



Underground Storage Tank Facility Inspection Report

Facility Information

Facility Id:	7015645	Inspection Date:	3/11/2015
Registered Name:	Wolf Moon Trading Post	Inspected by:	Timothy Fletcher
Registered Address:	1392 Rock Church Rd Clarksville VA, 23927	Actual Address:	1392 Rock Church Rd Clarksville VA, 23927

Tank Owner

Wolf Moon Holdings, LLC
26 Hidden Run Ln.
Castleton VA, 22716
(540) 987-8157

Tank Owner Contact

Compliance Summary

Spill Prevention

This inspection did not identify any Spill Prevention compliance issues which need to be addressed at this time.

Overfill Protection

This inspection did not identify any Overfill Protection compliance issues which need to be addressed at this time.

Pipe Release Detection

This inspection did not identify any Pipe Release Detection compliance issues which need to be addressed at this time.

Tank Release Detection

This inspection did not identify any Tank Release Detection compliance issues which need to be addressed at this time.

Pipe Corrosion Protection

This inspection did not identify any Pipe Corrosion Protection compliance issues which need to be addressed at this time.

Tank Corrosion Protection

This inspection did not identify any Tank Corrosion Protection compliance issues which need to be addressed at this time.

Secondary Containment

This inspection did not identify any Secondary Containment compliance issues which need to be addressed at this time.

Temporary Closure

This inspection did not identify any Temporary Closure compliance issues which need to be addressed at this time.

Operator Training

This inspection did not identify any Operator Training compliance issues which need to be addressed at this time.

Registration

- Incorrect Registration: Incorrect Owner Information

Inspection Comments

Registration

Wolf Moon Holdings, LLC is no longer a valid entity in the VA SCC database.

Tank Information

Tank Num	Contents	Capacity	Status	Date Installed	Spill Prevention	Overfill Device
1	GASOLINE	6000 gal	TEMP OUT OF USE	2/14/1991	Yes	AUTOMATIC SHUTOFF
2	GASOLINE	6000 gal	TEMP OUT OF USE	2/14/1991	Yes	AUTOMATIC SHUTOFF
3	GASOLINE	6000 gal	TEMP OUT OF USE	2/14/1991	Yes	AUTOMATIC SHUTOFF

Material of Construction

Tank Num	Tank Materials	Piping Materials
1	Fiberglass Reinforced Plastic	Fiberglass Reinforced Plastic
2	Fiberglass Reinforced Plastic	Fiberglass Reinforced Plastic
3	Fiberglass Reinforced Plastic	Fiberglass Reinforced Plastic

Release Detection

Tank Num	Tank RD Method	Piping	Piping RD Method	Last LTT	Last ALLD Test
1		PRESSURE		N/A	N/A
2		PRESSURE		N/A	N/A
3		PRESSURE		N/A	N/A

Corrosion Protection System

Tank Num	Last Tank CP Test	Last Pipe CP Test
1		
2		
3		

Site Sketch



Request for Compliance Action (RCA)

Underground Storage Tank (UST) Facility Compliance Inspection

DEQ Blue Ridge Regional Office - Lynchburg
7705 Timberlake Road, Lynchburg, VA 24502
(434) 582-5120 • Fax: (434) 582-5125

DEQ Blue Ridge Regional Office - Roanoke
3019 Peters Creek Road, Roanoke, VA 24019
(540) 562-6700 • Fax: (540) 562-6725
www.deq.virginia.gov/tanks

UST Facility Name/Location: Wolf Moon Trading Post, 1392 Rock Church Rd, Clarksville
UST System Owner: Wolf Moon Holdings, LLC Facility ID#: 7015645
UST System Operator: None Inspection Date: 3/11/2015

DEQ staff inspected and reviewed this UST facility's compliance with 9VAC25-580-10 et seq. (UST Regulation) and 9VAC25-590-10 et seq. (Financial Responsibility Regulation). The following item(s) may need immediate compliance action. Please **notify DEQ in writing by the response deadline** of all actions planned and taken and their completion date and provide supporting documents. This RCA is issued to assist this facility in maintaining compliance with regulatory requirements. Additional items needing attention may be discovered upon further review. This RCA is not a case decision under the Administrative Process Act, Va. Code § 2.2-4000 et seq. **NOTE: The UST(s) at this facility may be subject to Delivery Prohibition pursuant to 9VAC25-580-370 due to one or more of the items identified below. Separate notice and an Informal Fact Finding Proceeding will be provided if any USTs are subject to Delivery Prohibition. IN THIS EVENT, SEPARATE RESPONSE DEADLINES WILL APPLY FOR THOSE ITEMS.**

Observations and Apparent Non-Compliance Issues:

☒ **Registration:** ☐ Not Registered ☒ Amendment Required ☐ Closure Documentation Required
Wolf Moon Holdings, LLC is not a valid entity with the Virginia State Corporation Commission (SCC). Please correct the registration.

