



Environment

Prepared by:
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AECOM Job No.
60692539
November 9, 2022

May 2019-May 2022 Periodic Review Report 7-Eleven Store 45075/Speedway Store 9886 2530 Hamburg Turnpike Site Lackawanna, NY BCP Site No. C915191

Submitted to:

New York State Department of Environmental Conservation
Division of Environmental Remediation, Region 9
270 Michigan Avenue
Buffalo, NY 14203

On behalf of:

Speedway, LLC
PO Box 711 (Loc 148)
Dallas, TX 75221-0711

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270 Michigan Avenue
Buffalo, NY 14203

On behalf of:


Speedway, LLC.
PO Box 711 (Loc 148)
Dallas, TX 75221-0711



Prepared by Emily Au, P.G.



Reviewed by Joanne Newell, P.G.



Reviewed by Mark Newell, P.G.

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1.0 Introduction

On behalf of Speedway, LLC (Speedway), AECOM Technical Services, Inc. (AECOM) is submitting this 2022 Periodic Review Report (PRR) along with a completed Institutional Controls and Engineering Controls (IC/EC) Certification Form summarizing post-remedial status of the site located at 2530 Hamburg Turnpike (Route 5) in the city of Lackawanna, New York (Site). The Site is part of the New York State Department of Environmental Conservation (NYSDEC) Brownfield Cleanup Program (BCP) and is referenced as Site No. C915191. Effective July 1, 2022, AECOM is the environmental consultant for Speedway for the above referenced Site.

The PRR has been prepared in compliance with NYSDEC's DER-10 (May 2010). The PRR documents the implementation of, and compliance with, site-specific Site Management requirements.

This report is being submitted as requested by NYSDEC in its letter dated March 15, 2022, to Brandie Lehman of Speedway. The March 2022 letter provided guidance for preparing the PRR and IC/EC Certification Form and required that the PRR Report be submitted to NYSDEC no later than May 31, 2022.

The PRR period for this report was scheduled for a 3-year period between May 1, 2019 and May 1, 2022. Speedway is a wholly owned subsidiary of 7-Eleven, Inc. (7-Eleven). Due to the acquisitions of Speedway by 7-Eleven the site inspection was delayed. On July 1, 2022, Speedway retained AECOM as the environmental consultant for this property. Based on the transition of consultants, there was a delay in completing the Site Inspection and the submittal of this PRR. This PRR and the attached IC/EC Certification Form are for the post-remedial activities at the Site and summarize the findings of the August 2022 Site Inspection.

1.1 Site Overview and Background

The Site is located at 2530 Hamburg Turnpike in Lackawanna, New York and is comprised of one parcel (141.67-4-2.21) totaling approximately 1.3-acres. The Site is zoned commercial and is occupied as a Speedway gas station and convenience store. The Site is bounded by commercial properties to the north, Hamburg Turnpike (Route 5) to the west, Dona Street to the south, and Albright Court to the east. Residential, commercial, and industrial properties surround the site.

The property is generally flat with an elevation of approximately 578 feet above mean sea level (ft amsl). The subsurface historically consisted of asphalt, fill, sandy gravel, and silty clay/clayey silt. Groundwater was historically located at a depth of approximately 8-9 feet below ground surface (ft bgs). Bedrock ranges from 13 ft bgs on the east side to 19 ft bgs on the west side of the property.

According to the historical reports, the site was historically used as a gasoline service station since the 1940s. Previously, a one-story office building with a basement was operated at the site. In November 2004, the office building was moved to a property on Dona Street. Subsequently the basement was backfilled to grade with clean fill. The Site was vacant with no structures until the early 2000s.

The primary contaminants of concern for the site are petroleum-related volatile organic compounds (VOCs) and semi-volatile organic compounds (SVOCs) associated with the Site's previous operations as a gasoline dispensing facility and automobile service station. Previous environmental

investigations detected petroleum-related VOCs and SVOCs in Site soil above soil cleanup objectives (SCOs) and in groundwater above NYSDEC groundwater quality standards (NYSDEC 1994, 1998). A supplemental subsurface soil and groundwater investigation was completed in August 2004 (IGE, 2005). The Site was assigned NYSDEC Spill No. 0475033 following the 2004 investigations and evaluation.

