



New Mexico Environment Department
Petroleum Storage Tank Bureau
2905 Rodeo Park Drive East, Bldg. 1
Santa Fe, NM 87505
(505) 476-4397

List of Compliance Concerns

Date: 21-Mar-17

11159

I. Facility, Ownership, and Operator Information

Facility Name: Snuffy's Tackle Shop		Facility Number: 29671		Phone:	
Facility Address: #1 State Road 103			City: Quemado		Zip Code: 87829
Owner Name: SBV Enterprises, Inc.		Owner Number: 76372		Phone:	
Owner Address: PO Box 538		City: Quemado	State: New Mexico		Zip Code: 87829
Operator Name: Same as Owner					Phone:
Operator Address:		City:	State: New Mexico		Zip Code:

II. Violation(s).

PSTR No.: 4.33.A.(3)	Occurrences: 2	Description: Failure to install overfill prevention equipment on AST system (Level A)
PSTR No.: 4.20.A[2]	Occurrences: 2	Description: Failure to operate and maintain corrosion protection for steel piping in contact with soil or water in AST system (Level B)
PSTR No.: 5.17.A[4]	Occurrences: 1	Description: Failure to replace or repair underground piping on AST system that show signs of deterioration or failure (Level B)
PSTR No.: 4.32	Occurrences: 2	Description: Failure to install under-dispenser containment for dispensers in an AST system (Level C)
PSTR No.: 4.25	Occurrences: 2	Description: Failure to install anti-siphon valve on AST system (Level C)
PSTR No.: 3.8	Occurrences: 2	Description: Failure to pay annual fee (Level C)

I personally observed the violation(s) cited above


Compliance Officer's Signature

+1 (575) 915-1163
Phone Number

3/21/2017
Date

On-site Representative's Signature

Date



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Attachment A - Additional

Date: 21-Mar-17

I. List of Compliance Concerns Number (from Page 1):

11159

II. Violation(s).

PSTR No.: 18.12.A	Occurrences: 2	Description: Failure to meet deadline for Operator Training (Level C)
PSTR No.: 9.903.A	Occurrences: 2	Description: Failure to provide proof of Financial Responsibility (Level C)
PSTR No.:	Occurrences:	Description:
PSTR No.:	Occurrences:	Description:
PSTR No.:	Occurrences:	Description:
PSTR No.:	Occurrences:	Description:
PSTR No.:	Occurrences:	Description:
PSTR No.:	Occurrences:	Description:

I personally observed the violation(s) cited above

Compliance Officer's Signature

+1 (575) 915-1163

Phone Number

3/21/2017

Date

On-site Representative's Signature

Date



SUSANA MARTINEZ
Governor

JOHN A. SANCHEZ
Lieutenant Governor

NEW MEXICO
ENVIRONMENT DEPARTMENT

Petroleum Storage Tank Bureau

2905 Rodeo Park Drive East, Building 1
Santa Fe, New Mexico 87505
Telephone (505) 476-4397 Fax (505) 476-4374
www.nmenv.state.nm.us



BUTCH TONGATE
Cabinet Secretary

J.C. Borrego
Deputy Secretary(Acting)

Warning of Significant Compliance Concerns

Notice to:	<u>SBV Enterprises, Inc.</u>	<u>76372</u>
	<u>Facility Owner</u>	<u>Owner ID</u>
	<u>Same as Owner</u>	
	<u>Facility Operator</u>	
	<u>Snuffy's Tackle Shop</u>	<u>30657</u>
	<u>Facility Name</u>	<u>Facility ID</u>
	<u>March 21, 2017</u>	<u>11159</u>
	<u>Date</u>	<u>LCC #</u>

As indicated in the attached Inspection Report, your facility has been cited for significant compliance violations that, if not addressed, could result in a release to the environment. It is important that you correct these violations as soon as possible. The inspector, Joe Godwin (print name) is referring this matter to management for potential enforcement. You may receive additional documentation from the Petroleum Storage Tank Bureau concerning the violations cited. If you have questions, you may contact Calvin Martin, Program Manager, at 505-476-4390.



