

# Meeting Agenda

**STATE OF NEVADA BOARD TO REVIEW CLAIMS  
AGENDA  
DECEMBER 8, 2022**

The State of Nevada Board to Review Claims (Board) meeting will be video-conferenced and will begin promptly at 10:00 AM on Thursday, December 08, 2022 at the following locations:

Carson City: This meeting will be held by video/teleconference in the Bryan Building, 2nd Floor, Tahoe Room, 901 South Stewart Street, Carson City, NV. Remote participation information is posted below this agenda.

Las Vegas: This meeting will be video streamed to the Red Rock Conference Room at 375 East Warm Springs Road, Suite 200, Las Vegas, NV

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 five 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 SEPTEMBER 08, 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. SITE SPECIFIC BOARD DETERMINATION FOR PETROLEUM FUND COVERAGE WITH REDUCTION (FOR POSSIBLE ACTION)**

**Site Specific Board Determination No. C2022-01**

Proposed Site-Specific Board Determination (SSBD) to Provide Reduced Petroleum Fund Coverage for Pilot Travel Centers, LLC #341, 3812 East Craig Rd, North Las Vegas, Nevada  
Petroleum Fund Case ID No. 2022000018, Facility ID No. 8-001634

**RECOMMENDATION:**

Adoption of Site-Specific Board Determination No. C2022-01 as proposed, granting coverage under the State of Nevada Petroleum Fund to Pilot Travel Centers, LLC #341 for \$720,000.00. This represents \$1,000,000.00 in coverage for one gasoline UST system, with a 20% reduction and a 10% copayment.

**6. SITE SPECIFIC BOARD DETERMINATION FOR PETROLEUM FUND COVERAGE WITH REDUCTION (FOR POSSIBLE ACTION)**

**Site Specific Board Determination No. C2022-02**

Proposed Site-Specific Board Determination (SSBD) to Provide Reduced Petroleum Fund Coverage for Rebel Store #2197, 4665 East Sunset Road, Henderson, Nevada  
Petroleum Fund Case ID No. 2022000015, Facility ID No. 8-001781

**RECOMMENDATION:**

Adoption of Site-Specific Board Determination No. C2022-02 as proposed, granting coverage under the State of Nevada Petroleum Fund to Rebel Store #2197 for \$720,000.00. This represents \$1,000,000.00 in coverage for one gasoline UST system, with a 20% reduction and a 10% copayment.

**7. AMEND BOARD POLICY RESOLUTION 2017-01 (FOR POSSIBLE ACTION)**

This Resolution provides criteria for aboveground storage tank (AST) registration and recommended coverage reductions for certain AST business practices. Amendments to the resolution are being proposed to incorporate state regulation updates and the addition of suspected release reporting and investigation requirements for Petroleum Fund registered ASTs.

**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 - DECEMBER 8, 2022**

<u>HEATING OIL</u>			<u>REQUESTED</u>	<u>RECOMMENDED</u>
FOR POSSIBLE ACTION	1.	2022000010; 80388 Thunderbird Motel: Thunderbird Motel	\$15,567.09	\$15,567.09
			<b>SUB TOTAL:</b>	<b><u>\$15,567.09</u></b>
 <u>NEW CASES</u>			 <u>REQUESTED</u>	 <u>RECOMMENDED</u>
FOR POSSIBLE ACTION	1.	2021000014; 80374 Pilot Travel Centers LLC: Pilot Travel Centers LLC #341	\$105,021.33	\$90,264.47
			<b>SUB TOTAL:</b>	<b><u>\$105,021.33</u></b>
 <u>ONGOING CASES</u>			 <u>REQUESTED</u>	 <u>RECOMMENDED</u>
FOR POSSIBLE ACTION	1.	1992000126; 80392 Clark County School District: Rc White (Arville) Transportation Satellite	\$32,332.32	\$32,332.32
FOR POSSIBLE ACTION	2.	1993000102; 80363 Rebel Oil Company: Rebel Store #2008	\$90,422.00	\$90,422.00
FOR POSSIBLE ACTION	3.	1994000027; 80373 7-Eleven, Inc: 7-Eleven #19653	\$70,797.47	\$70,797.47

FOR POSSIBLE ACTION	4.	1995000042; 80326	FBF INC: Gas 4 Less	\$15,179.70	\$15,179.70
FOR POSSIBLE ACTION	5.	1996000064; 80376	The Esslinger Family Trust: Red Rock Mini Mart	\$7,556.75	\$7,330.05
FOR POSSIBLE ACTION	6.	1996000101; 80280	Phillips 66 Company: Circle K Store #2700695	\$30,302.91	\$27,027.21
FOR POSSIBLE ACTION	7.	1998000075; 80382	55 McDermitt Crude, LLC: McDermitt Motel & Convenience Store	\$6,563.63	\$5,907.27
FOR POSSIBLE ACTION	8.	1999000014; 80384	Al Park Petroleum Inc: Pit Stop #7 Conoco	\$5,523.94	\$4,971.55
FOR POSSIBLE ACTION	9.	1999000022; 80362	Terrible Herbst Inc: Terrible Herbst #129	\$20,380.99	\$18,342.89
FOR POSSIBLE ACTION	10.	1999000086; 80364	Terrible Herbst Inc: Terrible Herbst #126	\$14,133.53	\$12,720.18
FOR POSSIBLE ACTION	11.	1999000104; 80353	Terrible Herbst Inc: Terrible Herbst #118	\$17,468.07	\$15,721.26
FOR POSSIBLE ACTION	12.	1999000243; 80379	7-Eleven, Inc: 7-Eleven #27607	\$70,515.69	\$63,464.12
FOR POSSIBLE ACTION	13.	2007000014; 80273	Raiders Oz Business, LLC: Former Ace Cab/frias Transportation	\$142,490.84	\$128,241.76
FOR POSSIBLE ACTION	14.	2007000016; 80385	Golden Gate Petroleum Of Nevada, LLC: Golden Gate Sun Valley #43	\$6,399.75	\$5,759.77
FOR POSSIBLE ACTION	15.	2010000009; 80386	Hpt Ta Properties Trust: Mill City Travel Center	\$16,304.68	\$13,206.02
FOR POSSIBLE ACTION	16.	2011000009; 80387	Cimarron West: Cimarron West	\$20,181.02	\$18,162.92
FOR POSSIBLE ACTION	17.	2012000005; 80346	Travel Systems, LLC: Zephyr Cove Resort	\$36,508.54	\$32,848.69
FOR POSSIBLE ACTION	18.	2012000012; 80340	Clark County Department Of Aviation: Former Smart Mart	\$14,988.20	\$13,349.14
FOR POSSIBLE ACTION	19.	2013000004; 80356	7-Eleven, Inc: 7-Eleven #29665	\$16,812.00	\$15,130.80
FOR POSSIBLE ACTION	20.	2013000019; 80380	Hardy Enterprises INC: Elko Sinclair #53	\$32,074.16	\$28,866.74
FOR POSSIBLE ACTION	21.	2014000004; 80381	Alsaker Corp: Broadway Colt Service Center	\$4,567.67	\$4,110.90
FOR POSSIBLE ACTION	22.	2014000007; 80372	7-Eleven, Inc: 7-Eleven #29658	\$31,453.00	\$28,291.50
FOR POSSIBLE ACTION	23.	2014000025; 80383	Superior Campgrounds Of America, LLC: Silver City Rv Resort	\$22,836.39	\$20,514.50
FOR POSSIBLE ACTION	24.	2015000009; 80210	Hpt Ta Properties Trust: Las Vegas Travel Center	\$2,857.50	\$2,571.75
FOR POSSIBLE ACTION	25.	2016000005; 80314	Golden Gate S.e.t. Retail Of Nevada, LLC: Golden Gate Petroleum 65 - Fallon	\$2,706.00	\$2,435.40
FOR POSSIBLE ACTION	26.	2016000009; 80348	7-Eleven, Inc: 7-Eleven #13685	\$14,281.71	\$12,853.54
FOR POSSIBLE ACTION	27.	2016000012; 80371	DLF Corporation: Mr Ds Fastlane	\$11,402.50	\$10,262.25
FOR POSSIBLE ACTION	28.	2016000023; 80393	Al Park Petroleum Inc: Pit Stop #1	\$16,842.90	\$12,126.89
FOR POSSIBLE ACTION	29.	2016000027; 80276	Terrible Herbst Inc: Terrible Herbst #272	\$53,957.90	\$43,705.90
FOR POSSIBLE ACTION	30.	2017000019; 80360	Rebel Oil Company: Rebel Store #2197	\$15,567.94	\$13,877.02
FOR POSSIBLE ACTION	31.	2017000035; 80359	Rebel Oil Company: Rebel Store #2177	\$20,169.14	\$18,152.23
FOR POSSIBLE ACTION	32.	2018000005; 80355	Rebel Oil Company: Rebel Store # 2153	\$4,702.00	\$4,231.80
FOR POSSIBLE ACTION	33.	2019000002; 80358	Rebel Oil Company: Rebel Store #2166	\$6,172.00	\$5,554.80
FOR POSSIBLE ACTION	34.	2019000044; 80311	7-Eleven, Inc: 7-Eleven #15829	\$62,845.24	\$56,560.72
FOR POSSIBLE ACTION	35.	2020000015; 80377	Canyon Plaza, LLC: Gas 2 Go	\$58,626.49	\$31,658.30

FOR POSSIBLE ACTION 36. 2021000026; 80369 7-Eleven, Inc: 7-Eleven #25578

\$15,320.85

\$11,777.95

**SUBTOTAL:**

**\$1,011,245.42**

**\$898,467.31**

**RECOMMENDED CLAIMS TOTAL:**

**\$1,131,833.84**

**\$1,004,298.87**

**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.	2022000010; 80288 Thunderbird Motel: Thunderbird Motel	\$21,258.73	\$21,008.73
FOR DISCUSSION	2.	2022000019; 80337 Kramer Properties: Best Bet Motel	\$12,692.14	\$12,442.14
FOR DISCUSSION	3.	2022000020; 80332 Chenault Revocable Living Trust: Chenault Living Trust	\$27,728.91	\$27,478.91
FOR DISCUSSION	4.	2022000021; 80333 Chad & Lori Strawn: Strawn, Chad & Lori	\$25,149.24	\$24,899.24
FOR DISCUSSION	5.	2022000022; 80335 Sbj Enterprises LLC: 4186 Del Curto Drive Residential Heating Oil Tank	\$13,278.90	\$13,028.90
FOR DISCUSSION	6.	2022000023; 80334 Carlo Piraino / Linda Peterson-Rivera: Piraino Property	\$16,244.16	\$15,994.16
FOR DISCUSSION	7.	2022000024; 80338 Lorrain Carroll: 860 Brookfield Drive	\$35,233.70	\$34,983.70
FOR DISCUSSION	8.	2022000026; 80341 William Devine: Residential Heating Oil Tank At 130 Bret Harte Ave	\$18,628.66	\$18,378.66
FOR DISCUSSION	9.	2022000027; 80342 Gregg & Deborah Nimmo: Nimmo Family Trust, Residential Heating Oil Tank	\$26,005.39	\$25,755.39
FOR DISCUSSION	10.	2022000028; 80343 Henry Cavallera: Cavallera Trust	\$39,074.80	\$38,574.80
FOR DISCUSSION	11.	2022000029; 80344 Breckenridge Property Fund 2016, LLC: Breckenridge Property Fund	\$24,999.98	\$24,749.98
FOR DISCUSSION	12.	2022000031; 80366 Karel Wilkins: Residential Heating Oil Tank At 2325 Fir Avenue	\$13,539.56	\$13,289.56
FOR DISCUSSION	13.	2022000032; 80365 Robert Ternan: Residential Heating Oil Tank At 340 Sunset Dr.	\$26,789.95	\$26,539.95
			<b>SUB TOTAL:</b>	<b><u>\$300,624.12</u></b>
				<b><u>\$297,124.12</u></b>

**ONGOING CASES**

FOR DISCUSSION  
FOR DISCUSSION  
FOR DISCUSSION  
FOR DISCUSSION  
FOR DISCUSSION  
FOR DISCUSSION  
FOR DISCUSSION  
FOR DISCUSSION  
FOR DISCUSSION

1. 1994000015; 80347 Pilger Family Holdings: Former D & G Oil Company
2. 1999000023; 80351 Nevada Ready Mix Corp: Nevada Ready Mix
3. 1999000066; 80367 HP Management, LLC: Former Haycock Petroleum
4. 1999000243; 80336 7-Eleven, Inc: 7-Eleven #27607
5. 2013000011; 80349 Har Moor Investments, LLC: Village Shop #4
6. 2014000033; 80350 Speedee Mart Inc.: Speedee Mart #108
7. 2019000005; 80352 Fairway Chevrolet Company: Fairway Chevrolet CO
8. 2019000014; 80354 Western Cab Co: Western Cab CO
9. 2022000012; 80368 Neissan Koroghli: City C-Store (7-11)

**REQUESTED**

**PAID**

\$9,168.84  
\$21,827.52  
\$25,579.38  
\$52,495.82  
\$15,917.25  
\$20,149.02  
\$15,399.00  
\$6,908.25  
\$25,859.25

\$9,168.84  
\$19,644.77  
\$23,021.44  
\$47,246.24  
\$14,325.53  
\$18,134.12  
\$13,859.10  
\$6,217.43  
\$23,273.33

**SUB TOTAL:**

**\$193,304.33**

**\$174,890.80**

**DIRECT PAYMENT CLAIMS TOTAL:**

**\$493,928.45**

**\$472,014.92**

**BOARD MEETING CLAIMS TOTAL:**

**\$1,625,762.29**

**\$1,476,313.79**



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

NDEP will brief the Board on Fund tank enrollment status, coverage activities, claim reimbursement expenditures to-date, and other quarterly program accomplishments.

**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)  
MARCH 9, 2023 (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 December 8, 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:**

Microsoft Teams meeting

**Join on your computer, mobile app or room device**

[Click here to join the meeting](#)

Meeting ID: 253 078 179 959

Passcode: 45ZqqN

[Download Teams](#) | [Join on the web](#)

**Or call in (audio only)**

[+1 775-321-6111](tel:+17753216111), [295389081#](tel:+1295389081) United States, Reno

Phone Conference ID: 295 389 081#

The agency can accommodate limited seating at the meeting locations if requested in advance. Members of the public that need prior assistance to participate in the meeting or wish to submit a written public comment to be read 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 December 5, 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 September 8, 2022 Minutes**  
(FOR POSSIBLE ACTION)

**STATE OF NEVADA BOARD TO REVIEW  
CLAIMS BOARD MEETING MINUTES  
SEPTEMBER 8, 2022**

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

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

**BOARD MEMBERS PRESENT**

Maureen Tappan, Chair – Representative of the General Public  
Rod Smith, Vice 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

Ian Carr – Legal Counsel for State of Nevada, Attorney General’s Office

**BOARD MEMBERS NOT PRESENT**

Mike Dzyak – State Fire Marshal’s Office

**OTHERS PRESENT**

Jeff Collins, Jeff Kinder, Michael Cabble, Megan Slayden, Don Warner, Jon McRae, Tristin Alishio, Chuck Enberg, Grant Busse, Kevin Barnes, and Michael Mazziotta – Nevada Division of Environmental Protection (NDEP)  
Matthew Grandjean – Stantec Consulting Services, Inc.  
Kurt Goebel – Converse Consultants  
Rex Heppe – Terracon Consultants, Inc.  
Joe McGinley – McGinley & Associates  
Caitlin Jelle – McGinley & Associates  
Keith Stewart – Stewart Environmental  
Doug Guerrant - Broadbent & Associates  
Jeremy Holst - Broadbent & Associates  
Stephanie Holst – Broadbent & Associates  
Brian Northam – Southern Nevada Health District

In addition to the above-named participants, there were an additional 4 guests that called into the meeting by telephone and were not identified by name.

**2. PUBLIC COMMENT**

There were no public comments.

3. **APPROVAL OF THE JUNE 1, 2022 MINUTES**

**Chair Tappan** called for any modifications to the minutes. There were no proposed changes.

**Rod Smith moved to approve the June 1, 2022 minutes. LeRoy Perks seconded the motion. Motion carried unanimously.**

4. **STATUS OF THE FUND**

**Mr. Cabble** presented the status of the Fund for State Fiscal Year 2023, which began July 1, 2022. Revenues included the balance forward from State Fiscal Year 2022 of \$7,500,000 and approximately \$10,400 received for tank registration fees thus far. There have not yet been revenues from the \$0.0075 petroleum fee transferred to the Fund. Total revenue is \$7,510,400. Expenditures include Board Member expenses at approximately \$41 and reimbursement of Petroleum Fund claims paid are approximately \$200,290. Combined expenditures equal \$200,330.96. The current balance available for claims is \$7,310,069.04.

5. **ADOPTION OF BOARD POLICY RESOLUTION 2022-02: PETROLEUM FUND COST GUIDELINES**

**Mr. Cabble** stated that if adopted, this policy and the associated cost guidelines in Attachment A would replace the current CEM cost guidelines in Board Policy Resolution Number 2001-05. The cost guidelines provide the basis for preparation and review of Fund coverage applications, cost proposals for assessment and remediation, claims for reimbursement, and proof of payment documentation. The earliest version of the cost guidelines was adopted in 1996 with a major revision in 2001, from which the current version is largely based. Policy Resolution Number 2001-05 incorporated earlier policies from the 1990's that were used to establish certified environmental manager, or CEM, oversight costs and identify eligible and ineligible costs for Fund reimbursement. The proposed updated guidelines will essentially replace the current not-to-exceed-proposal (NTEP) system with a lump sum approach.

The Fund has established lump sum costs for many of the work scope tasks, based on review of previous NTEPs. The data reviewed was from December 2016 through May 2022. The lump sum costs take into account current professional service rates, recent inflation, and will be revised periodically to account for any future cost increases associated with economic conditions. The values and the rates are reflective of the conditions at the time of review. Because this is a Board policy, amendments can be made frequently, as often as quarterly, when needed. The lump sum method will allow streamlining of project work based on CEM experience and site-specific needs. Staff have updated the Cost Guidelines to address findings and recommendations identified by the Division of Internal

Audits (DIA) in their report, No. 21-04. The recommendations of that report include reconciling project costs and establishing a rate schedule for professional services.

Notable changes include a shift from Fund established hours and CEM proposed hourly rates under NTEPs to a Fund established lump sum task pricing schedule. The predefined tasks include CEM oversight and preparation costs for the activities identified in the scopes of work in each task. For tasks without a lump sum value or not included in the guidelines, a miscellaneous task must be used. The guidelines include hourly professional service rates for miscellaneous tasks, and the CEM would request hours needed to carry out the task using the Fund defined rates. This is the opposite of what is being done using NTEPs.

The guidelines also include additional requirements for invoices submitted to the Fund with claims. The invoices need to include enough information on them to allow staff to reconcile requested project costs with NDEP approved costs. Some of this information includes identifying the site work that was performed, what NDEP approved cost proposal the invoiced costs are associated with, and a description of work performed.

Lastly, tasks J.1 and J.2 that address initial abatement were also revised. The hourly schedule has been removed based on input from CEMs. The non-CEM contractor formula is becoming more and more difficult to implement with rising transportation costs associated with excavating and exporting soil. A lump sum approach will be used for both CEM costs and non-CEM costs; both categories being substantially raised. Once these caps are reached, the CEM must check in with the case officer and begin using the predefined tasks for additional work.

**Mr. Cabble** indicated the draft guidelines were developed over the past year, following the June 2021 DIA audit. During that time, staff introduced conceptual changes to the Board in multiple meetings. General formatting examples of the Cost Guideline tasks were provided during the last Board meeting, which the Board indicated their approval. With that approval, the lump sum task format was applied throughout the document. Lump sum task amounts should cover most "typical" gas station sites, and staff expect 85 to 90 percent of CEM oversight costs to be paid using the defined tasks. For work that cannot be covered using a lump sum task, the miscellaneous task provides more flexibility with additional NDEP review and approval.

On July 22, 2022, the draft guidelines with associated lump sum values were provided to all the CEMs for review and comment. Additionally, the same document was provided to all the NDEP case officers on August 2nd. From the comments received by both CEMs and case officers, Fund staff made further revisions to the draft document. Those revisions are included in the document provided to the Board in strike-through, red text for deletions and bold, blue text for additions. If adopted today, the revised cost guidelines will go into effect in December. During the interim, the guideline changes will be implemented in the database system. This will also provide CEMs with additional time to compare the new task values against what they would have submitted in the past. If CEMs identify task values that are underfunded, these tasks will be reviewed and if found insufficient by staff, adjustments can be made and brought to the Board for approval prior to the December implementation.



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

**LeRoy Perks** stated that he likes the approach, which should make it easier for everyone involved. He noted the rise of inflation and asked how this will be adjusted for. **Mr. Cabbie** acknowledged the increasing inflation rates. Adjustments have been made based on reviewed rates over the past four years and staff will continue to review and adjust as necessary moving forward. A periodic review has not been set in the guidelines. Instead, staff will rely on feedback from CEMs when established rates no longer keep pace with market conditions. Staff will also look at whether Nevada's rates are tracking with other states. Additionally, the Fund database can be queried to look at frequency of miscellaneous tasks or change orders to existing tasks and analyze whether tasks are being covered under the lump sum totals.

**Mr. Perks** asked whether the Board or staff adjusts the task values. **Mr. Cabbie** stated that in most cases, rate changes will be reviewed and approved by the Board. The only exception would be a case where Fund staff propose rate changes, which then go through a comment period and receive absolutely no opposition. In that very specific case, rates could be approved without review and approval by the Board.

**Mr. Perks** asked for clarification on the percentage drop for subcontractors from 15 percent to 8 percent. Did staff consider inherent business costs such as various training or staff certification costs when lowering the rate. **Mr. Cabbie** stated that some of those inherent costs are merely the cost of doing business. With that said, Mr. Cabbie also indicated his intent to request a revision to this percentage from 8 percent to 10 percent if the Board were to adopt the new guidelines. He added that the current 15 percent markup value is only available for invoices that have a total of less than \$3,000. Invoices of \$3,000 or more do not receive any markup. While the rate for percentage of markup was lowered, the invoice cap would be increased to \$15,000 for most subcontractor invoices. There are some specifically listed exceptions.

**Rod Smith** stated his preference for round-number task values, as opposed to an example of \$1,319. **Mr. Cabbie** clarified that every number used was arrived at via formula. **Mr. Smith** suggested that the totals be rounded off. **Mr. Cabbie** stated that leaving the numbers as arrived at via formula allows better tracking of changes over time, however, as the governing body, the Board can direct that the numbers be rounded. Clarification would be required as to whether they should round up, down, to the nearest \$50, etc. **Mr. Smith** recommended rounding up. For example, \$1,319 should round to \$1,400 or \$1,500. A total of \$2,792 should round to \$2,800. **Mr. Cabbie** voiced the need to be consistent across the board with any decisions for rounding up. **Mr. Smith** referenced one of the totals of \$514 and said it should round to \$600 (the nearest hundred, up).

**Greg Lovato** commented that it may be important for staff to maintain the underlying calculation record that led to the number, while also showing the ultimate rounding of the final numbers. **Mr. Cabbie** agreed that they must be justified in any numbers which are set, particularly taking into consideration any additional future audits. **Mr. Smith** agreed with this approach and suggested that when publishing the guidelines, totals should be

rounded up to the next hundred. **Mr. Cabbie** added that there are some other minor amendments staff was going to recommend for final Board approval. The rounding of task values could also be included. **Mr. Perks** noted that CEMs will certainly not argue with rounding up and this should be much easier for payment bookkeeping. **Chair Tappan** stated that she was impressed at the level of detail, as this reflects the utilization of a clear formula. While she would approve of keeping the specific numbers as is, she is willing to take a rounded figure approach, if that is the preference of other Board members.

**Mr. Lovato** stated that these are costs that are paid out by the Fund as state dollars. Nothing prevents an owner operator from hiring a CEM and paying them more than the stated amounts. Despite the fact that many owners/operators do not have the wherewithal to hire someone for more than the reimbursed rates, this approach is not artificially influencing the market in general, as owner operators are free to hire and pay a higher rate to a CEM. **Mr. Cabbie** said that based on research, Nevada is currently the highest paying state in terms of miscellaneous task individual hourly rates. They surpass California, Colorado, and Utah. The consumer pricing index (CPI) and California specific CPI were used to ensure that rates are in line with these other state rates if adjusted using the CPI. In response to a question from Mr. Perks, **Mr. Cabbie** confirmed that when looking at the claim overall, the Fund pays 90 percent of these rates. The owner is obligated to pay 10 percent in most cases.

With no further questions from the Board, **Chair Tappan** welcomed public comments.

**Jon McRae**, State of Nevada UST/LUST Supervisor, commented that Fund staff have worked tirelessly to complete this work from the Governor's audit. As someone who supervises case officers and because the state is able to pay contractors and CEMs, they have been able to close 100 cases over the last four years. Other states without this type of relationship and control have floundering cases, and lack of contractors willing to do the work. He commended Mr. Cabbie for updating the guidelines and including a mechanism for handling inflationary issues.

**Caitlin Jelle**, McGinley & Associates, introduced herself as a CEM with 22 active Petroleum Fund cases. She thanked Mr. Cabbie and Fund staff for reaching out to the CEMs. There was sufficient time to provide comments. In addition, comments were responded to on an individual basis, which was greatly appreciated. There has been a happy medium found between the audit findings and the actual payment thresholds.

**Peter Krueger**, Nevada Petroleum Marketers and Convenience Store Association, representing tank owner operators, expressed support for the significant work done by Fund staff. The revised cost guidelines will provide a greater level of understanding. He inquired as to the timeline for making any necessary changes in the rate schedule. **Mr. Cabbie** stated that staff will evaluate input in-house. If there is universal consensus for the change among CEMs, the change can be made with an update to the Board at its next quarterly meeting. Proposed changes without universal support or those with some level of controversy would need to be reviewed and approved by the Board. **Mr. Krueger** sought clarification regarding instances where Board approval is required, what is the timeline and process for public input on modifications. For example, if the public

comments during a meeting public comment period, no action can be taken until the following meeting. **Mr. Cabbie** stated his understanding that if there is an established agenda item to make amendments, public comments can be taken into consideration by the Board prior to the action item. If there is no action item to amend the cost guidelines at that time, the Board could not take action, as the item is not agendaized. **Ian Carr**, Legal Counsel for State of Nevada, Attorney General's Office, confirmed Mr. Cabbie's understanding. Topics subsumed with an agenda item already noticed could be acted upon by the Board at that particular meeting. However, a newly raised topic must be agendaized for a subsequent meeting. **Mr. Cabbie** followed up that staff will generally add an item to a meeting agenda upon request of the public if that request is made timely and prior to the agenda being posted. The Fund does not actively discourage the public from participating in any open meeting. **Mr. Krueger** indicated his understanding and concluded with a statement that it is incumbent on the CEM community to advance their thoughts and ideas by approaching Board members as representatives of the public.

**Mr. Perks** suggested that there be a standing agenda item to receive feedback on the cost guidelines. **Mr. Cabbie** stated that the Board is free to add any standing agenda items it deems appropriate. **Mr. Smith** questioned whether the Board would be able to act on agenda items that do not have specific language. **Mr. Carr** agreed that there should be specific language agendaized in each meeting, which would encapsulate the topics to be discussed and acted upon. There should be a guiding principle or predicate to take action. A standing item would be in accordance with Nevada's open meeting law. If specific action is to be taken, that action should be described in the notice promulgated before the meeting. **Mr. Cabbie** reaffirmed that while an item can be added, he must be provided, prior to the meeting, with specific language regarding what is requested to be acted upon. His suggestion was to refrain from making it a standing item. If over time, it becomes apparent that action must be taken at every meeting, having a standing item could be revisited at that time. **Mr. Lovato** suggested that within the executive summary, which is a discussion item, Mr. Cabbie could specifically add updates related to implementation of CEM cost guidelines. If issues come up that require action, they could be separately agendaized. There was general consensus in agreement of this suggestion. **Chair Tappan** concurred with the suggestion of adding the topic as part of the executive summary with the potential to add it as a standing agenda item in the future, if needed. **Mr. Cabbie** stated his understanding that he could add it to his executive summary as an administrative function. It can also be added to the policy, if desired. **Chair Tappan** then voiced a retraction to add it as an amendment to the policy and instead institute it in the executive summary. There was Board agreement with this approach.

