

Meeting Agenda

**STATE OF NEVADA BOARD TO REVIEW CLAIMS
AGENDA
JUNE 13, 2024**

The State of Nevada Board to Review Claims (Board) meeting will be video-conferenced and will begin promptly at 10:00 AM on Thursday, June 13, 2024 at the following locations:

Carson City: Richard H. Bryan Building, 901 South Stewart Street, Bonnie B. Bryan Boardroom (Suite 1002), Carson City, NV

Las Vegas: NDEP Las Vegas Office, 375 East Warm Springs Road, Red Rock Conference Room (Suite 200), Las Vegas, NV

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

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

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

1. CALL TO ORDER AND ROLL CALL

2. PUBLIC COMMENT (FOR DISCUSSION)

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

3. APPROVAL OF THE MARCH 07, 2024 MINUTES (FOR POSSIBLE ACTION)

4. STATUS OF THE FUND (FOR DISCUSSION)

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

5. SITE SPECIFIC BOARD DETERMINATION FOR ADDITIONAL CLEANUP ALLOTMENT (FOR POSSIBLE ACTION)

Site Specific Board Determination No. C2024-01

Proposed Site Specific Board Determination to provide an Additional Allotment of Cleanup Funding in accordance with subsections 4 and 6 of NRS 445C.380 and Board Policy Resolution 2023-01, for Speedee Mart #108, located at 4701 West Lake Mead Boulevard, Las Vegas, Nevada
Petroleum Fund Case ID No. 2014000033, Facility ID No. 8-001779

RECOMMENDATION:

Adoption of Site-Specific Board Determination No. C2024-01 as proposed, granting additional cleanup funding in accordance with subsections 4 and 6 of NRS 445C.380 and Board Policy Resolution 2023-01 under the State of Nevada Petroleum Fund to Speedee Mart #108 for \$900,000.00. This represents \$1,000,000.00 in coverage minus a 10% copayment.

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

Site Specific Board Determination No. C2024-02

Proposed Site Specific Board Determination (SSBD) to provide reduced Petroleum Fund Coverage for Green Valley Grocery #58, Logandale, Nevada

Facility ID No. 8-001067, Petroleum Fund Case ID No. 2024000008

RECOMMENDATION:

Adoption of Site Specific Board Determination No. C2024-02, as proposed, granting coverage under the State of Nevada Petroleum Fund to Green Valley Grocery #58 for UST #3 and associated underground piping for \$540,000 which represents \$1,000,000 less a 40% reduction and 10% copayment.

7. DRAFT APPENDIX A-2 OF THE COST GUIDELINES (FOR DISCUSSION)

Staff will present a draft of Appendix A-2 for Board review. This appendix is a new addition, currently in development for inclusion into the Petroleum Fund Cost Guidelines and will establish reimbursement limitations for CEM-owned mobile remediation systems.

8. ADOPTION OF CONSENT ITEMS (FOR POSSIBLE ACTION)

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

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

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

**STATE BOARD TO REVIEW CLAIMS
REQUESTED/RECOMMENDED AMOUNTS - JUNE 13, 2024**

<u>HEATING OIL</u>			<u>REQUESTED</u>	<u>RECOMMENDED</u>
FOR POSSIBLE ACTION	1.	2024000004; 80683 City Of Reno: Residential Heating Oil Tank At 75 Cowan Drive	\$26,509.94	\$26,197.44
SUB TOTAL:			<u>\$26,509.94</u>	<u>\$26,197.44</u>
 <u>NEW CASES</u>			 <u>REQUESTED</u>	 <u>RECOMMENDED</u>
FOR POSSIBLE ACTION	1.	2023000028; 80698 Anderson Dairy, Inc.: Anderson Dairy INC	\$29,369.50	\$23,480.55
SUB TOTAL:			<u>\$29,369.50</u>	<u>\$23,480.55</u>
 <u>ONGOING CASES</u>			 <u>REQUESTED</u>	 <u>RECOMMENDED</u>
FOR POSSIBLE ACTION	1.	1992000126; 80696 Clark County School District: Rc White (arville) Transportation Satellite	\$27,856.10	\$27,856.10
FOR POSSIBLE ACTION	2.	1995000039; 80701 Al Park Petroleum, Inc.: Crescent Valley Market	\$8,762.29	\$7,886.06
FOR POSSIBLE ACTION	3.	1995000042; 80713 Fbf, Inc.: Gas 4 Less	\$858.03	\$858.03

FOR POSSIBLE ACTION	4.	1996000064; 80709	The Esslinger Family Trust: Red Rock Mini Mart	\$16,058.15	\$14,797.59	
FOR POSSIBLE ACTION	5.	1999000014; 80703	Al Park Petroleum, Inc.: Pit Stop #7 Conoco	\$3,900.00	\$3,510.00	
FOR POSSIBLE ACTION	6.	1999000023; 80689	Nevada Ready Mix Corp: Nevada Ready Mix	\$25,820.64	\$21,663.69	
FOR POSSIBLE ACTION	7.	1999000086; 80716	Terrible Herbst, Inc.: Terrible Herbst #126	\$3,250.00	\$2,925.00	
FOR POSSIBLE ACTION	8.	1999000114; 80673	City Of Fallon: Fallon Maint. Yard	\$35,302.16	\$34,788.18	
FOR POSSIBLE ACTION	9.	2007000014; 80697	Raiders Oz Business, Llc: Former Ace Cab/frias Transportation	\$63,340.93	\$57,006.84	
FOR POSSIBLE ACTION	10.	2007000016; 80704	Golden Gate Petroleum Of Nevada Llc: Golden Gate Store #43	\$6,771.06	\$6,093.95	
FOR POSSIBLE ACTION	11.	2010000009; 80721	Hpt Ta Properties Trust: Mill City Travel Center	\$28,935.24	\$23,017.82	
FOR POSSIBLE ACTION	12.	2011000009; 80707	Cimarron West: Cimarron West	\$9,670.52	\$8,703.47	
FOR POSSIBLE ACTION	13.	2013000019; 80708	Hardy Enterprises, Inc.: Elko Sinclair #53	\$29,842.78	\$26,746.00	
FOR POSSIBLE ACTION	14.	2014000025; 80719	Superior Campgrounds Of America, Llc: Silver City Rv Resort	\$19,284.51	\$17,356.06	
FOR POSSIBLE ACTION	15.	2014000033; 80684	Speedee Mart Inc.: Speedee Mart #108	\$42,321.87	\$38,089.68	
FOR POSSIBLE ACTION	16.	2015000009; 80722	Hpt Ta Properties Trust: Las Vegas Travel Center	\$5,591.00	\$5,031.90	
FOR POSSIBLE ACTION	17.	2016000009; 80641	7-Eleven, Inc: 7-Eleven #13685	\$22,299.45	\$20,069.51	
FOR POSSIBLE ACTION	18.	2016000023; 80702	Al Park Petroleum, Inc.: Pit Stop #1	\$15,339.90	\$11,044.73	
FOR POSSIBLE ACTION	19.	2016000027; 80720	Terrible Herbst, Inc.: Terrible Herbst #272	\$14,190.75	\$11,477.42	
FOR POSSIBLE ACTION	20.	2017000015; 80544	Ellen 5, Llc: Auto Center (green Valley Grocery #63)	\$211,410.90	\$186,507.14	
FOR POSSIBLE ACTION	21.	2018000009; 80723	Reed Incorporated: Pacific Pride	\$74,660.97	\$67,194.87	
FOR POSSIBLE ACTION	22.	2018000018; 80685	Primadonna Company, Llc: Whiskey Pete's Stateline Stop	\$58,017.69	\$46,492.87	
FOR POSSIBLE ACTION	23.	2019000002; 80695	Rebel Oil Company: Rebel Store #2166	\$41,938.00	\$37,744.20	
FOR POSSIBLE ACTION	24.	2020000015; 80710	Canyon Plaza, Llc: Gas 2 Go	\$40,332.06	\$21,779.32	
FOR POSSIBLE ACTION	25.	2020000016; 80714	LV Petroleum, Llc: Us Gas #7	\$18,494.05	\$16,644.65	
FOR POSSIBLE ACTION	26.	2021000014; 80715	Pilot Travel Centers Llc: Pilot Travel Centers LLC #341	\$14,672.11	\$13,200.40	
FOR POSSIBLE ACTION	27.	2022000018; 80718	Pilot Travel Centers Llc: Pilot Travel Centers LLC #341	\$32,805.89	\$23,555.44	
FOR POSSIBLE ACTION	28.	2023000018; 80724	Reed Incorporated: R Place #1	\$22,382.12	\$20,143.91	
				SUB TOTAL:	<u>\$894,109.17</u>	<u>\$772,184.83</u>
				RECOMMENDED CLAIMS TOTAL:	<u>\$949,988.61</u>	<u>\$821,862.82</u>

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

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

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

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

<u>HEATING OIL</u>			<u>REQUESTED</u>	<u>PAID</u>
FOR DISCUSSION	1.	2024000005; 80681 Maria Mederos-Ayala: Residence Of 800 Cordone Avenue	\$26,484.33	\$26,234.33
FOR DISCUSSION	2.	2024000006; 80680 Patrick Andersen: Residential Heating Oil Tank At 515 5th Street	\$31,168.23	\$30,918.23
FOR DISCUSSION	3.	2024000007; 80682 Karen Robinson: Residence Of 2590 Knob Hill Drive	\$26,576.00	\$26,326.00
FOR DISCUSSION	4.	2024000009; 80699 Truckee Meadows Habitat For Humanity: Residence Of 13905 Mount Vida Street	\$32,856.39	\$32,606.39
			SUB TOTAL:	
			<u>\$117,084.95</u>	<u>\$116,084.95</u>

<u>ONGOING CASES</u>			<u>REQUESTED</u>	<u>PAID</u>
FOR DISCUSSION	1.	1993000102; 80694 Rebel Oil Company: Rebel Store #2008	\$64,647.75	\$64,647.75
FOR DISCUSSION	2.	1995000012; 80552 Model T Casino Resort Llc: Parker's Model T	\$51,026.68	\$45,924.01
FOR DISCUSSION	3.	1999000066; 80690 HP Management, Llc: Former Haycock Petroleum	\$30,593.07	\$27,533.76
FOR DISCUSSION	4.	2017000035; 80693 Rebel Oil Company: Rebel Store #2177	\$10,208.50	\$8,445.15
FOR DISCUSSION	5.	2018000005; 80691 Rebel Oil Company: Rebel Store # 2153	\$9,511.50	\$8,560.35
FOR DISCUSSION	6.	2019000014; 80688 Western Cab Co: Western Cab CO	\$8,780.00	\$7,902.00
FOR DISCUSSION	7.	2022000012; 80687 Neissan Koroghli: City C-Store (7-11)	\$7,157.00	\$6,441.30
FOR DISCUSSION	8.	2022000015; 80692 Rebel Oil Company: Rebel Store #2197	\$20,166.81	\$14,520.11

SUB TOTAL:	<u>\$202,091.31</u>	<u>\$183,974.43</u>
DIRECT PAYMENT CLAIMS TOTAL:	<u>\$319,176.26</u>	<u>\$300,059.38</u>
BOARD MEETING CLAIMS TOTAL:	<u>\$1,269,164.87</u>	<u>\$1,121,922.20</u>

10. EXECUTIVE SUMMARY (FOR DISCUSSION)

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

11. PUBLIC COMMENT (FOR DISCUSSION)

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

**12. CONFIRMATION OF NEXT BOARD MEETING DATE (FOR DISCUSSION)
SEPTEMBER 12, 2024 (THURSDAY) AT 10:00 AM**

13. ADJOURNMENT

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

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

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

In addition to the physical meeting locations, viewing of and participation in the June 13, 2024 Board to Review Claims Meeting will be available via video/teleconference. Meeting access information is listed below:

Microsoft Teams meeting

Join on your computer, mobile app or room device:

https://teams.microsoft.com/l/meetup-join/19%3ameeting_YTc1NWU2YTgtOWI3My00NWJlWJhZTEtNWM4ZTFhOGU3NTJk%40thread.v2/0?context=%7b%22Tid%22%3a%22e4a340e6-b89e-4e68-8eaa-1544d2703980%22%2c%22Oid%22%3a%22ee1e0b0-f0d7-4894-ac9e-799c32c17775%22%7d

Or call in (audio only)

+1 775-321-6111,,417763435# United States, Reno
Phone Conference ID: 417 763 435#

The agency can accommodate limited seating at the meeting locations and requests advanced 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, 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 June 10, 2024.

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, 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

Agenda Item 3:
Approval of March 7, 2024 Minutes

**STATE OF NEVADA BOARD TO REVIEW CLAIMS
MEETING MINUTES - MARCH 7, 2024**

1. CALL TO ORDER

Chair Tappan called the meeting to order at 10:00 a.m. The meeting was held in the Tahoe Room of the Richard H. Bryan Building located at 901 South Stewart Street, Carson City, NV, and video-conferenced to the NDEP Las Vegas Office located at 375 East Warm Springs Road, Suite 200, Las Vegas, NV. Remote participation was also available via Microsoft Teams.

Jeff Collins, Bureau of Corrective Actions Chief, introduced Megan Slayden as the new Petroleum Fund Program Supervisor and Executive Secretary to the Board.

A. BOARD MEMBERS PRESENT

Maureen Tappan, Chair – Representative of the General Public
Rod Smith, Vice Chair – Representative of Refiners of Petroleum
LeRoy Perks – Representative of the Independent Retailers in Petroleum
Jason Case - Representative of the Independent Dealers in Petroleum
Jennifer Carr – Nevada Division of Environmental Protection
Karen Stoll – Department of Motor Vehicles
Mike Dzyak – State Fire Marshal’s Office

OTHERS PRESENT

Katie Armstrong – Legal Counsel, State Attorney General’s Office
Jeff Collins, Jeff Kinder, Megan Slayden, Don Warner, Michael Cabble, Ben Moan, Ruby Wood, Dean Peterson, Tristin Alishio, Michael Mazziotta, Chuck Enberg, John Karr – Nevada Division of Environmental Protection
William Thompson – Southern Nevada Health District
Keith Stewart – Stewart Environmental
Rex Hepe – Broadbent & Associates
Stephanie Holst – Broadbent & Associates
Caitlyn Jelle – Universal Engineering Science
Jeremy Holst – Broadbent & Associates
Kathleen Johnson – Westmark Group
Sarah Collins – i3 Public Affairs
Victoria Joncas

No additional participants called into the meeting using the teleconference number.

2. PUBLIC COMMENT

There were no public comments.

3. APPROVAL OF THE DECEMBER 14, 2023 MINUTES

Chair Tappan called for changes to the minutes. There were no changes requested.

Vice Chair Smith moved to approve the December 14, 2023 minutes as presented. LeRoy Perks seconded the motion. Motion carried unanimously.

4. STATUS OF THE FUND

Ms. Slayden reviewed the Fund status. The summary of revenues into the Fund for Fiscal Year 2024 thus far includes a balance forward from State Fiscal Year 2023 of \$7,500,000. Approximately \$404,700 has been received for annual tank enrollment fees. Approximately \$6,009,513 has been generated by the \$0.0075 Petroleum Fund fee. The Fund has earned approximately \$115,964 in interest. Total revenue received this fiscal year thus far is \$14,030,177.14. Expenditures for State Fiscal Year 2024 include Board member salaries of approximately \$728. In-state travel costs for Board Members total approximately \$116. Board meeting operating costs total approximately \$690. Money transferred to NDEP for program administration, staff salaries and ongoing program maintenance was approximately \$862,940. Funding for State led petrochemical cleanups was approximately \$72,941. The reimbursement of Petroleum Fund claims thus far total approximately \$2,702,261. Expenditures from the Fund thus far total \$3,639,676.68. The balance in the Fund available for cleanup funding is \$10,390,500.46.

FOR POSSIBLE ACTION	16.	2013000019; 80672	Hardy Enterprises, Inc.: Elko Sinclair #53	\$38,230.85	\$34,407.77
FOR POSSIBLE ACTION	17.	2014000025; 80668	Superior Campgrounds Of America, LLC: Silver City RV Resort	\$11,538.72	\$10,384.85
FOR POSSIBLE ACTION	18.	2016000023; 80627	Al Park Petroleum, Inc.: Pit Stop #1	\$35,776.24	\$25,758.89
FOR POSSIBLE ACTION	19.	2016000027; 80602	Terrible Herbst, Inc.: Terrible Herbst #272	\$15,775.03	\$12,777.78
FOR POSSIBLE ACTION	20.	2017000019; 80654	Rebel Oil Company: Rebel Store #2197	\$20,500.00	\$18,450.00
FOR POSSIBLE ACTION	21.	2017000035; 80656	Rebel Oil Company: Rebel Store #2177	\$71,062.35	\$62,801.41
FOR POSSIBLE ACTION	22.	2018000009; 80671	Reed Incorporated: Pacific Pride	\$72,064.04	\$64,857.64
FOR POSSIBLE ACTION	23.	2019000002; 80655	Rebel Oil Company: Rebel Store #2166	\$6,300.00	\$5,670.00
FOR POSSIBLE ACTION	24.	2019000014; 80646	Western Cab Co: Western Cab CO	\$7,709.50	\$6,938.55
FOR POSSIBLE ACTION	25.	2020000015; 80662	Canyon Plaza, LLC: Gas 2 Go	\$24,357.94	\$13,153.28
FOR POSSIBLE ACTION	26.	2020000016; 80660	LV Petroleum, LLC: Us Gas #7	\$6,010.00	\$5,409.00
FOR POSSIBLE ACTION	27.	2021000014; 80624	Pilot Travel Centers LLC: Pilot Travel Centers LLC #341	\$25,632.00	\$23,068.79
FOR POSSIBLE ACTION	28.	2021000027; 80612	Horizon C Stores, LLC: Horizon Market #5	\$3,755.62	\$3,380.06
FOR POSSIBLE ACTION	29.	2022000015; 80653	Rebel Oil Company: Rebel Store #2197	\$27,158.66	\$19,554.24
FOR POSSIBLE ACTION	30.	2022000018; 80625	Pilot Travel Centers LLC: Pilot Travel Centers LLC #341	\$10,469.60	\$7,538.11
SUBTOTAL:				<u>\$737,141.42</u>	<u>\$647,778.59</u>
RECOMMENDED CLAIMS TOTAL:				<u>\$810,772.16</u>	<u>\$716,160.21</u>

Vice-Chair Smith referenced Item 9 and sought clarification on the \$18 difference. **Ms. Slayden** stated that this was due to a disallowance of ineligible items during staff review. She clarified that the value of the disallowed item in this instance was \$18 and is reflected in the difference between requested and recommended amounts. All recommended items and disallowances are processed through a primary and secondary review and any disallowances are discussed with both the operator and the environmental manager prior to the recommendation to the Board.

Vice Chair Smith referenced Claim 80656, noting that the second page indicates that Fund coverage is \$2 million. He asked whether this reflects a case where an additional \$1 million has been approved and suggested that the additional funding allocation should be apparent in the site summary. **Ms. Slayden** confirmed that there was approval for an additional \$1 million in cleanup funding. The Board approved the additional funding in December 2023. Per the suggestion by Vice Chair Smith, **Ms. Slayden** stated that she would add detail in the synopsis to explain the increase to \$2 million.

LeRoy Perks moved for approval of the consent items. Jennifer Carr seconded the motion. Motion carried unanimously. Jason Case recused himself from Items 20, 21, 23 and 29.

6. 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.

HEATING OIL

			<u>REQUESTED</u>	<u>PAID</u>	
FOR DISCUSSION	1.	2023000024; 80637	Geoffrey Phillips: Residential Heating Oil Tank At 1575 Davidson Way	\$29,543.64	\$29,293.64
FOR DISCUSSION	2.	2023000025; 80636	Jake Sells: Residential Heating Oil At 670 Starlight Circle	\$35,751.16	\$35,501.16
FOR DISCUSSION	3.	2023000026; 80639	Steven Halme: Residential Heating Oil Tank At 3975 Lamay Lane, Washoe County	\$30,150.05	\$29,900.05
FOR DISCUSSION	4.	2023000027; 80638	Charles & Renee Krebs: Residential Heating Oil Tank At 1500 Sharon Way	\$28,836.43	\$28,586.43
FOR DISCUSSION	5.	2023000029; 80643	Samantha Schwartz: Residential Heating Oil Tank At 410 Puma Drive	\$33,077.11	\$32,827.11
FOR DISCUSSION	6.	2024000002; 80675	Lee Chanslor: Residence Of 2120 Royal Drive	\$35,539.70	\$35,289.70
FOR DISCUSSION	7.	2024000003; 80676	Jessica Maddox: Residence Of 1405 Clough Road	\$35,684.51	\$35,434.51
			SUB TOTAL:	<u>\$228,582.60</u>	<u>\$226,832.60</u>

ONGOING CASES

			<u>REQUESTED</u>	<u>PAID</u>	
FOR DISCUSSION	1.	1993000102; 80599	Rebel Oil Company: Rebel Store #2008	\$58,264.68	\$58,264.68
FOR DISCUSSION	2.	1993000102; 80652	Rebel Oil Company: Rebel Store #2008	\$16,038.52	\$16,038.52
FOR DISCUSSION	3.	1999000023; 80649	Nevada Ready Mix Corp: Nevada Ready Mix	\$24,324.16	\$21,891.74
FOR DISCUSSION	4.	1999000066; 80650	HP Management, LLC: Former Haycock Petroleum	\$34,741.52	\$31,243.99
FOR DISCUSSION	5.	2014000033; 80648	Speedee Mart Inc.: Speedee Mart #108	\$11,378.56	\$10,240.70
FOR DISCUSSION	6.	2018000005; 80651	Rebel Oil Company: Rebel Store # 2153	\$8,626.50	\$7,763.85
FOR DISCUSSION	7.	2022000012; 80647	Neissan Koroghli: City C-Store (7-11)	\$6,006.50	\$5,234.40
			SUB TOTAL:	<u>\$159,380.44</u>	<u>\$150,677.88</u>

DIRECT PAYMENT CLAIMS TOTAL: \$387,963.04 \$377,510.48

BOARD MEETING CLAIMS TOTAL: \$1,198,735.20 \$1,093,670.69

Vice Chair Smith inquired as to whether an additional \$1 million has been added for case 1993000102. Ms. Slayden stated that the case did not receive an additional \$1 million under the new statute and policy; however, the applicant was able to access additional cleanup funding under former Policy Resolution 2007-10.

7. EXECUTIVE SUMMARY

Ms. Slayden stated that tank enrollment fees are tracked pursuant to the Federal Fiscal Year, which runs from October 1 through September 30. Annual invoices for enrollment year 2024 were issued on August 23, 2023. A total of 1,292 facilities had been invoiced as of February 21, 2024. Approximately 1,263 or 98 percent of invoiced facilities have paid the required enrollment fees. Since the Fund was created, a total of 1,826 remediation cases have applied for Fund coverage. Of those applications, 174 have been denied, due to ineligibility or other reasons. Of the total cases provided Fund coverage, 1,573 cases have been closed and no longer receive Fund reimbursement. There are currently 78 active Fund cases. Since January 1, 2024, NDEP has received 4 new applications for Fund coverage with 1 application currently under review and pending a coverage determination.

Prior to this Board meeting, the Board to Review Claims approved a cumulative total of \$260,061,028.59 for reimbursement to petroleum storage tank operators for cleanup expenses. This value includes \$377,510.48 for direct payment claims paid since the last Board meeting. With today's Board approval of claims in the amount of \$716,160.21, the cumulative expenditure will increase to \$260,777,188.80. There were no grants for UST upgrades this quarter.

A cost guidelines update is being reviewed by staff. This update would establish a reimbursement rate for CEM-owned mobile remediation systems.

8. PUBLIC COMMENT

There were no public comments.

9. CONFIRMATION OF NEXT BOARD MEETING DATE

It was confirmed that the next meeting date would be Thursday, June 13, 2024 at 10:00 a.m.

10. ADJOURNMENT

The meeting adjourned at 10:30 a.m.

