

# Meeting Agenda

**STATE OF NEVADA BOARD TO REVIEW CLAIMS  
AGENDA  
MARCH 9, 2023**

The State of Nevada Board to Review Claims (Board) meeting will be video-conferenced and will begin promptly at 10:00 AM on Thursday, March 09, 2023 at the following locations:

Carson City: Richard H. Bryan Building - Tahoe Room, 901 South Stewart Street, 2nd Floor, Carson City, NV. Remote participation information is also provided below this agenda.

Las Vegas: Red Rock Conference Room at 375 East Warm Springs Road, Suite 200, Las Vegas, NV. Remote participation information is also provided below this agenda.

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 DECEMBER 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. REQUEST BY REGAL HOLDINGS OF NEVADA LLC TO PETITION THE BOARD TO REIMBURSE HEATING OIL TANK REMOVAL AND CLEANUP EXPENSES (FOR POSSIBLE ACTION)**

Jeffrey Lowden, claimant for Regal Holding of Nevada LLC, has requested to present his case to the Board to Review Claims in an effort to seek reimbursement of expenses paid following the removal and disposal of impacted soil attributed to a heating oil underground storage tank. Fund staff have been unable to reimburse Mr. Lowden due to lack of documentation required by Fund regulations and policy resolutions.

**6. 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 - MARCH 9, 2023**

<u>ONGOING CASES</u>			<u>REQUESTED</u>	<u>RECOMMENDED</u>
FOR POSSIBLE ACTION	1.	1992000126; 80441 Clark County School District: Rc White (Arville) Transportation Satellite	\$33,214.82	\$33,214.82
FOR POSSIBLE ACTION	2.	1993000102; 80428 Rebel Oil Company: Rebel Store #2008	\$11,240.25	\$11,240.25
FOR POSSIBLE ACTION	3.	1995000039; 80395 Al Park Petroleum, Inc.: Crescent Valley Market	\$8,423.76	\$7,581.38
FOR POSSIBLE ACTION	4.	1995000042; 80454 FBF INC: Gas 4 Less	\$84,360.00	\$84,360.00
FOR POSSIBLE ACTION	5.	1996000064; 80401 The Esslinger Family Trust: Red Rock Mini Mart	\$13,530.50	\$10,280.39
FOR POSSIBLE ACTION	6.	1998000075; 80448 55 McDermitt Crude, LLC: McDermitt Motel & Convenience Store	\$7,287.00	\$6,474.01
FOR POSSIBLE ACTION	7.	1999000022; 80438 Terrible Herbst Inc: Terrible Herbst #129	\$15,338.25	\$13,777.43
FOR POSSIBLE ACTION	8.	1999000086; 80439 Terrible Herbst Inc: Terrible Herbst #126	\$18,203.81	\$16,356.43
FOR POSSIBLE ACTION	9.	1999000104; 80437 Terrible Herbst Inc: Terrible Herbst #118	\$13,287.75	\$11,958.97
FOR POSSIBLE ACTION	10.	2007000014; 80440 Raiders Oz Business, LLC: Former Ace Cab/frias Transportation	\$88,626.15	\$79,667.02
FOR POSSIBLE ACTION	11.	2007000016; 80446 Golden Gate Petroleum Of Nevada, LLC: Golden Gate Sun Valley #43	\$5,591.50	\$4,949.88
FOR POSSIBLE ACTION	12.	2008000009; 79904 Pilot Travel Centers LLC: Flying J Travel Plaza #770	\$182,780.92	\$145,404.38
FOR POSSIBLE ACTION	13.	2009000024; 80431 Sjk Investments LLC: Chucks Circle C Market	\$39,345.22	\$35,203.70

FOR POSSIBLE ACTION	14.	2010000009; 80449	Hpt Ta Properties Trust: Mill City Travel Center	\$10,582.39	\$8,571.73
FOR POSSIBLE ACTION	15.	2011000009; 80444	Cimarron West: Cimarron West	\$8,886.39	\$7,971.12
FOR POSSIBLE ACTION	16.	2012000012; 80400	Clark County Department Of Aviation: Former Smart Mart	\$10,682.40	\$9,477.49
FOR POSSIBLE ACTION	17.	2014000025; 80447	Superior Campgrounds Of America, LLC: Silver City Rv Resort	\$22,820.13	\$20,425.47
FOR POSSIBLE ACTION	18.	2016000012; 80416	DLF Corporation: Mr Ds Fastlane	\$742.50	\$668.25
FOR POSSIBLE ACTION	19.	2016000027; 80435	Terrible Herbst Inc: Terrible Herbst #272	\$44,776.42	\$35,684.30
FOR POSSIBLE ACTION	20.	2017000015; 80241	Ellen 5 LLC: Green Valley Grocery #63	\$35,391.29	\$31,664.30
FOR POSSIBLE ACTION	21.	2017000019; 80433	Rebel Oil Company: Rebel Store #2197	\$22,101.72	\$19,891.55
FOR POSSIBLE ACTION	22.	2017000035; 80434	Rebel Oil Company: Rebel Store #2177	\$30,215.06	\$27,193.55
FOR POSSIBLE ACTION	23.	2018000005; 80429	Rebel Oil Company: Rebel Store # 2153	\$11,315.00	\$10,183.50
FOR POSSIBLE ACTION	24.	2018000009; 80394	Reed Incorporated: Pacific Pride	\$24,027.25	\$21,557.03
FOR POSSIBLE ACTION	25.	2019000002; 80430	Rebel Oil Company: Rebel Store #2166	\$34,361.25	\$30,925.13
FOR POSSIBLE ACTION	26.	2019000044; 80361	7-Eleven, Inc: 7-Eleven #15829	\$21,473.37	\$19,326.03
FOR POSSIBLE ACTION	27.	2020000015; 80402	Canyon Plaza, LLC: Gas 2 Go	\$27,392.79	\$14,748.57
FOR POSSIBLE ACTION	28.	2021000014; 80399	Pilot Travel Centers LLC: Pilot Travel Centers LLC #341	\$47,771.52	\$41,244.35
FOR POSSIBLE ACTION	29.	2021000027; 80268	Horizon C Stores, LLC: Horizon Market #5	\$34,645.81	\$30,993.13
			<b>SUB TOTAL:</b>	<b><u>\$908,415.22</u></b>	<b><u>\$790,994.16</u></b>
			<b>RECOMMENDED CLAIMS TOTAL:</b>	<b><u>\$908,415.22</u></b>	<b><u>\$790,994.16</u></b>

**7. 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.	2022000025; 80403 Hand Up Homes For Youth Nnv: Hand Up Homes For Youth Nnv	\$13,221.53	\$12,971.53
FOR DISCUSSION	2.	2022000034; 80398 Sbj Enterprises LLC: 4th Street At Goodsell LLC Residential Heating Oil Tank	\$26,471.65	\$26,221.65
FOR DISCUSSION	3.	2022000036; 80404 Gerald & Gloria Sbriglia: Gerald And Gloria Sbriglia Residential Heating Oil Tank	\$28,624.20	\$28,374.20
FOR DISCUSSION	4.	2023000001; 80421 Rmp 7 LLC: Rmp 7 LLC	\$21,593.74	\$21,343.74
FOR DISCUSSION	5.	2023000002; 80442 Nicole Commons: 1001 Sonora Drive Residential Heating Oil Tank	\$23,339.21	\$23,089.21
<b>SUB TOTAL:</b>			<b><u>\$113,250.33</u></b>	<b><u>\$112,000.33</u></b>

<u>ONGOING CASES</u>			<u>REQUESTED</u>	<u>PAID</u>
FOR DISCUSSION	1.	1994000015; 80420 Pilger Family Holdings: Former D & G Oil Company	\$10,908.94	\$10,908.94
FOR DISCUSSION	2.	1999000023; 80432 Nevada Ready Mix Corp: Nevada Ready Mix	\$27,575.46	\$24,817.91
FOR DISCUSSION	3.	1999000066; 80422 HP Management, LLC: Former Haycock Petroleum	\$37,718.78	\$33,946.90
FOR DISCUSSION	4.	2013000011; 80419 Har Moor Investments, LLC: Village Shop #4	\$20,788.75	\$18,709.87
FOR DISCUSSION	5.	2014000033; 80423 Speedee Mart Inc.: Speedee Mart #108	\$23,861.86	\$21,475.67
FOR DISCUSSION	6.	2018000018; 80345 Primadonna Company, LLC: Whiskey Pete's Stateline Stop	\$150,380.51	\$120,543.40

FOR DISCUSSION	7.	2019000005; 80425	Fairway Chevrolet Company: Fairway Chevrolet CO	\$19,515.00	\$17,563.50
FOR DISCUSSION	8.	2019000014; 80424	Western Cab Co: Western Cab CO	\$7,534.75	\$6,781.27
FOR DISCUSSION	9.	2022000012; 80426	Neissan Koroghli: City C-Store (7-11)	\$1,669.25	\$1,502.33
			<b>SUB TOTAL:</b>	<b><u>\$299,953.30</u></b>	<b><u>\$256,249.79</u></b>
			<b>DIRECT PAYMENT CLAIMS TOTAL:</b>	<b><u>\$413,203.63</u></b>	<b><u>\$368,250.12</u></b>
			<b>BOARD MEETING CLAIMS TOTAL:</b>	<b><u>\$1,321,618.85</u></b>	<b><u>\$1,159,244.28</u></b>

**8. 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 updates.

**9. 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.

**10. CONFIRMATION OF NEXT BOARD MEETING DATE (FOR DISCUSSION)  
JUNE 8, 2023 (THURSDAY) AT 10:00 AM**

**11. 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

In addition to physical meeting locations, viewing of and participation in the March 9, 2023 Board to Review Claims Meeting will be available via video/teleconference. Meeting access information is listed below:

**Microsoft Teams meeting:**

Join on your computer, smart phone, or tablet using the following link:

[https://teams.microsoft.com/l/meetup-join/19%3ameeting\\_ZTVmNmE4MGEtZDlhOS00NDFILTIINmMtNDliZjhjZmIxOThk%40thread.v2/0?context=%7b%22Tid%22%3a%22e4a340e6-b89e-4e68-8eaa-1544d2703980%22%2c%22Oid%22%3a%22f5d90261-50cc-4af0-a3bb-e68b8276e5d2%22%7d](https://teams.microsoft.com/l/meetup-join/19%3ameeting_ZTVmNmE4MGEtZDlhOS00NDFILTIINmMtNDliZjhjZmIxOThk%40thread.v2/0?context=%7b%22Tid%22%3a%22e4a340e6-b89e-4e68-8eaa-1544d2703980%22%2c%22Oid%22%3a%22f5d90261-50cc-4af0-a3bb-e68b8276e5d2%22%7d)

Or call in (audio only)

+1 775-321-6111,  
Phone Conference ID: 374 774 807#

The agency can accommodate limited seating at the meeting locations and requests advance notice to accommodate attendees. 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, or in writing at NDEP-BCA, Board to Review Claims, 901 S. Stewart St., Ste. 4001, Carson City, NV 89701 no later than March 6, 2023.

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 December 8, 2022 Minutes**  
(FOR POSSIBLE ACTION)

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

**1. CALL TO ORDER**

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

**A. BOARD MEMBERS PRESENT**

Maureen Tappan Chair – Representative of the General Public  
Rod Smith, 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  
Joseph Rodriguez (Designated Substitute) – State Fire Marshal’s Office  
Jason Case – Representative of Independent Petroleum Dealers

**OTHERS PRESENT**

Ian Carr, Board Legal Counsel, State Attorney General’s Office  
Jeff Collins, Jeff Kinder, Frederick Perdomo, Michael Cabble, Kim Valdez, Megan Slayden, Don Warner, Jonathan McRae, Tristin Alishio, Grant Busse, Ben Moan, Chuck Enberg, and Michael Mazziotta – Nevada Division of Environmental Protection (NDEP)  
Katie Armstrong – State Attorney General’s Office  
Matt Grandjean – Stantec  
Kathleen Johnson – The Westmark Group  
Brian Northam – Southern Nevada Health District  
Jeremy Holst – Broadbent & Associates  
Stephanie Holst - Broadbent & Associates  
Keith Stewart – Stewart Environmental  
Steve Woodhul – Blaes Environmental Management, Inc.  
Kurt Goebel – Converse Consultants  
Kyle Virva – Broadbent & Associates

In addition to the above-named participants, one guest called into the meeting by telephone and was not identified by name.

**2. PUBLIC COMMENT**

There were no public comments.

3. **APPROVAL OF THE SEPTEMBER 8, 2022, MINUTES**

**Chair Tappan** called for any modifications to the minutes. Greg Lovato suggested an edit under Item 9 from the Executive Summary as follows:

"During the last Board meeting, he reported that a court order was granted to NDEP to proceed with debt collection of Eagle Gas assets."

**Rod Smith moved to approve the September 8, 2022, minutes. Greg Lovato seconded the motion. Motion carried unanimously.**

4. **STATUS OF THE FUND**

**Mr. Cabble** noted that during the last Board meeting, he indicated that the end of year numbers for Fiscal Year 2022 were not complete. These numbers will be reported at this time. The balance forward from State Fiscal Year 2021 was \$7,500,000 with approximately \$404,900 received for tank registration fees. Approximately \$14,288,468 were generated from the \$0.0075 petroleum fee. The Fund earned approximately \$74,330 in interest. Total revenue for the Fund for State Fiscal Year 2022 minus the balance forward for 2023 was \$14,767,697.76.

Expenditures include Board Member expenses of approximately \$1,837. In-state travel costs for Board Members totaled approximately \$225. Board Meeting operation costs totaled approximately \$2,298. The annual transfer to the State Highway Fund was \$8,940,898.69. Funds transferred to NDEP for program administration, state-led cleanups, staff salaries and other operational maintenance was approximately \$1,148,522.

Mr. Cabble noted that last fiscal year, the Fund made its first annual transfer to the Account for the Management of Air Quality. This transfer was approved during the 2021 legislative session under Assembly Bill 452. The purpose is to provide funding for an annual report put out by the Department of Conservation and Natural Resources regarding greenhouse gas emissions in the state. The amount transferred was \$38,606.35.

Additionally, payments to the Department of Motor Vehicles for assessing and collecting the cleanup fee on the Petroleum Fund's behalf totaled \$12,714 and reimbursement of Petroleum Fund claims totaled approximately \$4,622,596.67. The total expenditures for the Fund for State Fiscal Year 2022 balance out with the revenue collected at \$14,767,697.76.

The current State Fiscal Year began July 1, 2022. The balance forward for State Fiscal Year 2022 was \$7,500,000. This amount is required to be carried over every fiscal year. Approximately \$385,700 has been received in tank enrollment registration fees thus far. Approximately \$2,450,108 has been generated by the \$0.0075 petroleum fee. Total revenue received by the Fund for this year is \$10,335,807.73.

Regarding expenditures, Board member salaries currently total approximately \$406. In-state travel costs for Board members total approximately \$55. Board meeting operating costs total approximately \$490. Money transferred to NDEP for program administration, state-led cleanups, staff salaries and other maintenance totals \$535,336. The fee paid to the DMV for the \$0.0075 petroleum fee collection totals \$12,714. The reimbursement of Petroleum Fund claims thus far total \$1,239,236.28. Total expenditures from the Fund total \$1,788,238.25, which currently leaves a balance of \$8,547,569.48.

**Mr. Cabble** invited questions from the Board. **Mr. Smith** noted that the highway plan budgeted amount is \$9 million. He asked how this amount is derived and what will occur if that total is not met. **Mr. Cabble** stated that the liabilities referred to on the balance sheet are projected numbers and generally based on prior year totals. There is not necessarily an obligation to exactly match the projections. There is a requirement that such projections be in the budget. Regarding what is obligated to be paid to the State Highway Fund, the Fund has a carryover amount of no more than \$7,500,000 each year per statute. If there is a surplus above this threshold at the end of the fiscal year after program obligations are paid, additional transfers take place. The highway fund receives the remaining balance.

5. **SITE SPECIFIC BOARD DETERMINATION FOR PETROLEUM FUND COVERAGE WITH REDUCTION**

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

**Megan Slayden**, NDEP, stated that Site Specific Board Determination No. C2022-01, proposes to provide reduced Petroleum Fund coverage to Pilot Travel Centers, LLC No. 341, located at 3812 East Craig Road in North Las Vegas, Nevada. This is for Petroleum Fund Case ID No. 2022000018, Facility ID No. 8-001634. The subject site is owned by Pilot Travel Centers, LLC. At the time of release discovery, it consisted of six underground storage tanks with three containing gasoline and three containing diesel fuel. 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. This is a truck stop, consisting of a diesel truck fueling side and a separate automotive side. Upon investigation, it was determined that a ball valve had failed in the piping for Dispensers 1 through 4. Liquid had accumulated in the isolation sump and was observed to stop at the penetrations. The failed ball valve was replaced on July 8<sup>th</sup> by a Nevada certified tank handler, the suspected release was investigated, and a confirmed release was reported to NDEP on December 14, 2021.

Information in the application submitted to NDEP described two additional releases on the automotive fueling side of the site. An application for Fund coverage was not received for either of these releases and the determination of eligibility could not be established. These releases are therefore considered non-Fund eligible release sources at this time. **Ms. Slayden** provided an overview of the two releases. 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 penetrations 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. 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. This release was investigated, and the confirmed release was reported to NDEP on October 6, 2020. At the time of this application, the operator and the responsible party were unable to provide the necessary information for NDEP to determine eligibility of the two additional releases.

In addition, in December of 2020, a release occurred on the trucking side of the facility. This release is not comingled with the releases already described for the automotive side. This release was granted full coverage under Case 2021000014.

The application received for the release in July of 2021 identified the failed ball valve in the piping within the sump at dispensers 1/2 and 3/4 and associated to a 12,000 gallon gasoline tank, Tank 4, which contained regular unleaded gas at the time of release. This release is eligible for Fund coverage; however, this facility has had multiple releases on the automotive fueling side of the property. Some of those releases identified may have contributed to the contamination that is being remediated and are not eligible for fund coverage. Board Policy Resolution 99-022 requires NDEP staff to recommend a 20 percent reduction to the Board for releases with contamination that is comprised of both fund-eligible and non-fund-eligible releases. In accordance with this Resolution, Fund staff recommends the Board grant coverage to Pilot Travel Centers, LLC No. 341, Petroleum Fund Case 2022000018, with a 20 percent reduction and a 10 percent copayment. This would provide a maximum reimbursable cap of \$720,000 in cleanup costs and \$720,000 for damages to a person other than the operator or the state.