☐ **Spill Prevention:** ☐ None ☐ Inadequate

☐ **Overfill Prevention:** ☐ None ☐ Inadequate

☐ **Corrosion Protection:** ☐ Tanks ☐ Piping ☐ Operation & Maintenance ☐ Record-keeping

☐ **Release Detection:** ☐ Tanks ☐ Piping ☐ Operation & Maintenance ☐ Record-keeping

☐ **Financial Responsibility:** Contact DEQ Office of Financial Assurance at (804) 698-4205 for assistance.

☐ **Operator Training:** ☐ Not completed ☐ Other

☐ **Comments:** (e.g., secondary containment, unregistered AST, etc.)

If you have any questions or concerns about this request, please contact the inspector listed below.

Response Deadline: 6-11-2015

Received by: Carl Eborn (Mail)

Inspector: Tim Fletcher

Phone: 434-582-6255

E-mail: timothy.fletcher@deg.virginia.gov



Request for Corrective Action

Underground Storage Tank (UST) Facility Compliance Inspection
DEQ-West Central Regional Office, 3019 Peters Creek Rd., Roanoke, VA 24019
(540) 562-6700 Fax: (540) 562-6860 www.deq.virginia.gov

Facility Id No. 7015645

Inspection Date: 3/2/10

UST Facility Name/Location: Wolf Moon Trading Post

UST System Owner: Wolf Moon Holdings / Carl Eborn

DEQ staff inspected and reviewed this UST facility's compliance with 9 VAC 25-580-10 *et seq.* and 9 VAC 25-590-10 *et seq.* The items checked below were identified as needing corrective action. Please implement immediate corrective action and **notify DEQ in writing by the response deadline** of all actions taken and the completion date for each action. This request is issued in order to assist your facility in maintaining compliance with regulatory requirements. **Additional items needing attention may be discovered upon further review.** If you have any questions or concerns about this request, please contact the inspector identified below.

Apparent Non-Compliance Issues:

☐ **Registration:** ☐ Not Registered ☐ Amendment Required ☐ Closure Documentation Required

☐ **Spill Prevention:** ☐ None ☐ Inadequate

☐ **Overfill Prevention:** ☐ None ☐ Inadequate

☐ **Corrosion Protection:** ☐ Tanks ☐ Piping ☐ Operation & Maintenance ☐ Record-keeping

☐ **Release Detection:** ☐ Tanks ☐ Piping ☐ Operation & Maintenance ☐ Record-keeping

☒ **Financial Responsibility:** Need to establish.

☒ **Comments:** Check for strike plate in tanks.
Empty tanks to within 1" bottom.
Oil absorbent bags in dispensers.

Response Deadline: 4/1/10

Received by: Carl Eborn

DEQ Inspector: Jennifer O'Brien

Phone: 540-987-8157

DEQ's Copy



COMMONWEALTH of VIRGINIA
STATE WATER CONTROL BOARD

Richard N. Burton
Executive Director

4900 Cox Road

Gerard Seeley, Jr.
Regional Director

Please reply to: Piedmont Regional Office
P. O. Box 11143
Richmond, Virginia 23230
(804) 527-5020

JUN 29 1992

Mr. Allan Elliot
People's Oil Co.
P. O. Box 221
Clarksville, VA 23927

RE: PC# 91-0717, The Trading Post, Rts. 719 & 825, Ivy Hill, VA

Dear Mr. Elliot:

Based on the data in reports sampling submitted to the State Water Control Board (SWCB), the contamination related to underground storage tank (UST) facilities at the above mentioned site does not appear to present a significant risk to human or environmental receptors. No further action is therefore deemed necessary at this time and the site may be considered closed.

Be advised, however, that in the event environmental problems develop in this area, additional testing and/or corrective action may be required in accordance with applicable State or Federal UST regulations.

If you have any questions, please contact Dr. Robert A. Baird at (804) 527-5023.

Sincerely,

A handwritten signature in cursive script, appearing to read "A. L. Willett".