**Agenda Item 4:
Status of the Fund**

Petroleum Discharge Cleanup Fund
Balance Sheet - State Fiscal Year 2024
As of 5/20/2024

REVENUE

Balance Forward	\$ 7,500,000.00
Enrollment and Registration Fees	\$ 408,700.00
Petroleum Fees	\$ 9,090,557.88
Interest Earned	\$ 201,757.69
Reimbursements Received	\$ -
Balance Forward to New Year	\$ -
Total Revenue	\$ 17,201,015.57

EXPENDITURES

Board Salary	\$ 842.04
In-State Travel	\$ 187.40
Operating	\$ 815.10
Transfer to Highway Fund	\$ -
Transfer to Division of Environmental Protection	\$ 1,160,929.11
State Led Petrochemical Cleanup	\$ 136,579.50
Transfer to Greenhouse Gas Program	\$ -
Petroleum Grant Program	\$ -
Department of Motor Vehicles Fee Collection Service	\$ 12,714.00
Reimbursement of Claims	\$ 3,844,250.84
Total Expenditures	\$ 5,156,317.99

LIABILITIES

Petroleum Board Costs	\$ 2,155.46
Highway Fund Budgeted Amount	\$ 9,000,000.00
Pending Obligated Claims	\$ -
Total Liabilities	\$ 9,002,155.46

ACTUAL FUNDING AVAILABLE

\$ 12,044,697.58



May 20, 2024

Prepared By


Date:

Morgan Friend

May 21, 2024

Reviewed By

Date:


[Megan Slayden \(May 21, 2024 08:43 PDT\)](#)

May 21, 2024

Petroleum Fund Staff Approval

Date:

Agenda Item 5:
Site Specific Board
Determination No: C2024-01

STATE BOARD TO REVIEW CLAIMS

MEETING OF JUNE 13, 2024

Video-conferenced in Carson City and Las Vegas, Nevada
Summary of Site-Specific Board Determination No. C2024-01

- SUBJECT:** Proposed Site Specific Board Determination to provide an Additional Allotment of Cleanup Funding in accordance with subsections 4 and 6 of NRS 445C.380 and Board Policy Resolution 2023-01, for Speedee Mart #108, located at 4701 West Lake Mead Boulevard, Las Vegas, Nevada
Petroleum Fund Case ID No. 2014000033, Facility ID No. 8-001779
- DISCUSSION:** The subject site, identified as Speedee Mart #108, is located at 4701 West Lake Mead Boulevard, Las Vegas, Nevada. The operator has requested the Board to Review Claims approve an additional allotment of funding to continue cleanup of a release of discharged petroleum from the storage tank system. The request was made in accordance with subsection 4 of NRS 445C.380 and Board Policy Resolution 2023-01 (Appendix A). Petroleum Fund staff evaluated the request for funding and based on the reviewed documentation, recommend the Board to Review Claims provide additional funding to the site for cleanup.
- RECOMMENDATION:** **Adoption** of Site-Specific Board Determination No. C2024-01 as proposed, granting additional cleanup funding in accordance with subsections 4 and 6 of NRS 445C.380 and Board Policy Resolution 2023-01 under the State of Nevada Petroleum Fund to Speedee Mart #108 for \$900,000.00. This represents \$1,000,000.00 in coverage minus a 10% copayment.

STATE BOARD TO REVIEW CLAIMS

Site Specific Board Determination C2024-01
Site Specific Board Determination to provide an Additional Allotment of Funding for
Speedee Mart #108, located at 4701 West Lake Mead Boulevard., Las Vegas, Nevada
Petroleum Fund Case ID No. 2014000033
Facility ID No. 8-001779

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

1. The subject site, identified as Speedee Mart #108, located at 4701 West Lake Mead Boulevard, Las Vegas, Nevada, was previously awarded coverage for a release from one underground storage tank system. The source of the release was identified as a leak from the piping underneath dispensers 3 & 4 associated with Tank #2.
2. Subsection 4 of NRS 445C.380 states, “The Board may approve an operator to receive an additional allotment of not more than \$1,000,000 from the Fund for cleaning up discharged petroleum at the site of a storage tank if:
 - (a) The Division requires additional cleanup to occur in compliance with any of the requirements of the Division concerning the cleanup of discharged petroleum;
 - (b) The Board determines that:
 - (1) The operator is in compliance with any requirements of the Division concerning the cleanup of discharged petroleum;
 - (2) The operator has obtained approval from the Division for a plan and a schedule to clean up the discharged petroleum;
 - (3) Except as otherwise provided in subparagraph (4), the operator is not liable pursuant to subsection 1 of NRS 445C.390;
 - (4) If the operator is liable pursuant to subsection 1 of NRS 445C.390, the operator has complied with subsection 2 of NRS 445C.390;
 - (5) The facility where the storage tank is located has complied with the applicable provisions of NRS 459.800 to 459.856, inclusive, for the immediately preceding 3 years; and
 - (6) The operator has not received money for damages pursuant to subsection 1 before July 1, 2021; and
 - (c) The amount paid to the operator pursuant to subsection 1 for cleaning up the storage tank has been exhausted.”
3. On April 5, 2023 the case officer concurred with termination of remediation and commencement of post-remediation monitoring.
4. The Nevada Division of Environmental Protection (NDEP) made a preliminary decision to close the case and requested that all monitoring wells be abandoned per Nevada Division of Water Resources regulations and conduct all other site restoration activities on January 9, 2024. A copy of the letter is included in Appendix B.
5. On March 11, 2024 this case was issued a No Further Action Determination. The March 11, 2024 No Further Action Determination document is included Appendix C.
6. On April 15, 2024, the operator submitted a request for an additional allotment of funding, in accordance with Policy Resolution 2023-01, which addressed each item listed in statute. The request is provided in Appendix D.

7. Claim #80684 was approved via direct payment for this Board meeting, which exhausted all available cleanup funding for the case.
8. Subsection 6 of NRS 445C.380 states, “If the Board approves an additional allotment for cleaning up discharged petroleum at the site of a storage tank pursuant to subsection 4 or 5, for each such allotment... (c) Any operator not described in paragraph (a) or (b) shall pay an amount equal to 10 percent of the allotment for the costs of cleaning up discharged petroleum at the site of the storage tank..”
9. Based on a review of documentation provided with the request for an additional allotment of cleanup funding, staff recommend that the subject facility receive the additional allotment.
10. The Board may approve an operator to receive an additional allotment of not more than \$1,000,000.

THEREFORE, BE IT RESOLVED THAT:

1. The Division requires additional cleanup and closure activities be performed to further address the storage tank release at this site.
2. The operator is in compliance with the requirements of the Division concerning the cleanup of discharged petroleum.
3. The operator has obtained approval from the Division for a plan and a schedule to clean up the discharged petroleum.
4. The operator is not liable pursuant to NRS 445C.390.
5. The facility has complied with applicable provisions of NRS 459.800 to 459.856, inclusive.
6. The operator has not received money for damages pursuant to NRS 445C.380(1) before July 1, 2021.
7. The amounts paid to the operator from the Fund for cleaning up discharged petroleum at the site have been exhausted.
8. The Board grants additional funding to Speedee Mart #108, Fund Case ID No. 2014000033 in the amount of \$900,000.00. This represents \$1,000,000.00 in coverage with a 10% copayment.

I, Maureen Tappan, Chair, do hereby certify that the foregoing is a full, true, and correct copy of a Site Specific Board Determination adopted by the Nevada State Board to Review Claims on June 13, 2024.

Maureen Tappan, Chair
State Board to Review Claims

APPENDIX A

Board Policy Resolution 2023-01

Establishes Criteria the Nevada Board to Review Claims will Review when Considering Approval of Additional Allotments for Cleaning up Discharges of Petroleum from Storage Tanks

STATE BOARD TO REVIEW CLAIMS
MEETING OF SEPTEMBER 14, 2023

Video conferenced from Carson City and Las Vegas, Nevada

SUBJECT: Policy Resolution No. 2023-01 Establishes criteria the Nevada Board to Review Claims (Board) will review when considering approval of additional funding allotments for cleaning up discharges of petroleum from storage tanks.

DISCUSSION: Nevada Revised Statute (NRS) 445C.380, subsections 4 through 6, allows the Board to approve additional allotments of cleanup money from the Fund for Cleaning Up Discharges of Petroleum (Fund) to an operator that has exhausted initial coverage provided in accordance with subsection 1 of NRS 445C.380. This resolution describes documentation to be included with an operator's request for an additional funding allotment, which will allow the Board to determine whether the requirements listed under subsections 4 through 6 of NRS 445C.380 have been met. The criteria established in this resolution will also create a consistent screening process for Fund staff prior to presenting a Site-Specific Board Determination (SSBD) for Board consideration and approval. The SSBD will include an attachment of the funding request and the documentation specified in this resolution.

RECOMMENDATION: **Adoption** of Policy Resolution No. 2023-01, as proposed.

STATE BOARD TO REVIEW CLAIMS
RESOLUTION No. 2023-01

Resolution Establishing Criteria Necessary to Approve Additional Allotments of
Cleanup Funding for Releases of Petroleum from Storage Tanks
Pursuant to Subsections 4 through 6 of NRS 445C.380

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

1. Subsection 4 of NRS 445C.380 states "The Board may approve an operator to receive an additional allotment of not more than \$1,000,000 from the Fund for cleaning up discharged petroleum at the site of a storage tank if:
 - (a) The Division requires additional cleanup to occur in compliance with any of the requirements of the Division concerning the cleanup of discharged petroleum.
 - (b) The Board determines that:
 - (1) The operator is in compliance with any requirements of the Division concerning the cleanup of discharged petroleum.
 - (2) The operator has obtained approval from the Division for a plan and a schedule to clean up the discharged petroleum.
 - (3) Except as otherwise provided in subparagraph (4), the operator is not liable pursuant to subsection 1 of NRS 445C.390.
 - (4) If the operator is liable pursuant to subsection 1 of NRS 445C.390, the operator has complied with subsection 2 of NRS 445C.390.
 - (5) The facility where the storage tank is located has complied with the applicable provisions of NRS 459.800 to 459.856, inclusive, for the immediately preceding 3 years; and
 - (6) The operator has not received money for damages pursuant to subsection 1 before July 1, 2021; and
 - (c) The amount paid to the operator pursuant to subsection 1 for cleaning up the storage tank has been exhausted."
2. Subsection 5 of NRS 445C.380 states "In addition to an allotment made pursuant to subsection 4, the Board may approve an operator to receive one or more additional allotments of not more than \$1,000,000 per allotment from the Fund for cleaning up discharged petroleum at the site of a storage tank if:
 - (a) The Division requires additional cleanup pursuant to paragraph (a) of subsection 4.
 - (b) The Board determines that the conditions in paragraph (b) of subsection 4 are met; and
 - (c) The amounts paid to the operator from the Fund for cleaning up discharged petroleum at the site of the storage tank have been exhausted."
3. Subsection 6 of NRS 445C.380 states "If the Board approves an additional allotment for cleaning up discharged petroleum at the site of a storage tank pursuant to subsection 4 or 5, for each such allotment:
 - (a) An operator which is an agency, department, division or political subdivision of the State shall pay an amount equal to 10 percent or \$10,000, whichever is less, of the allotment for the costs of cleaning up discharged petroleum at the site of the storage tank.

- (b) An operator which is a small business shall pay an amount equal to 5 percent of the allotment for the costs of cleaning up discharged petroleum at the site of the storage tank.
 - (c) Any operator not described in paragraph (a) or (b) shall pay an amount equal to 10 percent of the allotment for the costs of cleaning up discharged petroleum at the site of the storage tank."
- 4. A request from the operator or their representative is required for the Board's consideration. The request must include supporting information addressing each of the items listed in subsections 4 or 5 of NRS 445C.380 to allow the Board to determine eligibility of additional funding.
- 5. The operator must provide the Board with a plan, schedule, and cost estimate for remaining assessment, cleanup, and closure activities for the site. Any costs proposed with the plan and schedule are an estimate and do not supersede, nor replace the cost control mechanisms established by the Board through regulation or resolution.
- 6. Exhaustion of cleanup funding or denial of an additional allotment of money from the Fund does not relieve the operator of their responsibility to continue cleanup of the site in accordance with requirements of the Division.

THEREFORE, BE IT RESOLVED THAT:

1. An operator seeking approval from the Board for an additional allotment of cleanup funding must first submit the request to the Division's Fund staff. The request shall list each statute identified in Items 2 through 6 below with a brief description explaining how the statute has been met or is not applicable for Board consideration. Supporting documentation shall also be included with the request.

The request must be made by the operator's authorized representative (claimant) or the operator's certified environmental manager (CEM) on behalf of the claimant. If a CEM submits the request, it must include the following statement with the claimant's signature indicating approval:

I have reviewed this request, which is being submitted in accordance with NRS 445C.380, for an additional allotment of funding from the Fund for Cleaning Up Discharges of Petroleum to continue assessment, cleanup, and/or site closure activities. I agree with the statements and documentation provided within this request. I further understand that I will continue to be responsible for site cleanup and any future proposed costs not recommended for reimbursement by the Fund.

2. The operator shall provide documentation demonstrating the Division requires additional assessment, cleanup, and/or closure activities be continued at the site (NRS 445C.380(4)(a)).

3. The operator must obtain a statement of concurrence from the Division cleanup case officer indicating the operator of the site is compliant with required assessment and cleanup directives (NRS 445C.380(4)(b)(1)).
4. The operator's request for an additional allotment of cleanup funding shall include a Division-approved plan, schedule, and cost estimate that consists of the following (NRS 445C.380(4)(b)(2)):
 - (a) Aggressive, but realistic, deadlines for work plan submittals and initiation or continuation of corrective action and closure activities.
 - (b) Full-scale free product recovery, if applicable.
 - (c) Delineation and removal of petroleum hydrocarbon sources via excavation, to the extent practicable. If excavation of petroleum hydrocarbon sources is not practicable, the plan must identify an alternative approach to delineate and remediate the petroleum hydrocarbon source or determine why it's not a risk to human health and the environment.
 - (d) Pilot testing and operation of an engineered treatment system or optimization of an existing treatment system subject to Division design review to effectively remove contaminant mass.
 - (e) Outline how operation, monitoring, and maintenance of the remediation system will be conducted and reported to ensure the effectiveness of the remediation efforts.
 - (f) Discussion of site closure goals and estimated timeline to obtain a no further action determination in accordance with Division requirements (groundwater exemption closure should be considered and included in the discussion).
 - (g) Periodic review with the Division cleanup case officer to ensure the plan and schedule remains viable (semiannual reviews recommended).
 - (h) A statement that changes in site conditions will be addressed via an updated/revised plan and schedule when required by the Division.
 - (i) Any additional information requested by the Division or Board.

Failure to comply with the Division-approved plan and schedule may result in reduction of coverage, a hold on processing claim payments, and/or denial of future requests from an operator for additional allotments of cleanup funding by the Board.

5. If a new release is discovered and the operator is liable pursuant NRS 445C.390, the operator must demonstrate compliance with all applicable federal and state requirements prior to requesting an additional allotment of cleanup funding (NRS 445C.380(4)(b)(3) and (4)).
6. If storage tanks remain in operation at the facility, it must be demonstrated that the storage tanks have been in compliance or have complied with storage tank requirements for the past 3 years (NRS 445C.380(4)(b)(5)).

At a minimum, a statement of significant operational compliance from the storage tank program or compliance letters indicating no violations were found and/or instances of noncompliance have been addressed to the satisfaction of the storage tank program must be provided. Additionally, an operator seeking approval of an additional allotment of cleanup funding and who is responsible for the operation of active storage tanks at the site,

shall provide documentation that the employees responsible for activities related to the on-site storage tank system(s) are properly trained to maintain compliance with, but not limited to, periodic inspections, release detection, release reporting, and release response. Required Class A, B, and C operator training certificates may be used to demonstrate employee compliance training.

7. When a request is received for an additional allotment of cleanup funding, Fund staff will conduct a comprehensive review of the case file to determine whether the operator has previously received money for damages pursuant to subsection 1 of NRS 445C.380. If it is discovered the operator has been paid by the Fund for third party damages, that operator is not eligible to receive an additional allotment, and the request will not be placed before the Board for review (NRS 445C.380(4)(b)(6)).
8. Existing site cleanup funding provided under subsections 1 and 4 of NRS 445C.380 must be exhausted prior to an operator being eligible to request an additional funding allotment (NRS 445C.380(4)(c) and NRS 445C.380(5)(c)). The operator may request an additional funding allotment during the same meeting a pending claim will exhaust current cleanup funding if the claim is approved for payment by the Board. If site cleanup funding is exhausted between scheduled Board meetings, an operator may request an additional allotment of cleanup funding during the next scheduled meeting.
9. If a request for an additional allotment of cleanup funding appears to meet Division requirements, the Executive Secretary to the Board will add a Site-Specific Board Determination (SSBD) action item to the next scheduled meeting agenda. The SSBD will include a recommendation to approve the additional allotment. The Board will have final approval authority to determine whether the operator has addressed the requirements of subsection 4 or subsection 5 of NRS 445C.380. The Board reserves the right to adjust the staff recommendation based upon the facts of the case.
10. If the operator was previously awarded Fund coverage with a reduction due to noncompliance at the time of release discovery, the coverage reduction will be maintained for the additional allotment unless the operator pursues a reconsideration of the coverage reduction. The reconsideration must be evaluated by the Board at a meeting prior to or at the same time the operator is requesting an additional allotment of cleanup funding.
11. If the Board approves additional allotments of cleanup funding pursuant to subsection 4 or subsection 5 of NRS 445C.380, the operator will be responsible for payment of the allocation (copayment) outlined by subsection 6 of NRS 445C.380.

I, Maureen Tappan, Chair, do hereby certify that the foregoing is a full, true, and correct copy of a Resolution adopted by the Nevada State Board to Review Claims on September 14, 2023.



Maureen Tappan, Chair
Nevada Board to Review Claims

APPENDIX B

Preliminary Decision to Close Open Case Letter from Remediation Case Officer



NEVADA DIVISION OF
**ENVIRONMENTAL
PROTECTION**

STATE OF NEVADA
Department of Conservation & Natural Resources

Joe Lombardo, *Governor*
James A. Settelmeyer, *Director*
Jennifer L. Carr, *Administrator*

January 9, 2024

Mr. Brad Emery
c/o Speedee Mart, Inc.
1188 Wigwam Parkway
Henderson, NV 89074

Subject: **Preliminary Decision to Close Open Case;
Request to Plug and Abandon All Site-related Monitoring Wells and
Conduct Other Necessary Site Restoration Activities.**

Facility: Speedee Mart #108 (Former)
4701 West Lake Mead Boulevard
Las Vegas, Nevada 89108

Assessor's Parcel No.: 139-19-301-001
Spill Report No.: 140623-02
Facility ID: 8-001779
Petroleum Fund No.: 2014000033

Dear Brad Emery:

The Nevada Division of Environmental Protection (NDEP) has reviewed the January 3, 2024, *Fourth Quarter Status Report for 2023 Groundwater and No Further Action Request* (Report) prepared by Keith Stewart, Certified Environmental Manager (CEM) of Stewart Environmental, Inc. on behalf of Speedee Mart, Inc. for the referenced facility (Site).

The January 3, 2024, Report summarizes activities conducted to satisfy Nevada Administrative Code (NAC) 445A.22725(1). No further action is requested regarding the release of benzene and methyl tert-butyl ether (MTBE) from the underground storage tank system at the Site. Concentrations of benzene and MTBE in all monitoring wells have been below the Maximum Contaminant Limits and Nevada State Action Limits (5 and 20 micrograms per liter, respectively) for more than four quarters.

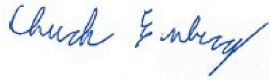
Following review of the referenced report and case file, the NDEP has made a preliminary decision to close the open leaking underground storage tank case 8-001779. As such, Speedee Mart, Inc. is requested to conduct the following activities within 90 days of the date of this letter to enable development and distribution of a no further action (NFA) letter:

- **Properly plug and abandon all site-related monitoring and remediation wells per Nevada Division of Water Resources (NDWR) regulations (NAC 534);**
- **Provide the undersigned case officer with copies of the certificates of abandonment (abandonment logs) filed with the NDWR;**
- **Cancel all applicable permits issued to the facility owner/operator or CEM with each respective appointing authority; and**
- **Conduct other site restoration activities, as needed.**

The NDEP will issue a NFA letter upon completion of the above activities. The well abandonment logs are due by **April 9, 2024**. NDEP requests all report documents be submitted in digital portable document format (pdf) via email, upload to a file transfer protocol (ftp) site, or link to an online document site. Please be advised that NDEP has a 100-megabyte limit for email attachments.

If you have any questions or need further assistance, please contact me at 702-668-3918 or cenberg@ndep.nv.gov.

Sincerely,



Chuck Enberg
Environmental Scientist
Bureau of Corrective Actions, NDEP

ec Terrible Herbst, Environmental Team, envicompliance@terribles.com
Ben Scott, Terrible Herbst, bscott@terribles.com
Benjamin Moan, Professional Engineering Specialist, P.E., bmoan@ndep.nv.gov
Brian Northam, Environmental Health Supervisor, Environmental Compliance Section, Southern Nevada Health District, northam@SNHD.org
Bruno Stephani, Southern Nevada Health District, stephani@snhd.org
Carlito Rayos, Hazmat Coordinator, Clark County Office of Emergency Management, Carlito.Rayos@ClarkCountyNV.gov
Carolyn Levering, Emergency Manager, City of Las Vegas, Office of Emergency Management, oem@LasVegasNevada.gov
Chad Walling, Nevada Division of Water Resources, Well Drilling and Adjudications Section, cwalling@water.nv.gov
Clark County Emergency Management, OEM@clarkcountynv.gov
James Prieur, Senior Hydrologist, Las Vegas Valley Water District, Operations Department, prieurj@snwa.com
Jeff Collins, Chief, NDEP Bureau of Corrective Actions, jrcollins@ndep.nv.gov
John Guillory, P.E., Supervising Engineer, State of Nevada, D.C.N.R., Division of Water Resources, 400 Shadow Lane, Suite 201, Las Vegas, NV 89106, jguillory@water.nv.gov
John Solvie, Planning Manager, Water Quality, Clark County Water Quality Reclamation District, jsolvie@cleanwaterteam.com
Jonathan McRae, UST/LUST Supervisor, jmcrac@ndep.nv.gov
Joseph R. Leedy, Principal Planner, Water Quality, Clark County Water Quality Reclamation District, jleedy@cleanwaterteam.com
Keith Stewart, Stewart Environmental, Inc., 10300 West Charleston Boulevard, Suite 13-B32, Las Vegas, NV 89135, StewEnvir@aol.com
Linly Hazlett, Southern Nevada Health District, hazlett@snhd.org
Lynn M. Cintron, Sr. Administrative Assistant, Environmental Compliance Section, Southern Nevada Health District, Cintron@SNHD.org
Michael Mazziotta, Remediation & LUST Supervisor, Las Vegas Office, mmazziotta@ndep.nv.gov
Mike Cabble, NDEP, Petroleum Fund Supervisor, mcabble@ndep.nv.gov
Scott Smale, DoD and Remediation Branch Supervisor, ssmale@ndep.nv.gov
Sherri McMahan, Environmental Officer, City of Las Vegas Public Works / Engineering Planning, smcmahan@lasvegasnevada.gov
Todd Tietjen, Regional Water Quality Program Manager, Southern Nevada Water Authority, todd.tietjen@snwa.com
William Thompson, Environmental Health Supervisor Environmental Compliance Section, Southern Nevada Health District,

thompsonw@snhd.org

cc LXT4, LLC, 2912 Stanhope Drive, San Jose, CA 95121-1743

St. Lawrence Trust, 900 South Las Vegas Boulevard, Suite 810, Las Vegas, NV 89101

APPENDIX C

No Further Action Determination for Gasoline Release from Underground Storage Tank System



NEVADA DIVISION OF
**ENVIRONMENTAL
PROTECTION**

STATE OF NEVADA
Department of Conservation & Natural Resources
Joe Lombardo, *Governor*
James A. Settelmeyer, *Director*
Jennifer L. Carr, *Administrator*

March 11, 2024

Mr. Brad Emery
Speedee Mart, Inc.
1188 Wigwam Parkway
Henderson, NV 89074

**Subject: No Further Action Determination for Gasoline Release from the
Underground Storage Tank System**

Facility: Speedee Mart #108 (Former)
4701 West Lake Mead Boulevard
Las Vegas, Nevada 89108

Assessor's Parcel No.: 139-19-301-001
Spill Report No.: 140623-02
Facility ID: 8-001779
Petroleum Fund No.: 2014000033

Dear Mr. Brad Emery:

The Nevada Division of Environmental Protection (NDEP) has reviewed the *Site Restoration and Well Decommission Documentation* (Report) prepared by Keith Stewart, Certified Environmental Manager (CEM) of Stewart Environmental, Inc. on behalf of Speedee Mart, Inc. This letter provides a no further action determination for a gasoline release from a faulty fitting on the piping from the mid-grade underground storage tank at the above-referenced facility and applies to other places contaminants related to this release have come to be located (NAC 445A.3452).

The March 5, 2024, Report contains documentation of the proper plugging and abandonment of all site-related monitoring and remediation wells per Nevada Division of Water Resources (NDWR) regulations (NAC 534).

The NDEP has reviewed information contained in the Leaking Underground Storage Tank (LUST) file that has been provided by Speedee Mart, Inc. and Keith Stewart, CEM. Based on this review, no gasoline constituents remain above State Action Levels (SALs) and/or US Environmental Protection Agency Maximum Contaminant Levels (MCLs) in groundwater; therefore, NDEP has determined that no further assessment or remediation is required to be protective of human health and the environment [NAC 445A.22725 (1)].

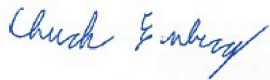
NDEP may re-evaluate this decision if conditions at the site change or if new or previously unidentified

Mr. Brad Emery
Speedee Mart #108 (Former)/Facility I.D. 8-001779
No Further Action Determination
March 11, 2024

information becomes available that: 1) alters the results of the site evaluation; and 2) demonstrates a potential detrimental impact on human health or the environment.

If you have any questions or concerns regarding this letter, please contact the undersigned at 702-668-3918 or cenberg@ndep.nv.gov.

