



INDIANA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

We Protect Hoosiers and Our Environment.

100 N. Senate Avenue • Indianapolis, IN 46204
(800) 451-6027 • (317) 232-8603 • www.idem.IN.gov

Eric J. Holcomb
Governor

Bruno L. Pigott
Commissioner

VIA ELECTRONIC MAIL:

DeanGood@goodoilcompany.com

October 8, 2020

Mr. Dean Good, President
Good Oil Company, Inc.
1201 N US Hwy 35
Winamac, IN 46996

Dear Mr. Good:

Re: IDEM Approval of Request to Terminate
NPDES General Permit Coverage
ING080287
LUST # 199411015
Facility ID # 13979
Good Oil BP
525 Indian Boundary Road
Chesterton, IN - Porter County

We have received a letter dated July 21, 2020, submitted by Mr. Adam Lenz of Creek Run LLC, on your behalf, requesting termination of permit coverage for the Good Oil BP Station. The letter states that this request is being made pursuant to the IDEM Office of Land Quality's recommendation that the remediation system be shut down. Mr. Lenz states that the facility's last known discharge was in January 2018 and that system's operation ceased on March 25, 2018. Quarterly groundwater monitoring was completed through the fourth quarter of 2019.

Following recent discussions with the IDEM Office of Land Quality, the Office of Water Quality agrees that it is appropriate to terminate the NPDES general permit coverage for this project. Therefore, National Pollutant Discharge Elimination System Permit # ING080287 is hereby **terminated, effective September 30, 2020.**

Please note that IDEM shall serve notice of its decision to terminate your facility's coverage under the general permit in accordance with the requirements of 327 IAC 5-3-14. It should also be noted that any appeal must be filed under procedures outlined in IC 13-15-6, IC 4-21.5, and the enclosed Public Notice. The appeal must be initiated by filing a petition for administrative review with the Office of Environmental Adjudication (OEA) within fifteen (15) days of the emailing of an electronic copy of this letter or within eighteen (18) days of the mailing of this letter. A copy must also be served upon IDEM.

Mr. Dean Good, President
Page 2 of 2

Addresses are as follows:

Director
Office of Environmental Adjudication
Indiana Government Center North
Room 103
100 North Senate Ave.
Indianapolis, IN 46204

Commissioner
Indiana Department of Environmental Management
Indiana Government Center North
Room 1301
100 North Senate Ave.
Indianapolis, IN 46204

You are reminded that submission of monitoring data via NetDMR is required for all months up to the termination date of this general permit coverage. Also future discharge to waters of the state must be preceded by the submission of an NPDES application at least 180 days prior to the commencement of such discharge, unless a later date is allowed by rule or by an applicable NPDES general permit.

Questions regarding this matter may be directed to Ms. C. Anne Burget of my staff at (317) 234-8745 or via email at cburget@idem.IN.gov.

Sincerely,

Catherine Hess, Chief
Permits Administration Section
Office of Water Quality

cc: Porter County Health Dept.
Mr. Stephen Onochie, IDEM OLQ (SOnochie@idem.IN.gov)
Mr. Adam Lenz, Creek Run, LLC (ALenz@CreekRun.com)

**STATE OF INDIANA
DEPARTMENT OF ENVIRONMENTAL MANAGEMENT**

PUBLIC NOTICE NO. 20201008-ING080287 -GP

DATE OF NOTICE: October 8, 2020

The Office of Water Quality approves the following NPDES GENERAL PERMIT action:

TERMINATION

GOOD OIL BP, General NPDES Permit No. ING080287, 525 Indian Boundary Rd, Chesterton, IN (PORTER COUNTY). Representatives for this facility requested termination of general NPDES permit coverage under ING080000, which regulates discharges from groundwater petroleum remediation systems to surface waters of the state. There is no longer a discharge because the remediation project is completed. This general permit coverage is no longer needed. Therefore, this termination of coverage is deemed effective on September 30, 2020. For more information regarding this termination of General NPDES Permit coverage please contact Ms. C. Anne Burget at (317) 234-8745 or via e-mail at cburget@idem.IN.gov.

Notice of Right to Administrative Review

If you wish to challenge this permit, you must file a Petition for Administrative Review with the Office of Environmental Adjudication (OEA), and serve a copy of the petition upon IDEM. The requirements for filing a Petition for Administrative Review are found in IC 4-21.5-3-7, IC 13-15-6-1 and 315 IAC 1-3-2. A summary of the requirements of these laws is provided below.

