b>	(440)808-4459
<b>Prime Contractor</b>	McGinley & Associates		
<b>Contact Name</b>	Caitlin Jelle		
<b>Contractor Address</b>	5410 Longley Lane Reno, NV 89511		
<b>Telephone:</b>	(775)829-2245	<b>% Board Reduction:</b>	10.00

### Site Characteristics

Alt ID	Tank Cap. (Gallons)	Tank Age (Years)	Tank Type	Leak Location
001	20000	Closed	Regulated UST	See Synopsis
002	20000	37	Regulated UST	See Synopsis

Case: #201100009  
Claim #: 80233

**STAFF RECOMMENDATION**  
June 01, 2022

Staff recommends this claim be reimbursed \$25,188.81 from the Petroleum Fund for cleanup costs.

	\$1,175,283.27	Amount Requested to Date
	(\$13,902.13)	Amount Disallowed, Past Claims
	(\$113,311.38)	Deductible/Co-Payment Satisfied to Date
	(\$911,781.04)	Amount Paid to Date
SUB TOTAL	<u>\$28,267.41</u>	Amount Requested this Meeting
	(\$279.84)	Amount Disallowed this Meeting
SUB TOTAL	<u>\$27,987.57</u>	
	(\$2,798.76)	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	<u>\$25,188.81</u>	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 10/29/2021 and 03/31/2022

**Summary of work completed:** Project management and client communication, conduct O&M on site remediation system, evaluate data and pulsing efficacy and make adjustments as necessary, fix remediation system components following freezing issues, prepare petroleum fund documentation, prepare and submit 4Q GMR.

# Site Summary Report

Case Number: 2011000009 Site Name: Cimarron West

## Site Status

**Synopsis:** CONTAMINATION DISCOVERED 12/8/2010 FROM FAULTY SPILL BUCKETS, AND FAULTY PRODUCT PIPING WITHIN TURBINE SUMPS AND UNDER DISPENSERS OF ONE 10,000 GALLON UST CONTAINING DIESEL, ONE 10,000-GALLON UST CONTAINING GASOLINE, AND ONE 6,000-GALLON UST CONTAINING GASOLINE. PER SSBD 2012-01: CONTAMINATION FROM SPILL EVENTS MUST BE SEPARATED FROM OTHER CONTAMINATION TO MAINTAIN FULL COVERAGE.

**Contaminant:** Gasoline (containing <= 10% ethanol)

<b>Fund Coverage</b>	\$3,000,000.00
<b>Amount Fund Will Pay</b>	\$2,700,000.00
<b>Amount Requested</b>	\$1,175,283.27
<b>Amount Disallowed</b>	\$14,181.97
<b>Misc Debit/Credit</b>	\$0.00
<b>Reduction Amount Paid</b>	\$0.00
<b>Pending Copay/Deductible</b>	\$2,798.76
<b>Copay/Deductible</b>	\$113,311.38
<b>Amount Recommended</b>	\$1,040,454.26
<b>Amount Paid</b>	\$1,015,265.45

## Site Identification

<b>Date Submitted:</b>	06/06/2011	<b>DEP Facility Number:</b>	6-000156
<b>Site Name</b>	Cimarron West		
<b>Site Contact</b>	John Carpenter	<b>Telephone:</b>	(775)738-9861
<b>Site Address</b>	1400 Mountain City Hwy Elko, NV 89801		
<b>County:</b>	Elko County		
<b>Owner/Operator Name:</b>	Cimarron West		
<b>Contact Name of Owner/Operator:</b>	Linda Meo P O Box 190 Elko, NV 89803	<b>Telephone:</b>	(775)738-9861
<b>Prime Contractor</b>	McGinley & Associates		
<b>Contact Name</b>	Caitlin Jelle		
<b>Contractor Address</b>	5410 Longley Lane Reno, NV 89511		
<b>Telephone:</b>	(775)829-2245	<b>% Board Reduction:</b>	0.00

## Site Characteristics

Alt ID	Tank Cap. (Gallons)	Tank Age (Years)	Tank Type	Leak Location
001	10000	Closed	Regulated UST	See Synopsis
002	10000	37	Regulated UST	See Synopsis
003	6000	37	Regulated UST	See Synopsis

Case: #2012000005  
Claim #: 80238

**STAFF RECOMMENDATION**

June 01, 2022

Staff recommends this claim be reimbursed \$68,036.31 from the Petroleum Fund for cleanup costs.

	\$3,924,015.33	Amount Requested to Date
	(\$141,275.69)	Amount Disallowed, Past Claims
	(\$370,714.38)	Deductible/Co-Payment Satisfied to Date
	(\$3,301,583.39)	Amount Paid to Date
SUB TOTAL	<u>\$75,595.90</u>	Amount Requested this Meeting
	(\$7,559.59)	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	<u>\$68,036.31</u>	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 10/27/2020 and 11/09/2021

**Summary of work completed:** 2020 NTEP: Project management, scheduling and client invoicing. Preparing reimbursement packages for 2020 scope of work. Laboratory analysis for soil samples. Prepare for and conduct a meeting with all stakeholders. 2021 NTEP: Project management, scheduling and client invoicing. Conduct the First, Second, and Third Quarter 2021 groundwater monitoring and sampling event field activities and prepare the associated monitoring reports. Conduct monthly beach area grab groundwater sampling events. Reimbursement package, annual NTEP, and NTEP change order preparation. Prepare for and conduct additional assessment activities including preparing a workplan, completing permit applications, evaluating drilling contractor bid submittals, fieldwork, and coordinating utility clearance, surveying and waste disposal. Begin preparing the additional assessment report.

## Site Summary Report

Case Number: 2012000005 Site Name: Zephyr Cove Resort

### Site Status

**Synopsis:** CORROSION HOLES IN STEEL PRODUCT PIPING ASSOCIATED WITH TWO TANKS. THIRD PARTY LIABILITY FUNDS ALLOTTED AT 9/15/16 BOARD MEETING. 2ND AND FINAL ALLOTMENT OF 3RD PARTY LIABILITY APPROVED DURING 12/8/16 BOARD MEETING.

**Contaminant:** Gasoline (containing <= 10% ethanol)

<b>Fund Coverage</b>	\$4,000,000.00
<b>Amount Fund Will Pay</b>	\$3,600,000.00
<b>Amount Requested</b>	\$3,924,015.33
<b>Amount Disallowed</b>	\$141,275.69
<b>Misc Debit/Credit</b>	\$0.00
<b>Reduction Amount Paid</b>	\$0.00
<b>Pending Copay/Deductible</b>	\$7,559.59
<b>Copay/Deductible</b>	\$370,714.38
<b>Amount Recommended</b>	\$3,404,465.66
<b>Amount Paid</b>	\$3,336,429.35

### Site Identification

<b>Date Submitted:</b>	09/23/2011	<b>DEP Facility Number:</b>	2-000112
<b>Site Name</b>	Zephyr Cove Resort		
<b>Site Contact</b>	Maggie Garcia-Nook	<b>Telephone:</b>	(775)589-4934
<b>Site Address</b>	760 Us-50 Zephyr Cove, NV 89448		
<b>County:</b>	Douglas County		
<b>Owner/Operator Name:</b>	Travel Systems, LLC		
<b>Contact Name of Owner/Operator:</b>	Jennifer Kugler 2400 Market Street Philadelphia, PA 19103	<b>Telephone:</b>	(267)593-8183
<b>Prime Contractor</b>	Stantec Consulting Services, Inc.		
<b>Contact Name</b>	Matthew Grandjean		
<b>Contractor Address</b>	3010 West Charleston Boulevard, Suite 100 Las Vegas, NV 89102		
<b>Telephone:</b>	(702)878-8010	<b>% Board Reduction:</b>	0.00

### Site Characteristics

Alt ID	Tank Cap. (Gallons)	Tank Age (Years)	Tank Type	Leak Location
001	12000	Closed	Regulated UST	See Synopsis
002	10000	37	Regulated UST	See Synopsis

Case: #2012000012  
Claim #: 80270

**STAFF RECOMMENDATION**

June 01, 2022

Staff recommends this claim be reimbursed \$18,189.68 from the Petroleum Fund for cleanup costs.

	\$1,760,159.68	Amount Requested to Date
	(\$24,287.48)	Amount Disallowed, Past Claims
	(\$171,566.13)	Deductible/Co-Payment Satisfied to Date
	<u>(\$1,160,947.90)</u>	Amount Paid to Date
SUB TOTAL	\$20,210.76	Amount Requested this Meeting
	<u>(\$2,021.08)</u>	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	\$18,189.68	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 09/30/2021 and 03/31/2022

**Summary of work completed:** Project management; quarterly groundwater monitoring; preparation of quarterly groundwater monitoring report; preparation of biannual UIC report; preparation of a Clark County Department of Air Quality annual report; and preparation of Petroleum Fund documents.



## Site Summary Report

Case Number: 2012000012 Site Name: Former Smart Mart

### Site Status

Synopsis: LEAKING PRODUCT PIPING IN STP SUMP DISCOVERED DURING COMPLIANCE INSPECTION.

Contaminant: Gasoline (containing <= 10% ethanol)

Fund Coverage	\$2,000,000.00
Amount Fund Will Pay	\$1,800,000.00
Amount Requested	\$1,760,159.68
Amount Disallowed	\$24,287.48
Misc Debit/Credit	\$0.00
Reduction Amount Paid	\$0.00
Pending Copay/Deductible	\$2,021.08
Copay/Deductible	\$171,566.13
Amount Recommended	\$1,562,284.99
Amount Paid	\$1,544,095.31

### Site Identification

Date Submitted:	12/14/2011	DEP Facility Number:	8-001775
Site Name	Former Smart Mart	Telephone:	(702)261-5166
Site Contact	Michael Nelson		
Site Address	4207 S Las Vegas Blvd Las Vegas, NV 89119		
County:	Clark County		
Owner/Operator Name:	Clark County Dept Of Aviation		
Contact Name of Owner/Operator:	Michael P. Nelson PO Box 11005 Las Vegas, NV 89111	Telephone:	(702)261-5166
Prime Contractor	Broadbent & Associates, Inc.		
Contact Name	William Wiggins		
Contractor Address	8 West Pacific Ave. Henderson, NV 89015		
Telephone:	(702)563-0600	% Board Reduction:	0.00

### Site Characteristics

Alt ID	Tank Cap. (Gallons)	Tank Age (Years)	Tank Type	Leak Location
001	10000	27	Regulated UST	See Synopsis

Case: #2012000017  
Claim #: 80223

**STAFF RECOMMENDATION**

June 01, 2022

Staff recommends this claim be reimbursed \$2,321.50 from the Petroleum Fund for cleanup costs.

	\$447,870.20	Amount Requested to Date
	(\$1,997.97)	Amount Disallowed, Past Claims
	(\$10,250.00)	Deductible/Co-Payment Satisfied to Date
	(\$421,456.64)	Amount Paid to Date
SUB TOTAL	<u>\$2,321.50</u>	Amount Requested this Meeting
	\$0.00	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	<u>\$2,321.50</u>	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 01/31/2022 and 03/31/2022

**Summary of work completed:** Project management and client communication, prepare draft annual GMR, prepare petroleum fund documentation, prepare and submit 2021 Annual GMR.

## Site Summary Report

Case Number: 2012000017 Site Name: Old High School

### Site Status

**Synopsis:** CORROSION HOLES AND FREE PRODUCT WERE DISCOVERED DURING TANK REMOVAL. 5% COPAY TO BE CAPPED AT \$10,000

**Contaminant:** Heating Oil

<b>Fund Coverage</b>	\$1,250,250.00
<b>Amount Fund Will Pay</b>	\$1,240,000.00
<b>Amount Requested</b>	\$447,870.20
<b>Amount Disallowed</b>	\$1,997.97
<b>Misc Debit/Credit</b>	\$0.00
<b>Reduction Amount Paid</b>	\$0.00
<b>Pending Copay/Deductible</b>	\$0.00
<b>Copay/Deductible</b>	\$10,250.00
<b>Amount Recommended</b>	\$435,613.23
<b>Amount Paid</b>	\$433,291.73

### Site Identification

<b>Date Submitted:</b>	02/03/2012	<b>DEP Facility Number:</b>	E-000030
<b>Site Name</b>	Old High School	<b>Telephone:</b>	(775)428-7720
<b>Site Contact</b>	Ms. Christi Fielding		
<b>Site Address</b>	690 Maine Street Fallon, NV 89406		
<b>County:</b>	Churchill County		
<b>Owner/Operator Name:</b>	Churchill County School District		
<b>Contact Name of Owner/Operator:</b>	Christi Fielding 690 South Maine Street Fallon, NV 89406	<b>Telephone:</b>	(775)428-7720
<b>Prime Contractor</b>	McGinley & Associates		
<b>Contact Name</b>	Caitlin Jelle		
<b>Contractor Address</b>	5410 Longley Lane Reno, NV 89511		
<b>Telephone:</b>	(775)829-2245	<b>% Board Reduction:</b>	0.00

### Site Characteristics

Alt ID	Tank Cap. (Gallons)	Tank Age (Years)	Tank Type	Leak Location
003	10000	5	Non-Regulated	See Synopsis
002	1000	5	Non-Regulated	See Synopsis

Case: #2013000004  
Claim #: 80237

**STAFF RECOMMENDATION**  
June 01, 2022

Staff recommends this claim be reimbursed \$14,113.16 from the Petroleum Fund for cleanup costs.

	\$478,694.64	Amount Requested to Date
	(\$1,108.98)	Amount Disallowed, Past Claims
	(\$46,190.43)	Deductible/Co-Payment Satisfied to Date
	(\$358,911.16)	Amount Paid to Date
SUB TOTAL	<u>\$15,681.29</u>	Amount Requested this Meeting
	(\$1,568.13)	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	<u>\$14,113.16</u>	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 03/08/2021 and 09/24/2021

**Summary of work completed:** Project management, scheduling, client invoicing, annual HASP and NTEP preparation, quarterly monitoring, sampling and reporting, prepare petroleum fund claim packages and coordinate waste disposal. Continue preparing the extended pilot test event report and negotiate date evaluation methods with the NDEP.

## Site Summary Report

Case Number: 2013000004 Site Name: 7-Eleven #29665

### Site Status

**Synopsis:** ON 10/28/11 TANK #3 REPORTED A TEST FAIL ALARM. ON 10/31/11, THE TANK FAILED A PRECISION TIGHTNESS TEST. ON 11/2/11, THE TANK WAS PUMPED. TANK WAS CLOSED IN PLACE ON 2/1/12.

**Contaminant:** Gasoline (containing <= 10% ethanol)

<b>Fund Coverage</b>	\$1,000,000.00
<b>Amount Fund Will Pay</b>	\$900,000.00
<b>Amount Requested</b>	\$478,694.64
<b>Amount Disallowed</b>	\$1,108.98
<b>Misc Debit/Credit</b>	\$0.00
<b>Reduction Amount Paid</b>	\$0.00
<b>Pending Copay/Deductible</b>	\$1,568.13
<b>Copay/Deductible</b>	\$46,190.43
<b>Amount Recommended</b>	\$429,827.10
<b>Amount Paid</b>	\$415,713.94

### Site Identification

<b>Date Submitted:</b>	11/01/2012	<b>DEP Facility Number:</b>	8-000421
<b>Site Name</b>	7-Eleven #29665	<b>Telephone:</b>	(972)828-8968
<b>Site Contact</b>	Jose Rios		
<b>Site Address</b>	6310 E Lake Mead Blvd Las Vegas, NV 89156		
<b>County:</b>	Clark County		
<b>Owner/Operator Name:</b>	7-Eleven INC		
<b>Contact Name of Owner/Operator:</b>	Jennifer Dart	<b>Telephone:</b>	(817)235-0971
	3200 Hackberry Road - Loc 0148 Irving, TX 75063		
<b>Prime Contractor</b>	Stantec Consulting Services, Inc.		
<b>Contact Name</b>	Matthew Grandjean		
<b>Contractor Address</b>	3010 West Charleston Boulevard, Suite 100 Las Vegas, NV 89102		
<b>Telephone:</b>	(702)878-8010	<b>% Board Reduction:</b>	0.00

### Site Characteristics

Alt ID	Tank Cap. (Gallons)	Tank Age (Years)	Tank Type	Leak Location
001	12000	Closed	Regulated UST	See Synopsis

Case: #2013000019  
Claim #: 80236

**STAFF RECOMMENDATION**

June 01, 2022

Staff recommends this claim be reimbursed \$20,348.09 from the Petroleum Fund for cleanup costs.

	\$1,214,097.08	Amount Requested to Date
	(\$45,263.91)	Amount Disallowed, Past Claims
	(\$114,622.41)	Deductible/Co-Payment Satisfied to Date
	(\$741,156.64)	Amount Paid to Date
SUB TOTAL	<u>\$22,608.99</u>	Amount Requested this Meeting
	(\$2,260.90)	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	<u>\$20,348.09</u>	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 01/19/2022 and 04/08/2022

**Summary of work completed:** Project management and client communication, conduct O&M on remediation system, prepare 4th QTR GMR, prepare SPF documentation, coordinate purge water disposal, review remediation system warranty issues, conduct O&M on AS system, operation and monitoring of remediation system, conduct 1st quarter groundwater sampling event.

## Site Summary Report

Case Number: 2013000019 Site Name: Elko Sinclair #53

### Site Status

**Synopsis:** TWO USTS FAILED TIGHTNESS TESTS. CONTAMINATION DISCOVERED DURING UST REMOVAL.

**Contaminant:** Gasoline (containing <= 10% ethanol)

<b>Fund Coverage</b>	\$6,000,000.00
<b>Amount Fund Will Pay</b>	\$5,400,000.00
<b>Amount Requested</b>	\$1,214,097.08
<b>Amount Disallowed</b>	\$45,263.91
<b>Misc Debit/Credit</b>	\$0.00
<b>Reduction Amount Paid</b>	\$0.00
<b>Pending Copay/Deductible</b>	\$2,260.90
<b>Copay/Deductible</b>	\$114,622.41
<b>Amount Recommended</b>	\$1,051,131.62
<b>Amount Paid</b>	\$1,030,783.53

### Site Identification

<b>Date Submitted:</b>	08/16/2013	<b>DEP Facility Number:</b>	6-000103
<b>Site Name</b>	Elko Sinclair #53	<b>Telephone:</b>	(801)298-3409
<b>Site Contact</b>	Dennis Haggard		
<b>Site Address</b>	1790 Idaho St Elko, NV 89801		
<b>County:</b>	Elko County		
<b>Owner/Operator Name:</b>	Hardy Enterprises INC		
<b>Contact Name of Owner/Operator:</b>	Dennis Haggard P.O. Box 248 Bountiful, UT 84011	<b>Telephone:</b>	(801)298-1180
<b>Prime Contractor</b>	McGinley & Associates		
<b>Contact Name</b>	Justin Fike		
<b>Contractor Address</b>	5410 Longley Lane Reno, NV 89511		
<b>Telephone:</b>	(775)829-2245	<b>% Board Reduction:</b>	0.00

### Site Characteristics

Alt ID	Tank Cap. (Gallons)	Tank Age (Years)	Tank Type	Leak Location
001	12000	Closed	Regulated UST	See Synopsis
002	12000	43	Regulated UST	See Synopsis
001	20000	37	Regulated UST	See Synopsis
004	12000	43	Regulated UST	See Synopsis
005	12000	43	Regulated UST	See Synopsis
006	12000	43	Regulated UST	See Synopsis

Case: #2014000004  
Claim #: 80224

**STAFF RECOMMENDATION**  
June 01, 2022

Staff recommends this claim be reimbursed \$6,794.59 from the Petroleum Fund for cleanup costs.