Sincerely,



Chuck Enberg
Environmental Scientist
Bureau of Corrective Actions, NDEP

cc Ben Scott, Terrible Herbst, bscott@terribles.com
Benjamin Moan, Professional Engineering Specialist, P.E., bmoan@ndep.nv.gov
Bruno Stephani, Southern Nevada Health District, stephani@snhd.org
Carolyn Levering, Emergency Manager, City of Las Vegas, Office of Emergency Management, oem@LasVegasNevada.gov
Chad Walling, Nevada Division of Water Resources, Well Drilling and Adjudications Section, cwalling@water.nv.gov
Clark County Emergency Management, OEM@clarkcountynv.gov
Gary Stevenson, Clark County Hazmat Coordinator, garys@clarkcountynv.gov
James Prieur, Senior Hydrologist, Las Vegas Valley Water District, Operations Department, prieurj@snwa.com
Jeff Collins, Chief, NDEP Bureau of Corrective Actions, jrcollins@ndep.nv.gov
Jeremy Westmark, The Westmark Group, jwestmark@westmarkgroup.net
John Guillory, P.E., Supervising Engineer, State of Nevada, D.C.N.R., Division of Water Resources, 400 Shadow Lane, Suite 201, Las Vegas, NV 89106, jguillory@water.nv.gov
John Solvie, Planning Manager, Water Quality, Clark County Water Quality Reclamation District, jsolvie@cleanwaterteam.com
Jonathan McRae, UST/LUST Supervisor, jmcrac@ndep.nv.gov
Joseph R. Leedy, Principal Planner, Water Quality, Clark County Water Quality Reclamation District, jleedy@cleanwaterteam.com
Keith Stewart, Stewart Environmental, Inc., 10300 West Charleston Boulevard, Suite 13-B32, Las Vegas, NV 89135, StewEnvir@aol.com
Linly Hazlett, Southern Nevada Health District, hazlett@snhd.org
Lynn M. Cintron, Sr. Administrative Assistant, Environmental Compliance Section, Southern Nevada Health District, Cintron@SNHD.org
Megan Slayden, Bureau of Corrective Actions, Petroleum Fund Supervisor, m.slayden@ndep.nv.gov
Michael Mazziotta, Remediation & LUST Supervisor, Las Vegas Office, mmazziotta@ndep.nv.gov
Scott Smale, DoD and Remediation Branch Supervisor, ssmale@ndep.nv.gov
Sherri McMahon, Environmental Officer, City of Las Vegas Public Works / Engineering Planning, smcmahon@lasvegasnevada.gov
Terrible Herbst, Environmental Team, envcompliance@terribles.com
Todd Tietjen, Regional Water Quality Program Manager, Southern Nevada Water Authority, todd.tietjen@snwa.com
William Thompson, Environmental Health Supervisor Environmental Compliance Section, Southern Nevada Health District, thompsonw@snhd.org
cc LXT4, LLC, 2912 Stanhope Drive, San Jose, CA 95121-1743
St. Lawrence Trust, 900 South Las Vegas Boulevard, Suite 810, Las Vegas, NV 89101

APPENDIX D

Request from Operator for an Additional Allotment of Funding for Cleanup



STEWART ENVIRONMENTAL, INC.

April 15, 2024
File No.: 14-511.19

Ms. Megan Slayden, Supervisor
Bureau of Corrective Actions
Petroleum Fund Branch
Nevada Division of Environmental Protection
901 South Stewart Street, Suite 4001
Carson City, Nevada 89701

Reference: Request For Additional Allotment of Fund Cleanup Money
Speedee Mart #108 Convenience Store (former)
Current Terrible Herbst #377
4701 West Lake Mead Boulevard
Las Vegas, Nevada
Facility ID #8-001779
Case #2014000033

Dear Ms. Slayden:

Stewart Environmental, Inc. (SEI), is providing this revised request to the Nevada Division of Environmental Protection (NDEP) for an additional allotment of cleanup money from the Fund for Cleaning Up Discharges of Petroleum (Fund). This request is for Speedee Mart #108 located at 4701 West Lake Mead Blvd., in Las Vegas, Nevada. The claimant Speedee Mart #108 has exhausted the initial coverage amount of \$900,000, and will require an additional \$48,179.67 for costs associated to properly abandon the remedial system and the groundwater monitor and remedial wells.

The gasoline release from the Former Speedee Mart #108 facility impacted shallow soil and groundwater beneath the property that extended to the east portion of the property. The site was located approximately 200 feet south and side-gradient of a municipal water production well that required the NDEP to request remediation until a clean closure was achieved. Remedial activities were performed from May 2017 until February of 2023. The NDEP issued a No Further Action Determination (NFA) for the site on March 11, 2024, see Attachment A.

The initial \$900,000 coverage amount has been exhausted, and additional funds will be needed to approve the final claim. SEI is presenting the following request to the NDEP and the Fund Board for approval at the June of 2024 Fund Board Meeting.

Nevada Revised Statute (NRS) 445C.380

1. Subsection 4 of NRS 445C.380 states "The Board may approve an operator to receive an additional allotment of not more than \$1,000,000 from the Fund for cleaning up discharged petroleum at the site of a storage tank if:

(a) The Division requires additional cleanup to occur in compliance with any of the requirements of the Division concerning the cleanup of discharged petroleum.

10300 West Charleston Boulevard, Suite 13-B32 / Las Vegas, Nevada 89135-1037
Telephone: (702)254-6731 / Fax: (702)254-6446
Email Address: StewEnvir@aol.com

- (b) The Board determines that:
 - (1) The operator is in compliance with any requirements of the Division concerning the cleanup of discharged petroleum.
 - (2) The operator has obtained approval from the Division for a plan and a schedule to clean up the discharged petroleum.
 - (3) Except as otherwise provided in subparagraph (4), the operator is not liable pursuant to subsection 1 of NRS 445C.390.
 - (4) If the operator is liable pursuant to subsection 1 of NRS 445C.390, the operator has complied with subsection 2 of NRS 445C.390.
 - (5) The facility where the storage tank is located has complied with the applicable provisions of NRS 459.800 to 459.856, inclusive for the immediately preceding 3 years; and
 - (6) The operator has not received money for damages pursuant to subsection 1 before July 1, 2021; and
- (c) The amount paid to the operator pursuant to subsection 1 for cleaning up the storage tank has been exhausted."

2. Subsection 5 of NRS 445C.380 states "In addition to an allotment made pursuant to subsection 4, the Board may approve an operator to receive one or more additional allotments of not more than \$1,000,000 per allotment from the Fund for cleaning up discharged petroleum at the site of a storage tank if:

- (a) The Division requires additional cleanup pursuant to paragraph (a) of subsection 4.
- (b) The Board determines that the conditions in paragraph (b) of subsection 4 are met; and
- (c) The amounts paid to the operator from the Fund for cleaning up discharged petroleum at the site of the storage tank have been exhausted."

3. Subsection 6 of NRS 445C.380 states "If the Board approves an additional allotment for cleaning up discharged petroleum at the site of a storage tank pursuant to subsection 4 or 5, for each such allotment:

- (a) An operator which is an agency, department, division or political subdivision of the State shall pay an amount equal to 10 percent or \$10,000, whichever is less, of the allotment for the costs of cleaning up discharged petroleum at the site of the storage tank.
- (b) An operator which is a small business shall pay an amount equal to 5 percent of the allotment for the costs of cleaning up discharged petroleum at the site of the storage tank.
- (c) Any operator not described in paragraph (a) or (b) shall pay an amount equal to 10 percent of the allotment for the costs of cleaning up discharged petroleum at the site of the storage tank."

4. A request from the operator or their representative is required for the Board's consideration. The request must include supporting information addressing each of the items listed in subsections 4 or 5 of NRS 445C.380 to allow the Board to determine eligibility of additional funding.

5. The operator must provide the Board with a plan, schedule, and cost estimate for remaining assessment, cleanup, and closure activities for the site. Any costs proposed with the plan and schedule are an estimate and do not supersede, nor replace the cost control mechanisms established by the Board through regulations or resolution.

6. Exhaustion of cleanup funding or denial of an additional allotment of money from the Fund does not relieve the operator of their responsibility to continue cleanup of the site in accordance with requirements of the Division.

The Following are requirements of NRS 445C.380 for review and approval by the Fund Staff and the State Fund Board:

1. An operator must first submit the request for approval from the Board for an additional allotment of

- (e) Pilot testing and operation of an engineered treatment system or optimization of an existing treatment system subject to Division design review to effectively remove contaminant mass.

SEI Response: SEI and the NDEP worked together on the design of a very efficient and innovative soil and groundwater remedial system that includes a groundwater air sparge system utilizing a rotary air blower and a computer timing system, and a soil vacuum blower and remedial system. The remedial system began operation in May of 2017 and reduced the groundwater contaminant concentrations to below NDEP Action Levels by February of 2023.

- (f) Outline how operation, monitoring, and maintenance of the remediation system will be conducted and reported to ensure the effectiveness of the remediation efforts.

SEI Response: The remediation is completed.

- (g) Discussion on site closure goals and estimated timeline to obtain a no further determination in accordance with Division requirements (groundwater exemption closure should be considered and included in the discussion).

SEI Response: The NDEP issued the NFA on March 11, 2024.

- (h) Periodic review with the Division cleanup case officer to ensure the plan and schedule remains viable (semiannual reviews recommended).

SEI Response: The NDEP issued the NFA on March 11, 2024.

- (i) A statement that changes in site conditions will be addressed via an updated/revised plan and schedule when required by the Division.

SEI Response: The NDEP issued the NFA on March 11, 2024.

- (j) Any additional information requested by the Division or Board.

5. If a new release is discovered and the operator is liable pursuant NRS 445C.390, the operator must demonstrate compliance with all applicable federal and state requirements prior to requesting an additional allotment of cleanup funding.

SEI Response: Speedee Mart, LLC, is the claimant and has been since 2014. Speedee Mart, LLC, sold this store to Terrible Herbst in October of 2018, and as of that date, Speedee Mart, LLC, has no liability or responsibility if there is a new release at the facility. Speedee Mart, LLC, is the claimant for the current release, but does not own or operate the facility and has no responsibility for the facilities UST compliance or if a new release is discovered.

6. If active storage tanks remain in operation on site, the operator must be able to demonstrate the storage tanks were compliant with Division requirements the past 3 years. At a minimum, a statement of significant operational compliance from the storage tank program or compliance letters indicating no violations were found and/or instances of noncompliance have been addressed to the satisfaction of the storage tank program must be provided. Additionally, the operator shall provide documentation that the employee's responsible for activities related to the on-site storage tank system(s) are properly trained to maintain compliance with, but not limited to, periodic inspections, release detection, release reporting, and release response. Class A, B, and C operator training certificates required by regulation are acceptable.

Ms. Megan Slayden, Supervisor
April 15, 2024
Page Five

SEI Response: Active storage tanks remain in operation on site. However, as previously stated in this request, Speedee Mart, LLC, sold this store to Terrible Herbst in October of 2018. So Speedee Mart, LLC the claimant, is not the site owner or operator, and has no responsibility for the ongoing operation of the USTs after 2018. Based on this fact, Speedee Mart, LLC, cannot provide any information regarding the current site employees or their responsibilities. Since this station is still in operation, the Southern Nevada Health District (SNHD) and NDEP compliance inspections must have resulted in employee training compliance with current UST regulations.

SEI did request all UST related records from the SNHD for years 2021 through 2024, for proof of UST compliance for the last three years. These SNHD letters for 2021, 2022, and 2023 are included in Attachment B, and indicate full UST compliance. SEI was not provided the letter of compliance for the year 2024.

SEI requests the NDEP and the Fund Board to review and approve this request for additional funds to continue the clean up of this site. Please contact SEI and the undersigned if you have any questions regarding this letter or the response at (702) 254-6731 or stewenvir@aol.com.

"I hereby certify that I am responsible for the services described in this document and for the preparation of this document. The services described in this document have been provided in a manner consistent with the current standards of the profession and to the best of my knowledge comply with all applicable federal, state and local statutes, regulations and ordinances."

Sincerely,
STEWART ENVIRONMENTAL, INC.



Keith R. Stewart, C.E.M. #1111 (expires 10/5/24)
President

cc: Mr. Brad Emery, Speedee Mart, Inc.
Mr. Chuck Enberg, NDEP

Enclosures

Attachment A: NDEP Concurrence Letters
Attachment B: SNHD UST Compliance Letters

ATTACHMENT A
NDEP CONCURRENCE LETTERS



NEVADA DIVISION OF
**ENVIRONMENTAL
PROTECTION**

STATE OF NEVADA
Department of Conservation & Natural Resources
Joe Lombardo, *Governor*
James A. Settelmeyer, *Director*
Jennifer L. Carr, *Administrator*

March 11, 2024

Mr. Brad Emery
Speedee Mart, Inc.
1188 Wigwam Parkway
Henderson, NV 89074

**Subject: No Further Action Determination for Gasoline Release from the
Underground Storage Tank System**

Facility: Speedee Mart #108 (Former)
4701 West Lake Mead Boulevard
Las Vegas, Nevada 89108

Assessor's Parcel No.: 139-19-301-001
Spill Report No.: 140623-02
Facility ID: 8-001779
Petroleum Fund No.: 2014000033

Dear Mr. Brad Emery:

The Nevada Division of Environmental Protection (NDEP) has reviewed the *Site Restoration and Well Decommission Documentation* (Report) prepared by Keith Stewart, Certified Environmental Manager (CEM) of Stewart Environmental, Inc. on behalf of Speedee Mart, Inc. This letter provides a no further action determination for a gasoline release from a faulty fitting on the piping from the mid-grade underground storage tank at the above-referenced facility and applies to other places contaminants related to this release have come to be located (NAC 445A.3452).

The March 5, 2024, Report contains documentation of the proper plugging and abandonment of all site-related monitoring and remediation wells per Nevada Division of Water Resources (NDWR) regulations (NAC 534).

The NDEP has reviewed information contained in the Leaking Underground Storage Tank (LUST) file that has been provided by Speedee Mart, Inc. and Keith Stewart, CEM. Based on this review, no gasoline constituents remain above State Action Levels (SALs) and/or US Environmental Protection Agency Maximum Contaminant Levels (MCLs) in groundwater; therefore, NDEP has determined that no further assessment or remediation is required to be protective of human health and the environment [NAC 445A.22725 (1)].

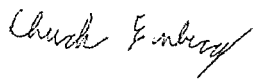
NDEP may re-evaluate this decision if conditions at the site change or if new or previously unidentified

Mr. Brad Emery
Speedee Mart #108 (Former)/Facility I.D. 8-001779
No Further Action Determination
March 11, 2024

information becomes available that: 1) alters the results of the site evaluation; and 2) demonstrates a potential detrimental impact on human health or the environment.

If you have any questions or concerns regarding this letter, please contact the undersigned at 702-668-3918 or cenberg@ndep.nv.gov.

Sincerely,



Chuck Enberg
Environmental Scientist
Bureau of Corrective Actions, NDEP

cc Ben Scott, Terrible Herbst, bscott@terribles.com

Benjamin Moan, Professional Engineering Specialist, P.E., bmooan@ndep.nv.gov

Bruno Stephani, Southern Nevada Health District, stephani@snhd.org

Carolyn Levering, Emergency Manager, City of Las Vegas, Office of Emergency Management, ocem@LasVegasNevada.gov

Chad Walling, Nevada Division of Water Resources, Well Drilling and Adjudications Section, cwalling@water.nv.gov

Clark County Emergency Management, OEM@clarkcountynv.gov

Gary Stevenson, Clark County Hazmat Coordinator, garys@clarkcountynv.gov

James Prieur, Senior Hydrologist, Las Vegas Valley Water District, Operations Department, prieurj@snwa.com

Jeff Collins, Chief, NDEP Bureau of Corrective Actions, jrcollins@ndep.nv.gov

Jeremy Westmark, The Westmark Group, jwestmark@westmarkgroup.net

John Guillory, P.E., Supervising Engineer, State of Nevada, D.C.N.R., Division of Water Resources, 400 Shadow Lane, Suite 201, Las Vegas, NV 89106, jguillory@water.nv.gov

John Solvie, Planning Manager, Water Quality, Clark County Water Quality Reclamation District, jsolvie@cleanwaterteam.com

Jonathan McRae, UST/LUST Supervisor, jmcrac@ndep.nv.gov

Joseph R. Leedy, Principal Planner, Water Quality, Clark County Water Quality Reclamation District, jleedy@cleanwaterteam.com

Keith Stewart, Stewart Environmental, Inc., 10300 West Charleston Boulevard, Suite 13-B32, Las Vegas, NV 89135, StewEnvir@aol.com

Linly Hazlett, Southern Nevada Health District, hazlett@snhd.org

Lynn M. Cintron, Sr. Administrative Assistant, Environmental Compliance Section, Southern Nevada Health District, Cintron@SNHD.org

Megan Slayden, Bureau of Corrective Actions, Petroleum Fund Supervisor, m.slayden@ndep.nv.gov

Michael Mazziotta, Remediation & LUST Supervisor, Las Vegas Office, mmazziotta@ndep.nv.gov

Scott Smale, DoD and Remediation Branch Supervisor, ssmale@ndep.nv.gov

Sheri McMahon, Environmental Officer, City of Las Vegas Public Works / Engineering Planning, smcmahon@lasvegasnevada.gov

Terrible Herbst, Environmental Team, envicompliance@terribles.com

Todd Tietjen, Regional Water Quality Program Manager, Southern Nevada Water Authority, todd.tietjen@snwa.com

William Thompson, Environmental Health Supervisor Environmental Compliance Section, Southern Nevada Health District, thompsonw@snhd.org

cc LXT4, LLC, 2912 Stanhope Drive, San Jose, CA 95121-1743

St. Lawrence Trust, 900 South Las Vegas Boulevard, Suite 810, Las Vegas, NV 89101

RE: Speedee Mart Fund Case 2014000033

From: Charles Enberg (cenberg@ndep.nv.gov)

To: stewenvir@aol.com; m.slayden@ndep.nv.gov

Date: Wednesday, April 3, 2024 at 03:03 PM PDT

Megan,

As case officer for this Site, I support the allocation of additional funds for the site restoration and well abandonment coverage above the original \$900,000 Cap. This Site is located roughly two hundred feet side-gradient of a municipal water production well and therefore needed to be remediated until a clean closure was achieved. As of July 26, 2023, the Site was in compliance based on NDEP UST Compliance Records. If there is a form or you need a more detailed statement, I can provide this.

Thanks,

Chuck Enberg

Environmental Scientist III
Remediation & Leaking UST Branch, Bureau of Corrective Actions
Nevada Division of Environmental Protection
Department of Conservation and Natural Resources
375 E. Warm Springs Road, Suite 200
Las Vegas, NV 89119
cenberg@ndep.nv.gov
(O) 702-668-3918

From: stewenvir@aol.com <stewenvir@aol.com>

Sent: Wednesday, April 3, 2024 2:41 PM

To: Charles Enberg <cenberg@ndep.nv.gov>; Megan Slayden <m.slayden@ndep.nv.gov>

Subject: Speedee Mart Fund Case 2014000033

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

Good afternoon Chuck and Megan. We have completed the remediation and NDEP has issued the NFA for the Former Speedee Mart site at 4701 W. Lake Mead. This is fund case No. 2014000033. The final claim is approximately \$86,000 which includes the abandonment of 39 wells, the remedial system, the electrical, etc. This claim will put us \$48,179.67 over the \$900,000 cap. Obviously we are going to request the additional funding to recover this additional reimbursement. Chuck can you please provide a statement that you are in concurrence with this amount over the cap and that the funds were required for remedial system and site restoration and that the NFA has been issued. Megan I would like to talk with you on the phone about this briefly when you have time to figure out what our options are for claim submittal. We have already sent a request to SNHD to provide documentation on UST compliance for the last three years as this site is now a Terrible Herbst station. Thanks, Keith

Sincerely,

STEWART ENVIRONMENTAL, INC.

Keith R. Stewart

Keith Stewart

President

ATTACHMENT B
SNHD UST COMPLIANCE LETTERS



June 15, 2021

Robert Laszcik
Terrible Herbst #377
PO Box 93417
Las Vegas, NV 89193

RE: Underground Storage Tank Compliance Inspection for the Following Facility: Terrible Herbst #377
at 4701 W Lake Mead Blvd, Las Vegas, NV
Facility ID: 8-001779

Dear Owner/Operator:

Southern Nevada Health District (SNHD) has received the information requested subsequent to inspecting your facility (May 28, 2021). Based on the reviewed documentation, no further action is required at this time. You are reminded that you must continue to monitor your tanks and piping at least every 30 days and keep these records for at least 12 months. Additionally, your automatic line leak detectors will require annual testing.

NDEP recommends that 30-day monitoring be conducted at the beginning of each month. If an alarm or failed test is observed, you must immediately investigate the problem or contact your service company. **If neither you nor the service company is able to expeditiously (within 24 hrs.) resolve the monitoring system issues, you are required to contact the NDEP UST Program and report the failed test or fuel alarm as a suspected release.** NDEP personnel will discuss with you the proper course of action to take.

Please remember that having a failed test or system alarm does not mean you are out of compliance with UST regulations; the very function of leak detection equipment is to alert you to a possible problem with your UST system. **Neglecting to report or take immediate action to resolve the cause of alarms or test failures will result in your facility being out of compliance with federal regulation 40 CFR 280.50.** Records for any and all work/maintenance performed on your UST monitoring system must be maintained for at least one year.

Lastly, containment sumps and spill buckets are often overlooked during routine maintenance. Please inspect these areas (particularly after service, storm events, and/or delivery) for liquids and debris. If observed, promptly remove and properly dispose of liquid/debris accumulations.

Please forward a copy of this letter to on-site personnel responsible for UST system operations/maintenance.

If you have any questions regarding this matter, please contact me by email at porter@snhd.org or by telephone at (702)759-1397.

Sincerely,

A handwritten signature in black ink, appearing to read 'Aaron Porter', is written over a light blue horizontal line.

Aaron Porter
Environmental Health Specialist
Southern Nevada Health District

cc Brian Northam, Environmental Health Supervisor, Environmental Compliance Section, Southern Nevada Health District, 280 S. Decatur Blvd., Las Vegas, NV 89107, northam@SNHD.org
Lynn M. Cintron, Sr. Administrative Assistant, Environmental Compliance Section, Southern Nevada Health District, 280 S. Decatur Blvd., Las Vegas, NV 89107, Cintron@SNHD.org
Westest, , westestinc@gmail.com



June 22, 2022

Robert Laszcik
Terrible Herbst #377
PO Box 93417
Las Vegas, NV 89193

RE: Underground Storage Tank Compliance Inspection for the Following Facility: Terrible Herbst #377
at 4701 W Lake Mead Blvd, Las Vegas, NV
Facility ID: 8-001779

Dear Owner/Operator:

Southern Nevada Health District (SNHD) has received the information requested subsequent to inspecting your facility (April 22, 2022). Based on the reviewed documentation, no further action is required at this time. You are reminded that you must continue to monitor your tanks and piping at least every 30 days and keep these records for at least 12 months. Additionally, your automatic line leak detectors will require annual testing.

NDEP recommends that 30-day monitoring be conducted at the beginning of each month. If an alarm or failed test is observed, you must immediately investigate the problem or contact your service company. **If neither you nor the service company is able to expeditiously (within 24 hrs.) resolve the monitoring system issues, you are required to contact the NDEP UST Program and report the failed test or fuel alarm as a suspected release.** NDEP personnel will discuss with you the proper course of action to take.

Please remember that having a failed test or system alarm does not mean you are out of compliance with UST regulations; the very function of leak detection equipment is to alert you to a possible problem with your UST system. **Neglecting to report or take immediate action to resolve the cause of alarms or test failures will result in your facility being out of compliance with federal regulation 40 CFR 280.50.** Records for any and all work/maintenance performed on your UST monitoring system must be maintained for at least one year.

Lastly, containment sumps and spill buckets are often overlooked during routine maintenance. Please inspect these areas (particularly after service, storm events, and/or delivery) for liquids and debris. If observed, promptly remove and properly dispose of liquid/debris accumulations.

Please forward a copy of this letter to on-site personnel responsible for UST system operations/maintenance.

If you have any questions regarding this matter, please contact me by email at zinser@snhd.org or by telephone at (702)759-0657.

Sincerely,

A handwritten signature in black ink that reads 'Darren Zinser'.

Darren Zinser
Environmental Health Specialist
Southern Nevada Health District

cc Brian Northam, Environmental Health Supervisor, Environmental Compliance Section, Southern Nevada Health District, 280 S. Decatur Blvd., Las Vegas, NV 89107, northam@SNHD.org
Lynn M. Cintron, Sr. Administrative Assistant, Environmental Compliance Section, Southern Nevada Health District, 280 S. Decatur Blvd., Las Vegas, NV 89107, Cintron@SNHD.org
Westest, , westestinc@gmail.com



July 26, 2023

Ben Scott
Terrible Herbst #377
PO Box 93417
Las Vegas, NV 89193

RE: Underground Storage Tank Compliance Inspection for the Following Facility: Terrible Herbst #377
at 4701 W Lake Mead Blvd, Las Vegas, NV
Facility ID: 8-001779

Dear Owner/Operator:

Southern Nevada Health District (SNHD) has received the information requested subsequent to inspecting your facility (May 17, 2023). Based on the reviewed documentation, no further action is required at this time. You are reminded that you must continue to monitor your tanks and piping at least every 30 days and keep these records for at least 12 months. Additionally, your automatic line leak detectors will require annual testing.

NDEP recommends that 30-day monitoring be conducted at the beginning of each month. If an alarm or failed test is observed, you must immediately investigate the problem or contact your service company. **If neither you nor the service company is able to expeditiously (within 24 hrs.) resolve the monitoring system issues, you are required to contact the NDEP UST Program and report the failed test or fuel alarm as a suspected release.** NDEP personnel will discuss with you the proper course of action to take.

Please remember that having a failed test or system alarm does not mean you are out of compliance with UST regulations; the very function of leak detection equipment is to alert you to a possible problem with your UST system. **Neglecting to report or take immediate action to resolve the cause of alarms or test failures will result in your facility being out of compliance with federal regulation 40 CFR 280.50.** Records for any and all work/maintenance performed on your UST monitoring system must be maintained for at least one year.