**Mr. Cabbie** continued with a few additional revisions to be included in the Cost Guidelines proposed for adoption. The proposed changes were presented to the Board and the public using visual aids. He discussed Task A.10, whereby the CEM had identified that the amounts were too low and a discussion ensued with staff as to the reasons the CEM had deemed the amounts to be too low. Questions for the CEM involved the level of effort to carry out the task. This includes necessary staff levels, hours of work performed, etc. When the answers to the questions were submitted to Fund staff and deemed reasonable, changes to the costs were updated. A similar process was followed for Task G.5, resulting in additional compensation for a daily rate. Appendix G, governing reimbursable CEM

markup, proposed to increase the rate from 8 percent to 10 percent, as previously discussed. **Mr. Cabbie** provided recommended language for a potential motion on this item, including rounding up to the nearest.

**Greg Lovato moved to adopt Policy Resolution No. 2022-02, Petroleum Fund Cost Guidelines, to replace Board Policy Resolution No. 2001-05, with the following revisions as proposed by Executive Secretary Cabbie for Tasks A.10, G.5, and Appendix G. The Board further requires, as part of this resolution, rounding up to the nearest \$100 on lump sum task amounts. LeRoy Perks seconded the motion. Motion carried unanimously.**

6. **ADOPTION OF EQUIPMENT COST SCHEDULE FOR GRANT PAID UNDERGROUND STORAGE TANK (UST) SYSTEM UPGRADES**

**Mr. Cabbie** stated that the Board approved cost schedule is required under NAC 445 C Section 350, Subsection 3 and can be used to serve two purposes. The first is to identify equipment eligible for UST upgrades under the grant. It should also establish a cost control mechanism for equipment paid by the Petroleum Fund grant. The latter is the greater concern, which is why it is included in the regulation. Establishing a new cost control mechanism is necessary, as the previous mechanism of requiring three bids was removed from the regulation. There is general agreement that requiring bids discouraged tank handlers from participating in the program and as a result, fewer upgrades were being done.

The cost schedule provides flexibility to contractors upgrading listed equipment, while ensuring the Fund is not being taken advantage of by paying for the installation of overpriced equipment. Prior to establishing equipment maximums, staff reached out to all NDEP certified tank handlers. Staff also reviewed available pricing catalogs for this equipment and had discussions with a couple of major equipment manufacturers. The maximum rates represent various material types, with favor given to the upper end pricing range, given current economic conditions. There are two listings of equipment identified in the schedule. The first of which is listed in a table and includes equipment most often subject to federal and state UST periodic test requirements. **Mr. Cabbie** noted the grant program was created to offset costs associated with installing or upgrading equipment required to be periodically tested. The applicable equipment must be tested at the time of installation and every three years thereafter. The second list of equipment is not necessarily subject to the periodic testing requirements, but it is equipment that may need to be disturbed, installed, repaired, or replaced to facilitate upgrading one of the other equipment items in the table. The costs paid for installing this equipment should be secondary to the equipment listed in the table.

**Mr. Cabbie** described the process for establishing the equipment caps. There was outreach to various entities in the industry. A range was created for each listed equipment component, with the highest threshold chosen in some cases, in order to account for current economic conditions. Concerns regarding continual increases in equipment costs can be addressed and updated by the Board as often as quarterly. For now, staff and the Board are tasked with approving a starting cost control mechanism.

**Mr. Cabbie** noted that the maximum costs identified are specific to the equipment itself. They are not meant to include shipping, contractor mobilization, install labor, etc. Any grant funding available after the initial equipment purchase can be used for installation or replacement costs. For example, if three spill buckets were replaced and used the \$1,200 maximum allowed under the cost schedule, this would total \$3,600 that the Fund would pay for the equipment itself. The remaining balance, up to \$90,000, is available for the actual mobilization, installation, and everything else. The Fund believes operators will upgrade more equipment when using the full \$90,000 allowed for a site, so a second example given was upgrading three spill buckets, three overfill prevention devices, three turbine sumps, and up to four dispenser sumps. All of this equipment could cost approximately \$28,600, leaving \$61,400 available for contractor costs. This equates to 1/3 of grant funding going to equipment and 2/3 going to installation or replacement contractor costs.

**Mr. Perks** identified the asterisk, which requires sensors in the double-wall sumps, however, nothing was listed for the cost of the sensors. **Mr. Cabbie** clarified that the Fund is paying for the periodic testing portion required by regulation. The Fund's objective is to ensure that the sump is tight and will prevent a release to the environment.

**Mr. Perks** asked whether there has been consideration to raise the \$90,000 threshold. **Mr. Cabbie** stated that these amounts need to be adopted and put into practice before increases are proposed.

**Mr. Cabbie** addressed replacement of containment sump penetration boots. This has been allowed for a few years, but has not been well-tested; however, there have not been a significant number of complaints regarding premature failure. As such, staff added language allowing installation of sump penetration boots as an acceptable upgrade but failed to include it in the last paragraph regarding prioritization of grant funds. As such, a minor update was requested by staff in addition to adoption. The recommended adoption language is as follows: *“Adoption of the grant equipment and cost schedule, including the amendment to language in the last paragraph as proposed by staff.”* **Mr. Carr** stated that such verbiage would be appropriate, as long as it is a procedural change and does not substantively modify the assumptions or the fundamental nature of the agenda item.

**Mr. Cabbie** identified the specification language change: *“Grant funding will be prioritized for purchase and installation of equipment listed in the table above, and alternative overfill devices or double-walled piping will be funded secondary to the UST upgrade equipment.”* The clarification with regard to the sump penetration boots is as follows: *“Grant funding will be prioritized for the purchase and installation of equipment listed in the table above, and alternative overfill devices, double-walled piping, or replacement containment sump penetration boots will be funded secondary to the listed UST upgrade equipment.”*

**Mr. Lovato** addressed staff discussions with tank handlers in terms of the potential for more grant applications coming in as a result of the changes. **Mr. Cabbie** stated that feedback was definitely positive with increased willingness to engage in the program. In the past month, he has had three to four calls from operators regarding the program.

**Mr. McRae** stated that whenever his staff and contractors in Washoe County and Clark County through the Washoe County Health District and Southern Nevada Health District go to inspections and find significant equipment issues, they provide a pamphlet to onsite staff regarding available funding for upgrades.

**Greg Lovato moved to adopt the grant equipment cost schedule for UST upgrades as proposed in agenda item #6 with revisions to language in the last paragraph as proposed by staff. Jason Case seconded the motion. Motion carried unanimously.**

DRAFT

7. **ADOPTION OF CONSENT AGENDA ITEMS**

The board reviewed listed claims as a consent agenda item. There was no discussion regarding an individual item.

**HEATING OIL**

			<b><u>REQUESTED</u></b>	<b><u>RECOMMENDED</u></b>
FOR POSSIBLE ACTION	1. 2012000017; 80304	Churchill County School District: Old High School	\$8,802.48	\$8,802.48
FOR POSSIBLE ACTION	2. 2021000028; 80328	Jonathon King: Jonathan H & Eve M King Family Trust Residential Heating Oil Tank	\$2,276.40	\$2,276.40
FOR POSSIBLE ACTION	3. 2021000040; 80176	Glendale Ave Properties, LLC: Glendale Ave. Properties, LLC	\$18,259.12	\$16,611.62
		<b>SUB TOTAL:</b>	<b><u>\$29,338.00</u></b>	<b><u>\$27,690.50</u></b>

**ONGOING CASES**

			<b><u>REQUESTED</u></b>	<b><u>RECOMMENDED</u></b>
FOR POSSIBLE ACTION	1. 1992000126; 80322	Clark County School District: RC White (Arville) Transportation Satellite	\$26,212.92	\$26,212.92
FOR POSSIBLE ACTION	2. 1994000027; 80330	7-Eleven Inc: 7-Eleven #19653	\$61,212.97	\$61,212.97
FOR POSSIBLE ACTION	3. 1995000039; 80303	Al Park Petroleum Inc: Crescent Valley Market	\$4,503.85	\$3,867.14
FOR POSSIBLE ACTION	4. 1996000064; 80323	The Esslinger Family Trust: Red Rock Mini Mart	\$6,574.68	\$2,872.39
FOR POSSIBLE ACTION	5. 1998000075; 80221	55 McDermitt Crude, LLC: McDermitt Motel & Convenience Store	\$17,823.88	\$16,041.49
FOR POSSIBLE ACTION	6. 1999000014; 80306	Al Park Petroleum Inc: Pit Stop #7 Conoco	\$7,790.76	\$7,011.68
FOR POSSIBLE ACTION	7. 2004000039; 80157	Clark County Department Of Aviation: Frmr National Car Rental	\$47,809.94	\$47,809.94
FOR POSSIBLE ACTION	8. 2007000016; 80308	Golden Gate Petroleum Of Nevada, LLC: Golden Gate Sun Valley #43	\$6,379.25	\$5,741.33
FOR POSSIBLE ACTION	9. 2008000019; 80266	One Panou LLC: Golden Market #3	\$21,213.52	\$19,092.17
FOR POSSIBLE ACTION	10. 2009000024; 80066	Parampreet Investment LLC: Chucks Circle C Market	\$142,702.12	\$126,693.25
FOR POSSIBLE ACTION	11. 2010000009; 80309	HPT Ta Properties Trust: Mill City Travel Center	\$26,208.52	\$21,228.90
FOR POSSIBLE ACTION	12. 2011000009; 80278	Cimarron West: Cimarron West	\$18,237.92	\$16,414.13
FOR POSSIBLE ACTION	13. 2012000012; 80319	Clark County Department Of Aviation: Former Smart Mart	\$8,922.83	\$8,030.55
FOR POSSIBLE ACTION	14. 2013000004; 80331	7-Eleven Inc: 7-Eleven #29665	\$9,813.87	\$8,832.48
FOR POSSIBLE ACTION	15. 2013000019; 80312	Hardy Enterprises INC: Elko Sinclair #53	\$30,799.18	\$27,708.35
FOR POSSIBLE ACTION	16. 2013000021; 80300	7-Eleven Inc: 7-Eleven #27700	\$26,541.06	\$23,886.95
FOR POSSIBLE ACTION	17. 2014000004; 80305	Alsaker Corp: Broadway Colt Service Center	\$11,462.95	\$10,316.65
FOR POSSIBLE ACTION	18. 2014000007; 80284	7-Eleven Inc: 7-Eleven #29658	\$11,987.50	\$10,788.75
FOR POSSIBLE ACTION	19. 2014000025; 80313	Superior Campgrounds Of America, LLC: Silver City RV Resort	\$28,238.56	\$25,414.70
FOR POSSIBLE ACTION	20. 2016000009; 80329	7-Eleven Inc: 7-Eleven #13685	\$7,798.83	\$7,018.95
FOR POSSIBLE ACTION	21. 2016000012; 80320	DLF Corporation: Mr. Ds Fastlane	\$17,390.99	\$15,651.89
FOR POSSIBLE ACTION	22. 2016000023; 80315	Al Park Petroleum Inc: Pit Stop #1	\$10,229.83	\$7,365.47
FOR POSSIBLE ACTION	23. 2018000009; 80316	Reed Incorporated: Pacific Pride	\$6,175.72	\$5,461.38

FOR POSSIBLE ACTION	24.	2020000015; 80324	Canyon Plaza, LLC: Gas 2 Go	\$13,736.70	\$7,417.82	
FOR POSSIBLE ACTION	25.	2021000026; 80285	7-Eleven Inc: 7-Eleven #25578	\$30,264.77	\$27,238.29	
				<b>SUB TOTAL:</b>	<b><u>\$600,033.12</u></b>	<b><u>\$539,330.54</u></b>
				<b>RECOMMENDED CLAIMS TOTAL:</b>	<b><u>\$629,371.12</u></b>	<b><u>\$567,021.04</u></b>

**LeRoy Perks moved for approval of the consent items as listed. Vice Chair Rod Smith seconded the motion. Motion carried unanimously.**

DRAFT



**8. DIRECT PAYMENT OF UNCONTESTED CLAIMS MADE PER BOARD 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.**

**HEATING OIL**

			<u>REQUESTED</u>	<u>RECOMMENDED</u>	
FOR POSSIBLE ACTION	1.	2022000013; 80282	Equity Trust Company: 960 Keystone Avenue Residential Heating Oil Tank	\$26,363.19	\$25,863.19
FOR POSSIBLE ACTION	2.	2022000014; 80283	Sachidevi Lake: Sachidevi Lake	\$30,104.59	\$29,854.59
FOR POSSIBLE ACTION	3.	2022000016; 80287	David Fernandes: Coffee Cup Investments LLC	\$33,001.80	\$32,501.80
FOR POSSIBLE ACTION	4.	2022000017; 80286	Whitney Stodtmeister: Rw Stodtmeister Living Trust	\$21,327.70	\$21,077.70
			<b>SUB TOTAL:</b>	<b><u>\$110,797.28</u></b>	<b><u>\$109,297.28</u></b>

**ONGOING CASES**

			<u>REQUESTED</u>	<u>RECOMMENDED</u>	
FOR POSSIBLE ACTION	1.	1993000102; 80295	Rebel Oil Company: Rebel Store #2008	\$10,103.25	\$10,103.25
FOR POSSIBLE ACTION	2.	1994000015; 80290	Pilger Family Holdings: Terrible Herbst #225	\$12,112.33	\$12,112.33
FOR POSSIBLE ACTION	3.	1999000023; 80293	Nevada Ready Mix Corp: Nevada Ready Mix	\$21,084.23	\$18,280.56
FOR POSSIBLE ACTION	4.	1999000066; 80294	HP Management, LLC: Former Haycock Petroleum	\$25,686.17	\$23,077.05
FOR POSSIBLE ACTION	5.	2013000011; 80291	Har Moor Investments, LLC: Village Shop #4	\$18,768.25	\$16,891.43
FOR POSSIBLE ACTION	6.	2014000033; 80292	Speedee Mart Inc.: Terrible Herbst #377	\$18,880.47	\$16,992.42
FOR POSSIBLE ACTION	7.	2017000019; 80297	Rebel Oil Company: Rebel Store #2197	\$15,835.86	\$14,252.27
FOR POSSIBLE ACTION	8.	2017000035; 80299	Rebel Oil Company: Rebel Store #2177	\$38,999.43	\$35,099.49
FOR POSSIBLE ACTION	9.	2018000005; 80296	Rebel Oil Company: Rebel Store # 2153	\$5,137.00	\$4,623.30
FOR POSSIBLE ACTION	10.	2019000002; 80298	Rebel Oil Company: Rebel Store #2166	\$5,734.50	\$5,161.05
FOR POSSIBLE ACTION	11.	2019000005; 80248	Fairway Chevrolet Co: Fairway Chevrolet CO	\$14,133.50	\$12,720.15
FOR POSSIBLE ACTION	12.	2019000014; 80289	Western Cab Co: Western Cab CO	\$5,053.00	\$4,547.70
FOR POSSIBLE ACTION	13.	2019000044; 80281	7-Eleven Inc: 7-Eleven #15829	\$29,365.91	\$26,429.32
			<b>SUB TOTAL:</b>	<b><u>\$220,893.90</u></b>	<b><u>\$200,290.32</u></b>
			<b>DIRECT PAYMENT CLAIMS TOTAL:</b>	<b><u>\$331,691.18</u></b>	<b><u>\$309,587.60</u></b>
			<b><u>BOARD MEETING CLAIMS TOTAL:</u></b>	<b><u>\$961,062.30</u></b>	<b><u>\$876,608.64</u></b>

**Mr. Smith** asked why more people do not submit the documentation that states they do not contest the claim to be paid sooner. **Mr. Cabbie** stated that part of the reason may be based upon when the claim comes in. Many of the claims tend to come in towards the quarterly claims' submittal deadline. It then takes staff time to review claims in the queue which occurs on a first come, first served basis. This means many of the later claims submitted are close to meeting date and operators opt not request direct payment since the time savings is minimal. Also, if there are costs in the claim not approved by staff initially and the operator declares the claim is uncontested, they cannot request the disallowed costs at a later date.

DRAFT

## 9. EXECUTIVE SUMMARY

**Mr. Cabble** stated that tank enrollment fees are tracked pursuant to the Federal Fiscal Year (FFY), which runs October 1, 2021 through September 30, 2022. This report contains numbers for the current year, which ends at the end of the month. Annual invoices for enrollment year 2022 were issued on August 19, 2021. Total facilities invoiced as of August 23, 2022 is 1,299 facilities. Approximately 1,277, or 98 percent, of facilities have made their enrollment payments. Mr. Cabble also noted that annual invoices for the upcoming 2023 enrollment year were generated on August 17, 2022 and recently sent out in accordance with state regulation.

Since the Fund was created, a total of 1,781 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, 1,513 cases have since been closed and no longer receive Fund reimbursement. Currently, there are 90 active Fund cases. Since January 1, 2022, NDEP has received 24 new coverage applications for Fund coverage with 5 applications currently pending. Prior to this Board meeting, the Board to Review Claims has approved a cumulative total of \$252,228,079.11 for reimbursement of petroleum cleanup cases. This includes \$309,587.60 for direct payment claims paid since the last Board meeting. With today's approval of \$567,021.04 in pending claims, the cumulative Fund expenditure will increase to \$252,795,100.15. There were no UST upgrade grants this quarter, however, applications have been received.

**Mr. Cabble** reported that all items included in Audit Report No. 19-05 have been implemented by staff. An Executive Branch Audit Committee meeting has been scheduled for November 30th. For the second annual update to the second audit report, DIA No. 21-04, staff has submitted a response stating that with the adoption of the cost guidelines today, they will have fully implemented all of the recommendations from that report. **Mr. Lovato** commended staff and the team for their strong performance in carrying out their day jobs as well as responding to the audits and expressed his appreciation of the Board's support. The audit report update indicating full implementation has been submitted under his signature. A written report was submitted to the audit group on August 31, 2022. **Chair Tappan** stated that the entire Board is in agreement with the commendation.

**Mr. Cabble** provided an update on Eagle Gas. During the last Board meeting, he reported that a court order was granted to NDEP to proceed with debt collection money. On April 21, 2022, the NDEP, the Carson City Sheriff's office, and NDEP's debt collection contractor proceeded to collect on that debt owed. This included seizure of both the Eagle Gas North property as well as an operating Sinclair station in south Carson City. The two properties are currently in escrow with two separate buyers. A total sales amount will be calculated once escrow closes, which is anticipated to occur at the end of this month. The amounts received from the property sales in addition to fund seized from the bank account for the operator as well as cash recovered from the premises of each property will be used to pay the approximately \$1.6 million judgment. There will be a collection contractor's fee. In addition, NDEP has some operating costs for both properties.

In response to a question from **Mr. Smith, Mr. Cabble** stated that the total for the final sales will determine whether enough has been received to cover the total costs.

**10. PUBLIC COMMENT**

There were no public comments.

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

The next meeting is scheduled to occur on December 8, 2022 at 10:00 a.m.

**12. ADJOURNMENT**

The meeting adjourned at 11:37 a.m.

DRAFT

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

**Petroleum Discharge Cleanup Fund  
Balance Sheet - State Fiscal Year 2022  
As of 11/21/2022**

**REVENUE**

Balance Forward	\$	7,500,000.00
Enrollment and Registration Fees	\$	404,900.00
Petroleum Fees	\$	14,288,467.54
Interest Earned	\$	74,330.22
Balance Forward to New Year	\$	(7,500,000.00)
<b>Total Revenue</b>	<b>\$</b>	<b>14,767,697.76</b>

**EXPENDITURES**

Board Salary	\$	1,836.98
In-State Travel	\$	225.12
Operating	\$	2,297.89
Transfer to Highway Fund	\$	8,940,898.69
Transfer to Division of Environmental Protection	\$	883,697.68
Senate Bill No. 89	\$	264,824.38
GHG Program AB452	\$	38,606.35
Petroleum Grant Program	\$	-
Department of Motor Vehicles Fee Collection Service	\$	12,714.00
Reimbursement of Claims	\$	4,622,596.67
<b>Total Expenditures</b>	<b>\$</b>	<b>14,767,697.76</b>

**LIABILITIES**

Petroleum Board Costs	\$	77.01
Highway Fund Budgeted Amount	\$	(0.31)
Pending Obligated Claims	\$	8,717.74
<b>Total Liabilities</b>	<b>\$</b>	<b>8,794.44</b>

**ACTUAL FUNDING AVAILABLE**

**\$ -**

DocuSigned by: Morgan Friend 11/23/2022 | 11:25 AM PST  
 Prepared By: \_\_\_\_\_ Date: \_\_\_\_\_

DocuSigned by: [Signature] 11/25/2022 | 2:19 PM PST  
 Reviewed By: \_\_\_\_\_ Date: \_\_\_\_\_

DocuSigned by: Michael Cable 11/28/2022 | 11:54 AM PST  
 Petroleum Fund Staff Approval Date: \_\_\_\_\_

**Petroleum Discharge Cleanup Fund  
Balance Sheet - State Fiscal Year 2023  
As of 11/21/2022**

**REVENUE**

Balance Forward	\$	7,500,000.00
Enrollment and Registration Fees	\$	385,700.00
Petroleum Fees	\$	2,450,107.73
Interest Earned	\$	-
Balance Forward to New Year	\$	-
<b>Total Revenue</b>	<b>\$</b>	<b>10,335,807.73</b>

**EXPENDITURES**

Board Salary	\$	405.92
In-State Travel	\$	55.44
Operating	\$	490.42
Transfer to Highway Fund	\$	-
Transfer to Division of Environmental Protection	\$	431,618.69
Senate Bill No. 89	\$	103,717.50
GHG Program AB452	\$	-
Petroleum Grant Program	\$	-
Department of Motor Vehicles Fee Collection Service	\$	12,714.00
Reimbursement of Claims	\$	1,239,236.28
<b>Total Expenditures</b>	<b>\$</b>	<b>1,788,238.25</b>

**LIABILITIES**

Petroleum Board Costs	\$	3,048.22
Highway Fund Budgeted Amount	\$	9,000,000.00
Pending Obligated Claims	\$	8,717.74
<b>Total Liabilities</b>	<b>\$</b>	<b>9,011,765.96</b>

**ACTUAL FUNDING AVAILABLE**

**\$ 8,547,569.48**

DocuSigned by: Morgan Friend 11/23/2022 | 11:25 AM PST

Prepared By \_\_\_\_\_ Date: \_\_\_\_\_

DocuSigned by: [Signature] 11/25/2022 | 2:19 PM PST

Reviewed By \_\_\_\_\_ Date: \_\_\_\_\_

DocuSigned by: Michael Cable 11/28/2022 | 11:54 AM PST

Petroleum Fund Staff Approval \_\_\_\_\_ Date: \_\_\_\_\_

**Agenda Item 5:  
Site Specific Board Determination No.  
C2022-01**

(FOR POSSIBLE ACTION)



STATE BOARD TO REVIEW CLAIMS

MEETING OF DECEMBER 8, 2022

Video-conferenced in Carson City and Las Vegas, Nevada  
Summary of Site-Specific Board Determination No. C2022-01

**SUBJECT:** Proposed Site-Specific Board Determination (SSBD) to Provide Reduced Petroleum Fund Coverage for Pilot Travel Centers, LLC #341, 3812 East Craig Rd, North Las Vegas, Nevada  
Petroleum Fund Case ID No. 2022000018, Facility ID No. 8-001634

**DISCUSSION:** The subject site, identified as Pilot Travel Centers, LLC #341, is located at 3812 East Craig Road, North Las Vegas, Nevada and is owned by Pilot Travel Centers, LLC. This facility consisted of three underground storage tank (UST) systems containing gasoline and three UST systems containing diesel fuel at the time of release. This facility has experienced multiple releases over time, some of which are not eligible for Fund coverage, causing a comingled plume at the site.

The Nevada Division of Environmental Protection (NDEP) recommends that the Board grant coverage with a 20% reduction. This recommendation is consistent with Board Policy Resolution No.99-022, which addresses reduction in reimbursement due to comingled contamination containing both Fund-eligible releases and non-Fund-eligible releases.

**RECOMMENDATION:** **Adoption** of Site-Specific Board Determination No. C2022-01 as proposed, granting coverage under the State of Nevada Petroleum Fund to Pilot Travel Centers, LLC #341 for \$720,000.00. This represents \$1,000,000.00 in coverage for one gasoline UST system, with a 20% reduction and a 10% copayment.

## STATE BOARD TO REVIEW CLAIMS

### Site Specific Board Determination C2022-01

Site Specific Board Determination to Provide Reduced Petroleum Fund Coverage for  
Pilot Travel Centers, LLC #341, 3812 East Craig Road, North Las Vegas, Nevada  
Petroleum Fund Case ID No. 2022000018  
Facility ID No. 8-001634

---

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

1. The subject site, identified as Pilot Travel Centers, LLC #341 and owned by Pilot Travel Centers, LLC, consists of six underground storage tank (UST) systems containing gasoline and three containing diesel fuel.
2. On July 8, 2021, representatives from the property observed a performance drop in dispensers 1 through 4 on the automotive fueling side of the property. Upon investigation, it was determined that a ball valve had failed in the isolation sump for dispensers 1 through 4. Liquid had accumulated in the isolation sump, terminating at the penetrations in the sump. This release was reported to the Nevada Spill Hotline on July 8, 2021, under Spill Report number 210708-05.
3. The failed ball valve was replaced on July 8, 2021, by a Nevada Certified Tank Handler. The suspected release was subsequently investigated, and a confirmed release was reported to the NDEP on December 14, 2021.
4. An application for coverage was received by NDEP on June 14, 2022. The application identifies the failed ball valve as the source of the release.
5. The information provided within this application describes two additional releases on the automotive fueling side of this site. An application for Fund coverage was not received for either of these previous releases and a determination of eligibility could not be established. These releases are therefore considered non-Fund-eligible release sources.
  - a. On December 23, 2019, SNHD performed an inspection of the UST systems at this facility. During this inspection it was noted that liquid was observed to stop at the penetration in the under-dispenser containment (UDC) of dispenser 9/10 on the automotive fueling side of the property. The UDC was repaired following this discovery. At the time of this application, the operator was unable to demonstrate that this suspected release had been investigated in accordance with Federal regulations.
  - b. On July 1, 2020, SNHD performed an inspection of the UST systems at this facility. During this inspection, liquid was observed to stop at the penetrations of four separate sumps on the automotive fueling side. The four sumps observed to have liquid were located at the Tank #5 middle sump, the automotive fueling side piping transition sump, dispenser 1/2 piping transition sump, and the dispenser 3/4 piping transition sump. This release was investigated, and the confirmed release was reported to the NDEP on October 6, 2020.
6. Additionally, on December 1, 2020, a ball valve within a diesel fuel transition sump on the trucking side of the facility was observed to have leaked and diesel fuel accumulated within the sump. The ball valve was replaced and this release was reported and investigated appropriately. This release was

granted full coverage under Fund case 2021000014.

7. Board Policy Resolution 99-022 addresses coverage conditions for comingled contamination from both Fund-eligible and non-Fund-eligible releases. This policy directs staff to recommend a 20% coverage reduction for sites at which contamination is resulting from Fund-eligible and non-Fund-eligible releases from the same site has been discovered coincidentally, and where the percentage of non-Fund-eligible contribution is unknown or cannot otherwise be readily identified.
8. Therefore, in accordance with Board Policy Resolution No. 99-022, NDEP recommends that the subject facility receive Fund coverage with a 20% reduction.
9. The Board has the authority to provide coverage for this case at a level other than that recommended by Fund staff.