	\$1,558,209.10	Amount Requested to Date
	(\$9,371.02)	Amount Disallowed, Past Claims
	(\$154,128.90)	Deductible/Co-Payment Satisfied to Date
	(\$1,247,919.09)	Amount Paid to Date
SUB TOTAL	<u>\$7,549.54</u>	Amount Requested this Meeting
	(\$754.95)	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	<u>\$6,794.59</u>	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 01/21/2022 and 03/22/2022

**Summary of work completed:** Project management and client communication, prepare draft 4th QTR GMR, prepare SPF documentation, conduct 1st quarter groundwater monitoring event



## Site Summary Report

Case Number: 2014000004 Site Name: Broadway Colt Service Center

### Site Status

**Synopsis:** INVENTORY RECONCILIATION LEAD TO DISCOVERY OF LEAKS IN LINES FROM AST TO FUEL DISPENSERS.

**Contaminant:** Gasoline (containing <= 10% ethanol)

<b>Fund Coverage</b>	\$2,000,000.00
<b>Amount Fund Will Pay</b>	\$1,800,000.00
<b>Amount Requested</b>	\$1,558,209.10
<b>Amount Disallowed</b>	\$9,371.02
<b>Misc Debit/Credit</b>	\$0.00
<b>Reduction Amount Paid</b>	\$0.00
<b>Pending Copay/Deductible</b>	\$754.95
<b>Copay/Deductible</b>	\$154,128.90
<b>Amount Recommended</b>	\$1,393,954.23
<b>Amount Paid</b>	\$1,387,159.64

### Site Identification

<b>Date Submitted:</b>	08/02/2013	<b>DEP Facility Number:</b>	5-000283
<b>Site Name</b>	Broadway Colt Service Center		
<b>Site Contact</b>	Damon Borden	<b>Telephone:</b>	(509)710-7749
<b>Site Address</b>	660 W Front St Battle Mountain, NV 89820		
<b>County:</b>	Lander County		
<b>Owner/Operator Name:</b>	Alsaker Corp		
<b>Contact Name of Owner/Operator:</b>	Damon Borden	<b>Telephone:</b>	(509)710-7749
	6409 E. Sharp Ave Spokane Valley, WA 99212		
<b>Prime Contractor</b>	McGinley & Associates		
<b>Contact Name</b>	Justin Fike		
<b>Contractor Address</b>	5410 Longley Lane Reno, NV 89511		
<b>Telephone:</b>	(775)829-2245	<b>% Board Reduction:</b>	0.00

### Site Characteristics

Alt ID	Tank Cap. (Gallons)	Tank Age (Years)	Tank Type	Leak Location
001	20000	45	Aboveground	See Synopsis
002	20000	55	Aboveground	See Synopsis

Case: #2014000016  
Claim #: 80225

**STAFF RECOMMENDATION**  
June 01, 2022

Staff recommends this claim be reimbursed \$2,779.09 from the Petroleum Fund for cleanup costs.

	\$470,622.52	Amount Requested to Date
	(\$15.00)	Amount Disallowed, Past Claims
	(\$46,751.97)	Deductible/Co-Payment Satisfied to Date
	(\$397,813.86)	Amount Paid to Date
SUB TOTAL	<u>\$3,087.88</u>	Amount Requested this Meeting
	(\$308.79)	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	<u>\$2,779.09</u>	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 01/06/2022 and 03/31/2022

**Summary of work completed:** Project management, client communication, conduct 1st quarter groundwater sampling event, prepare petroleum fund documentation, coordinate purge water disposal, finalize and submit 4th quarter GMR.

## Site Summary Report

Case Number: 2014000016 Site Name: Former Smedley's Chevron

### Site Status

**Synopsis:** GROUNDWATER CONTAMINATION DISCOVERED DURING PHASE II INVESTIGATION. ATTRIBUTED TO 2008 RELEASE.

**Contaminant:** Gasoline (containing <= 10% ethanol)

<b>Fund Coverage</b>	\$1,000,000.00
<b>Amount Fund Will Pay</b>	\$900,000.00
<b>Amount Requested</b>	\$470,622.52
<b>Amount Disallowed</b>	\$15.00
<b>Misc Debit/Credit</b>	\$0.00
<b>Reduction Amount Paid</b>	\$0.00
<b>Pending Copay/Deductible</b>	\$308.79
<b>Copay/Deductible</b>	\$46,751.97
<b>Amount Recommended</b>	\$423,546.76
<b>Amount Paid</b>	\$420,767.67

### Site Identification

<b>Date Submitted:</b>	11/18/2013	<b>DEP Facility Number:</b>	5-000228
<b>Site Name</b>	Former Smedley's Chevron	<b>Telephone:</b>	(775)423-5454
<b>Site Contact</b>	Ms. Fran Smitten		
<b>Site Address</b>	1625 West Williams Ave. Fallon, NV 89406		
<b>County:</b>	Churchill County		
<b>Owner/Operator Name:</b>	Smitten Oil And Tire CO INC		
<b>Contact Name of Owner/Operator:</b>	Fran Smitten P.O. Box 1235 Fallon, NV 89407	<b>Telephone:</b>	(775)423-5454
<b>Prime Contractor</b>	McGinley & Associates		
<b>Contact Name</b>	Caitlin Jelle		
<b>Contractor Address</b>	5410 Longley Lane Reno, NV 89511		
<b>Telephone:</b>	(775)829-2245	<b>% Board Reduction:</b>	0.00

### Site Characteristics

Alt ID	Tank Cap. (Gallons)	Tank Age (Years)	Tank Type	Leak Location
001	12000	Closed	Regulated UST	See Synopsis

Case: #2014000025  
Claim #: 80226

**STAFF RECOMMENDATION**  
June 01, 2022

Staff recommends this claim be reimbursed \$26,610.48 from the Petroleum Fund for cleanup costs.

	\$1,644,589.49	Amount Requested to Date
	(\$27,592.48)	Amount Disallowed, Past Claims
	(\$21,457.21)	Board Reduction, Past Claims
	(\$156,592.94)	Deductible/Co-Payment Satisfied to Date
	<u>(\$1,096,198.43)</u>	Amount Paid to Date
SUB TOTAL	\$29,610.49	Amount Requested this Meeting
	(\$43.29)	Amount Disallowed this Meeting
SUB TOTAL	<u>\$29,567.20</u>	
	(\$2,956.72)	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	<u>\$26,610.48</u>	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 01/10/2022 and 04/15/2022

**Summary of work completed:** Project management and client communication, prepare 4th QTR GMR, prepare petroleum fund documentation, conduct O&M on remediation system, evaluate data and make adjustments as necessary, conduct 1st quarter groundwater sampling event, begin preparation of 1st quarter GMR

## Site Summary Report

Case Number: 2014000025 Site Name: Silver City Rv Resort

### Site Status

**Synopsis:** TANK #1 FAILED TIGHTNESS TEST. THE 40% REDUCTION REMOVED PURSUANT TO BOARD TO REVIEW CLAIMS MEETING DECISION ON JUNE 2, 2016. APPLICATION 2018000019 WAS RECEIVED ON JULY 19, 2018. THIS APPLICATION WAS FOR A DISCHARGE FROM THE PIPING OF 2 ADDITIONAL SYSTEMS (TANKS #2 AND #4). 2018000019 WAS MERGED INTO 2014000025 UPON APPROVAL.

**Contaminant:** Gasoline (containing <= 10% ethanol)

<b>Fund Coverage</b>	\$3,000,000.00
<b>Amount Fund Will Pay</b>	\$2,571,423.01
<b>Amount Requested</b>	\$1,644,589.49
<b>Amount Disallowed</b>	\$27,635.77
<b>Misc Debit/Credit</b>	\$0.00
<b>Reduction Amount Paid</b>	\$21,457.21
<b>Pending Copay/Deductible</b>	\$2,956.72
<b>Copay/Deductible</b>	\$156,592.94
<b>Amount Recommended</b>	\$1,434,812.40
<b>Amount Paid</b>	\$1,408,201.92

### Site Identification

<b>Date Submitted:</b>	02/24/2014	<b>DEP Facility Number:</b>	2-000075
<b>Site Name</b>	Silver City Rv Resort		
<b>Site Contact</b>	Marci Appleton	<b>Telephone:</b>	(775)267-3359
<b>Site Address</b>	3165 Us Highway 395 N Minden, NV 89423		
<b>County:</b>	Douglas County		
<b>Owner/Operator Name:</b>	Superior Campgrounds Of America, LLC		
<b>Contact Name of Owner/Operator:</b>	Tom Day Sr. 265 N. Joy Street Corona, CA 92879	<b>Telephone:</b>	(909)241-7700
<b>Prime Contractor</b>	McGinley & Associates		
<b>Contact Name</b>	Caitlin Jelle		
<b>Contractor Address</b>	5410 Longley Lane Reno, NV 89511		
<b>Telephone:</b>	(775)829-2245	<b>% Board Reduction:</b>	0.00

### Site Characteristics

Alt ID	Tank Cap. (Gallons)	Tank Age (Years)	Tank Type	Leak Location
001	8000	Closed	Regulated UST	See Synopsis
004	15000	22	Regulated UST	Pipe
002	8000	38	Regulated UST	Pipe

Case: #2016000005  
Claim #: 80227

**STAFF RECOMMENDATION**  
June 01, 2022

Staff recommends this claim be reimbursed \$2,990.71 from the Petroleum Fund for cleanup costs.

	\$179,431.27	Amount Requested to Date
	(\$725.05)	Amount Disallowed, Past Claims
	(\$17,538.31)	Deductible/Co-Payment Satisfied to Date
	(\$155,208.77)	Amount Paid to Date
SUB TOTAL	<u>\$3,323.01</u>	Amount Requested this Meeting
	(\$332.30)	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	<u>\$2,990.71</u>	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 01/06/2022 and 03/31/2022

**Summary of work completed:** Project management and client communication, conduct 1st quarter groundwater sampling event, prepare petroleum fund documentation, finalize and submit 4th quarter GMR, coordinate purge water disposal.

## Site Summary Report

Case Number: 2016000005 Site Name: Golden Gate Petroleum 65 - Fallon

### Site Status

**Synopsis:** LEAK DISCOVERED WHEN UST SYSTEMS WERE REMOVED. LEAK OCCURRED FROM PRODUCT PIPING AND SHEAR VALVES.

**Contaminant:** Gasoline (containing <= 10% ethanol)

<b>Fund Coverage</b>	\$3,000,000.00
<b>Amount Fund Will Pay</b>	\$2,700,000.00
<b>Amount Requested</b>	\$179,431.27
<b>Amount Disallowed</b>	\$725.05
<b>Misc Debit/Credit</b>	\$0.00
<b>Reduction Amount Paid</b>	\$0.00
<b>Pending Copay/Deductible</b>	\$332.30
<b>Copay/Deductible</b>	\$17,538.31
<b>Amount Recommended</b>	\$160,835.61
<b>Amount Paid</b>	\$157,844.90

### Site Identification

<b>Date Submitted:</b>	02/24/2016	<b>DEP Facility Number:</b>	5-000228
<b>Site Name</b>	Golden Gate Petroleum 65 - Fallon		
<b>Site Contact</b>	Nacho Aguilar	<b>Telephone:</b>	(775)850-3010
<b>Site Address</b>	1625 West Williams Ave. Fallon, NV 89406		
<b>County:</b>	Churchill County		
<b>Owner/Operator Name:</b>	Golden Gate S.e.t. Retail Of Nevada LLC		
<b>Contact Name of Owner/Operator:</b>	Nacho Aguilar	<b>Telephone:</b>	(925)356-1040
	16580 Wedge Parkway #300 Reno, NV 89511		
<b>Prime Contractor</b>	McGinley & Associates		
<b>Contact Name</b>	Caitlin Jelle		
<b>Contractor Address</b>	5410 Longley Lane Reno, NV 89511		
<b>Telephone:</b>	(775)829-2245	<b>% Board Reduction:</b>	0.00

### Site Characteristics

Alt ID	Tank Cap. (Gallons)	Tank Age (Years)	Tank Type	Leak Location
001	12000	Closed	Regulated UST	See Synopsis
002	12000	30	Regulated UST	See Synopsis
003	10000	30	Regulated UST	See Synopsis

Case: #201600009  
Claim #: 80216

**STAFF RECOMMENDATION**  
June 01, 2022

Staff recommends this claim be reimbursed \$11,846.52 from the Petroleum Fund for cleanup costs.

	\$314,374.22	Amount Requested to Date
	(\$3,946.84)	Amount Disallowed, Past Claims
	(\$29,726.44)	Deductible/Co-Payment Satisfied to Date
	(\$241,528.46)	Amount Paid to Date
SUB TOTAL	<u>\$13,162.80</u>	Amount Requested this Meeting
	(\$1,316.28)	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	<u>\$11,846.52</u>	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 02/02/2021 and 09/24/2021

**Summary of work completed:** Project management, scheduling and client invoicing, annual HASP preparation, quarterly monitoring, sampling and reporting, preparation of reimbursement claim packages and NTEPs, waste disposal.



## Site Summary Report

Case Number: 201600009 Site Name: 7-Eleven #13685

### Site Status

**Synopsis:** CONTAMINATION DISCOVERED 4/24/2015 AND 11/17/15. SOURCE IDENTIFIED AS DEGRADATION OF TANK WALLS WITH AGE IN THREE 10,000-GALLON UST SYSTEMS EACH CONTAINING GASOLINE.

**Contaminant:** Gasoline (containing <= 10% ethanol)

<b>Fund Coverage</b>	\$3,000,000.00
<b>Amount Fund Will Pay</b>	\$2,700,000.00
<b>Amount Requested</b>	\$314,374.22
<b>Amount Disallowed</b>	\$3,946.84
<b>Misc Debit/Credit</b>	\$0.00
<b>Reduction Amount Paid</b>	\$0.00
<b>Pending Copay/Deductible</b>	\$1,316.28
<b>Copay/Deductible</b>	\$29,726.44
<b>Amount Recommended</b>	\$279,384.66
<b>Amount Paid</b>	\$267,538.14

### Site Identification

<b>Date Submitted:</b>	04/20/2016	<b>DEP Facility Number:</b>	8-000586
<b>Site Name</b>	7-Eleven #13685	<b>Telephone:</b>	(702)452-3835
<b>Site Contact</b>	Audrey Welty		
<b>Site Address</b>	2577 N Pecos Rd Las Vegas, NV 89115		
<b>County:</b>	Clark County		
<b>Owner/Operator Name:</b>	7-Eleven INC		
<b>Contact Name of Owner/Operator:</b>	Jennifer Dart	<b>Telephone:</b>	(817)235-0971
	3200 Hackberry Road - Loc 0148 Irving, TX 75063		
<b>Prime Contractor</b>	Stantec Consulting Services, Inc.		
<b>Contact Name</b>	Matthew Grandjean		
<b>Contractor Address</b>	3010 West Charleston Boulevard, Suite 100 Las Vegas, NV 89102		
<b>Telephone:</b>	(702)878-8010	<b>% Board Reduction:</b>	0.00

### Site Characteristics

Alt ID	Tank Cap. (Gallons)	Tank Age (Years)	Tank Type	Leak Location
002	10000	Closed	Regulated UST	Tank
001	10000	35	Regulated UST	Tank
003	10000	35	Regulated UST	Tank

Case: #2016000012  
Claim #: 80263

**STAFF RECOMMENDATION**  
June 01, 2022

Staff recommends this claim be reimbursed \$7,219.74 from the Petroleum Fund for cleanup costs.

	\$243,365.88	Amount Requested to Date
	(\$499.58)	Amount Disallowed, Past Claims
	(\$23,484.43)	Deductible/Co-Payment Satisfied to Date
	(\$152,870.09)	Amount Paid to Date
SUB TOTAL	<u>\$8,021.93</u>	Amount Requested this Meeting
	(\$802.19)	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	<u>\$7,219.74</u>	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 01/31/2022 and 03/31/2022

**Summary of work completed:** Project management; quarterly groundwater monitoring and sampling; quarterly monitoring report preparation; preparation of 2022 NTEP; and preparation of Fund documents.

# Site Summary Report

Case Number: 2016000012 Site Name: Mr Ds Fastlane

## Site Status

**Synopsis:** CONTAMINATION WAS DISCOVERED APRIL 7, 2016. THE APPLICATION IDENTIFIED TANK #003 (PREMIUM), A 10,000 GALLON FIBERGLASS UNDERGROUND STORAGE TANK (UST) AS THE SOURCE OF THE RELEASE. ON OCTOBER 16, 2017, A SECOND 10,000 GALLON FIBERGLASS UST (TANK #002 - REGULAR UL) FAILED A TANK TIGHTNESS TEST. THIS TANK WAS REMOVED ALONG WITH TANKS #001, #003, AND #004 IN FEBRUARY 2018, AFTER WHICH PETROLEUM IMPACTED SOILS WERE IDENTIFIED. TWO NEW COMPARTMENTALIZED USTS REPLACED THE FOUR REMOVED 10,000 UST SYSTEMS.

**Contaminant:** Gasoline (containing <= 10% ethanol)

<b>Fund Coverage</b>	\$2,000,000.00
<b>Amount Fund Will Pay</b>	\$1,800,000.00
<b>Amount Requested</b>	\$243,365.88
<b>Amount Disallowed</b>	\$499.58
<b>Misc Debit/Credit</b>	\$0.00
<b>Reduction Amount Paid</b>	\$0.00
<b>Pending Copay/Deductible</b>	\$802.19
<b>Copay/Deductible</b>	\$23,484.43
<b>Amount Recommended</b>	\$218,579.68
<b>Amount Paid</b>	\$211,359.94

## Site Identification

<b>Date Submitted:</b>	07/22/2016	<b>DEP Facility Number:</b>	8-000683
<b>Site Name</b>	Mr Ds Fastlane		
<b>Site Contact</b>	David Larson	<b>Telephone:</b>	(702)564-5695
<b>Site Address</b>	432 S Boulder Hwy Henderson, NV 89015		
<b>County:</b>	Clark County		
<b>Owner/Operator Name:</b>	DLF Corporation		
<b>Contact Name of Owner/Operator:</b>	David Larson	<b>Telephone:</b>	(702)564-5695
	432 S. Boulder Highway Henderson, NV 89015		
<b>Prime Contractor</b>	Broadbent & Associates, Inc.		
<b>Contact Name</b>	William Wiggins		
<b>Contractor Address</b>	8 West Pacific Ave. Henderson, NV 89015		
<b>Telephone:</b>	(702)563-0600	<b>% Board Reduction:</b>	0.00

## Site Characteristics

Alt ID	Tank Cap. (Gallons)	Tank Age (Years)	Tank Type	Leak Location
003	10000	Closed	Regulated UST	Tank
002	10000	39	Regulated UST	Tank

Case: #2016000023  
Claim #: 80234

**STAFF RECOMMENDATION**  
June 01, 2022

Staff recommends this claim be reimbursed \$8,146.53 from the Petroleum Fund for cleanup costs.

	\$851,896.12	Amount Requested to Date
	(\$59,285.63)	Amount Disallowed, Past Claims
	(\$156,259.19)	Board Reduction, Past Claims
	(\$62,503.67)	Deductible/Co-Payment Satisfied to Date
	(\$520,249.94)	Amount Paid to Date
SUB TOTAL	<u>\$11,314.62</u>	Amount Requested this Meeting
	(\$2,262.92)	Board Reduction, This Meeting
SUB TOTAL	<u>\$9,051.70</u>	
	(\$905.17)	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	<u>\$8,146.53</u>	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 12/05/2021 and 03/31/2022

**Summary of work completed:** Project management and client communication, conduct O&M on LNAPL remediation system, prepare SPF documentation, prepare draft GMR, coordinate purge water disposal.