In 2005, a 400 gallon and a 3,000-gallon UST were excavated and disposed of off-site. In addition, approximately 5,908 tons of non-hazardous petroleum impacted soils were excavated and disposed of off-site and approximately 572,000-gallons of water from the excavation was treated and discharged at the Erie County Wastewater Treatment Plant.

The Site entered into the BCP program as Site No. C915191 in April 2005. Cleanup activities in the form of an Interim Remedial Measure (IRM) were completed to address the environmental contamination at the Site and achieved soil cleanup objectives for Commercial Use. Remediation at the Site is complete. A certificate of completion (COC) for the Site was issued by the NYSDEC on September 25, 2006. Post-remedial residual contamination is addressed with the site management requirements, including environmental easement restrictions on use, an asphalt cover, this PRR, and associated IC/EC form.

The Site location and regional location of the facility is shown in **Figure 1** and **Figure 2**, Site Plan, depicts pertinent site features.

1.2 Change in Site Ownership

There was a change in Site ownership during the current review period. According to the City of Lackawanna's Online Assessment Roll System, 2530 HTP LLC sold the Site to Speedway LLC on August 2, 2019. No change in use of the site has occurred. The site is still an active gasoline station and convenience store, which is currently branded as a Speedway. The site remains zoned as commercial.

1.3 Compliance

At the time of the Site inspections on August 9, 2022, the site was compliant with the Site Management Plan.

1.4 Recommendations

AECOM is not recommending any changes at this time. The certification and PRR will be submitted every three years. The next certification and PRR will be submitted to NYSDEC in May 2025.

2.0 Remedial History

2.1 Early Investigations

In February 2004, a Transaction Screen Environmental Site Assessment (TSA) referenced a 1950 historical map indicating use of the Site as a gas station (IGE, 2005). Following the TSA, limited soil investigations took place in April and July 2004 (LCS, 2004a, 2004b). The results of those investigations indicated petroleum-related VOCs and SVOCs were present in Site soil above SCOs and in groundwater above NYSDEC groundwater quality standards (NYSDEC 1994, 1998). A supplemental subsurface soil and groundwater investigation was completed in August 2004 (IGE, 2005). The Site was assigned NYSDEC Spill No. 0475033 following the 2004 investigations and evaluation.

2.2 BCP Application

The 2004 environmental site investigation results indicated that there were impacts at the Site from historical retail petroleum operations and that the VOCs and SVOCs present at the Site limited redevelopment of the parcel. The parcel owner at that time, 2530 Hamburg Turnpike, LLC, submitted an application into the BCP program and was accepted. The Brownfield Cleanup Agreement (BCA) with the NYSDEC was executed in April 2005.

2.3 2005 Supplemental Investigations

Upon entry into the BCP program, an addition Supplemental Investigation (SI) and IRM Work Plan was prepared in April 2005 with July 2005 amendments. Early investigations only studied the southwest area of the property, where the former gas station was located. Several adjacent industrial and commercial use properties had historical contamination which raised concerns there could be additional contaminants of concern in Site soil in addition to the known petroleum-related VOCs and SVOCs. The SI/IRM work plan included VOCs and SVOCs for known contaminants of concern as well as pesticides, polychlorinated biphenyls (PCBs), heavy metals, and cyanide across the Site. The 2005 SI was completed in two rounds: in May 2005 for soil and groundwater sampling and then in June 2005 for additional site soils and background soil data. The IRM plan consisted of removal and off-site disposal of contaminated soils. After completion of the 2005 SI field work, the SI/IRM work plan was amended to include extra soil excavation to address additional areas with SVOCs.