THEREFORE, BE IT RESOLVED THAT:

1. The application identifies a failed ball valve within the isolation sump at dispensers  $\frac{1}{2}$  and  $\frac{3}{4}$  and associated to a 12,000-gallon gasoline tank, Tank 4 containing regular unleaded gasoline at the time of release, as the source. This release appears to be eligible for Fund coverage.
2. This facility has had multiple releases on the automotive fueling side of the property. Some of the releases identified may have contributed to the contamination that is being remediated, yet they are not eligible for Fund coverage at this time.
3. Board Policy Resolution 99-022 requires NDEP staff to recommend a 20% reduction to the Board for releases with contamination that is comprised of both Fund-eligible and non-Fund-eligible releases.
4. Pursuant to Board Policy Resolution No. 99-022, the Board grants coverage to Pilot Travels Centers, LLC #341, Petroleum Fund Case No. 2022000018, with a 20% reduction and 10% copayment.
5. The maximum amount that the Board will reimburse for the cleanup costs associated with this release is \$720,000.00 (maximum cap of \$1,000,000.00 for the tank system less a 20% reduction and 10% copayment) and \$720,000.00 in third party liability funds.

I, Maureen Tappan, Chair, do hereby certify that the foregoing is a full, true, and correct copy of a Site-Specific Board Determination adopted by the Nevada State Board to Review Claims on December 8, 2022.

---

Maureen Tappan, Chair  
State Board to Review Claims

**ATTACHMENT A**

Board Policy Resolution No. 99-022

Resolution to Adopt a Policy Providing Reduced Petroleum Fund Coverage for Petroleum Storage  
Tank Systems with Comingled Contamination from both Fund Eligible and Non-Fund-Eligible  
Release Sources

## STATE BOARD TO REVIEW CLAIMS

MEETING OF JUNE 14, 2012

Video conferenced from Carson City and Las Vegas, Nevada

ITEM: VIII.B

SUBJECT: Resolution to Adopt a Policy Providing Reduced Petroleum Fund Coverage for Petroleum Storage Tank Systems with Comingled Contamination from both Fund Eligible and Non-Fund Eligible Release Sources.

DISCUSSION: On June 30, 1999, The State Board to Review Claims (herein referred to as the Board) adopted Resolution #99-22, authorizing staff of the Petroleum Fund (herein referred to as the Fund) to recommend a 20% reduction in Fund coverage for petroleum storage tank releases which were the result of both Fund eligible releases and non-Fund eligible spill/overflow events, and where the percentage or volume of the non-Fund eligible contaminant contribution could not be calculated.

Board Resolution #99-22 is hereby amended to authorize Fund staff to recommend a standard 20% reimbursement reduction at sites where the percentage of contamination from any non-Fund eligible release source cannot be readily determined.

This Resolution shall not apply to cases where the volume of non-Fund eligible contamination can be removed and remediated separately from the Fund eligible contamination. Further, if the percentage of non-Fund eligible contamination can be calculated but not removed and remediated separately, Fund staff will recommend a percentage reduction in coverage pursuant to the calculated percentage. If reimbursement for the Fund eligible release is reduced pursuant to Board Resolution #94-023 due to non-compliance issues, that reduction will be added to any coverage reduction recommended pursuant to Resolution #99-22. Cases granted coverage pursuant to any of the above scenarios will also be subject to a 10% co-payment.

RECOMMENDATION: **Adoption** of Amended Resolution No. 99-22 as proposed.

## STATE BOARD TO REVIEW CLAIMS

### RESOLUTION No. 99-22, AMENDED

#### Resolution to Adopt a Policy Providing Reduced Petroleum Fund Coverage for Petroleum Storage Tank Systems with Comingled Contamination from both Fund Eligible and Non-Fund Eligible Release Sources

---

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

1. Petroleum Fund (hereinafter referred to as the Fund) coverage is often requested at sites when contamination resulting from Fund eligible petroleum storage tank system releases and from non-Fund eligible petroleum storage tank release events from the same site has been discovered coincidentally.
2. In some cases, the percentage of contamination attributed to the non-Fund eligible release event may be readily apparent. An example of such a situation would include a site where contamination has not impacted groundwater and the volume of contaminated soil associated with the non-Fund eligible release source (i.e. contamination resulting from product delivery spill events to an underground petroleum storage tank system not equipped with spill prevention equipment) can be observed and measured in the field. In this case, the non-Fund eligible portion of the soil contamination can then be removed and remediated separately from the Fund eligible contamination. Costs associated with the remediation of the non-Fund eligible contamination is subsequently not requested for reimbursement, while costs associated with the Fund eligible contamination can be covered and reimbursed, as applicable.
3. In some cases, the volume of non-Fund eligible contamination cannot be remediated separately from the Fund eligible contamination. However, if the claimant has identified the amount or percentage of non-Fund eligible contamination, reduced Fund coverage can be granted based upon a percent reduction, calculated pursuant to the percentage of contamination associated with the non-Fund eligible release events. Typically, the percentage of non-Fund eligible release contribution is calculated by the owner's Certified Environmental Manager and presented to Fund staff. Upon concurrence, staff may then present to the Board a recommendation for a respective reduced percentage of Fund coverage.
4. In cases where groundwater has been impacted by both Fund eligible and non-Fund eligible release events, it may not be possible to calculate the percentage of contribution from each of the separate release sources.

5. Non-Fund eligible petroleum storage tank system release sources include, but are not limited to, the following:
- Releases resulting from a lack of spill and/or overfill prevention equipment.
  - Releases resulting from the known operation of a petroleum storage tank system with faulty spill prevention equipment and/or faulty overfill prevention equipment, if not repaired or replaced pursuant to regulatory agency directives.
  - Product dispenser releases which emanate from above the shear valve (NAC 590.710(g)).
  - Releases which emanate from petroleum storage tank systems which are not enrolled in the Fund at the time of release discovery (NAC 590.730(4)).
  - Petroleum storage tank system releases which were discovered prior to the establishment of the Fund.
  - Non-accidental releases caused from petroleum storage tank system, owner, operator or vendor neglect.
  - Releases caused by vandalism.
  - Releases from failed petroleum storage tank components which are covered under a manufacturer or vendor warranty.
6. Board Resolution #99-22, originally adopted by the Board on June 30, 1999, authorizes Fund staff to recommend a 20% coverage reduction as a standard reduction for cases in which contamination at a site associated with an accidental (Fund eligible) release from a Fund-enrolled petroleum storage tank system and from non-Fund eligible spill/overfill events has been discovered coincidentally, and where the actual amount of contamination due to the non-Fund eligible release event cannot be readily identified.
7. Board Resolution #99-22 is hereby amended to authorize Fund staff to recommend a 20% coverage reduction for cases in which contamination is associated with both Fund-eligible petroleum storage tank releases and non-Fund eligible petroleum tank releases, and where the percentage or volume of contaminant contribution from the non-Fund eligible releases cannot be determined. If coverage for the Fund eligible release is reduced pursuant to Board Resolution #94-023 due to non-compliance issues, that reduction will be added to any coverage reduction recommended pursuant to Resolution #99-22.
8. Cases granted coverage pursuant to any of the above scenarios will also be subject to a 10% co-payment.

THEREFORE BE IT RESOLVED THAT:

Fund staff may recommend to the Board a 20% coverage reduction for sites at which contamination resulting from Fund eligible petroleum storage tank system releases and from non-Fund eligible release events from the same site has been discovered coincidentally, and where the percentage of non-Fund eligible contribution is unknown or cannot otherwise be readily identified.

This Resolution shall not apply to cases where the volume of non-Fund eligible contamination will be removed and remediated separately from the Fund eligible contamination.

If the percentage of non-Fund eligible contamination can be calculated but not removed and remediated separately, Fund staff will recommend a percentage reduction in coverage pursuant to the calculated percentage.

If coverage for the Fund eligible release is reduced pursuant to Board Resolution #94-023 due to non-compliance issues, that reduction will be added to any coverage reduction recommended pursuant to Resolution #99-22.

Cases granted coverage pursuant to any of the above scenarios will also be subject to a 10% co-payment.

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 June 14, 2012.



---

John Haycock, Chairman  
State Board to Review Claims



**Agenda Item 6:  
Site Specific Board Determination No.  
C2022-02**

**(FOR POSSIBLE ACTION)**

STATE BOARD TO REVIEW CLAIMS

MEETING OF DECEMBER 8, 2022  
Video-conferenced in Carson City and Las Vegas, Nevada  
Summary of Site-Specific Board Determination No. C2022-02

SUBJECT: Proposed Site-Specific Board Determination (SSBD) to Provide Reduced Petroleum Fund Coverage for Rebel Store #2197, 4665 East Sunset Road, Henderson, Nevada  
Petroleum Fund Case ID No. 2022000015, Facility ID No. 8-001781

DISCUSSION: The subject site, identified as Rebel Store #2197, is located at 4665 East Sunset Road, Henderson, Nevada. The applicant for coverage of this release is Rebel Oil Company. This facility consisted of three underground storage tank (UST) systems containing gasoline at the time of release discovery. A review of the facility records provided at the time of the application demonstrate non-compliance with federal and state UST regulations.

The Nevada Division of Environmental Protection (NDEP) recommends that the Board grant coverage for Tank 2 with a 20% reduction. This recommendation is consistent with Board Policy Resolution No. 94-023, which addresses reduction in reimbursement for failure to comply with UST regulatory requirements.

RECOMMENDATION: **Adoption** of Site-Specific Board Determination No. C2022-02 as proposed, granting coverage under the State of Nevada Petroleum Fund to Rebel Store #2197 for \$720,000.00. This represents \$1,000,000.00 in coverage for one gasoline UST system, with a 20% reduction and a 10% copayment.

STATE BOARD TO REVIEW CLAIMS

Site Specific Board Determination C2022-02

Site Specific Board Determination to Provide Reduced Petroleum Fund Coverage for  
Rebel Store #2197, 4665 East Sunset Road, Henderson, Nevada  
Petroleum Fund Case ID No. 2022000015  
Facility ID No. 8-001781

---

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

1. The subject site, identified as Rebel Store #2197, and located at 4665 East Sunset Road, Henderson, Nevada, consisted of three underground storage tank systems containing gasoline at the time of release discovery.
2. On April 20, 2021, Southern Nevada Health District performed an inspection and issued a First Notice of Violation stating the facility was not in compliance with federal regulations. The facility was cited for failure to monitor tanks every 30 days.
3. On June 2, 2021, Southern Nevada Health District issued a Second Notice of Violation stating the facility was not in compliance with federal leak detection regulations.
4. On June 23, 2021, Tank 2 failed a precision tank tightness test. The product in the tank was emptied on June 25, 2021.
5. The application requires leak detection documentation for the six months preceding the release and the six months following the release. The continuous statistical leak detection (CSLD) records submitted as a part of this application are incomplete. The records included with the application submittal are missing January 2021, February 2021, August 2021, and December 2021 CSLD Reports.
6. A complete application for coverage was received by NDEP on October 13, 2022. The application identifies cracks in Tank #1 and Tank #2 as the source of the release.
7. Tank #1 was previously awarded coverage under Petroleum Fund case 2017000019, for a release from the shear valve in an under-dispenser containment sump. In accordance with NRS 445C.380.1(c), this tank is not awarded additional funding for cleanup.
8. The UST system identified as Tank #2 was out of compliance with the following UST regulations at the time of the release discovery: 1. The applicant was unable to demonstrate that the tanks were being monitored every 30 days, in accordance with 40 CFR 280.34 and 40 CFR 280.45.
9. 40 CFR 280.34 (b) requires, "Owners and operators must maintain the following information: (7) Documentation of compliance with release detection requirements (280.45)...."
10. 40 CFR 280.41 states, "Owners and operators of petroleum UST systems must provide release detection for tanks and piping as follows: (a) Tanks must be monitored for releases as follows: (1) Tanks installed on or before April 11, 2016, must be monitored for releases at least every 30 days using one of the methods listed in 280.43..."

11. In accordance with Board Policy Resolution 94-23 (Attachment A) Petroleum Fund staff is required to recommend a reduction in Fund coverage for violations of federal UST and leaking UST regulations. In the event of more than one non-compliance determination, the staff recommendation to the Board will list each as a separate item for the Board's consideration, and will recommend to the Board that any reimbursement awarded be reduced by the largest percentage associated with any single item. The proposed percent reductions associated with the violations at the site are as follows:
  - a. UST.002 – Failure to comply with UST General Operating Requirements. 40 CFR 280.30 – 280.34. – 10% Reduction
  - b. UST.003 – Failure to comply with General Requirements for all UST systems, Release Detection. 40 CFR 280.40-280.45 – 20% Reduction
12. Therefore, in accordance with Board Policy Resolution No. 94-023, NDEP recommends that the subject facility receive Fund coverage with a 20% reduction.
13. The Board has the authority to provide coverage for this case at a level other than that recommended by Fund staff.

THEREFORE, BE IT RESOLVED THAT:

1. The application identifies a 12,000-gallon gasoline tank, Tank 2 (middle Tank) containing regular unleaded gasoline at the time of release, as the source.
2. The UST system was out of compliance with regulatory requirements at the time of release discovery. The owner is unable to demonstrate the following:
  - a. The operator was unable to provide documentation demonstrating the tanks were being monitored for leaks every 30 days (40 CFR 280.34)
  - b. Twelve months of records indicating the tanks were being monitored every 30 could not be demonstrated (40 CFR 280.41).
3. Board Policy Resolution 94-023 requires NDEP staff to recommend a 20% reduction to the Board, which is the largest percentage of the multiple non-compliance violations associated with this facility.
4. Pursuant to Board Policy Resolution No. 94-023, the Board grants coverage to Rebel #2197, Petroleum Fund Case No. 2022000015, with a 20% reduction and 10% copayment.
5. The maximum amount that the Board will reimburse for the cleanup costs associated with this release is \$720,000.00 (maximum cap of \$1,000,000.00 for the tank system less a 20% reduction and 10% copayment) and \$720,000.00 in third party liability funds.

I, Maureen Tappan, Chair, do hereby certify that the foregoing is a full, true, and correct copy of a Site Specific Board Determination adopted by the Nevada State Board to Review Claims on December 8, 2022.

---

Maureen Tappan, Chair  
State Board to Review Claims

**ATTACHMENT A**

Board Resolution No. 94-023

Resolution to Adopt a Policy Regarding the Reduction in Reimbursement for Failure to Comply with  
Regulatory Guidelines

STATE BOARD TO REVIEW CLAIMS

MEETING OF NOVEMBER 30, 1994  
Las Vegas, Nevada

ITEM: IV. A.

SUBJECT: Proposed policy on the reduction in reimbursement for failure to comply with regulatory guidelines

DISCUSSION: While a majority of underground storage tank owners/operators fall into the category of being in compliance with the regulations governing underground storage tanks, a sub-population exists of owners/operators who are not in compliance.

Compliance with the regulatory requirements ensures that the environmental damage accompanying a release and the concurrent remediation costs will be held to a minimum. In the absence of compliance, the probability that environmental damage and cost will be larger tends to increase. This is based on analyses of remediations within the State of Nevada and is taken in the context of the entire underground storage tank population as a whole, and not to any one site.

The costs of cleanups have been greater where ongoing contamination has been undetected and has increased its boundaries over time due to gradient-driven migration. To extend the Petroleum Fund benefits in an equitable and fair manner, a determination may be made as to what contributions, if any, an owner/operator's action or inactions may have made to the cleanup cost. A key element in this determination is the owner/operator's compliance with the pollution prevention provisions of the UST regulations at the time of and leading up to leak discovery.

The Board is required to deny all reimbursements for a claim when a person's actions are proximate cause to a discharge to the environment (NRS 590.900(1)). However, the Board may choose to apply a reduction in reimbursement relative to the impact of a claimant's noncompliance for issues that are not proximate cause for a discharge. In order to reduce staff bias, a Board-directed reduction schedule is proposed. Such a schedule could then be adjusted by the Board at its discretion based upon the facts warranted by each case.

A draft policy was distributed to all Certified Environmental Consultants in April, 1994. Comments received were incorporated in a revision that was re-distributed in August, 1994. The draft policy presented at the September 29, 1994, Board meeting incorporated the comments received.

At its September 29, 1994, meeting, the Board decided to defer decision on this issue until after a designated task force meeting discussed the issue further. The task force was formed in order to discuss significant issues raised during the meeting and to allow additional opportunity for input.

The task force met on October 11, 1994, and consisted of members from industry, the consulting community, the Board, and NDEP. Consensus was achieved on many items which have been included in the revised draft policy. However, significant issues which still remain include:

1. The use of a reimbursement reduction when other fines/enforcement mechanisms exist.
2. Reducing reimbursement levels may limit or stop cleanups.
3. Consultants may feel the impacts of reimbursement reductions since they often delay billings to coincide with reimbursements.
4. Delaying implementation of a reimbursement policy to allow for additional regulatory education for small owners in rural areas.
5. Using a fine-based penalty rather than a reduction in reimbursement.

RECOMMENDATION: Adoption of Resolution No. 94-023 as proposed.

STATE BOARD TO REVIEW CLAIMS

RESOLUTION NO. 94-023

Resolution to Adopt a Policy  
Regarding the Reduction in Reimbursement for Failure to Comply  
with Regulatory Guidelines

---

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

1. NRS 590.900(1) requires:

"Any person who, through willful or wanton misconduct, through gross negligence or through violation of any applicable statute or regulation including specifically any state or federal standard pertaining to the preparation or maintenance of sites for storage tanks, proximately causes a discharge is liable to the division for any cost in cleaning up the discharge or paying for it to be cleaned up."

2. Non-compliance to certain regulations may not necessarily be proximate cause for a discharge as defined in Finding No. 1, but may still result in increased costs for site remediation.
3. Delays in the discovery and/or remediation of a contamination may not be a proximate cause as defined in Finding No. 1, but may still result in increased costs for site remediation.
4. NRS 590.830(1) requires the Board to, "...review each claim presented and authorize payment to the extent warranted by the facts of the case." [emphasis added]
5. Attachment "A", which is made a part of this Resolution, contains a Reimbursement Reduction Schedule for failure to comply with pertinent underground storage tank regulations.
6. Attachment "B", which is made a part of this Resolution, contains the procedures for the staff of the Nevada Division of Environmental Protection Agency to implement a reimbursement reduction policy.

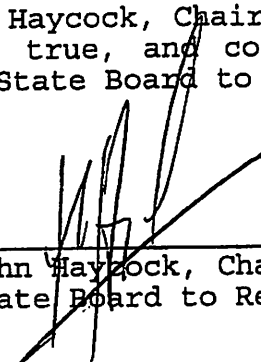
THEREFORE BE IT RESOLVED:

1. That a determination (using the procedures outlined in Attachment "B" of this Resolution) be made of claimants applying for reimbursement from the State of Nevada Petroleum Fund as to that claimant's compliance to the underground storage tank regulations.



2. That when a determination of non-compliance is made, the staff of the Nevada Division of Environmental Protection will recommend to the Board that any reimbursement awarded be reduced in accordance with the Reimbursement Reduction Schedule specified in Attachment "A" of this Resolution.
3. That the Board reserves the right to adjust each staff recommendation based upon the facts of each case.
4. That the staff of the NDEP apply this policy on all outstanding unreviewed reimbursement requests upon the date of adoption.

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 November 30, 1994.



---

John Haycock, Chairman  
State Board to Review Claims

**ATTACHMENT A**

**NEVADA STATE BOARD TO REVIEW CLAIMS  
REIMBURSEMENT REDUCTION POLICY**

Staff recommendations for reduction(s) in reimbursement will be submitted to the State of Nevada Board to Review Claims if a determination of non-compliance with the Underground Storage Tank Regulations is made pursuant to the procedures in Attachment B. Recommendations to the Board will be based on the following criteria:

Leaking Underground Storage Tank (LUST) Regulations.

Non-compliance with the LUST regulations for preventing petroleum releases will be assessed as follows:

LUST.001 Failure to comply with Release Reporting, Investigation and Confirmation. 40 CFR 280.50 - 280.53.

\* 40 percent reduction

LUST.002 Failure to comply with Release Response and Corrective Action. 40 CFR 280.60 - 280.65; 280.67.

\* 40 percent reduction

LUST.003 Failure to comply with the Corrective Action Plan as evidenced by a Finding of Alleged Violation. 40 CFR 280.66.

\* 40 percent reduction

Underground Storage Tank (UST) Regulations.

Non-compliance at the time of leak discovery with the UST regulations for preventing petroleum releases will be assessed as follows:

- UST.001 Failure to comply with UST Design, Construction, Installation, Notification, or Change in Service. 40 CFR 280.20 - 280.21; 280.70 - 280.71
- \* 10 percent reduction
- UST.002 Failure to comply with UST General Operating Requirements. 40 CFR 280.30 - 280.34
- \* 10 percent reduction
- UST.003 Failure to comply with General Requirements for all UST Systems, Release Detection. 40 CFR 280.40 - 280.45
- \* 20 percent reduction
- UST.004 Failure to comply with Out-of-Service UST Systems and Closure Requirements. 40 CFR 280.72 - 280.74.
- \* 10 percent reduction
- UST.005 Failure to comply with Financial Responsibility when required. 40 CFR 280.90 - 280.111; NRS 590.850.  
(Responsible parties of tanks not enrolled in the Petroleum Fund are not eligible for reimbursement)
- \* 20 percent reduction

Note: Where non-compliance was the proximate cause of a discharge to the environment, the responsible party is not eligible for reimbursement.

## **ATTACHMENT B**

### **STATE BOARD TO REVIEW CLAIMS REIMBURSEMENT REDUCTION POLICY - IMPLEMENTATION PROCEDURES**

#### **NON-COMPLIANCE - definition**

Non-compliance is the determination by NDEP staff that the requirement(s) of the regulation(s) cited ( 40 CFR 280; NAC 459) has/have not been fulfilled as described below.

#### **DATE OF LEAK DISCOVERY - definition**

Date of leak discovery is the date that the responsible party knew or should have known that there was contamination caused as a result of his tank system.

#### **CLAIM REVIEW AND DETERMINATION**

Prior to presentation to the Board, each claim and/or case evaluation shall be reviewed by the technical case manager for any factual evidence of non-compliance existing at the time of or any time after leak discovery.

The review process shall include but not be limited to the review of any

- a. FOAV's, 14 day notices, or notification letters of non-compliance issued by a regulatory entity,
- b. Information supplied by a regulatory entity or certified environmental manager (CEM),
- c. Information obtained from an inspection of the facility,
- d. Statements containing material facts.

The regulatory staff shall make a determination of compliance based on his/her review and send the owner a notification letter of apparent non-compliance as described in these procedures.

In the absence of information to the contrary, the facility will be determined to be in compliance at the time of, or after, leak discovery.

The owner, with a copy to both the owner's agent and appropriate regulatory staff, will be advised by certified mail of a determination of apparent non-compliance no less than 30 days prior to presentation of a claim to the Board. This notification will advise the owner that his claim(s) for reimbursement will not be presented to the Board until there has been resolution of the non-compliance issue in accordance with applicable enforcement policy.

**ATTACHMENT B**  
**Implementation Procedures**

2

**ACTION TAKEN FOR APPARENT NON-COMPLIANCE (LUST - leaking underground storage tank)**

Upon making the determination that a facility is in apparent non-compliance, the regulatory entity will notify the facility owner in writing of this determination and the reasons for such determination based on policy. The owner will be allowed 15 days to submit an intent to comply, and 90 days to comply.

At the end of 90 days, if such evidence has not been received by the regulatory entity, a notification will be sent by certified mail to the owner advising him that he has been found to be non-compliant. This may result in the issuance of a Finding of Alleged Violation (FOAV).

A LUST notification and a FOAV will contain the advisory that the processing of any claim for reimbursement will be delayed pending the receipt of a response from the owner, and any Petroleum Fund reimbursement may be reduced for a FOAV or determination of non-compliance.

**ACTION TAKEN FOR APPARENT NON-COMPLIANCE (UST - underground storage tank)**

Upon making the determination (in accordance with UST regulations) that a federally regulated facility is in apparent non-compliance, the regulatory entity will notify the facility owner in writing of this determination and the reasons for such determination based on regulations. The owner will be allowed 30 days to comply, submit an intent to comply, or show proof that he was in compliance.

At the end of 30 days, if such evidence has not been received by the regulatory entity, notification will be sent by certified mail to the owner advising him that he has been found to be non-compliant.

A UST notification will contain the advisory that the processing of any claim for reimbursement will be delayed pending the receipt of a response from the owner, and any Petroleum Fund reimbursement may be reduced for a determination of non-compliance.

**PRESENTATION TO THE BOARD**

The staff of the Petroleum Fund shall present to the Board, as a non-consensual agenda item, all claims where the claim review has resulted in a reimbursement reduction recommendation. All reimbursement reduction recommendations will be made according to the schedule of reductions as defined in Attachment A. An owner may request and be granted a postponement of the presentation of his/her case to the Board at any time.

**ATTACHMENT B**  
**Implementation Procedures**

3

**BOARD DETERMINATION OF REIMBURSEMENT REDUCTION**

Any reimbursement reduction determined by the Board shall become effective commencing with the claim such determination was made.

The reimbursement reduction will also apply to all subsequent claims for that case, unless otherwise directed by the Board.

Both the owner and the owner's agent will be notified of the Board's action.

**PROCEDURES FOR USING AND MODIFYING THE SCHEDULE OF REIMBURSEMENT REDUCTION RECOMMENDATIONS (ATTACHMENT A)**

Attachment A shall set forth the percentage reduction recommendations that the staff of the Petroleum Fund shall present to the Board.

In the case of more than one non-compliance determination, the staff recommendation to the Board will list each as a separate item for the Board's consideration and will recommend to the Board that any reimbursement awarded be reduced by the largest percentage associated with any single item.

Modification of attachment A shall be by Board action.

Prior to any modification becoming effective, a 90 day period shall elapse from the time of the Board action revising Attachment A. Any revision shall not be retroactive, but apply only to those claims submitted or reviewed by the Board from the effective date onward.

**APPEAL**

The Board to Review Claims is the final authority within the NDEP of the reimbursement awarded to each claimant. In cases of disagreement with recommendations or conclusions made by the staff of NDEP, the case will be placed on the agenda of a regularly scheduled Board meeting so that evidence and other information may be presented to the Board for their review.

**Agenda Item 7:**  
**Amend Board Policy Resolution 2017-01**  
(FOR POSSIBLE ACTION)

## NEVADA BOARD TO REVIEW CLAIMS

MEETING DECEMBER 8, 2022

Video conferenced from Carson City and Las Vegas, Nevada

**SUBJECT:** Policy Resolution No. 2017-01 Provides Criteria for Aboveground Storage Tank (AST) Registration and Recommended Coverage Reductions for Certain AST Business Practices.

**DISCUSSION:** The subject resolution was initially adopted by the Board to Review Claims June 8, 2017 and later amended to include a coverage reduction schedule June 14, 2018. The following provides further amendments to the resolution pursuant to state regulation changes and adds suspected release reporting and investigation requirements for Petroleum Fund registered ASTs.

Petroleum Fund (Fund) statute NRS 445C.410 allows ASTs that have a capacity of 30,000 gallons or less to be registered in the Fund 6-months after paying the fee set in NRS 445C.340. These systems must also be monitored for discharges of petroleum in accordance with NAC 445C.250.

The design and general operation of most AST systems, which may include underground distribution piping, are not regulated by the Nevada Division of Environmental Protection's (NDEP) storage tank program. They are not subject to the same compliance requirements for maintenance, monitoring, suspected release reporting, and suspected release investigation required of underground storage tank systems, which are intended to prevent and identify potential releases to the environment.