## Site Summary Report

Case Number: 2016000023 Site Name: Pit Stop #1

### Site Status

**Synopsis:** DISCHARGE DISCOVERED SEPTEMBER 29, 2015. THE APPLICATION IDENTIFIED THE UNDERGROUND PIPING ASSOCIATED TO A 14,000 GALLON ABOVEGROUND STORAGE TANK (AST) SYSTEM (TANK 005), CONTAINING GASOLINE AS THE SOURCE OF THE RELEASE. SSBD 2016-07 WAS APPROVED AT THE DECEMBER 8, 2016 BOARD MEETING, GRANTING COVERAGE WITH A 20% REDUCTION DUE TO A COMINGLED PLUME.

**Contaminant:** Gasoline (containing <= 10% ethanol)

<b>Fund Coverage</b>	\$1,000,000.00
<b>Amount Fund Will Pay</b>	\$720,000.00
<b>Amount Requested</b>	\$851,896.12
<b>Amount Disallowed</b>	\$59,285.63
<b>Misc Debit/Credit</b>	\$0.00
<b>Reduction Amount Paid</b>	\$158,522.11
<b>Pending Copay/Deductible</b>	\$905.17
<b>Copay/Deductible</b>	\$62,503.67
<b>Amount Recommended</b>	\$570,679.54
<b>Amount Paid</b>	\$562,533.01

### Site Identification

<b>Date Submitted:</b>	09/19/2016	<b>DEP Facility Number:</b>	6-000317
<b>Site Name</b>	Pit Stop #1	<b>Telephone:</b>	(775)738-3835
<b>Site Contact</b>	Galen Schorsch		
<b>Site Address</b>	275 12th St Elko, NV 89801		
<b>County:</b>	Elko County		
<b>Owner/Operator Name:</b>	AL Park Petroleum INC		
<b>Contact Name of Owner/Operator:</b>	Galen Schorsch PO Box 1600 Elko, NV 89803	<b>Telephone:</b>	(775)738-3835
<b>Prime Contractor</b>	McGinley & Associates		
<b>Contact Name</b>	Caitlin Jelle		
<b>Contractor Address</b>	5410 Longley Lane Reno, NV 89511		
<b>Telephone:</b>	(775)829-2245	<b>% Board Reduction:</b>	20.00

### Site Characteristics

Alt ID	Tank Cap. (Gallons)	Tank Age (Years)	Tank Type	Leak Location
005	14000	38	Aboveground	Pipe, Underground product piping - Only piping was removed from service. Tank was re-plumbed into differen

Case: #2018000009  
Claim #: 80211

**STAFF RECOMMENDATION**  
June 01, 2022

Staff recommends this claim be reimbursed \$13,902.86 from the Petroleum Fund for cleanup costs.

	\$288,154.58	Amount Requested to Date
	(\$1,151.04)	Amount Disallowed, Past Claims
	(\$27,086.98)	Deductible/Co-Payment Satisfied to Date
	<u>(\$223,028.78)</u>	Amount Paid to Date
SUB TOTAL	\$16,133.82	Amount Requested this Meeting
	<u>(\$686.20)</u>	Amount Disallowed this Meeting
SUB TOTAL	\$15,447.62	
	<u>(\$1,544.76)</u>	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	\$13,902.86	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 10/31/2021 and 03/31/2022

**Summary of work completed:** Prepare draft 3rd quarter groundwater monitoring report, prepare and submit remedial design report, project and client communication, finalize and submit GMR, meet with NDEP staff regarding remediation system recommendation, conduct 4th quarter groundwater sampling event, conduct 1st quarter sampling event, finalize and submit 4th quarter GMR, finalize remedial design

## Site Summary Report

Case Number: 2018000009 Site Name: Pacific Pride

### Site Status

**Synopsis:** DISCHARGE WAS DISCOVERED MARCH 2, 2018 AS A RESULT OF A PHASE II ENVIRONMENTAL SITE ASSESSMENT. THE APPLICATION IDENTIFIES THE SHEAR VALVE ASSOCIATED WITH DIESEL DISPENSER #3 AND CONNECTED TO A 15,000 GALLON ABOVEGROUND STORAGE TANK (AST) SYSTEM CONTAINING DIESEL; AND THE SHEAR VALVE ASSOCIATED TO THE REGULAR GASOLINE DISPENSER #3 AND CONNECTED TO A 15,000 GALLON AST SYSTEM CONTAINING GASOLINE AS THE SOURCES OF THE RELEASE.

**Contaminant:** Diesel, Gasoline (containing <= 10% ethanol)

<b>Fund Coverage</b>	\$2,000,000.00
<b>Amount Fund Will Pay</b>	\$1,800,000.00
<b>Amount Requested</b>	\$288,154.58
<b>Amount Disallowed</b>	\$1,837.24
<b>Misc Debit/Credit</b>	\$0.00
<b>Reduction Amount Paid</b>	\$0.00
<b>Pending Copay/Deductible</b>	\$1,544.76
<b>Copay/Deductible</b>	\$27,086.98
<b>Amount Recommended</b>	\$257,580.07
<b>Amount Paid</b>	\$243,677.21

### Site Identification

<b>Date Submitted:</b>	05/25/2018	<b>DEP Facility Number:</b>	5-000378
<b>Site Name</b>	Pacific Pride		
<b>Site Contact</b>	Bryan Reed	<b>Telephone:</b>	(775)296-0155
<b>Site Address</b>	3600 W Winnemucca Blvd Winnemucca, NV 89445		
<b>County:</b>	Humboldt County		
<b>Owner/Operator Name:</b>	Reed Incorporated		
<b>Contact Name of Owner/Operator:</b>	Bryan Reed	<b>Telephone:</b>	(775)289-4463
	802 Avenue E Ely, NV 89301		
<b>Prime Contractor</b>	McGinley & Associates		
<b>Contact Name</b>	Caitlin Jelle		
<b>Contractor Address</b>	5410 Longley Lane Reno, NV 89511		
<b>Telephone:</b>	(775)829-2245	<b>% Board Reduction:</b>	0.00

### Site Characteristics

Alt ID	Tank Cap. (Gallons)	Tank Age (Years)	Tank Type	Leak Location
003	15000	52	Aboveground	The shear valve associated with diesel dispenser #3
001	15000	52	Aboveground	The shear valve associated with the regular gasoline dispenser #5

Case: #2018000018  
Claim #: 80228

**STAFF RECOMMENDATION**  
June 01, 2022

Staff recommends this claim be reimbursed \$43,138.09 from the Petroleum Fund for cleanup costs.

	\$528,617.83	Amount Requested to Date
	(\$13,844.38)	Amount Disallowed, Past Claims
	(\$192,347.03)	Board Reduction, Past Claims
	(\$23,509.08)	Deductible/Co-Payment Satisfied to Date
	(\$146,288.64)	Amount Paid to Date
SUB TOTAL	<u>\$87,335.59</u>	Amount Requested this Meeting
	(\$187.93)	Amount Disallowed this Meeting
	(\$39,216.45)	Board Reduction, This Meeting
SUB TOTAL	<u>\$47,931.21</u>	
	(\$4,793.12)	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	<u>\$43,138.09</u>	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 10/20/2020 and 01/24/2022

**Summary of work completed:** This claim is for various activities associated with site investigation, monitoring, and remediation at Whiskey Pete's Stateline Stop. Work activities included preparation and submittal of various reports (Q2 through Q3 2021 Groundwater Monitoring Reports, SVE/biosparge design drawings and bid specifications, Startup and Performance Monitoring Plan, and initial preparation of the NSZD study report). Field activities included quarterly groundwater monitoring in Q3 2021, LNAPL recovery activities (absorbent sock deployment in wells with LNAPL, well gauging, and sock changeouts), and the NSZD study (four soil vapor sampling events conducted during Q3 and Q4 2021).



## Site Summary Report

**Case Number:** 2018000018    **Site Name:** Whiskey Pete's Stateline Stop

### Site Status

**Synopsis:** COVERAGE GRANTED FOR ONE 10,000 GALLON GASOLINE UST SYSTEM (87 SLAVE TANK) WITH A 25% REDUCTION, PLUS AN ADDITIONAL 20% COVERAGE REDUCTION DUE TO A NON-FUND ELIGIBLE RELEASE SOURCE THAT IS COMMINGLED WITH A FUND ELIGIBLE RELEASE SOURCE. THIS SITE IS ALSO RECEIVING CLEANUP COST REIMBURSEMENT FROM A THIRD PARTY INSURANCE CARRIER (AIG). THEY HAVE AGREED TO COVER 55% OF INVOICED CLEANUP COSTS. THE CUMULATIVE FUND REDUCTION OF 45% AND 10% CO-PAYMENT WILL BE APPLIED TO THE REMAINING 45% OF TOTAL INVOICED ELIGIBLE COSTS. REFER TO THE AGREEMENT ...

**Contaminant:** Gasoline (containing <= 10% ethanol)

<b>Fund Coverage</b>	\$1,000,000.00
<b>Amount Fund Will Pay</b>	\$495,000.00
<b>Amount Requested</b>	\$528,617.83
<b>Amount Disallowed</b>	\$14,032.31
<b>Misc Debit/Credit</b>	\$0.00
<b>Reduction Amount Paid</b>	\$231,563.48
<b>Pending Copay/Deductible</b>	\$4,793.12
<b>Copay/Deductible</b>	\$23,509.08
<b>Amount Recommended</b>	\$254,719.84
<b>Amount Paid</b>	\$211,581.75

### Site Identification

<b>Date Submitted:</b>	05/08/2019	<b>DEP Facility Number:</b>	8-000772
<b>Site Name</b>	Whiskey Pete's Stateline Stop	<b>Telephone:</b>	(702)679-7767
<b>Site Contact</b>	Mike Necas		
<b>Site Address</b>	100 W Primm Blvd Primm, NV 89019		
<b>County:</b>	Clark County		
<b>Owner/Operator Name:</b>	Primadonna Company LLC		
<b>Contact Name of Owner/Operator:</b>	Elizabeth Guth Affinity Gaming Las Vegas, NV 89135	<b>Telephone:</b>	(702)202-8565
<b>Prime Contractor</b>	Geosyntec Consultants, Inc.		
<b>Contact Name</b>	Lonnie Mercer		
<b>Contractor Address</b>	215 South State Street, Suite 500 Salt Lake City, UT 84111		
<b>Telephone:</b>	(801)448-3550	<b>% Board Reduction:</b>	45.00

### Site Characteristics

Alt ID	Tank Cap. (Gallons)	Tank Age (Years)	Tank Type	Leak Location
005	10000	29	Regulated UST	Tank

Case: #2019000044  
Claim #: 80272

**STAFF RECOMMENDATION**  
June 01, 2022

Staff recommends this claim be reimbursed \$17,761.11 from the Petroleum Fund for cleanup costs.

	\$75,600.89	Amount Requested to Date
	(\$0.07)	Amount Disallowed, Past Claims
	(\$5,586.63)	Deductible/Co-Payment Satisfied to Date
	<u>(\$50,279.61)</u>	Amount Paid to Date
SUB TOTAL	\$19,734.58	Amount Requested this Meeting
	<u>(\$0.01)</u>	Amount Disallowed this Meeting
SUB TOTAL	\$19,734.57	
	<u>(\$1,973.46)</u>	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	\$17,761.11	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 02/21/2020 and 03/26/2021

**Summary of work completed:** Project management, client invoicing and field scheduling. Annual HASP preparation. Quarterly groundwater monitoring, sampling and reporting, monthly free-product gauging and recovery. Prepare for additional site assessment and well installation including workplan preparation, negotiating access agreements with two adjacent property owners and preparing the drilling contractor request for bid package.

## Site Summary Report

Case Number: 2019000044 Site Name: 7-Eleven #15829

### Site Status

**Synopsis:** AUGUST 2018, PREMIUM TANK (TANK 1) FAILED TIGHTNESS TESTING, SOIL BORINGS CONFIRMED DISCHARGE. JULY 2020, FREE PRODUCT FOUND IN MONITORING WELL. AUGUST 2020 TANK 2 AND TANK 3 FAILED TIGHTNESS TESTING. DISCHARGE EMANATED FROM 3, 10,000-GALLON, REGULATED UNDERGROUND STORAGE TANK SYSTEMS, CONTAINING GASOLINE AT THE TIME OF RELEASE DISCOVERY. ALL 3 TANK SYSTEMS REMOVED FROM GROUND IN FEBRUARY 2021.

**Contaminant:** Gasoline (containing <= 10% ethanol)

<b>Fund Coverage</b>	\$3,000,000.00
<b>Amount Fund Will Pay</b>	\$2,700,000.00
<b>Amount Requested</b>	\$75,600.89
<b>Amount Disallowed</b>	\$0.08
<b>Misc Debit/Credit</b>	\$0.00
<b>Reduction Amount Paid</b>	\$0.00
<b>Pending Copay/Deductible</b>	\$1,973.46
<b>Copay/Deductible</b>	\$5,586.63
<b>Amount Recommended</b>	\$68,040.72
<b>Amount Paid</b>	\$50,279.61

### Site Identification

<b>Date Submitted:</b>	09/02/2021	<b>DEP Facility Number:</b>	8-000618
<b>Site Name</b>	7-Eleven #15829		
<b>Site Contact</b>	Satinderpa S. Padda	<b>Telephone:</b>	(702)452-1749
<b>Site Address</b>	10 N Nellis Blvd Las Vegas, NV 89110		
<b>County:</b>	Clark County		
<b>Owner/Operator Name:</b>	7-Eleven INC		
<b>Contact Name of Owner/Operator:</b>	Jennifer Dart PO Box 711 Dallas, TX 75221	<b>Telephone:</b>	(817)235-0971
<b>Prime Contractor</b>	Stantec Consulting Services, Inc.		
<b>Contact Name</b>	Matthew Grandjean		
<b>Contractor Address</b>	3010 West Charleston Boulevard, Suite 100 Las Vegas, NV 89102		
<b>Telephone:</b>	(702)878-8010	<b>% Board Reduction:</b>	0.00

### Site Characteristics

Alt ID	Tank Cap. (Gallons)	Tank Age (Years)	Tank Type	Leak Location
001	9728	Closed	Regulated UST	Tank
003	9728	36	Regulated UST	Tank
002	9728	36	Regulated UST	Tank

Case: #202000015  
Claim #: 80267

**STAFF RECOMMENDATION**

June 01, 2022

Staff recommends this claim be reimbursed \$10,114.33 from the Petroleum Fund for cleanup costs.

	\$268,467.17	Amount Requested to Date
	(\$857.60)	Amount Disallowed, Past Claims
	(\$99,549.73)	Board Reduction, Past Claims
	(\$14,932.46)	Deductible/Co-Payment Satisfied to Date
	(\$134,392.15)	Amount Paid to Date
SUB TOTAL	<u>\$18,735.23</u>	Amount Requested this Meeting
	(\$5.00)	Amount Disallowed this Meeting
	(\$7,492.09)	Board Reduction, This Meeting
SUB TOTAL	<u>\$11,238.14</u>	
	(\$1,123.81)	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	<u>\$10,114.33</u>	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 01/31/2022 and 03/31/2022

**Summary of work completed:** Project management; quarterly groundwater monitoring and sampling; LNAP gauging and recovery; procurement of an access agreement with downgradient property owner for installation of offsite monitoring wells; preparation and submittal of permit applications for installation of monitoring wells in the City of Las Vegas right-of-way; solicit and review drill bids for monitoring well installations; preparation of an NTEP; and preparation of Fund documents.

## Site Summary Report

Case Number: 2020000015 Site Name: Gas 2 Go

### Site Status

**Synopsis:** GASOLINE RELEASE FROM 10,000 GALLON PREMIUM TANK (TANK #3) DISCOVERED FOLLOWING TANK REMOVAL ON JANUARY 23, 2020 (INSTALLED 1991).

**Contaminant:** Gasoline (containing <= 10% ethanol)

<b>Fund Coverage</b>	\$1,000,000.00
<b>Amount Fund Will Pay</b>	\$540,000.00
<b>Amount Requested</b>	\$268,467.17
<b>Amount Disallowed</b>	\$862.60
<b>Misc Debit/Credit</b>	\$0.00
<b>Reduction Amount Paid</b>	\$107,041.82
<b>Pending Copay/Deductible</b>	\$1,123.81
<b>Copay/Deductible</b>	\$14,932.46
<b>Amount Recommended</b>	\$144,506.48
<b>Amount Paid</b>	\$134,392.15

### Site Identification

<b>Date Submitted:</b>	06/05/2020	<b>DEP Facility Number:</b>	8-001529
<b>Site Name</b>	Gas 2 Go	<b>Telephone:</b>	(702)878-1903
<b>Site Contact</b>	Matthew Becker		
<b>Site Address</b>	6390 W Lake Mead Blvd Las Vegas, NV 89108		
<b>County:</b>	Clark County		
<b>Owner/Operator Name:</b>	Canyon Plaza, LLC		
<b>Contact Name of Owner/Operator:</b>	Matthew Becker	<b>Telephone:</b>	(702)878-1903
	50 South Jones Boulevard, Suite 100 Las Vegas, NV 89107		
<b>Prime Contractor</b>	Broadbent & Associates, Inc.		
<b>Contact Name</b>	Stephanie Holst		
<b>Contractor Address</b>	8 W. Pacific Avenue Henderson, NV 89052		
<b>Telephone:</b>	(702)563-0600	<b>% Board Reduction:</b>	40.00

### Site Characteristics

Alt ID	Tank Cap. (Gallons)	Tank Age (Years)	Tank Type	Leak Location
003	10000	Closed	Regulated UST	Tank

Case: #202000051  
Claim #: 80265

**STAFF RECOMMENDATION**  
June 01, 2022

Staff recommends this claim be reimbursed \$66,578.48 from the Petroleum Fund for cleanup costs.

	\$67,100.98	Amount Requested to Date
	\$0.00	Deductible/Co-Payment Satisfied to Date
	\$0.00	Amount Paid to Date
SUB TOTAL	<u>\$67,100.98</u>	Amount Requested this Meeting
	(\$272.50)	Amount Disallowed this Meeting
SUB TOTAL	<u>\$66,828.48</u>	
	(\$250.00)	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	<u>\$66,578.48</u>	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 06/03/2020 and 02/28/2021

**Summary of work completed:** Prepare work plan for contaminated soil excavation, correspond with NDEP, prepare UST closure report, collect and analyze confirmation samples, prepare petroleum fund documentation

## Site Summary Report

Case Number: 2020000051 Site Name: 843 Lake Street Heating Oil Tank

### Site Status

**Synopsis:** CONTAMINATED SOIL DISCOVERED DURING TANK REMOVAL ACTIVITIES AT THE SITE, ON 5/21/2020. DISCHARGE EMANATED FROM CORROSION HOLES IN ONE 600-GALLON, STEEL, NON-REGULATED UNDERGROUND STORAGE TANK. INITIAL ABATEMENT ACTIVITIES REMOVED 247 TONS OF SOURCE MATERIAL.