A Petition for Administrative Review must be filed with the Office of Environmental Adjudication (OEA) within fifteen (15) days of the issuance of this notice (eighteen (18) days if you received this notice by U.S. Mail), and a copy must be served upon IDEM. Addresses are:

Director
Office of Environmental Adjudication
Indiana Government Center North
Room N103
100 North Senate Avenue
Indianapolis, Indiana 46204

Commissioner
Indiana Department of Environmental Management
Indiana Government Center North
Room 1301
100 North Senate Avenue
Indianapolis, Indiana 46204

The petition must contain the following information:

1. The name, address and telephone number of each petitioner.
2. A description of each petitioner's interest in the permit.
3. A statement of facts demonstrating that each petitioner is:
 - a. a person to whom the order is directed;
 - b. aggrieved or adversely affected by the permit; or
 - c. entitled to administrative review under any law.
4. The reasons for the request for administrative review.
5. The particular legal issues proposed for review.
6. The alleged environmental concerns or technical deficiencies of the permit.
7. The permit terms and conditions that the petitioner believes would be appropriate and would comply with the law.
8. The identity of any persons represented by the petitioner.
9. The identity of the person against whom administrative review is sought.
10. A copy of the permit that is the basis of the petition.
11. A statement identifying petitioner's attorney or other representative, if any.

Failure to meet the requirements of the law with respect to a Petition for Administrative Review may result in a waiver of your right to seek administrative review of the permit. Examples are:

1. Failure to file a Petition by the applicable deadline;
2. Failure to serve a copy of the Petition upon IDEM when it is filed; or
3. Failure to include the information required by law.

If you seek to have a permit stayed during the administrative review, you may need to file a Petition for a Stay of Effectiveness. The specific requirements for such a Petition can be found in 315 IAC 1-3-2 and 315 IAC 1-3-2.1.

Pursuant to IC 4-21.5-3-17, OEA will provide all parties with notice of any pre-hearing conferences, preliminary hearings, hearings, stays, or orders disposing of the review of this action. If you are entitled to notice under IC 4-21.5-3-5(b) and would like to obtain notices of any pre-hearing conferences, preliminary hearings, hearings, stays, or orders disposing of the review of this action without intervening in the proceeding you must submit a written request to OEA at the address above.

If you have procedural or scheduling questions regarding your Petition for Administrative Review please refer to OEA's website at <http://www.in.gov/oea>.



- PO Box 114, Montpelier, IN 47359
- 5775 Park Plaza Ct, Indianapolis, IN 46220
- 2328 N. US Hwy 35, Unit A, Laporte, IN 46350

July 21, 2020

Indiana Department of Environmental Management
Office of Water Quality
Permitting Branch
100 North Senate Avenue
IGCN 1255
Indianapolis, Indiana 46204-2251

Re: NPDES Permit Notice of Termination
Permit #ING080287
Good Oil BP
525 Indian Boundary Road
Chesterton, Indiana
FID #13979
LUST #199411015

Dear Permitting Branch:

On behalf of Good Oil Company, Inc. (Good Oil), Creek Run L.L.C. Environmental Engineering (Creek Run) is providing this *NPDES Permit Notice of Termination* for Permit #ING080287 associated with a groundwater remediation system at the Good Oil BP facility located at 525 Indian Boundary Road in Chesterton, Indiana. Per IDEM request the remediation system operation was ceased on March 25, 2018 and no discharge has been completed since, quarterly groundwater monitoring was completed through Fourth Quarter 2019, and as stated in the attached IDEM letter dated February 19, 2020, IDEM has determined that the site is eligible for closure utilizing an environmental restrictive covenant (ERC). A copy of the recorded ERC was submitted to IDEM on July 13, 2020.

Should your office have any questions regarding this correspondence or require any additional information, feel free to contact the undersigned.

Sincerely,

Adam Lenz, WWO #021282
Senior Project Manager / Operations VP

Attachment A



Good Oil Co Inc

1201N US35 -:- Winamac, Indiana 46996

DON A. GOOD

Phone: [574] 946-4863 - [574] 946-3742 — Fax: [574] 946-4563

DEAN K. GOOD

July 25, 2016

Creek Run L.L.C. Environmental Engineering
1 Creek Run Drive
P.O. Box 114
Montpelier, Indiana 47359

To Whom It May Concern:

We authorize Senior Staff Members, Assistant Directors, and Directors of the Technical Services and Operations Groups of Creek Run LLC Environmental Engineering to act as the agent of Good Oil Company, Inc. and to further sign, on our behalf, the Monthly Monitoring Reports (MMR) and Discharge Monitoring Reports (DMR) required for NPDES General Permit No. ING080287.