2.4 Remedial Activities

An office building on the site was removed in November 2004 and the site was vacant when remedial activities took place. Remedial activities at the site were completed between May and September 2005. The remedial activities included:

- Excavation and off-site disposal of approximately 5,908-tons of non-hazardous petroleum impacted soil to a permitted landfill;
- Excavation, cleanout, removal, and off-site disposal of two USTs (3,000 and 400 gallons) from the southwest remediation area

- Removal, treatment and discharge of approximately 572,000-gallons of water from the excavation area to the Erie County wastewater treatment plant;
- Backfill of all excavation areas with NYSDEC-approved backfill;
- Confirmatory soil sample collection from excavations; and,
- Completion of an asphalt cover completed during the Site redevelopment.

Following completion of the IRM, the Site was redeveloped as a gasoline station and convenience store which remains the current site use for the reporting period. In April 2006, Spill No. 0475033 was closed following successful completion of the remedial activities.

3.0 Site Management

3.1 Remedy Performance, Effectiveness and Protectiveness

The remedial objectives for the Site were met after IRM activity completion. Site use is currently commercial. The Site Closure Report was approved by the NYSDEC in December of 2005. An Environmental Easement was filed in Erie County, NY for the Site on July 5, 2006 (File No. 2006147264). A COC for the Site was issued on September 8, 2006. The Site Closure Report includes sections which describe Operation and Maintenance (O&M) and the long-term Monitoring, and Institutional Controls (ICs) for the Site.

The site consists of one parcel of land, upon which the responsible party maintains that all institutional controls and other requirements as specified for site management and described in the environmental easement are in effect for the Site.

3.2 Operation and Maintenance and Long-term Monitoring Plan

As described in the O&M and Long-Term Monitoring Plan section of the Final Site Closure Report (December 2005), the source of the contaminants were previously removed and disposed of off-site during the remedial activities and no long-term monitoring is required at the Site.

3.3 Institutional Controls

3.3.1 Site Closure Report

As described in the ICs section of the Final Site Closure Report (December 2005), the Site will be used for commercial purposes and the asphalt surface cover will be maintained to prevent contact with any residual soil contamination that may still be present.

3.3.2 Environmental Easement

As described in the Environmental Easement, several ICs will be maintained for the Site. The ICs include the following:

- Land Use Restriction – The controlled property may be used for commercial and industrial use as long as institutional controls are employed.
- Groundwater Use Restrictions –The groundwater beneath the Site cannot be used as a potable water source.
- Surface Maintenance – The asphalt cover must be maintained to prevent any contact with the underlying residual soil contamination.
- Certification – The Site shall be certified every three years to ensure that IC/ECs are in place, are operating properly, and are protective of human health and the environment.

3.4 Engineering Controls

No engineering controls are in effect for the Site.

3.5 Site Inspection

On August 9, 2022, AECOM completed a site inspection at the above noted property. At the time of the inspection, the property occupied by a Speedway convenience store and gasoline station, which is consistent with the intended use. Based on AECOM's observations during the August 2022 inspection and based on interviews conducted by AECOM with on-site store personnel no known intrusive activities had been completed at the Site during this reporting period.

The Site is serviced by municipal water by the City of Lackawanna and no use of groundwater was observed during the August 2022 inspection. According to the store manager, the property's asphalt parking lot was freshly paved as of the summer of 2022. The asphalt in all parts of the property appeared to be in good condition with no observed potholes or cracks that could lead to contact with underlying soil. During the inspection the Site was found to be in compliance with the Site ICs. The completed 2022 IC/EC Certification Form for the reporting period is included in **Appendix A**. A photolog documenting site conditions during the August 2022 inspection is included as **Appendix B**. All requirements have been met.

4.0 Conclusions and Recommendations

4.1 Conclusions

As of the August 9, 2022 inspection, the Site was in compliance with the requirements for Site Management.

- The asphalt cover was maintained and freshly paved in summer 2022.
- Institutional controls, land-use and groundwater-use restrictions were in effect.
- The IC/EC Certification Form documenting that site management requirements have been met during this reporting period.