Revisions to this policy incorporate recent amendments to NAC 445C.250, which requires an AST with underground distribution piping that cannot be visually inspected to demonstrate line tightness upon enrollment and annually thereafter. In addition, if the underground distribution piping is metallic and in contact with the ground, it must be cathodically protected from corrosion. Amendments also include a requirement to report a suspected release and determine if a discharge to the environment has occurred. Lastly, additional recommended reduction values have been added for certain business practices that cause or are proximate to the cause of a release, or delay investigation or cleanup of a release to the environment.

**RECOMMENDATION:** **Adoption** of Amended Policy Resolution No. 2017-01, as proposed.



NEVADA BOARD TO REVIEW CLAIMS  
RESOLUTION No. 2017-01

Resolution Establishing Fund Registration and Coverage Conditions  
for Aboveground Storage Tank Systems

---

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

1. NRS 445C.410 provides for AST systems with a capacity of 30,000 gallons or less to enroll in the Fund after applying to the Board and paying the registration fee. The tank is enrolled in the Fund and eligible for coverage 6 months after the tank is registered and the required fee is first paid.
2. The design and operation of most AST systems are not regulated by NDEP's storage tank program, and some AST systems may have underground distribution piping that cannot be visibly inspected.
3. Per NAC 445C.250, AST systems are required to be visually inspected monthly as a condition of registration and enrollment into the Fund. If an AST has underground distribution piping that cannot be visibly inspected, it must be tested by a NDEP certified tank tester. Tightness testing must be performed within the 6 months prior to the system's enrollment date to verify the piping is not leaking.
4. Recently, Petroleum Fund regulation NAC 445C.250 was amended to include additional inspection and monitoring requirements for registered ASTs. Operators of registered ASTs with underground distribution piping that cannot be visually inspected must hire a NDEP certified tester each year to verify the piping is not leaking. Additionally, if the underground piping material is metallic and in contact with the ground, the operator must verify the piping is protected from corrosion by hiring a qualified corrosion protection tester to verify the cathodic protection system is functioning each year. The above testing should be performed annually (within 12 months of the most recent test) to stay in compliance.
5. If a concrete vault is installed such that the AST distribution piping can be visually inspected and isolated from soil, tightness testing and cathodic protection will not be applicable to that AST system.
6. Underground Storage Tank (UST) systems are regulated by NDEP's storage tank program. In addition to UST operators demonstrating routine system tightness pursuant to CFR 280.41, they are also required to report and investigate suspected releases pursuant to CFR 280.50 and 280.52. As a result, a suspected release from a UST system to the environment is expected to be identified and confirmed in a timely manner.
7. Most AST systems are not regulated by NDEP's storage tank program and do not have requirements for suspected release reporting and investigation. Without these requirements, a suspected release, as indicated by inspection and monitoring requirements of NAC 445C.250, may not be investigated to determine whether or not a discharge to the environment has occurred. This may create additional liability to the Fund due to greater cleanup costs if contamination is discovered at a later date.

8. Policy Resolution 94-023 addresses Fund coverage reduction recommendations for USTs relating to compliance issues that have either caused or are proximate to the cause of a release. To create an even playing field, operators of Fund registered ASTs should have comparable coverage reduction recommendations for failure to maintain, inspect, and monitor ASTs, as well as failure to report and investigate a suspected release.

THEREFORE BE IT RESOLVED THAT:

1. Pursuant to NAC 445C.250, an operator of a Fund registered AST system shall ensure:
  - a. All AST systems are visually inspected on a monthly basis.
  - b. AST systems with underground distribution piping, regardless of the length, that cannot be visibly inspected are tested for tightness at least once every 12 months.
  - c. A test is performed demonstrating all metallic distribution piping, that is underground and cannot be visibly inspected, is protected from corrosion at least once every 12 months.
  - d. Records of the above inspections and testing are maintained and made available to NDEP for review upon request.
2. An operator must provide documentation demonstrating the following within the 6-months prior to initial AST Fund enrollment or reenrollment (following a lapse):
  - a. Tightness testing of all distribution piping that cannot be visibly inspected.
  - b. Testing that demonstrates metallic underground piping that cannot be visibly inspected is protected from corrosion.
3. If an AST system with distribution piping that cannot be visibly inspected is installed with or retrofitted to include a concrete vault that enables the pipeline(s) to be visibly inspected, Numbers 1.b, 1.c, 2.a and 2.b above do not apply to that AST system.
4. An operator must notify Fund staff of changes of petroleum fuel types stored in a registered AST no more than 30 days following the fuel change.
5. An operator must report a suspected release, as indicated by inspection or testing records required by NAC 445C.250, within 1 business day of receiving the inspection or test result. The operator may call or email the NDEP spill/compliant hotline or Petroleum Fund staff to report a suspected release.
6. The operator will take action to investigate whether or not a release to the environment has occurred following a suspected release, within 10 business days, unless an alternative schedule is provided by NDEP staff.
7. Staff shall recommend the following Fund coverage reductions for AST noncompliance:
  - a. Failure to provide monthly visual inspection reports upon request – 10% Reduction
  - b. Failure to update enrollment information within 30 days of changing petroleum fuel type

- in an enrolled AST – 10% Reduction
- c. Failure to comply with corrosion requirements for metallic underground piping that cannot be visually inspected – 10% Reduction
  - d. Failure to comply with tightness testing requirements for piping that cannot be visually inspected – 20% Reduction
  - e. Failure to notify NDEP of a suspected release within 1 business day (e.g. visual inspection identifies a release from the tank to the ground or surface water, or a failed underground pipe tightness test result) – 20% Reduction
  - f. Failure to take action necessary to investigate whether or not a release to the environment has occurred following a suspected release – 40% Reduction
  - g. Failure to notify NDEP of a reportable confirmed release within reporting timeframes pursuant to NAC 445A.345 to NAC 445A.348 – 40% Reduction
  - h. Failure to remove a regulated substance released to secondary containment from the secondary containment such that it either caused or is proximate to the cause of a release to the environment – 40% Reduction
  - i. Failure to conduct immediate action necessary to mitigate and abate a hazard, including but not limited to, the removal of regulated substance from any leaking AST system in an amount that is required to prevent any additional release, in accordance with NAC 445A.22695 – 40% Reduction
  - j. Any unresolved violation from the United States Environmental Protection Agency of the Spill Prevention, Control and Countermeasure regulation under Section 311(j)(1)(C) of the Clean Water Act, as amended by the Oil Pollution Act of 1990, if the violation either caused or is proximate to the cause of a release – 40% Reduction

I, Maureen Tappan, Vice-Chairman, do hereby certify the foregoing is a full, true, and correct copy of a Resolution amended and adopted by the Nevada Board to Review Claims on December 8, 2022.

---

Maureen Tappan, Vice-Chairman  
Nevada Board to Review Claims

The following attachment shows amendments to the above Policy Resolution in tracked changes:

**Bold, blue** text is new text, ~~strikethrough-red~~ text is deleted text, and ~~double-strikethrough~~ green text is text moved from one section to another section.

NEVADA BOARD TO REVIEW CLAIMS

MEETING DECEMBER 8, 2022

Video conferenced from Carson City and Las Vegas, Nevada

SUBJECT: Policy Resolution No. 2017-01 Provides Criteria for Aboveground Storage Tank (AST) Registration and Recommended Coverage Reductions for Certain AST Business Practices.

DISCUSSION: **The subject resolution was initially adopted by the Board to Review Claims June 8, 2017 and later amended to include a coverage reduction schedule June 14, 2018. The following provides further amendments to the resolution pursuant to state regulation changes and adds suspected release reporting and investigation requirements for Petroleum Fund registered ASTs.**

Petroleum Fund (Fund) statute NRS 445C.410 allows ASTs that have a capacity of 30,000 gallons or less to be registered in the Fund **6-months** after paying the fee set in NRS 445C.340. **These systems must also be monitored for discharges of petroleum in accordance with NAC 445C.250.**

The design and general operation of most AST systems, which may include underground ~~components such as conveyance~~ **distribution** piping, are not regulated by the Nevada Division of Environmental Protection's (NDEP) storage tank program. They are not subject to the same compliance requirements for maintenance, ~~inspection, and~~ monitoring, **suspected release reporting, and suspected release investigation required** of underground storage tank systems, which are intended to prevent and identify potential releases to the environment.

~~Tightness integrity must be demonstrated for underground conveyance piping associated with an AST system upon enrolling into the Fund, but unlike a regulated Underground Storage Tank (UST), the underground conveyance piping associated with ASTs is not currently subject to ongoing compliance maintenance, inspection or monitoring requirements if annual enrollment does not lapse. The absence of release prevention requirements and measures necessary to avoid a delayed environmental release discovery puts both the environment and the Fund in a vulnerable position.~~

~~Policy Resolution No. 2017-01~~ **Revisions to this policy incorporate recent amendments to NAC 445C.250, which establishes that, beginning the enrollment process for federal fiscal year 2019, (formal enrollment process ends September 30, 2018) requires** an AST with underground ~~conveyance~~ **distribution** piping that cannot be visually inspected ~~must to~~ demonstrate line tightness upon enrollment and annually thereafter. In addition, if the underground ~~conveyance~~ **distribution** piping is **metallic and in contact with the ground** ~~constructed of steel~~, it must be cathodically protected from corrosion. **Amendments also include a requirement to report a suspected release and determine if a discharge to the environment has occurred.** Lastly, ~~this Policy Resolution provides~~ **additional** recommended reduction values **have been added** for certain business practices that cause or are proximate to the cause of a release, **or delay investigation or cleanup of a release** to the environment.

~~If a concrete vault is installed such that the AST piping is able to be visually inspected, tightness testing and cathodic protection will not be applicable to that AST system.~~

RECOMMENDATION:      **Adoption** of Amended Policy Resolution No. 2017-01, as proposed.

NEVADA BOARD TO REVIEW CLAIMS  
RESOLUTION No. 2017-01

Resolution Establishing Fund Registration and Coverage Conditions  
for Aboveground Storage Tank Systems

---

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

1. NRS 445C.410 provides for AST systems with a capacity of 30,000 gallons or less to enroll in the Fund after **applying to the Board and** paying the **enrollment-registration fee.**~~and visually inspecting the tank.~~ The tank is **enrolled in the Fund and** eligible for coverage, ~~pursuant to NRS 445C.410,~~ 6 months after the tank is registered and the required fee is first paid.
2. The design and operation of **most** AST systems are not regulated by NDEP's **storage tank program**, and some AST systems may have underground ~~conveyance~~**distribution** piping that cannot be visibly inspected.
3. **Per NAC 445C.250,** ~~Currently,~~ AST systems are required to ~~document system tightness~~**be visually inspected monthly upon enrollment as a condition of registration and enrollment** into the Fund. ~~If an AST has~~ underground ~~conveyance pipe~~**distribution piping** that cannot be visibly inspected, it must be tested ~~professionally for tightness~~**by a NDEP certified tank tester. Tightness testing must be performed within the 6 months prior to the system's enrollment date to verify the piping is not leaking.** ~~Once enrolled, if subsequent annual enrollment does not lapse, underground conveyance pipe testing is no longer required, in perpetuity.~~
4. **Recently, Petroleum Fund regulation NAC 445C.250 was amended to include additional inspection and monitoring requirements for registered ASTs. Operators of registered ASTs with underground distribution piping that cannot be visually inspected must hire a NDEP certified tester each year to verify the piping is not leaking. Additionally, if the underground piping material is metallic and in contact with the ground, the operator must verify the piping is protected from corrosion by hiring a qualified corrosion protection tester to verify the cathodic protection system is functioning each year. The above testing should be performed annually (within 12 months of the most recent test) to stay in compliance.**

If a concrete vault is installed such that the AST **distribution** piping can be visually inspected and isolated from soil, tightness testing and cathodic protection will not be applicable to that AST system.

~~3.5.~~

6. **Underground Storage Tank (UST) systems are regulated by NDEP's storage tank program.** ~~If a UST system is comprised of steel underground conveyance piping, it must have cathodic protection, pursuant to CFR 280.20.~~ **In addition to UST operators must also demonstrate** demonstrating routine system tightness pursuant to CFR 280.41, **they are also required to report and investigate suspected releases pursuant to CFR 280.50 and 280.52.** As a result, a **suspected** release from a UST system to the environment is expected to be identified **and confirmed** in a timely manner.

- 4.7. Most AST systems are not regulated by NDEP's storage tank program and do not have requirements for suspected release reporting and investigation. Without these requirements, a suspected release, as indicated by inspection and monitoring requirements of NAC 445C.250, may not be investigated to determine whether or not a discharge to the environment has occurred. This may create additional liability to the Fund due to greater cleanup costs if contamination is discovered at a later date.
- ~~5. Because AST systems with underground conveyance piping are not required to demonstrate system tightness on a regular basis, a release may occur to the environment without being detected in a timely manner. Not only is this detrimental to the environment, but also, it is potentially detrimental to the Fund because the cleanup costs will be greater as a result of a larger scale cleanup effort.~~
- ~~6. AST systems with underground conveyance piping that cannot be visibly inspected should therefore ensure tightness integrity on an annual basis prior to reenrollment.~~
- ~~7. AST systems with steel underground conveyance piping that cannot be visibly inspected should have cathodic protection to reduce the probability of a release to the environment.~~
8. Policy Resolution 94-023 addresses Fund coverage reduction recommendations for USTs relating to compliance issues that have either caused or are proximate to the cause of a release. To create an even playing field, **operators of Fund registered ASTs, it is reasonable that problematic business practices associated with AST maintenance** should have comparable coverage reduction recommendations **for failure to maintain, inspect, and monitor ASTs, as well as failure to report and investigate a suspected release.**

THEREFORE BE IT RESOLVED THAT:

1. Pursuant to NAC ~~590.740.2445C.250~~, **an operator of a Fund registered AST system shall ensure:**
  - a. All AST systems are visually inspected on a monthly basis.
  - b. AST systems with underground conveyance distribution piping, regardless of the length, that cannot be visibly inspected must demonstrate tightness of the pipeline(s) prior to enrollment into the Fund **are tested for tightness at least once every 12 months.**
  - c. A test is performed demonstrating all metallic distribution piping, that is underground and cannot be visibly inspected, is protected from corrosion at least once every 12 months.
  - ~~b.d.~~ **Records of the above inspections and testing are maintained** ~~The inspection reports shall be and~~ made available to NDEP for review upon request.
- ~~2. AST systems with underground conveyance piping, regardless of the length, that cannot be visibly inspected must demonstrate tightness of the pipeline(s) prior to enrollment into the Fund.~~
- ~~3. Effective federal fiscal year 2019, which begins October 1, 2018, AST enrollment and re-~~



~~enrollment in the Fund will require the following:~~

~~1. Demonstrated tightness of all conveyance piping that cannot be visibly inspected within six months prior to enrollment or re-enrollment. All tightness testing must be conducted in accordance with methods listed in 40 CFR 280.40 utilizing a Nevada Certified Tank Tester.~~

~~2. Steel conveyance piping that cannot be visibly inspected must have cathodic protection and demonstrate it is functioning on an annual basis within six months prior to enrollment and re-enrollment.~~

**2. An operator must provide documentation demonstrating the following within the 6-months prior to initial AST Fund enrollment or reenrollment (following a lapse):**

**a. Tightness testing of all distribution piping that cannot be visibly inspected.**

**b. Testing that demonstrates metallic underground piping that cannot be visibly inspected is protected from corrosion.**

**7.3.** If an AST system with ~~conveyance~~**-distribution** piping that cannot be visibly inspected is **installed with or** retrofitted to include a concrete vault that enables the pipeline(s) to be visibly inspected, Numbers ~~2~~**1.b**, ~~1~~**.c**, ~~3~~**2.a** and ~~3~~**2.b** above do not apply to that AST system.

**4.** ~~Changes~~**An operator must notify Fund staff of changes** of petroleum fuel types **stored in an enrolled-a registered** AST ~~must be updated in the Petroleum Fund Interactive Database~~ no more than 30 days following the fuel change.

**5.** **An operator must report a suspected release, as indicated by inspection or testing records required by NAC 445C.250, within 1 business day of receiving the inspection or test result. The operator may call or email the NDEP spill/compliant hotline or Petroleum Fund staff to report a suspected release.**

**6.** **The operator will take action to investigate whether or not a release to the environment has occurred following a suspected release, within 10 business days, unless an alternative schedule is provided by NDEP staff.**

~~8.7.~~ **Staff shall recommend the following Fund coverage reductions for AST noncompliance:**

a. Failure to provide monthly visual inspection reports upon request – 10% Reduction

b. Failure to update enrollment information within 30 days of changing petroleum fuel type in an enrolled AST – 10% Reduction

c. Failure to comply with corrosion requirements for ~~steel~~**-metallic underground** piping that cannot be visually inspected – 10% Reduction

d. Failure to comply with tightness testing requirements for piping that cannot be visually inspected – 20% Reduction

- e. **Failure to notify NDEP of a suspected release within 1 business day (e.g. visual inspection identifies a release from the tank to the ground or surface water, or a failed underground pipe tightness test result) – 20% Reduction**
- f. **Failure to take action necessary to investigate whether or not a release to the environment has occurred following a suspected release – 40% Reduction**
- ~~f.g.~~ Failure to notify NDEP of a reportable **confirmed** release within reporting timeframes pursuant to NAC 445A.345 to NAC 445A.348 – 40% Reduction
- ~~g.h.~~ Failure to remove a regulated substance released to secondary containment from the secondary containment such that it either caused or is proximate to the cause of a release to the environment – 40% Reduction
- ~~h.i.~~ Failure to conduct immediate action necessary to mitigate and abate **a** hazard, including but not limited to, the removal of regulated substance from any leaking AST system in an amount that is required to prevent any additional release, in accordance with NAC 445A.22695 – 40% Reduction
- ~~i.j.~~ Any unresolved violation from the United States Environmental Protection Agency of the Spill Prevention, Control and Countermeasure regulation under Section 311(j)(1)(C) of the Clean Water Act, as amended by the Oil Pollution Act of 1990, if the violation either caused or is proximate to the cause of a release – 40% Reduction

I, Maureen Tappan, Vice-Chairman, do hereby certify the foregoing is a full, true, and correct copy of a Resolution amended and adopted by the Nevada Board to Review Claims on December 8, 2022.

---

Maureen Tappan, Vice-Chairman  
Nevada Board to Review Claims

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

**STATE BOARD TO REVIEW CLAIMS  
REQUESTED/RECOMMENDED AMOUNTS - DECEMBER 8, 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.	2022000010; 80388	Thunderbird Motel: Thunderbird Motel	\$15,567.09	\$15,567.09
				<b>SUB TOTAL:</b>	<b><u>\$15,567.09</u></b>
					<b><u>\$15,567.09</u></b>
<u>NEW CASES</u>				<u>REQUESTED</u>	<u>RECOMMENDED</u>
FOR POSSIBLE ACTION	1.	2021000014; 80374	Pilot Travel Centers LLC: Pilot Travel Centers LLC #341	\$105,021.33	\$90,264.47
				<b>SUB TOTAL:</b>	<b><u>\$105,021.33</u></b>
					<b><u>\$90,264.47</u></b>
<u>ONGOING CASES</u>				<u>REQUESTED</u>	<u>RECOMMENDED</u>
FOR POSSIBLE ACTION	1.	1992000126; 80392	Clark County School District: Rc White (Arville) Transportation Satellite	\$32,332.32	\$32,332.32
FOR POSSIBLE ACTION	2.	1993000102; 80363	Rebel Oil Company: Rebel Store #2008	\$90,422.00	\$90,422.00
FOR POSSIBLE ACTION	3.	1994000027; 80373	7-Eleven, Inc: 7-Eleven #19653	\$70,797.47	\$70,797.47
FOR POSSIBLE ACTION	4.	1995000042; 80326	FBF INC: Gas 4 Less	\$15,179.70	\$15,179.70
FOR POSSIBLE ACTION	5.	1996000064; 80376	The Esslinger Family Trust: Red Rock Mini Mart	\$7,556.75	\$7,330.05
FOR POSSIBLE ACTION	6.	1996000101; 80280	Phillips 66 Company: Circle K Store #2700695	\$30,302.91	\$27,027.21

FOR POSSIBLE ACTION	7.	1998000075; 80382	55 McDermitt Crude, LLC: McDermitt Motel & Convenience Store	\$6,563.63	\$5,907.27
FOR POSSIBLE ACTION	8.	1999000014; 80384	Al Park Petroleum Inc: Pit Stop #7 Conoco	\$5,523.94	\$4,971.55
FOR POSSIBLE ACTION	9.	1999000022; 80362	Terrible Herbst Inc: Terrible Herbst #129	\$20,380.99	\$18,342.89
FOR POSSIBLE ACTION	10.	1999000086; 80364	Terrible Herbst Inc: Terrible Herbst #126	\$14,133.53	\$12,720.18
FOR POSSIBLE ACTION	11.	1999000104; 80353	Terrible Herbst Inc: Terrible Herbst #118	\$17,468.07	\$15,721.26
FOR POSSIBLE ACTION	12.	1999000243; 80379	7-Eleven, Inc: 7-Eleven #27607	\$70,515.69	\$63,464.12
FOR POSSIBLE ACTION	13.	2007000014; 80273	Raiders Oz Business, LLC: Former Ace Cab/frias Transportation	\$142,490.84	\$128,241.76
FOR POSSIBLE ACTION	14.	2007000016; 80385	Golden Gate Petroleum Of Nevada, LLC: Golden Gate Sun Valley #43	\$6,399.75	\$5,759.77
FOR POSSIBLE ACTION	15.	2010000009; 80386	Hpt Ta Properties Trust: Mill City Travel Center	\$16,304.68	\$13,206.02
FOR POSSIBLE ACTION	16.	2011000009; 80387	Cimarron West: Cimarron West	\$20,181.02	\$18,162.92
FOR POSSIBLE ACTION	17.	2012000005; 80346	Travel Systems, LLC: Zephyr Cove Resort	\$36,508.54	\$32,848.69
FOR POSSIBLE ACTION	18.	2012000012; 80340	Clark County Department Of Aviation: Former Smart Mart	\$14,988.20	\$13,349.14
FOR POSSIBLE ACTION	19.	2013000004; 80356	7-Eleven, Inc: 7-Eleven #29665	\$16,812.00	\$15,130.80
FOR POSSIBLE ACTION	20.	2013000019; 80380	Hardy Enterprises INC: Elko Sinclair #53	\$32,074.16	\$28,866.74
FOR POSSIBLE ACTION	21.	2014000004; 80381	Alsaker Corp: Broadway Colt Service Center	\$4,567.67	\$4,110.90
FOR POSSIBLE ACTION	22.	2014000007; 80372	7-Eleven, Inc: 7-Eleven #29658	\$31,453.00	\$28,291.50
FOR POSSIBLE ACTION	23.	2014000025; 80383	Superior Campgrounds Of America, LLC: Silver City Rv Resort	\$22,836.39	\$20,514.50
FOR POSSIBLE ACTION	24.	2015000009; 80210	Hpt Ta Properties Trust: Las Vegas Travel Center	\$2,857.50	\$2,571.75
FOR POSSIBLE ACTION	25.	2016000005; 80314	Golden Gate S.e.t. Retail Of Nevada, LLC: Golden Gate Petroleum 65 - Fallon	\$2,706.00	\$2,435.40
FOR POSSIBLE ACTION	26.	2016000009; 80348	7-Eleven, Inc: 7-Eleven #13685	\$14,281.71	\$12,853.54
FOR POSSIBLE ACTION	27.	2016000012; 80371	DLF Corporation: Mr Ds Fastlane	\$11,402.50	\$10,262.25
FOR POSSIBLE ACTION	28.	2016000023; 80393	Al Park Petroleum Inc: Pit Stop #1	\$16,842.90	\$12,126.89
FOR POSSIBLE ACTION	29.	2016000027; 80276	Terrible Herbst Inc: Terrible Herbst #272	\$53,957.90	\$43,705.90
FOR POSSIBLE ACTION	30.	2017000019; 80360	Rebel Oil Company: Rebel Store #2197	\$15,567.94	\$13,877.02
FOR POSSIBLE ACTION	31.	2017000035; 80359	Rebel Oil Company: Rebel Store #2177	\$20,169.14	\$18,152.23
FOR POSSIBLE ACTION	32.	2018000005; 80355	Rebel Oil Company: Rebel Store # 2153	\$4,702.00	\$4,231.80
FOR POSSIBLE ACTION	33.	2019000002; 80358	Rebel Oil Company: Rebel Store #2166	\$6,172.00	\$5,554.80
FOR POSSIBLE ACTION	34.	2019000044; 80311	7-Eleven, Inc: 7-Eleven #15829	\$62,845.24	\$56,560.72
FOR POSSIBLE ACTION	35.	2020000015; 80377	Canyon Plaza, LLC: Gas 2 Go	\$58,626.49	\$31,658.30
FOR POSSIBLE ACTION	36.	2021000026; 80369	7-Eleven, Inc: 7-Eleven #25578	\$15,320.85	\$11,777.95
<b>SUB TOTAL:</b>				<b><u>\$1,011,245.42</u></b>	<b><u>\$898,467.31</u></b>

**RECOMMENDED CLAIMS TOTAL:**

**\$1,131,833.84**

**\$1,004,298.87**

Case: #1992000126  
Claim #: 80392

**STAFF RECOMMENDATION**

December 08, 2022

Staff recommends this claim be reimbursed \$32,332.32 from the Petroleum Fund for cleanup costs.

	\$2,745,162.33	Amount Requested to Date
	(\$160,571.38)	Amount Disallowed, Past Claims
	(\$40,000.00)	Deductible/Co-Payment Satisfied to Date
	<u>(\$2,491,636.62)</u>	Amount Paid to Date
SUB TOTAL	\$32,332.32	Amount Requested this Meeting
	\$0.00	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	<u>\$32,332.32</u>	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 06/15/2022 and 10/17/2022

**Summary of work completed:** 2nd Quarter report preparation, 3rd Quarter groundwater sampling, July and September Monthly sampling, disposal of well soil cuttings and water development.

## 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>	\$2,745,162.33
<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>	\$2,544,590.95
<b>Amount Paid</b>	\$2,512,258.63

### 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

Alt ID	Tank Cap. (Gallons)	Tank Age (Years)	Tank Type	Leak Location
001	12000	Closed	Regulated UST	See Synopsis
002	12000	51	Regulated UST	See Synopsis
003	12000	51	Regulated UST	See Synopsis
004	12000	51	Regulated UST	See Synopsis



Case: #1993000102  
Claim #: 80363

**STAFF RECOMMENDATION**  
December 08, 2022

Staff recommends this claim be reimbursed \$90,422.00 from the Petroleum Fund for cleanup costs.

	\$2,588,190.03	Amount Requested to Date
	(\$27,274.04)	Amount Disallowed, Past Claims
	(\$30,000.00)	Deductible/Co-Payment Satisfied to Date
	(\$2,265,103.52)	Amount Paid to Date
SUB TOTAL	<u>\$90,422.00</u>	Amount Requested this Meeting
	\$0.00	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	<u>\$90,422.00</u>	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 07/15/2022 and 10/04/2022

**Summary of work completed:** Project management and coordination, preparation of quarterly status report, preparation of petroleum fund submittal, prepare remedial design, prepare permits for NDEP, NPDES, and NDWR, surveying services, prepare DAQ permit application, prepare NDOT encroachment permit application, prepare bid submittals, well abandonment services, and drafting services.

## 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>	\$2,588,190.03
<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>	\$2,542,130.24
<b>Amount Paid</b>	\$2,451,708.24

### 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 West Charleston Boulevard, 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: #1994000027  
Claim #: 80373

**STAFF RECOMMENDATION**  
December 08, 2022

Staff recommends this claim be reimbursed \$70,797.47 from the Petroleum Fund for cleanup costs.