**Contaminant:** Heating Oil

<b>Fund Coverage</b>	\$250,250.00
<b>Amount Fund Will Pay</b>	\$250,000.00
<b>Amount Requested</b>	\$67,100.98
<b>Amount Disallowed</b>	\$272.50
<b>Misc Debit/Credit</b>	\$0.00
<b>Reduction Amount Paid</b>	\$0.00
<b>Pending Copay/Deductible</b>	\$250.00
<b>Copay/Deductible</b>	\$0.00
<b>Amount Recommended</b>	\$66,578.48
<b>Amount Paid</b>	\$0.00

### Site Identification

<b>Date Submitted:</b>	10/18/2021	<b>DEP Facility Number:</b>	D-001156
<b>Site Name</b>	843 Lake Street Heating Oil Tank		
<b>Site Contact</b>	Cory Jennings	<b>Telephone:</b>	(775)682-7059
<b>Site Address</b>	843 Lake Street Reno, NV 89501		
<b>County:</b>	Washoe County		
<b>Owner/Operator Name:</b>	University Of Nevada Reno		
<b>Contact Name of Owner/Operator:</b>	Cory Jennings	<b>Telephone:</b>	(775)682-7059
	1664 North Virginia Street Reno, NV 89557		
<b>Prime Contractor</b>	McGinley & Associates		
<b>Contact Name</b>	Caitlin Jelle		
<b>Contractor Address</b>	5410 Longley Lane Reno, NV 89511		
<b>Telephone:</b>	(775)829-2245	<b>% Board Reduction:</b>	0.00

### Site Characteristics

Alt ID	Tank Cap. (Gallons)	Tank Age (Years)	Tank Type	Leak Location
843 Lake	600	90	Non-Regulated	Tank

Case: #2020000054  
Claim #: 80264

**STAFF RECOMMENDATION**  
June 01, 2022

Staff recommends this claim be reimbursed \$10,771.12 from the Petroleum Fund for cleanup costs.

	\$11,121.12	Amount Requested to Date
	\$0.00	Deductible/Co-Payment Satisfied to Date
	\$0.00	Amount Paid to Date
SUB TOTAL	<u>\$11,121.12</u>	Amount Requested this Meeting
	(\$100.00)	Amount Disallowed this Meeting
SUB TOTAL	<u>\$11,021.12</u>	
	(\$250.00)	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	<u>\$10,771.12</u>	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 06/29/2020 and 08/14/2020

**Summary of work completed:** Oversee initial abatement excavation, collect and analyze confirmation samples, prepare UST closure report, and correspond with NDEP as necessary.



## Site Summary Report

Case Number: 2020000054 Site Name: 829 Lake Street Heating Oil Tank

### Site Status

**Synopsis:** CONTAMINATED SOIL ENCOUNTERED DURING REMOVAL OF ON 325-GALLON, STEEL, NON-REGULATED UNDERGROUND STORAGE TANK, CONTAINING HOME HEATING OIL AT THE TIME OF REMOVAL. DISCHARGE EMANATED FROM APPARENT CORROSION HOLES IN THE STEEL TANK SHELL.

**Contaminant:** Heating Oil

<b>Fund Coverage</b>	\$250,250.00
<b>Amount Fund Will Pay</b>	\$250,000.00
<b>Amount Requested</b>	\$11,121.12
<b>Amount Disallowed</b>	\$100.00
<b>Misc Debit/Credit</b>	\$0.00
<b>Reduction Amount Paid</b>	\$0.00
<b>Pending Copay/Deductible</b>	\$250.00
<b>Copay/Deductible</b>	\$0.00
<b>Amount Recommended</b>	\$10,771.12
<b>Amount Paid</b>	\$0.00

### Site Identification

<b>Date Submitted:</b>	10/18/2021	<b>DEP Facility Number:</b>	D-001162
<b>Site Name</b>	829 Lake Street Heating Oil Tank		
<b>Site Contact</b>	Cory Jennings	<b>Telephone:</b>	(775)682-7059
<b>Site Address</b>	829 Lake Street Reno, NV 89501		
<b>County:</b>	Washoe County		
<b>Owner/Operator Name:</b>	University Of Nevada Reno		
<b>Contact Name of Owner/Operator:</b>	Cory Jennings	<b>Telephone:</b>	(775)682-7059
	1664 North Virginia Street Reno, NV 89557		
<b>Prime Contractor</b>	McGinley & Associates		
<b>Contact Name</b>	Caitlin Jelle		
<b>Contractor Address</b>	5410 Longley Lane Reno, NV 89511		
<b>Telephone:</b>	(775)829-2245	<b>% Board Reduction:</b>	0.00

### Site Characteristics

Alt ID	Tank Cap. (Gallons)	Tank Age (Years)	Tank Type	Leak Location
829 Lake	325	90	Non-Regulated	Tank

Case: #2021000009  
Claim #: 80219

**STAFF RECOMMENDATION**  
June 01, 2022

Staff recommends this claim be reimbursed \$27,938.98 from the Petroleum Fund for cleanup costs.

	\$38,936.06	Amount Requested to Date
	(\$788.48)	Deductible/Co-Payment Satisfied to Date
	<u>(\$7,096.27)</u>	Amount Paid to Date
SUB TOTAL	\$31,051.31	Amount Requested this Meeting
	<u>(\$8.00)</u>	Amount Disallowed this Meeting
SUB TOTAL	\$31,043.31	
	<u>(\$3,104.33)</u>	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	\$27,938.98	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 08/31/2021 and 03/30/2022

**Summary of work completed:** Project management, scheduling and client invoicing. Annual HASP preparation. Continue preparing for preliminary site assessment activities including working with the drilling contractor to obtain the well permits and coordinating private utility clearance. Conduct the site assessment field activities and coordinating waste disposal. Prepare the preliminary site assessment report and discussing a no further action request with the NDEP. Preparing Petroleum Fund reimbursement claims and one NTEP. Receive the final no further action letter from the NDEP and coordinate project closure efforts.

## Site Summary Report

Case Number: 2021000009 Site Name: 7-Eleven #27111

### Site Status

**Synopsis:** DISCHARGE WAS DISCOVERED ON DECEMBER 22, 2020 DURING TANK REMOVAL ACTIVITIES. TANK FAILURE OF TWO 10,000-GALLON UNDERGROUND STORAGE TANKS CONTAINING GASOLINE WAS THE SOURCE OF THE RELEASE.

**Contaminant:** Gasoline (containing <= 10% ethanol)

<b>Fund Coverage</b>	\$2,000,000.00
<b>Amount Fund Will Pay</b>	\$1,800,000.00
<b>Amount Requested</b>	\$38,936.06
<b>Amount Disallowed</b>	\$8.00
<b>Misc Debit/Credit</b>	\$0.00
<b>Reduction Amount Paid</b>	\$0.00
<b>Pending Copay/Deductible</b>	\$3,104.33
<b>Copay/Deductible</b>	\$788.48
<b>Amount Recommended</b>	\$35,035.25
<b>Amount Paid</b>	\$7,096.27

### Site Identification

<b>Date Submitted:</b>	05/11/2021	<b>DEP Facility Number:</b>	8-000629
<b>Site Name</b>	7-Eleven #27111	<b>Telephone:</b>	(702)876-9969
<b>Site Contact</b>	Noorullah Karimzada		
<b>Site Address</b>	6070 W Sahara Ave Las Vegas, NV 89146		
<b>County:</b>	Clark County		
<b>Owner/Operator Name:</b>	7-Eleven INC		
<b>Contact Name of Owner/Operator:</b>	Jennifer Dart PO Box 711 Dallas, TX 75221	<b>Telephone:</b>	(817)235-0971
<b>Prime Contractor</b>	Stantec Consulting Services, Inc.		
<b>Contact Name</b>	Matthew Grandjean		
<b>Contractor Address</b>	3010 West Charleston Boulevard, Suite 100 Las Vegas, NV 89102		
<b>Telephone:</b>	(702)878-8010	<b>% Board Reduction:</b>	0.00

### Site Characteristics

Alt ID	Tank Cap. (Gallons)	Tank Age (Years)	Tank Type	Leak Location
002	10000	Closed	Regulated UST	Tank
003	10000	36	Regulated UST	Tank

**Agenda Item 9:  
Direct Payment of Uncontested Claims  
(Board Policy 2017-02)**

(FOR DISCUSSION)

The Board to Review Claims authorizes NDEP to make claim payments prior to a Board meeting when the recommended payment value is uncontested. This authorized delegation is consistent with the findings in the memorandum from the Attorney General's Office dated August 3, 2017 (Attachment A of Policy Resolution 2017-02). Below is a list of all quarterly claim payments made on the Board's behalf in accordance with Policy Resolution No. 2017-02.

A dagger (†) indicates previously disallowed monies have been successfully appealed where the requested amount is less than the recommended amount.

An omega (ω) indicates Board approved reimbursement monies have been subtracted from the amount requested due to new information

**HEATING OIL**

			<b><u>REQUESTED</u></b>	<b><u>PAID</u></b>
FOR DISCUSSION	1.	2021000038; 80240 Reno Project Owner LLC: Reno Project Owner LLC Residential Heating Oil Tank	\$26,566.25	\$26,066.25
FOR DISCUSSION	2.	2022000005; 80246 Eric Plam: Kenneth Plam Property	\$18,988.89	\$18,738.89
FOR DISCUSSION	3.	2022000006; 80245 Paul Sisson: Pt Sisson LLC	\$24,712.17	\$24,462.17
FOR DISCUSSION	4.	2022000009; 80274 Andrea West: Smith-West Family Trust	\$25,411.68	\$25,161.68
		<b>SUB TOTAL:</b>	<b><u>\$95,678.99</u></b>	<b><u>\$94,428.99</u></b>

**ONGOING CASES**

			<b><u>REQUESTED</u></b>	<b><u>PAID</u></b>
FOR DISCUSSION	1.	1993000102; 80252 Rebel Oil Company: Rebel Store #2008	\$5,005.75	\$5,005.75
FOR DISCUSSION	2.	1993000103; 80186 Charlie Brown Construction: Charlie Brown Const.	\$34,615.60	\$33,923.29
FOR DISCUSSION	3.	1994000015; 80250 Pilger Family Holdings: Former D & G Oil Company	\$9,387.84	\$9,387.56
FOR DISCUSSION	4.	1999000023; 80256 Nevada Ready Mix Corp: Nevada Ready Mix	\$19,614.94	\$17,653.45
FOR DISCUSSION	5.	1999000066; 80262 HP Management, LLC: Former Haycock Petroleum	\$27,152.14	\$24,436.93
FOR DISCUSSION	6.	1999000086; 80243 Terrible Herbst Oil Company Inc: Terrible Herbst #126	\$71,972.16	\$64,774.94
FOR DISCUSSION	7.	2012000012; 80213 Clark County Dept Of Aviation: Former Smart Mart	\$16,100.02	\$14,490.02
FOR DISCUSSION	8.	2013000011; 80251 Har Moor Investments, LLC: Village Shop #4	\$31,513.51	\$28,362.16
FOR DISCUSSION	9.	2014000033; 80255 Speedee Mart INC: Speedee Mart #108	\$20,013.79	\$18,012.41
FOR DISCUSSION	10.	2016000027; 80258 Terrible Herbst Oil Company Inc: Terrible Herbst #272	\$7,047.09	\$5,708.14
FOR DISCUSSION	11.	2017000019; 80260 Rebel Oil Company: Rebel Store #2197	\$23,859.30	\$21,473.37
FOR DISCUSSION	12.	2017000035; 80257 Rebel Oil Company: Rebel Store #2177	\$15,172.22	\$13,655.00
FOR DISCUSSION	13.	2018000005; 80253 Rebel Oil Company: Rebel Store # 2153	\$28,072.00	\$25,264.80

FOR DISCUSSION	14.	2019000001; 80261	Rebel Oil Company: Rebel Store #2160	\$14,112.90	\$12,701.61
FOR DISCUSSION	15.	2019000002; 80259	Rebel Oil Company: Rebel Store #2166	\$35,559.50	\$32,003.55
FOR DISCUSSION	16.	2019000014; 80249	Western Cab Co: Western Cab CO	\$7,888.00	\$7,099.20
			<b>SUB TOTAL:</b>	<b><u>\$367,086.76</u></b>	<b><u>\$333,952.18</u></b>
			<b>DIRECT PAYMENT CLAIMS TOTAL:</b>	<b><u>\$462,765.75</u></b>	<b><u>\$428,381.17</u></b>
			<b>BOARD MEETING CLAIMS TOTAL:</b>	<b><u>\$1,354,415.44</u></b>	<b><u>\$1,215,038.01</u></b>

Case: #1993000102  
Claim #: 80252

**STAFF AUTHORIZED DIRECT PAYMENT**

Payment Date: May 06, 2022

The Nevada Division of Environmental Protection (NDEP), Petroleum Fund staff reviewed and approved the following claim amount. The owner provided a declaration to NDEP indicating the approved claim amount is uncontested in accordance with Fund Policy Resolution 2017-02. NDEP authorized payment of the subject claim on behalf of the Board to Review Claims.

	\$2,487,664.78	Amount Requested to Date
	(\$27,274.04)	Amount Disallowed, Past Claims
	(\$30,000.00)	Deductible/Co-Payment Satisfied to Date
	<u>(\$2,265,103.52)</u>	Amount Paid to Date
SUB TOTAL	\$5,005.75	Amount Requested this Meeting
	<u>\$0.00</u>	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	\$5,005.75	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 01/31/2022 and 02/28/2022

**Summary of work completed:** Project management and coordination, preparation of NTEP, prepare Semi-Annual Status report, preparation of petroleum fund submittal, preparation of new site report figures, and purchase and install new monitor well covers for wells located in North Las Vegas Boulevard.

## Site Summary Report

Case Number: 1993000102 Site Name: Rebel Store #2008

### Site Status

**Synopsis:** TWO USTS RELEASED GASOLINE IN 1992. PIPING FROM ONE TANK SYSTEM FAILED AND THE TANK FAILED IN THE SECOND SYSTEM. ONE ALLOTMENT OF THIRD PARTY LIABILITY FUNDS HAS BEEN APPROVED FOR CLEANUP ACTIVITIES FOR THIS CASE.

**Contaminant:** Gasoline (containing <= 10% ethanol)

<b>Fund Coverage</b>	\$3,000,000.00
<b>Amount Fund Will Pay</b>	\$2,970,000.00
<b>Amount Requested</b>	\$2,487,664.78
<b>Amount Disallowed</b>	\$27,274.04
<b>Misc Debit/Credit</b>	\$0.00
<b>Reduction Amount Paid</b>	\$0.00
<b>Pending Copay/Deductible</b>	\$0.00
<b>Copay/Deductible</b>	\$30,000.00
<b>Amount Recommended</b>	\$2,441,604.99
<b>Amount Paid</b>	\$2,441,604.99

### Site Identification

<b>Date Submitted:</b>	03/15/1993	<b>DEP Facility Number:</b>	8-000523
<b>Site Name</b>	Rebel Store #2008	<b>Telephone:</b>	(702)382-5866
<b>Site Contact</b>	Dana Cason Teepe		
<b>Site Address</b>	3225 Las Vegas Blvd N Las Vegas, NV 89115		
<b>County:</b>	Clark County		
<b>Owner/Operator Name:</b>	Rebel Oil Company		
<b>Contact Name of Owner/Operator:</b>	Dana Cason Teepe 2200 S Highland Drive Las Vegas, NV 89102	<b>Telephone:</b>	(702)382-5866 Ext: 2
<b>Prime Contractor</b>	Stewart Environmental, Inc.		
<b>Contact Name</b>	Keith Stewart		
<b>Contractor Address</b>	10300 W. Charleston Blvd. Suite 13-B32 Las Vegas, NV 89135		
<b>Telephone:</b>	(702)254-6731	<b>% Board Reduction:</b>	0.00

### Site Characteristics

Alt ID	Tank Cap. (Gallons)	Tank Age (Years)	Tank Type	Leak Location
001	10000	Closed	Regulated UST	See Synopsis
002	10000	41	Regulated UST	See Synopsis



Case: #1993000103  
Claim #: 80186

**STAFF AUTHORIZED DIRECT PAYMENT**

Payment Date: March 31, 2022

The Nevada Division of Environmental Protection (NDEP), Petroleum Fund staff reviewed and approved the following claim amount. The owner provided a declaration to NDEP indicating the approved claim amount is uncontested in accordance with Fund Policy Resolution 2017-02. NDEP authorized payment of the subject claim on behalf of the Board to Review Claims.

	\$1,450,244.69	Amount Requested to Date
	(\$8,965.76)	Amount Disallowed, Past Claims
	(\$24,398.84)	Board Reduction, Past Claims
	(\$20,000.00)	Deductible/Co-Payment Satisfied to Date
	<u>(\$1,287,325.06)</u>	Amount Paid to Date
SUB TOTAL	\$34,615.60	Amount Requested this Meeting
	<u>(\$692.31)</u>	Board Reduction, This Meeting
SUB TOTAL	\$33,923.29	
	\$0.00	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	<u>\$33,923.29</u>	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 10/18/2021 and 11/30/2021

**Summary of work completed:** Project management; site closure activities; and preparation of Fund documents.

# Site Summary Report

Case Number: 1993000103 Site Name: Charlie Brown Const.

## Site Status

**Synopsis:** OCTOBER 29, 1991, THE CLARK COUNTY HEALTH DISTRICT (CCHD) WAS WAS NOTIFIED OF AN ABANDONED LEAKING UNDERGROUND STORAGE TANK (UST) AT THE FACILITY. IN JANUARY 1993, FIVE USTS WERE CLOSED BY REMOVAL. ONE 10,000 GALLON DIESEL UST WAS FOUND TO HAVE HOLES IN THE TANK. AN APPLICATION WAS RECEIVED IN MARCH 1993. COVERAGE WAS GRANTED WITH A 2% REDUCTION - IDENTIFIED IN SSBD 94-006 - DUE TO THE DELAY IN APPLICATION AND THE POTENTIAL FOR CONTAMINANT MIGRATION. THIRD PARTY LIABILITY COVERAGE ALLOTMENT (MINUS \$10,000 DEDUCTIBLE AND 2% REDUCTION) PROVID...

**Contaminant:** Gasoline (containing <= 10% ethanol)

<b>Fund Coverage</b>	\$2,000,000.00
<b>Amount Fund Will Pay</b>	\$1,940,000.00
<b>Amount Requested</b>	\$1,450,244.69
<b>Amount Disallowed</b>	\$8,965.76
<b>Misc Debit/Credit</b>	\$0.00
<b>Reduction Amount Paid</b>	\$25,091.15
<b>Pending Copay/Deductible</b>	\$0.00
<b>Copay/Deductible</b>	\$20,000.00
<b>Amount Recommended</b>	\$1,396,291.52
<b>Amount Paid</b>	\$1,396,291.52

## Site Identification

<b>Date Submitted:</b>	02/19/1993	<b>DEP Facility Number:</b>	8-000949
<b>Site Name</b>	Charlie Brown Const.	<b>Telephone:</b>	(702)399-6601
<b>Site Contact</b>	Russell Yardley		
<b>Site Address</b>	801 E Colton Ave North Las Vegas, NV 89030		
<b>County:</b>	Clark County		
<b>Owner/Operator Name:</b>	Charlie Brown Construction		
<b>Contact Name of Owner/Operator:</b>	Russell Yardley 801 Colton Avenue North Las Vegas, NV 89030	<b>Telephone:</b>	(702)399-6601
<b>Prime Contractor</b>	Broadbent And Associates, Inc.		
<b>Contact Name</b>	Jeremy Holst		
<b>Contractor Address</b>	8 West Pacific Avenue Henderson, NV 89015		
<b>Telephone:</b>	(702)353-5743	<b>% Board Reduction:</b>	2.00

## Site Characteristics

Alt ID	Tank Cap. (Gallons)	Tank Age (Years)	Tank Type	Leak Location
001	10000	Closed	Regulated UST	See Synopsis

Case: #1994000015  
Claim #: 80250

**STAFF AUTHORIZED DIRECT PAYMENT**

Payment Date: April 25, 2022

The Nevada Division of Environmental Protection (NDEP), Petroleum Fund staff reviewed and approved the following claim amount. The owner provided a declaration to NDEP indicating the approved claim amount is uncontested in accordance with Fund Policy Resolution 2017-02. NDEP authorized payment of the subject claim on behalf of the Board to Review Claims.