4.2 Recommendations

AECOM is not recommending any changes at this time. The certification and PRR will be submitted every three years. The next certification and PRR will be submitted to NYSDEC in May 2025.

5.0 References

- IGE, PLLC, 2005. Site Closure Report supplemental investigation/interim Remedial Measure 2530 Hamburg Turnpike, Lackawanna, NY, December 2005.
- LCS, Inc, 2004a. Report, Limited and Focused Subsurface Soil Investigation, Vacant Commercial Property, 2530 Hamburg Turnpike, April 28, 2004
- LCS Inc., 2004b. Report, Supplemental Subsurface Soil and Groundwater Investigation, 2530 Hamburg Turnpike, by July 2004
- New York State Department of Environmental Conservation (NYSDEC), 1994. Technical and Administrative Guidance Memorandum (TAGM) 4046: Determination of Soil Cleanup Objectives and Cleanup Levels. Revised January 24, 1994.
- NYSDEC 1998. NYSDEC Division of Water Technical and Operational Guidance Series (TOGS) 1.1.1 Class GA groundwater standards [NYSDEC, 1998, with addenda through 2004].
- NYSDEC, 2010a. DER-10 Technical Guidance for Site Investigation and Remediation. Issued May 3, 2010.

Figures



Speedway LLC.
Speedway Store #9886
2530 Hamburg Turnpike
Lackawanna, NY

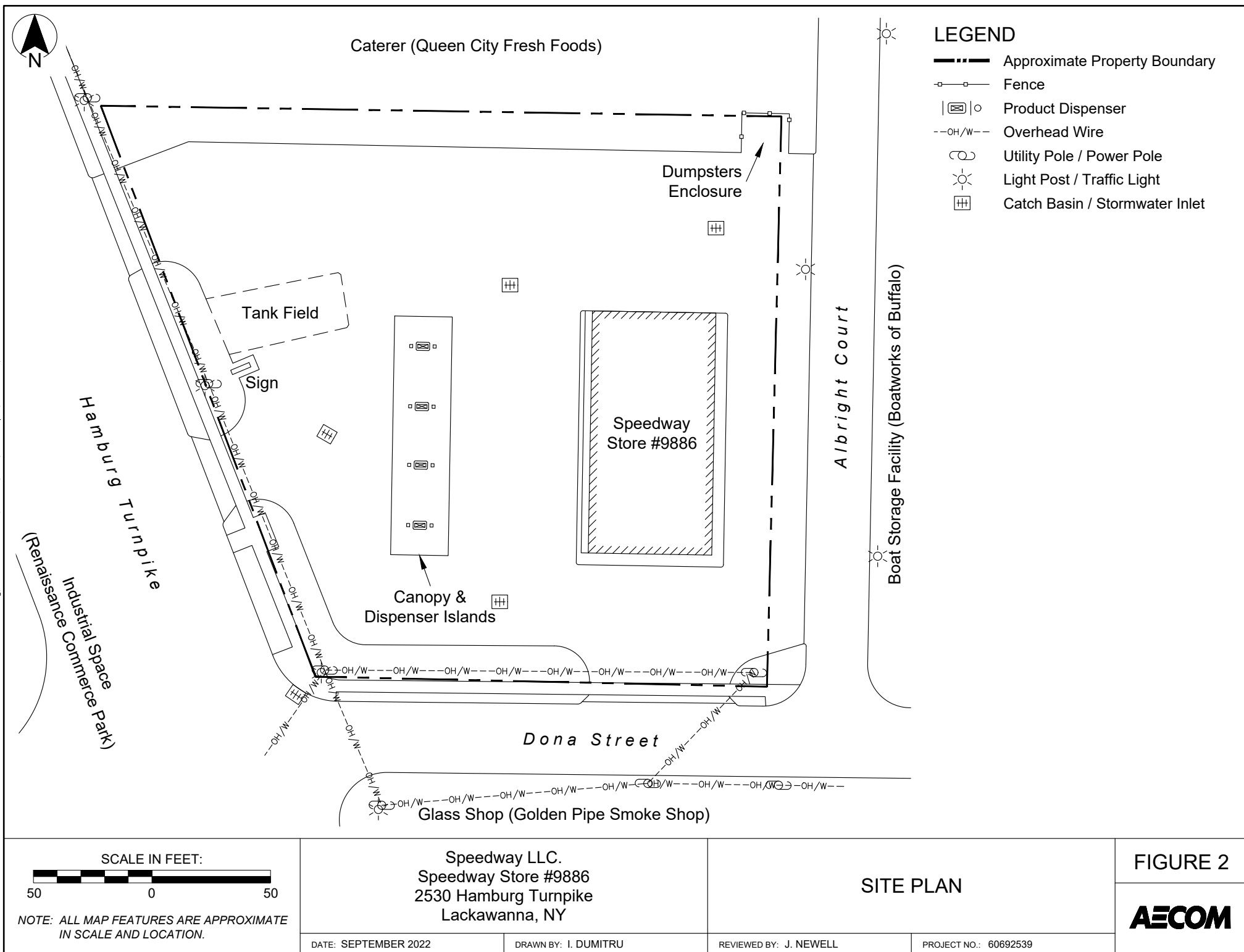
SITE LOCATION MAP

Source: Topo USGS 7.5 Minute Topographic Map
Quadrangle: Buffalo SE, NY
Copyright: 2019 National Geographic Society

FIGURE 1

AECOM

C:\Confidential\AECOM\11-Eleven\Sites\Folders\New York\9886 Lackawanna\9886 Lackawanna.dwg, 10/6/2022 11:11 PM, Dumitru, Ionuț, PDF995.pc3, User32767, 1'-0" = 1'-0"



Appendix A

Institutional Controls / Engineering Controls Certification Form (2019-2022)



Enclosure 2
NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION
Site Management Periodic Review Report Notice
Institutional and Engineering Controls Certification Form



Site Details

Box 1

Site No. C915191

Site Name 2530 Hamburg Turnpike Site

Site Address: 2530 HAMBURG TURNPIKE Zip Code: 14218

City/Town: Lackawanna

County: Erie

Site Acreage: 1.330