Inspection Type: Compliance	Case Number: 3098	Inspection Start Time: 10:12:00 AM	Date: 21-Mar-17
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I. Facility Name: Snuffy's Tackle Shop		Facility ID: 30657	Phone:
Address: #1 State Road 103		City: Quemado	Zip Code: 87829
E-mail:	Access to property authorized by:		LUST Site: No

II. Owner Name: SBV Enterprises, Inc.		Owner ID: 76372	Phone:
Address: PO Box 538		City: Quemado	State: NM Zip Code: 87829
Contact Name:	E-mail:		

III. Operator Name: same as owner			Phone:
Address:		City:	State: Zip Code:
Contact Name:	E-mail:		

IV. Class A/B Operator Name: None		Phone:	E-mail:
Address:		City:	State: Zip Code:

V. NMED Compliance Officer's Name: Joe Godwin		Phone: 575.915.1163	E-mail: joe.godwin@state.nm.us
Address: 2301 Entrada Del Sol		City: Las Cruces	State: NM Zip Code: 88001

VI. Tank Number:	34885						
Tank Type:	AST						
Size:	6,000						
Contents:	B03/B02						
Installation Date:	1-Jul-02						
Tank Construction:	A01/A06/A29						
Tank Secondary Containment:	S16						
Piping Construction:	F01/91/10/93						
Piping Secondary Containment:	S17						
Other Secondary Containment:	S08						
Corrosion / Cathodic Protection:	C19						
Tank Release Detection:							
Piping Release Detection:							
Spill & Overfill:	I03						
Tank Status:	TOS						

Facility ID Number: 30657

Case Number: 3098

	Yes	No	Unk	N/A	Level
1. Registration					
A. Are all applicable tanks registered? (20.5.2.8.A - UST / 2.8.B - AST / 2.8.C - EG Systems)	✓				C
B. Have annual tank fees been paid? (20.5.3.8)		X			C
C. Current & Valid Registration Certificate on-site? (20.5.2.15)				✓	C
D. Notification of transfer of ownership submitted per (20.5.2.9.A).				✓	C
E. Owner has correct mailing address on file with Department per (20.5.2.16).				✓	C
2. Release Prevention					
A. Spill Prevention Equipment.					
1. Equipment is present? (20.5.4.33 - AST / 20.5.4.33.A(1) - UST)	✓				A
2. Equipment is free of tears, rips, or damage. (20.5.5.14[1] - UST / 20.5.5.14[2]/[18]- AST)				✓	B
3. Equipment has adequate volume to contain spills. (20.5.5.14[7] - UST / 5.14[8] - AST)				✓	B
4. Equipment free of regulated substance, debris, water, or other liquids. (20.5.5.14[5]/5.14[6])				✓	C
5. Equipment free of minor damage. (20.5.5.14[20] - UST/5.14[21] -AST)				✓	C
6. Equipment free of other functional or operational defects. (20.5.5.14[96]-UST/5.14[97]- AST)				✓	C
7. Spill bucket plow ring is operational/functional. (20.5.5.14[9]-UST/5.14[10]- AST)				✓	C
8. AST in secondary containment exempt from spill prevention. (20.5.5.14[17])				✓	B
B. Overfill Prevention Equipment.					
1. Equipment is present? (20.5.4.33.A(1) - UST / 20.5.4.33.A(2) - AST)		X			A
2. Equipment is operational/functional? (20.5.5.14[3]/[13]/[14]-UST/20.5.5.14[4]/[15]/[19])-AST)				✓	B
3. Alarm for AST system is audible and visible to delivery driver? (20.5.4.33.A.(3)(b))				✓	B
4. Alarm for UST system is audible or visible to delivery driver? (20.5.4.33.A.(2)(b))				✓	B
5. Ball float is present. (20.5.4.33.A(2)) - UST				✓	A
6. Drop tube style equipment installed per installation instructions.(20.5.5.14[11]/20.5.5.14[12])				✓	C
7. Equipment free of other operational or functional defects. (20.5.5.14[98] / 20.5.5.14[99])				✓	C
8. AST in secondary containment exempt from overfill prevention. (20.5.5.14[16])				✓	B
C. Corrosion Protection.					
1. Steel Tank System has cathodic protection. (20.5.4.8 - UST /20.5.4.16.A - AST)				✓	A
2. Steel Piping/ancillary equipment corrosion protection maintained. (20.5.4.20.A[1] / 4.20.A[2])		X			B
3. Corrosion protection equipment is operational. (20.5.5.15.A[1] - UST / 20.5.5.15.A[2] - AST)				✓	B
4. Impressed Current System is inspected every 60 days.(20.5.5.15.C[1] - UST/5.15.C[2] -AST)				✓	B
5. Cathodic Protection System is tested every 3 years.(20.5.5.15.B[1] - UST/5.15.B[2] - AST)				✓	B
a. Most Recent Test Date:					
b. Previous Test Date:					
6. Cathodically protected tank system tested within 6 months of repair. (20.5.5.17.E)				✓	C
7. Internally lined UST is operated and maintained per (20.5.4.13.B(1)).				✓	B
Date of last internal inspection:					
8. Existing UST system meets upgrade requirements. (20.5.4.13)				✓	C
9. Buried metal flex connector is protected from corrosion. (20.5.4.20.A[1]/4.20.A[2])				✓	B
10. Corrosion protection free of minor defects, proper O&M. (20.5.15.A[3] / 5.15.A[4])				✓	C
11. Steel AST secondary containment cathodic protection maintained. (20.5.5.10.H[3])				✓	B
D. Secondary Containment.					
1. Secondary containment for above-ground tank is present? (20.5.4.29[1] - AST)				✓	A
2. Secondary containment for piping is present? (20.5.4.15.A - UST / 20.5.4.24 - AST)	✓				C
3. Secondary containment for underground tank is present? (20.5.4.15.A - UST).				✓	C
4. Secondary containment is functional? (20.5.5.10 - AST/5.11 - UST)				✓	B
5. Vaulted AST inspected, operated, maintained, and repaired as required. (20.5.5.12/5.12.B)				✓	C
6. Interstice of double-walled AST is operated and maintained as required? (20.5.5.10.I - AST)				✓	B
7. Secondary containment is free of fuel, debris, and water? (20.5.5.11.B[2] - UST)				✓	C
8. Secondary containment has adequate volume to contain spills. (20.5.5.11.B - UST)				✓	B
9. Secondary containment is free of minor functional/operational defects. (20.5.5.11[2] - UST)				✓	C
10. Secondary containment is of appropriate volume? (20.5.4.29.A(3)) - AST				✓	C