Lastly, containment sumps and spill buckets are often overlooked during routine maintenance. Please inspect these areas (particularly after service, storm events, and/or delivery) for liquids and debris. If observed, promptly remove and properly dispose of liquid/debris accumulations.

Please forward a copy of this letter to on-site personnel responsible for UST system operations/maintenance.

If you have any questions regarding this matter, please contact me by email at holland@snhd.org or by telephone at (702)759-1397.

Sincerely,

A handwritten signature in black ink that reads "Myles Holland". The signature is written in a cursive style with a large, sweeping initial "M".

Myles Holland
Environmental Health Specialist
Southern Nevada Health District

cc Erik Anderson, andersone@snhd.org
Lynn M. Cintron, Sr. Administrative Assistant, Environmental Compliance Section, Southern Nevada Health District,
Cintron@SNHD.org
Westest, , westestinc@gmail.com
George Hittle, Dispatcher, 720 Susanna Way, Henderson, NV 89011, ghittle@ideconv.com
Tyler Walker, Dispatcher, 720 Susanna Way, Henderson, NV 89011, twalker@ideconv.com
Terrible Herbst, Environmental Compliance, envicompliance@terribles.com

Agenda Item 6:
Site Specific Board
Determination No.
C2024-02

STATE BOARD TO REVIEW CLAIMS

MEETING OF JUNE 13, 2024

Video conferenced in Carson City and Las Vegas, Nevada
Summary of Site Specific Board Determination No. C2024-02

SUBJECT: Proposed Site Specific Board Determination (SSBD) to provide reduced Petroleum Fund Coverage for Green Valley Grocery #58, Logandale, Nevada Facility ID No. 8-001067, Petroleum Fund Case ID No. 2024000008

DISCUSSION: The subject site owned by Midjit Market, Inc. and identified as Green Valley Grocery #58 is located at 3685 North Moapa Valley Boulevard, Logandale, Nevada and includes three underground storage tank (UST) systems. Two USTs containing gasoline and one UST containing diesel.

Due to a gasoline release associated with a UST #3 with a non-compliance issue, the Nevada Division of Environmental Protection (NDEP) recommends that the Board to Review Claims (Board) grant Petroleum Fund coverage with a 40% reduction. This recommendation is consistent with Board Policy Resolution No. 94-023 that addresses non-compliance issues and subsequent reductions in coverage for failure to comply with regulatory requirements. In this case, failure to comply with general requirements for notification of a suspected release.

RECOMMENDATION: **Adoption** of Site Specific Board Determination No. C2024-02, as proposed, granting coverage under the State of Nevada Petroleum Fund to Green Valley Grocery #58 for UST #3 and associated underground piping for \$540,000 which represents \$1,000,000 less a 40% reduction and 10% copayment.

STATE BOARD TO REVIEW CLAIMS

Site Specific Board Determination C2024-02

Site Specific Board Determination to Provide Reduced Petroleum Fund Coverage
for Green Valley Grocery #58, 3685 North Moapa Valley Boulevard, Logandale, Nevada
Petroleum Fund Case ID No. 2024000008
Facility ID No. 8-001067

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

1. Green Valley Grocery #58, owned by Midjit Market, Inc., located at 3685 North Moapa Valley Boulevard, Logandale, Nevada, has three underground storage tank (UST) systems. Two USTs containing gasoline and one UST containing diesel.
2. The coverage application identified the release occurred from UST #3, a 12,000-gallon tank containing gasoline due to a structural failure associated with the tank. The structural failure of UST #3 was confirmed by a failing tank tightness test performed on December 26, 2023 and discovery of light non-aqueous phase liquid (free product) during drilling activities on February 5, 2024. Currently, UST #3 remains in place, in temporary closure status and isolated from further refueling events.
3. The facility had failing monthly monitoring results for UST #3 from July 2023 through December 2023, indicating a suspected release in which the implementing agency was not notified.
4. Southern Nevada Health District (SNHD) conducted an inspection of the facility on August 24, 2023 and issued a Notice of Violation (NOV) 1 letter for failure to report a suspected release. On October 3, 2023, SNHD issued a NOV2 letter for the failure to report the suspected release. Then on November 21, 2023, SNHD issued a NOV3 letter for failure to report the suspected release.
5. Tank tightness tests were conducted on August 7, 2023, September 15, 2023 and November 30, 2023 resulting in passing results. Following each passing tank tightness test the monitoring system produced a "Fail" result from the continuous statistical leak detection (CSLD), which indicated a suspected release.
6. On December 26, 2023, a tank tightness test was performed due to the failing monthly monitoring results associated with UST #3. The tank system failed the precision tank tightness testing. A spill report (#231227-01) was called in on December 27, 2023 reporting a suspected release.
7. On December 29, 2023, all gasoline was removed from UST #3 and the tank was placed in temporary closure to prevent future deliveries.
8. On February 5, 2024 Broadbent & Associates, Inc. performed an Environmental Site Assessment (ESA) in the vicinity of the UST basin. Laboratory results from soil samples collected during the investigation indicated petroleum contamination had occurred that exceeded NDEP Soil Reportable Concentrations and impacted groundwater, confirming a release had occurred.
9. SNHD issued a letter stating that the facility was in compliance on February 6, 2024.
10. Title 40 of the Code of Federal Regulations (40 CFR) §280.50 Reporting of suspected releases, states: "Owners and operators of UST systems must report to the implementing agency within 24 hours, or another reasonable time period specified by the agency, and follow the procedures in 280.52 for any of the following conditions: (c) Monitoring results, including an investigation of an alarm, from a release detection method required under 280.41 and 280.42 that indicate a release may have occurred

unless: (1) The monitoring device is found to be defective, and is immediately repaired recalibrated, replaced, and additional monitoring does not confirm the initial result.” Additionally, 40 CFR 280.52 states, “...owners and operators must immediately investigate and confirm all suspected releases of regulated substances requiring reporting under 280.50 within 7 days.”

11. 40 CFR 280.34 (b) (7) requires, “owners and operators must maintain... documentation of compliance with release detection requirements.”
12. Board Policy Resolution No. 94-023 (Attachment A), states: “Non-compliance with certain regulations may not necessarily be proximate cause for a discharge... but may still result in increased costs for site remediation.” Resolution 94-023 also states, “When a determination of non-compliance is made, the staff of the Nevada Division of Environmental Protection will recommend to the Board that any reimbursement awarded be reduced in accordance with the Reimbursement Reduction Schedule specified in Attachment A.”
13. In accordance with Board Policy Resolution No. 94-023, reductions for non-compliance with Federal underground storage tank regulations are assessed as follows:
 - (a) LUST.001 - Failure to comply with Release Reporting, Investigation and Confirmation. 40 CFR, §280.50 - §280.53: 40% Reduction.
 - (b) UST.002 – Failure to Comply with UST General Operating Requirements. 40 CFR 280.30-280.34: 10% Reduction
14. In accordance with Board Policy Resolution No. 94-023, NDEP recommends that the subject facility receive Fund coverage with a 40% reduction for violation of Federal Regulations 40 CFR §280.50 associated with the December 2023 release.
15. The Board has the authority to provide coverage for this case at a level other than that recommended by Petroleum Fund Staff.

THEREFORE BE IT RESOLVED THAT:

1. The Board finds that the underground storage tank systems were enrolled in the Petroleum Fund at the time of the release.
2. The application identifies the source of the release as UST #3, a 12,000-gallon UST containing gasoline.
3. The facility was not in compliance with applicable regulations from July 2023 through December 2023 prior to the release discovery.
4. The facility did not report a suspected release within 24 hours as required by 40 CFR §280.50
5. Pursuant to Board Policy Resolution No. 94-023, the Board grants coverage to Green Valley Grocery #58, Petroleum Fund Case No. 2024000008, with a 40% reduction and 10% copayment for the gasoline release discovered in December 2023.
6. The maximum amount that the Board will reimburse for the cleanup costs associated with the December 2023 release is \$540,000.00 (maximum cap of \$1,000,000.00 for the tank system less a 40% reduction, and 10% co-payment) and \$540,000.00 in third party liability funds.

I, Maureen Tappan, Chair, do hereby certify that the foregoing is a full, true, and correct copy of a Site Specific Board Determination adopted by the Nevada State Board to Review Claims on June 13, 2024.

Maureen Tappan, Chair
State Board to Review Claims

ATTACHMENT A

Board Resolution No. 94-023

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

STATE BOARD TO REVIEW CLAIMS

MEETING OF NOVEMBER 30, 1994
Las Vegas, Nevada

ITEM: IV. A.

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

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

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

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

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

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

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

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

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

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

STATE BOARD TO REVIEW CLAIMS

RESOLUTION NO. 94-023

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

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

1. NRS 590.900(1) requires:

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

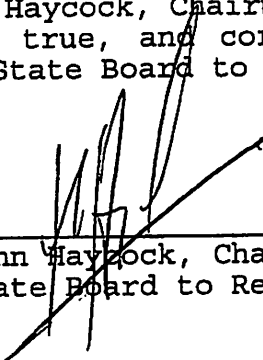
2. Non-compliance to certain regulations may not necessarily be proximate cause for a discharge as defined in Finding No. 1, but may still result in increased costs for site remediation.
3. Delays in the discovery and/or remediation of a contamination may not be a proximate cause as defined in Finding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

THEREFORE BE IT RESOLVED:

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

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

I, John Haycock, Chairman, do hereby certify that the foregoing is a full, true, and correct copy of a Resolution adopted by the Nevada State Board to Review Claims on November 30, 1994.



John Haycock, Chairman
State Board to Review Claims

ATTACHMENT A

NEVADA STATE BOARD TO REVIEW CLAIMS
REIMBURSEMENT REDUCTION POLICY

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

Leaking Underground Storage Tank (LUST) Regulations.

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

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

* 40 percent reduction

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

* 40 percent reduction

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

* 40 percent reduction

Underground Storage Tank (UST) Regulations.

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

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

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

ATTACHMENT B

STATE BOARD TO REVIEW CLAIMS REIMBURSEMENT REDUCTION POLICY - IMPLEMENTATION PROCEDURES

NON-COMPLIANCE - definition

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

DATE OF LEAK DISCOVERY - definition

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

CLAIM REVIEW AND DETERMINATION

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

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

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

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

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

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

ATTACHMENT B
Implementation Procedures

2

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

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

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

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

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

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

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

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

PRESENTATION TO THE BOARD

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

**ATTACHMENT B
Implementation Procedures**

3

BOARD DETERMINATION OF REIMBURSEMENT REDUCTION

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

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

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

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

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

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

Modification of attachment A shall be by Board action.

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

APPEAL

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

Agenda Item 7: Draft
Appendix A-2 of the
Cost Guidelines
(For Discussion)

APPENDIX A-2
CEM-OWNED MOBILE REMEDIATION SYSTEMS

This appendix establishes rates for use of CEM-owned mobile remediation systems in lieu of requiring bids to rent mobile systems from a third-party vendor for pilot testing, short-term remediation projects, or interim cleanup while a permanent system undergoes the permitting/installation process onsite. These rates may be used for up to one-year, after which a permanent system must be installed or the CEM must demonstrate the mobile system will clean up the site within a 6-month extension period (i.e. post remediation monitoring will commence no more than 18 months after the mobile system is brought online). Any extension beyond 18 months must be approved by both the remediation case officer and Petroleum Fund staff. CEMs and case officers should evaluate the effectiveness of the system’s performance at least every 3 months. If the system is not performing as expected, it must be optimized to achieve cleanup goals, or an alternative remediation method should be pursued.

Mobile remediation systems are systems that can be easily moved from one location to another with minimal aboveground infrastructure/time to bring the system into or out of service. These systems are typically trailer-mounted or skid-mounted. The below rates are inclusive of any costs for operational service, repair, calibration, fuel, and mobilization associated with using the system onsite. These rates should only be invoiced for days the equipment is operating onsite. System downtime not concurred with by the regulatory case officer is not eligible for reimbursement. Costs associated with CEM personnel optimization, maintenance, and sampling may be requested under the tasks outlined in Section 3 of these Guidelines. These systems are the responsibility of the CEM. The Fund will not reimburse costs associated with disrepair, theft, vandalism, or damage. Also, similar to other CEM equipment in Appendix A, markup is not eligible for reimbursement.

SYSTEM TYPE	DAILY RATE	WEEKLY RATE	MONTHLY RATE
Air Sparge with Soil Vapor Extraction	\$660	\$2,200	\$6,000
Self-Powered Air Sparge with Soil Vapor Extraction	\$880	\$2,900	\$8,000
Pulse-Ox	\$660	\$2,200	\$6,000
Ozone Sparge	\$550	\$1,800	\$5,000

* Daily Rate = Up to 24hours; Weekly Rate = Greater than 3 days (72 hours); Monthly Rate = Greater than 14 days

Note, for use of a mobile remediation system that is not CEM-owned (i.e. rented from a third-party in accordance with Appendix D), where rental costs will likely exceed the bid threshold, Section 2.4.3 of these Guidelines apply.

Agenda Item 8:
Adoption of
Consent Items

**STATE BOARD TO REVIEW CLAIMS
REQUESTED/RECOMMENDED AMOUNTS - JUNE 13, 2024**

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

HEATING OIL

			<u>REQUESTED</u>	<u>RECOMMENDED</u>
FOR POSSIBLE ACTION	1.	2024000004; 80683 City Of Reno: Residential Heating Oil Tank At 75 Cowan Drive	\$26,509.94	\$26,197.44
		SUB TOTAL:	<u>\$26,509.94</u>	<u>\$26,197.44</u>

NEW CASES

			<u>REQUESTED</u>	<u>RECOMMENDED</u>
FOR POSSIBLE ACTION	1.	2023000028; 80698 Anderson Dairy, Inc.: Anderson Dairy INC	\$29,369.50	\$23,480.55
		SUB TOTAL:	<u>\$29,369.50</u>	<u>\$23,480.55</u>

ONGOING CASES

			<u>REQUESTED</u>	<u>RECOMMENDED</u>
FOR POSSIBLE ACTION	1.	1992000126; 80696 Clark County School District: Rc White (arville) Transportation Satellite	\$27,856.10	\$27,856.10
FOR POSSIBLE ACTION	2.	1995000039; 80701 Al Park Petroleum, Inc.: Crescent Valley Market	\$8,762.29	\$7,886.06
FOR POSSIBLE ACTION	3.	1995000042; 80713 Fbf, Inc.: Gas 4 Less	\$858.03	\$858.03
FOR POSSIBLE ACTION	4.	1996000064; 80709 The Esslinger Family Trust: Red Rock Mini Mart	\$16,058.15	\$14,797.59
FOR POSSIBLE ACTION	5.	1999000014; 80703 Al Park Petroleum, Inc.: Pit Stop #7 Conoco	\$3,900.00	\$3,510.00
FOR POSSIBLE ACTION	6.	1999000023; 80689 Nevada Ready Mix Corp: Nevada Ready Mix	\$25,820.64	\$21,663.69

Case: #1992000126
Claim #: 80696

STAFF RECOMMENDATION

June 13, 2024

Staff recommends this claim be reimbursed \$27,856.10 from the Petroleum Fund for cleanup costs.

	\$2,981,547.64	Amount Requested to Date
	(\$161,417.75)	Amount Disallowed, Past Claims
	(\$40,000.00)	Deductible/Co-Payment Satisfied to Date
	<u>(\$2,731,651.78)</u>	Amount Paid to Date
SUB TOTAL	\$27,856.10	Amount Requested this Meeting
	\$0.00	Applicable Deductible/Co-Payment, this Meeting
TOTAL	<u>\$27,856.10</u>	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 01/05/2024 and 04/15/2024

Summary of work completed: 4th Quarter 2023 report preparation, 1st Quarter 2024 groundwater sampling event, CSM and Sensitive Receptor report preparation, petroleum fund cost proposal, claim, and proof of payment 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)

Fund Coverage	\$4,000,000.00
Amount Fund Will Pay	\$3,960,000.00
Amount Requested	\$2,981,547.64
Amount Disallowed	\$161,417.75
Misc Debit/Credit	\$0.00
Reduction Amount Paid	\$0.00
Pending Copay/Deductible	\$0.00
Copay/Deductible	\$40,000.00
Amount Recommended	\$2,780,129.89
Amount Paid	\$2,752,273.79

Site Identification

Date Submitted:	06/10/1992	DEP Facility Number:	8-000825
Site Name	Rc White (arville) Transportation Satellite		
Site Contact		Telephone:	
Site Address	4499 Arville St Las Vegas, NV 89103		
County:	Clark County		
Owner/Operator Name:	Clark County School District		
Contact Name of Owner/Operator:	Lori Olson	Telephone:	(702)799-0990 Ext: 5
	Environmental Services Henderson, NV 89074		
Prime Contractor	Converse Consultants		
Contact Name	Robert Gegenheimer		
Contractor Address	6610 West Arby Avenue, Suite 104 Las Vegas, NV 89118		
Telephone:	(702)269-8336 Ext: 2	% Board Reduction:	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	52	Regulated UST	See Synopsis
003	12000	52	Regulated UST	See Synopsis
004	12000	52	Regulated UST	See Synopsis

Case: #1995000039
Claim #: 80701

STAFF RECOMMENDATION
June 13, 2024

Staff recommends this claim be reimbursed \$7,886.06 from the Petroleum Fund for cleanup costs.

	\$2,015,222.95	Amount Requested to Date
	(\$95,753.60)	Amount Disallowed, Past Claims
	(\$117,990.84)	Board Reduction, Past Claims
	(\$179,271.63)	Deductible/Co-Payment Satisfied to Date
	<u>(\$1,508,475.66)</u>	Amount Paid to Date
SUB TOTAL	\$8,762.29	Amount Requested this Meeting
	<u>(\$876.23)</u>	Applicable Deductible/Co-Payment, this Meeting
TOTAL	\$7,886.06	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 12/30/2023 and 03/31/2024

Summary of work completed: Prepare and submit 4th GMR, prepare petroleum fund documentation, conduct 1st quarter groundwater sampling and coordinate waste disposal

Site Summary Report

Case Number: 1995000039 Site Name: Crescent Valley Market

Site Status

Synopsis: COVERAGE PROVIDED FOR DISCHARGE EMANATING FROM TWO USTS. 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. SSBDC2020-04 PROVIDED ADDITIONAL CLEANUP FUNDING UNDER FORMER POLICY RESOLUTION 2007-10.

Contaminant: Gasoline (containing <= 10% ethanol)

Fund Coverage	\$2,652,818.63
Amount Fund Will Pay	\$2,387,536.77
Amount Requested	\$2,015,222.95
Amount Disallowed	\$95,753.60
Misc Debit/Credit	\$0.00
Reduction Amount Paid	\$117,990.84
Pending Copay/Deductible	\$876.23
Copay/Deductible	\$179,271.63
Amount Recommended	\$1,593,993.15
Amount Paid	\$1,586,107.09

Site Identification

Date Submitted:	09/21/1994	DEP Facility Number:	6-000318
Site Name	Crescent Valley Market	Telephone:	(775)934-3818
Site Contact	Pam Williams		
Site Address	3093 Crescent Ave Crescent Valley, NV 89821		
County:	Eureka County		
Owner/Operator Name:	AL Park Petroleum, Inc.		
Contact Name of Owner/Operator:	Pam Williams 379 Westby Drive Spring Creek, NV 89815	Telephone:	(775)934-3818
Prime Contractor	McGinley & Associates, Inc, DBA UES		
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
001	3000	Closed	Regulated UST	See Synopsis
002	3000	57	Regulated UST	See Synopsis

Case: #1995000042
Claim #: 80713

STAFF RECOMMENDATION
June 13, 2024

Staff recommends this claim be reimbursed \$858.03 from the Petroleum Fund for cleanup costs.

	\$3,047,613.36	Amount Requested to Date
	(\$47,613.36)	Amount Disallowed, Past Claims
	(\$261,391.93)	Deductible/Co-Payment Satisfied to Date
	<u>(\$2,737,750.04)</u>	Amount Paid to Date
SUB TOTAL	\$858.03	Amount Requested this Meeting
	\$0.00	Applicable Deductible/Co-Payment, this Meeting
TOTAL	<u>\$858.03</u>	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 01/31/2024 and 01/31/2024

Summary of work completed: Project management; O&M and repairs of remediation system; preparation of Fund documents.

Site Summary Report

Case Number: 1995000042 Site Name: Gas 4 Less

Site Status

Synopsis: CONTAMINATION DISCOVERED AUGUST 2, 1994. IT ORIGINATED FROM THE PIPING SYSTEM ASSOCIATED TO TANK 1. ADDITIONAL CLEANUP FUNDING PROVIDED UNDER FORMER POLICY RESOLUTION 2007-10 GRANTED TO FIRST RELEASE. FULL COVERAGE FOR RELEASE FROM TANK 2 GRANTED 5-21-08.

Contaminant: Gasoline (containing <= 10% ethanol)

Fund Coverage	\$3,000,000.00
Amount Fund Will Pay	\$2,738,608.07
Amount Requested	\$3,047,613.36
Amount Disallowed	\$47,613.36
Misc Debit/Credit	\$0.00
Reduction Amount Paid	\$0.00
Pending Copay/Deductible	\$0.00
Copay/Deductible	\$261,391.93
Amount Recommended	\$2,738,608.07
Amount Paid	\$2,737,750.04

Site Identification

Date Submitted:	10/25/1994	DEP Facility Number:	8-000251
Site Name	Gas 4 Less	Telephone:	(702)643-6465
Site Contact	Mahmoodreza Radeh		
Site Address	3283 Las Vegas Blvd N Las Vegas, NV 89115		
County:	Clark County		
Owner/Operator Name:	Fbf, Inc.		
Contact Name of Owner/Operator:	Mahmoodreza Radeh 3283 Las Vegas Boulevard North Las Vegas, NV 89115	Telephone:	(702)883-3859
Prime Contractor	Broadbent And Associates, Inc.		
Contact Name	Jonathan Bell		
Contractor Address	113 Falls Court Suite 700 Boerne, TX 78006		
Telephone:	(702)563-0600	% Board Reduction:	0.00

Site Characteristics

Alt ID	Tank Cap. (Gallons)	Tank Age (Years)	Tank Type	Leak Location
001	8000	9	Regulated UST	See Synopsis
002	4000	9	Regulated UST	See Synopsis

Case: #1996000064
Claim #: 80709

STAFF RECOMMENDATION
June 13, 2024

Staff recommends this claim be reimbursed \$14,797.59 from the Petroleum Fund for cleanup costs.

	\$2,311,514.23	Amount Requested to Date
	(\$70,214.48)	Amount Disallowed, Past Claims
	(\$230,264.06)	Board Reduction, Past Claims
	(\$52,167.50)	Deductible/Co-Payment Satisfied to Date
	<u>(\$1,882,032.86)</u>	Amount Paid to Date
SUB TOTAL	\$16,058.15	Amount Requested this Meeting
	<u>(\$481.74)</u>	Board Reduction, This Meeting
SUB TOTAL	\$15,576.41	
	<u>(\$778.82)</u>	Applicable Deductible/Co-Payment, this Meeting
TOTAL	\$14,797.59	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 01/31/2024 and 03/31/2024

Summary of work completed: Project management; access agreement procurement; well abandonment; system decommission; site restoration activities; 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, INELIGIBLE RELEASE, COVERAGE AWARDED WITH 21% REDUCTION (SSBD 96-030). CLAIMANT DESIGNATED AS A SMALL BUSINESS WITH COPAYMENT MAXIMUM OF \$50,000. REQUEST FOR RECONSIDERATION PRESENTED AT MARCH 14, 2013. BOARD CHANGED REDUCTION FROM 21% TO 3%. ADDITIONAL CLEANUP FUNDING APPROVED PURSUANT TO NAC 445C.380.4 AT JUNE 8, 2023 MEETING.

Contaminant: Gasoline (containing <= 10% ethanol)

Fund Coverage	\$3,000,000.00
Amount Fund Will Pay	\$2,811,500.00
Amount Requested	\$2,311,514.23
Amount Disallowed	\$70,214.48
Misc Debit/Credit	\$0.00
Reduction Amount Paid	\$230,745.80
Pending Copay/Deductible	\$778.82
Copay/Deductible	\$52,167.50
Amount Recommended	\$1,945,980.19
Amount Paid	\$1,931,182.60

Site Identification

Date Submitted:	04/29/1996	DEP Facility Number:	8-000161
Site Name	Red Rock Mini Mart	Telephone:	(480)694-1890
Site Contact	Harold T. Crutcher		
Site Address	5525 W Charleston Blvd Las Vegas, NV 89146		
County:	Clark County		
Owner/Operator Name:	The Esslinger Family Trust		
Contact Name of Owner/Operator:	Harold T. Crutcher 12932 North 136th Street Scottsdale, AZ 85259	Telephone:	(480)694-1890
Prime Contractor	Broadbent And Associates, Inc.		
Contact Name	Jeremy Holst		
Contractor Address	8 West Pacific Avenue Henderson, NV 89015		
Telephone:	(702)353-5743	% Board Reduction:	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	51	Regulated UST	See Synopsis

Case: #1999000014
Claim #: 80703

STAFF RECOMMENDATION
June 13, 2024

Staff recommends this claim be reimbursed \$3,510.00 from the Petroleum Fund for cleanup costs.