	\$2,011,839.73	Amount Requested to Date
	(\$77,183.06)	Amount Disallowed, Past Claims
	(\$20,000.00)	Deductible/Co-Payment Satisfied to Date
	<u>(\$1,341,540.43)</u>	Amount Paid to Date
SUB TOTAL	\$9,387.84	Amount Requested this Meeting
	<u>(\$0.28)</u>	Amount Disallowed this Meeting
SUB TOTAL	\$9,387.56	
	<u>\$0.00</u>	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	\$9,387.56	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 12/14/2021 and 04/04/2022

**Summary of work completed:** Project management and coordination, preparation of NTEP, quarterly well monitoring and sampling, laboratory analysis, status report preparation, preparation of petroleum fund submittal, and drafting services.

## Site Summary Report

Case Number: 1994000015 Site Name: Former D & G Oil Company

### Site Status

**Synopsis:** CONTAMINATION WAS DISCOVERED FEBRUARY 3, 1993, FROM A 10,000 GALLON UNDERGROUND STORAGE TANK CONTAINING DIESEL FUEL AND IDENTIFIED AS TANK 3. THE LOCATION OF THE LEAK WAS NOTED ON THE APPLICATION AS THE TANK. THIS CASE WAS GRANTED COVERAGE ON SEPTEMBER 9, 1993, WITH A \$10,000 DEDUCTIBLE. THIRD PARTY LIABILITY COVERAGE WAS GRANTED AT THE DECEMBER 8, 2016 BOARD MEETING, PURSUANT TO SSBD 2016-06.

**Contaminant:** Gasoline (containing <= 10% ethanol)

<b>Fund Coverage</b>	\$2,000,000.00
<b>Amount Fund Will Pay</b>	\$1,980,000.00
<b>Amount Requested</b>	\$2,011,839.73
<b>Amount Disallowed</b>	\$77,183.34
<b>Misc Debit/Credit</b>	\$0.00
<b>Reduction Amount Paid</b>	\$0.00
<b>Pending Copay/Deductible</b>	\$0.00
<b>Copay/Deductible</b>	\$20,000.00
<b>Amount Recommended</b>	\$1,914,656.39
<b>Amount Paid</b>	\$1,914,656.39

### Site Identification

<b>Date Submitted:</b>	02/04/1993	<b>DEP Facility Number:</b>	8-000147
<b>Site Name</b>	Former D & G Oil Company	<b>Telephone:</b>	(760)447-5192
<b>Site Contact</b>	Pilger, Jessica		
<b>Site Address</b>	6176 Las Vegas Blvd Las Vegas, NV 89119		
<b>County:</b>	Clark County		
<b>Owner/Operator Name:</b>	Pilger Family Holdings		
<b>Contact Name of Owner/Operator:</b>	Jessica Pilger 5127 Crown Street San Diego, CA 92110	<b>Telephone:</b>	(702)641-5216
<b>Prime Contractor</b>	Stewart Environmental, Inc.		
<b>Contact Name</b>	Keith Stewart		
<b>Contractor Address</b>	10300 W. Charleston Blvd. Suite 13-B32 Las Vegas, NV 89135		
<b>Telephone:</b>	(702)254-6731	<b>% Board Reduction:</b>	0.00

### Site Characteristics

Alt ID	Tank Cap. (Gallons)	Tank Age (Years)	Tank Type	Leak Location
003	10000	Closed	Regulated UST	See Synopsis

Case: #1999000023  
Claim #: 80256

**STAFF AUTHORIZED DIRECT PAYMENT**

Payment Date: April 25, 2022

The Nevada Division of Environmental Protection (NDEP), Petroleum Fund staff reviewed and approved the following claim amount. The owner provided a declaration to NDEP indicating the approved claim amount is uncontested in accordance with Fund Policy Resolution 2017-02. NDEP authorized payment of the subject claim on behalf of the Board to Review Claims.

	\$718,474.59	Amount Requested to Date
	(\$2,888.97)	Amount Disallowed, Past Claims
	(\$69,597.06)	Deductible/Co-Payment Satisfied to Date
	<u>(\$324,425.62)</u>	Amount Paid to Date
SUB TOTAL	\$19,614.94	Amount Requested this Meeting
	<u>(\$1,961.49)</u>	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	\$17,653.45	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 12/29/2021 and 04/04/2022

**Summary of work completed:** Project management and coordination, traffic control services for well sampling in the street, preparation of quarterly status report, petroleum fund submittal, drafting services, remedial system monitoring, quarterly well monitoring and sampling, and laboratory analysis.

## Site Summary Report

Case Number: 1999000023 Site Name: Nevada Ready Mix

### Site Status

**Synopsis:** CONTAMINATION DISCOVERED AUGUST 21, 1998. THE APPLICATION IDENTIFIES A THREE UNDERGROUND STORAGE TANK (UST) SYSTEMS AS THE CAUSE OF THE RELEASE. THE DISPENSER PUMPS AND PIPING WERE THE SOURCE IDENTIFIED FOR THE 8,000 GALLON UST (TANK 1) CONTAINING DIESEL AND THE 8,000 GALLON UST (TANK 2) CONTAINING GASOLINE. THE WASTE OIL CONTAMINATION EMANATED FROM CORROSION HOLES IN THE 500 GALLON UST (TANK 3). COVERAGE GRANTED WITH A 10% COPAYMENT.

**Contaminant:** Gasoline (containing <= 10% ethanol)

<b>Fund Coverage</b>	\$3,000,000.00
<b>Amount Fund Will Pay</b>	\$2,700,000.00
<b>Amount Requested</b>	\$718,474.59
<b>Amount Disallowed</b>	\$2,888.97
<b>Misc Debit/Credit</b>	\$0.00
<b>Reduction Amount Paid</b>	\$0.00
<b>Pending Copay/Deductible</b>	\$0.00
<b>Copay/Deductible</b>	\$69,597.06
<b>Amount Recommended</b>	\$644,027.07
<b>Amount Paid</b>	\$644,027.07

### Site Identification

<b>Date Submitted:</b>	11/06/1998	<b>DEP Facility Number:</b>	8-000272
<b>Site Name</b>	Nevada Ready Mix		
<b>Site Contact</b>	Miller, Randy	<b>Telephone:</b>	(702)457-1115
<b>Site Address</b>	601 W Bonanza Rd Las Vegas, NV 89106		
<b>County:</b>	Clark County		
<b>Owner/Operator Name:</b>	Nevada Ready Mix Corp		
<b>Contact Name of Owner/Operator:</b>	Larry Miller 151 Cassia Way Henderson, NV 89014	<b>Telephone:</b>	(702)457-1115
<b>Prime Contractor</b>	Stewart Environmental, Inc.		
<b>Contact Name</b>	Keith Stewart		
<b>Contractor Address</b>	10300 W. Charleston Blvd. Suite 13-B32 Las Vegas, NV 89135		
<b>Telephone:</b>	(702)254-6731	<b>% Board Reduction:</b>	0.00

### Site Characteristics

Alt ID	Tank Cap. (Gallons)	Tank Age (Years)	Tank Type	Leak Location
001	8000	Closed	Regulated UST	See Synopsis
002	8000	71	Regulated UST	See Synopsis
003	500	56	Regulated UST	See Synopsis

Case: #1999000066  
Claim #: 80262

**STAFF AUTHORIZED DIRECT PAYMENT**

Payment Date: April 25, 2022

The Nevada Division of Environmental Protection (NDEP), Petroleum Fund staff reviewed and approved the following claim amount. The owner provided a declaration to NDEP indicating the approved claim amount is uncontested in accordance with Fund Policy Resolution 2017-02. NDEP authorized payment of the subject claim on behalf of the Board to Review Claims.

	\$3,670,692.13	Amount Requested to Date
	(\$8,601.72)	Amount Disallowed, Past Claims
	(\$363,493.84)	Deductible/Co-Payment Satisfied to Date
	<u>(\$2,809,351.54)</u>	Amount Paid to Date
SUB TOTAL	\$27,152.14	Amount Requested this Meeting
	<u>(\$2,715.21)</u>	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	\$24,436.93	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 01/21/2022 and 04/04/2022

**Summary of work completed:** Project management and coordination, preparation of NTEP, operation and maintenance of remedial system, quarterly well monitoring and sampling, laboratory analysis, preparation of quarterly status report, preparation of petroleum fund submittal, and drafting services.

## Site Summary Report

**Case Number:** 1999000066    **Site Name:** Former Haycock Petroleum

### Site Status

**Synopsis:** TWO RELEASES: ONE FROM A 25,000 GALLON DIESEL AST SYSTEM (LEAKING VALVE) AND ONE FROM A 20,000 GALLON GASOLINE AST (UNDERGROUND PIPING).

**Contaminant:** Gasoline (containing <= 10% ethanol)

<b>Fund Coverage</b>	\$4,000,000.00
<b>Amount Fund Will Pay</b>	\$3,600,000.00
<b>Amount Requested</b>	\$3,670,692.13
<b>Amount Disallowed</b>	\$8,601.72
<b>Misc Debit/Credit</b>	\$0.00
<b>Reduction Amount Paid</b>	\$0.00
<b>Pending Copay/Deductible</b>	\$0.00
<b>Copay/Deductible</b>	\$363,493.84
<b>Amount Recommended</b>	\$3,295,881.36
<b>Amount Paid</b>	\$3,295,881.36

### Site Identification

<b>Date Submitted:</b>	03/30/1999	<b>DEP Facility Number:</b>	8-001512
<b>Site Name</b>	Former Haycock Petroleum		
<b>Site Contact</b>	John Haycock	<b>Telephone:</b>	(702)219-5643
<b>Site Address</b>	715 W Bonanza Rd Las Vegas, NV 89106		
<b>County:</b>	Clark County		
<b>Owner/Operator Name:</b>	HP Management, LLC		
<b>Contact Name of Owner/Operator:</b>	John Haycock P.O. Box 100 Pmb 380 Mammoth Lakes, CA 93546	<b>Telephone:</b>	(702)219-5643
<b>Prime Contractor</b>	Stewart Environmental, Inc.		
<b>Contact Name</b>	Keith Stewart		
<b>Contractor Address</b>	10300 W. Charleston Blvd. Suite 13-B32 Las Vegas, NV 89135		
<b>Telephone:</b>	(702)254-6731	<b>% Board Reduction:</b>	0.00

### Site Characteristics

<b>Alt ID</b>	<b>Tank Cap. (Gallons)</b>	<b>Tank Age (Years)</b>	<b>Tank Type</b>	<b>Leak Location</b>
001	25000	55	Aboveground	See Synopsis
006	20000	55	Aboveground	See Synopsis



Case: #1999000086  
Claim #: 80243

**STAFF AUTHORIZED DIRECT PAYMENT**

Payment Date: April 11, 2022

The Nevada Division of Environmental Protection (NDEP), Petroleum Fund staff reviewed and approved the following claim amount. The owner provided a declaration to NDEP indicating the approved claim amount is uncontested in accordance with Fund Policy Resolution 2017-02. NDEP authorized payment of the subject claim on behalf of the Board to Review Claims.

	\$1,817,844.47	Amount Requested to Date
	(\$89,671.70)	Amount Disallowed, Past Claims
	(\$165,620.08)	Deductible/Co-Payment Satisfied to Date
	<u>(\$1,429,100.37)</u>	Amount Paid to Date
SUB TOTAL	\$71,972.16	Amount Requested this Meeting
	<u>(\$7,197.22)</u>	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	\$64,774.94	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 02/01/2022 and 04/01/2022

**Summary of work completed:** NTEP preparation; claim packet preparation; proof of payment preparation; preparations, coordination with subcontractors, and field activities to conduct a limited high resolution site characterization at the source area in accordance with approved work plan; started report preparation; started decommissioning electrical supply formerly used for corrective actions

## Site Summary Report

Case Number: 1999000086 Site Name: Terrible Herbst #126

### Site Status

**Synopsis:** CONTAMINATION DISCOVERED MAY 11, 1999. THE APPLICATION IDENTIFIED DETERIORATED FIBERGLASS PRODUCT PIPING ASSOCIATED TO TWO 12,000 GALLON UNDERGROUND STORAGE TANK SYSTEMS CONTAINING GASOLINE (TANK 1 AND TANK 2). COVERAGE FOR TANK 1 AWARDED JULY 26, 1999 AND COVERAGE FOR TANK 2 AWARDED JANUARY 25, 2000.

**Contaminant:** Gasoline (containing <= 10% ethanol)

<b>Fund Coverage</b>	\$2,000,000.00
<b>Amount Fund Will Pay</b>	\$1,800,000.00
<b>Amount Requested</b>	\$1,817,844.47
<b>Amount Disallowed</b>	\$89,671.70
<b>Misc Debit/Credit</b>	\$0.00
<b>Reduction Amount Paid</b>	\$0.00
<b>Pending Copay/Deductible</b>	\$0.00
<b>Copay/Deductible</b>	\$172,817.30
<b>Amount Recommended</b>	\$1,555,355.47
<b>Amount Paid</b>	\$1,555,355.47

### Site Identification

<b>Date Submitted:</b>	05/24/1999	<b>DEP Facility Number:</b>	8-000657
<b>Site Name</b>	Terrible Herbst #126	<b>Telephone:</b>	(702)876-3474
<b>Site Contact</b>			
<b>Site Address</b>	1195 E Sahara Ave Las Vegas, NV 89104		
<b>County:</b>	Clark County		
<b>Owner/Operator Name:</b>	Terrible Herbst Oil Company INC		
<b>Contact Name of Owner/Operator:</b>	Bob Laszcik 5195 Las Vegas Blvd South Las Vegas, NV 89119	<b>Telephone:</b>	(702)876-3474
<b>Prime Contractor</b>	The Westmark Group		
<b>Contact Name</b>	Kathleen Johnson		
<b>Contractor Address</b>	7145 South Buffalo Drive, Suite C105 Las Vegas, NV 89113		
<b>Telephone:</b>	(702)305-2650	<b>% Board Reduction:</b>	0.00

### Site Characteristics

Alt ID	Tank Cap. (Gallons)	Tank Age (Years)	Tank Type	Leak Location
001	12000	Closed	Regulated UST	See Synopsis
002	12000	45	Regulated UST	See Synopsis

Case: #2012000012  
Claim #: 80213

**STAFF AUTHORIZED DIRECT PAYMENT**

Payment Date: March 17, 2022

The Nevada Division of Environmental Protection (NDEP), Petroleum Fund staff reviewed and approved the following claim amount. The owner provided a declaration to NDEP indicating the approved claim amount is uncontested in accordance with Fund Policy Resolution 2017-02. NDEP authorized payment of the subject claim on behalf of the Board to Review Claims.

	\$1,760,159.68	Amount Requested to Date
	(\$24,287.48)	Amount Disallowed, Past Claims
	(\$171,977.21)	Deductible/Co-Payment Satisfied to Date
	<u>(\$1,160,947.90)</u>	Amount Paid to Date
SUB TOTAL	\$16,100.02	Amount Requested this Meeting
	<u>(\$1,610.00)</u>	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	\$14,490.02	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 09/29/2021 and 11/30/2021

**Summary of work completed:** Project management; operations & maintenance of remediation system; decommissioning of remediation system in November; quarterly monitoring report preparation; and preparation of Fund documents.

# Site Summary Report

Case Number: 2012000012 Site Name: Former Smart Mart

## Site Status

Synopsis: LEAKING PRODUCT PIPING IN STP SUMP DISCOVERED DURING COMPLIANCE INSPECTION.

Contaminant: Gasoline (containing <= 10% ethanol)

Fund Coverage	\$2,000,000.00
Amount Fund Will Pay	\$1,800,000.00
Amount Requested	\$1,760,159.68
Amount Disallowed	\$24,287.48
Misc Debit/Credit	\$0.00
Reduction Amount Paid	\$0.00
Pending Copay/Deductible	\$2,021.08
Copay/Deductible	\$171,566.13
Amount Recommended	\$1,562,284.99
Amount Paid	\$1,544,095.31

## Site Identification

Date Submitted:	12/14/2011	DEP Facility Number:	8-001775
Site Name	Former Smart Mart	Telephone:	(702)261-5166
Site Contact	Michael Nelson		
Site Address	4207 S Las Vegas Blvd Las Vegas, NV 89119		
County:	Clark County		
Owner/Operator Name:	Clark County Dept Of Aviation		
Contact Name of Owner/Operator:	Michael P. Nelson PO Box 11005 Las Vegas, NV 89111	Telephone:	(702)261-5166
Prime Contractor	Broadbent & Associates, Inc.		
Contact Name	William Wiggins		
Contractor Address	8 West Pacific Ave. Henderson, NV 89015		
Telephone:	(702)563-0600	% Board Reduction:	0.00

## Site Characteristics

Alt ID	Tank Cap. (Gallons)	Tank Age (Years)	Tank Type	Leak Location
001	10000	27	Regulated UST	See Synopsis

Case: #2013000011  
Claim #: 80251

**STAFF AUTHORIZED DIRECT PAYMENT**

Payment Date: April 25, 2022

The Nevada Division of Environmental Protection (NDEP), Petroleum Fund staff reviewed and approved the following claim amount. The owner provided a declaration to NDEP indicating the approved claim amount is uncontested in accordance with Fund Policy Resolution 2017-02. NDEP authorized payment of the subject claim on behalf of the Board to Review Claims.

	\$854,740.91	Amount Requested to Date
	(\$10,366.88)	Amount Disallowed, Past Claims
	(\$81,286.07)	Deductible/Co-Payment Satisfied to Date
	<u>(\$457,480.70)</u>	Amount Paid to Date
SUB TOTAL	\$31,513.51	Amount Requested this Meeting
	<u>(\$3,151.35)</u>	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	\$28,362.16	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 01/06/2022 and 03/28/2022

**Summary of work completed:** Project management and coordination, prepare quarterly status report, remedial system operation and maintenance, quarterly sampling and monitoring, carbon change out services, repair broken manifold, and laboratory analysis.

## Site Summary Report

Case Number: 2013000011 Site Name: Village Shop #4

### Site Status

**Synopsis:** JULY 2012 SITE ASSESSMENT FOR POTENTIAL PROPERTY SALE IDENTIFIED BENZENE IN GROUNDWATER. TESTING IDENTIFIED A LEAK IN PIPING BENEATH DISPENSER #2 WHICH WAS REPAIRED OCTOBER 12, 2012.