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

**Mr. Perks** asked for confirmation that testing on the site showed comingling between the gas and diesel. **Ms. Slayden** clarified that there was no comingling between the gas and diesel, but between various gasoline releases on the automotive side of the property specifically. The diesel release is on the trucking side and is not comingling, per all the lab reports received at this time. The comingling exists between the three gasoline releases, two of which are not Fund eligible, because the operator did not apply and has not provided a source of those releases. In response to a question from **Mr. Perks**, **Ms. Slayden** confirmed that there are a total of four releases.

**Mr. Lovato** asked that the CEM or case officer provide an overview of the status of the investigation, including the magnitude of the release. **Chuck Enberg**, NDEP case officer for the site, stated that the diesel plume is totally separated at this time. There have been multiple releases on the automotive side. It appears that the first release was not reported. At the current time, the plume on the automotive side has been delineated. The levels are not extremely high. The case continues to move along and a decision has not yet been made in terms of the need for remediation on the southern end. They will complete a conceptual site model to determine the need for remediation. Mr. Enberg also noted the diesel release on the opposite side of the property will use a free product recovery system to remove NAPL onsite.

**Chair Tappan** asked if there were any other questions.

**Ian Carr**, State Attorney General's Office, recommended canvassing the audience to determine whether a representative from the Respondent is present to provide a presentation. Upon invitation to speak, it was noted that no representative of the operator was present to provide input.

**Mr. Lovato** asked whether a written response was received from Pilot Travel Centers regarding the recommendation. **Ms. Slayden** stated that Pilot Travel Centers has not expressed any contention regarding the recommendations. There have been multiple meetings with the operator throughout the year regarding the releases. NDEP also provided an advanced draft of the proposed SSBD recommendation to the responsible party and CEM that would be made during today's meeting. The CEM acknowledged receiving the notice, but no correspondence was provided by either party indicating the recommendation would be contested.

**Chair Tappan** invited a motion on this item.

**Rod Smith moved to approve 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 No. 341 for \$720,000.00. This represents \$1,000,000.00 in coverage for one gasoline UST system, with a 20 percent reduction and a 10 percent copayment. Greg Lovato seconded the motion. Motion carried unanimously.**

**6. SITE SPECIFIC BOARD DETERMINATION FOR PETROLEUM FUND COVERAGE WITH REDUCTION**

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

**Ms. Slayden** stated that Site Specific Board Determination No. C2022-02 proposes to provide reduced Petroleum Fund coverage to Rebel Store No. 2197 located at 4665 East Sunset Road in Henderson, Nevada with Petroleum Fund Case ID No. 2022000015, Facility ID No. 8-001781. The applicant is Rebel Oil Company; however, the site is operated by a separate business, Rebel Land and Development, LLC, also known as Anabi Oil. At the time of the release discovery, this facility consisted of three underground storage tank systems containing gasoline. On April 20, 2021, Southern Nevada Health District performed an inspection and issued a first notice of violation, stating that this facility was not in compliance with federal regulations. This facility was cited for failure to monitor their tanks every 30 days. On June 2, 2021, Southern Nevada Health District issued a second notice of violation stating that the facility was not in compliance with federal leak detection regulations. On June 23, 2021, Tank 2 failed a precision tank tightness test. The product in the tank was emptied on June 25, 2021. The Fund coverage 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 part of this application are incomplete. The records included with the application submittal are missing January 2021, February 2021, August 2021 and December 2021. A complete application for coverage was received by NDEP October 13, 2022. The application identified cracks in Tank 1 and Tank 2 as the source of the release. Tank 1 was previously awarded coverage under Petroleum Fund Case 2017000019 for a release from the sheer valve in an under-dispenser containment sump. In accordance with NRS 445C.380.1(c), this tank is not awarded additional funding.

The UST System, identified as Tank No. 2, was out of compliance with the following UST regulations at the time of release discovery: 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 280.41.

40 CFR 280.34 requires owners and operators to maintain documentation of compliance with release detection requirements. 40 CFR 280.41 states that owners and operators of petroleum UST systems must provide release detection for tanks and piping as follows: Tanks must be monitored for releases at least every 30 days using one of the methods listed under 40 CFR 280.43. Board policy resolution 94-023 requires Petroleum Fund staff to recommend a reduction in fund coverage for violations of Federal UST and leaking UST regulations.

In the event of more than one noncompliance determination, the staff recommendation to the Board must list each as a separate item for the Board's consideration and recommend that any reimbursement awarded be reduced by the largest percentage associated with any single item. The proposed percent reductions associated with violations at this site are as follows:

- a. UST.002 – Failure to comply with UST General Operating Requirements. 40 CFR 280.30 – 280.34 – 10 percent reduction
- b. UST.003 – Failure to comply with General Requirements for all UST systems, Release Detection. 40 CFR 280.40-280.45 – 20 percent reduction



Therefore, in accordance with Board Policy Resolution No. 94-023, Fund staff recommends the Board grant coverage to Rebel Store No. 2197, Petroleum Fund Case Number 2022000015 with a 20 percent reduction and a 10 percent copayment. This will provide a maximum reimbursable cap of \$720,000 in cleanup costs and \$720,000 for damages to a person other than the operator or the state.

**Ms. Slayden** invited the CEM to make a presentation. **Keith Stewart**, Stewart Environmental, introduced himself as representing Rebel Oil Company in this matter and noted that Ms. Slayden had done an excellent job of summarizing the conditions and violations. To summarize the unique history of the situation, he explained that in December of 2015, Rebel Oil Company (ROC) sold all its gasoline service stations to Rebel Land and Development, LLC, which is owned by Anabi Oil, a California-based company. The purchase sale agreement requires Rebel Oil Company to be responsible for failed USTs, underground pipelines and below ground environmental releases through December of 2022. In this scenario, the operator, Rebel Land and Development (Anabi Oil) has been operating the systems since January of 2016 and the violations have occurred under their operation. Rebel Oil Company is not alerted to these or essentially responsible. Unfortunately, the purchase sale agreement gives Rebel Oil Company the responsibility for the release; however, they cannot manage Rebel Land and Development as it operates the UST system. It is also notable that some records have not been produced, despite multiple requests to Rebel Land and Development to provide their monthly tank testing records, which were not submitted in the application. While Rebel Oil Company is required to provide the application, it does not possess the necessary records, which must be requested from the operator. Most records were received, however there were some that were neither received nor in turn, submitted.

In review of the tank fails on June 23, 2021, the Health District was informed, however, Rebel Land and Development did not inform Rebel Oil Company of the failed test. On November 22, 2021, while performing routine groundwater monitoring for the previous release, Rebel Oil Company discovered free product adjacent to the underground storage tanks and quickly notified NDEP. Specifically, they discovered several feet of floating product in wells associated next to the tank. Free-product recovery was immediately begun. In early December, there were multiple conference calls with NDEP, leaking UST and Fund staff. Approval from NDEP was received to perform an immediate install of four groundwater free product recovery wells, which were placed within two weeks. Subsequently, approximately 250 gallons of free product was collected. Currently, there remains very minor amounts of free product in two or three wells. The tanks were removed in October of 2022. At that time, there was also removal of 1,175 tons of petroleum-impacted soil. Next remediation steps will include a groundwater air sparge and soil ventilation system.

Since Rebel Oil Company's discovery of the free product release, they have expended approximately \$240,000. Most of this cost was for tank removal and the remedial over excavation of impacted soil. Other costs include installation of recovery wells and free product removal. The funds were expended before Rebel Oil Company received approval from the coverage application. For additional historical perspective, there was a release discovered in 2015 and a soil groundwater air sparge ventilation system was installed approximately two years ago. The system was operated successfully and essentially ready to be terminated at the time the new failed test occurred. The advantage is that there is an existing groundwater air sparge soil ventilation treatment system fully connected, including the electrical system and piping. The work required includes installation of 8 to 12 new remedial wells and connection of the piping, which will result in a savings of approximately \$200,000 on the cost of remediation for Tank 2, as the original release from 2015 has been terminated. The violations require Fund staff to recommend to the Board to penalize at a

rate of 20 percent. However, this would penalize the claimant, who has performed very well on the project, while not penalizing or reducing coverage to the operator.

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

**Leroy Perks** asked for clarification that statistical reports for four months are missing. **Ms. Slayden** confirmed that they have not been provided. These are the same missing reports that Southern Nevada Health District cited in their violations.

**Jason Case** stated that while he would be recusing himself from the vote, Rebel Oil Company has no involvement with Rebel Land and Development. All convenience stores were sold in 2015. Since then, they have been owned and operated by Anabi Oil Company and its entity, Rebel Land and Development. That being said, Rebel Oil Company is working diligently with Mr. Stewart for resolution of the cleanup. As representative for Rebel Oil Company, they should not be penalized for the actions of Rebel Land and Development.

**Mr. Lovato** referenced the precision tank tightness test conducted in June and asked whether the other CSLD records that were provided showed an indication of release. **Ms. Slayden** confirmed that records for the months leading up to June were received and did not indicate a release. **Mr. Lovato** asked for clarification on what issue prompted the precision tank tightness test in June. **Ms. Slayden** stated that when Southern Nevada Health District shows up at a site, they require 12 months of monthly monitoring reports available for inspection. In this case, the reports were not provided. In Southern Nevada Health District's letter to the operator, it states that they need to provide the monthly monitoring reports or perform a precision tank tightness test to ensure there is no leaking. Upon the second notice of violation, the operator performed the tank tightness test, which confirmed leaking.

**Mr. Lovato** asked about the effectiveness of the CSLD test and why it is performed when it seems to be less than effective at detection. **Jonathan McRae**, UST Supervisor for the State of Nevada, stated that a CSLD, which is a continuous in-tank leak detection method, utilizes the automatic tank gauge inside the tank, is able to detect up to a 0.2 gallon per hour or a 0.1 gallon per hour leak rate for the system. Statistically speaking, if a tank is leaking below these rates, the leak will not be discovered until enough inventory loss has been noticed or at the time of removal. There is an acceptable leak rate issued by the EPA in this regard. The tank tightness test is much more precise; however, they are not always required. This is a compliance issue that occurred because the owner operator could not produce the CSLD testing results. The leaks may be located at the top of the tanks, between fittings for fill ports or ancillary equipment, and if so, leaks may sometimes be quickly repaired. However, this particular tank had a noticeable failure. Unfortunately, the November discovery of fuel product showed that the other tanks had the same failures. Alarms were taking place during the November time frame, but they were not being called in. Anabi Oil subsequently performed a tank tightness test in June, which showed a failure in Tank 2. It was pumped out, while Tanks 1 and 3 continued to operate until November, when the free product was discovered.

**Mr. Perks** asked about the acceptable federal government leak rate. **Mr. McRae** stated that for tanks, it is typically 0.2 gallons per hour.

**Mr. Perks** asked about the type of tanks in service. **Mr. McRae** stated that they were double-wall fiberglass tanks installed in 1996.

**Mr. Perks** asked for confirmation that they leaked through the secondary. **Mr. McRae** confirmed this, noting that it was a catastrophic failure, particularly in light of the fact that the groundwater is fairly high at this location.

**Mr. Perks** inquired as to the presence of annular space sensors. **Mr. McRae** stated that there was no requirement for annular sensors in the secondaries during the time of pre-2015 regulations.

**Mr. Lovato** asked if there are any nearby sensitive receptors to the location. **Mr. Stewart** stated that there are none nearby. The location is basically commercial, with water at 35 feet. At this point, there is no knowledge that the free product or dissolved product is offsite.

**Mr. Smith** noted the relationship between the two companies involved, in that one is prepared to do the cleanup and the other does not seem to be interested and he asked if there was some way this could have been prevented. **Mr. Lovato** stated his understanding that as far as the state is concerned, the current operator also has responsibility. If they reassign this to someone else through an agreement, the Fund would likely not weigh in, as this is the subject of a private agreement to which the state was not a party. **Mr. Carr** stated that based on the presentation of Mr. Stewart regarding the relationship between the Rebel Oil Company and the operator, Rebel Land and Development, he concurs with Mr. Lovato that this is a private contractual issue. Any indemnity would be for the two parties to resolve pursuant to their purchase and sale agreement.

**Mr. Smith** asked which entity is paying the cost to register the tanks. **Ms. Slayden** stated that Rebel Land and Development is registering the tanks at this time. **Mr. Cabbie** added that as Mr. Stewart indicated, Rebel Oil Company indicated that based on a prior agreement between the two entities, that they would be responsible for the release and cleanup. The Petroleum Fund can cover an entity other than the person specifically operating the tank systems. As such, NDEP has established Rebel Oil Company, per their direction, as the responsible company and they will fund the cleanup. Pending agreement between the two businesses, should another release occur at this property in the future, it would likely be Rebel Land and Development's responsibility to complete cleanup. Rebel Oil Company has a prior release at the site, and as such, have already been involved in a cleanup. They have paid for the onsite equipment and the first cleanup at the site. With these new releases, they also accepted responsibility and will continue the cleanup as a good faith effort. With regard to the coverage reduction, Rebel Oil Company is the claimant to be considered.

**Mr. Lovato** summarized that if Rebel Oil Company failed to act, the state would look to the current operator to do the work. However, because the prior owner is doing the work, it is not necessary for the state to look to the current owner to do the work.

**Chair Tappan** commented that it seems to be a strange contractual agreement to pay for seven years' worth of potential events on the property. She asked whether such provisions are typical in the industry. **Mr. Case** concurred that this is not a typical situation. He added that there are certainly regrets about the provision, however, they remain the responsible party until the end of this month, 2022, seven years after the date of the sale.

**Mr. Perks** commented on the complexity of the case and asked whether the applicant, Rebel Oil Company, is making any specific requests of the Board. **Mr. Cabbie** stated that the current recommendation is a 20 percent reduction. He invited Mr. Stewart to make any additional clarifications as what action is being requested of the Board with regard to the reduction recommendation. **Mr. Stewart** first addressed Chair Tappan's comments, acknowledging that it is, in fact, very unusual for such a provision to extend for seven years, however, it is not unusual in the petroleum business for a buyer to request the seller to maintain some term of responsibility.

The applicant is requesting a reduction of the 20 percent, based on the relationship between the buyer and the seller. It is notable that once Rebel Oil Company became aware of the release, they quickly moved into action, including installing four product recovery wells within ten days. In addition, having the remedial system onsite will save the Fund money in the amount of approximately \$200,000.

**Chair Tappan** stated that the case is difficult, in that there is a contractual responsibility and 20 percent is not an unreasonable amount. However, Rebel Oil Company has made the effort to address the leaks in a timely manner.

**Mr. Perks** agreed that Rebel Oil Company has performed well, yet they are being penalized for a situation out of their control.

**Mr. Smith** commented that under the seven-year agreement, Rebel Oil Company was required to be responsible for any leaks. As part of their agreement to be responsible, they should have taken steps to ensure that the records were being kept.

**Karen Stoll** asked to whom the money will be sent. **Mr. Cabbie** stated that it will be paid to Rebel Oil Company, as the claimant, having accepted responsibility for the release and as submitter of the application.

**Chair Tappan** invited a motion.

**Rod Smith moved to approve adoption of Site-Specific Board Determination No. C2022-02 as proposed, granting coverage under the State of Nevada Petroleum Fund to Rebel Store No. 2197 for \$720,000.00. This represents \$1,000,000.00 in coverage for one gasoline UST system, with a 20 percent reduction and a 10 percent copayment. Greg Lovato seconded the motion. Jason Case recused himself from the vote. Motion carried unanimously.**

**Mr. Cabbie** stated that there was a technical issue during this agenda item, with several individuals attempting to log into the meeting using a website link that was not functioning properly. A number of people have since been able to sign on, one being a representative of Broadbent & Associates, who was the consultant for Pilot Travel Centers, as addressed in Agenda Item 5. He asked Mr. Carr for clarification on whether he was able to invite the consultant to address whether they had an intention to contest the resolution. **Mr. Carr** stated that per NRS Chapter 241, Nevada's Open Meeting Law, the board just took a binding and lawful vote, and the agenda item is closed. Participants who failed to appear for an agenda item may make public comments during the second public comment session, which is reserved for the end of the meeting.

**Mr. Perks** asked for confirmation that Board is free to revisit the agenda item at its next meeting.

**Mr. Carr** stated that they are free to do so if the item is properly noticed and agendized.

## **7. AMEND POLICY RESOLUTION 2017-01**

**Mr. Cabbie** provided an overview of the proposed amendments. Some changes merely include rearrangement of text for better flow. The Resolution was adopted initially in June 2017 and was revised in 2018. The current proposed amendments are specific to above ground storage tank systems that voluntarily register with the Nevada Petroleum Fund. If adopted today, the Resolution would identify new regulatory citations or updated regulatory citations and identify new regulation

amendments that were passed earlier this year. Those amendments are specific to testing of the underground piping associated with an aboveground tank. In other words, if there is an aboveground tank and the conveyance or distribution piping is underground and cannot be visibly inspected, the piping is subject to testing requirements. This includes a line tightness test. If the piping is metallic and in contact with the ground, it would also require corrosion prevention and testing to ensure that the corrosion prevention system is functional.

The proposed changes will also serve to clarify that for tightness testing and corrosion system testing requirements, there are different timelines, depending on where that tank is in the registration process. If it is a new registration or the tank has lapsed registration with the Fund prior, then testing would need to be done on the underground piping six months prior to registration. Once registered and enrolled in the Petroleum Fund, if the owner/operator has underground piping associated with AST, they are required to test that piping every 12 months. The amended policy also describes the term suspected release and introduces a reporting process. A suspected release would include any visual identification of product leaked from the tank system to the ground or water, as well as a failed tightness test from underground piping. There are associated reporting requirements, including one business day to report the release to the NDEP. There is also an investigation component, whereby, if a potential release is identified, the owner/operator must follow up to determine whether or not there is a release to the environment.

Lastly, revisions include reduction items, including one for not reporting a suspected release and a second for not following up to a suspected release.

**Mr. Cabbie** emphasized the testing requirements that go beyond monthly visual inspection requirements for all above ground storage tank systems is specific to underground piping that cannot be visibly inspected. If an AST is instead using aboveground piping, these testing and corrosion requirements do not apply.

**Mr. Smith** asked for clarification on the six-month testing period. **Mr. Cabbie** stated that NDEP would like to see a valid passing test of the line and corrosion prevention system six months prior to the request. **Mr. Smith** stated that he has read this requirement to mean, "within six months." **Mr. Cabbie** further clarified that there is another statutory requirement. When an owner/operator first registers and enrolls an aboveground storage tank system (or if there has been a lapse in registration), the owner/operator submits an application for registration. There is then a six-month period of time in which NDEP does not enroll the tank and the tank does not become eligible until the six months has ended. The registration occurs six months after date of payment. **Mr. Perks** cited the policy language stating that the tightness testing must be performed within six months prior. **Mr. Cabbie** stated that the point is to not have a test that is older than six months. **Mr. Smith** said he agrees with that requirement, however, the wording did not read to that effect. **Mr. Cabbie** apologized for the misunderstanding. The intent is that tightness and corrosion testing documents are not older than six months.