	\$2,567,680.82	Amount Requested to Date
	(\$79,645.77)	Amount Disallowed, Past Claims
	(\$30,000.00)	Deductible/Co-Payment Satisfied to Date
	<u>(\$2,122,015.62)</u>	Amount Paid to Date
SUB TOTAL	\$70,797.47	Amount Requested this Meeting
	\$0.00	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	<u>\$70,797.47</u>	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 02/19/2022 and 10/17/2022

**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, routine repairs, maintenance, and data evaluation.

# 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>	\$2,567,680.82
<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>	\$2,458,035.05
<b>Amount Paid</b>	\$2,387,237.58

## 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>	William Latt 500 Speedway Drive Enon, OH 45323	<b>Telephone:</b>	(937)460-8488
<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: #1995000042  
Claim #: 80326

**STAFF RECOMMENDATION**  
December 08, 2022

Staff recommends this claim be reimbursed \$15,179.70 from the Petroleum Fund for cleanup costs.

	\$2,676,610.26	Amount Requested to Date
	(\$47,511.05)	Amount Disallowed, Past Claims
	(\$261,391.93)	Deductible/Co-Payment Satisfied to Date
	<u>(\$2,352,527.58)</u>	Amount Paid to Date
SUB TOTAL	\$15,179.70	Amount Requested this Meeting
	\$0.00	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	<u>\$15,179.70</u>	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 01/31/2022 and 07/31/2022

**Summary of work completed:** Project management; preparation of a traffic plan for groundwater monitoring; preparation of a work plan for a corrective action plan; semi-annual groundwater monitoring and sampling; preparation of semi-annual monitoring reports; NDEP communications; repair damaged wells; waste disposal; and preparation of Fund documents.

## Site Summary Report

Case Number: 1995000042 Site Name: Gas 4 Less

### Site Status

**Synopsis:** IT IS BELIEVED THAT THE CONTAMINATION ORIGINATED FROM THE PIPING SYSTEM. COPAYEES: FBF, INC. & BROADBENT & ASSOC. 2/20/97. 3RD PARTY COVERAGE GRANTED TO FIRST RELEASE. FULL COVERAGE FOR ADDITIONAL RELEASE GRANTED 5-21-08.

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

<b>Fund Coverage</b>	\$3,000,000.00
<b>Amount Fund Will Pay</b>	\$2,738,608.07
<b>Amount Requested</b>	\$2,676,610.26
<b>Amount Disallowed</b>	\$47,511.05
<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>	\$261,391.93
<b>Amount Recommended</b>	\$2,367,707.28
<b>Amount Paid</b>	\$2,352,527.58

### Site Identification

<b>Date Submitted:</b>	10/25/1994	<b>DEP Facility Number:</b>	8-000251
<b>Site Name</b>	Gas 4 Less	<b>Telephone:</b>	(702)643-6165
<b>Site Contact</b>	Sean Fayeghi		
<b>Site Address</b>	3283 Las Vegas Blvd N Las Vegas, NV 89115		
<b>County:</b>	Clark County		
<b>Owner/Operator Name:</b>	FBF INC		
<b>Contact Name of Owner/Operator:</b>	Sean Fayeghi 3283 Las Vegas Blvd. N. Las Vegas, NV 89115	<b>Telephone:</b>	(702)643-6165
<b>Prime Contractor</b>	Broadbent & Associates		
<b>Contact Name</b>	Jonathan Bell		
<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
001	8000	7	Regulated UST	See Synopsis
002	4000	7	Regulated UST	See Synopsis

Case: #1996000064  
Claim #: 80376

**STAFF RECOMMENDATION**  
December 08, 2022

Staff recommends this claim be reimbursed \$7,330.05 from the Petroleum Fund for cleanup costs.

	\$2,237,234.76	Amount Requested to Date
	(\$67,282.32)	Amount Disallowed, Past Claims
	(\$228,378.69)	Board Reduction, Past Claims
	(\$50,000.00)	Deductible/Co-Payment Satisfied to Date
	<u>(\$1,823,239.82)</u>	Amount Paid to Date
SUB TOTAL	\$7,556.75	Amount Requested this Meeting
	<u>(\$226.70)</u>	Board Reduction, This Meeting
SUB TOTAL	\$7,330.05	
	\$0.00	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	\$7,330.05	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 07/31/2022 and 09/30/2022

**Summary of work completed:** Project management; quarterly groundwater monitoring; status report preparation; preparation of air quality annual report; partial preparation of a CSM; preparation of geologic cross sections; and preparation of 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>	\$2,237,234.76
<b>Amount Disallowed</b>	\$67,282.32
<b>Misc Debit/Credit</b>	\$0.00
<b>Reduction Amount Paid</b>	\$228,605.39
<b>Pending Copay/Deductible</b>	\$0.00
<b>Copay/Deductible</b>	\$50,000.00
<b>Amount Recommended</b>	\$1,879,719.61
<b>Amount Paid</b>	\$1,872,389.56

### 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: #1996000101  
Claim #: 80280

**STAFF RECOMMENDATION**  
December 08, 2022

Staff recommends this claim be reimbursed \$27,027.21 from the Petroleum Fund for cleanup costs.

	\$2,628,858.56	Amount Requested to Date
	(\$43,382.70)	Amount Disallowed, Past Claims
	(\$255,517.29)	Deductible/Co-Payment Satisfied to Date
	<u>(\$2,299,655.66)</u>	Amount Paid to Date
SUB TOTAL	\$30,302.91	Amount Requested this Meeting
	<u>(\$272.68)</u>	Amount Disallowed this Meeting
SUB TOTAL	\$30,030.23	
	<u>(\$3,003.02)</u>	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	\$27,027.21	Allowable Amount, this Board Meeting

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

**Summary of work completed:** NDEP 1976ATC031 - 4Q20-4Q21 Remediation System Operation and Maintenance, Site Checks, and Monthly, Quarterly and Annual Sampling (as required).

## Site Summary Report

Case Number: 1996000101 Site Name: Circle K Store #2700695

### Site Status

**Synopsis:** DISCHARGE DISCOVERED OCTOBER 12, 1995. SOURCE OF THE CONTAMINATION DESCRIBED AS THE DISPENSERS OF THREE LEAKING UNDERGROUND STORAGE TANK (UST) SYSTEMS (TANK 1, TANK 2, TANK 3). EACH UST SYSTEM WAS 10,000 GALLONS AND CONTAINED GASOLINE AT THE TIME OF RELEASE. CASE SUBJECT TO 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>	\$2,628,858.56
<b>Amount Disallowed</b>	\$43,655.38
<b>Misc Debit/Credit</b>	\$0.00
<b>Reduction Amount Paid</b>	\$0.00
<b>Pending Copay/Deductible</b>	\$3,003.02
<b>Copay/Deductible</b>	\$255,517.29
<b>Amount Recommended</b>	\$2,326,682.87
<b>Amount Paid</b>	\$2,299,655.66

### Site Identification

<b>Date Submitted:</b>	05/22/1996	<b>DEP Facility Number:</b>	8-000129
<b>Site Name</b>	Circle K Store #2700695	<b>Telephone:</b>	
<b>Site Contact</b>			
<b>Site Address</b>	428 S Valley View Blvd Las Vegas, NV 89107		
<b>County:</b>	Clark County		
<b>Owner/Operator Name:</b>	Phillips 66 Company		
<b>Contact Name of Owner/Operator:</b>	Eli Gurian	<b>Telephone:</b>	(562)290-1537
	3900 Kilroy Airport Way, Suite #210 Long Beach, CA 90806		
<b>Prime Contractor</b>	Atc Group Services DBA Atlas Technical Consultants		
<b>Contact Name</b>	Anne Linette McMonagle		
<b>Contractor Address</b>	921 American Pacific Drive, Henderson, NV, Usa, Suite 309 Henderson, NV 89014		
<b>Telephone:</b>	(810)772-9841	<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	45	Regulated UST	See Synopsis
003	6000	45	Regulated UST	See Synopsis

Case: #1998000075  
Claim #: 80382

**STAFF RECOMMENDATION**  
December 08, 2022

Staff recommends this claim be reimbursed \$5,907.27 from the Petroleum Fund for cleanup costs.

	\$596,252.04	Amount Requested to Date
	(\$12,307.65)	Amount Disallowed, Past Claims
	(\$57,738.08)	Deductible/Co-Payment Satisfied to Date
	(\$519,642.68)	Amount Paid to Date
SUB TOTAL	<u>\$6,563.63</u>	Amount Requested this Meeting
	(\$656.36)	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	<u>\$5,907.27</u>	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 07/20/2022 and 09/30/2022

**Summary of work completed:** Coordinate and conduct 3rd quarter sampling, finalize and submit 1st GMR, begin drafting 2nd QTR GMR, prepare petroleum fund documentation.

## Site Summary Report

Case Number: 1998000075 Site Name: McDermitt Motel & Convenience Store

### Site Status

Synopsis: CORROSION HOLES OBSERVED IN TANKS DURING REMOVAL.

Contaminant: Gasoline (containing <= 10% ethanol)

Fund Coverage	\$2,000,000.00
Amount Fund Will Pay	\$1,800,000.00
Amount Requested	\$596,252.04
Amount Disallowed	\$12,307.65
Misc Debit/Credit	\$0.00
Reduction Amount Paid	\$0.00
Pending Copay/Deductible	\$656.36
Copay/Deductible	\$57,738.08
Amount Recommended	\$525,549.95
Amount Paid	\$519,642.68

### Site Identification

Date Submitted:	06/01/1998	DEP Facility Number:	5-000056
Site Name	McDermitt Motel & Convenience Store		
Site Contact	Narinder Mall	Telephone:	(775)421-6484
Site Address	55 Us-95 N Mc Dermitt, NV 89421		
County:	Humboldt County		
Owner/Operator Name:	55 McDermitt Crude, LLC		
Contact Name of Owner/Operator:	Narinder Mall	Telephone:	(775)421-6484
	1620 West Winnemucca Boulevard Winnemucca, NV 89445		
Prime Contractor	McGinley & Associates		
Contact Name	Caitlin Jelle		
Contractor Address	6995 Sierra Center Parkway Reno, NV 89511		
Telephone:	(775)829-2245	% Board Reduction:	0.00

### Site Characteristics

Alt ID	Tank Cap. (Gallons)	Tank Age (Years)	Tank Type	Leak Location
8	6000	22	Regulated UST	See Synopsis
7	10000	22	Regulated UST	See Synopsis

Case: #1999000014  
Claim #: 80384

**STAFF RECOMMENDATION**  
December 08, 2022

Staff recommends this claim be reimbursed \$4,971.55 from the Petroleum Fund for cleanup costs.

	\$1,107,194.16	Amount Requested to Date
	(\$65,172.93)	Amount Disallowed, Past Claims
	(\$71,518.04)	Board Reduction, Past Claims
	(\$96,497.95)	Deductible/Co-Payment Satisfied to Date
	(\$827,195.95)	Amount Paid to Date
SUB TOTAL	<u>\$5,523.94</u>	Amount Requested this Meeting
	(\$552.39)	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	<u>\$4,971.55</u>	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 08/25/2022 and 09/30/2022

**Summary of work completed:** Prepare petroleum fund documentation, finalize and submit 2nd quarter GMR, coordinate and conduct 3rd quarter sampling event, prepare draft 3rd quarter GMR

## 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>	\$1,107,194.16
<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>	\$552.39
<b>Copay/Deductible</b>	\$96,497.95
<b>Amount Recommended</b>	\$873,452.85
<b>Amount Paid</b>	\$868,481.30

### 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>	6995 Sierra Center Parkway 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: #1999000022  
Claim #: 80362

**STAFF RECOMMENDATION**  
December 08, 2022

Staff recommends this claim be reimbursed \$18,342.89 from the Petroleum Fund for cleanup costs.

	\$1,492,395.79	Amount Requested to Date
	(\$50,600.27)	Amount Disallowed, Past Claims
	(\$142,141.45)	Deductible/Co-Payment Satisfied to Date
	<u>(\$1,208,077.17)</u>	Amount Paid to Date
SUB TOTAL	\$20,380.99	Amount Requested this Meeting
	<u>(\$2,038.10)</u>	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	\$18,342.89	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 06/30/2022 and 10/01/2022

**Summary of work completed:** groundwater monitoring and sampling, laboratory analysis of groundwater samples, report preparation and submittal, preparation and submittal of claim packet, preparation and submittal of work plan, proof of payment preparation and submittal.

## Site Summary Report

Case Number: 1999000022 Site Name: Terrible Herbst #129

### Site Status

**Synopsis:** CONTAMINATION DISCOVERED SEPTEMBER 15, 1998. THE APPLICATION IDENTIFIED THE SOURCE OF RELEASE AS THE TANK OF A 10,000 GALLON UNDERGROUND STORAGE TANK (UST) SYSTEM (TANK 001) CONTAINING GASOLINE. COVERAGE WAS ISSUED WITH A 10% COPAYMENT.

**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>	\$1,492,395.79
<b>Amount Disallowed</b>	\$50,600.27
<b>Misc Debit/Credit</b>	\$0.00
<b>Reduction Amount Paid</b>	\$0.00
<b>Pending Copay/Deductible</b>	\$2,038.10
<b>Copay/Deductible</b>	\$142,141.45
<b>Amount Recommended</b>	\$1,297,615.97
<b>Amount Paid</b>	\$1,279,273.08

### Site Identification

<b>Date Submitted:</b>	11/05/1998	<b>DEP Facility Number:</b>	8-000658
<b>Site Name</b>	Terrible Herbst #129	<b>Telephone:</b>	
<b>Site Contact</b>			
<b>Site Address</b>	4895 Spring Mountain Rd Las Vegas, NV 89102		
<b>County:</b>	Clark County		
<b>Owner/Operator Name:</b>	Terrible Herbst INC		
<b>Contact Name of Owner/Operator:</b>	Ben Scott 3440 West Russell Road Las Vegas, NV 89118	<b>Telephone:</b>	(325)716-9344
<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	10000	Closed	Regulated UST	See Synopsis



Case: #1999000086  
Claim #: 80364

**STAFF RECOMMENDATION**  
December 08, 2022

Staff recommends this claim be reimbursed \$12,720.18 from the Petroleum Fund for cleanup costs.

	\$1,831,978.00	Amount Requested to Date
	(\$89,671.70)	Amount Disallowed, Past Claims
	(\$172,817.30)	Deductible/Co-Payment Satisfied to Date
	<u>(\$1,429,100.37)</u>	Amount Paid to Date
SUB TOTAL	\$14,133.53	Amount Requested this Meeting
	<u>(\$1,413.35)</u>	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	\$12,720.18	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 04/24/2022 and 10/01/2022

**Summary of work completed:** Preparation and submittal of limited high resolution site characterization report, investigation-derived waste profiling, treatment, and recycling, groundwater monitoring and sampling, laboratory analysis of samples, report preparation and submittal, claim packet preparation and submittal, proof of payment preparation and submittal.

## 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>	\$1,831,978.00
<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>	\$1,413.35
<b>Copay/Deductible</b>	\$172,817.30
<b>Amount Recommended</b>	\$1,568,075.65
<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 INC		
<b>Contact Name of Owner/Operator:</b>	Ben Scott 3440 West Russell Road Las Vegas, NV 89118	<b>Telephone:</b>	(325)716-9344
<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: #1999000104  
Claim #: 80353

**STAFF RECOMMENDATION**  
December 08, 2022

Staff recommends this claim be reimbursed \$15,721.26 from the Petroleum Fund for cleanup costs.

	\$2,818,880.09	Amount Requested to Date
	(\$154,624.02)	Amount Disallowed, Past Claims
	(\$264,678.79)	Deductible/Co-Payment Satisfied to Date
	<u>(\$2,327,685.30)</u>	Amount Paid to Date
SUB TOTAL	\$17,468.07	Amount Requested this Meeting
	<u>(\$1,746.81)</u>	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	\$15,721.26	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 06/30/2022 and 10/01/2022

**Summary of work completed:** groundwater monitoring and sampling, laboratory analysis of groundwater samples, report preparation and submittal, preparation and submittal of claim packet, and proof of payment preparation and submittal.

# Site Summary Report

Case Number: 1999000104 Site Name: Terrible Herbst #118

## Site Status

**Synopsis:** CONTAMINATION DISCOVERED JUNE 10, 1999 DURING REMOVAL OF THE UNDERGROUND STORAGE TANK (UST) SYSTEMS. THE ORIGINAL APPLICATION IDENTIFIED CORROSION HOLES IN THE NORTHERNMOST 12,000 GALLON UST (TANK 1) CONTAINING GASOLINE AS THE SOURCE OF THE CONTAMINATION. AN AMENDED APPLICATION IDENTIFIED FISSURES IN THE FIBERGLASS PRODUCT PIPING ASSOCIATED TO A 12,000 GALLON UST SYSTEM (TANK 2) AND DISCOVERED DURING PIPING REMOVAL ACTIVITIES APRIL 17, 2000 AS THE SOURCE FOR THE SECOND RELEASE.

**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>	\$2,818,880.09
<b>Amount Disallowed</b>	\$154,624.02
<b>Misc Debit/Credit</b>	\$0.00
<b>Reduction Amount Paid</b>	\$0.00
<b>Pending Copay/Deductible</b>	\$1,746.81
<b>Copay/Deductible</b>	\$264,678.79
<b>Amount Recommended</b>	\$2,397,830.47
<b>Amount Paid</b>	\$2,382,109.21

## Site Identification

<b>Date Submitted:</b>	07/30/1999	<b>DEP Facility Number:</b>	8-000655
<b>Site Name</b>	Terrible Herbst #118		
<b>Site Contact</b>		<b>Telephone:</b>	
<b>Site Address</b>	3650 W Sahara Ave Las Vegas, NV 89102		
<b>County:</b>	Clark County		
<b>Owner/Operator Name:</b>	Terrible Herbst INC		
<b>Contact Name of Owner/Operator:</b>	Ben Scott	<b>Telephone:</b>	(325)716-9344
	3440 West Russell Road Las Vegas, NV 89118		
<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	46	Regulated UST	See Synopsis

Case: #1999000243  
Claim #: 80379

**STAFF RECOMMENDATION**  
December 08, 2022

Staff recommends this claim be reimbursed \$63,464.12 from the Petroleum Fund for cleanup costs.

	\$1,951,886.16	Amount Requested to Date
	(\$56,887.91)	Amount Disallowed, Past Claims
	(\$397,897.10)	Board Reduction, Past Claims
	(\$142,658.54)	Deductible/Co-Payment Satisfied to Date
	<u>(\$1,200,975.57)</u>	Amount Paid to Date
SUB TOTAL	\$70,515.69	Amount Requested this Meeting
	<u>(\$7,051.57)</u>	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	\$63,464.12	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 09/28/2002 and 10/14/2022

**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, maintenance and data evaluation. Quarterly free-product gauging.

## 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>	\$1,951,886.16
<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>	\$7,051.57
<b>Copay/Deductible</b>	\$142,658.54
<b>Amount Recommended</b>	\$1,347,391.04
<b>Amount Paid</b>	\$1,283,926.92

### 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>	William Latt 500 Speedway Drive Enon, OH 45323	<b>Telephone:</b>	(937)460-8488
<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: #2007000014  
Claim #: 80273

**STAFF RECOMMENDATION**  
December 08, 2022

Staff recommends this claim be reimbursed \$128,241.76 from the Petroleum Fund for cleanup costs.

	\$4,654,901.03	Amount Requested to Date
	(\$37,112.58)	Amount Disallowed, Past Claims
	(\$447,529.76)	Deductible/Co-Payment Satisfied to Date
	<u>(\$3,857,554.64)</u>	Amount Paid to Date
SUB TOTAL	\$142,490.84	Amount Requested this Meeting
	<u>(\$14,249.08)</u>	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	\$128,241.76	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 08/12/2021 and 08/16/2022

**Summary of work completed:** 4th Quarter 2022 and 1st Quarter 2022 groundwater sampling report preparation, 1st Quarter 2022 and 2nd Quarter 2022 groundwater sampling events, 2nd Quarter 2022 report preparation, PulseOx System maintenance, evaluation/testing, oversight of the installation of the PulseOx systems, and compound fence construction.

# Site Summary Report

Case Number: 2007000014 Site Name: Former Ace Cab/frias Transportation

## Site Status

**Synopsis:** INITIAL APPLICATION (2007000014) - THREE USTS WERE REMOVED FROM THE SITE ON SEPTEMBER 20, 2006. THE BOTTOM OF TANK #1 WAS OBSERVED TO BE CORRODED. SAMPLING REVEALED TPH ABOVE THE STATE ACTION LEVEL. 2ND \$1,000,000 PROVIDED 6/9/11 (THIRD PART LIABILITY). A SECOND APPLICATION (2017000001) WAS RECEIVED ON JANUARY 19, 2017 FOR TWO TANK RELEASES. TANK #1 WAS ALREADY COVERED AND NOT ELIGIBLE FOR ADDITIONAL COVERAGE. TANK #3 (INSTALLED IN 1996) WAS ADDED ON 4/4/17 UNDER THE EXISTING CASE NUMBER OF 2007000014. NEW APPLICATION (2019000038) F...

**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>	\$4,654,901.03
<b>Amount Disallowed</b>	\$37,112.58
<b>Misc Debit/Credit</b>	\$0.00
<b>Reduction Amount Paid</b>	\$0.00
<b>Pending Copay/Deductible</b>	\$14,249.08
<b>Copay/Deductible</b>	\$447,529.76
<b>Amount Recommended</b>	\$4,156,009.61
<b>Amount Paid</b>	\$4,027,767.85

## Site Identification

<b>Date Submitted:</b>	11/30/2006	<b>DEP Facility Number:</b>	8-000204
<b>Site Name</b>	Former Ace Cab/frias Transportation		
<b>Site Contact</b>	Don Webb	<b>Telephone:</b>	(510)610-7667
<b>Site Address</b>	5010 S Valley View Blvd Las Vegas, NV 89118		
<b>County:</b>	Clark County		
<b>Owner/Operator Name:</b>	Raiders Oz Business, LLC		
<b>Contact Name of Owner/Operator:</b>	Greg Gilbert	<b>Telephone:</b>	(702)669-4600
	1475 Raiders Way Henderson, NV 89052		
<b>Prime Contractor</b>	Converse Consultants		
<b>Contact Name</b>	Kurt Goebel		
<b>Contractor Address</b>	6610 W. Arby, Suite 104 Las Vegas, NV 89118		
<b>Telephone:</b>	(702)271-6839 Ext: 2	<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
001	10000	Closed	Regulated UST	Tank
003	10000	34	Regulated UST	Tank
003	10000	16	Regulated UST	Pipe
001	20000	25	Regulated UST	tank fill riser



Case: #2007000016  
Claim #: 80385

**STAFF RECOMMENDATION**  
December 08, 2022

Staff recommends this claim be reimbursed \$5,759.77 from the Petroleum Fund for cleanup costs.

	\$654,832.77	Amount Requested to Date
	(\$1,246.49)	Amount Disallowed, Past Claims
	(\$64,718.64)	Deductible/Co-Payment Satisfied to Date
	(\$578,217.78)	Amount Paid to Date
SUB TOTAL	<u>\$6,399.75</u>	Amount Requested this Meeting
	(\$639.98)	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	<u>\$5,759.77</u>	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 07/20/2022 and 09/30/2022

**Summary of work completed:** Finalize and submit 2nd quarter GMR, project management and client communication, prepare draft 3rd quarter GMR, prepare and submit NDWR waiver extension for monitoring wells (3 years), conduct 3rd quarter groundwater sampling event, and prepare petroleum fund documentation

## Site Summary Report

Case Number: 2007000016 Site Name: Golden Gate Sun Valley #43

### 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>	\$654,832.77
<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>	\$639.98
<b>Copay/Deductible</b>	\$64,718.64
<b>Amount Recommended</b>	\$588,227.66
<b>Amount Paid</b>	\$582,467.89

### Site Identification

<b>Date Submitted:</b>	12/14/2006	<b>DEP Facility Number:</b>	4-000408
<b>Site Name</b>	Golden Gate Sun Valley #43		
<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 16580 Wedge Parkway Reno, NV 89511	<b>Telephone:</b>	(775)850-3010
<b>Prime Contractor</b>	McGinley & Associates		
<b>Contact Name</b>	Caitlin Jelle		
<b>Contractor Address</b>	6995 Sierra Center Parkway 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: #201000009  
Claim #: 80386

**STAFF RECOMMENDATION**  
December 08, 2022

Staff recommends this claim be reimbursed \$13,206.02 from the Petroleum Fund for cleanup costs.

	\$1,326,486.44	Amount Requested to Date
	(\$58,518.84)	Amount Disallowed, Past Claims
	(\$122,633.74)	Board Reduction, Past Claims
	(\$112,902.91)	Deductible/Co-Payment Satisfied to Date
	(\$772,054.89)	Amount Paid to Date
SUB TOTAL	<u>\$16,304.68</u>	Amount Requested this Meeting
	(\$0.95)	Amount Disallowed this Meeting
	<u>(\$1,630.37)</u>	Board Reduction, This Meeting
SUB TOTAL	\$14,673.36	
	(\$1,467.34)	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	<u>\$13,206.02</u>	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 07/27/2022 and 10/07/2022

**Summary of work completed:** Project management and client communication, conduct O&M on remediation system, evaluate data and make adjustments to remediation system as necessary, prepare and finalize 2nd quarter GMR, evaluate water depth for AS system, coordinate and conduct 3rd quarter groundwater sampling

## 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>	\$1,326,486.44
<b>Amount Disallowed</b>	\$58,519.79
<b>Misc Debit/Credit</b>	\$0.00
<b>Reduction Amount Paid</b>	\$124,264.11
<b>Pending Copay/Deductible</b>	\$1,467.34
<b>Copay/Deductible</b>	\$112,902.91
<b>Amount Recommended</b>	\$1,029,332.29
<b>Amount Paid</b>	\$1,016,126.27

### 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>	6995 Sierra Center Parkway 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: #2011000009  
Claim #: 80387

**STAFF RECOMMENDATION**  
December 08, 2022

Staff recommends this claim be reimbursed \$18,162.92 from the Petroleum Fund for cleanup costs.

	\$1,213,702.21	Amount Requested to Date
	(\$14,181.97)	Amount Disallowed, Past Claims
	(\$117,933.93)	Deductible/Co-Payment Satisfied to Date
	(\$953,383.98)	Amount Paid to Date
SUB TOTAL	<u>\$20,181.02</u>	Amount Requested this Meeting
	(\$2,018.10)	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	<u>\$18,162.92</u>	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 07/27/2022 and 09/30/2022

**Summary of work completed:** Finalize and submit 1Q GMR, prepare draft 2Q GMR, prepare petroleum fund documentation, conduct O&M on site remediation system, finalize and submit 2nd quarter GMR, conduct 3rd quarter sampling event,

# 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>	\$1,213,702.21
<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>	\$2,018.10
<b>Copay/Deductible</b>	\$117,933.93
<b>Amount Recommended</b>	\$1,075,031.31
<b>Amount Paid</b>	\$1,056,868.39

## Site Identification

<b>Date Submitted:</b>	06/06/2011	<b>DEP Facility Number:</b>	6-000156
<b>Site Name</b>	Cimarron West	<b>Telephone:</b>	(775)738-9861
<b>Site Contact</b>	John Carpenter		
<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>	6995 Sierra Center Parkway 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 #: 80346

**STAFF RECOMMENDATION**  
December 08, 2022

Staff recommends this claim be reimbursed \$32,848.69 from the Petroleum Fund for cleanup costs.

	\$3,960,523.87	Amount Requested to Date
	(\$141,275.69)	Amount Disallowed, Past Claims
	(\$378,273.97)	Deductible/Co-Payment Satisfied to Date
	<u>(\$3,369,619.70)</u>	Amount Paid to Date
SUB TOTAL	\$36,508.54	Amount Requested this Meeting
	<u>(\$10.00)</u>	Amount Disallowed this Meeting
SUB TOTAL	\$36,498.54	
	<u>(\$3,649.85)</u>	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	\$32,848.69	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 10/14/2021 and 05/25/2022

**Summary of work completed:** Project management, scheduling and client invoicing. Quarterly 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 fieldwork, coordinating utility clearance, surveying the new wells, and waste disposal. Prepare the additional assessment report. Coordinate and attend the semi-annual project progress meeting with all stakeholders.