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	Yes	No	Unk	N/A	Level
D. Secondary Containment.					
11. Under-dispenser containment is present? (20.5.4.15.A(2) - UST / 20.5.4.32 - AST)		X			C
12. Secondary containment for loading rack(s) present? (20.5.4.34)				✓	C
13. Transition sump is present? (20.5.4.20.D)	✓				C
14. AST secondary containment is free of debris and liquid? (20.5.5.10.C)				✓	C
E. Compatibility					
1. Tank compatible with the regulated substance stored? (20.5.4.8[2] - UST/4.16[2] - AST)	✓				C
2. Piping is compatible with the regulated substance stored? (20.5.4.20.B)			X		C
3. AST secondary containment compatible with regulated substance in tank? (20.5.4.29.A(2))	✓				C
4. All ancillary equipment that routinely holds product is compatible?(20.5.5.16)			X		C
3. Release Detection					
A. Tanks					
1. Applicable method of release detection present. (20.5.6.8.A - AST / 20.5.6.9 - UST)	✓				A
2. UST method being operated per (20.5.6.9.A(1)/(2)/(3)/6.12/6.13/6.14/6.15/6.16).				✓	B
3. AST method is being operated per (20.5.6.8(1)/(2)/(3)/6.20/6.21/6.22)				✓	B
4. Release detection records are maintained per (20.5.6.24/6.25).				✓	C
5. UST method upgraded from inventory control after 10 years. (20.5.6.9.C(1))				✓	B
6. Tanks are monitored monthly for releases. (20.5.6.9.C - UST/20.5.6.10.A[1] - AST)		X			B
7. Equipment is free of minor functional/operational defects. (20.5.6.8 / 20.5.6.9.A[2])				✓	C
8. Tank gauging stick is not broken, damaged, or warped. (20.5.6.13.C[2] - UST)				✓	B
9. Tank(s) checked for water monthly? (20.5.5.8.F - AST/20.5.6.13.G - UST)				✓	C
10. AST tightness test performed within required time frame. (20.5.6.8.D/6.10.B)				✓	C
11. UST systems installed after 4/4/2008 are interstitially monitored. (20.5.6.9.D[2] - UST)				✓	B
12. AST interstice is checked monthly. (20.5.5.10.I(1) / 6.20.A[2])				✓	C
B. Piping					
1. Applicable method of release detection present. (20.5.6.8.A/6.9/6.11.A(1)/6.11.A[3])				✓	A
2. AST underground piping tightness test within time frames per (20.5.6.11.A[4] / 6.11.C)				✓	B
3. UST underground piping tightness test within time frames per (20.5.6.11.A(2) / 6.11.B[2]).				✓	B
4. Dates of previous and current tightness test for underground piping (AST or UST)					
a. Most Recent Test Date:					
b. Previous Test Date:					
5. Line tightness test meets requirements. (20.5.6.23.B[1] - UST/20.5.6.23.B[2] - AST)				✓	B
6. ALLD functionality tested within last 12 months. (20.5.6.23.A[1] / 20.5.6.23.A[2])				✓	B
7. Dates of previous and current functionality tests on ALLD.					
a. Most Recent Test Date:					
b. Previous Test Date:					
8. ALLD capable of detecting leak per 20.5.6.23.A[3] - UST/20.5.6.23.A[4] - AST)				✓	B
9. Interstitial monitoring has automatic shutoff. (20.5.6.23.D.[1] / 20.5.6.23.D[2])				✓	B
10. Equipment is appropriate for type & volume (20.5.6.23[1] / 20.5.6.23[2])				✓	B
11. All surfaces readily visible for AST above-ground piping. (20.5.6.23.E)				✓	B
12. Records/documentation maintained per (20.5.6.24 & 20.5.6.25).				✓	C
13. Release detection operated per regulations. (20.5.6.8.A(1)/(2)/(3) & 6.9.A(1)/(2)/(3))				✓	B
14. Piping is monitored monthly for releases. (20.5.6.11.E[1] - UST / 20.5.6.11.E[2] - AST)				✓	B
C. Interstitial sensors tested annually. (20.5.6.8.A(2)-AST & 6.9.A(2)-UST)				✓	B
1. Most Recent Test Date:					
2. Previous Test Date:					
D. Emergency Generator System(s) exempt from release detection requirements.				✓	
4. Operator Training/Certification					
A. Class A&B Operators trained by deadline. (20.5.18.12.A)		X			C
B. Date Class A/B passed training:					