**Contaminant:** Gasoline (containing <= 10% ethanol)

<b>Fund Coverage</b>	\$1,000,000.00
<b>Amount Fund Will Pay</b>	\$900,000.00
<b>Amount Requested</b>	\$854,740.91
<b>Amount Disallowed</b>	\$10,366.88
<b>Misc Debit/Credit</b>	\$0.00
<b>Reduction Amount Paid</b>	\$0.00
<b>Pending Copay/Deductible</b>	\$0.00
<b>Copay/Deductible</b>	\$81,286.07
<b>Amount Recommended</b>	\$758,290.11
<b>Amount Paid</b>	\$758,290.11

### Site Identification

<b>Date Submitted:</b>	12/21/2012	<b>DEP Facility Number:</b>	8-001804
<b>Site Name</b>	Village Shop #4	<b>Telephone:</b>	(970)376-1300
<b>Site Contact</b>	John Moorman		
<b>Site Address</b>	2151 N Rancho Dr Las Vegas, NV 89106		
<b>County:</b>	Clark County		
<b>Owner/Operator Name:</b>	Har Moor Investments, LLC		
<b>Contact Name of Owner/Operator:</b>	John Moorman P.O. Box 2831 Edwards, CO 81632	<b>Telephone:</b>	(970)376-1300
<b>Prime Contractor</b>	Stewart Environmental, Inc.		
<b>Contact Name</b>	Keith Stewart		
<b>Contractor Address</b>	10300 W. Charleston Blvd. Suite 13-B32 Las Vegas, NV 89135		
<b>Telephone:</b>	(702)254-6731	<b>% Board Reduction:</b>	0.00

### Site Characteristics

Alt ID	Tank Cap. (Gallons)	Tank Age (Years)	Tank Type	Leak Location
001	12000	25	Regulated UST	See Synopsis

Case: #2014000033  
Claim #: 80255

**STAFF AUTHORIZED DIRECT PAYMENT**

Payment Date: April 25, 2022

The Nevada Division of Environmental Protection (NDEP), Petroleum Fund staff reviewed and approved the following claim amount. The owner provided a declaration to NDEP indicating the approved claim amount is uncontested in accordance with Fund Policy Resolution 2017-02. NDEP authorized payment of the subject claim on behalf of the Board to Review Claims.

	\$841,067.27	Amount Requested to Date
	(\$4,316.50)	Amount Disallowed, Past Claims
	(\$81,673.71)	Deductible/Co-Payment Satisfied to Date
	<u>(\$344,101.21)</u>	Amount Paid to Date
SUB TOTAL	\$20,013.79	Amount Requested this Meeting
	<u>(\$2,001.38)</u>	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	\$18,012.41	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 01/20/2022 and 03/28/2022

**Summary of work completed:** Project management and coordination, preparation of NTEP, preparation of quarterly report, remedial system operation and maintenance, quarterly well sampling and monitoring, and laboratory analysis.

# Site Summary Report

Case Number: 2014000033 Site Name: Speedee Mart #108

## Site Status

Synopsis: CONTAMINATION DISCOVERED, LEAK IN PIPING UNDERLYING DISPENSER

Contaminant: Gasoline (containing <= 10% ethanol)

Fund Coverage	\$1,000,000.00
Amount Fund Will Pay	\$900,000.00
Amount Requested	\$841,067.27
Amount Disallowed	\$4,316.50
Misc Debit/Credit	\$0.00
Reduction Amount Paid	\$0.00
Pending Copay/Deductible	\$0.00
Copay/Deductible	\$81,673.71
Amount Recommended	\$753,075.68
Amount Paid	\$753,075.68

## Site Identification

Date Submitted:	01/16/2015	DEP Facility Number:	8-001779
Site Name	Speedee Mart #108	Telephone:	(702)450-2726
Site Contact	Paul Orluske		
Site Address	4701 W Lake Mead Blvd Las Vegas, NV 89108		
County:	Clark County		
Owner/Operator Name:	Speedee Mart INC		
Contact Name of Owner/Operator:	Brad Emery 1188 Wigwam Parkway Henderson, NV 89074	Telephone:	(702)450-2726
Prime Contractor	Stewart Environmental, Inc.		
Contact Name	Keith Stewart		
Contractor Address	10300 W. Charleston Blvd. Suite 13-B32 Las Vegas, NV 89135		
Telephone:	(702)254-6731	% Board Reduction:	0.00

## Site Characteristics

Alt ID	Tank Cap. (Gallons)	Tank Age (Years)	Tank Type	Leak Location
001	15000	26	Regulated UST	See Synopsis



Case: #2016000027  
Claim #: 80258

**STAFF AUTHORIZED DIRECT PAYMENT**

Payment Date: April 20, 2022

The Nevada Division of Environmental Protection (NDEP), Petroleum Fund staff reviewed and approved the following claim amount. The owner provided a declaration to NDEP indicating the approved claim amount is uncontested in accordance with Fund Policy Resolution 2017-02. NDEP authorized payment of the subject claim on behalf of the Board to Review Claims.

	\$380,632.01	Amount Requested to Date
	(\$916.70)	Amount Disallowed, Past Claims
	(\$64,501.81)	Board Reduction, Past Claims
	(\$30,816.63)	Deductible/Co-Payment Satisfied to Date
	<u>(\$102,898.02)</u>	Amount Paid to Date
SUB TOTAL	\$7,047.09	Amount Requested this Meeting
	<u>(\$704.71)</u>	Board Reduction, This Meeting
SUB TOTAL	\$6,342.38	
	<u>(\$634.24)</u>	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	\$5,708.14	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 02/01/2022 and 03/01/2022

**Summary of work completed:** Preparation of quarterly groundwater monitoring report; graphics update to working LCSM for site to update estimated extents of impacts; NTEP preparation and submittal; Fund claim packet preparation and submittal; and preparation and submittal of Fund proof of payment documentation.

## Site Summary Report

Case Number: 2016000027 Site Name: Terrible Herbst #272

### Site Status

**Synopsis:** NDEP RECEIVED TWO SEPARATE COVERAGE APPLICATIONS. THE FIRST APPLICATION WAS RECEIVED IN MARCH 2013 FOR A SINGLE RELEASE DISCOVERED IN MAY 2012 AND THE SECOND COVERAGE APPLICATION WAS RECEIVED OCTOBER 2016 FOR THREE ADDITIONAL RELEASES DISCOVERED IN JANUARY 2016. THE RELEASE DISCOVERED IN MAY 2012 IS ASSOCIATED WITH MULTIPLE NON-COMPLIANCE ISSUES AND A 40% COVERAGE REDUCTION APPLIED. THE JANUARY 2016 RELEASE RECEIVED FULL COVERAGE FOR ALL THREE RELEASES. PER SSB D C2017-03 THE 40% COVERAGE REDUCTION FOR THE SINGLE RELEASE WILL BE WEIGHTED EQU...

**Contaminant:** Gasoline (containing <= 10% ethanol)

<b>Fund Coverage</b>	\$4,000,000.00
<b>Amount Fund Will Pay</b>	\$3,240,000.00
<b>Amount Requested</b>	\$380,632.01
<b>Amount Disallowed</b>	\$916.70
<b>Misc Debit/Credit</b>	\$0.00
<b>Reduction Amount Paid</b>	\$65,206.52
<b>Pending Copay/Deductible</b>	\$0.00
<b>Copay/Deductible</b>	\$31,450.87
<b>Amount Recommended</b>	\$307,569.40
<b>Amount Paid</b>	\$307,569.40

### Site Identification

<b>Date Submitted:</b>	11/01/2016	<b>DEP Facility Number:</b>	8-001810
<b>Site Name</b>	Terrible Herbst #272		
<b>Site Contact</b>	Bob Laszcik	<b>Telephone:</b>	(702)327-0302
<b>Site Address</b>	2395 N Rancho Dr Las Vegas, NV 89130		
<b>County:</b>	Clark County		
<b>Owner/Operator Name:</b>	Terrible Herbst Oil Company INC		
<b>Contact Name of Owner/Operator:</b>	Bob Laszcik	<b>Telephone:</b>	(702)798-6400
	5195 Las Vegas Boulevard South Las Vegas, NV 89199		
<b>Prime Contractor</b>	The Westmark Group		
<b>Contact Name</b>	Kathleen Johnson		
<b>Contractor Address</b>	7145 South Buffalo Drive, Suite C105 Las Vegas, NV 89113		
<b>Telephone:</b>	(702)305-2650	<b>% Board Reduction:</b>	10.00

### Site Characteristics

Alt ID	Tank Cap. (Gallons)	Tank Age (Years)	Tank Type	Leak Location
003	10000	25	Regulated UST	Pipe
001	15000	25	Regulated UST	Pipe
002	10000	25	Regulated UST	Pipe
001	15000	25	Regulated UST	See Synopsis

Case: #2017000019  
Claim #: 80260

**STAFF AUTHORIZED DIRECT PAYMENT**

Payment Date: May 06, 2022

The Nevada Division of Environmental Protection (NDEP), Petroleum Fund staff reviewed and approved the following claim amount. The owner provided a declaration to NDEP indicating the approved claim amount is uncontested in accordance with Fund Policy Resolution 2017-02. NDEP authorized payment of the subject claim on behalf of the Board to Review Claims.

	\$635,244.72	Amount Requested to Date
	(\$16,887.44)	Amount Disallowed, Past Claims
	(\$59,449.80)	Deductible/Co-Payment Satisfied to Date
	<u>(\$101,122.87)</u>	Amount Paid to Date
SUB TOTAL	\$23,859.30	Amount Requested this Meeting
	<u>(\$2,385.93)</u>	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	\$21,473.37	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 01/11/2022 and 03/28/2022

**Summary of work completed:** Project management and coordination, operation, maintenance, and monitoring, sampling, prepare NTEP, preparation quarterly status report, quarterly monitoring well sampling and analysis, and laboratory analysis.

## Site Summary Report

Case Number: 2017000019 Site Name: Rebel Store #2197

### Site Status

**Synopsis:** DISCHARGE DISCOVERED JULY 19, 2016 AS A RESULT OF A PHASE II ENVIRONMENTAL SITE ASSESSMENT. THE APPLICATION IDENTIFIES A FAILED SHEAR VALVE AND LEAKING UNDER DISPENSER CONTAINMENT ASSOCIATED TO A 12,000 GALLON UNDERGROUND STORAGE TANK (UST) SYSTEM CONTAINING GASOLINE AS THE SOURCE OF THE RELEASE.

**Contaminant:** Gasoline (containing <= 10% ethanol)

<b>Fund Coverage</b>	\$1,000,000.00
<b>Amount Fund Will Pay</b>	\$900,000.00
<b>Amount Requested</b>	\$635,244.72
<b>Amount Disallowed</b>	\$16,887.44
<b>Misc Debit/Credit</b>	\$0.00
<b>Reduction Amount Paid</b>	\$0.00
<b>Pending Copay/Deductible</b>	\$0.00
<b>Copay/Deductible</b>	\$59,449.80
<b>Amount Recommended</b>	\$556,521.55
<b>Amount Paid</b>	\$556,521.55

### Site Identification

<b>Date Submitted:</b>	05/17/2018	<b>DEP Facility Number:</b>	8-001781
<b>Site Name</b>	Rebel Store #2197	<b>Telephone:</b>	(702)434-2505
<b>Site Contact</b>	Helene Dickerson		
<b>Site Address</b>	4665 E Sunset Rd Henderson, NV 89014		
<b>County:</b>	Clark County		
<b>Owner/Operator Name:</b>	Rebel Oil Company	<b>Telephone:</b>	(702)382-5866 Ext: 2
<b>Contact Name of Owner/Operator:</b>	Dana Cason Teepe 2200 S Highland Dr Las Vegas, NV 89102		
<b>Prime Contractor</b>	Stewart Environmental, Inc.		
<b>Contact Name</b>	Keith Stewart		
<b>Contractor Address</b>	10300 W. Charleston Blvd. Suite 13-B32 Las Vegas, NV 89135		
<b>Telephone:</b>	(702)254-6731	<b>% Board Reduction:</b>	0.00

### Site Characteristics

Alt ID	Tank Cap. (Gallons)	Tank Age (Years)	Tank Type	Leak Location
001	12000	26	Regulated UST	The shear valve failed allowing fuel to enter the UDC. Based on the location of the hydrocarbon con

Case: #2017000035  
Claim #: 80257

**STAFF AUTHORIZED DIRECT PAYMENT**

Payment Date: April 25, 2022

The Nevada Division of Environmental Protection (NDEP), Petroleum Fund staff reviewed and approved the following claim amount. The owner provided a declaration to NDEP indicating the approved claim amount is uncontested in accordance with Fund Policy Resolution 2017-02. NDEP authorized payment of the subject claim on behalf of the Board to Review Claims.

	\$971,927.47	Amount Requested to Date
	(\$73,438.84)	Amount Disallowed, Past Claims
	(\$88,331.64)	Deductible/Co-Payment Satisfied to Date
	<u>(\$547,843.52)</u>	Amount Paid to Date
SUB TOTAL	\$15,172.22	Amount Requested this Meeting
	<u>(\$1,517.22)</u>	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	\$13,655.00	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 01/20/2022 and 03/28/2022

**Summary of work completed:** Project management and coordination, preparation of NTEP, manage SVE unit repair, preparation of quarterly status report, preparation of petroleum fund submittal, quarterly sampling and monitoring, traffic control services, and laboratory analysis.

## Site Summary Report

Case Number: 2017000035 Site Name: Rebel Store #2177

### Site Status

**Synopsis:** DISCHARGE DISCOVERED ON JUNE 12, 2017 FOLLOWING A PHASE II ENVIRONMENTAL SITE ASSESSMENT. THE APPLICATION IDENTIFIED THE SHEAR VALVE A PIPING BENEATH DISPENSER 3/4 SEEPING INTO A LEAKING UNDER DISPENSER CONTAINMENT ASSOCIATED TO A 12,000 GALLON UNDERGROUND STORAGE TANK (UST) SYSTEM CONTAINING GASOLINE AS THE SOURCE OF THE CONTAMINATION.

**Contaminant:** Gasoline (containing <= 10% ethanol)

<b>Fund Coverage</b>	\$1,000,000.00
<b>Amount Fund Will Pay</b>	\$900,000.00
<b>Amount Requested</b>	\$971,927.47
<b>Amount Disallowed</b>	\$73,438.84
<b>Misc Debit/Credit</b>	\$0.00
<b>Reduction Amount Paid</b>	\$0.00
<b>Pending Copay/Deductible</b>	\$0.00
<b>Copay/Deductible</b>	\$88,331.64
<b>Amount Recommended</b>	\$808,639.77
<b>Amount Paid</b>	\$808,639.77

### Site Identification

<b>Date Submitted:</b>	01/24/2018	<b>DEP Facility Number:</b>	8-001928
<b>Site Name</b>	Rebel Store #2177	<b>Telephone:</b>	
<b>Site Contact</b>			
<b>Site Address</b>	6400 W Lake Mead Blvd Las Vegas, NV 89108		
<b>County:</b>	Clark County		
<b>Owner/Operator Name:</b>	Rebel Oil Company		
<b>Contact Name of Owner/Operator:</b>	Dana Cason Teepe 2200 S Highland Dr Las Vegas, NV 89102	<b>Telephone:</b>	(702)382-5866
<b>Prime Contractor</b>	Stewart Environmental, Inc.		
<b>Contact Name</b>	Keith Stewart		
<b>Contractor Address</b>	10300 W. Charleston Blvd. Suite 13-B32 Las Vegas, NV 89135		
<b>Telephone:</b>	(702)254-6731	<b>% Board Reduction:</b>	0.00

### Site Characteristics

Alt ID	Tank Cap. (Gallons)	Tank Age (Years)	Tank Type	Leak Location
1	12000	23	Regulated UST	The shear valve and piping beneath dispenser 3/4 were documented as seeping into the Under-Dispenser

Case: #2018000005  
Claim #: 80253

**STAFF AUTHORIZED DIRECT PAYMENT**

Payment Date: April 25, 2022

The Nevada Division of Environmental Protection (NDEP), Petroleum Fund staff reviewed and approved the following claim amount. The owner provided a declaration to NDEP indicating the approved claim amount is uncontested in accordance with Fund Policy Resolution 2017-02. NDEP authorized payment of the subject claim on behalf of the Board to Review Claims.

	\$223,525.77	Amount Requested to Date
	(\$2,161.99)	Amount Disallowed, Past Claims
	(\$19,329.20)	Deductible/Co-Payment Satisfied to Date
	<u>(\$86,289.50)</u>	Amount Paid to Date
SUB TOTAL	\$28,072.00	Amount Requested this Meeting
	<u>(\$2,807.20)</u>	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	\$25,264.80	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 01/31/2022 and 03/28/2022

**Summary of work completed:** Project management and coordination, utility clearance, preparation and submittal of affidavits, drilling and well install services, surveying services, well development, pick up and disposal of soil cuttings, preparation of NTEP, preparation of quarterly status report, preparation of petroleum fund submittal, quarterly monitoring and sampling, and laboratory analysis.

## Site Summary Report

Case Number: 2018000005 Site Name: Rebel Store # 2153

### Site Status

**Synopsis:** DISCHARGE DISCOVERED ON OCTOBER 7, 2015 AS A RESULT OF A PHASE II ENVIRONMENTAL SITE ASSESSMENT. THE APPLICATION IDENTIFIES THE SPILL BUCKET ASSOCIATED TO A 6,000 GALLON UNDERGROUND STORAGE TANK (UST) SYSTEM CONTAINING DIESEL (TANK 005), AND THE SPILL BUCKET ASSOCIATED TO A 12,000 GALLON UST CONTAINING GASOLINE AS THE SOURCES OF THE RELEASE.

**Contaminant:** Diesel, Gasoline (containing > 10% ethanol)

<b>Fund Coverage</b>	\$2,000,000.00
<b>Amount Fund Will Pay</b>	\$1,800,000.00
<b>Amount Requested</b>	\$223,525.77
<b>Amount Disallowed</b>	\$2,161.99
<b>Misc Debit/Credit</b>	\$0.00
<b>Reduction Amount Paid</b>	\$0.00
<b>Pending Copay/Deductible</b>	\$0.00
<b>Copay/Deductible</b>	\$19,329.20
<b>Amount Recommended</b>	\$199,227.38
<b>Amount Paid</b>	\$199,227.38

### Site Identification

<b>Date Submitted:</b>	07/13/2018	<b>DEP Facility Number:</b>	8-001429
<b>Site Name</b>	Rebel Store # 2153	<b>Telephone:</b>	(702)555-5555
<b>Site Contact</b>	Pending		
<b>Site Address</b>	4595 E Tropicana Ave Las Vegas, NV 89121		
<b>County:</b>	Clark County		
<b>Owner/Operator Name:</b>	Rebel Oil Company		
<b>Contact Name of Owner/Operator:</b>	Dana Cason Teepe 2200 S Highland Dr Las Vegas, NV 89102	<b>Telephone:</b>	(702)382-5866
<b>Prime Contractor</b>	Stewart Environmental, Inc.		
<b>Contact Name</b>	Keith Stewart		
<b>Contractor Address</b>	10300 W. Charleston Blvd. Suite 13-B32 Las Vegas, NV 89135		
<b>Telephone:</b>	(702)254-6731	<b>% Board Reduction:</b>	0.00

### Site Characteristics

Alt ID	Tank Cap. (Gallons)	Tank Age (Years)	Tank Type	Leak Location
005	6000	30	Regulated UST	Spill Bucket
002	12000	30	Regulated UST	Spill Bucket



Case: #2019000001  
Claim #: 80261

**STAFF AUTHORIZED DIRECT PAYMENT**

Payment Date: April 25, 2022

The Nevada Division of Environmental Protection (NDEP), Petroleum Fund staff reviewed and approved the following claim amount. The owner provided a declaration to NDEP indicating the approved claim amount is uncontested in accordance with Fund Policy Resolution 2017-02. NDEP authorized payment of the subject claim on behalf of the Board to Review Claims.