A. L. Willett
Groundwater Program Manager



COMMONWEALTH of VIRGINIA

STATE WATER CONTROL BOARD

2111 Hamilton Street

Richard N. Burton
Executive Director

Post Office Box 11143
Richmond, Virginia 23230-1143
(804) 367-0056
TDD (804) 367-9763

Please reply to: Piedmont Regional Office
2201 West Broad Street
Richmond, Virginia 23220
(804) 367-1006

January 29, 1991

Mr. Greg Vaughn
Ivy Hill Enterprises, Inc.
Rt. 1, Box 133
Clarksville, VA 23927

RE: The Trading Post, PC 91-717

Dear Mr. Vaughn:

Based on the results of soil sampling submitted to the Virginia Water Control Board (VWCB), the tank pit and product line at the above-referenced site have tested at low to non-detectable contamination levels that are within VWCB limits. No further action is therefore deemed necessary at this time and the site may be considered closed.

Be advised, however, that in the unlikely event that environmental problems develop in this area, additional testing and/or corrective action may be required in accordance with applicable state or federal Underground Storage Tank regulations.

If you have any questions, please feel free to call me at (804) 367-6757.

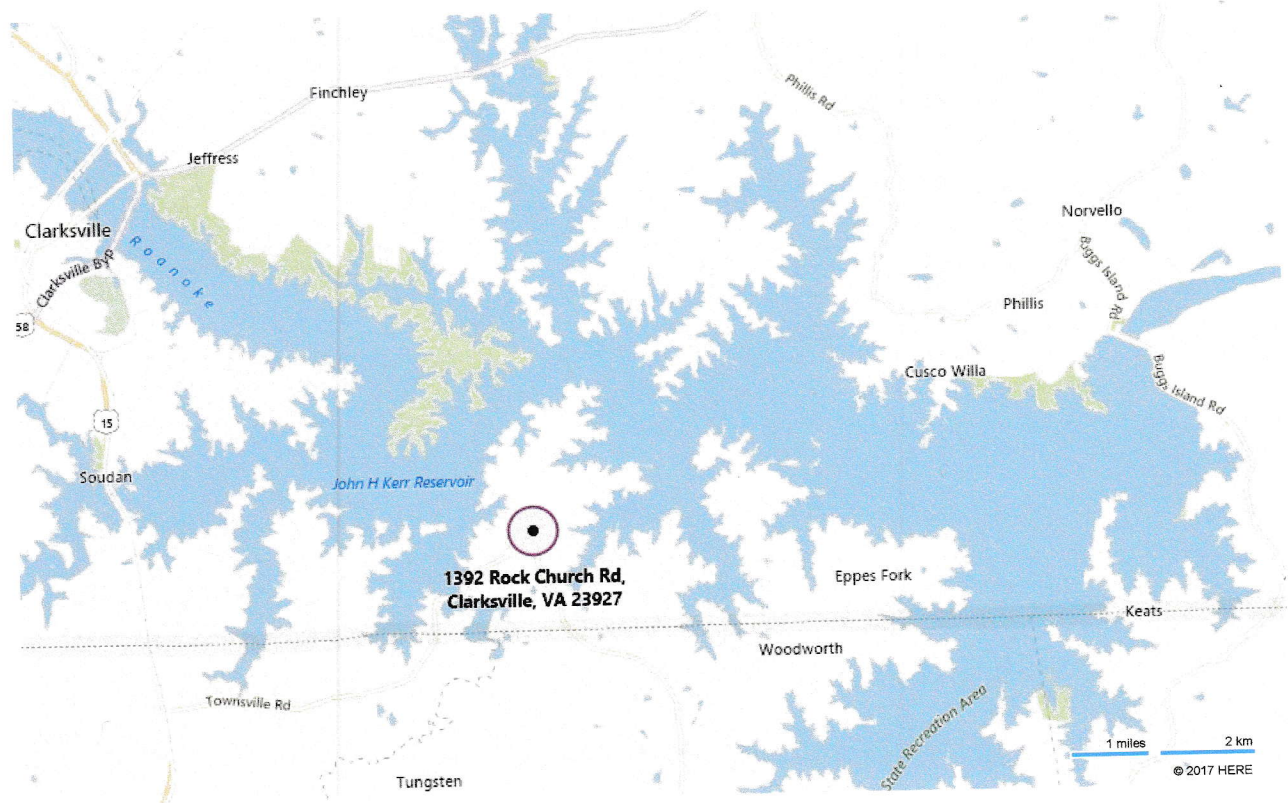
Sincerely,

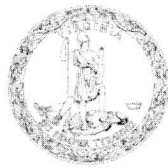
A handwritten signature in cursive script that reads "R. A. Baird".