In response to a question from **Mr. Perks**, **Mr. Cabbie** stated that testing for registration purposes is required at the time of payment and application.

**Mr. Smith** noted that the owner/operator must also wait six months before they are able to make a claim. **Mr. Cabbie** confirmed the statement. The goal is to avoid a scenario where an owner operator registers a tank system, knowing that it has an existing leak and has an expectation that it will qualify for coverage. If NDEP is provided with test results within six months, this provides assurance over the waiting period that the system is intact. This also triggers the monthly visual inspections.

**Mr. Lovato** noted that many of the revisions are as a result of recent regulation changes brought before the Board earlier this year. **Mr. Cabbie** added that in 2017, the policy established testing requirements prior to the regulations.

**Mr. Lovato** stated that there are references to the requirement that a certified tank tester must perform the tests on the underground portions of piping. He inquired as to differences in testing an AST underground piping versus UST underground piping and whether the testing competency for the tank tester covers any differences. **Mr. Cabbie** stated that in general, the testing performed by an NDEP certified underground tank tester is done with an eye toward tightness testing requirements of Federally regulated underground storage tanks. Testers who show up at an AST facility should be able to apply the same test, which should be similar, as the piping is underground. However, ASTs are not always designed with testing of underground piping in mind. **Mr. Perks** commented that the biggest issue when testing a line that has sections aboveground and below ground is adjusting for temperature compensation. However, he agreed with Mr. Cabbie the testing method is the same.

**Mr. Lovato** asked whether feedback was received from the regulator community or tank testers. **Mr. Cabbie** stated that NDEP did not seek comments on this item, because with the exception of the references to suspected releases, they are not adding anything substantial to the policy. Regarding testing requirements, this was vetted through the regulation process. **Mr. Lovato** sought clarification that this is a requirement to maintain coverage and not a regulatory requirement for all AST operators. **Mr. Cabbie** confirmed this understanding, adding that it is a condition of registration into the Petroleum Fund.

**Chair Tappan** invited additional questions. There being no further questions, she asked for a motion.

**Greg Lovato moved to adopt amended Policy Resolution No. 2017-01 as proposed. Leroy Perks seconded the motion. Motion carried unanimously.**

8. **ADOPTION OF CONSENT ITEMS**

The Board reviewed all items as a consent agenda item. There was no discussion regarding an individual item.

<b><u>Heating Oil</u></b>			<b><u>Requested</u></b>	<b><u>Recommended</u></b>
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>
<b><u>New Cases</u></b>			<b><u>Requested</u></b>	<b><u>Recommended</u></b>
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>
<b><u>Ongoing Cases</u></b>			<b><u>Requested</u></b>	<b><u>Recommended</u></b>
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>
				<b>RECOMMENDED CLAIMS TOTAL:</b>	<b><u>\$1,131,833.84</u></b>	<b><u>\$1,004,298.87</u></b>

**Rod Smith moved for approval of the State Board to Review Claims recommended amounts dated 12/8/22 as listed. Leroy Perks seconded the motion. Motion carried unanimously.**



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

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

<b><u>Heating Oil</u></b>			<b><u>Requested</u></b>	<b><u>Recommended</u></b>	
FOR POSSIBLE ACTION	1.	2022000010; 80288	Thunderbird Motel: Thunderbird Motel	\$21,258.73	\$21,008.73
FOR POSSIBLE ACTION	2.	2022000019; 80337	Kramer Properties: Best Bet Motel	\$12,692.14	\$12,442.14
FOR POSSIBLE ACTION	3.	2022000020; 80332	Chenault Revocable Living Trust: Chenault Living Trust	\$27,728.91	\$27,478.91
FOR POSSIBLE ACTION	4.	2022000021; 80333	Chad & Lori Strawn: Strawn, Chad & Lori	\$25,149.24	\$24,899.24
FOR POSSIBLE ACTION	5.	2022000022; 80335	SBJ Enterprises LLC: 4186 Del Curto Drive Residential Heating Oil Tank	\$13,278.90	\$13,028.90
FOR POSSIBLE ACTION	6.	2022000023; 80334	Carlo Piraino / Linda Peterson-Rivera: Piraino Property	\$16,244.16	\$15,994.16
FOR POSSIBLE ACTION	7.	2022000024; 80338	Lorrain Carroll: 860 Brookfield Drive	\$35,233.70	\$34,983.70
FOR POSSIBLE ACTION	8.	2022000026; 80341	William Devine: Residential Heating Oil Tank At 130 Bret Harte Ave Gregg & Deborah Nimmo: Nimmo Family Trust, Residential Heating	\$18,628.66	\$18,378.66
FOR POSSIBLE ACTION	9.	2022000027; 80342	Oil Tank	\$26,005.39	\$25,755.39
FOR POSSIBLE ACTION	10.	2022000028; 80343	Henry Cavallera: Cavallera Trust	\$39,074.80	\$38,574.80
FOR POSSIBLE ACTION	11.	2022000029; 80344	Breckenridge Property Fund 2016, LLC: Breckenridge Property Fund	\$24,999.98	\$24,749.98
FOR POSSIBLE ACTION	12.	2022000031; 80366	Karel Wilkins: Residential Heating Oil Tank At 2325 Fir Avenue	\$13,539.56	\$13,289.56
FOR POSSIBLE ACTION	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>

<b><u>Ongoing Cases</u></b>			<b><u>Requested</u></b>	<b><u>Recommended</u></b>	
FOR POSSIBLE ACTION	1.	1994000015; 80347	Pilger Family Holdings: Former D & G Oil Company	\$9,168.84	\$9,168.84
FOR POSSIBLE ACTION	2.	1999000023; 80351	Nevada Ready Mix Corp: Nevada Ready Mix	\$21,827.52	\$19,644.77
FOR POSSIBLE ACTION	3.	1999000066; 80367	HP Management, LLC: Former Haycock Petroleum	\$25,579.38	\$23,021.44
FOR POSSIBLE ACTION	4.	1999000243; 80336	7-Eleven, Inc: 7-Eleven #27607	\$52,495.82	\$47,246.24
FOR POSSIBLE ACTION	5.	2013000011; 80349	Har Moor Investments, LLC: Village Shop #4	\$15,917.25	\$14,325.53
FOR POSSIBLE ACTION	6.	2014000033; 80350	Speedee Mart Inc.: Speedee Mart #108	\$20,149.02	\$18,134.12
FOR POSSIBLE ACTION	7.	2019000005; 80352	Fairway Chevrolet Company: Fairway Chevrolet CO	\$15,399.00	\$13,859.10

FOR POSSIBLE ACTION	8.	2019000014; 80354	Western Cab Co: Western Cab CO	\$6,908.25	\$6,217.43
FOR POSSIBLE ACTION	9.	2022000012; 80368	Neissan Koroghli: City C-Store (7-11)	\$25,859.25	\$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**

DRAFT

## 10. EXECUTIVE SUMMARY

**Mr. Cabbie** stated that tank enrollment fees are tracked pursuant to the Federal Fiscal Year (FFY), which runs October 1, 2022 through September 30, 2023. Annual invoices for enrollment year 2023 were issued on August 17, 2022. Total facilities invoiced is 1,259 facilities. Some 1,196, (approximately 95 percent) of facilities have made their enrollment payments. Since the Fund was created, a total of 1,791 cases have applied for Fund coverage. Of those applications, 173 have been denied, due to ineligibility or other reasons. Of the active cases 1,528 cases have since been closed and no longer receive Fund reimbursement. Currently, there are 85 active Fund cases. Since January 1, 2022, NDEP has received 34 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 \$253,267,115.07 for reimbursement to Petroleum Fund operators. This includes \$472,014.92 for direct payment claims paid over the last quarter. With today's Board approval of \$1,004,298.87 the overall expenditure will increase to \$254,271,413.94. There were no UST upgrade grants this quarter, however, four applications are in the queue currently.

**Mr. Cabbie** noted that at the last Board meeting, members asked him to include updates regarding CEM cost guidelines. The guidelines were adopted during the September meeting and go into effect after today's meeting. Thus far, feedback has been minimal. The CEMs have been informed about the transition from NTEPs to cost proposals. There were two small changes to consumable item rates, increasing the value of each by \$2.

**Mr. Cabbie** introduced Frederick Perdomo, NDEP Deputy Administrator and Internal Legal Counsel as well as Katie Armstrong, Deputy Attorney General. Both were instrumental in collecting the debt owed for the Eagle Gas North facility in Carson City. This will be the final Eagle Gas North update.

**Mr. Perdomo** provided a brief history of the case, which began in approximately July of 2007, when NDEP received a report of a release on a lot adjacent to the Eagle Gas property. NDEP worked with the owner of the property, Mr. Ahmad, and his company, VR Properties, to attempt to address the release. Those efforts lasted about two years, at which time Mr. Ahmad abandoned efforts to comply with state law. At that time, the Division, with the assistance of the Attorney General's Office, filed a court action in Carson City to hold Mr. Ahmad responsible for the cleanup efforts. The case resulted in NDEP's receipt of two orders. One allowed it access to the property to clean up the release of the gasoline from the Eagle Gas North property. The second part of the order was a judgment for \$1.6 million to reimburse the State. Over the next eight to nine years, NDEP and its contractor, took action to mitigate the release of the gasoline. These efforts ended in 2018 at a total cost of approximately \$1.6 million. The 2010 judgment included 7 percent interest, which continued to collect interested while remaining uncollected.

Just after 2010, the judgment was turned over to the Controller's Office to pursue collection efforts against Mr. Ahmad and VR Properties. These efforts were unsuccessful. In March of 2020, NDEP requested a waiver of the controller's legal obligation to pursue collection and return authority to the agency to continue collection efforts on its own. This request was granted in August of 2020. NDEP engaged in a bidding process to contract with an outside firm to assist in collection efforts. That resulted in a contract in October of 2021. In March of 2022, NDEP filed paperwork with the First Judicial District Court (the Court that entered the original judgment) to obtain writs of possession, which are essentially legal orders that allow NDEP to seize property. With the assistance of the Carson City Sheriff's Office, NDEP executed on those writs in April of 2022 and took possession of not only the Eagle Gas North property, but also a Sinclair gas station that Mr. Ahmad was operating in South Carson City.

In addition, bank accounts and personal property at these locations were seized. Over the course of the following months, NDEP worked with its collection firm and appointed a receiver to manage the properties and seized funds. Eventually, the properties were sold at a value of approximately \$2.7 million. After NDEP's costs, which totaled approximately \$84,000 (including appraisals, storage systems, security costs, energy bills, locksmith and payments to the receiver at 2 percent of the collected amounts as well as the outside firm at 25 percent), the State realized total net proceeds from those sales of approximately \$2 million. NDEP and the State reimbursed the Petroleum Fund in full for all expenditures to address the release. The judgment is still not satisfied at this time, with approximately \$1.1 million remaining. NDEP is currently discussing whether and how to pursue further collection against Mr. Ahmad and VR Properties; however, these are privileged discussions. If the Board desires further updates, they can be provided as requested.

**Chair Tappan** commented that she has served on the Board for 15 years and it was when she originally joined the Board that this whole situation began. She expressed appreciation for the efforts to make the state financially whole.

**Mr. Smith** inquired as to where the collected funds show up on the ledger. He also asked for clarification on the amount remaining for collection. **Mr. Perdomo** stated that the judgment was drafted rather broadly in apportioning the \$1.6 million. In addition, not all funds spent on Eagle Gas were from the Petroleum Fund. There were also other state funds that provided monies to address the release. There is no statute that specifically directs how interest is to be apportioned. That judgment is left to the agency to determine what best serves the public. **Mr. Cable** stated that he presumes the funds allocated to the program will roll into the budget and he will report on it as a Status of the Fund agenda item in future meetings.

11. **PUBLIC COMMENTS**

There were no public comments.

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

March 9, 2023, 10:00 a.m.

13. **ADJOURNMENT**

The meeting adjourned at 11:40 a.m.

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

**Petroleum Discharge Cleanup Fund  
Balance Sheet - State Fiscal Year 2023  
As of 2/21/2023**

**REVENUE**

Balance Forward	\$	7,500,000.00
Enrollment and Registration Fees	\$	396,800.00
Petroleum Fees	\$	6,057,569.13
Interest Earned	\$	73,819.67
Balance Forward to New Year	\$	-
<b>Total Revenue</b>	<b>\$</b>	<b>14,028,188.80</b>

**EXPENDITURES**

Board Salary	\$	811.84
In-State Travel	\$	110.88
Operating	\$	733.12
Transfer to Highway Fund	\$	-
Transfer to Division of Environmental Protection	\$	710,563.13
Senate Bill No. 89	\$	330,069.74
GHG Program AB452	\$	-
Petroleum Grant Program	\$	90,000.00
Department of Motor Vehicles Fee Collection Service	\$	12,714.00
Reimbursement of Claims	\$	2,611,785.27
<b>Total Expenditures</b>	<b>\$</b>	<b>3,756,787.98</b>

**LIABILITIES**

Petroleum Board Costs	\$	2,344.16
Highway Fund Budgeted Amount	\$	9,000,000.00
Pending Obligated Claims	\$	8,717.74
<b>Total Liabilities</b>	<b>\$</b>	<b>9,011,061.90</b>

**ACTUAL FUNDING AVAILABLE**

**\$ 10,271,400.82**

DocuSigned by: *Morgan Friend* 2/23/2023 | 4:27 PM PST

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

DocuSigned by: *[Signature]* 2/27/2023 | 2:53 PM PST

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

DocuSigned by: *Michael Cable* 2/27/2023 | 4:21 PM PST

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

**Agenda Item 5:  
Request by Regal Holdings of Nevada LLC  
to petition the Board to reimburse heating  
oil tank removal and cleanup expenses**

(FOR POSSIBLE ACTION)

Regal Holdings Of Nevada LLC Request To Address  
The Board To Review Claims



To: Mike Cabble, Environmental Scientist  
Petroleum Fund, Bureau of Corrective Actions  
Nevada Division of Environmental Protection

Subject: Request for Regal Holding of Nevada, LLC to be Place on the Board Meeting Agenda  
for March 9, 2023 at 10:00 a.m.

Case No.: (2018000016)  
Company: Regal Holdings of Nevada, LLC

Regal Holdings of Nevada, LLC consisted of Jeffrey Lowden and Raymond Pezonella, who purchased property and buildings located on Ryland Street, Reno, NV 89501. After Regal Holdings purchased the property, they decided to remove the old oil tanks that were buried underground so that we could put in concrete. NDEP approved the remediation of the procedure to remove the oil tanks.

Raymond Pezonella hired Madole Construction for the job because their bid came in at the lowest. Raymond personally paid the \$20,812 for the job out of his own pocket. I was under the impression that Raymond had filed the paperwork and I was not aware that he had not until after he passed away in May of 2021. Since the job was paid for, the job was completed in the expected time frame and nothing was held-up in order to move forward.

Since that time, I became aware that nothing had was done to try to recoup the funds for the tank removal. Ray Pezonella sold his engineering company, Pezonella & Associates to Nova GeoTechnical. Ross Brown, CE was the Contracted Engineer for the project. Ross Brown was then employed by Nova GeoTech but was later let go and he took all files with him. No one has been able to locate him since then. Nova Geotechnical has later been purchased by Universal Engineering.

I have been trying to get reimbursement for the money that Ray Pezonella paid out of pocket for his widow. This has been exceedingly difficult because our records have disappeared with Ross Brown.

We would love to present our case to the Board of Directors to even get a partial reimbursement.

Sincerely,

Jeffrey Lowden

Petroleum Fund Staff Response To Regal Holdings Of Nevada LLC  
Request To Waive 12-Month Claim Deadline And Reopen Case

## Mike Cabble

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**From:** Mike Cabble  
**Sent:** Tuesday, July 26, 2022 1:32 PM  
**To:** Diane Steck; Jeffrey Lowden  
**Cc:** Megan Slayden; Dean Stanphill, PE, GE, CEM  
**Subject:** RE: Letter Requesting Reinstatement of Case No. 2018000016  
**Attachments:** NDEP Request for Reinstatement.pdf

Ms. Steck and Mr. Lowden:

I am in receipt of your request to waive the 12-month claim submittal deadlines outlined in NAC 445C.310. My condolences regarding Mr. Pezonella. Prior to approval for the waiver, Fund staff require the following documents:

1. Please provide the bid documentation noted in the request that shows at least 3 bids were obtained (including Madole Construction) prior to performing cleanup work associated with the heating oil UST located at 620 Ryland St., Reno, NV. Prior conversations and the attached request indicate Madole Construction was the lowest bid.
2. Provide the Alpha Analytical laboratory invoice for TPH samples paid for by Purchase Order #1860 (dated 9/21/2017). The amount noted on the PO is of \$132.00
3. Provide the Silver State Analytical Laboratory invoice in the amount \$2,925.00 (w/markup) for VOC and SVOC samples. The invoice amount is shown on NOVA invoice #R-1739 and the chain of custody submitted identifies 5 samples.

The above records should allow your CEM to submit a claim with the documentation required for Fund staff to make a reimbursement recommendation. Note, possible reimbursable costs include cleanup work performed during September 2019 and following reporting. Activities associated with the UST removal and initial assessment are not reimbursable as discussed in my February 12, 2020 correspondence. Once the above information is received, I will provide a formal response to the attached request.

Let me know if you have further questions or concerns,

---

Michael Cabble  
Environmental Scientist  
Petroleum Fund, Bureau of Corrective Actions  
Nevada Division of Environmental Protection  
Department of Conservation and Natural Resources  
901 S. Stewart Street, Suite 4001  
Carson City, NV 89701  
[mcabble@ndep.nv.gov](mailto:mcabble@ndep.nv.gov)  
(O) 775-687-9488 | (F) 775-687-8335

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**From:** Diane Steck <dsteck@skywestservices.com>  
**Sent:** Wednesday, July 20, 2022 2:38 PM  
**To:** Mike Cabble <mcabble@ndep.nv.gov>  
**Cc:** Jeffrey Lowden <jeff@skywestservices.com>  
**Subject:** Letter Requesting Reinstatement of Case No. 2018000016

**WARNING** - This email originated from outside the State of Nevada. Exercise caution when opening attachments or clicking links, especially from unknown senders.

Hello Mike,

I have attached the letter from Regal Holdings of Nevada, LLC requesting that Case No. 2018000016 be reinstated. Please let me know if you have any questions.