	\$1,145,387.11	Amount Requested to Date
	(\$65,364.85)	Amount Disallowed, Past Claims
	(\$71,518.04)	Board Reduction, Past Claims
	(\$100,460.45)	Deductible/Co-Payment Satisfied to Date
	(\$862,858.42)	Amount Paid to Date
SUB TOTAL	<u>\$3,900.00</u>	Amount Requested this Meeting
	(\$390.00)	Applicable Deductible/Co-Payment, this Meeting
TOTAL	<u>\$3,510.00</u>	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 01/31/2024 and 02/29/2024

Summary of work completed: Preparation of petroleum fund documentation and prepare draft site closure presentation

Site Summary Report

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

Site Status

Synopsis: FOAV ISSUED ON 12/14/98 FOR LUST NON-COMPLIANCE. 2ND FOAV ISSUED ON 2/3/09. 40% REDUCTION FOR ALL WORK CONDUCTED PRIOR TO 12/9/09, FULL COVERAGE THEREAFTER. REIMBURSABLE CAP = \$725,400. ADDITIONAL CLEANUP FUNDING APPROVED UNDER FORMER POLICY RESOLUTION 2007-10 AT JUNE 14, 2018 BOARD MEETING (SSBD C2018-05).

Contaminant: Gasoline (containing <= 10% ethanol)

Fund Coverage	\$2,000,000.00
Amount Fund Will Pay	\$1,625,400.00
Amount Requested	\$1,145,387.11
Amount Disallowed	\$65,364.85
Misc Debit/Credit	\$0.00
Reduction Amount Paid	\$71,518.04
Pending Copay/Deductible	\$390.00
Copay/Deductible	\$100,460.45
Amount Recommended	\$907,653.77
Amount Paid	\$904,143.77

Site Identification

Date Submitted:	09/10/1998	DEP Facility Number:	6-000009
Site Name	Pit Stop #7 Conoco	Telephone:	(775)934-3818
Site Contact	Pam Williams		
Site Address	1600 Idaho St Elko, NV 89801		
County:	Elko County		
Owner/Operator Name:	AL Park Petroleum, Inc.		
Contact Name of Owner/Operator:	Pam Williams 379 Westby Drive Spring Creek, NV 89815	Telephone:	(775)934-3818
Prime Contractor	McGInley & Associates, Inc, DBA UES		
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
001	10000	Closed	Regulated UST	See Synopsis

Case: #1999000023
Claim #: 80689

STAFF RECOMMENDATION
June 13, 2024

Staff recommends this claim be reimbursed \$21,663.69 from the Petroleum Fund for cleanup costs.

	\$906,465.83	Amount Requested to Date
	(\$4,723.86)	Amount Disallowed, Past Claims
	(\$87,592.13)	Deductible/Co-Payment Satisfied to Date
	(\$347,635.61)	Amount Paid to Date
SUB TOTAL	<u>\$25,820.64</u>	Amount Requested this Meeting
	(\$1,749.87)	Amount Disallowed this Meeting
SUB TOTAL	<u>\$24,070.77</u>	
	(\$2,407.08)	Applicable Deductible/Co-Payment, this Meeting
TOTAL	<u>\$21,663.69</u>	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 09/06/2023 and 04/02/2024

Summary of work completed: Project management, Remediation System O&M (Jan 2024 thru Mar 2024), CEM Conducted Monthly System Maintenance (Jan 2024 thru Mar 2024), Groundwater Monitoring Well Sampling and/or Free Product Removal for 1st Quarter 2024, preparation of cost proposal, drafting services, remedial well jetting services, 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)

Fund Coverage	\$3,000,000.00
Amount Fund Will Pay	\$2,700,000.00
Amount Requested	\$906,465.83
Amount Disallowed	\$6,473.73
Misc Debit/Credit	\$0.00
Reduction Amount Paid	\$0.00
Pending Copay/Deductible	\$2,407.08
Copay/Deductible	\$87,592.13
Amount Recommended	\$809,992.89
Amount Paid	\$788,329.20

Site Identification

Date Submitted:	11/06/1998	DEP Facility Number:	8-000272
Site Name	Nevada Ready Mix		
Site Contact	Miller, Randy	Telephone:	(702)457-1115
Site Address	601 W Bonanza Rd Las Vegas, NV 89106		
County:	Clark County		
Owner/Operator Name:	Nevada Ready Mix Corp		
Contact Name of Owner/Operator:	Larry Miller 151 Cassia Way Henderson, NV 89014	Telephone:	(702)457-1115
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	8000	Closed	Regulated UST	See Synopsis
002	8000	73	Regulated UST	See Synopsis
003	500	58	Regulated UST	See Synopsis

Case: #1999000086
Claim #: 80716

STAFF RECOMMENDATION
June 13, 2024

Staff recommends this claim be reimbursed \$2,925.00 from the Petroleum Fund for cleanup costs.

	\$1,859,076.81	Amount Requested to Date
	(\$89,701.70)	Amount Disallowed, Past Claims
	(\$176,612.53)	Deductible/Co-Payment Satisfied to Date
	<u>(\$1,460,128.85)</u>	Amount Paid to Date
SUB TOTAL	\$3,250.00	Amount Requested this Meeting
	<u>(\$325.00)</u>	Applicable Deductible/Co-Payment, this Meeting
TOTAL	\$2,925.00	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 03/01/2024 and 04/01/2024

Summary of work completed: Cost proposal preparation; preparation of shapefile depicting residual impacts; prepared bid packet and distributed request for bid to prospective drillers; and claim preparation

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)

Fund Coverage	\$2,000,000.00
Amount Fund Will Pay	\$1,800,000.00
Amount Requested	\$1,859,076.81
Amount Disallowed	\$89,701.70
Misc Debit/Credit	\$0.00
Reduction Amount Paid	\$0.00
Pending Copay/Deductible	\$325.00
Copay/Deductible	\$176,612.53
Amount Recommended	\$1,592,437.58
Amount Paid	\$1,589,512.58

Site Identification

Date Submitted:	05/24/1999	DEP Facility Number:	8-000657
Site Name	Terrible Herbst #126	Telephone:	(702)876-3474
Site Contact			
Site Address	1195 E Sahara Ave Las Vegas, NV 89104		
County:	Clark County		
Owner/Operator Name:	Terrible Herbst, Inc.		
Contact Name of Owner/Operator:	Ben Scott 3440 West Russell Road Las Vegas, NV 89118	Telephone:	(325)716-9344
Prime Contractor	The Westmark Group		
Contact Name	Kathleen Johnson		
Contractor Address	7145 South Buffalo Drive, Suite C105 Las Vegas, NV 89113		
Telephone:	(702)305-2650	% Board Reduction:	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: #1999000114
Claim #: 80673

STAFF RECOMMENDATION
June 13, 2024

Staff recommends this claim be reimbursed \$34,788.18 from the Petroleum Fund for cleanup costs.

	\$454,899.59	Amount Requested to Date
	(\$6,701.47)	Amount Disallowed, Past Claims
	(\$30,000.00)	Deductible/Co-Payment Satisfied to Date
	<u>(\$382,895.96)</u>	Amount Paid to Date
SUB TOTAL	\$35,302.16	Amount Requested this Meeting
	<u>(\$513.98)</u>	Amount Disallowed this Meeting
SUB TOTAL	\$34,788.18	
	\$0.00	Applicable Deductible/Co-Payment, this Meeting
TOTAL	<u>\$34,788.18</u>	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 05/31/2023 and 01/31/2024

Summary of work completed: groundwater monitoring and reporting

Site Summary Report

Case Number: 1999000114 Site Name: Fallon Maint. Yard

Site Status

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

Contaminant: Gasoline (containing <= 10% ethanol)

Fund Coverage	\$3,000,000.00
Amount Fund Will Pay	\$2,970,000.00
Amount Requested	\$454,899.59
Amount Disallowed	\$7,215.45
Misc Debit/Credit	\$0.00
Reduction Amount Paid	\$0.00
Pending Copay/Deductible	\$0.00
Copay/Deductible	\$30,000.00
Amount Recommended	\$417,684.14
Amount Paid	\$382,895.96

Site Identification

Date Submitted:	12/07/2016	DEP Facility Number:	5-000221
Site Name	Fallon Maint. Yard	Telephone:	
Site Contact	Jerry Manfield		
Site Address	90 N Maine St Fallon, NV 89406		
County:	Churchill County		
Owner/Operator Name:	City Of Fallon		
Contact Name of Owner/Operator:	Derek Zimney 55 West Williams Avenue Fallon, NV 89406	Telephone:	(775)213-3457
Prime Contractor	Broadbent & Associates, Inc.		
Contact Name	Scott Keesey		
Contractor Address	5450 Louie Lane, #101 Reno, NV 89511		
Telephone:	(775)327-4216	% Board Reduction:	0.00

Site Characteristics

Alt ID	Tank Cap. (Gallons)	Tank Age (Years)	Tank Type	Leak Location
001	1000	Closed	Regulated UST	See Synopsis
002	1000	42	Regulated UST	See Synopsis
003	1000	42	Regulated UST	See Synopsis

Case: #2007000014
Claim #: 80697

STAFF RECOMMENDATION
June 13, 2024

Staff recommends this claim be reimbursed \$57,006.84 from the Petroleum Fund for cleanup costs.

	\$5,044,963.29	Amount Requested to Date
	(\$41,262.33)	Amount Disallowed, Past Claims
	(\$494,036.00)	Deductible/Co-Payment Satisfied to Date
	<u>(\$4,276,110.82)</u>	Amount Paid to Date
SUB TOTAL	\$63,340.93	Amount Requested this Meeting
	<u>(\$6,334.09)</u>	Applicable Deductible/Co-Payment, this Meeting
TOTAL	\$57,006.84	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 01/05/2024 and 04/10/2024

Summary of work completed: 4th Quarter 2023 groundwater report preparation, 1st Quarter 2024 low flow groundwater sampling event, Pulse-Ox O&M and maintenance

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. ADDITIONAL CLEANUP FUNDING APPROVED UNDER FORMER POLICY RESOLUTION 2007-10 PROVIDED 6/9/11. 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 200700001...

Contaminant: Gasoline (containing <= 10% ethanol)

Fund Coverage	\$6,000,000.00
Amount Fund Will Pay	\$5,400,000.00
Amount Requested	\$5,044,963.29
Amount Disallowed	\$41,262.33
Misc Debit/Credit	\$0.00
Reduction Amount Paid	\$0.00
Pending Copay/Deductible	\$6,334.09
Copay/Deductible	\$494,036.00
Amount Recommended	\$4,503,330.87
Amount Paid	\$4,446,324.03

Site Identification

Date Submitted:	11/30/2006	DEP Facility Number:	8-000204
Site Name	Former Ace Cab/frias Transportation		
Site Contact	Don Webb	Telephone:	(510)610-7667
Site Address	5010 S Valley View Blvd Las Vegas, NV 89118		
County:	Clark County		
Owner/Operator Name:	Raiders Oz Business, LLC		
Contact Name of Owner/Operator:	Greg Gilbert	Telephone:	(702)669-4600
	1475 Raiders Way Henderson, NV 89052		
Prime Contractor	Converse Consultants		
Contact Name	Kurt Goebel		
Contractor Address	6610 W. Arby, Suite 104 Las Vegas, NV 89118		
Telephone:	(702)271-6839 Ext: 2	% Board Reduction:	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	35	Regulated UST	Tank
003	10000	17	Regulated UST	Pipe
001	20000	27	Regulated UST	tank fill riser

Case: #2007000016
Claim #: 80704

STAFF RECOMMENDATION
June 13, 2024

Staff recommends this claim be reimbursed \$6,093.95 from the Petroleum Fund for cleanup costs.

	\$696,538.67	Amount Requested to Date
	(\$1,453.92)	Amount Disallowed, Past Claims
	(\$68,831.36)	Deductible/Co-Payment Satisfied to Date
	(\$615,232.22)	Amount Paid to Date
SUB TOTAL	<u>\$6,771.06</u>	Amount Requested this Meeting
	(\$677.11)	Applicable Deductible/Co-Payment, this Meeting
TOTAL	<u>\$6,093.95</u>	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 01/12/2024 and 01/31/2024

Summary of work completed: Prepare petroleum fund documentation, conduct 1st quarter groundwater sampling event, and prepare and finalize 4th quarter groundwater monitoring report

Site Summary Report

Case Number: 2007000016 Site Name: Golden Gate Store #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)

Fund Coverage	\$2,000,000.00
Amount Fund Will Pay	\$1,800,000.00
Amount Requested	\$696,538.67
Amount Disallowed	\$1,453.92
Misc Debit/Credit	\$0.00
Reduction Amount Paid	\$0.00
Pending Copay/Deductible	\$677.11
Copay/Deductible	\$68,831.36
Amount Recommended	\$625,576.28
Amount Paid	\$619,482.33

Site Identification

Date Submitted:	12/14/2006	DEP Facility Number:	4-000408
Site Name	Golden Gate Store #43		
Site Contact	Graham Brown	Telephone:	(775)850-3010
Site Address	5190 Sun Valley Blvd Sun Valley, NV 89433		
County:	Washoe County		
Owner/Operator Name:	Golden Gate Petroleum Of Nevada LLC		
Contact Name of Owner/Operator:	Nacho Aguilar 16580 Wedge Parkway Reno, NV 89511	Telephone:	(775)850-3010
Prime Contractor	McGInley & Associates, Inc, DBA UES		
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
024	10000	Closed	Regulated UST	See Synopsis
030	12000	33	Regulated UST	Connection to piping under UDC, Pipe

Case: #201000009
Claim #: 80721

STAFF RECOMMENDATION
June 13, 2024

Staff recommends this claim be reimbursed \$23,017.82 from the Petroleum Fund for cleanup costs.

	\$1,419,733.27	Amount Requested to Date
	(\$58,621.06)	Amount Disallowed, Past Claims
	(\$130,685.14)	Board Reduction, Past Claims
	(\$120,149.18)	Deductible/Co-Payment Satisfied to Date
	(\$837,271.27)	Amount Paid to Date
SUB TOTAL	<u>\$28,935.24</u>	Amount Requested this Meeting
	(\$2,893.52)	Board Reduction, This Meeting
SUB TOTAL	<u>\$26,041.72</u>	
	(\$2,604.17)	Applicable Deductible/Co-Payment, this Meeting
TOTAL	<u>\$23,017.82</u>	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 01/04/2024 and 04/22/2024

Summary of work completed: Conduct O&M on remediation system, conduct 1st quarter groundwater monitoring event, prepare petroleum fund documentation, finalize and submit 4th quarter groundwater monitoring report

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 FOR TWO GASOLINE USTS. COVERAGE APPROVED DURING SEPTEMBER 2010 BOARD MEETING WITH A 10% REDUCTION PER SSBD 2010-06 .

Contaminant: Gasoline (containing <= 10% ethanol)

Fund Coverage	\$2,000,000.00
Amount Fund Will Pay	\$1,620,000.00
Amount Requested	\$1,419,733.27
Amount Disallowed	\$58,621.06
Misc Debit/Credit	\$0.00
Reduction Amount Paid	\$133,578.66
Pending Copay/Deductible	\$2,604.17
Copay/Deductible	\$120,149.18
Amount Recommended	\$1,104,360.47
Amount Paid	\$1,081,342.65

Site Identification

Date Submitted:	11/16/2009	DEP Facility Number:	5-000016
Site Name	Mill City Travel Center	Telephone:	(775)538-7311
Site Contact	Jack Burnett		
Site Address	6000 Frontage Rd Mill City, NV 89418		
County:	Pershing County		
Owner/Operator Name:	Hpt Ta Properties Trust		
Contact Name of Owner/Operator:	Sarah Paulson 24601 Center Ridge Road Westlake, OH 44145	Telephone:	(440)808-4459
Prime Contractor	McGInley & Associates, Inc, DBA UES		
Contact Name	Caitlin Jelle		
Contractor Address	6995 Sierra Center Parkway Reno, NV 89511		
Telephone:	(775)829-2245	% Board Reduction:	10.00

Site Characteristics

Alt ID	Tank Cap. (Gallons)	Tank Age (Years)	Tank Type	Leak Location
001	20000	39	Regulated UST	See Synopsis
002	20000	39	Regulated UST	See Synopsis

Case: #201100009
Claim #: 80707

STAFF RECOMMENDATION
June 13, 2024

Staff recommends this claim be reimbursed \$8,703.47 from the Petroleum Fund for cleanup costs.

	\$1,309,557.23	Amount Requested to Date
	(\$14,403.47)	Amount Disallowed, Past Claims
	(\$128,548.34)	Deductible/Co-Payment Satisfied to Date
	<u>(\$1,022,831.85)</u>	Amount Paid to Date
SUB TOTAL	\$9,670.52	Amount Requested this Meeting
	<u>(\$967.05)</u>	Applicable Deductible/Co-Payment, this Meeting
TOTAL	\$8,703.47	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 02/01/2024 and 03/31/2024

Summary of work completed: Conduct 1st quarter groundwater monitoring event, prepare and finalize 4th quarter GMR, prepare petroleum fund documentation.

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)

Fund Coverage	\$3,000,000.00
Amount Fund Will Pay	\$2,700,000.00
Amount Requested	\$1,309,557.23
Amount Disallowed	\$14,403.47
Misc Debit/Credit	\$0.00
Reduction Amount Paid	\$0.00
Pending Copay/Deductible	\$967.05
Copay/Deductible	\$128,548.34
Amount Recommended	\$1,161,101.47
Amount Paid	\$1,152,398.00

Site Identification

Date Submitted:	06/06/2011	DEP Facility Number:	6-000156
Site Name	Cimarron West		
Site Contact	John Carpenter	Telephone:	(775)738-9861
Site Address	1400 Mountain City Hwy Elko, NV 89801		
County:	Elko County		
Owner/Operator Name:	Cimarron West		
Contact Name of Owner/Operator:	Linda Meo P O Box 190 Elko, NV 89803	Telephone:	(775)738-9861
Prime Contractor	McGInley & Associates, Inc, DBA UES		
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
001	10000	Closed	Regulated UST	See Synopsis
002	10000	39	Regulated UST	See Synopsis
003	6000	39	Regulated UST	See Synopsis

Case: #2013000019
Claim #: 80708

STAFF RECOMMENDATION
June 13, 2024

Staff recommends this claim be reimbursed \$26,746.00 from the Petroleum Fund for cleanup costs.

	\$1,497,973.44	Amount Requested to Date
	(\$45,276.03)	Amount Disallowed, Past Claims
	(\$142,285.46)	Deductible/Co-Payment Satisfied to Date
	(\$949,662.06)	Amount Paid to Date
SUB TOTAL	<u>\$29,842.78</u>	Amount Requested this Meeting
	(\$125.00)	Amount Disallowed this Meeting
SUB TOTAL	<u>\$29,717.78</u>	
	(\$2,971.78)	Applicable Deductible/Co-Payment, this Meeting
TOTAL	<u>\$26,746.00</u>	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 01/17/2024 and 04/02/2024

Summary of work completed: Conduct monthly O&M on remediation system, conduct 1st quarter groundwater monitoring event, prepare petroleum fund documentation, prepare and submit 4th quarter report.

Site Summary Report

Case Number: 2013000019 Site Name: Elko Sinclair #53

Site Status

Synopsis: CONTAMINATION DISCOVERED DURING UST REMOVAL IN MARCH 2013. DISCHARGE EMANATED FROM PIPING FITTINGS ASSOCIATED TO SIX USTS.

Contaminant: Gasoline (containing <= 10% ethanol)

Fund Coverage	\$6,000,000.00
Amount Fund Will Pay	\$5,400,000.00
Amount Requested	\$1,497,973.44
Amount Disallowed	\$45,401.03
Misc Debit/Credit	\$0.00
Reduction Amount Paid	\$0.00
Pending Copay/Deductible	\$2,971.78
Copay/Deductible	\$142,285.46
Amount Recommended	\$1,306,496.93
Amount Paid	\$1,279,750.93

Site Identification

Date Submitted:	08/16/2013	DEP Facility Number:	6-000103
Site Name	Elko Sinclair #53	Telephone:	(801)298-3409
Site Contact	Dennis Haggard		
Site Address	1790 Idaho St Elko, NV 89801		
County:	Elko County		
Owner/Operator Name:	Hardy Enterprises, Inc.		
Contact Name of Owner/Operator:	Dennis Haggard P.O. Box 248 Bountiful, UT 84011	Telephone:	(801)298-1180
Prime Contractor	McGInley & Associates, Inc.		
Contact Name	Justin Fike		
Contractor Address	6995 Sierra Center Pkwy 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
001	12000	Closed	Regulated UST	See Synopsis
002	12000	45	Regulated UST	See Synopsis
001	20000	39	Regulated UST	See Synopsis
004	12000	45	Regulated UST	See Synopsis
005	12000	45	Regulated UST	See Synopsis
006	12000	45	Regulated UST	See Synopsis

Case: #2014000025
Claim #: 80719

STAFF RECOMMENDATION
June 13, 2024

Staff recommends this claim be reimbursed \$17,356.06 from the Petroleum Fund for cleanup costs.

	\$1,799,265.82	Amount Requested to Date
	(\$30,014.00)	Amount Disallowed, Past Claims
	(\$21,457.21)	Board Reduction, Past Claims
	(\$172,851.02)	Deductible/Co-Payment Satisfied to Date
	(\$1,242,521.14)	Amount Paid to Date
SUB TOTAL	<u>\$19,284.51</u>	Amount Requested this Meeting
	(\$1,928.45)	Applicable Deductible/Co-Payment, this Meeting
TOTAL	<u>\$17,356.06</u>	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 11/30/2023 and 04/04/2024

Summary of work completed: Conduct 1st quarter groundwater monitoring event, prepare and submit 4th quarter GMR, prepare petroleum fund documentation, prep remediation system for extended shutdown period.

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)

Fund Coverage	\$3,000,000.00
Amount Fund Will Pay	\$2,571,423.01
Amount Requested	\$1,799,265.82
Amount Disallowed	\$30,014.00
Misc Debit/Credit	\$0.00
Reduction Amount Paid	\$21,457.21
Pending Copay/Deductible	\$1,928.45
Copay/Deductible	\$172,851.02
Amount Recommended	\$1,571,880.69
Amount Paid	\$1,554,524.63

Site Identification

Date Submitted:	02/24/2014	DEP Facility Number:	2-000075
Site Name	Silver City Rv Resort		
Site Contact	Marci Appleton	Telephone:	(775)267-3359
Site Address	3165 Us Highway 395 N Minden, NV 89423		
County:	Douglas County		
Owner/Operator Name:	Superior Campgrounds Of America, LLC		
Contact Name of Owner/Operator:	Tom Day Sr. 265 N. Joy Street Corona, CA 92879	Telephone:	(909)241-7700
Prime Contractor	McGInley & Associates, Inc, DBA UES		
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
001	8000	Closed	Regulated UST	See Synopsis
004	15000	24	Regulated UST	Pipe
002	8000	40	Regulated UST	Pipe

Case: #2014000033
Claim #: 80684

STAFF RECOMMENDATION
June 13, 2024

Staff recommends this claim be reimbursed \$38,089.68 from the Petroleum Fund for cleanup costs.

	\$1,004,416.52	Amount Requested to Date
	(\$4,416.50)	Amount Disallowed, Past Claims
	(\$95,767.83)	Deductible/Co-Payment Satisfied to Date
	(\$344,101.21)	Amount Paid to Date
SUB TOTAL	<u>\$42,321.87</u>	Amount Requested this Meeting
	(\$4,232.17)	Applicable Deductible/Co-Payment, this Meeting
TOTAL	<u>\$38,089.68</u>	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 01/31/2024 and 02/28/2024

Summary of work completed: Project management, coordination of permanent Well Closure, Remediation System Decommissioning and Site Restoration, Cost Proposal preparation, Petroleum Fund Reimbursement Claim preparation, removal of electrical components at remedial system compound, removal of remedial system removal of 39 well boxes, provide trench plates and patch surface after well abandonment.

Site Summary Report

Case Number: 2014000033 Site Name: Speedee Mart #108

Site Status

Synopsis: CONTAMINATION DISCOVERED JUNE 23, 2014. DISCHARGE EMANATED FROM A LEAK IN THE PIPING UNDERLYING DISPENSER 3/4, ASSOCIATED TO TANK 2, CONTAINING MIDGRADE GASOLINE AT THE TIME OF RELEASE.

Contaminant: Gasoline (containing <= 10% ethanol)

Fund Coverage	\$1,000,000.00
Amount Fund Will Pay	\$900,000.00
Amount Requested	\$1,004,416.52
Amount Disallowed	\$4,416.50
Misc Debit/Credit	\$0.00
Reduction Amount Paid	\$0.00
Pending Copay/Deductible	\$4,232.17
Copay/Deductible	\$95,767.83
Amount Recommended	\$900,000.00
Amount Paid	\$861,910.32

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	28	Regulated UST	See Synopsis

Case: #2015000009
Claim #: 80722

STAFF RECOMMENDATION
June 13, 2024

Staff recommends this claim be reimbursed \$5,031.90 from the Petroleum Fund for cleanup costs.

	\$198,330.29	Amount Requested to Date
	(\$1,757.25)	Amount Disallowed, Past Claims
	(\$19,098.20)	Deductible/Co-Payment Satisfied to Date
	(\$161,186.93)	Amount Paid to Date
SUB TOTAL	<u>\$5,591.00</u>	Amount Requested this Meeting
	(\$559.10)	Applicable Deductible/Co-Payment, this Meeting
TOTAL	<u>\$5,031.90</u>	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 09/30/2023 and 03/31/2024

Summary of work completed: Acquire air permit, coordinate with client and civil contractor, Coordinate with NDEP regarding remedial design and system operation

Site Summary Report

Case Number: 201500009 Site Name: Las Vegas Travel Center

Site Status

Synopsis: DISCHARGE DISCOVERED NOVEMBER 5, 2014. CONTAMINATION EMANATED FROM LEAK IN CONVEYANCE PIPING ASSOCIATED TO TANK 1. SECOND APPLICATION RECEIVED 2017000048, IDENTIFIES TANK 2 AS SOURCE OF RELEASE, MERGED INTO THIS CASE 4/18/18.