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	Yes	No	Unk	N/A	Level
4. Operator Training/Certification					
C. Who trained Class A/B:					
D. Records/logs maintained and provided upon request (20.5.18.12.C/17.C/18.B(5)/18.B(6))				✓	C
E. Class C Operators are trained. (20.5.18.12.E(2))				✓	C
F. Monthly inspections performed by Class A or B Operator. (20.5.18.18.B)				✓	C
G. Certified/Trained Operator is present? (20.5.18.13)				✓	C
H. Unmanned facility meets requirements. (20.5.18.13.B)				✓	C
I. Sign for emergency procedures/response posted as required. (20.5.18.11)				✓	C
J. Class A&B Operators retrained within 5 years of last training. (20.5.18.14).				✓	C
K. Class A&B Operators must retrain within next 60 days. (See Comments) (20.5.18.14.B)				✓	C
L. Class A&B Operators retraining annually (20.5.18.14.B)				✓	C
5. Operations & Maintenance					
A. AST system coating is maintained. (20.5.5.8.B)	✓				C
B. Fill port lids are marked. (20.5.5.8.C)		X			C
C. Steel piping in a trench maintained. (20.5.5.8.D)				✓	C
D. Containment sumps are maintained. (20.5.5.8.E/[2]/[3]/[4])				✓	C
E. Operations & Maintenance Plan present at the facility.(20.5.5.9)		X			C
F. Operations & Maintenance Plan is being followed.(20.5.5.9/[2])				✓	C
G. Normal venting is maintained. (20.5.5.13)	✓				C
H. Emergency venting on AST is checked monthly. (20.5.5.13)	✓				C
I. Ancillary equipment is maintained. (20.5.5.8/[2]/[3]/[4])				✓	C
J. Underground piping replaced that shows signs of deterioration/failure. (5.17.A[2])		X			B
6. Notifications					
A. Anything other than a "pass" for monthly monitoring reported. (20.5.7.9.A)				✓	C
B. Suspected release reported and investigated. (20.5.7.9.B)				✓	B
C. Confirmed release reported per (20.5.7.10).				✓	C
D. Change-in-Service, return-to-service, and temporary closure reported. (20.5.8.8)				✓	C
7. Financial Responsibility					
A. Proof of Financial Responsibility provided. (20.5.9.903.A)		X			C
B. Amount and scope of financial responsibility is in accordance with (20.5.9.903).				✓	C
C. Mechanism/Policy Name:					
D. Effective Date:					
8. Above-ground Storage Tanks					
A. Tank manufactured for above-ground use. (20.5.4.16/4.16.B)	✓				C
B. Tank is former underground tank used as an above-ground tank. (20.5.4.17)				✓	C
C. Previously closed tank meets requirements for re-use per (20.5.4.19.C).				✓	C
D. One tank installed per vault in vaulted system. (20.5.4.31.A)				✓	C
E. Anti-siphon valve is present and operational. (20.5.4.25)		X			C
9. Loading racks' secondary containment meets volume requirements (20.5.4.34)				✓	C
10. Upgrade Requirements					
The tanks at this facility meet the following upgrade requirement:					
A. 1998 (UST - Spill Containment, Overfill Prevention, and Corrosion Protection)				✓	
B. 2004 (AST - Spill Containment, Overfill Prevention, Release Detection)		X			
C. 2008 (UST - Secondary Containment for New or Replaced Systems)				✓	
D. 2013 (AST - Secondary Containment for Existing Systems)		X			
11. Evidence of a release or spill.		✓			
12. Underground Storage Tank Systems are in Significant Operational Compliance?				✓	
13. Integrity Test performed prior to return-to-service. (20.5.8.9.E)				✓	C
14. All records available upon request by Department. (20.5.5.19)		X			C