Best Regards,

Diane M. Steck

Phone: 775-827-6700

Email: [dsteck@skywestservices.com](mailto:dsteck@skywestservices.com)

Address: 3500 Lakeside Court, Suite 211

Reno, NV 89509



Regal Holdings Of Nevada LLC  
Request To Waive 12-Month Claim Deadline And Reopen Case

## MEMO

To: Mike Cabble, Environmental Scientist  
Petroleum Fund, Bureau of Corrective Actions  
Nevada Division of Environmental Protection

Subject: Reinstatement Request for Regal Holdings of Nevada, LLC  
Case No.: (2018000016)  
Company: Regal Holdings of Nevada, LLC

Regal Holdings of Nevada, LLC consists of Sky West Real Estate Services, Inc., Jeffrey Lowden, Managing Members and The Ray & Nancy Pezonella Trust, Nancy Pezonella, Trustee. We purchased the property and buildings located on Ryland Street, Reno, NV 89501. After Regal Holdings purchased the property, we wanted to remove an old oil tank that was buried underground so that we could surface the parking area that was dirt for our tenants NDEP approved the remediation of the procedure to remove the oil tank.

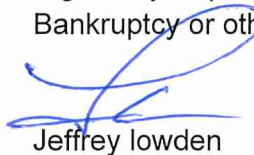
Raymond Pezonella hired Madole Construction for the job because their bid for the job came in at the lowest. Raymond personally paid the \$21,000 for the job out of his own pocket. I was under the impression that Raymond had filed the paperwork correctly and I was not aware that he had not until after he passed away in May of 2021. Since the job was paid in full, the job was completed in the timeframe expected and nothing was held-up in order to move forward.

Since his passing, we became aware that nothing had been done to try to recover the funds for the remediation, I have been trying to provide everything you need to get the money refunded for his widow. I was unaware that there was a deadline placed submitting your information for reimbursement. I am not questioning whether or not I was informed, but the number of emails I receive daily is unmanageable and the notice of the expiration most likely got lost.

Regal Holdings of Nevada, LLC submitted the information and records we thought would satisfy the reimbursement. I received an email stating that the reimbursement would be in the amount of \$7,500. I never received a check and the amount does not satisfy all of the monies that were paid out.

NDEP determined that we need the invoice by Madole Construction to provide more detailed information on the costs that went into the total (i.e., cost of equipment, what equipment was used, labor costs, etc.). In addition, bids by two other companies have to be submitted to NDEP to show that Madole Construction was the lowest bid, which we can provide.

The late claim submittal is not the result of any project delays, nor did it cause any project delays and did not increase the cost of the cleanup. We have maintained compliance with regulatory required assessment and remediation directives. The delay was not due to Bankruptcy or other litigation or estate settlement or probate.

  
Jeffrey lowden

*Dated 7-18-22*

**Madole Construction Invoice For UST Removal, Excavation Of Petroleum  
Impacted Soil, Contaminated Soil Disposal, And Tank Pit Backfill**

3/19/2020

Owner Invoice Print



Printed: Mar 19, 2020  
PO Box 893, Sparks, NV 89432  
Fax: 775-737-4415  
Phone: (775) 737-4414

**Owner Invoice**

- PQ 3/25/20  
- CH # 3128  
- REGAL

**Job Information**

Regal Holding LLC  
3500 Lakeside Court Suite 211, Reno, NV 89509

Invoice Title: 624 Ryland St Reno, NV
Invoice ID: 2668 Job 19-135

Unreleased

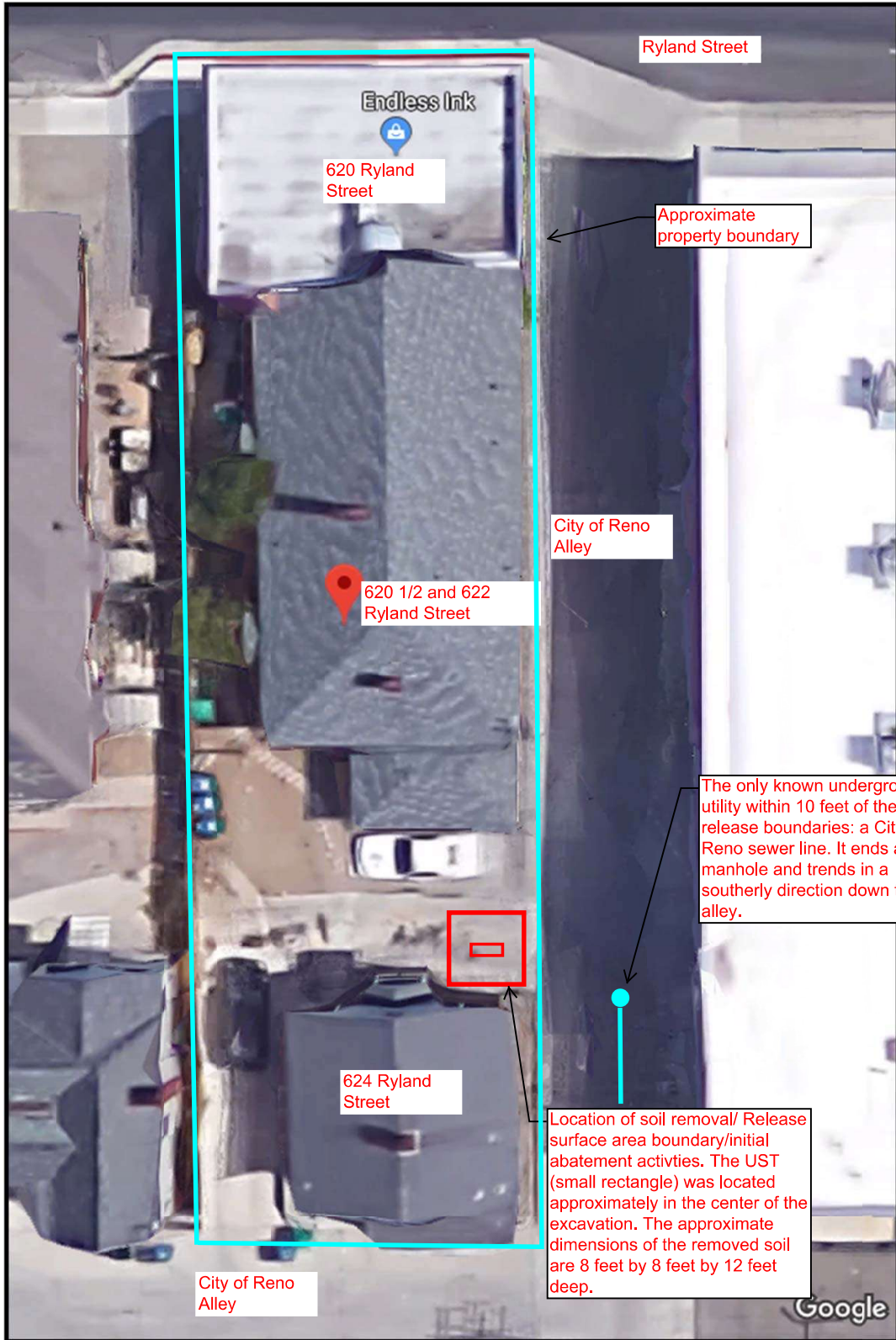
Cost Code	Title	Description	Qty/Unit	Unit Cost	Price
1005 Mobilization			1.00	\$500.00	\$500.00
4200 Excavation and backfill		Excavation crew, backhoe, laborer, truck supervision Daily charge inclusive	5.00	\$3,942.50	\$19,712.50
1011 Material		sand, dg, type II base	40.00 tons	\$15.00	\$600.00
					<b>\$20,812.50</b>

Description of Invoice
5-18-17 -5-23-17 remove oil tanks, remove contaminated material as directed.
9-12-19 9-13-19 Remove contaminated material backfill

Deadline Date: Sep 30, 2019 ✓  
Amount Paid:\$0.00  
Balance Due: \$20,812.50



Site Figure



25 Feet

624 Ryland Street, the structure formerly served by the heating-oil UST, is a single-unit residence. It shares a parcel with 620 Ryland Street (Endless Ink, a tattoo parlor) and 6201/2-622 Ryland Street (a residential duplex).

**Agenda Item 6:  
Adoption of Consent Items  
(FOR POSSIBLE ACTION)**

**STATE BOARD TO REVIEW CLAIMS  
REQUESTED/RECOMMENDED AMOUNTS - MARCH 9, 2023**

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

<b><u>ONGOING CASES</u></b>				<b><u>REQUESTED</u></b>	<b><u>RECOMMENDED</u></b>
FOR POSSIBLE ACTION	1.	1992000126; 80441	Clark County School District: Rc White (Arville) Transportation Satellite	\$33,214.82	\$33,214.82
FOR POSSIBLE ACTION	2.	1993000102; 80428	Rebel Oil Company: Rebel Store #2008	\$11,240.25	\$11,240.25
FOR POSSIBLE ACTION	3.	1995000039; 80395	Al Park Petroleum, Inc.: Crescent Valley Market	\$8,423.76	\$7,581.38
FOR POSSIBLE ACTION	4.	1995000042; 80454	FBF INC: Gas 4 Less	\$84,360.00	\$84,360.00
FOR POSSIBLE ACTION	5.	1996000064; 80401	The Esslinger Family Trust: Red Rock Mini Mart	\$13,530.50	\$10,280.39
FOR POSSIBLE ACTION	6.	1998000075; 80448	55 McDermitt Crude, LLC: McDermitt Motel & Convenience Store	\$7,287.00	\$6,474.01
FOR POSSIBLE ACTION	7.	1999000022; 80438	Terrible Herbst Inc: Terrible Herbst #129	\$15,338.25	\$13,777.43
FOR POSSIBLE ACTION	8.	1999000086; 80439	Terrible Herbst Inc: Terrible Herbst #126	\$18,203.81	\$16,356.43
FOR POSSIBLE ACTION	9.	1999000104; 80437	Terrible Herbst Inc: Terrible Herbst #118	\$13,287.75	\$11,958.97
FOR POSSIBLE ACTION	10.	2007000014; 80440	Raiders Oz Business, LLC: Former Ace Cab/frias Transportation	\$88,626.15	\$79,667.02
FOR POSSIBLE ACTION	11.	2007000016; 80446	Golden Gate Petroleum Of Nevada, LLC: Golden Gate Sun Valley #43	\$5,591.50	\$4,949.88
FOR POSSIBLE ACTION	12.	2008000009; 79904	Pilot Travel Centers LLC: Flying J Travel Plaza #770	\$182,780.92	\$145,404.38
FOR POSSIBLE ACTION	13.	2009000024; 80431	Sjk Investments LLC: Chucks Circle C Market	\$39,345.22	\$35,203.70
FOR POSSIBLE ACTION	14.	2010000009; 80449	Hpt Ta Properties Trust: Mill City Travel Center	\$10,582.39	\$8,571.73
FOR POSSIBLE ACTION	15.	2011000009; 80444	Cimarron West: Cimarron West	\$8,886.39	\$7,971.12
FOR POSSIBLE ACTION	16.	2012000012; 80400	Clark County Department Of Aviation: Former Smart Mart	\$10,682.40	\$9,477.49

FOR POSSIBLE ACTION	17.	2014000025; 80447	Superior Campgrounds Of America, LLC: Silver City Rv Resort	\$22,820.13	\$20,425.47
FOR POSSIBLE ACTION	18.	2016000012; 80416	DLF Corporation: Mr Ds Fastlane	\$742.50	\$668.25
FOR POSSIBLE ACTION	19.	2016000027; 80435	Terrible Herbst Inc: Terrible Herbst #272	\$44,776.42	\$35,684.30
FOR POSSIBLE ACTION	20.	2017000015; 80241	Ellen 5 LLC: Green Valley Grocery #63	\$35,391.29	\$31,664.30
FOR POSSIBLE ACTION	21.	2017000019; 80433	Rebel Oil Company: Rebel Store #2197	\$22,101.72	\$19,891.55
FOR POSSIBLE ACTION	22.	2017000035; 80434	Rebel Oil Company: Rebel Store #2177	\$30,215.06	\$27,193.55
FOR POSSIBLE ACTION	23.	2018000005; 80429	Rebel Oil Company: Rebel Store # 2153	\$11,315.00	\$10,183.50
FOR POSSIBLE ACTION	24.	2018000009; 80394	Reed Incorporated: Pacific Pride	\$24,027.25	\$21,557.03
FOR POSSIBLE ACTION	25.	2019000002; 80430	Rebel Oil Company: Rebel Store #2166	\$34,361.25	\$30,925.13
FOR POSSIBLE ACTION	26.	2019000044; 80361	7-Eleven, Inc: 7-Eleven #15829	\$21,473.37	\$19,326.03
FOR POSSIBLE ACTION	27.	2020000015; 80402	Canyon Plaza, LLC: Gas 2 Go	\$27,392.79	\$14,748.57
FOR POSSIBLE ACTION	28.	2021000014; 80399	Pilot Travel Centers LLC: Pilot Travel Centers LLC #341	\$47,771.52	\$41,244.35
FOR POSSIBLE ACTION	29.	2021000027; 80268	Horizon C Stores, LLC: Horizon Market #5	\$34,645.81	\$30,993.13
			<b>SUB TOTAL:</b>	<b><u>\$908,415.22</u></b>	<b><u>\$790,994.16</u></b>
			<b>RECOMMENDED CLAIMS TOTAL:</b>	<b><u>\$908,415.22</u></b>	<b><u>\$790,994.16</u></b>

Case: #1992000126  
Claim #: 80441

**STAFF RECOMMENDATION**  
March 09, 2023

Staff recommends this claim be reimbursed \$33,214.82 from the Petroleum Fund for cleanup costs.

	\$2,778,377.15	Amount Requested to Date
	(\$160,571.38)	Amount Disallowed, Past Claims
	(\$40,000.00)	Deductible/Co-Payment Satisfied to Date
	<u>(\$2,523,968.94)</u>	Amount Paid to Date
SUB TOTAL	\$33,214.82	Amount Requested this Meeting
	\$0.00	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	<u>\$33,214.82</u>	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 10/26/2022 and 01/17/2023

**Summary of work completed:** October and December Monthly Groundwater Sampling Events, 4th Quarter Groundwater Annual Sampling Event, 3rd Quarter Report Preparation, Gather quotes from drilling contractors, NTEP preparation, and NDWR Waiver and Affidavit preparation.

## 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>	\$2,778,377.15
<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>	\$2,577,805.77
<b>Amount Paid</b>	\$2,544,590.95

### 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 #: 80428

**STAFF RECOMMENDATION**

March 09, 2023

Staff recommends this claim be reimbursed \$11,240.25 from the Petroleum Fund for cleanup costs.

	\$2,599,430.28	Amount Requested to Date
	(\$27,274.04)	Amount Disallowed, Past Claims
	(\$30,000.00)	Deductible/Co-Payment Satisfied to Date
	(\$2,355,525.52)	Amount Paid to Date
SUB TOTAL	<u>\$11,240.25</u>	Amount Requested this Meeting
	\$0.00	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	<u>\$11,240.25</u>	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 06/12/2022 and 01/03/2023

**Summary of work completed:** Project management and coordination, status report preparation, quarterly sampling and monitoring, remedial system permitting, NDOT permitting, DAQ annual permit fees, and laboratory analysis.



## 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>	\$2,599,430.28
<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>	\$2,553,370.49
<b>Amount Paid</b>	\$2,542,130.24

### 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	42	Regulated UST	See Synopsis

Case: #1995000039  
Claim #: 80395

**STAFF RECOMMENDATION**

March 09, 2023

Staff recommends this claim be reimbursed \$7,581.38 from the Petroleum Fund for cleanup costs.

	\$1,963,738.99	Amount Requested to Date
	(\$94,915.60)	Amount Disallowed, Past Claims
	(\$117,990.84)	Board Reduction, Past Claims
	(\$174,240.88)	Deductible/Co-Payment Satisfied to Date
	(\$1,470,676.19)	Amount Paid to Date
SUB TOTAL	<u>\$8,423.76</u>	Amount Requested this Meeting
	(\$842.38)	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	<u>\$7,581.38</u>	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 07/29/2022 and 10/11/2022

**Summary of work completed:** Prepare draft 1st half GMR, prepare petroleum fund documentation, finalize and submit 1st half GMR, coordinate and conduct 3rd quarter ground water sampling event.

## Site Summary Report

Case Number: 1995000039 Site Name: Crescent Valley Market

### Site Status

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

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

<b>Fund Coverage</b>	\$2,652,818.63
<b>Amount Fund Will Pay</b>	\$2,387,536.77
<b>Amount Requested</b>	\$1,963,738.99
<b>Amount Disallowed</b>	\$94,915.60
<b>Misc Debit/Credit</b>	\$0.00
<b>Reduction Amount Paid</b>	\$117,990.84
<b>Pending Copay/Deductible</b>	\$842.38
<b>Copay/Deductible</b>	\$174,240.88
<b>Amount Recommended</b>	\$1,548,411.79
<b>Amount Paid</b>	\$1,540,830.41

### Site Identification

<b>Date Submitted:</b>	09/21/1994	<b>DEP Facility Number:</b>	6-000318
<b>Site Name</b>	Crescent Valley Market	<b>Telephone:</b>	(775)934-3818
<b>Site Contact</b>	Pam Williams		
<b>Site Address</b>	3093 Crescent Ave Crescent Valley, NV 89821		
<b>County:</b>	Eureka County		
<b>Owner/Operator Name:</b>	AL Park Petroleum, Inc.		
<b>Contact Name of Owner/Operator:</b>	Pam Williams 379 Westby Drive Spring Creek, NV 89815	<b>Telephone:</b>	(775)934-3818
<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	3000	Closed	Regulated UST	See Synopsis
002	3000	56	Regulated UST	See Synopsis

Case: #1995000042  
Claim #: 80454

**STAFF RECOMMENDATION**

March 09, 2023

Staff recommends this claim be reimbursed \$84,360.00 from the Petroleum Fund for cleanup costs.

	\$2,760,970.26	Amount Requested to Date
	(\$47,511.05)	Amount Disallowed, Past Claims
	(\$261,391.93)	Deductible/Co-Payment Satisfied to Date
	<u>(\$2,367,707.28)</u>	Amount Paid to Date
SUB TOTAL	\$84,360.00	Amount Requested this Meeting
	<u>\$0.00</u>	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	\$84,360.00	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 02/13/2023 and 02/14/2023

**Summary of work completed:** 95% completion of remediation system installation by High Desert Petroleum.

## 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>	\$2,760,970.26
<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>	\$2,452,067.28
<b>Amount Paid</b>	\$2,367,707.28

### 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	8	Regulated UST	See Synopsis
002	4000	8	Regulated UST	See Synopsis

Case: #1996000064  
Claim #: 80401

**STAFF RECOMMENDATION**

March 09, 2023

Staff recommends this claim be reimbursed \$10,280.39 from the Petroleum Fund for cleanup costs.