Contaminant: Gasoline (containing <= 10% ethanol)

Fund Coverage	\$2,000,000.00
Amount Fund Will Pay	\$1,800,000.00
Amount Requested	\$198,330.29
Amount Disallowed	\$1,757.25
Misc Debit/Credit	\$0.00
Reduction Amount Paid	\$0.00
Pending Copay/Deductible	\$559.10
Copay/Deductible	\$19,098.20
Amount Recommended	\$176,915.74
Amount Paid	\$171,883.84

Site Identification

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

Site Characteristics

Alt ID	Tank Cap. (Gallons)	Tank Age (Years)	Tank Type	Leak Location
6322-1	20000	51	Regulated UST	See Synopsis
6322-2	10000	51	Regulated UST	Pipe

Case: #2016000009
Claim #: 80641

STAFF RECOMMENDATION
June 13, 2024

Staff recommends this claim be reimbursed \$20,069.51 from the Petroleum Fund for cleanup costs.

	\$367,838.46	Amount Requested to Date
	(\$3,946.84)	Amount Disallowed, Past Claims
	(\$34,159.19)	Deductible/Co-Payment Satisfied to Date
	<u>(\$281,423.30)</u>	Amount Paid to Date
SUB TOTAL	\$22,299.45	Amount Requested this Meeting
	<u>(\$2,229.94)</u>	Applicable Deductible/Co-Payment, this Meeting
TOTAL	\$20,069.51	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 01/31/2023 and 11/22/2023

Summary of work completed: Project management, scheduling and client invoicing, annual HASP preparation, quarterly monitoring, sampling and reporting, preparation of reimbursement claim packages and cost proposals, waste disposal. Prepare a fate and transport modeling evaluation and report. Prepare a groundwater exemption closure request presentation, including estimating the residual TPH-impacted soil extent, depth and volume. Prepare for well abandonment including drilling contractor bidding, traffic control, and preparing a Clark County encroachment permit application.

Site Summary Report

Case Number: 2016000009 Site Name: 7-Eleven #13685

Site Status

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

Contaminant: Gasoline (containing <= 10% ethanol)

Fund Coverage	\$3,000,000.00
Amount Fund Will Pay	\$2,700,000.00
Amount Requested	\$367,838.46
Amount Disallowed	\$3,946.84
Misc Debit/Credit	\$0.00
Reduction Amount Paid	\$0.00
Pending Copay/Deductible	\$2,229.94
Copay/Deductible	\$34,159.19
Amount Recommended	\$327,502.49
Amount Paid	\$307,432.98

Site Identification

Date Submitted:	04/20/2016	DEP Facility Number:	8-000586
Site Name	7-Eleven #13685	Telephone:	(702)452-3835
Site Contact	Audrey Welty		
Site Address	2577 N Pecos Rd Las Vegas, NV 89115		
County:	Clark County		
Owner/Operator Name:	7-Eleven, INC		
Contact Name of Owner/Operator:	William Latt 500 Speedway Drive Enon, OH 45323	Telephone:	(937)460-8488
Prime Contractor	Stantec Consulting Services Inc.		
Contact Name	Matthew Grandjean		
Contractor Address	6111 South Buffalo Drive, Suite 200 Las Vegas, NV 89113		
Telephone:	(702)525-5919	% Board Reduction:	0.00

Site Characteristics

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

Case: #2016000023
Claim #: 80702

STAFF RECOMMENDATION
June 13, 2024

Staff recommends this claim be reimbursed \$11,044.73 from the Petroleum Fund for cleanup costs.

	\$977,176.96	Amount Requested to Date
	(\$59,285.63)	Amount Disallowed, Past Claims
	(\$180,510.31)	Board Reduction, Past Claims
	(\$72,204.12)	Deductible/Co-Payment Satisfied to Date
	(\$594,031.87)	Amount Paid to Date
SUB TOTAL	<u>\$15,339.90</u>	Amount Requested this Meeting
	(\$3,067.98)	Board Reduction, This Meeting
SUB TOTAL	<u>\$12,271.92</u>	
	(\$1,227.19)	Applicable Deductible/Co-Payment, this Meeting
TOTAL	<u>\$11,044.73</u>	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 01/25/2024 and 03/31/2024

Summary of work completed: Prepare pilot test report, prepare petroleum fund documentation, conduct monthly O&M on remediation system, prepare 2nd half groundwater monitoring report

Site Summary Report

Case Number: 2016000023 Site Name: Pit Stop #1

Site Status

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

Contaminant: Gasoline (containing <= 10% ethanol)

Fund Coverage	\$1,000,000.00
Amount Fund Will Pay	\$720,000.00
Amount Requested	\$977,176.96
Amount Disallowed	\$59,285.63
Misc Debit/Credit	\$0.00
Reduction Amount Paid	\$183,578.29
Pending Copay/Deductible	\$1,227.19
Copay/Deductible	\$72,204.12
Amount Recommended	\$660,881.73
Amount Paid	\$649,837.00

Site Identification

Date Submitted:	09/19/2016	DEP Facility Number:	6-000317
Site Name	Pit Stop #1		
Site Contact	Pam Williams	Telephone:	(775)934-3818
Site Address	275 12th St Elko, NV 89801		
County:	Elko County		
Owner/Operator Name:	AL Park Petroleum, Inc.		
Contact Name of Owner/Operator:	Pam Williams 379 Westby Drive Spring Creek, NV 89815	Telephone:	(775)934-3818
Prime Contractor	McGInley & Associates, Inc, DBA UES		
Contact Name	Caitlin Jelle		
Contractor Address	6995 Sierra Center Parkway Reno, NV 89511		
Telephone:	(775)829-2245	% Board Reduction:	20.00

Site Characteristics

Alt ID	Tank Cap. (Gallons)	Tank Age (Years)	Tank Type	Leak Location
005	14000	40	Aboveground	Pipe, Underground product piping - Only piping was removed from service. Tank was re-plumbed into differen

Case: #2016000027
Claim #: 80720

STAFF RECOMMENDATION
June 13, 2024

Staff recommends this claim be reimbursed \$11,477.42 from the Petroleum Fund for cleanup costs.

	\$554,444.16	Amount Requested to Date
	(\$1,749.71)	Amount Disallowed, Past Claims
	(\$81,085.36)	Board Reduction, Past Claims
	(\$45,741.82)	Deductible/Co-Payment Satisfied to Date
	(\$221,748.33)	Amount Paid to Date
SUB TOTAL	<u>\$14,190.75</u>	Amount Requested this Meeting
	(\$21.10)	Amount Disallowed this Meeting
	<u>(\$1,416.96)</u>	Board Reduction, This Meeting
SUB TOTAL	\$12,752.69	
	(\$1,275.27)	Applicable Deductible/Co-Payment, this Meeting
TOTAL	<u>\$11,477.42</u>	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 02/01/2024 and 04/01/2024

Summary of work completed: Fourth Quarter 2023 reporting and submittal; cost proposal preparation; First Quarter 2024 sampling; claim preparation and submittal; proof of payment preparation and submittal

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)

Fund Coverage	\$4,000,000.00
Amount Fund Will Pay	\$3,240,000.00
Amount Requested	\$554,444.16
Amount Disallowed	\$1,770.81
Misc Debit/Credit	\$0.00
Reduction Amount Paid	\$82,502.32
Pending Copay/Deductible	\$1,275.27
Copay/Deductible	\$45,741.82
Amount Recommended	\$447,665.42
Amount Paid	\$436,188.00

Site Identification

Date Submitted:	11/01/2016	DEP Facility Number:	8-001810
Site Name	Terrible Herbst #272		
Site Contact	Bob Laszcik	Telephone:	(702)327-0302
Site Address	2395 N Rancho Dr Las Vegas, NV 89130		
County:	Clark County		
Owner/Operator Name:	Terrible Herbst, Inc.		
Contact Name of Owner/Operator:	Ben Scott	Telephone:	(325)716-9344
	3440 West Russell Road Las Vegas, NV 89118		
Prime Contractor	The Westmark Group		
Contact Name	Kathleen Johnson		
Contractor Address	7145 South Buffalo Drive, Suite C105 Las Vegas, NV 89113		
Telephone:	(702)305-2650	% Board Reduction:	10.00

Site Characteristics

Alt ID	Tank Cap. (Gallons)	Tank Age (Years)	Tank Type	Leak Location
003	10000	27	Regulated UST	Pipe
001	15000	27	Regulated UST	Pipe
002	10000	27	Regulated UST	Pipe
001	15000	27	Regulated UST	See Synopsis

Case: #2017000015
Claim #: 80544

STAFF RECOMMENDATION
June 13, 2024

Staff recommends this claim be reimbursed \$186,507.14 from the Petroleum Fund for cleanup costs.

	\$845,044.25	Amount Requested to Date
	(\$5,861.55)	Amount Disallowed, Past Claims
	(\$63,738.62)	Board Reduction, Past Claims
	(\$56,403.32)	Deductible/Co-Payment Satisfied to Date
	<u>(\$403,417.21)</u>	Amount Paid to Date
SUB TOTAL	\$211,410.90	Amount Requested this Meeting
	<u>(\$4,180.74)</u>	Amount Disallowed this Meeting
SUB TOTAL	\$207,230.16	
	<u>(\$20,723.02)</u>	Applicable Deductible/Co-Payment, this Meeting
TOTAL	\$186,507.14	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 12/31/2022 and 02/29/2024

Summary of work completed: Project management; expansion of remediation system including installation of additional remediation wells; remediation system startup and routine maintenance; groundwater monitoring and sampling; and preparation of Fund documents.

Site Summary Report

Case Number: 2017000015 Site Name: Auto Center (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)

Fund Coverage	\$1,000,000.00
Amount Fund Will Pay	\$842,635.23
Amount Requested	\$845,044.25
Amount Disallowed	\$10,042.29
Misc Debit/Credit	\$0.00
Reduction Amount Paid	\$63,738.62
Pending Copay/Deductible	\$20,723.02
Copay/Deductible	\$56,403.32
Amount Recommended	\$694,137.01
Amount Paid	\$507,629.87

Site Identification

Date Submitted:	05/03/2017	DEP Facility Number:	8-001471
Site Name	Auto Center (green Valley Grocery #63)		
Site Contact	Amit Sahgal	Telephone:	(702)258-0488
Site Address	4030 W Charleston Blvd Las Vegas, NV 89102		
County:	Clark County		
Owner/Operator Name:	Ellen 5, LLC		
Contact Name of Owner/Operator:	Tedd Rosenstein	Telephone:	(702)362-4144
	2500 W Sahara Ave Ste 211 Las Vegas, NV 89102		
Prime Contractor	Broadbent And Associates, Inc.		
Contact Name	Jonathan Bell		
Contractor Address	113 Falls Court Suite 700 Boerne, TX 78006		
Telephone:	(702)563-0600	% Board Reduction:	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: #2018000009
Claim #: 80723

STAFF RECOMMENDATION
June 13, 2024

Staff recommends this claim be reimbursed \$67,194.87 from the Petroleum Fund for cleanup costs.

	\$711,801.67	Amount Requested to Date
	(\$4,772.16)	Amount Disallowed, Past Claims
	(\$63,236.85)	Deductible/Co-Payment Satisfied to Date
	(\$548,377.73)	Amount Paid to Date
SUB TOTAL	<u>\$74,660.97</u>	Amount Requested this Meeting
	(\$7,466.10)	Applicable Deductible/Co-Payment, this Meeting
TOTAL	<u>\$67,194.87</u>	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 01/11/2024 and 03/31/2024

Summary of work completed: Operate and conduct O&M on remediation system, conduct 1st quarter groundwater monitoring event, prepare petroleum fund documentation

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)

Fund Coverage	\$2,000,000.00
Amount Fund Will Pay	\$1,800,000.00
Amount Requested	\$711,801.67
Amount Disallowed	\$4,772.16
Misc Debit/Credit	\$0.00
Reduction Amount Paid	\$0.00
Pending Copay/Deductible	\$7,466.10
Copay/Deductible	\$63,236.85
Amount Recommended	\$636,221.03
Amount Paid	\$569,026.16

Site Identification

Date Submitted:	05/25/2018	DEP Facility Number:	5-000378
Site Name	Pacific Pride		
Site Contact	Bryan Reed	Telephone:	(775)296-0155
Site Address	3600 W Winnemucca Blvd Winnemucca, NV 89445		
County:	Humboldt County		
Owner/Operator Name:	Reed Incorporated		
Contact Name of Owner/Operator:	Bryan Reed	Telephone:	(775)289-4463
	802 Avenue E Ely, NV 89301		
Prime Contractor	McGInley & Associates, Inc, DBA UES		
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
003	15000	54	Aboveground	The shear valve associated with diesel dispenser #3
001	15000	54	Aboveground	The shear valve associated with the regular gasoline dispenser #5

Case: #2018000018
Claim #: 80685

STAFF RECOMMENDATION

June 13, 2024

Staff recommends this claim be reimbursed \$46,492.87 from the Petroleum Fund for cleanup costs.

	\$847,399.58	Amount Requested to Date
	(\$16,980.65)	Amount Disallowed, Past Claims
	(\$257,345.05)	Board Reduction, Past Claims
	(\$51,505.61)	Deductible/Co-Payment Satisfied to Date
	(\$189,426.73)	Amount Paid to Date
SUB TOTAL	<u>\$58,017.69</u>	Amount Requested this Meeting
	(\$619.09)	Amount Disallowed this Meeting
	(\$5,739.86)	Board Reduction, This Meeting
SUB TOTAL	<u>\$51,658.74</u>	
	(\$5,165.87)	Applicable Deductible/Co-Payment, this Meeting
TOTAL	<u>\$46,492.87</u>	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 04/15/2023 and 11/09/2023

Summary of work completed: This claim is for various activities associated with site investigation, monitoring, and remediation at Whiskey Pete's Stateline Stop. Work activities included preparation and submittal of various reports (Q2 and Q3 2023 Groundwater Monitoring Reports and the SVE/biosparge system O&M manual). Field activities included quarterly groundwater monitoring in Q2 and Q3 2023, LNAPL recovery activities (absorbent sock deployment in wells with LNAPL, well gauging, and sock changeouts), SVE/biosparge system construction (electrical supply design and installation, system compound installation, and SVE/biosparge equipment skid offloading and connections), purchase of the SVE/biosparge equipment skid from Mako Industries, and SVE/biosparge system startup and O&M activities.

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)

Fund Coverage	\$1,000,000.00
Amount Fund Will Pay	\$647,905.56
Amount Requested	\$847,399.58
Amount Disallowed	\$17,599.74
Misc Debit/Credit	\$0.00
Reduction Amount Paid	\$263,084.91
Pending Copay/Deductible	\$5,165.87
Copay/Deductible	\$51,505.61
Amount Recommended	\$510,043.45
Amount Paid	\$463,550.58

Site Identification

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

Site Characteristics

Alt ID	Tank Cap. (Gallons)	Tank Age (Years)	Tank Type	Leak Location
005	10000	31	Regulated UST	Tank

Case: #2019000002
Claim #: 80695

STAFF RECOMMENDATION

June 13, 2024

Staff recommends this claim be reimbursed \$37,744.20 from the Petroleum Fund for cleanup costs.

	\$314,711.66	Amount Requested to Date
	(\$841.42)	Amount Disallowed, Past Claims
	(\$27,193.24)	Deductible/Co-Payment Satisfied to Date
	(\$112,304.25)	Amount Paid to Date
SUB TOTAL	<u>\$41,938.00</u>	Amount Requested this Meeting
	(\$4,193.80)	Applicable Deductible/Co-Payment, this Meeting
TOTAL	<u>\$37,744.20</u>	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 01/29/2024 and 03/12/2024

Summary of work completed: Project management, cost proposal preparation, coordination of permanent well closure, well and well box abandonment, shapefile preparation, and preparation of petroleum fund reimbursement claim for 1st Quarter 2024.

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)

Fund Coverage	\$1,000,000.00
Amount Fund Will Pay	\$900,000.00
Amount Requested	\$314,711.66
Amount Disallowed	\$841.42
Misc Debit/Credit	\$0.00
Reduction Amount Paid	\$0.00
Pending Copay/Deductible	\$4,193.80
Copay/Deductible	\$27,193.24
Amount Recommended	\$282,483.20
Amount Paid	\$244,739.00

Site Identification

Date Submitted:	06/13/2019	DEP Facility Number:	8-001721
Site Name	Rebel Store #2166	Telephone:	(453)423-6555
Site Contact	Dana Cason-Teppe		
Site Address	4115 S Decatur Blvd Las Vegas, NV 89103		
County:	Clark County		
Owner/Operator Name:	Rebel Oil Company		
Contact Name of Owner/Operator:	Dana Cason Teepe 10650 West Charleston Boulevard Las Vegas, NV 89135	Telephone:	(702)382-5866
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
004-M	8000	28	Regulated UST	Pipe

Case: #202000015
Claim #: 80710

STAFF RECOMMENDATION
June 13, 2024

Staff recommends this claim be reimbursed \$21,779.32 from the Petroleum Fund for cleanup costs.

	\$532,224.05	Amount Requested to Date
	(\$1,749.00)	Amount Disallowed, Past Claims
	(\$196,057.20)	Board Reduction, Past Claims
	(\$29,408.57)	Deductible/Co-Payment Satisfied to Date
	(\$264,677.22)	Amount Paid to Date
SUB TOTAL	<u>\$40,332.06</u>	Amount Requested this Meeting
	(\$16,132.82)	Board Reduction, This Meeting
SUB TOTAL	<u>\$24,199.24</u>	
	(\$2,419.92)	Applicable Deductible/Co-Payment, this Meeting
TOTAL	<u>\$21,779.32</u>	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 12/23/2023 and 03/31/2024

Summary of work completed: Project management; quarterly groundwater sampling; status report preparation; LNAPL recovery; performance of a limited LNAPL recovery test; preparation of a VE/AS pilot test workplan; preparation of an additional ESA workplan; revisions to three 2-dimensional geologic cross sections; and preparation of Fund documents.

Site Summary Report

Case Number: 2020000015 Site Name: Gas 2 Go

Site Status

Synopsis: GASOLINE RELEASE FROM 10,000 GALLON PREMIUM TANK (TANK #3) DISCOVERED FOLLOWING TANK REMOVAL ON JANUARY 23, 2020 (INSTALLED 1991). COVERAGE GRANTED AT SEPTEMBER 2020 MEETING WITH 40% REDUCTION DUE TO NON-COMPLIANCE.

Contaminant: Gasoline (containing <= 10% ethanol)

Fund Coverage	\$1,000,000.00
Amount Fund Will Pay	\$540,000.00
Amount Requested	\$532,224.05
Amount Disallowed	\$1,749.00
Misc Debit/Credit	\$0.00
Reduction Amount Paid	\$212,190.02
Pending Copay/Deductible	\$2,419.92
Copay/Deductible	\$29,408.57
Amount Recommended	\$286,456.54
Amount Paid	\$264,677.22

Site Identification

Date Submitted:	06/05/2020	DEP Facility Number:	8-001529
Site Name	Gas 2 Go	Telephone:	(702)878-1903
Site Contact	Matthew Becker		
Site Address	6390 W Lake Mead Blvd Las Vegas, NV 89108		
County:	Clark County		
Owner/Operator Name:	Canyon Plaza, LLC		
Contact Name of Owner/Operator:	Matt Becker	Telephone:	(702)878-1903
	50 South Jones Boulevard, Suite 100 Las Vegas, NV 89107		
Prime Contractor	Broadbent & Associates, Inc.		
Contact Name	Stephanie Holst		
Contractor Address	8 W. Pacific Avenue Henderson, NV 89015		
Telephone:	(702)563-0600	% Board Reduction:	40.00

Site Characteristics

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

Case: #202000016
Claim #: 80714

STAFF RECOMMENDATION
June 13, 2024

Staff recommends this claim be reimbursed \$16,644.65 from the Petroleum Fund for cleanup costs.

	\$287,492.82	Amount Requested to Date
	(\$589.90)	Amount Disallowed, Past Claims
	(\$26,840.88)	Deductible/Co-Payment Satisfied to Date
	(\$205,848.11)	Amount Paid to Date
SUB TOTAL	<u>\$18,494.05</u>	Amount Requested this Meeting
	(\$1,849.40)	Applicable Deductible/Co-Payment, this Meeting
TOTAL	<u>\$16,644.65</u>	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 01/31/2024 and 03/08/2024

Summary of work completed: Project management; well abandonment; site closure activities; preparation of Fund documents.
This is the final claim for this case.

Site Summary Report

Case Number: 2020000016 Site Name: Us Gas #7

Site Status

Synopsis: CONTAMINATION DISCOVERED DURING TANK REMOVAL ACTIVITIES. DISCHARGE EMANATED FROM TWO UNDERGROUND STORAGE TANKS IN WHICH THERE WAS TANK FAILURE. BOTH TANKS WERE 10,000-GALLONS, ONE CONTAINING DIESEL AND ONE CONTAINING GASOLINE.

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

Fund Coverage	\$2,000,000.00
Amount Fund Will Pay	\$1,800,000.00
Amount Requested	\$287,492.82
Amount Disallowed	\$589.90
Misc Debit/Credit	\$0.00
Reduction Amount Paid	\$0.00
Pending Copay/Deductible	\$1,849.40
Copay/Deductible	\$26,840.88
Amount Recommended	\$258,212.64
Amount Paid	\$241,567.99

Site Identification

Date Submitted:	09/23/2020	DEP Facility Number:	8-000132
Site Name	Us Gas #7	Telephone:	(702)845-6951
Site Contact	Val Amiel		
Site Address	798 W Mesquite Blvd Mesquite, NV 89027		
County:	Clark County		
Owner/Operator Name:	LV Petroleum, LLC		
Contact Name of Owner/Operator:	Val Amiel 4495 W Hacienda Ave Las Vegas, NV 89008	Telephone:	(702)683-8008
Prime Contractor	Broadbent & Associates		
Contact Name	Carlos Cobos		
Contractor Address	8 West Pacific Avenue Henderson, NV 89015		
Telephone:	(702)351-3157	% Board Reduction:	0.00

Site Characteristics

Alt ID	Tank Cap. (Gallons)	Tank Age (Years)	Tank Type	Leak Location
002	10000	Closed	Regulated UST	Tank
001	10000	39	Regulated UST	Tank

Case: #2021000014
Claim #: 80715

STAFF RECOMMENDATION
June 13, 2024

Staff recommends this claim be reimbursed \$13,200.40 from the Petroleum Fund for cleanup costs.

	\$250,759.86	Amount Requested to Date
	(\$6,895.23)	Amount Disallowed, Past Claims
	(\$22,919.25)	Deductible/Co-Payment Satisfied to Date
	(\$206,273.27)	Amount Paid to Date
SUB TOTAL	<u>\$14,672.11</u>	Amount Requested this Meeting
	(\$5.00)	Amount Disallowed this Meeting
SUB TOTAL	<u>\$14,667.11</u>	
	(\$1,466.71)	Applicable Deductible/Co-Payment, this Meeting
TOTAL	<u>\$13,200.40</u>	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 11/30/2023 and 03/31/2024

Summary of work completed: Project management; preparation of 4Q monitoring report; LNAPL recovery; remediation system O&M; 1Q groundwater sampling and reporting; and 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

Fund Coverage	\$1,000,000.00
Amount Fund Will Pay	\$900,000.00
Amount Requested	\$250,759.86
Amount Disallowed	\$6,900.23
Misc Debit/Credit	\$0.00
Reduction Amount Paid	\$0.00
Pending Copay/Deductible	\$1,466.71
Copay/Deductible	\$22,919.25
Amount Recommended	\$219,473.67
Amount Paid	\$206,273.27

Site Identification

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

Site Characteristics

Alt ID	Tank Cap. (Gallons)	Tank Age (Years)	Tank Type	Leak Location
003	20000	29	Regulated UST	Ball valve leaked
001	20000	29	Regulated UST	Ball valve leaked
002	20000	29	Regulated UST	Ball valve leaked

Case: #2022000018
Claim #: 80718

STAFF RECOMMENDATION
June 13, 2024

Staff recommends this claim be reimbursed \$23,555.44 from the Petroleum Fund for cleanup costs.

	\$66,871.48	Amount Requested to Date
	(\$6,813.12)	Board Reduction, Past Claims
	(\$2,725.25)	Deductible/Co-Payment Satisfied to Date
	<u>(\$24,527.22)</u>	Amount Paid to Date
SUB TOTAL	\$32,805.89	Amount Requested this Meeting
	(\$90.00)	Amount Disallowed this Meeting
	<u>(\$6,543.18)</u>	Board Reduction, This Meeting
SUB TOTAL	\$26,172.71	
	<u>(\$2,617.27)</u>	Applicable Deductible/Co-Payment, this Meeting
TOTAL	\$23,555.44	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 01/15/2024 and 03/31/2024

Summary of work completed: Project management; additional characterization activities including installation of 3 new groundwater monitoring wells; quarterly groundwater monitoring and status report preparation; and preparation of Fund documents.