## 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>	\$3,960,523.87
<b>Amount Disallowed</b>	\$141,285.69
<b>Misc Debit/Credit</b>	\$0.00
<b>Reduction Amount Paid</b>	\$0.00
<b>Pending Copay/Deductible</b>	\$3,649.85
<b>Copay/Deductible</b>	\$378,273.97
<b>Amount Recommended</b>	\$3,437,314.35
<b>Amount Paid</b>	\$3,404,465.66

### 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 #: 80340

**STAFF RECOMMENDATION**  
December 08, 2022

Staff recommends this claim be reimbursed \$13,349.14 from the Petroleum Fund for cleanup costs.

	\$1,784,070.71	Amount Requested to Date
	(\$24,287.48)	Amount Disallowed, Past Claims
	(\$174,479.49)	Deductible/Co-Payment Satisfied to Date
	<u>(\$1,187,168.13)</u>	Amount Paid to Date
SUB TOTAL	\$14,988.20	Amount Requested this Meeting
	<u>(\$155.82)</u>	Amount Disallowed this Meeting
SUB TOTAL	\$14,832.38	
	<u>(\$1,483.24)</u>	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	\$13,349.14	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 02/28/2022 and 09/30/2022

**Summary of work completed:** Project management; quarterly groundwater monitoring; repairs to well vault; 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	\$1,784,070.71
Amount Disallowed	\$24,443.30
Misc Debit/Credit	\$0.00
Reduction Amount Paid	\$0.00
Pending Copay/Deductible	\$1,483.24
Copay/Deductible	\$174,479.49
Amount Recommended	\$1,583,664.68
Amount Paid	\$1,570,315.54

### Site Identification

Date Submitted:	12/14/2011	DEP Facility Number:	8-001775
Site Name	Former Smart Mart		
Site Contact	Michael Nelson	Telephone:	(702)261-5166
Site Address	4207 S Las Vegas Blvd Las Vegas, NV 89119		
County:	Clark County		
Owner/Operator Name:	Clark County Department Of Aviation		
Contact Name of Owner/Operator:	Michael P. Nelson P.O. 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: #2013000004  
Claim #: 80356

**STAFF RECOMMENDATION**  
December 08, 2022

Staff recommends this claim be reimbursed \$15,130.80 from the Petroleum Fund for cleanup costs.

	\$505,320.51	Amount Requested to Date
	(\$1,108.98)	Amount Disallowed, Past Claims
	(\$48,739.95)	Deductible/Co-Payment Satisfied to Date
	(\$381,856.80)	Amount Paid to Date
SUB TOTAL	<u>\$16,812.00</u>	Amount Requested this Meeting
	(\$1,681.20)	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	<u>\$15,130.80</u>	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 03/24/2022 and 09/30/2022

**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. Extensive discussions with the NDEP regarding preparing a groundwater exemption closure evaluation and the scope of work. Prepare a fate and transport modeling investigation and discussions with the NDEP regarding data interpretation.

## 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>	\$505,320.51
<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>	\$1,681.20
<b>Copay/Deductible</b>	\$48,739.95
<b>Amount Recommended</b>	\$453,790.38
<b>Amount Paid</b>	\$438,659.58

### 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>	William Latt 500 Speedway Drive Enon, OH 45323	<b>Telephone:</b>	(937)460-8488
<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 #: 80380

**STAFF RECOMMENDATION**  
December 08, 2022

Staff recommends this claim be reimbursed \$28,866.74 from the Petroleum Fund for cleanup costs.

	\$1,276,970.42	Amount Requested to Date
	(\$45,276.03)	Amount Disallowed, Past Claims
	(\$119,962.02)	Deductible/Co-Payment Satisfied to Date
	(\$789,213.08)	Amount Paid to Date
SUB TOTAL	<u>\$32,074.16</u>	Amount Requested this Meeting
	(\$3,207.42)	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	<u>\$28,866.74</u>	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 07/16/2022 and 09/30/2022

**Summary of work completed:** Project management and client communication, conduct O&M on remediation system, prepare and submit 2Q GMR, prepare petroleum fund documentation, operation and monitoring of remediation system, conduct 3rd 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>	\$1,276,970.42
<b>Amount Disallowed</b>	\$45,276.03
<b>Misc Debit/Credit</b>	\$0.00
<b>Reduction Amount Paid</b>	\$0.00
<b>Pending Copay/Deductible</b>	\$3,207.42
<b>Copay/Deductible</b>	\$119,962.02
<b>Amount Recommended</b>	\$1,107,706.71
<b>Amount Paid</b>	\$1,078,839.97

## 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 #: 80381

**STAFF RECOMMENDATION**  
December 08, 2022

Staff recommends this claim be reimbursed \$4,110.90 from the Petroleum Fund for cleanup costs.

	\$1,574,239.72	Amount Requested to Date
	(\$9,371.02)	Amount Disallowed, Past Claims
	(\$156,030.15)	Deductible/Co-Payment Satisfied to Date
	(\$1,265,030.33)	Amount Paid to Date
SUB TOTAL	<u>\$4,567.67</u>	Amount Requested this Meeting
	(\$456.77)	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	<u>\$4,110.90</u>	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 06/21/2022 and 09/20/2022

**Summary of work completed:** Waste disposal coordination, preparation of draft closure presentation, and preparation of petroleum fund documentation

## 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>	\$1,574,239.72
<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>	\$456.77
<b>Copay/Deductible</b>	\$156,030.15
<b>Amount Recommended</b>	\$1,408,381.78
<b>Amount Paid</b>	\$1,404,270.88

### 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: #2014000007  
Claim #: 80372

**STAFF RECOMMENDATION**  
December 08, 2022

Staff recommends this claim be reimbursed \$28,291.50 from the Petroleum Fund for cleanup costs.

	\$353,331.63	Amount Requested to Date
	(\$1,427.63)	Amount Disallowed, Past Claims
	(\$32,045.10)	Deductible/Co-Payment Satisfied to Date
	(\$274,590.88)	Amount Paid to Date
SUB TOTAL	<u>\$31,453.00</u>	Amount Requested this Meeting
	(\$18.00)	Amount Disallowed this Meeting
SUB TOTAL	<u>\$31,435.00</u>	
	(\$3,143.50)	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	<u>\$28,291.50</u>	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 04/26/2021 and 10/14/2022

**Summary of work completed:** Project management, scheduling and client invoicing, quarterly monitoring, sampling and reporting, semi-annual UIC reporting and annual permit renewal, prepare Petroleum Fund reimbursement claims, waste disposal, annual NTEP and HASP preparation. Prepare field activities for an extended groundwater drawdown test, conduct the test and prepare the associated report. Discussions with the NDEP regarding how to present the groundwater drawdown test data and a forward path for the project. Prepare a second groundwater drawdown test workplan and associated NTEP change order. Prepare for the second drawdown test including developing procedures, coordinating rental of a holding tank and waste disposal.

# Site Summary Report

Case Number: 201400007    Site Name: 7-Eleven #29658

## Site Status

**Synopsis:**        REMOVAL OF TANKS REPORTEDLY DEMONSTRATED EVIDENCE OF FAILURES.

**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>	\$353,331.63
<b>Amount Disallowed</b>	\$1,445.63
<b>Misc Debit/Credit</b>	\$0.00
<b>Reduction Amount Paid</b>	\$0.00
<b>Pending Copay/Deductible</b>	\$3,143.50
<b>Copay/Deductible</b>	\$32,045.10
<b>Amount Recommended</b>	\$316,697.40
<b>Amount Paid</b>	\$288,405.90

## Site Identification

<b>Date Submitted:</b>	08/16/2013	<b>DEP Facility Number:</b>	8-001345
<b>Site Name</b>	7-Eleven #29658		
<b>Site Contact</b>	Frank Higgins	<b>Telephone:</b>	(702)732-1361
<b>Site Address</b>	3716 S Paradise Rd Las Vegas, NV 89169		
<b>County:</b>	Clark County		
<b>Owner/Operator Name:</b>	7-Eleven, INC		
<b>Contact Name of Owner/Operator:</b>	William Latt	<b>Telephone:</b>	(937)460-8488
	500 Speedway Drive Enon, OH 45323		
<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
004	10000	Closed	Regulated UST	See Synopsis

Case: #2014000025  
Claim #: 80383

**STAFF RECOMMENDATION**  
December 08, 2022

Staff recommends this claim be reimbursed \$20,514.50 from the Petroleum Fund for cleanup costs.

	\$1,695,664.44	Amount Requested to Date
	(\$27,635.77)	Amount Disallowed, Past Claims
	(\$21,457.21)	Board Reduction, Past Claims
	(\$162,373.52)	Deductible/Co-Payment Satisfied to Date
	<u>(\$1,148,223.61)</u>	Amount Paid to Date
SUB TOTAL	\$22,836.39	Amount Requested this Meeting
	<u>(\$42.50)</u>	Amount Disallowed this Meeting
SUB TOTAL	\$22,793.89	
	<u>(\$2,279.39)</u>	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	\$20,514.50	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 07/20/2022 and 10/05/2022

**Summary of work completed:** Project management and client communication, conduct O&M on remediation system, evaluate data and make adjustments as necessary, conduct 3rd quarter groundwater sampling event, begin preparation of 3rd quarter GMR, evaluate data and make plan to shut down additional wells and adjust surging schedule.

## 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>	\$1,695,664.44
<b>Amount Disallowed</b>	\$27,678.27
<b>Misc Debit/Credit</b>	\$0.00
<b>Reduction Amount Paid</b>	\$21,457.21
<b>Pending Copay/Deductible</b>	\$2,279.39
<b>Copay/Deductible</b>	\$162,373.52
<b>Amount Recommended</b>	\$1,480,741.60
<b>Amount Paid</b>	\$1,460,227.10

### 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>	6995 Sierra Center Parkway 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	39	Regulated UST	Pipe

Case: #2015000009  
Claim #: 80210

**STAFF RECOMMENDATION**  
December 08, 2022

Staff recommends this claim be reimbursed \$2,571.75 from the Petroleum Fund for cleanup costs.

	\$181,294.79	Amount Requested to Date
	(\$1,757.25)	Amount Disallowed, Past Claims
	(\$17,668.00)	Deductible/Co-Payment Satisfied to Date
	(\$148,315.13)	Amount Paid to Date
SUB TOTAL	<u>\$2,857.50</u>	Amount Requested this Meeting
	(\$285.75)	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	<u>\$2,571.75</u>	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 11/30/2021 and 09/30/2022

**Summary of work completed:** Conduct site walk with TCA rep to determine power and remediation system location, prepare bid solicitation documents for remediation system, project management and NDEP and client communication

# Site Summary Report

Case Number: 201500009    Site Name: Las Vegas Travel Center

## Site Status

Synopsis:        LEAK IN CONVEYANCE PIPING LEADING FROM THE TANK SYSTEM TO THE DISPENSERS.

Contaminant: Gasoline (containing <= 10% ethanol)

Fund Coverage	\$2,000,000.00
Amount Fund Will Pay	\$1,800,000.00
Amount Requested	\$181,294.79
Amount Disallowed	\$1,757.25
Misc Debit/Credit	\$0.00
Reduction Amount Paid	\$0.00
Pending Copay/Deductible	\$285.75
Copay/Deductible	\$17,668.00
Amount Recommended	\$161,583.79
Amount Paid	\$159,012.04

## Site Identification

Date Submitted:	03/02/2015	DEP Facility Number:	8-000732
Site Name	Las Vegas Travel Center	Telephone:	(440)808-4459
Site Contact	Sarah Paulson		
Site Address	8050 Dean Martin Dr Las Vegas, NV 89139		
County:	Clark County		
Owner/Operator Name:	Hpt Ta Properties Trust		
Contact Name of Owner/Operator:	Sarah Paulson 24601 Center Ridge Road, Suite 200 Westlake, OH 44145	Telephone:	(440)808-4459
Prime Contractor	McGinley & Associates		
Contact Name	Caitlin Jelle		
Contractor Address	6995 Sierra Center Parkway Reno, NV 89511		
Telephone:	(775)829-2245	% Board Reduction:	0.00

## Site Characteristics

Alt ID	Tank Cap. (Gallons)	Tank Age (Years)	Tank Type	Leak Location
6322-1	20000	49	Regulated UST	See Synopsis
6322-2	10000	49	Regulated UST	Pipe

Case: #2016000005  
Claim #: 80314

**STAFF RECOMMENDATION**  
December 08, 2022

Staff recommends this claim be reimbursed \$2,435.40 from the Petroleum Fund for cleanup costs.

	\$182,137.27	Amount Requested to Date
	(\$725.05)	Amount Disallowed, Past Claims
	(\$17,870.61)	Deductible/Co-Payment Satisfied to Date
	(\$158,199.48)	Amount Paid to Date
SUB TOTAL	<u>\$2,706.00</u>	Amount Requested this Meeting
	(\$270.60)	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	<u>\$2,435.40</u>	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 04/30/2022 and 08/31/2022

**Summary of work completed:** Project management and client communication, prepare and submit 1st quarter GMR, prepare draft closure presentation, prepare petroleum fund documentation,

## 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>	\$182,137.27
<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>	\$270.60
<b>Copay/Deductible</b>	\$17,870.61
<b>Amount Recommended</b>	\$163,271.01
<b>Amount Paid</b>	\$160,835.61

### 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>	6995 Sierra Center Parkway 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 #: 80348

**STAFF RECOMMENDATION**  
December 08, 2022

Staff recommends this claim be reimbursed \$12,853.54 from the Petroleum Fund for cleanup costs.

	\$336,454.76	Amount Requested to Date
	(\$3,946.84)	Amount Disallowed, Past Claims
	(\$31,822.60)	Deductible/Co-Payment Satisfied to Date
	(\$260,393.93)	Amount Paid to Date
SUB TOTAL	<u>\$14,281.71</u>	Amount Requested this Meeting
	(\$1,428.17)	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	<u>\$12,853.54</u>	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 01/24/2022 and 09/30/2022

**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>	\$336,454.76
<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>	\$1,428.17
<b>Copay/Deductible</b>	\$31,822.60
<b>Amount Recommended</b>	\$299,257.15
<b>Amount Paid</b>	\$286,403.61

### 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>	William Latt 500 Speedway Drive Enon, OH 45323	<b>Telephone:</b>	(937)460-8488
<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 #: 80371

**STAFF RECOMMENDATION**  
December 08, 2022

Staff recommends this claim be reimbursed \$10,262.25 from the Petroleum Fund for cleanup costs.

	\$272,159.37	Amount Requested to Date
	(\$499.58)	Amount Disallowed, Past Claims
	(\$26,025.72)	Deductible/Co-Payment Satisfied to Date
	(\$175,741.72)	Amount Paid to Date
SUB TOTAL	<u>\$11,402.50</u>	Amount Requested this Meeting
	(\$1,140.25)	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	<u>\$10,262.25</u>	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 07/31/2022 and 09/30/2022

**Summary of work completed:** Project management; monitoring well abandonment activities; and preparation of Petroleum 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>	\$272,159.37
<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>	\$1,140.25
<b>Copay/Deductible</b>	\$26,025.72
<b>Amount Recommended</b>	\$244,493.82
<b>Amount Paid</b>	\$234,231.57

## 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 #: 80393

**STAFF RECOMMENDATION**  
December 08, 2022

Staff recommends this claim be reimbursed \$12,126.89 from the Petroleum Fund for cleanup costs.

	\$878,968.85	Amount Requested to Date
	(\$59,285.63)	Amount Disallowed, Past Claims
	(\$160,568.08)	Board Reduction, Past Claims
	(\$64,227.23)	Deductible/Co-Payment Satisfied to Date
	(\$535,761.94)	Amount Paid to Date
SUB TOTAL	<u>\$16,842.90</u>	Amount Requested this Meeting
	(\$3,368.58)	Board Reduction, This Meeting
SUB TOTAL	<u>\$13,474.32</u>	
	(\$1,347.43)	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	<u>\$12,126.89</u>	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 07/29/2022 and 10/26/2022

**Summary of work completed:** Conduct O&M on LNAPL system, prepare petroleum fund documentation, begin preparation of 1st half GMR, discuss changes and updates to LNAPL system for more effective removal rates, coordinate LNAPL 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>	\$878,968.85
<b>Amount Disallowed</b>	\$59,285.63
<b>Misc Debit/Credit</b>	\$0.00
<b>Reduction Amount Paid</b>	\$163,936.66
<b>Pending Copay/Deductible</b>	\$1,347.43
<b>Copay/Deductible</b>	\$64,227.23
<b>Amount Recommended</b>	\$590,171.90
<b>Amount Paid</b>	\$578,045.01

### 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>	6995 Sierra Center Parkway 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: #2016000027  
Claim #: 80276

**STAFF RECOMMENDATION**  
December 08, 2022

Staff recommends this claim be reimbursed \$43,705.90 from the Petroleum Fund for cleanup costs.

	\$434,589.91	Amount Requested to Date
	(\$916.70)	Amount Disallowed, Past Claims
	(\$65,206.52)	Board Reduction, Past Claims
	(\$31,450.87)	Deductible/Co-Payment Satisfied to Date
	(\$102,898.02)	Amount Paid to Date
SUB TOTAL	<u>\$53,957.90</u>	Amount Requested this Meeting
	(\$5,395.79)	Board Reduction, This Meeting
SUB TOTAL	<u>\$48,562.11</u>	
	(\$4,856.21)	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	<u>\$43,705.90</u>	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 03/30/2022 and 10/01/2022

**Summary of work completed:** Groundwater monitoring, sampling, and preparation and submittal of reports; Fund claim packet preparation and submittal; preparation and submittal of Fund proof of payment documentation; short-term LNAPL transmissivity testing and reporting; and water rights appropriations permit application preparation.

# 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>	\$434,589.91
<b>Amount Disallowed</b>	\$916.70
<b>Misc Debit/Credit</b>	\$0.00
<b>Reduction Amount Paid</b>	\$70,602.31
<b>Pending Copay/Deductible</b>	\$4,856.21
<b>Copay/Deductible</b>	\$31,450.87
<b>Amount Recommended</b>	\$351,275.30
<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 INC		
<b>Contact Name of Owner/Operator:</b>	Ben Scott	<b>Telephone:</b>	(325)716-9344
	3440 West Russell Road Las Vegas, NV 89118		
<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	26	Regulated UST	Pipe
001	15000	26	Regulated UST	Pipe
002	10000	26	Regulated UST	Pipe
001	15000	26	Regulated UST	See Synopsis



Case: #2017000019  
Claim #: 80360

**STAFF RECOMMENDATION**  
December 08, 2022

Staff recommends this claim be reimbursed \$13,877.02 from the Petroleum Fund for cleanup costs.

	\$666,648.52	Amount Requested to Date
	(\$16,887.44)	Amount Disallowed, Past Claims
	(\$63,419.32)	Deductible/Co-Payment Satisfied to Date
	(\$101,122.87)	Amount Paid to Date
SUB TOTAL	<u>\$15,567.94</u>	Amount Requested this Meeting
	(\$149.03)	Amount Disallowed this Meeting
SUB TOTAL	<u>\$15,418.91</u>	
	(\$1,541.89)	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	<u>\$13,877.02</u>	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 07/14/2022 and 10/03/2022

**Summary of work completed:** Project management and coordination, prepare quarterly monitoring report, prepare petroleum fund submittal, remedial system operation and maintenance, quarterly monitoring well sampling and monitoring, 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>	\$666,648.52
<b>Amount Disallowed</b>	\$17,036.47
<b>Misc Debit/Credit</b>	\$0.00
<b>Reduction Amount Paid</b>	\$0.00
<b>Pending Copay/Deductible</b>	\$1,541.89
<b>Copay/Deductible</b>	\$63,419.32
<b>Amount Recommended</b>	\$584,650.84
<b>Amount Paid</b>	\$570,773.82

### 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 West Charleston Boulevard, 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 #: 80359

**STAFF RECOMMENDATION**  
December 08, 2022

Staff recommends this claim be reimbursed \$18,152.23 from the Petroleum Fund for cleanup costs.

	\$1,031,096.04	Amount Requested to Date
	(\$73,438.84)	Amount Disallowed, Past Claims
	(\$93,748.80)	Deductible/Co-Payment Satisfied to Date
	(\$547,843.52)	Amount Paid to Date
SUB TOTAL	<u>\$20,169.14</u>	Amount Requested this Meeting
	(\$2,016.91)	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	<u>\$18,152.23</u>	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 07/18/2022 and 10/03/2022

**Summary of work completed:** Project management and coordination, preparation of quarterly status report, preparation of petroleum fund submittal, remedial system operation and maintenance, quarterly sampling and monitoring, 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>	\$1,031,096.04
<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>	\$2,016.91
<b>Copay/Deductible</b>	\$93,748.80
<b>Amount Recommended</b>	\$861,891.49
<b>Amount Paid</b>	\$843,739.26

### 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 West Charleston Boulevard, 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	24	Regulated UST	The shear valve and piping beneath dispenser 3/4 were documented as seeping into the Under-Dispenser

Case: #2018000005  
Claim #: 80355

**STAFF RECOMMENDATION**  
December 08, 2022

Staff recommends this claim be reimbursed \$4,231.80 from the Petroleum Fund for cleanup costs.

	\$233,364.77	Amount Requested to Date
	(\$2,161.99)	Amount Disallowed, Past Claims
	(\$22,650.10)	Deductible/Co-Payment Satisfied to Date
	(\$86,289.50)	Amount Paid to Date
SUB TOTAL	<u>\$4,702.00</u>	Amount Requested this Meeting
	(\$470.20)	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	<u>\$4,231.80</u>	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 08/31/2022 and 10/03/2022

**Summary of work completed:** Project management and coordination, 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>	\$233,364.77
<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>	\$470.20
<b>Copay/Deductible</b>	\$22,650.10
<b>Amount Recommended</b>	\$208,082.48
<b>Amount Paid</b>	\$203,850.68

### 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 West Charleston Boulevard, 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	31	Regulated UST	Spill Bucket
002	12000	31	Regulated UST	Spill Bucket

Case: #2019000002  
Claim #: 80358

**STAFF RECOMMENDATION**  
December 08, 2022

Staff recommends this claim be reimbursed \$5,554.80 from the Petroleum Fund for cleanup costs.

	\$203,703.66	Amount Requested to Date
	(\$841.42)	Amount Disallowed, Past Claims
	(\$19,669.04)	Deductible/Co-Payment Satisfied to Date
	(\$58,103.77)	Amount Paid to Date
SUB TOTAL	<u>\$6,172.00</u>	Amount Requested this Meeting
	(\$617.20)	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	<u>\$5,554.80</u>	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 08/29/2022 and 10/03/2022

**Summary of work completed:** Project management and coordination, quarterly sampling and monitoring, preparation of quarterly report, 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>	\$203,703.66
<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>	\$617.20
<b>Copay/Deductible</b>	\$19,669.04
<b>Amount Recommended</b>	\$182,576.00
<b>Amount Paid</b>	\$177,021.20

### 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>Contact Name of Owner/Operator:</b>	Dana Cason-Teppe 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 West Charleston Boulevard, 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	27	Regulated UST	Pipe



Case: #2019000044  
Claim #: 80311

**STAFF RECOMMENDATION**  
December 08, 2022

Staff recommends this claim be reimbursed \$56,560.72 from the Petroleum Fund for cleanup costs.

	\$167,812.04	Amount Requested to Date
	(\$0.08)	Amount Disallowed, Past Claims
	(\$10,496.68)	Deductible/Co-Payment Satisfied to Date
	(\$68,040.72)	Amount Paid to Date
SUB TOTAL	<u>\$62,845.24</u>	Amount Requested this Meeting
	(\$6,284.52)	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	<u>\$56,560.72</u>	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 09/19/2019 and 03/30/2022

**Summary of work completed:** Project management, client invoicing and field scheduling. Annual HASP preparation. Quarterly groundwater monitoring, sampling and reporting, monthly free-product gauging, recovery and coordinating disposal. Annual NTEP and HASP preparation. Prepare for additional site assessment and well installation including workplan preparation, negotiating access agreements with two adjacent property owners, preparing the monitoring well permit package, preparing the drilling contractor request for bid package and coordinating with drilling contractor, property owners, and utility clearance. Conduct the additional assessment activities and prepare the associated report. Prepare a sensitive receptor survey report. Preparing the petroleum fund application for coverage and reconciling reimbursement packages.

## 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>	\$167,812.04
<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>	\$6,284.52
<b>Copay/Deductible</b>	\$10,496.68
<b>Amount Recommended</b>	\$151,030.76
<b>Amount Paid</b>	\$94,470.04

### 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>	William Latt	<b>Telephone:</b>	(937)460-8488
	500 Speedway Drive Enon, OH 45323		
<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 #: 80377

**STAFF RECOMMENDATION**  
December 08, 2022

Staff recommends this claim be reimbursed \$31,658.30 from the Petroleum Fund for cleanup costs.

	\$340,830.36	Amount Requested to Date
	(\$862.60)	Amount Disallowed, Past Claims
	(\$112,536.50)	Board Reduction, Past Claims
	(\$16,880.47)	Deductible/Co-Payment Satisfied to Date
	(\$151,924.30)	Amount Paid to Date
SUB TOTAL	<u>\$58,626.49</u>	Amount Requested this Meeting
	(\$23,450.60)	Board Reduction, This Meeting
SUB TOTAL	<u>\$35,175.89</u>	
	(\$3,517.59)	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	<u>\$31,658.30</u>	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 07/31/2022 and 09/30/2022

**Summary of work completed:** Project management; drilling activities; quarterly monitoring; LNAPL gauging and recovery; 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>	\$340,830.36
<b>Amount Disallowed</b>	\$862.60
<b>Misc Debit/Credit</b>	\$0.00
<b>Reduction Amount Paid</b>	\$135,987.10
<b>Pending Copay/Deductible</b>	\$3,517.59
<b>Copay/Deductible</b>	\$16,880.47
<b>Amount Recommended</b>	\$183,582.60
<b>Amount Paid</b>	\$151,924.30

## 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: #2021000014  
Claim #: 80374

**STAFF RECOMMENDATION**  
December 08, 2022

Staff recommends this claim be reimbursed \$90,264.47 from the Petroleum Fund for cleanup costs.

	\$105,021.33	Amount Requested to Date
	\$0.00	Deductible/Co-Payment Satisfied to Date
	\$0.00	Amount Paid to Date
SUB TOTAL	<u>\$105,021.33</u>	Amount Requested this Meeting
	(\$4,727.47)	Amount Disallowed this Meeting
SUB TOTAL	<u>\$100,293.86</u>	
	(\$10,029.39)	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	<u>\$90,264.47</u>	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 12/21/2020 and 08/31/2022

**Summary of work completed:** Project management; drilling activities; LNAPL recovery; groundwater monitoring; preparation of Fund documents.

## Site Summary Report

Case Number: 2021000014 Site Name: Pilot Travel Centers LLC #341

### Site Status

**Synopsis:** DISCHARGE EMANATED FROM A LEAKING BALL VALVE WITHIN A TRANSITION SUMP ON THE TRUCKING SIDE OF THE PROPERTY (DIESEL ISLAND CONTAINING 21). THE BALL VALVE IS LOCATED ON A SINGLE, SHARED PIPELINE ASSOCIATED TO MULTIPLE TANKS. PER POLICY RESOLUTION 2014-01, WHEN A DISCHARGE EMANATES FROM A SYSTEM WITH THIS CONFIGURATION, FUND STAFF IS DIRECTED TO APPROVE COVERAGE FOR ONE DISCHARGE.