Reporting Period: May 01, 2019 to May 01, 2022

YES NO

1. Is the information above correct?

☒ ☐

If NO, include handwritten above or on a separate sheet.

2. Has some or all of the site property been sold, subdivided, merged, or undergone a tax map amendment during this Reporting Period?

☒ ☐

3. Has there been any change of use at the site during this Reporting Period (see 6NYCRR 375-1.11(d))?

☐ ☒

4. Have any federal, state, and/or local permits (e.g., building, discharge) been issued for or at the property during this Reporting Period?

☐ ☒

If you answered YES to questions 2 thru 4, include documentation or evidence that documentation has been previously submitted with this certification form.

5. Is the site currently undergoing development?

☐ ☒

Box 2

YES NO

6. Is the current site use consistent with the use(s) listed below?
Commercial and Industrial

☒ ☐

7. Are all ICs in place and functioning as designed?

☒ ☐

IF THE ANSWER TO EITHER QUESTION 6 OR 7 IS NO, sign and date below and DO NOT COMPLETE THE REST OF THIS FORM. Otherwise continue.

A Corrective Measures Work Plan must be submitted along with this form to address these issues.


Signature of Owner, Remedial Party or Designated Representative

11/09/2022

Date

Description of Institutional ControlsParcelOwnerInstitutional Control

141.67-4-2.21

Speedway LLC

Ground Water Use Restriction
Landuse Restriction

The following Ground Water Use Restrictions and Landuse Restrictions were identified in the Environmental Easement filed with the Erie County Clerk on 7/5/08:

1. The Controlled Property may be used for commercial and industrial use as long as institutional controls are employed.
2. The groundwater beneath the site cannot be used as a potable water source. The asphalt cover must be maintained to prevent any contact with the underlying residual soil contamination.
3. The site shall be certified every three years to ensure that institutional and engineering controls are in place, are operating properly, and are protective of human health and the environment.