Site Summary Report

Case Number: 2022000018 Site Name: Pilot Travel Centers LLC #341

Site Status

Synopsis: GASOLINE DISCHARGE DISCOVERED DECEMBER 15, 2021, DURING RELEASE INVESTIGATION FOLLOWING REPLACEMENT OF A BALL VALVE ON JULY 8, 2021. CONTAMINATION EMANATED FROM PENETRATIONS IN THE ISOLATION SUMP CONTAINING THE FAILED BALL VALVE, FOR DISPENSERS 1-4 ON THE AUTO SIDE OF THE PROPERTY. FACILITY HAD MULTIPLE INELIGIBLE RELEASES ON THIS SIDE OF THE FACILITY. SITE SPECIFIC BOARD DETERMINATION C2022-01 WAS APPROVED DECEMBER 8, 2022, GRANTING COVERAGE WITH A 20% REDUCTION FOR COMINGLED CONTAMINATION.

Contaminant: Gasoline (containing <= 10% ethanol)

Fund Coverage	\$1,000,000.00
Amount Fund Will Pay	\$720,000.00
Amount Requested	\$66,871.48
Amount Disallowed	\$90.00
Misc Debit/Credit	\$0.00
Reduction Amount Paid	\$13,356.30
Pending Copay/Deductible	\$2,617.27
Copay/Deductible	\$2,725.25
Amount Recommended	\$48,082.66
Amount Paid	\$24,527.22

Site Identification

Date Submitted:	06/14/2022	DEP Facility Number:	8-001634
Site Name	Pilot Travel Centers LLC #341	Telephone:	(865)474-2438
Site Contact	Chip Hughes		
Site Address	3812 E Craig Rd North Las Vegas, NV 89030		
County:	Clark County		
Owner/Operator Name:	Pilot Travel Centers LLC		
Contact Name of Owner/Operator:	Joey Cupp 5508 Lonas Road Knoxville, TN 37909	Telephone:	(865)588-7488 Ext: 2
Prime Contractor	Broadbent & Associates, Inc.		
Contact Name	Kyle Virva		
Contractor Address	12760 Stroh Ranch Way, Ste 101 Parker, CO 80134		
Telephone:	(561)309-1682	% Board Reduction:	20.00

Site Characteristics

Alt ID	Tank Cap. (Gallons)	Tank Age (Years)	Tank Type	Leak Location
004	12000	29	Regulated UST	Ball Valve failure

Case: #2023000018
Claim #: 80724

STAFF RECOMMENDATION
June 13, 2024

Staff recommends this claim be reimbursed \$20,143.91 from the Petroleum Fund for cleanup costs.

	\$71,748.30	Amount Requested to Date
	(\$4,936.62)	Deductible/Co-Payment Satisfied to Date
	<u>(\$44,429.56)</u>	Amount Paid to Date
SUB TOTAL	\$22,382.12	Amount Requested this Meeting
	<u>(\$2,238.21)</u>	Applicable Deductible/Co-Payment, this Meeting
TOTAL	\$20,143.91	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 10/06/2023 and 03/31/2024

Summary of work completed: Assessment of site conditions pursuant to release discovery, prepare site characterization work plan, prepare petroleum fund documentation, conduct subsurface investigation, and prepare follow up report/monitoring well work plan

Site Summary Report

Case Number: 2023000018 Site Name: R Place #1

Site Status

Synopsis: THE DISCHARGE WAS DISCOVERED ON AUGUST 3, 2023 DURING REMOVAL OF TWO GASOLINE DISPENSERS AND ASSOCIATED CONVEYANCE PIPING. THE SOURCE WAS IDENTIFIED AS LEAKING PRODUCT PIPING ASSOCIATED WITH TANKS 3 AND 4.

Contaminant: Gasoline (containing <= 10% ethanol)

Fund Coverage	\$2,000,000.00
Amount Fund Will Pay	\$1,800,000.00
Amount Requested	\$71,748.30
Amount Disallowed	\$0.00
Misc Debit/Credit	\$0.00
Reduction Amount Paid	\$0.00
Pending Copay/Deductible	\$2,238.21
Copay/Deductible	\$4,936.62
Amount Recommended	\$64,573.47
Amount Paid	\$44,429.56

Site Identification

Date Submitted:	11/28/2023	DEP Facility Number:	6-000197
Site Name	R Place #1		
Site Contact	Bryan Reed	Telephone:	(775)296-0155
Site Address	1100 E Aultman St Ely, NV 89301		
County:	White Pine County		
Owner/Operator Name:	Reed Incorporated		
Contact Name of Owner/Operator:	Bryan Reed	Telephone:	(775)289-4463
	802 Avenue E Ely, NV 89301		
Prime Contractor	McGInley & Associates, Inc, DBA UES		
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
003	12000	35	Regulated UST	Pipe
004	12000	35	Regulated UST	Pipe

Case: #2023000028
Claim #: 80698

STAFF RECOMMENDATION
June 13, 2024

Staff recommends this claim be reimbursed \$23,480.55 from the Petroleum Fund for cleanup costs.

	\$29,369.50	Amount Requested to Date
	\$0.00	Deductible/Co-Payment Satisfied to Date
	\$0.00	Amount Paid to Date
SUB TOTAL	<u>\$29,369.50</u>	Amount Requested this Meeting
	<u>(\$3,280.00)</u>	Amount Disallowed this Meeting
SUB TOTAL	\$26,089.50	
	<u>(\$2,608.95)</u>	Applicable Deductible/Co-Payment, this Meeting
TOTAL	<u>\$23,480.55</u>	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 09/05/2023 and 04/01/2024

Summary of work completed: Project management, utility clearance coordination, subsurface soil investigation by soil boring advancement, groundwater monitoring or remediation well construction, site characterization report preparation (small scale investigation), transportation of soil drums to LVP, surveying services, prepare supplemental information and application for fund coverage, prepare cost proposal, soil cutting disposal, groundwater monitoring and well sampling and/or free product removal for 1st Quarter 2024, and laboratory analysis.

Site Summary Report

Case Number: 2023000028 Site Name: Anderson Dairy INC

Site Status

Synopsis: THE DISCHARGE WAS DISCOVERED ON SEPTEMBER 13, 2023 AFTER A SITE ASSESSMENT WAS PERFORMED DUE TO A TANK SYSTEM FAILING A TIGHTNESS TEST. THE SOURCE WAS IDENTIFIED AS A LEAKING UNDERGROUND STORAGE TANK CONTAINING GASOLINE.

Contaminant: Gasoline (containing <= 10% ethanol)

Fund Coverage	\$1,000,000.00
Amount Fund Will Pay	\$900,000.00
Amount Requested	\$29,369.50
Amount Disallowed	\$3,280.00
Misc Debit/Credit	\$0.00
Reduction Amount Paid	\$0.00
Pending Copay/Deductible	\$2,608.95
Copay/Deductible	\$0.00
Amount Recommended	\$23,480.55
Amount Paid	\$0.00

Site Identification

Date Submitted:	01/30/2024	DEP Facility Number:	8-000009
Site Name	Anderson Dairy INC	Telephone:	(702)379-3393
Site Contact	Russell Peterson		
Site Address	801 Searles Ave Las Vegas, NV 89101		
County:	Clark County		
Owner/Operator Name:	Anderson Dairy, Inc.		
Contact Name of Owner/Operator:	Russell Peterson	Telephone:	(702)379-3393
	801 Searles Avenue Las Vegas, NV 89101		
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
007	12000	31	Regulated UST	Tank

Case: #2024000004
Claim #: 80683

STAFF RECOMMENDATION
June 13, 2024

Staff recommends this claim be reimbursed \$26,197.44 from the Petroleum Fund for cleanup costs.

	\$26,509.94	Amount Requested to Date
	\$0.00	Deductible/Co-Payment Satisfied to Date
	\$0.00	Amount Paid to Date
SUB TOTAL	<u>\$26,509.94</u>	Amount Requested this Meeting
	(\$62.50)	Amount Disallowed this Meeting
SUB TOTAL	<u>\$26,447.44</u>	
	(\$250.00)	Applicable Deductible/Co-Payment, this Meeting
TOTAL	<u>\$26,197.44</u>	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 01/19/2024 and 02/29/2024

Summary of work completed: Professional services conducted during this project include: CEM observation of a 500-gallon residential heating oil underground storage tank (UST) removal and over-excavation of impacted soil located at the City of Reno - California Building located at 75 Cowan Dr., Reno, NV. Specifically, collection of confirmation soil samples, observation of over-excavation of impacted soil activities, disposal of impacted soils, submittal of the soil samples to Nevada Analytical Services (Reno, NV), preparation of Petroleum Fund Application, preparation of a Tank Closure Assessment and Release Report; and preparation of Petroleum Fund Reimbursement Claim.

Site Summary Report

Case Number: 2024000004 **Site Name:** Residential Heating Oil Tank At 75 Cowan Drive

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 20.07 TONS OF CONTAMINATED SOIL WAS REMOVED.

Contaminant: Heating Oil

Fund Coverage	\$250,250.00
Amount Fund Will Pay	\$250,000.00
Amount Requested	\$26,509.94
Amount Disallowed	\$62.50
Misc Debit/Credit	\$0.00
Reduction Amount Paid	\$0.00
Pending Copay/Deductible	\$250.00
Copay/Deductible	\$0.00
Amount Recommended	\$26,197.44
Amount Paid	\$0.00

Site Identification

Date Submitted:	02/21/2024	DEP Facility Number:	D-001400
Site Name	Residential Heating Oil Tank At 75 Cowan Drive		
Site Contact	Daniel Tresley	Telephone:	(775)560-6883
Site Address	75 Cowan Drive Reno, NV 89509		
County:	Washoe County		
Owner/Operator Name:	City Of Reno		
Contact Name of Owner/Operator:	Daniel Tresley	Telephone:	(775)560-6883
	1 East First Street Reno, NV 89501		
Prime Contractor	Broadbent & Associates		
Contact Name	Brandon Reiff		
Contractor Address	5450 Louie Lane Suite: 101 Reno, NV 89511		
Telephone:	(775)313-2096	% Board Reduction:	0.00

Site Characteristics

Alt ID	Tank Cap. (Gallons)	Tank Age (Years)	Tank Type	Leak Location
1	500	96	Non-Regulated	Tank

FOR POSSIBLE ACTION	7.	1999000086; 80716	Terrible Herbst, Inc.: Terrible Herbst #126	\$3,250.00	\$2,925.00
FOR POSSIBLE ACTION	8.	1999000114; 80673	City Of Fallon: Fallon Maint. Yard	\$35,302.16	\$34,788.18
FOR POSSIBLE ACTION	9.	2007000014; 80697	Raiders Oz Business, Llc: Former Ace Cab/frias Transportation	\$63,340.93	\$57,006.84
FOR POSSIBLE ACTION	10.	2007000016; 80704	Golden Gate Petroleum Of Nevada Llc: Golden Gate Store #43	\$6,771.06	\$6,093.95
FOR POSSIBLE ACTION	11.	2010000009; 80721	Hpt Ta Properties Trust: Mill City Travel Center	\$28,935.24	\$23,017.82
FOR POSSIBLE ACTION	12.	2011000009; 80707	Cimarron West: Cimarron West	\$9,670.52	\$8,703.47
FOR POSSIBLE ACTION	13.	2013000019; 80708	Hardy Enterprises, Inc.: Elko Sinclair #53	\$29,842.78	\$26,746.00
FOR POSSIBLE ACTION	14.	2014000025; 80719	Superior Campgrounds Of America, Llc: Silver City Rv Resort	\$19,284.51	\$17,356.06
FOR POSSIBLE ACTION	15.	2014000033; 80684	Speedee Mart Inc.: Speedee Mart #108	\$42,321.87	\$38,089.68
FOR POSSIBLE ACTION	16.	2015000009; 80722	Hpt Ta Properties Trust: Las Vegas Travel Center	\$5,591.00	\$5,031.90
FOR POSSIBLE ACTION	17.	2016000009; 80641	7-Eleven, Inc: 7-Eleven #13685	\$22,299.45	\$20,069.51
FOR POSSIBLE ACTION	18.	2016000023; 80702	Al Park Petroleum, Inc.: Pit Stop #1	\$15,339.90	\$11,044.73
FOR POSSIBLE ACTION	19.	2016000027; 80720	Terrible Herbst, Inc.: Terrible Herbst #272	\$14,190.75	\$11,477.42
FOR POSSIBLE ACTION	20.	2017000015; 80544	Ellen 5, Llc: Auto Center (green Valley Grocery #63)	\$211,410.90	\$186,507.14
FOR POSSIBLE ACTION	21.	2018000009; 80723	Reed Incorporated: Pacific Pride	\$74,660.97	\$67,194.87
FOR POSSIBLE ACTION	22.	2018000018; 80685	Primadonna Company, Llc: Whiskey Pete's Stateline Stop	\$58,017.69	\$46,492.87
FOR POSSIBLE ACTION	23.	2019000002; 80695	Rebel Oil Company: Rebel Store #2166	\$41,938.00	\$37,744.20
FOR POSSIBLE ACTION	24.	2020000015; 80710	Canyon Plaza, Llc: Gas 2 Go	\$40,332.06	\$21,779.32
FOR POSSIBLE ACTION	25.	2020000016; 80714	LV Petroleum, Llc: Us Gas #7	\$18,494.05	\$16,644.65
FOR POSSIBLE ACTION	26.	2021000014; 80715	Pilot Travel Centers Llc: Pilot Travel Centers LLC #341	\$14,672.11	\$13,200.40
FOR POSSIBLE ACTION	27.	2022000018; 80718	Pilot Travel Centers Llc: Pilot Travel Centers LLC #341	\$32,805.89	\$23,555.44
FOR POSSIBLE ACTION	28.	2023000018; 80724	Reed Incorporated: R Place #1	\$22,382.12	\$20,143.91
SUB TOTAL:				<u>\$894,109.17</u>	<u>\$772,184.83</u>
RECOMMENDED CLAIMS TOTAL:				<u>\$949,988.61</u>	<u>\$821,862.82</u>

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

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

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

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

HEATING OIL

			<u>REQUESTED</u>	<u>PAID</u>
FOR DISCUSSION	1.	2024000005; 80681 Maria Mederos-Ayala: Residence Of 800 Cordone Avenue	\$26,484.33	\$26,234.33
FOR DISCUSSION	2.	2024000006; 80680 Patrick Andersen: Residential Heating Oil Tank At 515 5th Street	\$31,168.23	\$30,918.23
FOR DISCUSSION	3.	2024000007; 80682 Karen Robinson: Residence Of 2590 Knob Hill Drive	\$26,576.00	\$26,326.00
FOR DISCUSSION	4.	2024000009; 80699 Truckee Meadows Habitat For Humanity: Residence Of 13905 Mount Vida Street	\$32,856.39	\$32,606.39
		SUB TOTAL:	<u>\$117,084.95</u>	<u>\$116,084.95</u>

ONGOING CASES

			<u>REQUESTED</u>	<u>PAID</u>
FOR DISCUSSION	1.	1993000102; 80694 Rebel Oil Company: Rebel Store #2008	\$64,647.75	\$64,647.75
FOR DISCUSSION	2.	1995000012; 80552 Model T Casino Resort Llc: Parker's Model T	\$51,026.68	\$45,924.01
FOR DISCUSSION	3.	1999000066; 80690 HP Management, Llc: Former Haycock Petroleum	\$30,593.07	\$27,533.76
FOR DISCUSSION	4.	2017000035; 80693 Rebel Oil Company: Rebel Store #2177	\$10,208.50	\$8,445.15
FOR DISCUSSION	5.	2018000005; 80691 Rebel Oil Company: Rebel Store # 2153	\$9,511.50	\$8,560.35
FOR DISCUSSION	6.	2019000014; 80688 Western Cab Co: Western Cab CO	\$8,780.00	\$7,902.00
FOR DISCUSSION	7.	2022000012; 80687 Neissan Koroghli: City C-Store (7-11)	\$7,157.00	\$6,441.30
FOR DISCUSSION	8.	2022000015; 80692 Rebel Oil Company: Rebel Store #2197	\$20,166.81	\$14,520.11
		SUB TOTAL:	<u>\$202,091.31</u>	<u>\$183,974.43</u>
		DIRECT PAYMENT CLAIMS TOTAL:	<u>\$319,176.26</u>	<u>\$300,059.38</u>

BOARD MEETING CLAIMS TOTAL:

\$1,269,164.87

\$1,121,922.20

Case: #1993000102
Claim #: 80694

STAFF AUTHORIZED DIRECT PAYMENT

Payment Date: May 13, 2024

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.

	\$2,915,830.73	Amount Requested to Date
	(\$27,274.04)	Amount Disallowed, Past Claims
	(\$30,000.00)	Deductible/Co-Payment Satisfied to Date
	<u>(\$2,366,765.77)</u>	Amount Paid to Date
SUB TOTAL	\$64,647.75	Amount Requested this Meeting
	<u>\$0.00</u>	Applicable Deductible/Co-Payment, this Meeting
TOTAL	\$64,647.75	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 01/25/2024 and 04/03/2024

Summary of work completed: Project management, preparation of Cost Proposal, Groundwater Monitoring Well Sampling and/or Free Product Removal for 1st Quarter 2024, traffic plan preparation, traffic control services, site utility clearance, site grading, dust control, install NV Energy required bollards, conduit, block wall, pedestal mount, provide electrical service for remedial system, disposal of debris and materials, provide barricades and traffic control devices, site meetings with NV Energy, off load remedial equipment, stake site for NV Energy, 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. ADDITIONAL FUNDING APPROVED FOR CLEANUP ACTIVITIES UNDER FORMER POLICY RESOLUTION 2007-10.

Contaminant: Gasoline (containing <= 10% ethanol)

Fund Coverage	\$3,000,000.00
Amount Fund Will Pay	\$2,970,000.00
Amount Requested	\$2,915,830.73
Amount Disallowed	\$27,274.04
Misc Debit/Credit	\$0.00
Reduction Amount Paid	\$0.00
Pending Copay/Deductible	\$0.00
Copay/Deductible	\$30,000.00
Amount Recommended	\$2,869,770.94
Amount Paid	\$2,869,770.94

Site Identification

Date Submitted:	03/15/1993	DEP Facility Number:	8-000523
Site Name	Rebel Store #2008	Telephone:	(702)382-5866
Site Contact	Dana Cason Teepe		
Site Address	3235 Las Vegas Blvd N Las Vegas, NV 89115		
County:	Clark County		
Owner/Operator Name:	Rebel Oil Company		
Contact Name of Owner/Operator:	Dana Cason Teepe 10650 West Charleston Boulevard Las Vegas, NV 89135	Telephone:	(702)382-5866 Ext: 2
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	10000	Closed	Regulated UST	See Synopsis
002	10000	43	Regulated UST	See Synopsis

Case: #1995000012
Claim #: 80552

STAFF AUTHORIZED DIRECT PAYMENT

Payment Date: April 09, 2024

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.

	\$2,449,167.63	Amount Requested to Date
	(\$113,777.01)	Amount Disallowed, Past Claims
	(\$228,436.39)	Deductible/Co-Payment Satisfied to Date
	<u>(\$2,035,931.23)</u>	Amount Paid to Date
SUB TOTAL	\$51,026.68	Amount Requested this Meeting
	<u>(\$5,102.67)</u>	Applicable Deductible/Co-Payment, this Meeting
TOTAL	\$45,924.01	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 01/31/2021 and 02/29/2024

Summary of work completed: Prepare closure documentation, project management and client communication, liaison with NDEP regarding closure of case, discussion regarding neighboring properties, coordinate waste carbon disposal, solicit bids, coordinate and oversee well abandonment and vault removal, prepare petroleum fund documentation

Site Summary Report

Case Number: 1995000012 Site Name: Parker's Model T

Site Status

Synopsis: THE CONTAMINATION OCCURRED FROM FIVE 12,000-GALLON DIESEL AND GASOLINE TANKS.

Contaminant: Gasoline (containing <= 10% ethanol)

Fund Coverage	\$5,000,000.00
Amount Fund Will Pay	\$4,500,000.00
Amount Requested	\$2,449,167.63
Amount Disallowed	\$113,777.01
Misc Debit/Credit	\$0.00
Reduction Amount Paid	\$0.00
Pending Copay/Deductible	\$0.00
Copay/Deductible	\$233,539.06
Amount Recommended	\$2,092,009.55
Amount Paid	\$2,101,851.56

Site Identification

Date Submitted:	07/14/1994	DEP Facility Number:	5-000114
Site Name	Parker's Model T	Telephone:	(775)530-5897
Site Contact	Wendy Juarez		
Site Address	1130 W Winnemucca Blvd Winnemucca, NV 89445		
County:	Humboldt County		
Owner/Operator Name:	Model T Casino Resort LLC		
Contact Name of Owner/Operator:	Mac Potter PO Box 1847 Sparks, NV 89432	Telephone:	(775)530-1583
Prime Contractor	McGInley & Associates, Inc.		
Contact Name	Justin Fike		
Contractor Address	6995 Sierra Center Pkwy 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
001	12000	Closed	Regulated UST	See Synopsis
002	12000	55	Regulated UST	See Synopsis
003	12000	55	Regulated UST	See Synopsis
004	12000	55	Regulated UST	See Synopsis
005	12000	55	Regulated UST	See Synopsis

Case: #1999000066
Claim #: 80690

STAFF AUTHORIZED DIRECT PAYMENT

Payment Date: April 29, 2024

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.

	\$3,916,838.56	Amount Requested to Date
	(\$10,021.20)	Amount Disallowed, Past Claims
	(\$387,622.44)	Deductible/Co-Payment Satisfied to Date
	<u>(\$2,809,351.54)</u>	Amount Paid to Date
SUB TOTAL	\$30,593.07	Amount Requested this Meeting
	<u>(\$3,059.31)</u>	Applicable Deductible/Co-Payment, this Meeting
TOTAL	\$27,533.76	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 01/17/2024 and 04/02/2024

Summary of work completed: Project management, Remediation System O&M (Jan 2024 - Mar 2024), CEM Conducted Monthly Remediation System Maintenance (Jan 2024 - Mar 2024), 1st Quarter 2024 Remediation System Permit Report Preparation, 1st Quarter 2024 Well Sampling and/or Free Product Removal, 1st Quarter 2024 Groundwater Monitoring Remediation Status Report, preparation of petroleum fund claim reimbursement for 1st Quarter 2024, drafting services, and laboratory analysis.

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) IN 1999. AT THE DECEMBER 20, 2016 BOARD MEETING AN ADDITIONAL ALLOTMENT OF FUNDING WAS PROVIDED UNDER FORMER POLICY RESOLUTION 2007-10. AT THE MARCH 8, 2018 BOARD MEETING A SECOND ADDITIONAL ALLOTMENT OF FUNDING WAS APPROVED UNDER FORMER POLICY RESOLUTION 2007-10.

Contaminant: Gasoline (containing <= 10% ethanol)

Fund Coverage	\$4,000,000.00
Amount Fund Will Pay	\$3,600,000.00
Amount Requested	\$3,916,838.56
Amount Disallowed	\$10,021.20
Misc Debit/Credit	\$0.00
Reduction Amount Paid	\$0.00
Pending Copay/Deductible	\$0.00
Copay/Deductible	\$390,681.75
Amount Recommended	\$3,516,135.61
Amount Paid	\$3,516,135.61

Site Identification

Date Submitted:	03/30/1999	DEP Facility Number:	8-001512
Site Name	Former Haycock Petroleum	Telephone:	(702)219-5643
Site Contact	John Haycock		
Site Address	715 W Bonanza Rd Las Vegas, NV 89106		
County:	Clark County		
Owner/Operator Name:	HP Management, LLC		
Contact Name of Owner/Operator:	John Haycock P.O. Box 100 Pmb 380 Mammoth Lakes, CA 93546	Telephone:	(702)219-5643
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	25000	57	Aboveground	See Synopsis
006	20000	57	Aboveground	See Synopsis

Case: #2017000035
Claim #: 80693

STAFF AUTHORIZED DIRECT PAYMENT

Payment Date: May 13, 2024

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

	\$1,154,709.68	Amount Requested to Date
	(\$74,721.84)	Amount Disallowed, Past Claims
	(\$106,977.93)	Deductible/Co-Payment Satisfied to Date
	(\$666,905.67)	Amount Paid to Date
SUB TOTAL	<u>\$10,208.50</u>	Amount Requested this Meeting
	(\$825.00)	Amount Disallowed this Meeting
SUB TOTAL	<u>\$9,383.50</u>	
	(\$938.35)	Applicable Deductible/Co-Payment, this Meeting
TOTAL	<u>\$8,445.15</u>	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 01/29/2024 and 04/01/2024

Summary of work completed: Project management, CEM-Conducted Monthly System Maintenance - January 2024, cost proposal preparation, repairs to fence around remedial system, and weld rebar Conex box, 1st Quarter 2024 GroundwaterMonitoring Remediation Well Sampling and/or Free Product Removal, traffic control services, traffic plan preparation, 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. ADDITIONAL CLEANUP FUNDING APPROVED UNDER NRS 445C.380.4 AND POLICY RESOLUTION 2023-01.

Contaminant: Gasoline (containing <= 10% ethanol)

Fund Coverage	\$2,000,000.00
Amount Fund Will Pay	\$1,800,000.00
Amount Requested	\$1,154,709.68
Amount Disallowed	\$75,546.84
Misc Debit/Credit	\$0.00
Reduction Amount Paid	\$0.00
Pending Copay/Deductible	\$0.00
Copay/Deductible	\$107,916.28
Amount Recommended	\$971,246.56
Amount Paid	\$971,246.56

Site Identification

Date Submitted:	01/24/2018	DEP Facility Number:	8-001928
Site Name	Rebel Store #2177	Telephone:	
Site Contact			
Site Address	6400 W Lake Mead Blvd Las Vegas, NV 89108		
County:	Clark County		
Owner/Operator Name:	Rebel Oil Company		
Contact Name of Owner/Operator:	Dana Cason Teepe 10650 West Charleston Boulevard Las Vegas, NV 89135	Telephone:	(702)382-5866
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
1	12000	25	Regulated UST	The shear valve and piping beneath dispenser 3/4 were documented as seeping into the Under-Dispenser

Case: #2018000005
Claim #: 80691

STAFF AUTHORIZED DIRECT PAYMENT

Payment Date: May 13, 2024

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.