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15. Comments:

- 1) Inspection Notice and records request mailed to owner on 2/7/2017. No records provided and no owner representative present at the facility. It appears the facility was not open for business the day of the inspection.
- 2) The Environ GeoFlex underground piping has been reburied since the last site visit. The diesel line was observed to be damaged in multiple places during the last site visit. Diesel piping needs to be replaced prior to placing the diesel system back into service. Violation cited during Compliance Inspection on 4/23/2012 in LCC #8321 for the failure to replace damaged piping and the violation has not been corrected. (Violation of 20.5.5.17 NMAC - Level B)
- 3) No overfill prevention equipment has been installed on either compartment of the tank. Violation cited during re-inspection conducted on 6/13/2012 in LCC #8330 and it has not been corrected to date. (Violation of 20.5.4.33.A NMAC - Level A)
- 4) No corrosion protection for the underground steel piping in contact with soil at the transition sump on the north side of the tank. The violation was cited during the compliance inspection on 4/23/2012 in LCC #8321 and has not been corrected. (Violation of 20.5.4.20.A NMAC - Level B)
- 5) Red Tags still in place.
- 6) No under-dispenser containment has been installed as required in 20.5.4.32 NMAC by 7/1/2013. (Violation of 20.5.4.32 NMAC - Level C)
- 7) No anti-siphon valves have been installed on the piping as required in 20.5.4.25 NMAC by 7/1/2013. (Violation of 20.5.4.25 NMAC - Level C)
- 8) Unable to access the regular unleaded compartment of the tank to gauge if product level is greater than one inch.
- 9) Operator Training requirements in 20.5.18 NMAC have not been met, even though tank system is not in service there needs to be at least one trained Class A/B Operator. (Violation of 20.5.18.12.A NMAC - Level C)
- 10) No Operations & Maintenance Plan has been drafted for the facility as required in 20.5.5.9 NMAC. The violation was previously cited in LCC #8321 and has not been corrected.
- 11) No proof of financial responsibility has been provided as required in 20.5.9.903.A NMAC. The violation was previously cited in LCC #8321 and has not been corrected.
- 12) If the outstanding violations cannot be corrected and the requirements for above-ground storage tank in 20.5.4 NMAC cannot be met then the tank system must be permanently closed in accordance with the requirements in 20.5.8 NMAC within the next 30 days. The permanent close must include a site assessment.
- 13) Annual tank fees have not been paid for the last two fiscal years. Please contact Antonette Cordova (505.476.4392) of PSTB to make arrangements for payment of the \$281.25 owed.
- 14) Checked with Catron County Assessors Office and they list the property owner as Snuffy's Inc., PO Box 188, Quemado, NM 87829. Also, they list the physical address of this facility as 313 Quemado Lake Road, Quemado, NM 87829. B.T. (Buzz) Easterling is the president of Snuffy's Inc.

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Closing Conference Date: Mar 21, 2017

Closing Conference Time: _____

Joe Godwin
Compliance Officer - Print Name

Sent via mail to owner
On-Site Representative - Print Name



Compliance Officer's Signature

3/21/2017

Date

On-site Representative's Signature

Date

Facility Name: Snuffy's Tackle Shop

Facility Number: 30657



Picture Number: USER2643

Photographer: Joe Godwin

Date: Mar 21, 2017 Time: 10:13 AM

Description:

Picture taken while facing east and looking at the AST at this facility.



Picture Number: USER2644

Photographer: Joe Godwin

Date: Mar 21, 2017 Time: 10:13 AM

Description:

Picture taken while facing NE and looking at the AST at this facility.



Picture Number: USER2645

Photographer: Joe Godwin

Date: Mar 21, 2017 Time: 10:14 AM

Description:

Picture taken while facing east and looking at the dispensers.