Description of Engineering Controls

None Required

Not Applicable/No EC's

Periodic Review Report (PRR) Certification Statements

1. I certify by checking "YES" below that:

- a) the Periodic Review report and all attachments were prepared under the direction of, and reviewed by, the party making the Engineering Control certification;
- b) to the best of my knowledge and belief, the work and conclusions described in this certification are in accordance with the requirements of the site remedial program, and generally accepted engineering practices; and the information presented is accurate and complete.

YES NO

☒ ☐

2. For each Engineering control listed in Box 4, I certify by checking "YES" below that all of the following statements are true:

- (a) The Engineering Control(s) employed at this site is unchanged since the date that the Control was put in-place, or was last approved by the Department;
- (b) nothing has occurred that would impair the ability of such Control, to protect public health and the environment;
- (c) access to the site will continue to be provided to the Department, to evaluate the remedy, including access to evaluate the continued maintenance of this Control;
- (d) nothing has occurred that would constitute a violation or failure to comply with the Site Management Plan for this Control; and
- (e) if a financial assurance mechanism is required by the oversight document for the site, the mechanism remains valid and sufficient for its intended purpose established in the document.

YES NO

☒ ☐

**IF THE ANSWER TO QUESTION 2 IS NO, sign and date below and
DO NOT COMPLETE THE REST OF THIS FORM. Otherwise continue.**

A Corrective Measures Work Plan must be submitted along with this form to address these issues.


Signature of Owner, Remedial Party or Designated Representative

11/09/2022

Date

IC CERTIFICATIONS
SITE NO. C915191

Box 6

SITE OWNER OR DESIGNATED REPRESENTATIVE SIGNATURE

I certify that all information and statements in Boxes 1,2, and 3 are true. I understand that a false statement made herein is punishable as a Class "A" misdemeanor, pursuant to Section 210.45 of the Penal Law.

I Samuel J. Kramer at 500 Speedway Dr. Enon, OH 45323,
print name print business address

am certifying as Owner (Owner or Remedial Party)

for the Site named in the Site Details Section of this form.


Signature of Owner, Remedial Party, or Designated Representative
Rendering Certification

11/09/2022
Date

NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION



**60-Day Advance Notification of Site Change of Use, Transfer of
Certificate of Completion, and/or Ownership**
Required by 6NYCRR Part 375-1.11(d) and 375-1.9(f)

To be submitted at least 60 days prior to change of use to:

Chief, Site Control Section
New York State Department of Environmental Conservation
Division of Environmental Remediation, 625 Broadway
Albany NY 12233-7020

I. **Site Name:** 2530 HAMBURG TURNPIKE SITE **DEC Site ID No.** C915191

II. **Contact Information of Person Submitting Notification:**

Name: Scott Ernst
Address1: 2440 Sheridan Drive, Tonawanda, NY 14150
Address2: _____
Phone: (716) 614-1150 E-mail: sernst@noco.com

III. **Type of Change and Date:** Indicate the Type of Change(s) (check all that apply):

- ☒ Change in Ownership or Change in Remedial Party(ies)
☒ Transfer of Certificate of Completion (CoC)
☒ Other (e.g., any physical alteration or other change of use)

Proposed Date of Change (mm/dd/yyyy):

IV. **Description:** Describe proposed change(s) indicated above and attach maps, drawings, and/or parcel information.

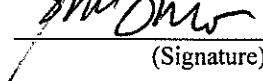
CHANGE OF OWNERSHIP - NOCO TO SPEEDWAY

COC TRANSFER

If "Other," the description must explain and advise the Department how such change may or may not affect the site's proposed, ongoing, or completed remedial program (attach additional sheets if needed).