	\$288,999.77	Amount Requested to Date
	(\$2,161.99)	Amount Disallowed, Past Claims
	(\$27,732.65)	Deductible/Co-Payment Satisfied to Date
	<u>(\$112,254.95)</u>	Amount Paid to Date
SUB TOTAL	\$9,511.50	Amount Requested this Meeting
	<u>(\$951.15)</u>	Applicable Deductible/Co-Payment, this Meeting
TOTAL	\$8,560.35	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 01/29/2024 and 04/01/2024

Summary of work completed: Project management, cost proposal preparation, groundwater monitoring well sampling and/or free product removal for 1st Quarter 2024, preparation of Groundwater Monitoring/Remediation Report, preparation of petroleum fund reimbursement claim for 1st Quarter 2024, traffic control services, 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)

Fund Coverage	\$2,000,000.00
Amount Fund Will Pay	\$1,800,000.00
Amount Requested	\$288,999.77
Amount Disallowed	\$2,161.99
Misc Debit/Credit	\$0.00
Reduction Amount Paid	\$0.00
Pending Copay/Deductible	\$0.00
Copay/Deductible	\$28,683.80
Amount Recommended	\$258,153.98
Amount Paid	\$258,153.98

Site Identification

Date Submitted:	07/13/2018	DEP Facility Number:	8-001429
Site Name	Rebel Store # 2153	Telephone:	(702)555-5555
Site Contact	Pending		
Site Address	4595 E Tropicana Ave Las Vegas, NV 89121		
County:	Clark County		
Owner/Operator Name:	Rebel Oil Company		
Contact Name of Owner/Operator:	Dana Cason Teepe 10650 West Charleston Boulevard Las Vegas, NV 89135	Telephone:	(702)382-5866
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
005	6000	32	Regulated UST	Spill Bucket
002	12000	32	Regulated UST	Spill Bucket

Case: #2019000014
Claim #: 80688

STAFF AUTHORIZED DIRECT PAYMENT

Payment Date: April 29, 2024

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.

	\$274,293.99	Amount Requested to Date
	(\$1,866.48)	Amount Disallowed, Past Claims
	(\$26,364.74)	Deductible/Co-Payment Satisfied to Date
	(\$21,236.63)	Amount Paid to Date
SUB TOTAL	<u>\$8,780.00</u>	Amount Requested this Meeting
	(\$878.00)	Applicable Deductible/Co-Payment, this Meeting
TOTAL	<u>\$7,902.00</u>	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 03/18/2024 and 04/01/2024

Summary of work completed: Project management, 1st Quarter 2024 Well Sampling and/or Free Product Removal, preparation of 1st Quarter 2024 Groundwater Monitoring Remediation Status Report, preparation of petroleum fund claim reimbursement for 1st Quarter 2024, cost proposal preparation, 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)

Fund Coverage	\$1,000,000.00
Amount Fund Will Pay	\$900,000.00
Amount Requested	\$274,293.99
Amount Disallowed	\$1,866.48
Misc Debit/Credit	\$0.00
Reduction Amount Paid	\$0.00
Pending Copay/Deductible	\$0.00
Copay/Deductible	\$27,242.74
Amount Recommended	\$245,184.77
Amount Paid	\$245,184.77

Site Identification

Date Submitted:	08/14/2019	DEP Facility Number:	8-001122
Site Name	Western Cab CO	Telephone:	(702)595-1946
Site Contact	Martha Sarver		
Site Address	801 S Main St Las Vegas, NV 89101		
County:	Clark County		
Owner/Operator Name:	Western Cab CO		
Contact Name of Owner/Operator:	Martha Sarver P.O. Box 36550 Las Vegas, NV 89133	Telephone:	(702)595-1946
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
01	12000	Closed	Regulated UST	Pipe

Case: #2022000012
Claim #: 80687

STAFF AUTHORIZED DIRECT PAYMENT

Payment Date: April 29, 2024

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.

	\$87,952.50	Amount Requested to Date
	(\$381.00)	Amount Disallowed, Past Claims
	(\$8,041.44)	Deductible/Co-Payment Satisfied to Date
	<u>\$0.00</u>	Amount Paid to Date
SUB TOTAL	\$7,157.00	Amount Requested this Meeting
	<u>(\$715.70)</u>	Applicable Deductible/Co-Payment, this Meeting
TOTAL	\$6,441.30	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 03/26/2024 and 04/01/2024

Summary of work completed: Project management, 1st Quarter 2024 Well Sampling and/or Free Product Removal, preparation of 1st Quarter 2024 Groundwater Monitoring Remediation Report, preparation of petroleum fund reimbursement for 1st Quarter 2024, cost proposal preparation, 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)

Fund Coverage	\$1,000,000.00
Amount Fund Will Pay	\$900,000.00
Amount Requested	\$87,952.50
Amount Disallowed	\$381.00
Misc Debit/Credit	\$0.00
Reduction Amount Paid	\$0.00
Pending Copay/Deductible	\$0.00
Copay/Deductible	\$8,757.14
Amount Recommended	\$78,814.36
Amount Paid	\$78,814.36

Site Identification

Date Submitted:	09/06/2022	DEP Facility Number:	8-001419
Site Name	City C-Store (7-11)	Telephone:	(702)290-6479
Site Contact	Neissan Koroghli		
Site Address	228 Las Vegas Blvd N Las Vegas, NV 89101		
County:	Clark County		
Owner/Operator Name:	Neissan Koroghli	Telephone:	(702)290-6479
Contact Name of Owner/Operator:	Neissan Koroghli 2796 Brands Hatch Court Henderson, NV 89052		
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
003	12000	32	Regulated UST	Fuel pipe beneath the shear valve on dispenser 1/2

Case: #2022000015
Claim #: 80692

STAFF AUTHORIZED DIRECT PAYMENT

Payment Date: May 13, 2024

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.

	\$522,089.85	Amount Requested to Date
	(\$2,590.32)	Amount Disallowed, Past Claims
	(\$99,866.54)	Board Reduction, Past Claims
	(\$39,946.61)	Deductible/Co-Payment Satisfied to Date
	<u>(\$348,085.49)</u>	Amount Paid to Date
SUB TOTAL	\$20,166.81	Amount Requested this Meeting
	<u>(\$4,033.36)</u>	Board Reduction, This Meeting
SUB TOTAL	\$16,133.45	
	<u>(\$1,613.34)</u>	Applicable Deductible/Co-Payment, this Meeting
TOTAL	\$14,520.11	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 01/17/2024 and 04/01/2024

Summary of work completed: Project management, Remediation System Operations and Monitoring (Jan 2024 - Mar 2024), CEM-Conducted Monthly Remediation System Maintenance (Jan 2024 - Mar 2024), Groundwater Monitoring Well Sampling and/or Free Product Removal for 1st Quarter 2024, replace VFD and SVE Meter, and laboratory analysis.

Site Summary Report

Case Number: 2022000015 Site Name: Rebel Store #2197

Site Status

Synopsis: FAILURE OF A 12,000 GALLON GASOLINE TANK (TANK 002). CRACKS IDENTIFIED AT TIME OF REMOVAL. THIS IS THE SECOND TANK TO FAIL AT THIS SITE. ANOTHER GASOLINE UST FAILED IN JULY 2016. SEE CASE ID 2017000019.

Contaminant: Gasoline (containing <= 10% ethanol)

Fund Coverage	\$1,000,000.00
Amount Fund Will Pay	\$720,000.00
Amount Requested	\$522,089.85
Amount Disallowed	\$2,590.32
Misc Debit/Credit	\$0.00
Reduction Amount Paid	\$103,899.90
Pending Copay/Deductible	\$0.00
Copay/Deductible	\$41,559.95
Amount Recommended	\$374,039.68
Amount Paid	\$374,039.68

Site Identification

Date Submitted:	10/03/2022	DEP Facility Number:	8-001781
Site Name	Rebel Store #2197	Telephone:	(702)458-6677
Site Contact	Chittal Shah		
Site Address	4665 E Sunset Rd Henderson, NV 89014		
County:	Clark County		
Owner/Operator Name:	Rebel Oil Company	Telephone:	(702)382-5866
Contact Name of Owner/Operator:	Dana Cason Teepe 10650 West Charleston Boulevard Las Vegas, NV 89135		
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:	20.00

Site Characteristics

Alt ID	Tank Cap. (Gallons)	Tank Age (Years)	Tank Type	Leak Location
001	12000	Closed	Regulated UST	Tank
002	12000	28	Regulated UST	Tank

Case: #2024000005
Claim #: 80681

STAFF AUTHORIZED DIRECT PAYMENT

Payment Date: April 09, 2024

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.

	\$26,484.33	Amount Requested to Date
	\$0.00	Deductible/Co-Payment Satisfied to Date
	\$0.00	Amount Paid to Date
SUB TOTAL	<u>\$26,484.33</u>	Amount Requested this Meeting
	<u>(\$250.00)</u>	Applicable Deductible/Co-Payment, this Meeting
TOTAL	\$26,234.33	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 01/31/2024 and 02/29/2024

Summary of work completed: Historical 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 inside the home. The home heating oil tank, which supplied heating oil to the heating oil furnace inside the home leaked from rust holes in the 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: 2024000005 Site Name: Residence Of 800 Cordone Avenue

Site Status

Synopsis: CONTAMINATION DISCOVERED DURING TANK REMOVAL ACTIVITIES. DISCHARGE EMANATED FROM A NON-REGULATED 350-GALLON UNDERGROUND STORAGE TANK CONTAINING HEATING OIL AT A RESIDENTIAL PROPERTY. A TOTAL OF 41.77 TONS OF CONTAMINATED SOIL WAS REMOVED.

Contaminant: Heating Oil

Fund Coverage	\$250,250.00
Amount Fund Will Pay	\$250,000.00
Amount Requested	\$26,484.33
Amount Disallowed	\$0.00
Misc Debit/Credit	\$0.00
Reduction Amount Paid	\$0.00
Pending Copay/Deductible	\$0.00
Copay/Deductible	\$250.00
Amount Recommended	\$26,234.33
Amount Paid	\$26,234.33

Site Identification

Date Submitted:	03/08/2024	DEP Facility Number:	D-001410
Site Name	Residence Of 800 Cordone Avenue		
Site Contact	Maria Mederos-Ayala	Telephone:	(775)685-6723
Site Address	800 Cordone Avenue Reno, NV 89502		
County:	Washoe County		
Owner/Operator Name:	Maria Mederos-Ayala		
Contact Name of Owner/Operator:	Maria Mederos-Ayala	Telephone:	(775)685-6723
	926 Cordone Avenue Reno, NV 89502		
Prime Contractor	Reno Drain Oil Service		
Contact Name	Steven Aguilar		
Contractor Address	11970 Interstate 80 E Sparks, NV 89434		
Telephone:	(775)342-0351	% Board Reduction:	0.00

Site Characteristics

Alt ID	Tank Cap. (Gallons)	Tank Age (Years)	Tank Type	Leak Location
800 Cordone Tank	350	65	Non-Regulated	Tank

Case: #2024000006
Claim #: 80680

STAFF AUTHORIZED DIRECT PAYMENT

Payment Date: April 09, 2024

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.

	\$31,168.23	Amount Requested to Date
	\$0.00	Deductible/Co-Payment Satisfied to Date
	\$0.00	Amount Paid to Date
SUB TOTAL	<u>\$31,168.23</u>	Amount Requested this Meeting
	<u>(\$250.00)</u>	Applicable Deductible/Co-Payment, this Meeting
TOTAL	\$30,918.23	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 06/27/2023 and 02/29/2024

Summary of work completed: Historical 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 inside the home. The home heating oil tank, which supplied heating oil to the heating oil furnace inside the home leaked from rust holes in the 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: 2024000006 Site Name: Residential Heating Oil Tank At 515 5th Street

Site Status

Synopsis: CONTAMINATION DISCOVERED DURING TANK REMOVAL ACTIVITIES. DISCHARGE EMANATED FROM A NON-REGULATED 250-GALLON UNDERGROUND STORAGE TANK CONTAINING HEATING OIL AT A RESIDENTIAL PROPERTY. A TOTAL OF 36.64 TONS OF CONTAMINATED SOIL WAS REMOVED.

Contaminant: Heating Oil

Fund Coverage	\$250,250.00
Amount Fund Will Pay	\$250,000.00
Amount Requested	\$31,168.23
Amount Disallowed	\$0.00
Misc Debit/Credit	\$0.00
Reduction Amount Paid	\$0.00
Pending Copay/Deductible	\$0.00
Copay/Deductible	\$250.00
Amount Recommended	\$30,918.23
Amount Paid	\$30,918.23

Site Identification

Date Submitted:	03/08/2024	DEP Facility Number:	D-001401
Site Name	Residential Heating Oil Tank At 515 5th Street		
Site Contact	Patrick Andersen	Telephone:	(775)309-9007
Site Address	515 5th Street Sparks , NV 89431		
County:	Washoe County		
Owner/Operator Name:	Patrick Andersen		
Contact Name of Owner/Operator:	Patrick Andersen	Telephone:	(775)309-9007
	515 5th Street Sparks, NV 89431		
Prime Contractor	Reno Drain Oil Service		
Contact Name	Steven Aguilar		
Contractor Address	11970 Interstate 80 E Sparks, NV 89434		
Telephone:	(775)342-0351	% Board Reduction:	0.00

Site Characteristics

Alt ID	Tank Cap. (Gallons)	Tank Age (Years)	Tank Type	Leak Location
515 5th St Sparks Tank	250	79	Non-Regulated	Tank

Case: #2024000007
Claim #: 80682

STAFF AUTHORIZED DIRECT PAYMENT

Payment Date: April 24, 2024

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.

	\$26,576.00	Amount Requested to Date
	\$0.00	Deductible/Co-Payment Satisfied to Date
	\$0.00	Amount Paid to Date
SUB TOTAL	<u>\$26,576.00</u>	Amount Requested this Meeting
	<u>(\$250.00)</u>	Applicable Deductible/Co-Payment, this Meeting
TOTAL	\$26,326.00	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 08/16/2023 and 03/13/2024

Summary of work completed: Historical 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 inside the home. The home heating oil tank, which supplied heating oil to the heating oil furnace inside the home leaked from rust holes in the 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: 2024000007 Site Name: Residence Of 2590 Knob Hill Drive

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. A TOTAL OF 36 TONS OF CONTAMINATED SOIL WAS REMOVED.

Contaminant: Heating Oil

Fund Coverage	\$250,250.00
Amount Fund Will Pay	\$250,000.00
Amount Requested	\$26,576.00
Amount Disallowed	\$0.00
Misc Debit/Credit	\$0.00
Reduction Amount Paid	\$0.00
Pending Copay/Deductible	\$0.00
Copay/Deductible	\$250.00
Amount Recommended	\$26,326.00
Amount Paid	\$26,326.00

Site Identification

Date Submitted:	03/18/2024	DEP Facility Number:	D-001408
Site Name	Residence Of 2590 Knob Hill Drive		
Site Contact	Karen Robinson	Telephone:	(775)223-8636
Site Address	2590 Knob Hill Drive Reno, NV 89506		
County:	Washoe County		
Owner/Operator Name:	Karen Robinson		
Contact Name of Owner/Operator:	Karen Robinson	Telephone:	(775)223-8636
	2590 Knob Hill Drive Reno, NV 89506		
Prime Contractor	Reno Drain Oil Service		
Contact Name	Steven Aguilar		
Contractor Address	11970 Interstate 80 E Sparks, NV 89434		
Telephone:	(775)342-0351	% Board Reduction:	0.00

Site Characteristics

Alt ID	Tank Cap. (Gallons)	Tank Age (Years)	Tank Type	Leak Location
2590 Knob Hill	500	45	Non-Regulated	Tank

Case: #2024000009
Claim #: 80699

STAFF AUTHORIZED DIRECT PAYMENT

Payment Date: May 13, 2024

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.

	\$32,856.39	Amount Requested to Date
	\$0.00	Deductible/Co-Payment Satisfied to Date
	\$0.00	Amount Paid to Date
SUB TOTAL	<u>\$32,856.39</u>	Amount Requested this Meeting
	<u>(\$250.00)</u>	Applicable Deductible/Co-Payment, this Meeting
TOTAL	<u>\$32,606.39</u>	Allowable Amount, this Board Meeting

The above claim amount represents reimbursement for invoices submitted between 02/01/2024 and 04/17/2024

Summary of work completed: Historical 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 inside the home. The home heating oil tank, which supplied heating oil to the heating oil furnace inside the home leaked from rust holes in the 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: 2024000009 Site Name: Residence Of 13905 Mount Vida Street

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. A TOTAL OF 58.93 TONS OF CONTAMINATED SOIL WAS REMOVED.

Contaminant: Heating Oil

Fund Coverage	\$250,250.00
Amount Fund Will Pay	\$250,000.00
Amount Requested	\$32,856.39
Amount Disallowed	\$0.00
Misc Debit/Credit	\$0.00
Reduction Amount Paid	\$0.00
Pending Copay/Deductible	\$0.00
Copay/Deductible	\$250.00
Amount Recommended	\$32,606.39
Amount Paid	\$32,606.39

Site Identification

Date Submitted:	04/22/2024	DEP Facility Number:	D-001411
Site Name	Residence Of 13905 Mount Vida Street		
Site Contact	Christine Price	Telephone:	(775)323-5511
Site Address	13905 Mount Vida Street Reno, NV 89506		
County:	Washoe County		
Owner/Operator Name:	Truckee Meadows Habitat For Humanity		
Contact Name of Owner/Operator:	Christine Price	Telephone:	(775)323-5511
	530 Greenbrae Drive Sparks, NV 89431		
Prime Contractor	Reno Drain Oil Service		
Contact Name	Steven Aguilar		
Contractor Address	11970 Interstate 80 E Sparks, NV 89434		
Telephone:	(775)342-0351	% Board Reduction:	0.00

Site Characteristics

Alt ID	Tank Cap. (Gallons)	Tank Age (Years)	Tank Type	Leak Location
13905 Mt Vida St. Tank	500	64	Non-Regulated	Tank

Agenda Item 10:
Executive
Summary

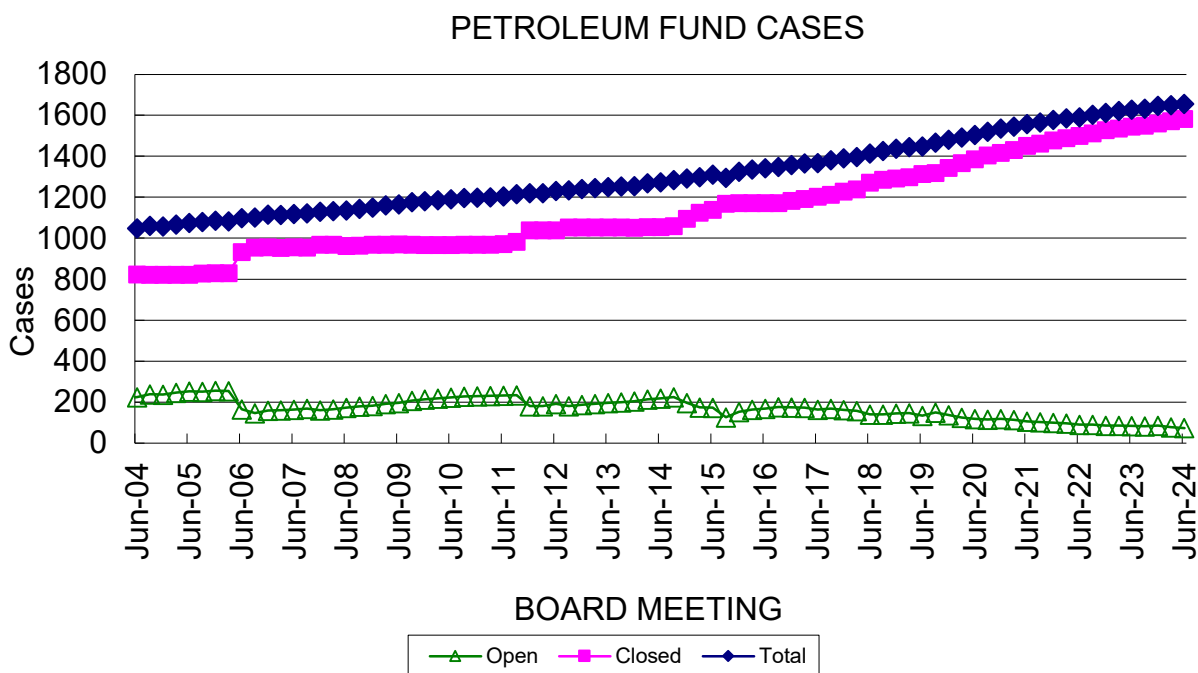
**STATE BOARD TO REVIEW CLAIMS
JUNE 13, 2024 BOARD MEETING**

EXECUTIVE SUMMARY REPORT

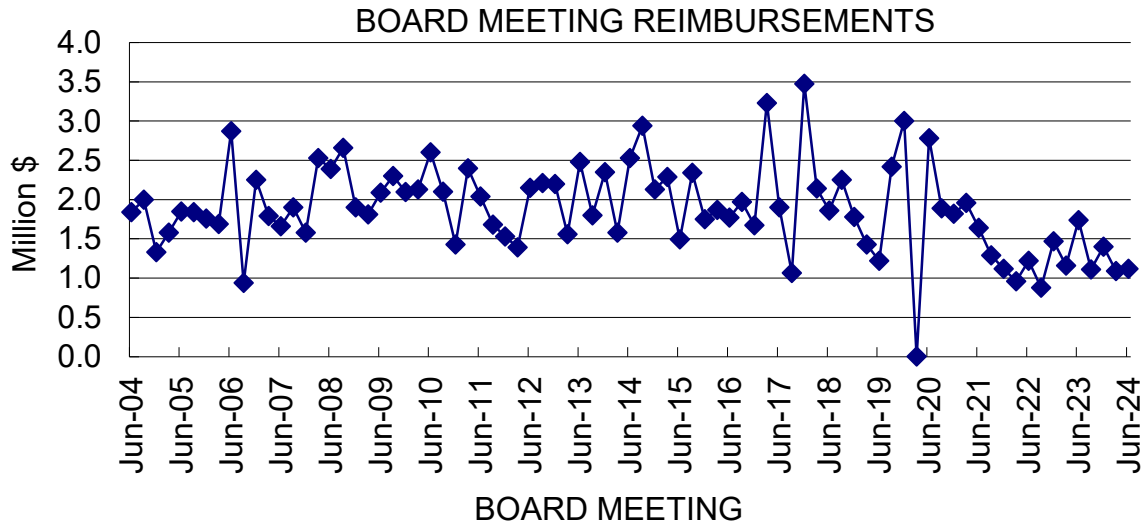
The Fund for Cleaning Up Discharges of Petroleum (“Petroleum Fund” or “Fund”) was established in 1989 by the Nevada Legislature. The Petroleum Fund facilitates the protection of Nevada’s environment, including its water resources, by allowing for prompt cleanup of petroleum discharges from storage tank 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 2024 runs October 1, 2023, through September 30, 2024. The annual tank system enrollment invoices for FFY 2024 were issued August 23, 2023. Additional invoices have also been generated for subsequent requests for tank enrollment. Currently, a total of 1,300 facilities have been invoiced at \$100 per petroleum tank system. As of May 29, 2024, 1,282 (~98.6%) of the facilities have submitted the required enrollment fees.

Program Case Summary – Since the Fund was created, a total of 1,832 remediation cases have applied for Petroleum Fund coverage. Of those applications, 174 have been denied due to ineligibility or other reasons. Of the cases that were provided Fund coverage, 1,583 cases have since been closed and no longer receive Fund reimbursement. Currently, there are 74 open Fund cases. Since January 1, 2024, NDEP has received 9 applications for Fund coverage. There is 1 application currently under review and pending a coverage determination.



Claims Reimbursement Summary – Prior to this meeting, the Board to Review Claims approved a cumulative total of \$261,077,248.18 for reimbursement to petroleum storage tank operators throughout Nevada for cleanup expenses. This cumulative total includes 12 claims paid via the direct payment method since the March 2024 Board meeting, totaling \$300,059.38. With today’s approval of \$821,862.82 in pending claims, the cumulative Fund expenditure will increase to \$261,899,111.00.



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

Grant for UST Upgrades – No UST upgrade grant payments were issued this quarter.

**Agenda Item 11:
Public Comment**

**Agenda Item 12:
Confirmation of Next Board Meeting**

STATE BOARD TO REVIEW CLAIMS
CONFIRMATION OF NEXT MEETING

DATE	LOCATION
September 12, 2024 Thursday 10:00 AM	<u>Videoconference</u> Richard H. Bryan Building, 901 South Stewart Street, Tahoe Hearing Room (Suite 2001), Carson City, NV NDEP Las Vegas Office, 375 East Warm Springs Road, Red Rock Conference Room (Suite 200), Las Vegas, NV

Upcoming Board Meetings

September 12, 2024 - 10:00 AM

December 12, 2024 - 10:00 AM

March 13, 2025 - 10:00 AM

June 12, 2025 - 10:00 AM