	\$2,250,765.26	Amount Requested to Date
	(\$67,282.32)	Amount Disallowed, Past Claims
	(\$228,605.39)	Board Reduction, Past Claims
	(\$50,000.00)	Deductible/Co-Payment Satisfied to Date
	<u>(\$1,830,569.87)</u>	Amount Paid to Date
SUB TOTAL	\$13,530.50	Amount Requested this Meeting
	(\$2,932.16)	Amount Disallowed this Meeting
	<u>(\$317.95)</u>	Board Reduction, This Meeting
SUB TOTAL	\$10,280.39	
	\$0.00	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	<u>\$10,280.39</u>	Allowable Amount, this Board Meeting

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

**Summary of work completed:** Project management; preparation of a conceptual site model; preparation of cross sections; preparation of a fate and transport model; 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>	\$2,250,765.26
<b>Amount Disallowed</b>	\$70,214.48
<b>Misc Debit/Credit</b>	\$0.00
<b>Reduction Amount Paid</b>	\$228,923.34
<b>Pending Copay/Deductible</b>	\$0.00
<b>Copay/Deductible</b>	\$50,000.00
<b>Amount Recommended</b>	\$1,890,000.00
<b>Amount Paid</b>	\$1,879,719.61

### 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	50	Regulated UST	See Synopsis

Case: #1998000075  
Claim #: 80448

**STAFF RECOMMENDATION**

March 09, 2023

Staff recommends this claim be reimbursed \$6,474.01 from the Petroleum Fund for cleanup costs.

	\$603,539.04	Amount Requested to Date
	(\$12,307.65)	Amount Disallowed, Past Claims
	(\$58,394.44)	Deductible/Co-Payment Satisfied to Date
	(\$525,549.95)	Amount Paid to Date
SUB TOTAL	<u>\$7,287.00</u>	Amount Requested this Meeting
	(\$93.66)	Amount Disallowed this Meeting
SUB TOTAL	<u>\$7,193.34</u>	
	(\$719.33)	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	<u>\$6,474.01</u>	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 10/18/2022 and 11/30/2022

**Summary of work completed:** Conduct 4th quarter sampling event, begin preparation of 3rd quarter GMR, prepare petroleum fund documentation, project management and client communication.



## 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	\$603,539.04
Amount Disallowed	\$12,401.31
Misc Debit/Credit	\$0.00
Reduction Amount Paid	\$0.00
Pending Copay/Deductible	\$719.33
Copay/Deductible	\$58,394.44
Amount Recommended	\$532,023.96
Amount Paid	\$525,549.95

### 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	23	Regulated UST	See Synopsis
7	10000	23	Regulated UST	See Synopsis

Case: #1999000022  
Claim #: 80438

**STAFF RECOMMENDATION**

March 09, 2023

Staff recommends this claim be reimbursed \$13,777.43 from the Petroleum Fund for cleanup costs.

	\$1,507,734.04	Amount Requested to Date
	(\$50,600.27)	Amount Disallowed, Past Claims
	(\$144,179.55)	Deductible/Co-Payment Satisfied to Date
	<u>(\$1,226,420.06)</u>	Amount Paid to Date
SUB TOTAL	\$15,338.25	Amount Requested this Meeting
	<u>(\$30.00)</u>	Amount Disallowed this Meeting
SUB TOTAL	\$15,308.25	
	<u>(\$1,530.82)</u>	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	\$13,777.43	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 11/01/2022 and 01/01/2023

**Summary of work completed:** groundwater monitoring and sampling, laboratory analysis of groundwater samples, report preparation and submittal, preparation and submittal of claim packet, 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>	\$1,507,734.04
<b>Amount Disallowed</b>	\$50,630.27
<b>Misc Debit/Credit</b>	\$0.00
<b>Reduction Amount Paid</b>	\$0.00
<b>Pending Copay/Deductible</b>	\$1,530.82
<b>Copay/Deductible</b>	\$144,179.55
<b>Amount Recommended</b>	\$1,311,393.40
<b>Amount Paid</b>	\$1,297,615.97

### 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 #: 80439

**STAFF RECOMMENDATION**

March 09, 2023

Staff recommends this claim be reimbursed \$16,356.43 from the Petroleum Fund for cleanup costs.

	\$1,850,181.81	Amount Requested to Date
	(\$89,671.70)	Amount Disallowed, Past Claims
	(\$174,230.65)	Deductible/Co-Payment Satisfied to Date
	<u>(\$1,441,820.55)</u>	Amount Paid to Date
SUB TOTAL	\$18,203.81	Amount Requested this Meeting
	<u>(\$30.00)</u>	Amount Disallowed this Meeting
SUB TOTAL	\$18,173.81	
	<u>(\$1,817.38)</u>	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	\$16,356.43	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 10/24/2022 and 01/01/2023

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

## 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>	\$1,850,181.81
<b>Amount Disallowed</b>	\$89,701.70
<b>Misc Debit/Credit</b>	\$0.00
<b>Reduction Amount Paid</b>	\$0.00
<b>Pending Copay/Deductible</b>	\$1,817.38
<b>Copay/Deductible</b>	\$174,230.65
<b>Amount Recommended</b>	\$1,584,432.08
<b>Amount Paid</b>	\$1,568,075.65

### 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	46	Regulated UST	See Synopsis

Case: #1999000104  
Claim #: 80437

**STAFF RECOMMENDATION**

March 09, 2023

Staff recommends this claim be reimbursed \$11,958.97 from the Petroleum Fund for cleanup costs.

	\$2,832,167.84	Amount Requested to Date
	(\$154,624.02)	Amount Disallowed, Past Claims
	(\$266,425.60)	Deductible/Co-Payment Satisfied to Date
	<u>(\$2,343,406.56)</u>	Amount Paid to Date
SUB TOTAL	\$13,287.75	Amount Requested this Meeting
	<u>(\$1,328.78)</u>	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	\$11,958.97	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 11/01/2022 and 01/01/2023

**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>	\$2,832,167.84
<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>	\$1,328.78
<b>Copay/Deductible</b>	\$266,425.60
<b>Amount Recommended</b>	\$2,409,789.44
<b>Amount Paid</b>	\$2,397,830.47

## 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	47	Regulated UST	See Synopsis

Case: #2007000014  
Claim #: 80440

**STAFF RECOMMENDATION**

March 09, 2023

Staff recommends this claim be reimbursed \$79,667.02 from the Petroleum Fund for cleanup costs.

	\$4,743,527.18	Amount Requested to Date
	(\$37,112.58)	Amount Disallowed, Past Claims
	(\$461,778.84)	Deductible/Co-Payment Satisfied to Date
	<u>(\$3,985,796.40)</u>	Amount Paid to Date
SUB TOTAL	\$88,626.15	Amount Requested this Meeting
	<u>(\$107.24)</u>	Amount Disallowed this Meeting
SUB TOTAL	\$88,518.91	
	<u>(\$8,851.89)</u>	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	\$79,667.02	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 07/31/2022 and 01/17/2023

**Summary of work completed:** 3rd Quarter and 4th Quarter groundwater sampling events, report preparations for 3rd and 4th Quarter groundwater sampling events, Pluse-Ox System maintenance, hydrogen peroxide deliveries, laboratory analysis, and a groundwater extraction event.



# 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>	\$4,743,527.18
<b>Amount Disallowed</b>	\$37,219.82
<b>Misc Debit/Credit</b>	\$0.00
<b>Reduction Amount Paid</b>	\$0.00
<b>Pending Copay/Deductible</b>	\$8,851.89
<b>Copay/Deductible</b>	\$461,778.84
<b>Amount Recommended</b>	\$4,235,676.63
<b>Amount Paid</b>	\$4,156,009.61

## 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	26	Regulated UST	tank fill riser

Case: #2007000016  
Claim #: 80446

**STAFF RECOMMENDATION**  
March 09, 2023

Staff recommends this claim be reimbursed \$4,949.88 from the Petroleum Fund for cleanup costs.

	\$660,424.27	Amount Requested to Date
	(\$1,246.49)	Amount Disallowed, Past Claims
	(\$65,358.62)	Deductible/Co-Payment Satisfied to Date
	(\$583,977.55)	Amount Paid to Date
SUB TOTAL	<u>\$5,591.50</u>	Amount Requested this Meeting
	(\$91.63)	Amount Disallowed this Meeting
SUB TOTAL	<u>\$5,499.87</u>	
	(\$549.99)	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	<u>\$4,949.88</u>	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 10/18/2022 and 01/20/2023

**Summary of work completed:** Project management and client communication, prepare petroleum fund documentation, prepare draft 3rd QTR GMR, conduct 4th quarter groundwater sampling event, finalize and submit 3rd QTR GMR.

## 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>	\$660,424.27
<b>Amount Disallowed</b>	\$1,338.12
<b>Misc Debit/Credit</b>	\$0.00
<b>Reduction Amount Paid</b>	\$0.00
<b>Pending Copay/Deductible</b>	\$549.99
<b>Copay/Deductible</b>	\$65,358.62
<b>Amount Recommended</b>	\$593,177.54
<b>Amount Paid</b>	\$588,227.66

### 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>Telephone:</b>	(775)850-3010
<b>Site Contact</b>	Graham Brown		
<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: #2008000009  
Claim #: 79904

**STAFF RECOMMENDATION**

March 09, 2023

Staff recommends this claim be reimbursed \$145,404.38 from the Petroleum Fund for cleanup costs.

	\$907,447.22	Amount Requested to Date
	(\$44,971.37)	Amount Disallowed, Past Claims
	(\$126,785.64)	Board Reduction, Past Claims
	(\$55,290.94)	Deductible/Co-Payment Satisfied to Date
	(\$497,618.35)	Amount Paid to Date
SUB TOTAL	<u>\$182,780.92</u>	Amount Requested this Meeting
	(\$3,269.34)	Amount Disallowed this Meeting
	(\$17,951.16)	Board Reduction, This Meeting
SUB TOTAL	<u>\$161,560.42</u>	
	(\$16,156.04)	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	<u>\$145,404.38</u>	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 01/31/2020 and 08/31/2021

**Summary of work completed:** Water Levels and LNAPL Gauging events (Q1, Q3, Q4) - includes replacement of passive LNAPL recovery materials; Quarterly Status Reports (Q1, Q3, Q4); Annual Groundwater Sampling Event (Q2) - Collect groundwater samples from 21 monitoring wells and replace passive LNAPL recovery materials; Groundwater Monitoring Report (Q2); Preparation and submittal of Corrective Action Plan; Conduct DPE/AS events as described in CAP (October, November, December); Prepare NTEP; Prepare Petroleum Fund claim.

## Site Summary Report

Case Number: 2008000009 Site Name: Flying J Travel Plaza #770

### Site Status

**Synopsis:** CONTAMINATION DUE TO SPILL BUCKETS. 40% REDUCTION FOR 2 GASOLINE UST SYSTEMS, FULL COVERAGE FOR 2 DIESEL UST SYSTEMS RESULTING IN 20% OVERALL REDUCTION. REDUCTION ADJUSTED AT JUNE 2018 BOARD MEETING TO 10% FOR ENTIRE CASE.

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

<b>Fund Coverage</b>	\$4,000,000.00
<b>Amount Fund Will Pay</b>	\$2,749,338.69
<b>Amount Requested</b>	\$907,447.22
<b>Amount Disallowed</b>	\$48,240.71
<b>Misc Debit/Credit</b>	\$0.00
<b>Reduction Amount Paid</b>	\$144,736.80
<b>Pending Copay/Deductible</b>	\$16,156.04
<b>Copay/Deductible</b>	\$55,290.94
<b>Amount Recommended</b>	\$643,022.73
<b>Amount Paid</b>	\$497,618.35

### Site Identification

<b>Date Submitted:</b>	04/01/2011	<b>DEP Facility Number:</b>	5-000254
<b>Site Name</b>	Flying J Travel Plaza #770	<b>Telephone:</b>	
<b>Site Contact</b>			
<b>Site Address</b>	1880 W Winnemucca Blvd Winnemucca, NV 89445		
<b>County:</b>	Humboldt County		
<b>Owner/Operator Name:</b>	Pilot Travel Centers LLC		
<b>Contact Name of Owner/Operator:</b>	Joey Cupp P.O. Box 10146 Knoxville, TN 37939	<b>Telephone:</b>	(865)474-2826
<b>Prime Contractor</b>	Broadbent & Associates, Inc.		
<b>Contact Name</b>	Scott Keeseey		
<b>Contractor Address</b>	5450 Louie Lane, #101 Reno, NV 89511		
<b>Telephone:</b>	(775)327-4216	<b>% Board Reduction:</b>	10.00

### Site Characteristics

Alt ID	Tank Cap. (Gallons)	Tank Age (Years)	Tank Type	Leak Location
001	12000	Closed	Regulated UST	See Synopsis
002	12000	31	Regulated UST	See Synopsis
003	12000	31	Regulated UST	See Synopsis
004	20000	31	Regulated UST	See Synopsis

Case: #2009000024  
Claim #: 80431

**STAFF RECOMMENDATION**

March 09, 2023

Staff recommends this claim be reimbursed \$35,203.70 from the Petroleum Fund for cleanup costs.

	\$1,353,217.85	Amount Requested to Date
	(\$12,844.55)	Amount Disallowed, Past Claims
	(\$130,102.79)	Deductible/Co-Payment Satisfied to Date
	<u>(\$1,170,925.29)</u>	Amount Paid to Date
SUB TOTAL	\$39,345.22	Amount Requested this Meeting
	<u>(\$230.00)</u>	Amount Disallowed this Meeting
SUB TOTAL	\$39,115.22	
	<u>(\$3,911.52)</u>	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	\$35,203.70	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 06/02/2022 and 01/09/2023

**Summary of work completed:** Conducted Operation and Maintenance: Completed Second and Third Quarter Discharge Reporting; Completed Second, Third and Fourth Quarter 2022 monitoring and sampling; Completed Second and Third Quarter 2022 Reporting; Annual Permit reconciliation; Prepared Fund reimbursement claim.

## Site Summary Report

Case Number: 2009000024 Site Name: Chucks Circle C Market

### Site Status

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

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

<b>Fund Coverage</b>	\$2,000,000.00
<b>Amount Fund Will Pay</b>	\$1,800,000.00
<b>Amount Requested</b>	\$1,353,217.85
<b>Amount Disallowed</b>	\$13,074.55
<b>Misc Debit/Credit</b>	\$0.00
<b>Reduction Amount Paid</b>	\$0.00
<b>Pending Copay/Deductible</b>	\$3,911.52
<b>Copay/Deductible</b>	\$130,102.79
<b>Amount Recommended</b>	\$1,206,128.99
<b>Amount Paid</b>	\$1,170,925.29

### Site Identification

<b>Date Submitted:</b>	04/01/2009	<b>DEP Facility Number:</b>	4-000744
<b>Site Name</b>	Chucks Circle C Market	<b>Telephone:</b>	(775)972-8790
<b>Site Contact</b>	Aman Singh		
<b>Site Address</b>	20255 Cold Springs Dr Reno, NV 89508		
<b>County:</b>	Washoe County		
<b>Owner/Operator Name:</b>	Sjk Investments LLC		
<b>Contact Name of Owner/Operator:</b>	Aman Singh	<b>Telephone:</b>	(775)972-8790
	20225 Cold Springs Drive Reno, NV 89508		
<b>Prime Contractor</b>	Stratus Engineering Associates LLC		
<b>Contact Name</b>	Trevor Hartwell		
<b>Contractor Address</b>	3330 Cameron Park Drive, Suite 850 Cameron Park, CA 95682		
<b>Telephone:</b>	(707)758-2455	<b>% Board Reduction:</b>	0.00

### Site Characteristics

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

Case: #201000009  
Claim #: 80449

**STAFF RECOMMENDATION**

March 09, 2023

Staff recommends this claim be reimbursed \$8,571.73 from the Petroleum Fund for cleanup costs.

	\$1,337,068.83	Amount Requested to Date
	(\$58,519.79)	Amount Disallowed, Past Claims
	(\$124,264.11)	Board Reduction, Past Claims
	(\$114,370.25)	Deductible/Co-Payment Satisfied to Date
	(\$785,260.91)	Amount Paid to Date
SUB TOTAL	<u>\$10,582.39</u>	Amount Requested this Meeting
	(\$1,058.24)	Board Reduction, This Meeting
SUB TOTAL	<u>\$9,524.15</u>	
	(\$952.42)	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	<u>\$8,571.73</u>	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 10/19/2022 and 01/12/2023

**Summary of work completed:** Prepare draft 3rd QTR GMR, project management and client communication, prepare petroleum fund documentation, conduct 4th quarter groundwater sampling event, repair frozen remediation system and add heaters.



## 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>	\$1,337,068.83
<b>Amount Disallowed</b>	\$58,519.79
<b>Misc Debit/Credit</b>	\$0.00
<b>Reduction Amount Paid</b>	\$125,322.35
<b>Pending Copay/Deductible</b>	\$952.42
<b>Copay/Deductible</b>	\$114,370.25
<b>Amount Recommended</b>	\$1,037,904.02
<b>Amount Paid</b>	\$1,029,332.29

### 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	38	Regulated UST	See Synopsis

Case: #2011000009  
Claim #: 80444

**STAFF RECOMMENDATION**

March 09, 2023

Staff recommends this claim be reimbursed \$7,971.12 from the Petroleum Fund for cleanup costs.

	\$1,222,588.60	Amount Requested to Date
	(\$14,181.97)	Amount Disallowed, Past Claims
	(\$119,952.03)	Deductible/Co-Payment Satisfied to Date
	(\$971,546.90)	Amount Paid to Date
SUB TOTAL	<u>\$8,886.39</u>	Amount Requested this Meeting
	(\$29.59)	Amount Disallowed this Meeting
SUB TOTAL	<u>\$8,856.80</u>	
	(\$885.68)	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	<u>\$7,971.12</u>	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 10/19/2022 and 12/31/2022

**Summary of work completed:** Project management and client communication, prepare draft 3Q GMR, prepare petroleum fund documentation, winterize remediation system, finalize and submit 3rd quarter GMR, repair remediation system fencing

# 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>	\$1,222,588.60
<b>Amount Disallowed</b>	\$14,211.56
<b>Misc Debit/Credit</b>	\$0.00
<b>Reduction Amount Paid</b>	\$0.00
<b>Pending Copay/Deductible</b>	\$885.68
<b>Copay/Deductible</b>	\$119,952.03
<b>Amount Recommended</b>	\$1,083,002.43
<b>Amount Paid</b>	\$1,075,031.31

## Site Identification

<b>Date Submitted:</b>	06/06/2011	<b>DEP Facility Number:</b>	6-000156
<b>Site Name</b>	Cimarron West		
<b>Site Contact</b>	John Carpenter	<b>Telephone:</b>	(775)738-9861
<b>Site Address</b>	1400 Mountain City Hwy Elko, NV 89801		
<b>County:</b>	Elko County		
<b>Owner/Operator Name:</b>	Cimarron West		
<b>Contact Name of Owner/Operator:</b>	Linda Meo P O Box 190 Elko, NV 89803	<b>Telephone:</b>	(775)738-9861
<b>Prime Contractor</b>	McGinley & Associates		
<b>Contact Name</b>	Caitlin Jelle		
<b>Contractor Address</b>	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	38	Regulated UST	See Synopsis
003	6000	38	Regulated UST	See Synopsis

Case: #2012000012  
Claim #: 80400

**STAFF RECOMMENDATION**  
March 09, 2023

Staff recommends this claim be reimbursed \$9,477.49 from the Petroleum Fund for cleanup costs.