- V. **Certification Statement:** Where the change of use results in a change in ownership or in responsibility for the proposed, ongoing, or completed remedial program for the site, the following certification must be completed (by owner or designated representative; see §375-1.11(d)(3)(i)):

I hereby certify that the prospective purchaser and/or remedial party has been provided a copy of any order, agreement, Site Management Plan, or State Assistance Contract regarding the Site's remedial program as well as a copy of all approved remedial work plans and reports.

Name: 
(Signature)
Scott Ernst
(Print Name)

03/09/2020
(Date)

Address1: 2440 Sheridan Drive, Tonawanda, NY
Address2: _____
Phone: (716)614-1150 E-mail: sernst@noco.com

- VI. **Contact Information for New Owner, Remedial Party, or CoC Holder:** If the site will be sold or there will be a new remedial party, identify the prospective owner(s) or party(ies) along with contact information. If the site is subject to an Environmental Easement, Deed Restriction, or Site Management Plan requiring periodic certification of institutional controls/engineering controls (IC/ECs), indicate who will be the certifying party (attach additional sheets if needed).

☐ Prospective Owner ☐ Prospective Remedial Party ☒ Prospective Owner Representative

Name: Brandie K. Lehman
Address1: 500 Speedway Drive, Enon, OH 45323
Address2: _____
Phone: (937) 863-7071 E-mail: bklehman@speedway.com

Certifying Party Name: SPEEDWAY LLC
Address1: 500 Speedway Drive, Enon, OH 45323
Address2: _____
Phone: (937) 863-7071 E-mail: bklehman@speedway.com

VII. Agreement to Notify DEC after Transfer: If Section VI applies, and all or part of the site will be sold, a letter to notify the DEC of the completion of the transfer must be provided. If the current owner is also the holder of the CoC for the site, the CoC should be transferred to the new owner using DEC's form found at <http://www.dec.ny.gov/chemical/54736.html>. This form has its own filing requirements (see 6NYCRR Part 375-1.9(f)).

Signing below indicates that these notices will be provided to the DEC within the specified time frames. If the sale of the site also includes the transfer of a CoC, the DEC agrees to accept the notice given in VII.3 below in satisfaction of the notice required by VII.1 below (which normally must be submitted within 15 days of the sale of the site).

Within 30 days of the sale of the site, I agree to submit to the DEC:

1. the name and contact information for the new owner(s) (see §375-1.11(d)(3)(ii));
2. the name and contact information for any owner representative; and
3. a notice of transfer using the DEC's form found at <http://www.dec.ny.gov/chemical/54736.html> (see §375-1.9(f)).

Name: 
(Signature)

03/07/2020
(Date)

Scott Ernst
(Print Name)

Address1: 2440 Sheridan Drive, Tonawanda, NY

Address2: _____

Phone: (716) 614-1150 E-mail: sernst@noco.com



PBS Number
9-600889

New York State Department of Environmental Conservation
PETROLEUM BULK STORAGE CERTIFICATE

625 Broadway, 11th Floor, Albany, NY 12233-7020 Phone: 518-402-9553

Region 9 NYSDEC - PBS Unit
270 Michigan Avenue
Buffalo, NY 14203-2999
(716) 851-7220

<u>TANK NUMBER</u>	<u>TANK SUBPART</u>	<u>TANK CATEGORY</u>	<u>TANK LOCATION</u>	<u>DATE INSTALLED</u>	<u>TANK TYPE</u>	<u>PRODUCT STORED</u>	<u>CAPACITY (GALLONS)</u>
001A	2	2	Underground including vaulted with no access for inspection	12/01/2005	Fiberglass Reinforced Plastic (FRP)	diesel	5,000
001B	2	2	Underground including vaulted with no access for inspection	12/01/2005	Fiberglass Reinforced Plastic (FRP)	gasoline/ethanol	10,000
002A	2	2	Underground including vaulted with no access for inspection	12/01/2005	Fiberglass Reinforced Plastic (FRP)	gasoline	5,000
002B	2	2	Underground including vaulted with no access for inspection	12/01/2005	Fiberglass Reinforced Plastic (FRP)	gasoline/ethanol	10,000

PBS regulations are available at http://www.dec.ny.gov/docs/remediation_hudson_pdf/part613text.pdf.