Sincerely,

GOOD OIL COMPANY, INC.



Dean Good
President



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Eric J. Holcomb
Governor

Bruno L. Pigott
Commissioner

February 19, 2020

VIA ELECTRONIC MAIL

Mr. Dean Good
Good Oil Company Inc.
RR 4, U.S. 35 N
Winamac, IN 46996
deangood@goodoilcompany.com

Dear Mr. Good:

**Re: File Review and Request to
Record Draft Environmental
Restrictive Covenant**

Good Oil B.P
525 Indian Boundary Road
Chesterton, Indiana 46304
FID# 13979
LUST#199411015

Indiana Department of Environmental Management (IDEM) staff has reviewed documentations for the Good Oil B.P (Former Andy's Amoco) located at 525 Indian Boundary Road in Chesterton, Indiana. The following documents were reviewed.

- Further Site Investigation (FSI) Report (with Draft Environmental Restrictive Covenant), prepared by Creek Run LLC, dated January 16, 2020.
- Quarterly Monitoring Report, prepared by Creek Run L.L.C, dated January 29, 2020.

Comments:

1. During the FSI activities, three soil borings were advanced along the sewer line to evaluate the utility corridors as a migration pathway based on the increasing concentrations of Methyl Tertiary Butyl Ether (MTBE) observed in monitoring well MW-22 over the previous four quarters. Based on the sample results, there is no off-site migration of MTBE through the sewer line.
2. Groundwater sampling results from December 5, 2020 had benzene concentrations above the Groundwater Screening Levels (GWSL) of 5 parts per billion in wells MW-2A, MW-6R, MW-21, and IW-1. A remedy is necessary for

groundwater exposure scenario. The consultant submitted a draft ERC with groundwater restrictions. This is acceptable. The area is serviced by municipal water and the groundwater contamination is located in a shallow zone 5-8 feet below ground surface that is unlikely to be used for a drinking water source. It is also unlikely a drinking well would be placed adjacent to a road Right of Way in a heavy commercial zone. The fourth quarter 2019 is the final quarterly sampling event. Ground water monitoring should cease at the site.

3. On-site benzene concentrations exceed the Residential Vapor Intrusion Ground Water Screening Level (RVIGWSL) but not the Commercial Vapor Intrusion Ground water Screening Level (CVIGWSL) in MW-2A and MW21 at 42ppb and 27ppb respectively. Since the property is commercial, an on-site Vapor Intrusion remedy is not warranted at this time. If on-site land use were to change, a reevaluation of the Vapor Intrusion (VI) pathway would be necessary. **The recorded ERC should contains a future V.I restriction.**

ERC Changes:

Based on the review of the documents submitted to IDEM, and an analysis of data from investigations conducted for the release, IDEM has determined that the site may be closed reasonably with the recording of the Environmental Restrictive Covenant (ERC). In order for IDEM to grant the No further Action for the release, you must make the following changes listed below to the draft ERC, record the ERC, and submit a copy of the recorded ERC to IDEM **by April 20, 2020.**

- Page 1, paragraph 2: The dates and Deed Record Number for the provided deed will need to be included in this paragraph
- Page 1, paragraph 3: The FID number is incorrect. Please replace 19344 with 13979
- Page 4, #14 change from leaking Underground Storage Tank to Petroleum Remediation Program.
- Add a future V.I restriction as the third restriction. The language for this restriction can be found in the ERC template.

The requested information should be submitted following the OLQ Document Submittal Guidelines found at www.in.gov/idem/landquality/2368.htm. For more information regarding document and data submittal guidelines, sampling and analysis requirements or technical information, visit the LUST Home Page at <http://www.in.gov/idem/landquality/2342.htm> or contact the site project manager.

Please submit all items to the following address:

Indiana Department of Environmental Management
Petroleum Branch
Petroleum Remediation Section

IGCN 1101
100 North Senate Avenue
Indianapolis, IN 46204-2251

If you have any questions, please contact me at (317) 234-3306 or toll free from within Indiana at (800) 451-6027. I may also be reached via email at: sonochie@idem.IN.gov.

Sincerely,

A handwritten signature in black ink, appearing to read 'S. Onochie', with a horizontal line extending to the right.

Stephen Onochie
Senior Environmental Manager
Petroleum Remediation Section
Petroleum Branch
Office of Land Quality

E-copy:
Dennis Livingston, Creek Run
Adam Lenz, Creek Run