**Contaminant:** Diesel

<b>Fund Coverage</b>	\$1,000,000.00
<b>Amount Fund Will Pay</b>	\$900,000.00
<b>Amount Requested</b>	\$105,021.33
<b>Amount Disallowed</b>	\$4,727.47
<b>Misc Debit/Credit</b>	\$0.00
<b>Reduction Amount Paid</b>	\$0.00
<b>Pending Copay/Deductible</b>	\$10,029.39
<b>Copay/Deductible</b>	\$0.00
<b>Amount Recommended</b>	\$90,264.47
<b>Amount Paid</b>	\$0.00

### Site Identification

<b>Date Submitted:</b>	02/24/2022	<b>DEP Facility Number:</b>	8-001634
<b>Site Name</b>	Pilot Travel Centers LLC #341	<b>Telephone:</b>	(865)474-2438
<b>Site Contact</b>	Chip Hughes		
<b>Site Address</b>	3812 E Craig Rd North Las Vegas, NV 89030		
<b>County:</b>	Clark County		
<b>Owner/Operator Name:</b>	Pilot Travel Centers LLC	<b>Telephone:</b>	(865)588-7488 Ext: 2
<b>Contact Name of Owner/Operator:</b>	Joey Cupp 5508 Lonas Road Knoxville, TN 37909		
<b>Prime Contractor</b>	Broadbent & Associates, Inc.		
<b>Contact Name</b>	Kyle Virva		
<b>Contractor Address</b>	12760 Stroh Ranch Way, Ste 101 Parker, CO 80134		
<b>Telephone:</b>	(561)309-1682	<b>% Board Reduction:</b>	0.00

### Site Characteristics

Alt ID	Tank Cap. (Gallons)	Tank Age (Years)	Tank Type	Leak Location
003	20000	28	Regulated UST	Ball valve leaked
001	20000	28	Regulated UST	Ball valve leaked
002	20000	28	Regulated UST	Ball valve leaked

Case: #2021000026  
Claim #: 80369

**STAFF RECOMMENDATION**  
December 08, 2022

Staff recommends this claim be reimbursed \$11,777.95 from the Petroleum Fund for cleanup costs.

	\$71,900.38	Amount Requested to Date
	(\$10.00)	Amount Disallowed, Past Claims
	(\$5,656.96)	Deductible/Co-Payment Satisfied to Date
	<u>(\$50,912.57)</u>	Amount Paid to Date
SUB TOTAL	\$15,320.85	Amount Requested this Meeting
	<u>(\$2,234.24)</u>	Amount Disallowed this Meeting
SUB TOTAL	\$13,086.61	
	<u>(\$1,308.66)</u>	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	<u>\$11,777.95</u>	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 03/31/2021 and 10/14/2022

**Summary of work completed:** Project management, scheduling and client invoicing, annual HASP preparation, quarterly monitoring, sampling and reporting, waste disposal. Complete the additional assessment report. Prepare the initial reimbursement package and 2021 NTEP. Prepare additional reimbursement packages. Working with a traffic control subcontractor and Clark County for permit approval to sample wells within the right-of-way.

## Site Summary Report

Case Number: 2021000026 Site Name: 7-Eleven #25578

### Site Status

**Synopsis:** DISCHARGE WAS DISCOVERED ON OCTOBER 29, 2020 DURING TANK REMOVAL ACTIVITIES. TANK FAILURE OF TWO 10,000 GALLON UNDERGROUND STORAGE TANKS CONTAINING GASOLINE WAS THE SOURCE OF THE RELEASE. A THIRD TANK REMOVED FROM THE SITE WAS NOT COVERED UNDER THE FUND BECAUSE THERE WAS NOT ENOUGH EVIDENCE TO SUPPORT THE TANK HAD FAILED.

**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>	\$71,900.38
<b>Amount Disallowed</b>	\$2,244.24
<b>Misc Debit/Credit</b>	\$0.00
<b>Reduction Amount Paid</b>	\$0.00
<b>Pending Copay/Deductible</b>	\$1,308.66
<b>Copay/Deductible</b>	\$5,656.96
<b>Amount Recommended</b>	\$62,690.52
<b>Amount Paid</b>	\$50,912.57

### Site Identification

<b>Date Submitted:</b>	09/02/2021	<b>DEP Facility Number:</b>	8-000590
<b>Site Name</b>	7-Eleven #25578	<b>Telephone:</b>	(702)641-6908
<b>Site Contact</b>	Amrik Singh		
<b>Site Address</b>	4151 Boulder Hwy Las Vegas, NV 89121		
<b>County:</b>	Clark County		
<b>Owner/Operator Name:</b>	7-Eleven, INC		
<b>Contact Name of Owner/Operator:</b>	William Latt 500 Speedway Drive Enon, OH 45323	<b>Telephone:</b>	(937)460-8488
<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
003	9728	Closed	Regulated UST	Tank
001	9728	37	Regulated UST	Tank
002	9728	37	Regulated UST	Tank



Case: #2022000010  
Claim #: 80388

**STAFF RECOMMENDATION**  
December 08, 2022

Staff recommends this claim be reimbursed \$15,567.09 from the Petroleum Fund for cleanup costs.

	\$36,825.82	Amount Requested to Date
	(\$250.00)	Deductible/Co-Payment Satisfied to Date
	\$0.00	Amount Paid to Date
SUB TOTAL	<u>\$15,567.09</u>	Amount Requested this Meeting
	\$0.00	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	<u>\$15,567.09</u>	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 04/11/2022 and 07/31/2022

**Summary of work completed:** Oversight of additional excavation (outside of J.1), preparation of petroleum fund documentation, collection and analysis of confirmation soil samples, and prepare work plan for additional soil removal.

## Site Summary Report

Case Number: 2022000010 Site Name: Thunderbird Motel

### Site Status

**Synopsis:** CONTAMINATION DISCOVERED DURING TANK REMOVAL ACTIVITIES. DISCHARGE EMANATED FROM A 1,000-GALLON TANK CONTAINING HEATING OIL. APPROXIMATELY 73.5 TONS OF PETROLEUM 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>	\$36,825.82
<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>	\$36,575.82
<b>Amount Paid</b>	\$21,008.73

### Site Identification

<b>Date Submitted:</b>	05/13/2022	<b>DEP Facility Number:</b>	D-001332
<b>Site Name</b>	Thunderbird Motel	<b>Telephone:</b>	(775)329-3880
<b>Site Contact</b>	Brian Jee		
<b>Site Address</b>	420 N Virginia Street Reno, NV 89501		
<b>County:</b>	Washoe County		
<b>Owner/Operator Name:</b>	Thunderbird Motel		
<b>Contact Name of Owner/Operator:</b>	Nancy Tun 420 North Virginia Street Reno, NV 89501	<b>Telephone:</b>	(775)329-3880
<b>Prime Contractor</b>	McGinley & Associates		
<b>Contact Name</b>	Caitlin Jelle		
<b>Contractor Address</b>	6995 Sierra Center Parkway 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
HUST#2	1200	64	Non-Regulated	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

<u>HEATING OIL</u>			<u>REQUESTED</u>	<u>PAID</u>
FOR DISCUSSION	1.	2022000010; 80288 Thunderbird Motel: Thunderbird Motel	\$21,258.73	\$21,008.73
FOR DISCUSSION	2.	2022000019; 80337 Kramer Properties: Best Bet Motel	\$12,692.14	\$12,442.14
FOR DISCUSSION	3.	2022000020; 80332 Chenault Revocable Living Trust: Chenault Living Trust	\$27,728.91	\$27,478.91
FOR DISCUSSION	4.	2022000021; 80333 Chad & Lori Strawn: Strawn, Chad & Lori	\$25,149.24	\$24,899.24
FOR DISCUSSION	5.	2022000022; 80335 Sbj Enterprises LLC: 4186 Del Curto Drive Residential Heating Oil Tank	\$13,278.90	\$13,028.90
FOR DISCUSSION	6.	2022000023; 80334 Carlo Piraino / Linda Peterson-Rivera: Piraino Property	\$16,244.16	\$15,994.16
FOR DISCUSSION	7.	2022000024; 80338 Lorrain Carroll: 860 Brookfield Drive	\$35,233.70	\$34,983.70
FOR DISCUSSION	8.	2022000026; 80341 William Devine: Residential Heating Oil Tank At 130 Bret Harte Ave	\$18,628.66	\$18,378.66
FOR DISCUSSION	9.	2022000027; 80342 Gregg & Deborah Nimmo: Nimmo Family Trust, Residential Heating Oil Tank	\$26,005.39	\$25,755.39
FOR DISCUSSION	10.	2022000028; 80343 Henry Cavallera: Cavallera Trust	\$39,074.80	\$38,574.80
FOR DISCUSSION	11.	2022000029; 80344 Breckenridge Property Fund 2016, LLC: Breckenridge Property Fund	\$24,999.98	\$24,749.98
FOR DISCUSSION	12.	2022000031; 80366 Karel Wilkins: Residential Heating Oil Tank At 2325 Fir Avenue	\$13,539.56	\$13,289.56
FOR DISCUSSION	13.	2022000032; 80365 Robert Ternan: Residential Heating Oil Tank At 340 Sunset Dr.	\$26,789.95	\$26,539.95
<b>SUB TOTAL:</b>			<b><u>\$300,624.12</u></b>	<b><u>\$297,124.12</u></b>
<u>ONGOING CASES</u>			<u>REQUESTED</u>	<u>PAID</u>
FOR DISCUSSION	1.	1994000015; 80347 Pilger Family Holdings: Former D & G Oil Company	\$9,168.84	\$9,168.84
FOR DISCUSSION	2.	1999000023; 80351 Nevada Ready Mix Corp: Nevada Ready Mix	\$21,827.52	\$19,644.77
FOR DISCUSSION	3.	1999000066; 80367 HP Management, LLC: Former Haycock Petroleum	\$25,579.38	\$23,021.44
FOR DISCUSSION	4.	1999000243; 80336 7-Eleven, Inc: 7-Eleven #27607	\$52,495.82	\$47,246.24

FOR DISCUSSION	5.	2013000011; 80349	Har Moor Investments, LLC: Village Shop #4	\$15,917.25	\$14,325.53
FOR DISCUSSION	6.	2014000033; 80350	Speedee Mart Inc.: Speedee Mart #108	\$20,149.02	\$18,134.12
FOR DISCUSSION	7.	2019000005; 80352	Fairway Chevrolet Company: Fairway Chevrolet CO	\$15,399.00	\$13,859.10
FOR DISCUSSION	8.	2019000014; 80354	Western Cab Co: Western Cab CO	\$6,908.25	\$6,217.43
FOR DISCUSSION	9.	2022000012; 80368	Neissan Koroghli: City C-Store (7-11)	\$25,859.25	\$23,273.33
			<b>SUB TOTAL:</b>	<b><u>\$193,304.33</u></b>	<b><u>\$174,890.80</u></b>
			<b>DIRECT PAYMENT CLAIMS TOTAL:</b>	<b><u>\$493,928.45</u></b>	<b><u>\$472,014.92</u></b>
			<b>BOARD MEETING CLAIMS TOTAL:</b>	<b><u>\$1,625,762.29</u></b>	<b><u>\$1,476,313.79</u></b>

Case: #1994000015  
Claim #: 80347

**STAFF AUTHORIZED DIRECT PAYMENT**

Payment Date: November 18, 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.

	\$2,033,120.90	Amount Requested to Date
	(\$77,183.34)	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	\$9,168.84	Amount Requested this Meeting
	\$0.00	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	<u>\$9,168.84</u>	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 07/14/2022 and 10/03/2022

**Summary of work completed:** Project management, quarterly well monitoring and sampling, laboratory analysis, status report preparation, petroleum fund claim preparation, 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>	\$2,033,120.90
<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>	\$1,935,937.56
<b>Amount Paid</b>	\$1,935,937.56

### 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 S 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 West Charleston Boulevard, 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>
003	10000	Closed	Regulated UST	See Synopsis

Case: #1999000023  
Claim #: 80351

**STAFF AUTHORIZED DIRECT PAYMENT**

Payment Date: November 18, 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.

	\$761,386.34	Amount Requested to Date
	(\$3,661.47)	Amount Disallowed, Past Claims
	(\$73,589.72)	Deductible/Co-Payment Satisfied to Date
	<u>(\$324,425.62)</u>	Amount Paid to Date
SUB TOTAL	\$21,827.52	Amount Requested this Meeting
	<u>(\$2,182.75)</u>	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	\$19,644.77	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 06/30/2022 and 10/03/2022

**Summary of work completed:** Project management and coordination, preparation of quarterly report, petroleum fund submittal, remedial system monitoring, drafting services, 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>	\$761,386.34
<b>Amount Disallowed</b>	\$3,661.47
<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>	\$73,589.72
<b>Amount Recommended</b>	\$681,952.40
<b>Amount Paid</b>	\$681,952.40

### 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 West Charleston Boulevard, 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 #: 80367

**STAFF AUTHORIZED DIRECT PAYMENT**

Payment Date: November 18, 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.

	\$3,721,957.68	Amount Requested to Date
	(\$8,646.72)	Amount Disallowed, Past Claims
	(\$368,773.17)	Deductible/Co-Payment Satisfied to Date
	<u>(\$2,809,351.54)</u>	Amount Paid to Date
SUB TOTAL	\$25,579.38	Amount Requested this Meeting
	<u>(\$2,557.94)</u>	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	\$23,021.44	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 06/30/2022 and 10/11/2022

**Summary of work completed:** Project management and coordination, 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>	\$3,721,957.68
<b>Amount Disallowed</b>	\$8,646.72
<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>	\$368,773.17
<b>Amount Recommended</b>	\$3,341,979.85
<b>Amount Paid</b>	\$3,341,979.85

### 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	<b>Telephone:</b>	(702)219-5643
	P.O. Box 100 Pmb 380 Mammoth Lakes, CA 93546		
<b>Prime Contractor</b>	Stewart Environmental, Inc.		
<b>Contact Name</b>	Keith Stewart		
<b>Contractor Address</b>	10300 West Charleston Boulevard, 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: #1999000243  
Claim #: 80336

**STAFF AUTHORIZED DIRECT PAYMENT**

Payment Date: October 05, 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.

	\$1,951,886.16	Amount Requested to Date
	(\$56,887.91)	Amount Disallowed, Past Claims
	(\$397,897.10)	Board Reduction, Past Claims
	(\$144,460.53)	Deductible/Co-Payment Satisfied to Date
	<u>(\$1,200,975.57)</u>	Amount Paid to Date
SUB TOTAL	\$52,495.82	Amount Requested this Meeting
	<u>(\$5,249.58)</u>	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	\$47,246.24	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 08/26/2021 and 03/30/2022

**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>	\$1,951,886.16
<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>	\$7,051.57
<b>Copay/Deductible</b>	\$142,658.54
<b>Amount Recommended</b>	\$1,347,391.04
<b>Amount Paid</b>	\$1,283,926.92

### 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>	William Latt 500 Speedway Drive Enon, OH 45323	<b>Telephone:</b>	(937)460-8488
<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: #2013000011  
Claim #: 80349

**STAFF AUTHORIZED DIRECT PAYMENT**

Payment Date: November 18, 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.

	\$889,426.41	Amount Requested to Date
	(\$10,366.88)	Amount Disallowed, Past Claims
	(\$86,314.24)	Deductible/Co-Payment Satisfied to Date
	<u>(\$457,480.70)</u>	Amount Paid to Date
SUB TOTAL	\$15,917.25	Amount Requested this Meeting
	<u>(\$1,591.72)</u>	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	\$14,325.53	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 09/23/2022 and 10/03/2022

**Summary of work completed:** Project management, prepare quarterly status report, petroleum fund submittal, preparation of proof of payment, quarterly well sampling and monitoring, 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>	\$889,426.41
<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>	\$86,314.24
<b>Amount Recommended</b>	\$789,507.07
<b>Amount Paid</b>	\$789,507.07

### 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 West Charleston Boulevard, 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	See Synopsis

Case: #2014000033  
Claim #: 80350

**STAFF AUTHORIZED DIRECT PAYMENT**

Payment Date: November 18, 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.

	\$880,096.76	Amount Requested to Date
	(\$4,316.50)	Amount Disallowed, Past Claims
	(\$85,563.14)	Deductible/Co-Payment Satisfied to Date
	<u>(\$344,101.21)</u>	Amount Paid to Date
SUB TOTAL	\$20,149.02	Amount Requested this Meeting
	<u>(\$2,014.90)</u>	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	\$18,134.12	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 07/18/2022 and 10/03/2022

**Summary of work completed:** Project management, prepare quarterly status report, petroleum fund submittal, preparation of proof of payment, 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	\$880,096.76
Amount Disallowed	\$4,316.50
Misc Debit/Credit	\$0.00
Reduction Amount Paid	\$0.00
Pending Copay/Deductible	\$0.00
Copay/Deductible	\$85,563.14
Amount Recommended	\$788,202.22
Amount Paid	\$788,202.22

## 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 West Charleston Boulevard, 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: #2019000005  
Claim #: 80352

**STAFF AUTHORIZED DIRECT PAYMENT**

Payment Date: November 18, 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.

	\$249,848.87	Amount Requested to Date
	(\$6,149.00)	Amount Disallowed, Past Claims
	(\$22,830.07)	Deductible/Co-Payment Satisfied to Date
	(\$92,191.13)	Amount Paid to Date
SUB TOTAL	<u>\$15,399.00</u>	Amount Requested this Meeting
	(\$1,539.90)	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	<u>\$13,859.10</u>	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 08/02/2022 and 10/03/2022

**Summary of work completed:** Project management and coordination, preparation of quarterly status report, preparation of petroleum fund submittal, proof of payment preparation, coordination with NDEP, preparation of NTEP, preparation of draft Powerpoint Closure, final Powerpoint presentation submittal to NDEP, ShapeFile preparation, and preparation of well abandonment bid.

## Site Summary Report

Case Number: 2019000005 Site Name: Fairway Chevrolet CO

### Site Status

**Synopsis:** RELEASE OF GASOLINE DISCOVERED JANUARY 16, 2019 DURING SYSTEM REMOVAL ACTIVITIES. RELEASE OCCURRED FROM THE UNION ON THE GASOLINE PUMP BETWEEN THE PUMP AND THE BALL VALVE.

**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>	\$249,848.87
<b>Amount Disallowed</b>	\$6,149.00
<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>	\$22,830.07
<b>Amount Recommended</b>	\$219,329.90
<b>Amount Paid</b>	\$219,329.90

### Site Identification

<b>Date Submitted:</b>	07/16/2019	<b>DEP Facility Number:</b>	8-000363
<b>Site Name</b>	Fairway Chevrolet CO	<b>Telephone:</b>	(702)755-8900
<b>Site Contact</b>	John Gibbons		
<b>Site Address</b>	3100 E Sahara Ave Las Vegas, NV 89104		
<b>County:</b>	Clark County		
<b>Owner/Operator Name:</b>	Fairway Chevrolet Company		
<b>Contact Name of Owner/Operator:</b>	John Gibbons	<b>Telephone:</b>	(702)641-1400 Ext: 1
	3100 East Sahara Avenue Las Vegas, NV 89104		
<b>Prime Contractor</b>	Stewart Environmental, Inc.		
<b>Contact Name</b>	Keith Stewart		
<b>Contractor Address</b>	10300 West Charleston Boulevard, 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
000	20000	Closed	Regulated UST	Pipe

Case: #2019000014  
Claim #: 80354

**STAFF AUTHORIZED DIRECT PAYMENT**

Payment Date: November 18, 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.

	\$225,118.26	Amount Requested to Date
	(\$21,820.99)	Deductible/Co-Payment Satisfied to Date
	(\$7,036.43)	Amount Paid to Date
SUB TOTAL	<u>\$6,908.25</u>	Amount Requested this Meeting
	(\$690.82)	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	<u>\$6,217.43</u>	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 09/29/2022 and 10/03/2022

**Summary of work completed:** Project management and coordination, petroleum fund preparation, preparation of proof of payment, preparation of NTEP, free product monitoring and bailing, quarterly monitoring and 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>	\$225,118.26
<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>	\$21,820.99
<b>Amount Recommended</b>	\$202,606.45
<b>Amount Paid</b>	\$202,606.45

### 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 West Charleston Boulevard, 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: #2022000010  
Claim #: 80288

**STAFF AUTHORIZED DIRECT PAYMENT**

Payment Date: October 05, 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.

	\$36,825.82	Amount Requested to Date
	\$0.00	Deductible/Co-Payment Satisfied to Date
	\$0.00	Amount Paid to Date
SUB TOTAL	<u>\$21,258.73</u>	Amount Requested this Meeting
	(\$250.00)	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	<u>\$21,008.73</u>	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 03/21/2022 and 06/21/2022

**Summary of work completed:** UST removal and initial abatement excavation, collection of confirmation samples (multiple rounds), prepare petroleum fund documentation, correspond with NDEP

## Site Summary Report

Case Number: 2022000010 Site Name: Thunderbird Motel

### Site Status

**Synopsis:** CONTAMINATION DISCOVERED DURING TANK REMOVAL ACTIVITIES. DISCHARGE EMANATED FROM A 1,000-GALLON TANK CONTAINING HEATING OIL. APPROXIMATELY 73.5 TONS OF PETROLEUM 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>	\$36,825.82
<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>	\$36,575.82
<b>Amount Paid</b>	\$21,008.73

### Site Identification

<b>Date Submitted:</b>	05/13/2022	<b>DEP Facility Number:</b>	D-001332
<b>Site Name</b>	Thunderbird Motel	<b>Telephone:</b>	(775)329-3880
<b>Site Contact</b>	Brian Jee		
<b>Site Address</b>	420 N Virginia Street Reno, NV 89501		
<b>County:</b>	Washoe County		
<b>Owner/Operator Name:</b>	Thunderbird Motel		
<b>Contact Name of Owner/Operator:</b>	Nancy Tun 420 North Virginia Street Reno, NV 89501	<b>Telephone:</b>	(775)329-3880
<b>Prime Contractor</b>	McGinley & Associates		
<b>Contact Name</b>	Caitlin Jelle		
<b>Contractor Address</b>	6995 Sierra Center Parkway 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
HUST#2	1200	64	Non-Regulated	Tank

Case: #2022000012  
Claim #: 80368

**STAFF AUTHORIZED DIRECT PAYMENT**

Payment Date: November 18, 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.

	\$25,859.25	Amount Requested to Date
	\$0.00	Deductible/Co-Payment Satisfied to Date
	\$0.00	Amount Paid to Date
SUB TOTAL	<u>\$25,859.25</u>	Amount Requested this Meeting
	(\$2,585.92)	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	<u>\$23,273.33</u>	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 05/12/2022 and 10/05/2022

**Summary of work completed:** Project management and coordination, preparation of NTEP, soil boring drilling and sampling, prepare SNHD report, prepare NDEP requested Site Assessment Workplan, preparation of NDEP R Spill report, preparation and submittal of petroleum fund application, utility clearance, monitor well installation, well development, site survey, soil and well sampling, drum disposal. report preparation, preparation of petroleum fund submittal, and laboratory analysis.



## Site Summary Report

Case Number: 2022000012 Site Name: City C-Store (7-11)

### Site Status

**Synopsis:** A LEAKING GASOLINE PIPE BENEATH THE SHEAR VALVE ON FUEL DISPENSER 1/2 WAS DISCOVERED DURING A SITE INSPECTION ON JANUARY 19, 2022 AND IS THE SOURCE OF THE SOIL 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>	\$25,859.25
<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>	\$23,273.33
<b>Amount Paid</b>	\$23,273.33

### Site Identification

<b>Date Submitted:</b>	09/06/2022	<b>DEP Facility Number:</b>	8-001419
<b>Site Name</b>	City C-Store (7-11)	<b>Telephone:</b>	(702)290-6479
<b>Site Contact</b>	Neissan Koroghli		
<b>Site Address</b>	228 Las Vegas Blvd N Las Vegas, NV 89101		
<b>County:</b>	Clark County		
<b>Owner/Operator Name:</b>	Neissan Koroghli		
<b>Contact Name of Owner/Operator:</b>	Neissan Koroghli	<b>Telephone:</b>	(702)290-6479
	2796 Brands Hatch Court Henderson, NV 89052		
<b>Prime Contractor</b>	Stewart Environmental, Inc.		
<b>Contact Name</b>	Keith Stewart		
<b>Contractor Address</b>	10300 West Charleston Boulevard, 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	12000	31	Regulated UST	Fuel pipe beneath the shear valve on dispenser 1/2

Case: #2022000019  
Claim #: 80337

**STAFF AUTHORIZED DIRECT PAYMENT**

Payment Date: October 05, 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.

	\$12,692.14	Amount Requested to Date
	\$0.00	Deductible/Co-Payment Satisfied to Date
	\$0.00	Amount Paid to Date
SUB TOTAL	<u>\$12,692.14</u>	Amount Requested this Meeting
	(\$250.00)	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	<u>\$12,442.14</u>	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 04/30/2022 and 06/30/2022

**Summary of work completed:** Conduct initial abatement following removal of UST, report release to NDEP, collect and analyze confirmation samples, prepare UST closure report, and prepare petroleum fund documentation.

# Site Summary Report

Case Number: 2022000019 Site Name: Best Bet Motel

## Site Status

**Synopsis:** CONTAMINATION DISCOVERED DURING TANK REMOVAL ACTIVITIES. DISCHARGE EMANATED FROM A NON-REGULATED 1,000-GALLON TANK CONTAINING HEATING OIL. APPROXIMATELY 26.88 TONS OF PETROLEUM 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>	\$12,692.14
<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>	\$12,442.14
<b>Amount Paid</b>	\$12,442.14

## Site Identification

<b>Date Submitted:</b>	07/11/2022	<b>DEP Facility Number:</b>	D-001337
<b>Site Name</b>	Best Bet Motel	<b>Telephone:</b>	(775)360-3855
<b>Site Contact</b>	Joe Kramer		
<b>Site Address</b>	941 S. Virginia Street Reno, NV 89502		
<b>County:</b>	Washoe County		
<b>Owner/Operator Name:</b>	Kramer Properties		
<b>Contact Name of Owner/Operator:</b>	Joseph Kramer 200 South Virginia Street, 8th Floor Reno, NV 89501	<b>Telephone:</b>	(702)496-1493
<b>Prime Contractor</b>	McGinley & Associates		
<b>Contact Name</b>	Caitlin Jelle		
<b>Contractor Address</b>	6995 Sierra Center Parkway 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
HUST#1	1000	63	Non-Regulated	Tank

Case: #2022000020  
Claim #: 80332

**STAFF AUTHORIZED DIRECT PAYMENT**

Payment Date: September 19, 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.

	\$27,728.91	Amount Requested to Date
	\$0.00	Deductible/Co-Payment Satisfied to Date
	\$0.00	Amount Paid to Date
SUB TOTAL	<u>\$27,728.91</u>	Amount Requested this Meeting
	<u>(\$250.00)</u>	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	\$27,478.91	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 02/09/2022 and 07/07/2022

**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: 2022000020 Site Name: Chenault Living Trust

### Site Status

**Synopsis:** CONTAMINATION DISCOVERED DURING TANK REMOVAL ACTIVITIES ON APRIL 21, 2022. DISCHARGE EMANATED FROM CORROSION OF A NON-REGULATED, 500-GALLON, SINGLE WALL STEEL UNDERGROUND STORAGE TANK. INITIAL ABATEMENT ACTIVITIES REMOVED 54.08 TONS OF CONTAMINATED MATERIAL.

**Contaminant:** Heating Oil

<b>Fund Coverage</b>	\$250,250.00
<b>Amount Fund Will Pay</b>	\$250,000.00
<b>Amount Requested</b>	\$27,728.91
<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>	\$27,478.91
<b>Amount Paid</b>	\$27,478.91

### Site Identification

<b>Date Submitted:</b>	08/03/2022	<b>DEP Facility Number:</b>	D-001339
<b>Site Name</b>	Chenault Living Trust	<b>Telephone:</b>	(775)827-4263
<b>Site Contact</b>	Cheryl Chenault		
<b>Site Address</b>	330 Morningside Drive Reno, NV 89509		
<b>County:</b>	Washoe County		
<b>Owner/Operator Name:</b>	Chenault Revocable Living Trust		
<b>Contact Name of Owner/Operator:</b>	Cheryl Chenault 330 Morningside Drive Reno, NV 89509	<b>Telephone:</b>	(775)453-9757
<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
330 Morningside Tank	500	68	Non-Regulated	Tank

Case: #2022000021  
Claim #: 80333

**STAFF AUTHORIZED DIRECT PAYMENT**

Payment Date: September 28, 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.