	\$1,794,753.11	Amount Requested to Date
	(\$24,443.30)	Amount Disallowed, Past Claims
	(\$175,962.73)	Deductible/Co-Payment Satisfied to Date
	<u>(\$1,200,517.27)</u>	Amount Paid to Date
SUB TOTAL	\$10,682.40	Amount Requested this Meeting
	<u>(\$151.85)</u>	Amount Disallowed this Meeting
SUB TOTAL	\$10,530.55	
	<u>(\$1,053.06)</u>	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	\$9,477.49	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 09/30/2022 and 12/31/2022

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

# Site Summary Report

Case Number: 2012000012 Site Name: Former Smart Mart

## Site Status

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

Contaminant: Gasoline (containing <= 10% ethanol)

Fund Coverage	\$2,000,000.00
Amount Fund Will Pay	\$1,800,000.00
Amount Requested	\$1,794,753.11
Amount Disallowed	\$24,595.15
Misc Debit/Credit	\$0.00
Reduction Amount Paid	\$0.00
Pending Copay/Deductible	\$1,053.06
Copay/Deductible	\$175,962.73
Amount Recommended	\$1,593,142.17
Amount Paid	\$1,583,664.68

## 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	28	Regulated UST	See Synopsis

Case: #2014000025  
Claim #: 80447

**STAFF RECOMMENDATION**

March 09, 2023

Staff recommends this claim be reimbursed \$20,425.47 from the Petroleum Fund for cleanup costs.

	\$1,718,484.57	Amount Requested to Date
	(\$27,678.27)	Amount Disallowed, Past Claims
	(\$21,457.21)	Board Reduction, Past Claims
	(\$164,652.91)	Deductible/Co-Payment Satisfied to Date
	<u>(\$1,168,738.11)</u>	Amount Paid to Date
SUB TOTAL	\$22,820.13	Amount Requested this Meeting
	<u>(\$125.16)</u>	Amount Disallowed this Meeting
SUB TOTAL	\$22,694.97	
	<u>(\$2,269.50)</u>	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	\$20,425.47	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 10/24/2022 and 01/25/2023

**Summary of work completed:** Project management and client communication, conduct O&M on remediation, evaluate data and make adjustments as necessary, conduct 4th quarter groundwater sampling event, prepare and submit 3rd quarter GMR, prepare petroleum fund documentation, evaluate pulsing data.

## 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>	\$1,718,484.57
<b>Amount Disallowed</b>	\$27,803.43
<b>Misc Debit/Credit</b>	\$0.00
<b>Reduction Amount Paid</b>	\$21,457.21
<b>Pending Copay/Deductible</b>	\$2,269.50
<b>Copay/Deductible</b>	\$164,652.91
<b>Amount Recommended</b>	\$1,501,167.07
<b>Amount Paid</b>	\$1,480,741.60

### 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	23	Regulated UST	Pipe
002	8000	39	Regulated UST	Pipe

Case: #2016000012  
Claim #: 80416

**STAFF RECOMMENDATION**

March 09, 2023

Staff recommends this claim be reimbursed \$668.25 from the Petroleum Fund for cleanup costs.

	\$272,901.87	Amount Requested to Date
	(\$499.58)	Amount Disallowed, Past Claims
	(\$27,165.97)	Deductible/Co-Payment Satisfied to Date
	(\$186,003.97)	Amount Paid to Date
SUB TOTAL	<u>\$742.50</u>	Amount Requested this Meeting
	(\$74.25)	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	<u>\$668.25</u>	Allowable Amount, this Board Meeting

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

**Summary of work completed:** Project management and preparation of Fund documents.



# Site Summary Report

Case Number: 2016000012 Site Name: Mr Ds Fastlane

## Site Status

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

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

<b>Fund Coverage</b>	\$2,000,000.00
<b>Amount Fund Will Pay</b>	\$1,800,000.00
<b>Amount Requested</b>	\$272,901.87
<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>	\$74.25
<b>Copay/Deductible</b>	\$27,165.97
<b>Amount Recommended</b>	\$245,162.07
<b>Amount Paid</b>	\$244,493.82

## 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: #2016000027  
Claim #: 80435

**STAFF RECOMMENDATION**

March 09, 2023

Staff recommends this claim be reimbursed \$35,684.30 from the Petroleum Fund for cleanup costs.

	\$479,366.33	Amount Requested to Date
	(\$916.70)	Amount Disallowed, Past Claims
	(\$70,602.31)	Board Reduction, Past Claims
	(\$36,307.08)	Deductible/Co-Payment Satisfied to Date
	(\$146,603.92)	Amount Paid to Date
SUB TOTAL	<u>\$44,776.42</u>	Amount Requested this Meeting
	(\$721.73)	Amount Disallowed this Meeting
	(\$4,405.47)	Board Reduction, This Meeting
SUB TOTAL	<u>\$39,649.22</u>	
	(\$3,964.92)	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	<u>\$35,684.30</u>	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 08/29/2022 and 01/01/2023

**Summary of work completed:** Groundwater monitoring, sampling, and preparation and submittal of reports; preparation and submittal of NTEP; preparation and submittal of NTEP change order; Fund claim packet preparation and submittal; preparation and submittal of Fund proof of payment documentation; long-term LNAPL transmissivity testing; and pre-testing field activities ahead of multi-phase extraction (MPE) pilot testing.

# 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>	\$479,366.33
<b>Amount Disallowed</b>	\$1,638.43
<b>Misc Debit/Credit</b>	\$0.00
<b>Reduction Amount Paid</b>	\$75,007.78
<b>Pending Copay/Deductible</b>	\$3,964.92
<b>Copay/Deductible</b>	\$36,307.08
<b>Amount Recommended</b>	\$386,959.60
<b>Amount Paid</b>	\$351,275.30

## Site Identification

<b>Date Submitted:</b>	11/01/2016	<b>DEP Facility Number:</b>	8-001810
<b>Site Name</b>	Terrible Herbst #272	<b>Telephone:</b>	(702)327-0302
<b>Site Contact</b>	Bob Laszcik		
<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: #2017000015  
Claim #: 80241

**STAFF RECOMMENDATION**

March 09, 2023

Staff recommends this claim be reimbursed \$31,664.30 from the Petroleum Fund for cleanup costs.

	\$599,302.14	Amount Requested to Date
	(\$5,652.82)	Amount Disallowed, Past Claims
	(\$63,738.62)	Board Reduction, Past Claims
	(\$49,451.94)	Deductible/Co-Payment Satisfied to Date
	(\$340,854.81)	Amount Paid to Date
SUB TOTAL	<u>\$35,391.29</u>	Amount Requested this Meeting
	(\$208.73)	Amount Disallowed this Meeting
SUB TOTAL	<u>\$35,182.56</u>	
	(\$3,518.26)	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	<u>\$31,664.30</u>	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 08/31/2021 and 12/31/2022

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

## Site Summary Report

Case Number: 2017000015 Site Name: Green Valley Grocery #63

### Site Status

**Synopsis:** DISCHARGE DISCOVERED MARCH 20, 2017. THE APPLICATION IDENTIFIES THE SHEAR VALVE AT MID-GRADE DISPENSER 5/6, ASSOCIATED TO A 10,000 GALLON UNDERGROUND STORAGE TANK (UST) SYSTEM CONTAINING GASOLINE AS THE SOURCE OF THE RELEASE. SSBD 2017-04 WAS APPROVED AT THE SEPTEMBER 14, 2017 BOARD MEETING AND PROVIDED COVERAGE WITH A 20% REDUCTION FOR NON-COMPLIANCE ISSUES.

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

<b>Fund Coverage</b>	\$1,000,000.00
<b>Amount Fund Will Pay</b>	\$842,635.23
<b>Amount Requested</b>	\$599,302.14
<b>Amount Disallowed</b>	\$5,861.55
<b>Misc Debit/Credit</b>	\$0.00
<b>Reduction Amount Paid</b>	\$63,738.62
<b>Pending Copay/Deductible</b>	\$3,518.26
<b>Copay/Deductible</b>	\$49,451.94
<b>Amount Recommended</b>	\$476,731.77
<b>Amount Paid</b>	\$445,067.47

### Site Identification

<b>Date Submitted:</b>	05/03/2017	<b>DEP Facility Number:</b>	8-001471
<b>Site Name</b>	Green Valley Grocery #63	<b>Telephone:</b>	(702)258-0488
<b>Site Contact</b>	Amit Sahgal		
<b>Site Address</b>	4030 W Charleston Blvd Las Vegas, NV 89102		
<b>County:</b>	Clark County		
<b>Owner/Operator Name:</b>	Ellen 5 LLC		
<b>Contact Name of Owner/Operator:</b>	Tedd Rosenstein 2500 W Sahara Ave Ste 211 Las Vegas, NV 89102	<b>Telephone:</b>	(702)362-4144
<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
003	10000	Closed	Regulated UST	Product shear valve and vapor recovery shear valve at mid-grade dispenser 5/6.

Case: #2017000019  
Claim #: 80433

**STAFF RECOMMENDATION**

March 09, 2023

Staff recommends this claim be reimbursed \$19,891.55 from the Petroleum Fund for cleanup costs.

	\$688,750.24	Amount Requested to Date
	(\$17,036.47)	Amount Disallowed, Past Claims
	(\$64,961.21)	Deductible/Co-Payment Satisfied to Date
	(\$114,999.89)	Amount Paid to Date
SUB TOTAL	<u>\$22,101.72</u>	Amount Requested this Meeting
	(\$2,210.17)	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	<u>\$19,891.55</u>	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 10/13/2022 and 01/03/2023

**Summary of work completed:** Project management, quarterly sampling, quarterly status report preparation, petroleum fund preparation, remedial system operation and maintenance, well abandonment services, NDEP correspondence, annual permit fee, 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>	\$688,750.24
<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>	\$2,210.17
<b>Copay/Deductible</b>	\$64,961.21
<b>Amount Recommended</b>	\$604,542.39
<b>Amount Paid</b>	\$584,650.84

### 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	Closed	Regulated UST	The shear valve failed allowing fuel to enter the UDC. Based on the location of the hydrocarbon con

Case: #2017000035  
Claim #: 80434

**STAFF RECOMMENDATION**

March 09, 2023

Staff recommends this claim be reimbursed \$27,193.55 from the Petroleum Fund for cleanup costs.

	\$1,061,311.10	Amount Requested to Date
	(\$73,438.84)	Amount Disallowed, Past Claims
	(\$95,765.71)	Deductible/Co-Payment Satisfied to Date
	(\$565,995.75)	Amount Paid to Date
SUB TOTAL	<u>\$30,215.06</u>	Amount Requested this Meeting
	(\$3,021.51)	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	<u>\$27,193.55</u>	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 09/15/2022 and 01/03/2023

**Summary of work completed:** Project management and coordination, prepare quarterly status report, preparation of petroleum fund submittal, remedial system operation and maintenance, carbon change out services, traffic control services, quarterly sampling and monitoring, annual Clark County permit fee, 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>	\$1,061,311.10
<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>	\$3,021.51
<b>Copay/Deductible</b>	\$95,765.71
<b>Amount Recommended</b>	\$889,085.04
<b>Amount Paid</b>	\$861,891.49

### 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 #: 80429

**STAFF RECOMMENDATION**

March 09, 2023

Staff recommends this claim be reimbursed \$10,183.50 from the Petroleum Fund for cleanup costs.

	\$244,679.77	Amount Requested to Date
	(\$2,161.99)	Amount Disallowed, Past Claims
	(\$23,120.30)	Deductible/Co-Payment Satisfied to Date
	(\$90,521.30)	Amount Paid to Date
SUB TOTAL	<u>\$11,315.00</u>	Amount Requested this Meeting
	(\$1,131.50)	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	<u>\$10,183.50</u>	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 09/15/2022 and 01/03/2023

**Summary of work completed:** Project management and coordination, quarterly report preparation, petroleum fund preparation and submittal, traffic control services, quarterly sampling and monitoring, 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>	\$244,679.77
<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>	\$1,131.50
<b>Copay/Deductible</b>	\$23,120.30
<b>Amount Recommended</b>	\$218,265.98
<b>Amount Paid</b>	\$208,082.48

### 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>Telephone:</b>	(702)382-5866
<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
005	6000	31	Regulated UST	Spill Bucket
002	12000	31	Regulated UST	Spill Bucket

Case: #2018000009  
Claim #: 80394

**STAFF RECOMMENDATION**

March 09, 2023

Staff recommends this claim be reimbursed \$21,557.03 from the Petroleum Fund for cleanup costs.

	\$318,357.55	Amount Requested to Date
	(\$1,944.76)	Amount Disallowed, Past Claims
	(\$29,238.56)	Deductible/Co-Payment Satisfied to Date
	(\$242,393.02)	Amount Paid to Date
SUB TOTAL	<u>\$24,027.25</u>	Amount Requested this Meeting
	(\$75.00)	Amount Disallowed this Meeting
SUB TOTAL	<u>\$23,952.25</u>	
	(\$2,395.22)	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	<u>\$21,557.03</u>	Allowable Amount, this Board Meeting

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

**Summary of work completed:** Coordinate and install remediation wells, finalize and submit 1st quarter GMR, begin preparation of 2nd quarter GMR, coordinate and conduct LNAPL recovery events, prepare, finalize and submit 2nd quarter GMR, prepare SPF documentation, conduct 3rd quarter groundwater sampling event

# Site Summary Report

Case Number: 2018000009 Site Name: Pacific Pride

## Site Status

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

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

<b>Fund Coverage</b>	\$2,000,000.00
<b>Amount Fund Will Pay</b>	\$1,800,000.00
<b>Amount Requested</b>	\$318,357.55
<b>Amount Disallowed</b>	\$2,019.76
<b>Misc Debit/Credit</b>	\$0.00
<b>Reduction Amount Paid</b>	\$0.00
<b>Pending Copay/Deductible</b>	\$2,395.22
<b>Copay/Deductible</b>	\$29,238.56
<b>Amount Recommended</b>	\$284,598.48
<b>Amount Paid</b>	\$263,041.45

## Site Identification

<b>Date Submitted:</b>	05/25/2018	<b>DEP Facility Number:</b>	5-000378
<b>Site Name</b>	Pacific Pride		
<b>Site Contact</b>	Bryan Reed	<b>Telephone:</b>	(775)296-0155
<b>Site Address</b>	3600 W Winnemucca Blvd Winnemucca, NV 89445		
<b>County:</b>	Humboldt County		
<b>Owner/Operator Name:</b>	Reed Incorporated		
<b>Contact Name of Owner/Operator:</b>	Bryan Reed	<b>Telephone:</b>	(775)289-4463
	802 Avenue E Ely, NV 89301		
<b>Prime Contractor</b>	McGinley & Associates		
<b>Contact Name</b>	Caitlin Jelle		
<b>Contractor Address</b>	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
003	15000	53	Aboveground	The shear valve associated with diesel dispenser #3
001	15000	53	Aboveground	The shear valve associated with the regular gasoline dispenser #5

Case: #2019000002  
Claim #: 80430

**STAFF RECOMMENDATION**

March 09, 2023

Staff recommends this claim be reimbursed \$30,925.13 from the Petroleum Fund for cleanup costs.

	\$238,064.91	Amount Requested to Date
	(\$841.42)	Amount Disallowed, Past Claims
	(\$20,286.24)	Deductible/Co-Payment Satisfied to Date
	(\$63,658.57)	Amount Paid to Date
SUB TOTAL	<u>\$34,361.25</u>	Amount Requested this Meeting
	(\$3,436.12)	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	<u>\$30,925.13</u>	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 09/15/2022 and 01/03/2023

**Summary of work completed:** Project management and coordination, preparation of status report, preparation of petroleum fund submittal, preparation of quarterly report, quarterly sampling and monitoring, traffic control services, utility clearance, install two groundwater monitoring wells, well development, drum disposal, site surevey, preparation of off-site workplan, preparation of affidavits and bids, preparation of off-site access agreement, 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>	\$238,064.91
<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>	\$3,436.12
<b>Copay/Deductible</b>	\$20,286.24
<b>Amount Recommended</b>	\$213,501.13
<b>Amount Paid</b>	\$182,576.00

### 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 #: 80361

**STAFF RECOMMENDATION**

March 09, 2023

Staff recommends this claim be reimbursed \$19,326.03 from the Petroleum Fund for cleanup costs.

	\$189,285.41	Amount Requested to Date
	(\$0.08)	Amount Disallowed, Past Claims
	(\$16,781.20)	Deductible/Co-Payment Satisfied to Date
	(\$124,601.44)	Amount Paid to Date
SUB TOTAL	<u>\$21,473.37</u>	Amount Requested this Meeting
	(\$2,147.34)	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	<u>\$19,326.03</u>	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 02/01/2022 and 09/30/2022

**Summary of work completed:** Project management, client invoicing and field scheduling. Annual NTEP and HASP preparation. Quarterly groundwater monitoring, sampling and reporting, and coordinating disposal. Subsequent to approval of Petroleum Fund coverage, continue preparing reimbursement packages to reconcile costs to the present. Prepare a workplan for additional assessment and pilot testing. Prepare for additional assessment field activities including generating the drilling contractor request for bid package, award the contract, monitoring well permitting and generate an NTEP change order.



## 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>	\$189,285.41
<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>	\$2,147.34
<b>Copay/Deductible</b>	\$16,781.20
<b>Amount Recommended</b>	\$170,356.79
<b>Amount Paid</b>	\$151,030.76

### 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	37	Regulated UST	Tank
002	9728	37	Regulated UST	Tank

Case: #202000015  
Claim #: 80402

**STAFF RECOMMENDATION**

March 09, 2023

Staff recommends this claim be reimbursed \$14,748.57 from the Petroleum Fund for cleanup costs.