R. A. (Bob) Baird, Ph.D.
Regional Geologist

tpost-2/rb

1392 Rock Church Rd, Clarksville, VA 23927





COMMONWEALTH of VIRGINIA

David K. Paylor
Director

Robert J. Weld
Regional Director

Roanoke Office

3019 Peters Creek Road
Roanoke, Virginia 24019
(540) 562-6700
Fax (540) 562-6725

Molly Joseph Ward
Secretary of Natural Resources

Lynchburg Office
7705 Timberlake Road
Lynchburg, Virginia 24502
(434) 582-5120
Fax (434) 582-5125

DEPARTMENT OF ENVIRONMENTAL QUALITY

Blue Ridge Regional Office

www.deq.virginia.gov

WARNING LETTER

July 1, 2015

Mr. Carl Eborn
26 Hidden Run Ln.
Castleton, VA 22716

RE: **WL-15-07-BRRO-001**

Wolf Moon Holdings, LLC, Wolf Moon Trading Post, 1392 Rock Church Rd.,
Clarksville, Fac. ID# 7-015645

Dear Mr. Eborn:

This letter notifies you of information upon which the Department of Environmental Quality ("Department" or "DEQ") may rely in order to institute an administrative or judicial enforcement action. Based on this information, the DEQ has reason to believe that the Wolf Moon Trading Post facility may be in violation of the State Water Control Law and Regulations.

This letter addresses conditions at the facility named above, and also cites compliance requirements of the State Water Control Law and Regulations. Pursuant to Va. Code § 62.1-44.15 (8a), this letter is not a case decision under the Virginia Administrative Process Act, Va. Code § 2.2-4000 et seq. **The Department requests that you respond by July 20, 2015.**

OBSERVATIONS AND LEGAL REQUIREMENTS

On March 11, 2015, DEQ staff conducted a formal inspection of the underground storage tanks (USTs) at Wolf Moon Trading Post. The Department's file-of-record and UST registration documents for this facility were also reviewed. The inspection checklist is attached. The following describe the staff's factual observations and identify the applicable legal requirements:

1. *Observation:* During the inspection, the DEQ inspector identified discrepancies between the tank information provided on the most current VA UST Notification Form and the UST's operational status. The current registration information in the VA UST

Notification Form contained incorrect owner information. Wolf Moon Trading Post, LLC is currently listed as “cancelled” in the State Corporation Commission (SCC) database.

Legal Requirements: Pursuant to 9VAC25-580-70.A, any change in ownership, tank status, tank/piping systems, or substance stored requires the UST owner to submit an amended UST Notification Form within 30 days.

ENFORCEMENT AUTHORITY

Va. Code § 62.1-44.23 of the State Water Control Law provides for an injunction for any violation of the State Water Control Law, any State Water Control Board rule or regulation, an order, permit condition, standard, or any certificate requirement or provision. Va. Code §§ 62.1-44.15 and 62.1-44.32 provide for a civil penalty up to \$32,500 per day of each violation of the same. In addition, Va. Code § 62.1-44.15 authorizes the State Water Control Board to issue orders to any person to comply with the State Water Control Law and regulations, including the imposition of a civil penalty for violations of up to \$100,000. Also, Va. Code § 10.1-1186 authorizes the Director of DEQ to issue special orders to any person to comply with the State Water Control Law and regulations, and to impose a civil penalty of not more than \$10,000. Regulations at 9 VAC 25-580-370 authorize the prohibition of delivery of petroleum products or other regulated substances to certain USTs that have been classified as ineligible for delivery. Va. Code §§ 62.1-44.32 (b) and 62.1-44.32 (c) provide for other additional penalties.

The Court has the inherent authority to enforce its injunction, and is authorized to award the Commonwealth its attorneys' fees and costs.

FUTURE ACTIONS

The DEQ staff wishes to discuss all aspects of their observations with you, including any actions needed ensure compliance with state law and regulations, any relevant or related measures you plan to take or have taken, and a schedule, as needed, for further activities. In addition, please advise us if you dispute any of the observations recited herein or if there is other information of which the DEQ should be aware. In order to avoid adversarial enforcement proceedings, you may be asked to enter into a Consent Order with the Department to formalize a plan and schedule of corrective action and to settle any outstanding issues regarding this matter, including the assessment of civil charges.