	\$25,149.24	Amount Requested to Date
	\$0.00	Deductible/Co-Payment Satisfied to Date
	\$0.00	Amount Paid to Date
SUB TOTAL	<u>\$25,149.24</u>	Amount Requested this Meeting
	<u>(\$250.00)</u>	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	\$24,899.24	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 04/18/2022 and 07/07/2022

**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: 2022000021 Site Name: Strawn, Chad & Lori

## Site Status

**Synopsis:** CONTAMINATION DISCOVERED DURING TANK REMOVAL ACTIVITIES. DISCHARGE EMANATED FROM A NON-REGULATED 350-GALLON UNDERGROUND STORAGE TANK CONTAINING HEATING OIL AT A RESIDENTIAL PROPERTY. APPROXIMATELY 46.95 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>	\$25,149.24
<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>	\$24,899.24
<b>Amount Paid</b>	\$24,899.24

## Site Identification

<b>Date Submitted:</b>	08/03/2022	<b>DEP Facility Number:</b>	D-001335
<b>Site Name</b>	Strawn, Chad & Lori	<b>Telephone:</b>	(775)313-6340
<b>Site Contact</b>	Chad Strawn		
<b>Site Address</b>	4570 Canyon Drive Reno, NV 89519		
<b>County:</b>	Washoe County		
<b>Owner/Operator Name:</b>	Chad & Lori Strawn		
<b>Contact Name of Owner/Operator:</b>	Chad Strawn 4570 Canyon Drive Reno, NV 89519	<b>Telephone:</b>	(775)313-6340
<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
4570 Canyon Dr Tank	350	54	Non-Regulated	Tank

Case: #2022000022  
Claim #: 80335

**STAFF AUTHORIZED DIRECT PAYMENT**

Payment Date: October 05, 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.

	\$13,278.90	Amount Requested to Date
	\$0.00	Deductible/Co-Payment Satisfied to Date
	\$0.00	Amount Paid to Date
SUB TOTAL	<u>\$13,278.90</u>	Amount Requested this Meeting
	<u>(\$250.00)</u>	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	<u>\$13,028.90</u>	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 04/28/2022 and 07/13/2022

**Summary of work completed:** Release discovered by Richard Channel acting as Underground Tank Handler of record at the time of home heating oil tank removal by Lakeside Excavating. 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:** 2022000022    **Site Name:** 4186 Del Curto Drive Residential Heating Oil Tank

### Site Status

**Synopsis:** CONTAMINATED MATERIAL DISCOVERED DURING REMOVAL OF HOME HEATING OIL TANK ON APRIL 21, 2022. DISCHARGE EMANATED FROM CORROSION OF A NON-REGULATED, 350-GALLON, STEEL TANK CONTAINING HEATING OIL AT THE TIME OF RELEASE. INITIAL ABATEMENT ACTIVITIES REMOVED 14.69 TONS OF CONTAMINATED MATERIAL.

**Contaminant:** Heating Oil

<b>Fund Coverage</b>	\$250,250.00
<b>Amount Fund Will Pay</b>	\$250,000.00
<b>Amount Requested</b>	\$13,278.90
<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>	\$13,028.90
<b>Amount Paid</b>	\$13,028.90

### Site Identification

<b>Date Submitted:</b>	08/04/2022	<b>DEP Facility Number:</b>	D-001338
<b>Site Name</b>	4186 Del Curto Drive Residential Heating Oil Tank		
<b>Site Contact</b>	Stacie Mathewson	<b>Telephone:</b>	(775)560-6767
<b>Site Address</b>	4186 Del Curto Drive Reno, NV 89523		
<b>County:</b>	Washoe County		
<b>Owner/Operator Name:</b>	Sbj Enterprises LLC		
<b>Contact Name of Owner/Operator:</b>	Stacie Mathewson	<b>Telephone:</b>	(775)560-6767
	PO Box 6448 Reno, NV 89512		
<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

<b>Alt ID</b>	<b>Tank Cap. (Gallons)</b>	<b>Tank Age (Years)</b>	<b>Tank Type</b>	<b>Leak Location</b>
4186 Del Curto Tank	350	46	Non-Regulated	Tank

Case: #2022000023  
Claim #: 80334

**STAFF AUTHORIZED DIRECT PAYMENT**

Payment Date: September 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.

	\$16,244.16	Amount Requested to Date
	\$0.00	Deductible/Co-Payment Satisfied to Date
	\$0.00	Amount Paid to Date
SUB TOTAL	<u>\$16,244.16</u>	Amount Requested this Meeting
	<u>(\$250.00)</u>	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	\$15,994.16	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 04/21/2022 and 07/07/2022

**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: 2022000023 Site Name: Piraino Property

### 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 24.16 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>	\$16,244.16
<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>	\$15,994.16
<b>Amount Paid</b>	\$15,994.16

### Site Identification

<b>Date Submitted:</b>	08/05/2022	<b>DEP Facility Number:</b>	D-001336
<b>Site Name</b>	Piraino Property		
<b>Site Contact</b>	Carlo Piraino	<b>Telephone:</b>	(210)288-7269
<b>Site Address</b>	4401 Persimmon Road Reno, NV 89502		
<b>County:</b>	Washoe County		
<b>Owner/Operator Name:</b>	Carlo Piraino / Linda Peterson-Rivera		
<b>Contact Name of Owner/Operator:</b>	Carlo Piraino	<b>Telephone:</b>	(210)288-7269
	9635 Limestone Pond San Antonio, TX 78254		
<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
4401 Persimmon Tank	250	58	Non-Regulated	Tank

Case: #2022000024  
Claim #: 80338

**STAFF AUTHORIZED DIRECT PAYMENT**

Payment Date: September 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.

	\$35,233.70	Amount Requested to Date
	\$0.00	Deductible/Co-Payment Satisfied to Date
	\$0.00	Amount Paid to Date
SUB TOTAL	<u>\$35,233.70</u>	Amount Requested this Meeting
	<u>(\$250.00)</u>	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	\$34,983.70	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 03/15/2022 and 07/07/2022

**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: 2022000024 Site Name: 860 Brookfield Drive

## Site Status

**Synopsis:** DISCHARGE DISCOVERED DURING TANK REMOVAL ACTIVITIES ON APRIL 14, 2022. DISCHARGE EMANATED FROM HOLES IN A 500-GALLON, NON-REGULATED, UNDERGROUND STORAGE TANK. INITIAL ABATEMENT ACTIVITIES REMOVED 72.94 TONS OF IMPACTED SOIL.

**Contaminant:** Heating Oil

<b>Fund Coverage</b>	\$250,250.00
<b>Amount Fund Will Pay</b>	\$250,000.00
<b>Amount Requested</b>	\$35,233.70
<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>	\$34,983.70
<b>Amount Paid</b>	\$34,983.70

## Site Identification

<b>Date Submitted:</b>	08/18/2022	<b>DEP Facility Number:</b>	D-001333
<b>Site Name</b>	860 Brookfield Drive	<b>Telephone:</b>	(775)870-5920
<b>Site Contact</b>	Lorrain Carroll		
<b>Site Address</b>	860 Brookfield Drive Reno, NV 89503		
<b>County:</b>	Washoe County		
<b>Owner/Operator Name:</b>	Lorrain Carroll	<b>Telephone:</b>	(775)870-5920
<b>Contact Name of Owner/Operator:</b>	Lorraine Carroll 860 Brookfield Drive Reno, NV 89503		
<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
860 Brookfiled Tank	500	63	Non-Regulated	Tank

Case: #2022000026  
Claim #: 80341

**STAFF AUTHORIZED DIRECT PAYMENT**

Payment Date: October 05, 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.

	\$18,628.66	Amount Requested to Date
	\$0.00	Deductible/Co-Payment Satisfied to Date
	\$0.00	Amount Paid to Date
SUB TOTAL	<u>\$18,628.66</u>	Amount Requested this Meeting
	<u>(\$250.00)</u>	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	\$18,378.66	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 05/26/2022 and 08/17/2022

**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:** 2022000026    **Site Name:** Residential Heating Oil Tank At 130 Bret Harte Ave

### Site Status

**Synopsis:** DISCHARGE DISCOVERED DURING TANK REMOVAL ACTIVITIES ON MAY 17, 2022. DISCHARGE EMANATED FROM CORROSION OF STEEL SHELL OF 550-GALLON, NON-REGULATED, UNDERGROUND STORAGE TANK SYSTEM CONTAINING HEATING OIL AT THE TIME OF RELEASE. INITIAL ABATEMENT ACTIVITIES REMOVED 39.38 TONS OF CONTAMINATED MATERIAL.

**Contaminant:** Heating Oil

<b>Fund Coverage</b>	\$250,250.00
<b>Amount Fund Will Pay</b>	\$250,000.00
<b>Amount Requested</b>	\$18,628.66
<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>	\$18,378.66
<b>Amount Paid</b>	\$18,378.66

### Site Identification

<b>Date Submitted:</b>	09/02/2022	<b>DEP Facility Number:</b>	D-001344
<b>Site Name</b>	Residential Heating Oil Tank At 130 Bret Harte Ave		
<b>Site Contact</b>	William OR Deborah Devine	<b>Telephone:</b>	(775)219-0343
<b>Site Address</b>	130 Bret Harte Avenue Reno, NV 89509		
<b>County:</b>	Washoe County		
<b>Owner/Operator Name:</b>	William Devine		
<b>Contact Name of Owner/Operator:</b>	William Devine	<b>Telephone:</b>	(775)219-0343
	130 Bret Harte Avenue Reno, NV 89509		
<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

<b>Alt ID</b>	<b>Tank Cap. (Gallons)</b>	<b>Tank Age (Years)</b>	<b>Tank Type</b>	<b>Leak Location</b>
130 Bret Harte Tank	550	65	Non-Regulated	Tank

Case: #2022000027  
Claim #: 80342

**STAFF AUTHORIZED DIRECT PAYMENT**

Payment Date: October 05, 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.

	\$26,005.39	Amount Requested to Date
	\$0.00	Deductible/Co-Payment Satisfied to Date
	\$0.00	Amount Paid to Date
SUB TOTAL	<u>\$26,005.39</u>	Amount Requested this Meeting
	<u>(\$250.00)</u>	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	\$25,755.39	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 02/17/2022 and 07/13/2022

**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:** 2022000027    **Site Name:** Nimmo Family Trust, Residential Heating Oil Tank

### Site Status

**Synopsis:** CONTAMINATION DISCOVERED DURING TANK REMOVAL ACTIVITIES. DISCHARGE EMANATED FROM A NON-REGULATED 350-GALLON UNDERGROUND STORAGE TANK CONTAINING HEATING OIL AT A RESIDENTIAL PROPERTY. APPROXIMATELY 56.77 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>	\$26,005.39
<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>	\$25,755.39
<b>Amount Paid</b>	\$25,755.39

### Site Identification

<b>Date Submitted:</b>	09/02/2022	<b>DEP Facility Number:</b>	D-001345
<b>Site Name</b>	Nimmo Family Trust, Residential Heating Oil Tank		
<b>Site Contact</b>	Debrah Nimmo	<b>Telephone:</b>	(775)781-2047
<b>Site Address</b>	100 Cheyenne Drive Reno, NV 89521		
<b>County:</b>	Washoe County		
<b>Owner/Operator Name:</b>	Gregg & Deborah Nimmo		
<b>Contact Name of Owner/Operator:</b>	Greg Nimmo	<b>Telephone:</b>	(775)781-2047
	1329 Us Highway 395 N Suite 10-216 Gardnerville, NV 89410		
<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

<b>Alt ID</b>	<b>Tank Cap. (Gallons)</b>	<b>Tank Age (Years)</b>	<b>Tank Type</b>	<b>Leak Location</b>
100 Cheyenne Dr Tank	350	49	Non-Regulated	Tank

Case: #2022000028  
Claim #: 80343

**STAFF AUTHORIZED DIRECT PAYMENT**

Payment Date: October 26, 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.

	\$39,074.80	Amount Requested to Date
	\$0.00	Deductible/Co-Payment Satisfied to Date
	\$0.00	Amount Paid to Date
SUB TOTAL	<u>\$39,074.80</u>	Amount Requested this Meeting
	<u>(\$500.00)</u>	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	<u>\$38,574.80</u>	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 12/06/2021 and 08/29/2022

**Summary of work completed:** Release discovered by Reno Drain Oil Service at time of home heating oil tank removals. RDO confirmed these were home heating oil tanks visually confirming return lines to the heating oil furnace inside the home. The home heating oil tanks, which supplied heating oil to the heating oil furnace inside the home leaked from rust holes in the single wall steel tank shells. 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 tanks. 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: 2022000028 Site Name: Cavallera Trust

### Site Status

**Synopsis:** RELEASE DISCOVERED 6/8/2022 AND 7/14/2022 DURING REMOVAL OF TWO 300-GALLON NON-REGULATED UNDERGROUND STORAGE TANKS CONTAINING HEATING OIL AT THE TIME OF RELEASE. INITIAL ABATEMENT ACTIVITIES REMOVED 56.55 TONS OF IMPACTED SOIL.

**Contaminant:** Heating Oil

<b>Fund Coverage</b>	\$500,500.00
<b>Amount Fund Will Pay</b>	\$500,000.00
<b>Amount Requested</b>	\$39,074.80
<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>	\$500.00
<b>Amount Recommended</b>	\$38,574.80
<b>Amount Paid</b>	\$38,574.80

### Site Identification

<b>Date Submitted:</b>	09/07/2022	<b>DEP Facility Number:</b>	D-001343
<b>Site Name</b>	Cavallera Trust	<b>Telephone:</b>	(775)343-8609
<b>Site Contact</b>	Henry Cavallera		
<b>Site Address</b>	79 Skyline Circle Reno, NV 89509		
<b>County:</b>	Washoe County		
<b>Owner/Operator Name:</b>	Henry Cavallera	<b>Telephone:</b>	(775)343-8609
<b>Contact Name of Owner/Operator:</b>	Henry Cavallera 79 Skyline Circle Reno, NV 89509		
<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
79 Skyline Blvd Tank #1	300	74	Non-Regulated	Tank
79 Skyline Blvd Tank #2	300	74	Non-Regulated	Tank

Case: #2022000029  
Claim #: 80344

**STAFF AUTHORIZED DIRECT PAYMENT**

Payment Date: October 26, 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.

	\$24,999.98	Amount Requested to Date
	\$0.00	Deductible/Co-Payment Satisfied to Date
	\$0.00	Amount Paid to Date
SUB TOTAL	<u>\$24,999.98</u>	Amount Requested this Meeting
	<u>(\$250.00)</u>	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	\$24,749.98	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 02/25/2022 and 07/13/2022

**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: 2022000029 Site Name: Breckenridge Property Fund

### Site Status

**Synopsis:** CONTAMINATION DISCOVERED DURING TANK REMOVAL ACTIVITIES. DISCHARGE EMANATED FROM A NON-REGULATED 300-GALLON UNDERGROUND STORAGE TANK CONTAINING HEATING OIL AT A RESIDENTIAL PROPERTY. APPROXIMATELY 59.55 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>	\$24,999.98
<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>	\$24,749.98
<b>Amount Paid</b>	\$24,749.98

### Site Identification

<b>Date Submitted:</b>	09/12/2022	<b>DEP Facility Number:</b>	D-001342
<b>Site Name</b>	Breckenridge Property Fund		
<b>Site Contact</b>	Elsa Morales	<b>Telephone:</b>	(310)640-3070
<b>Site Address</b>	1335 Clough Road Reno, NV 89509		
<b>County:</b>	Washoe County		
<b>Owner/Operator Name:</b>	Breckenridge Property Fund 2016, LLC		
<b>Contact Name of Owner/Operator:</b>	Elsa Morales	<b>Telephone:</b>	(310)640-3070
	2015 Manhattan Beach Boulevard, Suite 100 Redondo Beach, CA 90278		
<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
1335 Clough Rd Tank	300	63	Non-Regulated	Tank

Case: #2022000031  
Claim #: 80366

**STAFF AUTHORIZED DIRECT PAYMENT**

Payment Date: November 18, 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.

	\$13,539.56	Amount Requested to Date
	\$0.00	Deductible/Co-Payment Satisfied to Date
	\$0.00	Amount Paid to Date
SUB TOTAL	<u>\$13,539.56</u>	Amount Requested this Meeting
	<u>(\$250.00)</u>	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	\$13,289.56	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 06/20/2022 and 08/29/2022

**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:** 2022000031    **Site Name:** Residential Heating Oil Tank At 2325 Fir Avenue

### Site Status

**Synopsis:** DISCHARGE DISCOVERED ON 6/20/2022 DURING REMOVAL OF 300-GALLON NON-REGULATED UNDERGROUND STORAGE TANK, USED FOR STORING HEATING OIL. INITIAL ABATEMENT ACTIVITIES REMOVED APPROXIMATELY 12.04 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>	\$13,539.56
<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>	\$13,289.56
<b>Amount Paid</b>	\$13,289.56

### Site Identification

<b>Date Submitted:</b>	10/12/2022	<b>DEP Facility Number:</b>	C-000088
<b>Site Name</b>	Residential Heating Oil Tank At 2325 Fir Avenue		
<b>Site Contact</b>	Karel Wilkins	<b>Telephone:</b>	(775)420-2268
<b>Site Address</b>	2325 Fir Avenue Silver Springs, NV 89429		
<b>County:</b>	Lyon County		
<b>Owner/Operator Name:</b>	Karel Wilkins		
<b>Contact Name of Owner/Operator:</b>	Karel Wilkins	<b>Telephone:</b>	(775)420-0268
	6420 East Tropicana Avenue, Spc 114 Las Vegas, NV 89122		
<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
2325 E Fir Ave Tank	500	45	Non-Regulated	Tank

Case: #2022000032  
Claim #: 80365

**STAFF AUTHORIZED DIRECT PAYMENT**

Payment Date: November 18, 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.

	\$26,789.95	Amount Requested to Date
	\$0.00	Deductible/Co-Payment Satisfied to Date
	\$0.00	Amount Paid to Date
SUB TOTAL	<u>\$26,789.95</u>	Amount Requested this Meeting
	<u>(\$250.00)</u>	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	\$26,539.95	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 06/03/2022 and 10/07/2022

**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:** 2022000032    **Site Name:** Residential Heating Oil Tank At 340 Sunset Dr.

## Site Status

**Synopsis:** CONTAMINATION DISCOVERED DURING TANK REMOVAL ACTIVITIES. DISCHARGE EMANATED FROM A NON-REGULATED 300-GALLON UNDERGROUND STORAGE TANK CONTAINING HEATING OIL AT A RESIDENTIAL PROPERTY. APPROXIMATELY 50.74 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>	\$26,789.95
<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>	\$26,539.95
<b>Amount Paid</b>	\$26,539.95

## Site Identification

<b>Date Submitted:</b>	10/18/2022	<b>DEP Facility Number:</b>	D-001350
<b>Site Name</b>	Residential Heating Oil Tank At 340 Sunset Dr.		
<b>Site Contact</b>	Robert Ternan	<b>Telephone:</b>	(775)225-3858
<b>Site Address</b>	340 Sunset Drive Reno, NV 89509		
<b>County:</b>	Washoe County		
<b>Owner/Operator Name:</b>	Robert Ternan		
<b>Contact Name of Owner/Operator:</b>	Robert Ternan	<b>Telephone:</b>	(775)225-3858
	340 Sunset Drive Reno, NV 89509		
<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
340 Sunset Tank	300	67	Non-Regulated	Tank

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

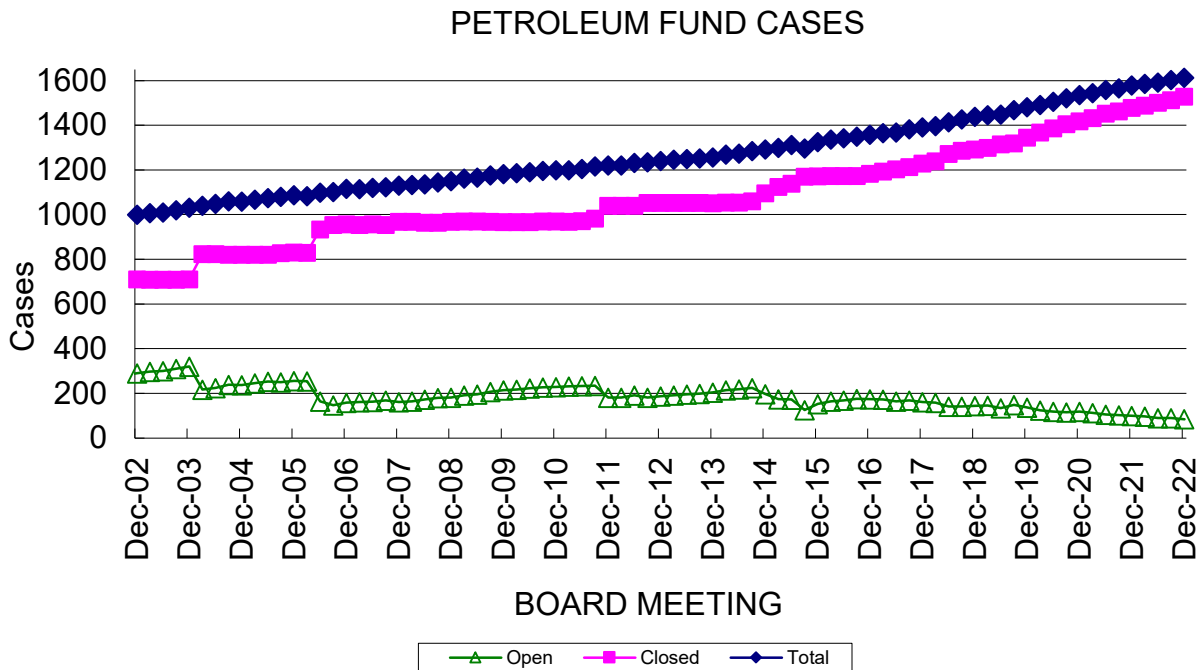
**STATE BOARD TO REVIEW CLAIMS  
DECEMBER 8, 2022 BOARD MEETING**

**EXECUTIVE SUMMARY REPORT**

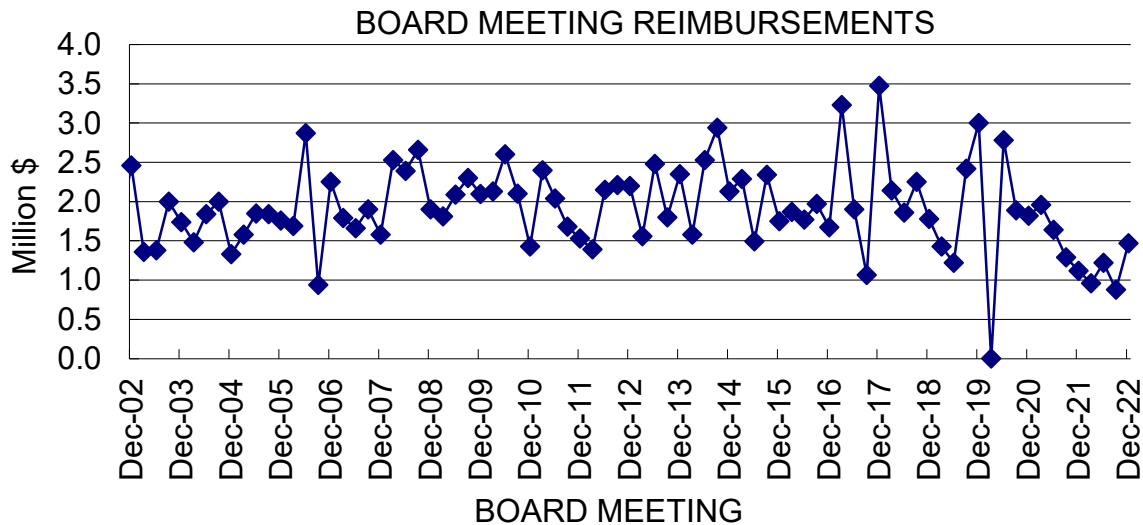
The Fund for Cleaning Up Discharges of Petroleum (“Petroleum Fund” or “Fund”) was established in 1989 by the Nevada Legislature. The Petroleum Fund facilitates the protection of Nevada’s environment, including its water resources, by allowing for prompt cleanup of petroleum discharges from storage tank 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 2023 runs October 1, 2022 through September 30, 2023. The annual tank system enrollment invoices for FFY 2023 were issued August 17, 2022. Additional invoices have also been generated for subsequent requests for tank enrollment. Currently, a total of 1,259 facilities have been invoiced at \$100 per petroleum tank system. As of November 23, 2022, 1,196 (~95%) of the facilities have submitted the required enrollment fees.

**Program Case Summary** – Since the Fund was created, a total of 1,791 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, 1,528 cases have since been closed and no longer receive Fund reimbursement. Currently, there are 85 open Fund cases. Since January 1, 2022, NDEP has received 34 new applications for Fund coverage. There are 5 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 \$253,267,115.07 for reimbursement to petroleum storage tank operators throughout Nevada for cleanup expenses. This cumulative total includes 22 claims paid via the direct payment method since the September 2022 Board meeting, totaling \$472,014.92. With today’s approval of \$1,004,298.87 in pending claims, the cumulative Fund expenditure will increase to \$254,271,413.94.



\* 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** – With the adoption of the Petroleum Fund Cost Guidelines by the Board during the September 8, 2022 meeting and their implementation following the December 8, 2022 meeting, NDEP believes all 4 recommendations identified in the January 28, 2021 DIA Report (No. 21-04) have been fully implemented. A status report stating full implementation of the report recommendations was provided by NDEP to the Division of Internal Audits staff on August 31, 2022 ahead of a scheduled November 30, 2022 Executive Branch Audit Committee (EBAC) meeting. Staff were recently informed the EBAC meeting has been postponed with the new meeting date likely to be held in December. Staff will inform the Board of the outcome off the EBAC meeting during the March 2023 quarterly Board meeting.

**Cost Guidelines Update** – During the September 8, 2022 meeting, the Board directed the executive secretary to include quarterly updates and feedback on the Cost Guidelines following their adoption and implementation. Since their adoption during the last meeting, CEMs have not identified any significant concerns; likely due to implementation being delayed until December 8<sup>th</sup>. However, staff have been working with the program’s database system developer to make sure Cost Proposals can be submitted as outlined in the Cost Guidelines as well as provide a mechanism to transfer existing Not To Exceed Proposals (NTEPs) to a new Cost Proposal. This should allow seamless transition from the old guidelines to the new guidelines. Staff expect claim submittals to continue without interruption. In addition to database updates, staff are providing a demonstration to CEMs of the new database updates and a tutorial for submitting Cost Proposals during the last week of November.

Lastly, staff have increased the cap on a couple consumable items (pump bladders and sample grab plates) by \$2 each in Appendix A. these items were overlooked in the September draft adopted by the Board.

**Eagle Gas North Cleanup Cost Recovery Status** – Cost recovery efforts implemented by the Attorney General’s Office, NDEP Legal Counsel, NDEP’s debt collection contractor, and the Carson City Sheriff’s Office were successful in recovery of full costs expended by the Petroleum Fund to clean up the Eagle Gas North facility. Legal counsels are scheduled to provide an update to the Board during the December 8, 2022 meeting.

**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
March 9, 2023 Thursday 10:00 AM	<u>Videoconference</u>  TBD
	TBD

Upcoming Board Meetings

March 9, 2023 - 10:00 AM

June 8, 2023 - 10:00 AM

September 14, 2023 - 10:00 AM

December 14, 2023 - 10:00 AM