	\$368,223.15	Amount Requested to Date
	(\$862.60)	Amount Disallowed, Past Claims
	(\$135,987.10)	Board Reduction, Past Claims
	(\$20,398.06)	Deductible/Co-Payment Satisfied to Date
	(\$183,582.60)	Amount Paid to Date
SUB TOTAL	<u>\$27,392.79</u>	Amount Requested this Meeting
	(\$80.62)	Amount Disallowed this Meeting
	<u>(\$10,924.87)</u>	Board Reduction, This Meeting
SUB TOTAL	\$16,387.30	
	(\$1,638.73)	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	<u>\$14,748.57</u>	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 09/15/2022 and 12/31/2022

**Summary of work completed:** Project management; LNAPL gauging and recovery; groundwater monitoring and status report preparation; correspondence with NDEP regarding encroachment permit for well installation in right-of-way; coordination of monitoring well drilling activities; disposal of waste generated during drilling; preparation of an ESA report; and preparation of Petroleum Fund documents. It should be noted that in correspondence dated November 3, 2022, after careful consideration by the NDEP, a request was made to terminate the installation of the monitor wells in the public right-of-way associated with NTEP 11/17/21. Costs requested for reimbursement are associated with work or expenses completed prior to receiving NDEP's request.

# 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>	\$368,223.15
<b>Amount Disallowed</b>	\$943.22
<b>Misc Debit/Credit</b>	\$0.00
<b>Reduction Amount Paid</b>	\$146,911.97
<b>Pending Copay/Deductible</b>	\$1,638.73
<b>Copay/Deductible</b>	\$20,398.06
<b>Amount Recommended</b>	\$198,331.17
<b>Amount Paid</b>	\$183,582.60

## 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>	Matt 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 #: 80399

**STAFF RECOMMENDATION**

March 09, 2023

Staff recommends this claim be reimbursed \$41,244.35 from the Petroleum Fund for cleanup costs.

	\$152,792.85	Amount Requested to Date
	(\$4,727.47)	Amount Disallowed, Past Claims
	(\$10,029.39)	Deductible/Co-Payment Satisfied to Date
	(\$90,264.47)	Amount Paid to Date
SUB TOTAL	<u>\$47,771.52</u>	Amount Requested this Meeting
	(\$1,944.47)	Amount Disallowed this Meeting
SUB TOTAL	<u>\$45,827.05</u>	
	(\$4,582.70)	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	<u>\$41,244.35</u>	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 09/30/2022 and 12/31/2022

**Summary of work completed:** Project management; LNAPL recovery; quarterly groundwater monitoring and status report preparation; purchase of remediation system and piping (install during January 2023); 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>	\$152,792.85
<b>Amount Disallowed</b>	\$6,671.94
<b>Misc Debit/Credit</b>	\$0.00
<b>Reduction Amount Paid</b>	\$0.00
<b>Pending Copay/Deductible</b>	\$4,582.70
<b>Copay/Deductible</b>	\$10,029.39
<b>Amount Recommended</b>	\$131,508.82
<b>Amount Paid</b>	\$90,264.47

### 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>Contact Name of Owner/Operator:</b>	Joey Cupp 5508 Lonas Road Knoxville, TN 37909	<b>Telephone:</b>	(865)588-7488 Ext: 2
<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: #2021000027  
Claim #: 80268

**STAFF RECOMMENDATION**

March 09, 2023

Staff recommends this claim be reimbursed \$30,993.13 from the Petroleum Fund for cleanup costs.

	\$55,204.85	Amount Requested to Date
	(\$45.00)	Amount Disallowed, Past Claims
	(\$2,051.40)	Deductible/Co-Payment Satisfied to Date
	<u>(\$18,462.64)</u>	Amount Paid to Date
SUB TOTAL	\$34,645.81	Amount Requested this Meeting
	<u>(\$209.00)</u>	Amount Disallowed this Meeting
SUB TOTAL	\$34,436.81	
	<u>(\$3,443.68)</u>	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	\$30,993.13	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 02/28/2022 and 11/30/2022

**Summary of work completed:** Project management; drilling activities; groundwater sampling; Environmental Site Assessment report preparation; preparation of an A through K closure request; and preparation of Fund documents.

# Site Summary Report

Case Number: 2021000027 Site Name: Horizon Market #5

## Site Status

**Synopsis:** THE PREMIUM UST PIPING FAILED TIGHTNESS TESTING ON FEBRUARY 8, 2021. AFTER FURTHER INVESTIGATION THE SOURCE OF THE DISCHARGE WAS IDENTIFIED AS A BREAK IN THE PRODUCT LINE ASSOCIATED WITH THE PREMIUM TANK SYSTEM. A PREVIOUS RELEASE ASSOCIATED WITH THE REGULAR UNLEADED TANK SYSTEM WAS IDENTIFIED AT THIS FACILITY IN MARCH 2015 AND SINCE BEEN ISSUED A NO FURTHER ACTION DETERMINATION ON AUGUST 15, 2015.

**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>	\$55,204.85
<b>Amount Disallowed</b>	\$254.00
<b>Misc Debit/Credit</b>	\$0.00
<b>Reduction Amount Paid</b>	\$0.00
<b>Pending Copay/Deductible</b>	\$3,443.68
<b>Copay/Deductible</b>	\$2,051.40
<b>Amount Recommended</b>	\$49,455.77
<b>Amount Paid</b>	\$18,462.64

## Site Identification

<b>Date Submitted:</b>	09/15/2021	<b>DEP Facility Number:</b>	7-000778
<b>Site Name</b>	Horizon Market #5	<b>Telephone:</b>	(775)727-4100
<b>Site Contact</b>	Teri Champala		
<b>Site Address</b>	840 E Highway 372 Pahrump, NV 89048		
<b>County:</b>	Nye County		
<b>Owner/Operator Name:</b>	Horizon C Stores, LLC		
<b>Contact Name of Owner/Operator:</b>	Teri Champala 2050 N Highway 160 Pahrump, NV 89048	<b>Telephone:</b>	(775)727-4100
<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
002	10000	26	Regulated UST	Pipe

**Agenda Item 7:  
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.	2022000025; 80403 Hand Up Homes For Youth Nnv: Hand Up Homes For Youth Nnv	\$13,221.53	\$12,971.53
FOR DISCUSSION	2.	2022000034; 80398 Sbj Enterprises LLC: 4th Street At Goodsell LLC Residential Heating Oil Tank	\$26,471.65	\$26,221.65
FOR DISCUSSION	3.	2022000036; 80404 Gerald & Gloria Sbriglia: Gerald And Gloria Sbriglia Residential Heating Oil Tank	\$28,624.20	\$28,374.20
FOR DISCUSSION	4.	2023000001; 80421 Rmp 7 LLC: Rmp 7 LLC	\$21,593.74	\$21,343.74
FOR DISCUSSION	5.	2023000002; 80442 Nicole Commons: 1001 Sonora Drive Residential Heating Oil Tank	\$23,339.21	\$23,089.21
			<b>SUB TOTAL:</b>	<b><u>\$113,250.33</u></b>
				<b><u>\$112,000.33</u></b>
<u>ONGOING CASES</u>			<u>REQUESTED</u>	<u>PAID</u>
FOR DISCUSSION	1.	1994000015; 80420 Pilger Family Holdings: Former D & G Oil Company	\$10,908.94	\$10,908.94
FOR DISCUSSION	2.	1999000023; 80432 Nevada Ready Mix Corp: Nevada Ready Mix	\$27,575.46	\$24,817.91
FOR DISCUSSION	3.	1999000066; 80422 HP Management, LLC: Former Haycock Petroleum	\$37,718.78	\$33,946.90
FOR DISCUSSION	4.	2013000011; 80419 Har Moor Investments, LLC: Village Shop #4	\$20,788.75	\$18,709.87
FOR DISCUSSION	5.	2014000033; 80423 Speedee Mart Inc.: Speedee Mart #108	\$23,861.86	\$21,475.67
FOR DISCUSSION	6.	2018000018; 80345 Primadonna Company, LLC: Whiskey Pete's Stateline Stop	\$150,380.51	\$120,543.40
FOR DISCUSSION	7.	2019000005; 80425 Fairway Chevrolet Company: Fairway Chevrolet CO	\$19,515.00	\$17,563.50
FOR DISCUSSION	8.	2019000014; 80424 Western Cab Co: Western Cab CO	\$7,534.75	\$6,781.27
FOR DISCUSSION	9.	2022000012; 80426 Neissan Koroghli: City C-Store (7-11)	\$1,669.25	\$1,502.33
			<b>SUB TOTAL:</b>	<b><u>\$299,953.30</u></b>
				<b><u>\$256,249.79</u></b>

**DIRECT PAYMENT CLAIMS TOTAL:                    \$413,203.63                    \$368,250.12**

**BOARD MEETING CLAIMS TOTAL:                    \$1,321,618.85                    \$1,159,244.28**

Case: #1994000015  
Claim #: 80420

**STAFF AUTHORIZED DIRECT PAYMENT**

Payment Date: February 22, 2023

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.

	\$2,044,029.84	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	\$10,908.94	Amount Requested this Meeting
	<u>\$0.00</u>	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	\$10,908.94	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 10/13/2022 and 01/04/2023

**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>	\$2,044,029.84
<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>	\$1,946,846.50
<b>Amount Paid</b>	\$1,946,846.50

### 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 #: 80432

**STAFF AUTHORIZED DIRECT PAYMENT**

Payment Date: February 22, 2023

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.

	\$788,961.80	Amount Requested to Date
	(\$3,661.47)	Amount Disallowed, Past Claims
	(\$75,772.47)	Deductible/Co-Payment Satisfied to Date
	<u>(\$324,425.62)</u>	Amount Paid to Date
SUB TOTAL	\$27,575.46	Amount Requested this Meeting
	<u>(\$2,757.55)</u>	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	\$24,817.91	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 10/06/2022 and 01/04/2023

**Summary of work completed:** Project management and coordination, preparation of quarterly status report, preparation of petroleum fund submittal, remedial system operation and monitoring, drafting services, quarterly well monitoring and sampling, annual Clark County DAQ permit fee, 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>	\$788,961.80
<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>	\$75,772.47
<b>Amount Recommended</b>	\$706,770.31
<b>Amount Paid</b>	\$706,770.31

## 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 #: 80422

**STAFF AUTHORIZED DIRECT PAYMENT**

Payment Date: February 22, 2023

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.

	\$3,759,676.46	Amount Requested to Date
	(\$8,646.72)	Amount Disallowed, Past Claims
	(\$371,331.11)	Deductible/Co-Payment Satisfied to Date
	<u>(\$2,809,351.54)</u>	Amount Paid to Date
SUB TOTAL	\$37,718.78	Amount Requested this Meeting
	<u>(\$3,771.88)</u>	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	\$33,946.90	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 10/13/2022 and 01/04/2023

**Summary of work completed:** Project management and coordination, operation and maintenance of remedial system, quarterly well monitoring and sampling, laboratory analysis, quarterly status report, petroleum fund submittal, carbon change out services, annual Clark County DAQ permit fee, 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>	\$3,759,676.46
<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>	\$371,331.11
<b>Amount Recommended</b>	\$3,375,926.75
<b>Amount Paid</b>	\$3,375,926.75

### Site Identification

<b>Date Submitted:</b>	03/30/1999	<b>DEP Facility Number:</b>	8-001512
<b>Site Name</b>	Former Haycock Petroleum		
<b>Site Contact</b>	John Haycock	<b>Telephone:</b>	(702)219-5643
<b>Site Address</b>	715 W Bonanza Rd Las Vegas, NV 89106		
<b>County:</b>	Clark County		
<b>Owner/Operator Name:</b>	HP Management, LLC		
<b>Contact Name of Owner/Operator:</b>	John Haycock P.O. Box 100 Pmb 380 Mammoth Lakes, CA 93546	<b>Telephone:</b>	(702)219-5643
<b>Prime Contractor</b>	Stewart Environmental, Inc.		
<b>Contact Name</b>	Keith Stewart		
<b>Contractor Address</b>	10300 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	56	Aboveground	See Synopsis
006	20000	56	Aboveground	See Synopsis



Case: #2013000011  
Claim #: 80419

**STAFF AUTHORIZED DIRECT PAYMENT**

Payment Date: February 22, 2023

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.

	\$910,215.16	Amount Requested to Date
	(\$10,366.88)	Amount Disallowed, Past Claims
	(\$87,905.96)	Deductible/Co-Payment Satisfied to Date
	<u>(\$457,480.70)</u>	Amount Paid to Date
SUB TOTAL	\$20,788.75	Amount Requested this Meeting
	<u>(\$2,078.88)</u>	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	\$18,709.87	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 12/14/2022 and 01/03/2023

**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>	\$910,215.16
<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>	\$87,905.96
<b>Amount Recommended</b>	\$808,216.94
<b>Amount Paid</b>	\$808,216.94

### 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 #: 80423

**STAFF AUTHORIZED DIRECT PAYMENT**

Payment Date: February 22, 2023

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.

	\$903,958.62	Amount Requested to Date
	(\$4,316.50)	Amount Disallowed, Past Claims
	(\$87,578.04)	Deductible/Co-Payment Satisfied to Date
	<u>(\$344,101.21)</u>	Amount Paid to Date
SUB TOTAL	\$23,861.86	Amount Requested this Meeting
	<u>(\$2,386.19)</u>	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	\$21,475.67	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 10/13/2022 and 01/03/2023

**Summary of work completed:** Project management and coordination, prepare quarterly report, petroleum fund submittal, preparation of proof of payment, remedial system operation and maintenance, quarterly well sampling and analysis, 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	\$903,958.62
Amount Disallowed	\$4,316.50
Misc Debit/Credit	\$0.00
Reduction Amount Paid	\$0.00
Pending Copay/Deductible	\$0.00
Copay/Deductible	\$87,578.04
Amount Recommended	\$809,677.89
Amount Paid	\$809,677.89

## 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)610-9844
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: #2018000018  
Claim #: 80345

**STAFF AUTHORIZED DIRECT PAYMENT**

Payment Date: February 08, 2023

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.

	\$678,998.34	Amount Requested to Date
	(\$14,032.31)	Amount Disallowed, Past Claims
	(\$231,563.48)	Board Reduction, Past Claims
	(\$28,302.20)	Deductible/Co-Payment Satisfied to Date
	(\$189,426.73)	Amount Paid to Date
SUB TOTAL	\$150,380.51	Amount Requested this Meeting
	(\$1,561.50)	Amount Disallowed this Meeting
	(\$14,881.90)	Board Reduction, This Meeting
SUB TOTAL	\$133,937.11	
	(\$13,393.71)	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	\$120,543.40	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 12/09/2021 and 09/09/2022

**Summary of work completed:** This claim is for various activities associated with site investigation, monitoring, and remediation at Whiskey Pete's Stateline Stop. Work activities included preparation and submittal of various reports (Q4 2021 through Q2 2022 Groundwater Monitoring Reports, SVE/biosparge design drawings and bid specifications, SVE/biosparge system O&M manual, and the NSZD study report). Field activities included quarterly groundwater monitoring in Q1 and Q2 2022, LNAPL recovery activities (absorbent sock deployment in wells with LNAPL, well gauging, and sock changeouts), the NSZD study (remaining costs associated with the final soil vapor monitoring event in Q4 2021), and SVE/biosparge system construction (SVE/biosparge well drilling and development, installation of system compound, construction of system conveyance lines and well vaults, and initial electrical supply installation).

## Site Summary Report

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

### Site Status

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

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

<b>Fund Coverage</b>	\$1,000,000.00
<b>Amount Fund Will Pay</b>	\$647,905.56
<b>Amount Requested</b>	\$678,998.34
<b>Amount Disallowed</b>	\$15,593.81
<b>Misc Debit/Credit</b>	\$0.00
<b>Reduction Amount Paid</b>	\$246,445.38
<b>Pending Copay/Deductible</b>	\$0.00
<b>Copay/Deductible</b>	\$28,302.20
<b>Amount Recommended</b>	\$375,263.24
<b>Amount Paid</b>	\$375,263.24

### Site Identification

<b>Date Submitted:</b>	05/08/2019	<b>DEP Facility Number:</b>	8-000772
<b>Site Name</b>	Whiskey Pete's Stateline Stop	<b>Telephone:</b>	(702)679-7767
<b>Site Contact</b>	Mike Necas		
<b>Site Address</b>	100 W Primm Blvd Primm, NV 89019		
<b>County:</b>	Clark County		
<b>Owner/Operator Name:</b>	Primadonna Company, LLC		
<b>Contact Name of Owner/Operator:</b>	Elizabeth Guth Affinity Gaming Las Vegas, NV 89135	<b>Telephone:</b>	(702)202-8565
<b>Prime Contractor</b>	Geosyntec Consultants, Inc.		
<b>Contact Name</b>	Lonnie Mercer		
<b>Contractor Address</b>	215 South State Street, Suite 500 Salt Lake City, UT 84111		
<b>Telephone:</b>	(801)448-3550	<b>% Board Reduction:</b>	10.00

### Site Characteristics

Alt ID	Tank Cap. (Gallons)	Tank Age (Years)	Tank Type	Leak Location
005	10000	30	Regulated UST	Tank

Case: #2019000005  
Claim #: 80425

**STAFF AUTHORIZED DIRECT PAYMENT**

Payment Date: February 22, 2023

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.

	\$269,363.87	Amount Requested to Date
	(\$6,149.00)	Amount Disallowed, Past Claims
	(\$24,369.97)	Deductible/Co-Payment Satisfied to Date
	(\$92,191.13)	Amount Paid to Date
SUB TOTAL	<u>\$19,515.00</u>	Amount Requested this Meeting
	(\$1,951.50)	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	<u>\$17,563.50</u>	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 10/28/2022 and 01/03/2023

**Summary of work completed:** Project management and coordination, prepare petroleum fund submittal, prepare proof of payment submittal, well abandonment services, and prepare and submit NDEP closure documentation.

## 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>	\$269,363.87
<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>	\$26,321.47
<b>Amount Recommended</b>	\$236,893.40
<b>Amount Paid</b>	\$236,893.40

### 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 #: 80424

**STAFF AUTHORIZED DIRECT PAYMENT**

Payment Date: February 22, 2023

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.