In the event that discussions with staff do not lead to a satisfactory conclusion concerning the contents of this letter, you may elect to participate in the DEQ's Process for Early Dispute Resolution. Also, if informal discussions do not lead to a satisfactory conclusion, you may request in writing that the DEQ take all necessary steps to issue a final decision or fact finding under APA on whether or not a violation has occurred. For further information on the Process for Early Dispute Resolution, please see Agency Policy Statement No. 8-2005 posted on the Department's website under “Programs,” “Enforcement,” and “Laws, Regulations, & Guidance”

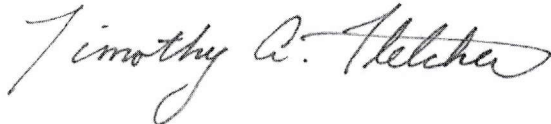
Mr. Carl Eborn
Wolf Moon Trading Post

Page 3 of 3

(<http://www.deq.virginia.gov/Programs/Enforcement/LawsRegulationsGuidance.aspx>) or ask the DEQ contact listed below.

If you have questions or wish to arrange a meeting, you may reach me directly at (434) 582-6255 or timothy.fletcher@deq.virginia.gov.

Sincerely,

A handwritten signature in cursive script that reads "Timothy A. Fletcher". The signature is written in dark ink and is positioned below the word "Sincerely,".

Tim Fletcher
Petroleum Compliance Inspector

Enclosure(s): Inspection checklist dated March 11, 2015 (COPY)

John Davis

From: Keesee, Mary (DEQ) <Mary.Keesee@deq.virginia.gov>
Sent: Thursday, October 13, 2016 2:58 PM
To: John Davis
Subject: RE: Facility ID number 7-015645

Good Afternoon Mr. Davis,

I wanted to let you know, I received the original 7530 registration form today. Everything has been changed in our database. Please let me know if you have any question now or in the future.

Thank you,
Mary Beth

From: John Davis [mailto:john.davis@newmartbuilder.com]
Sent: Monday, October 10, 2016 9:56 AM
To: Keesee, Mary (DEQ)
Subject: Facility ID number 7-015645

Dear Mary Beth,

Please find attached a copy of the deed transferring the property from Mr. Newman as an individual to the newly formed Ivy Hill Holding Co., LLC. The deed will be recorded tomorrow as the courts are closed today. I also attached information about the LLC's formation and ownership. As per our conversation, I am mailing the originals via paper mail. Once you have reviewed these documents, please let me know if I need to make any changes. As we discussed, Mr. Newman purchased this property at a tax auction. Some of the information I have been able to located via FIA request to the DEQ. However, I do not know the answers to some of the questions on the application. To the best of my knowledge the prior owner, Wolf Moon Holdings, LLC, placed the tanks in a temporary closed status. I am sure that during the time that the tanks were owned by Mr. Newman, the tanks have not been used. Further, we do not intend to use them while Mr. Newman or any entity he controls owns them.

I appreciate your help in this matter. Should you have any questions or concerns, please feel free to contact me.

Best Regards,

John Davis, CFO
Newmart Builders, Inc.
1000 Cycle Lane
South Hill, Virginia 23970
434-584-0026
www.newmartbuildersinc.com

John Davis

From: Keesee, Mary (DEQ) <Mary.Keesee@deq.virginia.gov>
Sent: Tuesday, October 11, 2016 12:07 PM
To: John Davis
Subject: RE: Facility ID number 7-015645

I have reviewed the registration form and deed, it all looks good. I will look for the original in the mail, once I received that I will update our database. In the meantime if you have any questions, please call me at (434) 582-6239.

Thank you,
Mary Beth

From: John Davis [mailto:john.davis@newmartbuilder.com]
Sent: Monday, October 10, 2016 9:56 AM
To: Keesee, Mary (DEQ)
Subject: Facility ID number 7-015645

Dear Mary Beth,

Please find attached a copy of the deed transferring the property from Mr. Newman as an individual to the newly formed Ivy Hill Holding Co., LLC. The deed will be recorded tomorrow as the courts are closed today. I also attached information about the LLC's formation and ownership. As per our conversation, I am mailing the originals via paper mail. Once you have reviewed these documents, please let me know if I need to make any changes. As we discussed, Mr. Newman purchased this property at a tax auction. Some of the information I have been able to located via FIA request to the DEQ. However, I do not know the answers to some of the questions on the application. To the best of my knowledge the prior owner, Wolf Moon Holdings, LLC, placed the tanks in a temporary closed status. I am sure that during the time that the tanks were owned by Mr. Newman, the tanks have not been used. Further, we do not intend to use them while Mr. Newman or any entity he controls owns them.

I appreciate your help in this matter. Should you have any questions or concerns, please feel free to contact me.

Best Regards,

John Davis, CFO
Newmart Builders, Inc.
1000 Cycle Lane
South Hill, Virginia 23970
434-584-0026
www.newmartbuildersinc.com