	\$80,825.90	Amount Requested to Date
	(\$27.00)	Amount Disallowed, Past Claims
	(\$6,668.59)	Deductible/Co-Payment Satisfied to Date
	<u>\$0.00</u>	Amount Paid to Date
SUB TOTAL	\$14,112.90	Amount Requested this Meeting
	<u>(\$1,411.29)</u>	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	\$12,701.61	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 01/12/2022 and 03/28/2022

**Summary of work completed:** Project management and coordination, preparation of ShapeFile, coordination with site owners, observe monitor well abandonment, and submit site closure documentation.

# Site Summary Report

Case Number: 2019000001 Site Name: Rebel Store #2160

## Site Status

**Synopsis:** COVERAGE APPLICATION IDENTIFIES THE CAUSE OF THE RELEASE AS A FAILED SPILL BUCKET ASSOCIATED WITH A 6,000 GALLON GASOLINE UST.

**Contaminant:** Gasoline (containing > 10% ethanol)

<b>Fund Coverage</b>	\$1,000,000.00
<b>Amount Fund Will Pay</b>	\$900,000.00
<b>Amount Requested</b>	\$80,825.90
<b>Amount Disallowed</b>	\$27.00
<b>Misc Debit/Credit</b>	\$0.00
<b>Reduction Amount Paid</b>	\$0.00
<b>Pending Copay/Deductible</b>	\$0.00
<b>Copay/Deductible</b>	\$6,668.59
<b>Amount Recommended</b>	\$72,719.02
<b>Amount Paid</b>	\$72,719.02

## Site Identification

<b>Date Submitted:</b>	08/05/2019	<b>DEP Facility Number:</b>	8-001562
<b>Site Name</b>	Rebel Store #2160	<b>Telephone:</b>	(702)382-5866
<b>Site Contact</b>	Dana Cason Teepe		
<b>Site Address</b>	4325 E Charleston Blvd Las Vegas, NV 89104		
<b>County:</b>	Clark County		
<b>Owner/Operator Name:</b>	Rebel Oil Company		
<b>Contact Name of Owner/Operator:</b>	Dana Cason Teepe 2200 S Highland Dr Las Vegas, NV 89102	<b>Telephone:</b>	(702)382-5866 Ext: 2
<b>Prime Contractor</b>	Stewart Environmental, Inc.		
<b>Contact Name</b>	Keith Stewart		
<b>Contractor Address</b>	10300 W. Charleston Blvd. Suite 13-B32 Las Vegas, NV 89135		
<b>Telephone:</b>	(702)254-6731	<b>% Board Reduction:</b>	0.00

## Site Characteristics

Alt ID	Tank Cap. (Gallons)	Tank Age (Years)	Tank Type	Leak Location
003	6000	29	Regulated UST	Spill Bucket

Case: #2019000002  
Claim #: 80259

**STAFF AUTHORIZED DIRECT PAYMENT**

Payment Date: April 25, 2022

The Nevada Division of Environmental Protection (NDEP), Petroleum Fund staff reviewed and approved the following claim amount. The owner provided a declaration to NDEP indicating the approved claim amount is uncontested in accordance with Fund Policy Resolution 2017-02. NDEP authorized payment of the subject claim on behalf of the Board to Review Claims.

	\$191,797.16	Amount Requested to Date
	(\$841.42)	Amount Disallowed, Past Claims
	(\$15,539.64)	Deductible/Co-Payment Satisfied to Date
	(\$58,103.77)	Amount Paid to Date
SUB TOTAL	<u>\$35,559.50</u>	Amount Requested this Meeting
	(\$3,555.95)	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	<u>\$32,003.55</u>	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 01/28/2022 and 03/28/2022

**Summary of work completed:** Project management and coordination, utility clearance, meet with Clark County and NDOT, drill and sample borings, install monitor well, drum disposal, well development, traffic control, well surveying services, report preparation, preparation of NTEP, preparation of quarterly status report, preparation of petroleum fund submittal, quarterly well sampling and monitoring, and laboratory analysis.

## Site Summary Report

Case Number: 2019000002 Site Name: Rebel Store #2166

### Site Status

**Synopsis:** A PHASE II SITE ASSESSMENT IDENTIFIED A RELEASE TO THE ENVIRONMENT IN OCTOBER 2015. A SOURCE FOR THE CONTAMINATION WAS LATER IDENTIFIED THROUGH FURTHER CHARACTERIZATION AND SITE REPAIR HISTORY. THE 8,000 GALLON MID-GRADE GASOLINE PIPING HAD A RELEASE AND THE VAPOR RECOVERY LINE ASSOCIATED WITH THE SYSTEM WAS ALSO QUESTIONABLE. REPAIRS WERE DOCUMENTED IN MARCH 2013.

**Contaminant:** Gasoline (containing <= 10% ethanol)

<b>Fund Coverage</b>	\$1,000,000.00
<b>Amount Fund Will Pay</b>	\$900,000.00
<b>Amount Requested</b>	\$191,797.16
<b>Amount Disallowed</b>	\$841.42
<b>Misc Debit/Credit</b>	\$0.00
<b>Reduction Amount Paid</b>	\$0.00
<b>Pending Copay/Deductible</b>	\$0.00
<b>Copay/Deductible</b>	\$15,539.64
<b>Amount Recommended</b>	\$171,860.15
<b>Amount Paid</b>	\$171,860.15

### Site Identification

<b>Date Submitted:</b>	06/13/2019	<b>DEP Facility Number:</b>	8-001721
<b>Site Name</b>	Rebel Store #2166	<b>Telephone:</b>	(453)423-6555
<b>Site Contact</b>	Dana Cason-Teppe		
<b>Site Address</b>	4115 S Decatur Blvd Las Vegas, NV 89103		
<b>County:</b>	Clark County		
<b>Owner/Operator Name:</b>	Rebel Oil Company	<b>Telephone:</b>	(702)382-5866
<b>Contact Name of Owner/Operator:</b>	Dana Cason-Teppe 2200 S Highland Dr Las Vegas, NV 89102		
<b>Prime Contractor</b>	Stewart Environmental, Inc.		
<b>Contact Name</b>	Keith Stewart		
<b>Contractor Address</b>	10300 W. Charleston Blvd. Suite 13-B32 Las Vegas, NV 89135		
<b>Telephone:</b>	(702)254-6731	<b>% Board Reduction:</b>	0.00

### Site Characteristics

Alt ID	Tank Cap. (Gallons)	Tank Age (Years)	Tank Type	Leak Location
004-M	8000	26	Regulated UST	Pipe

Case: #2019000014  
Claim #: 80249

**STAFF AUTHORIZED DIRECT PAYMENT**

Payment Date: April 25, 2022

The Nevada Division of Environmental Protection (NDEP), Petroleum Fund staff reviewed and approved the following claim amount. The owner provided a declaration to NDEP indicating the approved claim amount is uncontested in accordance with Fund Policy Resolution 2017-02. NDEP authorized payment of the subject claim on behalf of the Board to Review Claims.

	\$213,157.01	Amount Requested to Date
	(\$20,526.89)	Deductible/Co-Payment Satisfied to Date
	(\$7,036.43)	Amount Paid to Date
SUB TOTAL	<u>\$7,888.00</u>	Amount Requested this Meeting
	(\$788.80)	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	<u>\$7,099.20</u>	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 01/31/2022 and 03/28/2022

**Summary of work completed:** Project management and coordination, preparation of NTEP, preparation of quarterly status report, preparation of petroleum fund submittal, quarterly well sampling, and laboratory analysis.

# Site Summary Report

Case Number: 2019000014 Site Name: Western Cab CO

## Site Status

**Synopsis:** CONTAMINATION DISCOVERED ON APRIL 9, 2019 DURING TANK REMOVAL ACTIVITIES. THE SOURCE OF THE CONTAMINATION WAS DETERMINED TO BE THE FUEL FLEX LINE CONNECTING THE SHEAR VALVE TO THE DOUBLE-WALL FIBERGLASS PIPING OF A 12,000-GALLON UST SYSTEM STORING GASOLINE.

**Contaminant:** Gasoline (containing <= 10% ethanol)

<b>Fund Coverage</b>	\$1,000,000.00
<b>Amount Fund Will Pay</b>	\$900,000.00
<b>Amount Requested</b>	\$213,157.01
<b>Amount Disallowed</b>	\$0.00
<b>Misc Debit/Credit</b>	\$0.00
<b>Reduction Amount Paid</b>	\$0.00
<b>Pending Copay/Deductible</b>	\$0.00
<b>Copay/Deductible</b>	\$20,526.89
<b>Amount Recommended</b>	\$191,841.32
<b>Amount Paid</b>	\$191,841.32

## Site Identification

<b>Date Submitted:</b>	08/14/2019	<b>DEP Facility Number:</b>	8-001122
<b>Site Name</b>	Western Cab CO	<b>Telephone:</b>	(702)595-1946
<b>Site Contact</b>	Martha Sarver		
<b>Site Address</b>	801 S Main St Las Vegas, NV 89101		
<b>County:</b>	Clark County		
<b>Owner/Operator Name:</b>	Western Cab CO		
<b>Contact Name of Owner/Operator:</b>	Martha Sarver P.O. Box 36550 Las Vegas, NV 89133	<b>Telephone:</b>	(702)595-1946
<b>Prime Contractor</b>	Stewart Environmental, Inc.		
<b>Contact Name</b>	Keith Stewart		
<b>Contractor Address</b>	10300 W. Charleston Blvd. Suite 13-B32 Las Vegas, NV 89135		
<b>Telephone:</b>	(702)254-6731	<b>% Board Reduction:</b>	0.00

## Site Characteristics

Alt ID	Tank Cap. (Gallons)	Tank Age (Years)	Tank Type	Leak Location
01	12000	Closed	Regulated UST	Pipe

Case: #2021000038  
Claim #: 80240

**STAFF AUTHORIZED DIRECT PAYMENT**

Payment Date: May 16, 2022

The Nevada Division of Environmental Protection (NDEP), Petroleum Fund staff reviewed and approved the following claim amount. The owner provided a declaration to NDEP indicating the approved claim amount is uncontested in accordance with Fund Policy Resolution 2017-02. NDEP authorized payment of the subject claim on behalf of the Board to Review Claims.

	\$26,566.25	Amount Requested to Date
	\$0.00	Deductible/Co-Payment Satisfied to Date
	\$0.00	Amount Paid to Date
SUB TOTAL	<u>\$26,566.25</u>	Amount Requested this Meeting
	<u>(\$500.00)</u>	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	\$26,066.25	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 08/23/2021 and 12/15/2021

**Summary of work completed:** Release discovered by Pokrajac & RDO UTH at time the 2 home heating oil tanks were removed. RDO confirmed these were home heating oil tanks visually confirming return lines to the heating oil furnaces in side the homes. The home heating oil tanks, which supplied heating oil to the heating oil furnace inside the homes leaked from rust holes in single wall steel tank shells. For documentation of tank removals, site and sample location maps, remediation and laboratory results see the closing report. Heating oil contaminated soil was isolated in each excavation in an area adjacent to the removed underground home heating oil tanks. Contaminated soil was removed and delivered to the Waste Management Biopit. Confirmation samples were obtained at the direction of the NDEP Case Officer and a closing report was submitted and a No Further Action determination was granted for this remediation project. Groundwater was not encountered during this project.

## Site Summary Report

**Case Number:** 2021000038    **Site Name:** Reno Project Owner LLC Residential Heating Oil Tank

### Site Status

**Synopsis:** DISCHARGE DISCOVERED DURING TANK REMOVAL ACTIVITIES ON AUGUST 18 AND SEPTEMBER 8, 2021. TWO 500-GALLON, STEEL, LEAKING, NON-REGULATED UNDERGROUND STORAGE TANKS WERE REMOVED FROM THE PROPERTY. INITIAL ABATEMENT ACTIVITIES REMOVED 100.16 TONS OF CONTAMINATED MATERIAL FROM THE FORMER TANK PITS.

**Contaminant:** Heating Oil

<b>Fund Coverage</b>	\$500,500.00
<b>Amount Fund Will Pay</b>	\$500,000.00
<b>Amount Requested</b>	\$26,566.25
<b>Amount Disallowed</b>	\$0.00
<b>Misc Debit/Credit</b>	\$0.00
<b>Reduction Amount Paid</b>	\$0.00
<b>Pending Copay/Deductible</b>	\$0.00
<b>Copay/Deductible</b>	\$0.00
<b>Amount Recommended</b>	\$26,066.25
<b>Amount Paid</b>	\$26,066.25

### Site Identification

<b>Date Submitted:</b>	12/06/2021	<b>DEP Facility Number:</b>	D-001225
<b>Site Name</b>	Reno Project Owner LLC Residential Heating Oil Tank		
<b>Site Contact</b>	Steve Behrle	<b>Telephone:</b>	(610)355-8256
<b>Site Address</b>	1475 N Virginia St Reno, NV 89503		
<b>County:</b>	Washoe County		
<b>Owner/Operator Name:</b>	Reno Project Owner LLC		
<b>Contact Name of Owner/Operator:</b>	Henry Smith	<b>Telephone:</b>	(610)355-8284
	10 Campus Blvd. Newton Square, PA 19073		
<b>Prime Contractor</b>	Reno Drain Oil Service		
<b>Contact Name</b>	Steven Aguilar		
<b>Contractor Address</b>	11970 Interstate 80 E Sparks, NV 89434		
<b>Telephone:</b>	(775)342-0351	<b>% Board Reduction:</b>	0.00

### Site Characteristics

Alt ID	Tank Cap. (Gallons)	Tank Age (Years)	Tank Type	Leak Location
1475 N Virginia Tank #1	500	102	Non-Regulated	Tank
1475 N Virginia Tank #2	500	102	Non-Regulated	Tank



Case: #2022000005  
Claim #: 80246

**STAFF AUTHORIZED DIRECT PAYMENT**

Payment Date: April 20, 2022

The Nevada Division of Environmental Protection (NDEP), Petroleum Fund staff reviewed and approved the following claim amount. The owner provided a declaration to NDEP indicating the approved claim amount is uncontested in accordance with Fund Policy Resolution 2017-02. NDEP authorized payment of the subject claim on behalf of the Board to Review Claims.

	\$18,988.89	Amount Requested to Date
	\$0.00	Deductible/Co-Payment Satisfied to Date
	\$0.00	Amount Paid to Date
SUB TOTAL	<u>\$18,988.89</u>	Amount Requested this Meeting
	<u>(\$250.00)</u>	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	<u>\$18,738.89</u>	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 04/15/2021 and 07/08/2021

**Summary of work completed:** Release discovered by Reno Drain Oil Service at time of home heating oil tank removal. RDO confirmed this was a home heating oil tank visually confirming return lines to the heating oil furnace in side the home. The home heating oil tank, which supplied heating oil to the heating oil furnace inside the home leaked from rust holes in single wall steel tank shell. For documentation of tank removal, site and sample location maps, remediation and laboratory results see the closing report. Heating oil contaminated soil was isolated to an area adjacent to the removed underground home heating oil tank. Contaminated soil was removed and delivered to Nevada Thermal Service for thermal treatment. Confirmation samples were obtained at the direction of the NDEP Case Officer a closing report was submitted and a No Further Action determination was granted for this remediation project. Groundwater was not encountered during this project.

# Site Summary Report

Case Number: 2022000005 Site Name: Kenneth Plam Property

## Site Status

**Synopsis:** CONTAMINATION DISCOVERED DURING TANK REMOVAL ACTIVITIES. DISCHARGE EMANATED FROM A 300-GALLON TANK CONTAINING HEATING OIL AT A RESIDENTIAL PROPERTY. APPROXIMATELY 42.90 TONS OF CONTAMINATED SOIL WAS REMOVED.

**Contaminant:** Heating Oil

<b>Fund Coverage</b>	\$250,250.00
<b>Amount Fund Will Pay</b>	\$250,000.00
<b>Amount Requested</b>	\$18,988.89
<b>Amount Disallowed</b>	\$0.00
<b>Misc Debit/Credit</b>	\$0.00
<b>Reduction Amount Paid</b>	\$0.00
<b>Pending Copay/Deductible</b>	\$0.00
<b>Copay/Deductible</b>	\$250.00
<b>Amount Recommended</b>	\$18,738.89
<b>Amount Paid</b>	\$18,738.89

## Site Identification

<b>Date Submitted:</b>	03/21/2022	<b>DEP Facility Number:</b>	D-001213
<b>Site Name</b>	Kenneth Plam Property	<b>Telephone:</b>	(415)425-5100
<b>Site Contact</b>	Eric Plam		
<b>Site Address</b>	765 Forest Street Reno, NV 89509		
<b>County:</b>	Washoe County		
<b>Owner/Operator Name:</b>	Eric Plam	<b>Telephone:</b>	(415)425-5100
<b>Contact Name of Owner/Operator:</b>	Eric Plam 1850 10th Avenue San Francisco, CA 94122		
<b>Prime Contractor</b>	Reno Drain Oil Service		
<b>Contact Name</b>	Steven Aguilar		
<b>Contractor Address</b>	11970 Interstate 80 E Sparks, NV 89434		
<b>Telephone:</b>	(775)342-0351	<b>% Board Reduction:</b>	0.00

## Site Characteristics

Alt ID	Tank Cap. (Gallons)	Tank Age (Years)	Tank Type	Leak Location
765 Forest Tank	300	76	Non-Regulated	Tank

Case: #2022000006  
Claim #: 80245

**STAFF AUTHORIZED DIRECT PAYMENT**

Payment Date: April 20, 2022

The Nevada Division of Environmental Protection (NDEP), Petroleum Fund staff reviewed and approved the following claim amount. The owner provided a declaration to NDEP indicating the approved claim amount is uncontested in accordance with Fund Policy Resolution 2017-02. NDEP authorized payment of the subject claim on behalf of the Board to Review Claims.

	\$24,712.17	Amount Requested to Date
	\$0.00	Deductible/Co-Payment Satisfied to Date
	\$0.00	Amount Paid to Date
SUB TOTAL	<u>\$24,712.17</u>	Amount Requested this Meeting
	<u>(\$250.00)</u>	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	\$24,462.17	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 01/21/2022 and 03/15/2022

**Summary of work completed:** Release discovered by Reno Drain Oil Service at time of home heating oil tank removal. RDO confirmed this was a home heating oil tank visually confirming return lines to the heating oil furnace in side the home. The home heating oil tank, which supplied heating oil to the heating oil furnace inside the home leaked from rust holes in single wall steel tank shell. For documentation of tank removal, site and sample location maps, remediation and laboratory results see the closing report. Heating oil contaminated soil was isolated to an area adjacent to the removed underground home heating oil tank. Contaminated soil was removed and delivered to the Waste Management Biopit. Confirmation samples were obtained at the direction of the NDEP Case Officer a closing report was submitted and a No Further Action determination was granted for this remediation project. Groundwater was not encountered during this project.

# Site Summary Report

Case Number: 2022000006 Site Name: Pt Sisson LLC

## Site Status

**Synopsis:** DISCHARGE DISCOVERED ON FEBRUARY 4, 2022 DURING REMOVAL OF 500 GALLON, NON-REGULATED, STEEL, UNDERGROUND STORAGE TANK USED FOR HEATING OIL. INITIAL ABATEMENT ACTIVITIES REMOVED APPROXIMATELY 49 TONS OF CONTAMINATED SOIL.