	\$232,653.01	Amount Requested to Date
	(\$22,511.81)	Deductible/Co-Payment Satisfied to Date
	(\$7,036.43)	Amount Paid to Date
SUB TOTAL	<u>\$7,534.75</u>	Amount Requested this Meeting
	(\$753.48)	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	<u>\$6,781.27</u>	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 12/14/2022 and 01/03/2023

**Summary of work completed:** Project management, quarterly sampling and analysis, free product monitoring and bailing, 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>	\$232,653.01
<b>Amount Disallowed</b>	\$0.00
<b>Misc Debit/Credit</b>	\$0.00
<b>Reduction Amount Paid</b>	\$0.00
<b>Pending Copay/Deductible</b>	\$0.00
<b>Copay/Deductible</b>	\$22,511.81
<b>Amount Recommended</b>	\$209,387.72
<b>Amount Paid</b>	\$209,387.72

### 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: #2022000012  
Claim #: 80426

**STAFF AUTHORIZED DIRECT PAYMENT**

Payment Date: February 22, 2023

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.

	\$27,528.50	Amount Requested to Date
	(\$2,585.92)	Deductible/Co-Payment Satisfied to Date
	\$0.00	Amount Paid to Date
SUB TOTAL	<u>\$1,669.25</u>	Amount Requested this Meeting
	(\$166.92)	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	<u>\$1,502.33</u>	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 12/14/2022 and 01/03/2023

**Summary of work completed:** Project management, quarterly well sampling and monitoring, 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>	\$27,528.50
<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>	\$2,585.92
<b>Amount Recommended</b>	\$24,775.66
<b>Amount Paid</b>	\$24,775.66

### 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>Telephone:</b>	(702)290-6479
<b>Contact Name of Owner/Operator:</b>	Neissan Koroghli 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: #2022000025  
Claim #: 80403

**STAFF AUTHORIZED DIRECT PAYMENT**

Payment Date: December 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.

	\$13,221.53	Amount Requested to Date
	\$0.00	Deductible/Co-Payment Satisfied to Date
	\$0.00	Amount Paid to Date
SUB TOTAL	<u>\$13,221.53</u>	Amount Requested this Meeting
	(\$250.00)	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	<u>\$12,971.53</u>	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 07/21/2022 and 08/31/2022

**Summary of work completed:** Oversee and conduct initial abatement, prepare UST/IA report, prepare petroleum fund documentation, and project management and NDEP/client communication

## Site Summary Report

**Case Number:** 2022000025    **Site Name:** Hand Up Homes For Youth Nnv

### Site Status

**Synopsis:** CONTAMINATION DISCOVERED DURING TANK REMOVAL ACTIVITIES. DISCHARGE EMANATED FROM A NON-REGULATED 564-GALLON UNDERGROUND STORAGE TANK CONTAINING HEATING OIL. APPROXIMATELY 22.23 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>	\$13,221.53
<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>	\$12,971.53
<b>Amount Paid</b>	\$12,971.53

### Site Identification

<b>Date Submitted:</b>	08/25/2022	<b>DEP Facility Number:</b>	D-001347
<b>Site Name</b>	Hand Up Homes For Youth Nnv		
<b>Site Contact</b>	Laura Wilson	<b>Telephone:</b>	(303)318-0311
<b>Site Address</b>	2725 Yori Avenue Reno, NV 89502		
<b>County:</b>	Washoe County		
<b>Owner/Operator Name:</b>	Hand Up Homes For Youth Nnv		
<b>Contact Name of Owner/Operator:</b>	Laura Wilson	<b>Telephone:</b>	(303)318-0311
	12650 West 64th Avenue Arvada, CO 80004		
<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

<b>Alt ID</b>	<b>Tank Cap. (Gallons)</b>	<b>Tank Age (Years)</b>	<b>Tank Type</b>	<b>Leak Location</b>
HUST1	564	40	Non-Regulated	Tank

Case: #2022000034  
Claim #: 80398

**STAFF AUTHORIZED DIRECT PAYMENT**

Payment Date: December 20, 2022

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

	\$26,471.65	Amount Requested to Date
	\$0.00	Deductible/Co-Payment Satisfied to Date
	\$0.00	Amount Paid to Date
SUB TOTAL	<u>\$26,471.65</u>	Amount Requested this Meeting
	<u>(\$250.00)</u>	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	\$26,221.65	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 09/01/2022 and 10/31/2022

**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: 2022000034 Site Name: 4th Street At Goodsell LLC Residential Heating Oil Tank

### Site Status

**Synopsis:** DISCHARGE DISCOVERED DURING TANK REMOVAL ACTIVITIES ON SEPTEMBER 7, 2022. CONTAMINATION EMANATED FROM HOLES IN SHELL OF SINGLE-WALL, STEEL, NON-REGULATED, 300-GALLON UNDERGROUND STORAGE TANK. INITIAL ABATEMENT ACTIVITIES REMEDIATED APPROXIMATELY 60.6 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>	\$26,471.65
<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>	\$26,221.65
<b>Amount Paid</b>	\$26,221.65

### Site Identification

<b>Date Submitted:</b>	11/23/2022	<b>DEP Facility Number:</b>	D-001352
<b>Site Name</b>	4th Street At Goodsell LLC Residential Heating Oil Tank		
<b>Site Contact</b>	Stacie Mathewson	<b>Telephone:</b>	(775)560-6767
<b>Site Address</b>	4040 Goodsell Lane 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
	P.O. Box 6448 Sparks, NV 89513		
<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
4040 Goodsell Tank	300	62	Non-Regulated	Tank



Case: #2022000036  
Claim #: 80404

**STAFF AUTHORIZED DIRECT PAYMENT**

Payment Date: February 08, 2023

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.

	\$28,624.20	Amount Requested to Date
	\$0.00	Deductible/Co-Payment Satisfied to Date
	\$0.00	Amount Paid to Date
SUB TOTAL	<u>\$28,624.20</u>	Amount Requested this Meeting
	<u>(\$250.00)</u>	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	\$28,374.20	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 06/13/2022 and 11/09/2022

**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:** 2022000036    **Site Name:** Gerald And Gloria Sbriglia Residential Heating Oil Tank

### Site Status

**Synopsis:** CONTAMINATION DISCOVERED DURING TANK REMOVAL ACTIVITIES. DISCHARGE EMANATED FROM A NON-REGULATED 500-GALLON UNDERGROUND STORAGE TANK CONTAINING HEATING OIL AT A RESIDENTIAL PROPERTY. APPROXIMATELY 67.03 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>	\$28,624.20
<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>	\$28,374.20
<b>Amount Paid</b>	\$28,374.20

### Site Identification

<b>Date Submitted:</b>	12/08/2022	<b>DEP Facility Number:</b>	D-001351
<b>Site Name</b>	Gerald And Gloria Sbriglia Residential Heating Oil Tank		
<b>Site Contact</b>	D-001351	<b>Telephone:</b>	(775)745-6444
<b>Site Address</b>	700 Foothill Road Reno, NV 89523		
<b>County:</b>	Washoe County		
<b>Owner/Operator Name:</b>	Gerald & Gloria Sbriglia		
<b>Contact Name of Owner/Operator:</b>	Gerald Sbriglia	<b>Telephone:</b>	(775)745-6444
	8443 Leroy Street Reno, NV 89523		
<b>Prime Contractor</b>	Reno Drain Oil Service		
<b>Contact Name</b>	Steven Aguilar		
<b>Contractor Address</b>	11970 Interstate 80 E Sparks, NV 89434		
<b>Telephone:</b>	(775)342-0351	<b>% Board Reduction:</b>	0.00

### Site Characteristics

Alt ID	Tank Cap. (Gallons)	Tank Age (Years)	Tank Type	Leak Location
700 Foothill Rd Tank	500	63	Non-Regulated	Tank

Case: #2023000001  
Claim #: 80421

**STAFF AUTHORIZED DIRECT PAYMENT**

Payment Date: February 22, 2023

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.

	\$21,593.74	Amount Requested to Date
	\$0.00	Deductible/Co-Payment Satisfied to Date
	\$0.00	Amount Paid to Date
SUB TOTAL	<u>\$21,593.74</u>	Amount Requested this Meeting
	<u>(\$250.00)</u>	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	\$21,343.74	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 09/13/2022 and 12/19/2022

**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: 2023000001 Site Name: Rmp 7 LLC

### Site Status

**Synopsis:** RELEASE DISCOVERED DURING TANK REMOVAL ACTIVITIES 11/1/2022. CONTAMINATION EMANATED FROM LEAKING 300-GALLON STEEL UNDERGROUND STORAGE TANK, USED TO STORE HEATING OIL. INITIAL ABATEMENT ACTIVITIES REMOVED APPROXIMATELY 19 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>	\$21,593.74
<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>	\$21,343.74
<b>Amount Paid</b>	\$21,343.74

### Site Identification

<b>Date Submitted:</b>	01/11/2023	<b>DEP Facility Number:</b>	D-001356
<b>Site Name</b>	Rmp 7 LLC	<b>Telephone:</b>	(646)382-8688
<b>Site Contact</b>	Chris Melling		
<b>Site Address</b>	1101 Wheeler Avenue Reno, NV 89502		
<b>County:</b>	Washoe County		
<b>Owner/Operator Name:</b>	Rmp 7 LLC		
<b>Contact Name of Owner/Operator:</b>	Christopher Melling 9 College Place #2a Brooklyn, NY 11201	<b>Telephone:</b>	(646)382-8688
<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
1101 Wheeler Ave Tank	300	78	Non-Regulated	Tank

Case: #2023000002  
Claim #: 80442

**STAFF AUTHORIZED DIRECT PAYMENT**

Payment Date: February 22, 2023

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.

	\$23,339.21	Amount Requested to Date
	\$0.00	Deductible/Co-Payment Satisfied to Date
	\$0.00	Amount Paid to Date
SUB TOTAL	<u>\$23,339.21</u>	Amount Requested this Meeting
	(\$250.00)	Applicable Deductible/10% Co-Payment, this Meeting
TOTAL	<u>\$23,089.21</u>	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 11/09/2022 and 01/09/2023

**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: 2023000002 Site Name: 1001 Sonora Drive Residential Heating Oil Tank

### Site Status

**Synopsis:** CONTAMINATION DISCOVERED DURING TANK REMOVAL ACTIVITIES. DISCHARGE EMANATED FROM A NON-REGULATED 500-GALLON UNDERGROUND STORAGE TANK CONTAINING HEATING OIL AT A RESIDENTIAL PROPERTY. APPROXIMATELY 24.43 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>	\$23,339.21
<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>	\$23,089.21
<b>Amount Paid</b>	\$23,089.21

### Site Identification

<b>Date Submitted:</b>	01/30/2023	<b>DEP Facility Number:</b>	D-001360
<b>Site Name</b>	1001 Sonora Drive Residential Heating Oil Tank		
<b>Site Contact</b>	Nicole Commons	<b>Telephone:</b>	(775)443-5493
<b>Site Address</b>	1001 Sonora Drive Reno, NV 89509		
<b>County:</b>	Washoe County		
<b>Owner/Operator Name:</b>	Nicole Commons		
<b>Contact Name of Owner/Operator:</b>	Nicole Commons	<b>Telephone:</b>	(775)443-5493
	1001 Sonora 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
1001 Sonora Dr Tank	500	68	Non-Regulated	Tank

**Agenda Item 8:  
Execute Summary**  
(FOR DISCUSSION)

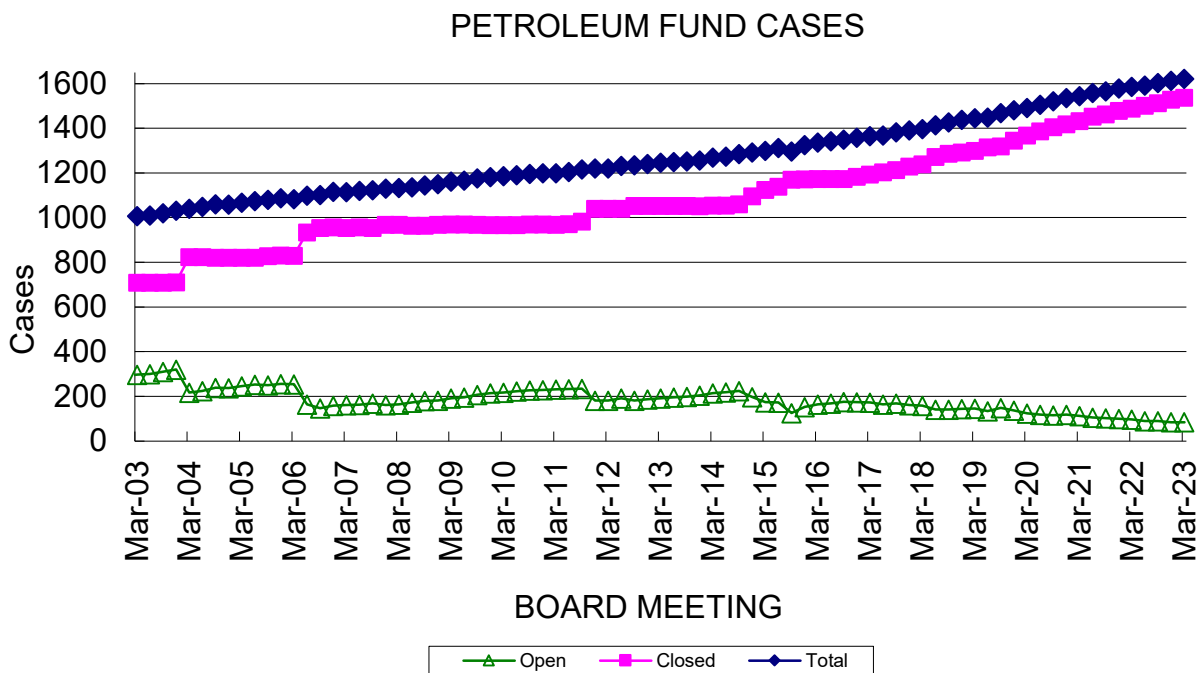
**STATE BOARD TO REVIEW CLAIMS  
MARCH 9, 2023 BOARD MEETING**

**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).

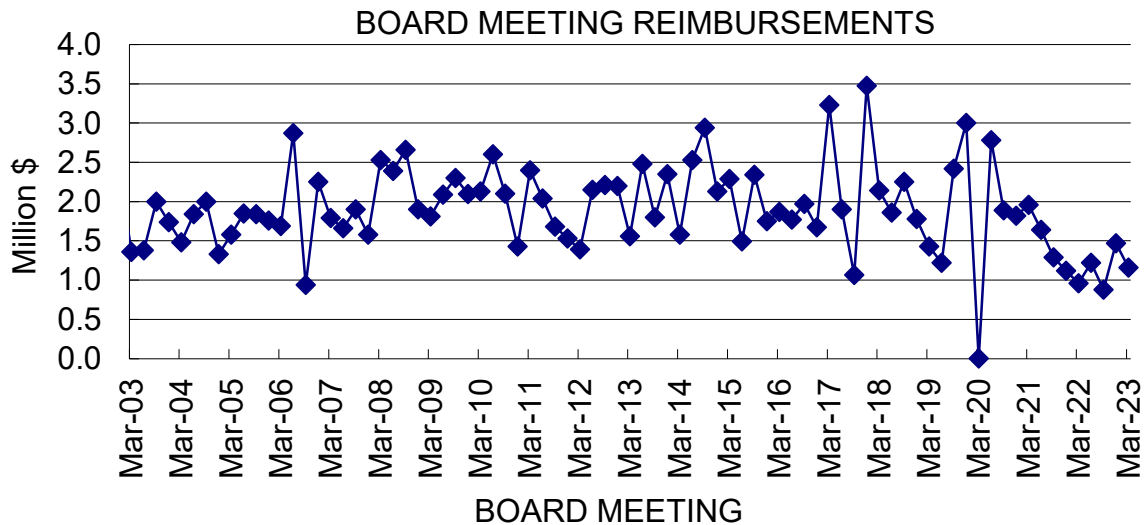
**Enrollment Summary** – Tank enrollment fees are tracked pursuant to the Federal Fiscal Year (FFY). FFY 2023 runs October 1, 2022 through September 30, 2023. The annual tank system enrollment invoices for FFY 2023 were issued August 17, 2022. Additional invoices have also been generated for subsequent requests for tank enrollment. Currently, a total of 1,284 facilities have been invoiced at \$100 per petroleum tank system. As of February 23, 2023, 1,245 (~97%) of the facilities have submitted the required enrollment fees.

**Program Case Summary** – Since the Fund was created, a total of 1,798 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, 1,537 cases have since been closed and no longer receive Fund reimbursement. Currently, there are 85 open Fund cases. Since January 1, 2023, NDEP has received 4 new applications for Fund coverage. There are 3 applications currently under review and pending a coverage determination.





**Claims Reimbursement Summary** – Prior to this meeting, the Board to Review Claims has approved a cumulative total of \$254,639,664.06 for reimbursement to petroleum storage tank operators throughout Nevada for cleanup expenses. This cumulative total includes 14 claims paid via the direct payment method since the December 2022 Board meeting, totaling \$368,250.12. With today’s approval of \$790,994.16 in pending claims, the cumulative Fund expenditure will increase to \$255,430,658.22.



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

**Grant for UST Upgrades** – One UST upgrade grant award payment was processed during the past quarter. The award amount for the grant was for \$90,000 (Quicky’s Convenience Store 8-001629). Upgrades will include three new turbine containment sumps, product piping, and four new dispenser sumps for three underground storage tank systems.

**Division of Internal Audits Status** – On December 14, 2022, NDEP staff attended an Executive Branch Audit Committee (EBAC) meeting, during which the Division of Internal Audits (DIA) staff indicated the findings and recommendations for DIA Report 21-04 had been addressed and “fully implemented”. Although not addressed as a specific agenda item during December’s meeting, DIA staff confirmed the remaining finding in DIA Report 21-05 has also been addressed. As such, both audits are considered complete and no additional action is required of NDEP.

**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 implementation in December 2022, both CEMs and Fund staff are adjusting to the new cost proposal format and increased detail required on claim invoices. There have been some unanticipated issues that have come up and were addressed within the online system. These issues caused temporary submittal delays for cost proposals and claims but most, if not all, were ultimately received, reviewed, and approved in time for the March 2023 meeting. Overall, there have not been significant concerns raised by CEMs that could not be addressed through communication of the new processes. Staff have also created a cost proposal submittal user guide and updated the claims submittal user guide as references for new requirements and to address CEM identified concerns.

**Agenda Item 9:  
Public Comment**  
(FOR DISCUSSION)

**Agenda Item 10:**  
**Confirmation of Next Board Meeting Date**  
(FOR DISCUSSION)

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

DATE	LOCATION
June 8, 2023 Thursday 10:00 AM	<u>Videoconference</u>  TBD
	TBD

Upcoming Board Meetings

June 8, 2023 - 10:00 AM

September 14, 2023 - 10:00 AM

December 14, 2023 - 10:00 AM

March 14, 2024 - 10:00 AM