**Contaminant:** Heating Oil

<b>Fund Coverage</b>	\$250,250.00
<b>Amount Fund Will Pay</b>	\$250,000.00
<b>Amount Requested</b>	\$24,712.17
<b>Amount Disallowed</b>	\$0.00
<b>Misc Debit/Credit</b>	\$0.00
<b>Reduction Amount Paid</b>	\$0.00
<b>Pending Copay/Deductible</b>	\$0.00
<b>Copay/Deductible</b>	\$250.00
<b>Amount Recommended</b>	\$24,462.17
<b>Amount Paid</b>	\$24,462.17

## Site Identification

<b>Date Submitted:</b>	04/04/2022	<b>DEP Facility Number:</b>	D-001327
<b>Site Name</b>	Pt Sisson LLC	<b>Telephone:</b>	(775)691-3953
<b>Site Contact</b>	Paul Sisson		
<b>Site Address</b>	145 MT Rose St. Reno, NV 89509		
<b>County:</b>	Washoe County		
<b>Owner/Operator Name:</b>	Paul Sisson	<b>Telephone:</b>	(775)691-3953
<b>Contact Name of Owner/Operator:</b>	Paul Sisson 335 Cliff View Court Reno, NV 89523		
<b>Prime Contractor</b>	Reno Drain Oil Service		
<b>Contact Name</b>	Steven Aguilar		
<b>Contractor Address</b>	11970 Interstate 80 E Sparks, NV 89434		
<b>Telephone:</b>	(775)342-0351	<b>% Board Reduction:</b>	0.00

## Site Characteristics

Alt ID	Tank Cap. (Gallons)	Tank Age (Years)	Tank Type	Leak Location
145 Mt Rose Tank	500	97	Non-Regulated	Tank

Case: #2022000009  
Claim #: 80274

**STAFF AUTHORIZED DIRECT PAYMENT**

Payment Date: May 16, 2022

The Nevada Division of Environmental Protection (NDEP), Petroleum Fund staff reviewed and approved the following claim amount. The owner provided a declaration to NDEP indicating the approved claim amount is uncontested in accordance with Fund Policy Resolution 2017-02. NDEP authorized payment of the subject claim on behalf of the Board to Review Claims.

	\$25,411.68	Amount Requested to Date
	\$0.00	Deductible/Co-Payment Satisfied to Date
	\$0.00	Amount Paid to Date
SUB TOTAL	<u>\$25,411.68</u>	Amount Requested this Meeting
	<u>(\$250.00)</u>	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	\$25,161.68	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 11/16/2021 and 04/12/2022

**Summary of work completed:** Release discovered by Reno Drain Oil Service at time of home heating oil tank removal. RDO confirmed this was a home heating oil tank visually confirming return lines to the heating oil furnace in side the home. The home heating oil tank, which supplied heating oil to the heating oil furnace inside the home leaked from rust holes in single wall steel tank shell. For documentation of tank removal, site and sample location maps, remediation and laboratory results see the closing report. Heating oil contaminated soil was isolated to an area adjacent to the removed underground home heating oil tank. Contaminated soil was removed and delivered to the Waste Management Biopit. Confirmation samples were obtained at the direction of the NDEP Case Officer a closing report was submitted and a No Further Action determination was granted for this remediation project. Groundwater was not encountered during this project.

## Site Summary Report

Case Number: 2022000009 Site Name: Smith-West Family Trust

### Site Status

**Synopsis:** CONTAMINATION DISCOVERED DURING TANK REMOVAL ACTIVITIES. DISCHARGE EMANATED FROM A NON-REGULATED 250-GALLON UNDERGROUND STORAGE TANK CONTAINING HEATING OIL AT A RESIDENTIAL PROPERTY. APPROXIMATELY 57.25 TONS OF CONTAMINATED SOIL WAS REMOVED.

**Contaminant:** Heating Oil

<b>Fund Coverage</b>	\$250,250.00
<b>Amount Fund Will Pay</b>	\$250,000.00
<b>Amount Requested</b>	\$25,411.68
<b>Amount Disallowed</b>	\$0.00
<b>Misc Debit/Credit</b>	\$0.00
<b>Reduction Amount Paid</b>	\$0.00
<b>Pending Copay/Deductible</b>	\$0.00
<b>Copay/Deductible</b>	\$250.00
<b>Amount Recommended</b>	\$25,161.68
<b>Amount Paid</b>	\$25,161.68

### Site Identification

<b>Date Submitted:</b>	04/21/2022	<b>DEP Facility Number:</b>	D-001326
<b>Site Name</b>	Smith-West Family Trust	<b>Telephone:</b>	(775)813-8113
<b>Site Contact</b>	Andrea West		
<b>Site Address</b>	301 Hillcrest Drive Reno, NV 89509		
<b>County:</b>	Washoe County		
<b>Owner/Operator Name:</b>	Andrea West	<b>Telephone:</b>	(775)813-8113
<b>Contact Name of Owner/Operator:</b>	Andrea West 130 River Front Drive Reno, NV 89523		
<b>Prime Contractor</b>	Reno Drain Oil Service		
<b>Contact Name</b>	Steven Aguilar		
<b>Contractor Address</b>	11970 Interstate 80 E Sparks, NV 89434		
<b>Telephone:</b>	(775)342-0351	<b>% Board Reduction:</b>	0.00

### Site Characteristics

Alt ID	Tank Cap. (Gallons)	Tank Age (Years)	Tank Type	Leak Location
301 Hillcrest Tank	250	61	Non-Regulated	Tank

**Agenda Item 10:  
Execute Summary**  
(FOR DISCUSSION)

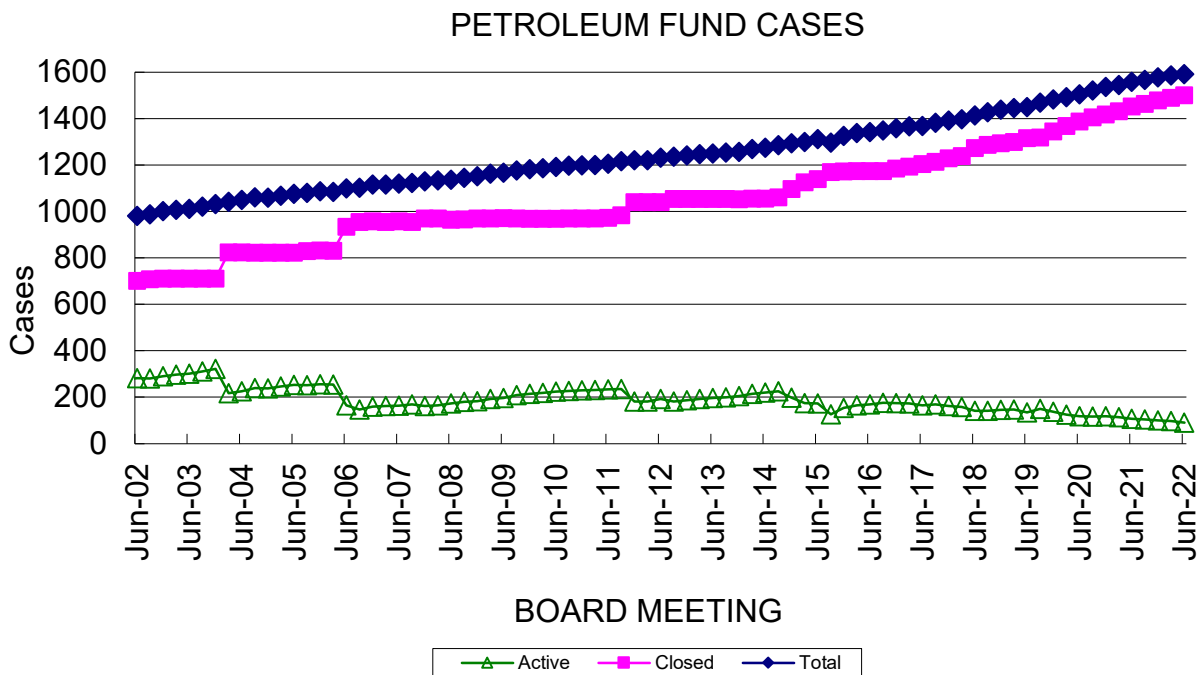
**STATE BOARD TO REVIEW CLAIMS  
JUNE 1, 2022 BOARD MEETING**

**EXECUTIVE SUMMARY REPORT**

The Fund for Cleaning UP Discharges of Petroleum (Petroleum Fund) was established in 1989 by the Nevada Legislature. The Petroleum Fund facilitates the protection of Nevada’s environment, including its water resources, by allowing for prompt cleanup of petroleum discharges from storage tank systems. It also provides a mechanism for regulated underground petroleum storage tank operators to meet the federal financial responsibility requirements of 40 CFR 280, Subpart H. Authority for the Fund’s regulatory requirements is provided in Chapter 445C of the Nevada Revised Statutes (NRS) and adopted regulations under this authority are found in Chapter 445C of the Nevada Administrative Code (NAC).

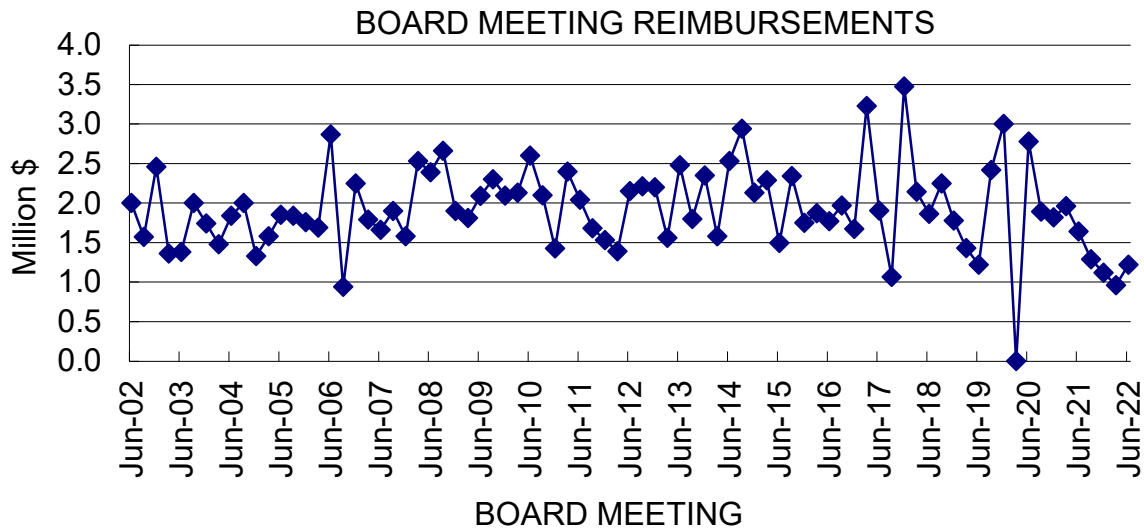
**Enrollment Summary** – Tank enrollment fees are tracked pursuant to the Federal Fiscal Year (FFY). FFY 2022 runs October 1, 2021 through September 30, 2022. The annual tank system enrollment invoices for FFY 2022 were issued August 19, 2021. Additional invoices have also been generated for subsequent requests for tank enrollment. Currently, a total of 1,278 facilities have been invoiced at \$100 per petroleum tank system. As of May 18, 2022, 1,253 (~98%) of the facilities have submitted the required enrollment fees.

**Program Case Summary** – Since the Fund was created, a total of 1,767 remediation cases have applied for Petroleum Fund coverage. Of those applications, 173 have been denied due to ineligibility or other reasons. Of the cases that were provided Fund coverage, 1,501 cases have since been closed and no longer receive Fund reimbursement. Currently, there are 90 open Fund cases. Since January 1, 2022, NDEP has received 11 new applications for Fund coverage. There are 3 applications currently under review and pending a coverage determination.





**Claims Reimbursement Summary** – Prior to this meeting, the Board to Review Claims has approved a cumulative total of \$251,131,834.67 for reimbursement to petroleum storage tank operators throughout Nevada for cleanup expenses. This cumulative total includes 20 claims paid via the direct payment method since the March 2022 Board meeting, totaling \$428,381.17. With today’s approval of \$786,656.84 in pending claims, the cumulative Fund expenditure will increase to \$251,918,491.51.



\* Note: The March 12, 2020 meeting was postponed and later cancelled. No claims were approved by the Board.

**Grant for UST Upgrades** – There were no UST upgrade grant award payments processed during the past quarter.

**Division of Internal Audits Status** - On January 24, 2019, the NDEP and Petroleum Fund staff were informed of a pending audit of the Petroleum Fund program by the Governor’s Finance Office, Division of Internal Audits (DIA). Their findings and follow up recommendations can be reviewed in the June 25, 2019 DIA Report (No. 19-05). An annual status report was provided by NDEP to the DIA on October 23, 2020 and presented during the January 28, 2021 Executive Branch Audit Committee (EBAC) meeting. During the meeting, DIA staff noted that the NDEP had fully implemented 3 of the 5 recommendations made in the 19-05 audit report and two remained partially implemented.

NDEP staff have since made progress on the remaining two recommendations. The first finding concluded the Fund was not covering enough small businesses. NDEP explained this was a function of an outdated small business definition. Recommendation #1 of the report (Adhere to Legislative Intent for the Petroleum Fund) required the drafting of Assembly Bill 40, which allowed the Board to define small business in regulation and remove the outdated definition from statute. The bill passed during the 2021 legislative session (June 2021) and was codified in Chapter 445C of the NRS during spring 2022. This was the first step towards amending the Fund’s small business definition. Following the statute amendments, regulatory amendments to Chapter 445C of the NAC, including an updated small business definition, were adopted by the Board on March 10, 2022. Final approval of the regulation amendments was provided by the Legislative Commission on April 8, 2022. The revised regulations were filed with the Secretary of State and made effective on April 11, 2022. With the passage of Assembly Bill 40 and the recent regulation amendments redefining small business, staff believe these amendments will help address concerns raised by the DIA in Recommendation #1 of DIA Report No. 19-05.

Staff believe that Recommendation #2 (Follow Statute for Third Party Liability Funds) of DIA Report No. 19-05 was addressed during the September 9, 2021 Board meeting. During the meeting, staff made a recommendation to the Board to repeal Board Policy Resolution 2007-10. This policy was called into question in the audit because it allowed third party liability funding to be used for corrective action to prevent or mitigate third party damages. Upon review of this policy, staff found that many terms defined in the policy are already included in regulation and federal law governing storage tanks. Furthermore, the passage of Assembly Bill 40 included amendments to allow additional allotments of funding for corrective action without the use of third party liability funds. Given the above, the policy was repealed by the Board. Staff believe repeal of the policy has addressed the remaining findings of the report.

On July 8, 2020, NDEP was informed that the DIA would conduct a second audit of the Petroleum Fund program. Four additional findings/recommendations were reported to the EBAC on January 28, 2021 and can be reviewed in DIA Audit Report No. 21-04. On May 17, 2021, NDEP provided a summary to DIA of its progress towards addressing one of the four findings in preparation of a June 29, 2021 EBAC meeting. Recommendation #2 (Establish a Rate Schedule for Professional Services) had a shorter implementation period than the other recommendations, so an analysis was conducted to better understand how much cost savings to the Fund would result from setting certified environmental manager (CEM) professional rates. Our analysis did not support setting rates would result in significant cost saving to the Fund; however, DIA and EBAC committee members strongly recommended additional review and significant progress in addressing all four recommendations.

Staff continue to work towards establishing cost controls for professional services via revision of the CEM Cost Guidelines. Most notably, staff plan to move away from restricting the number of hours for professional services and instead establish an overall cap on costs the Fund will pay for oversight of cleanup activities at a site. Establishing a cap on many of the existing cleanup tasks common to remediation projects will provide cost controls yet provide consulting companies flexibility in how they bill their staff's time. Review and evaluation of previous NTEP data is being used to develop a monetary cap for each cleanup task but increasing inflation and materials costs have presented challenges in establishing a fixed rate for each task. Revised language for most tasks has been drafted, and focuses more on the expected oversight activities and deliverables instead of hour tables used in the previous tasks.

The above revisions to the Cost Guidelines will also be used to address Recommendation #1 (Reconcile Project Costs) of DIA Report #21-04. The guidelines will establish a format for requesting cleanup tasks that are required by a regulatory case officer and approved in a database system. Those tasks will be combined to create a maximum cost proposal cap for project phase activities. The guidelines will also establish a format by which a consultant's invoices must be drafted and uploaded to the database system. Staff will work within the system to reconcile the invoiced project phase costs to the approved overall task costs. Updates to the current database system have begun and will continue to evolve as the draft Cost Guidelines are reviewed by the regulated community.

Recommendation #3 (Strengthen CEM Certification Requirements) of the report is under review with NDEP's certification program. New regulations are in draft and will need to go through the same process as the Petroleum Fund regulations; however, the certification revisions will go before the State Environmental Commission for adoption.

Recommendation #4 (Perform Random Verification of Proofs of Payment) will be implemented under a new regulatory requirement for the operator to demonstrate their cost share (i.e. copayment) under NAC 445C.310(5)(c). Additionally, the operator will be required to demonstrate by receipt or other financial records that they have paid the invoices submitted in their claim to the Fund. This will be required for each claim submitted and prior to processing of subsequent claims rather than at random. Staff believe this process meets or exceeds the intent of Recommendation #4.

**Eagle Gas North Cleanup Cost Recovery Status** – Below is a summary of the Eagle Gas property violations that occurred in 2009, and the current enforcement actions NDEP is taking in coordination with other state and local enforcement agencies:

In July 2009, NDEP was notified of a potential gasoline leak in an underground storage tank at the Eagle Gas property located at 2152 North Carson Street in Carson City, NV. NDEP moved quickly to investigate the property and determine whether any violations had occurred. During its on-site investigation, NDEP confirmed the presence of a gasoline leak in the company's underground storage tank system. NDEP immediately notified the owner of the violations that had occurred and steps that must be taken to ensure compliance with all state and federal laws.

While NDEP made every effort to work with and guide the owner through this process, the company repeatedly failed to follow directives and eventually abandoned all necessary steps to achieve compliance with state and federal laws. Consequently, on August 17, 2009, NDCNR/NDEP filed a complaint in the First Judicial District Court of the State of Nevada against the owner of Eagle Gas. In September 2009, the Court granted NDCNR/NDEP access to the property to conduct assessments, monitoring, and other environmental protection work to mitigate soil and groundwater contamination. NDEP also received a judgment for \$1.6 million for reimbursement of this work. These necessary site activities were completed in 2018, and the total cost incurred by the State of Nevada was approximately \$1.6 million. With accrued interest, the judgment owed to the State is approximately \$3 million. Over the past decade, the owner has not paid, and the State has been unable to collect any of the judgment it is owed.

Recently, the Court that issued the judgment for cost reimbursement also granted NDEP the necessary legal orders to proceed with debt collection. On April 21, 2022, NDEP, with the assistance of outside counsel and the Carson City Sheriff's Office, proceeded to take actions to collect on the debt. These debt collection steps will enable Nevada to recover costs spent on the cleanup, and the total amount of cost recovery will depend on the value of the assets recovered. The process is underway and is anticipated to take place over the next several months.

**Agenda Item 11:  
Public Comment**  
(FOR DISCUSSION)

**Agenda Item 12:**  
**Confirmation of Next Board Meeting Date**  
(FOR DISCUSSION)

**STATE BOARD TO REVIEW CLAIMS**  
**CONFIRMATION OF NEXT MEETING**

DATE	LOCATION
September 8, 2022 Thursday 10:00 AM	<u>Videoconference</u>  This meeting will be held by video/teleconference in accordance with NRS 241. Remote participation information will be posted on the agenda prior to the meeting.

Upcoming Board Meetings  
December 8, 2022 - 10:00 AM  
March 9, 2023 - 10:00 AM  
June 8, 2023 - 10:00 AM