FACILITY NAME AND ADDRESS :

SPEEDWAY #9886
2530 HAMBURG TURNPIKE
BUFFALO, NY 14218

FACILITY (PROPERTY) OWNER:

SPEEDWAY LLC
500 SPEEDWAY DRIVE
ENON, OH 45323

Tank Owner Name:

Same as Property Owner

Facility Phone Number

(716) 825-4184

MAILING CORRESPONDENCE:

BRANDIE LEHMAN
SPEEDWAY LLC
500 SPEEDWAY DRIVE
ENON, OH 45323

ISSUED BY: Commissioner
Basil Seggos

PBS NUMBER: **9-600889**

DATE ISSUED: 08/26/2019

EXPIRATION DATE: 08/26/2024

FEE PAID: \$500.00

As the owner of this facility and/or the tanks at this facility, the receipt, posting, and use of this certificate is an acknowledgement that I am responsible to the extent required by law for ensuring that this facility is in compliance with all regulations for the bulk storage of petroleum including those regarding equipment requirements, inspections, handling procedures, recordkeeping, registration requirements, providing advanced notice to the Department of major changes to a tank system, spill reporting, and all other applicable requirements. Violations may be punishable as a criminal offense and/or a civil violation in accordance with applicable state and federal law.

This registration certificate must be kept current and conspicuously posted at this facility at all times. Posting must be at the tank, at the entrance of the facility, or the main office where the storage tanks are located.

Spills must be reported to the DEC within two hours (1-800-457-7362).

Brandie Lehman

9/28/2020

Signature of Facility Owner/Authorized Representative

Date

Brandie Lehman Supervisor, Env. Compliance
Printed Name and Title of Facility Owner/Authorized Representative



New York State Department of Environmental Conservation
Division of Environmental Remediation

Petroleum Bulk Storage Application

Pursuant to the Environmental Conservation Law: Article 17, Title 10; and
Regulations 6 NYCRR Part 613 and 6 NYCRR Subpart 374-2

(Please Type or Print Clearly and Complete All Items for Sections A, B & C)

Return Completed Form & Fees To:

NYSDEC Region 9
270 Michigan Avenue
Buffalo, NY 14203-2999
(716) 851-7220



PBS Number:
9-600889

Section A - Facility/Property Owner/Contact Information

Expiration Date:

Transaction Type: <u>2/4</u> 1) Initial/New Facility 2) Change of Ownership 3) Tank Installation, Closing, or Repair 4) Information Correction 5) Renewal	F A C I L I T Y	Facility Name: <u>Speedway #9886</u>		Tax Map Borough/Section	
		Facility Address (Physical Address, No P.O. Boxes): <u>2530 Hamburg Turnpike</u>		Block:	
		Facility Address (cont.):		Lot	
		City: <u>Buffalo</u>	State: <u>NY</u>	ZIP <u>14218</u>	
		County: <u>Erie</u>	Township or City: <u>Lackawanna (c)</u>	Facility Phone Number: <u>716-825-4184</u>	
Facility Operator: <u>Speedway LLC</u>					
NOTE: Fill in Property Owner information here....>>>> Indicate Tank Owner in Section C.	O W N E R	Facility (Property) Owner (from Deed): <u>Speedway LLC</u>			
		Facility Owner Address (Street and/or P.O. Boxes): <u>500 Speedway Drive</u>			
		City: <u>Enon</u>	State: <u>OH</u>	ZIP Code: <u>45323</u>	
		Owner Telephone Number: <u>937-863-7071</u>			
		Type of Owner (check only one): 3 <input type="checkbox"/> Local Government 1 <input type="checkbox"/> Private Resident 4 <input type="checkbox"/> Federal Government 2 <input type="checkbox"/> State Government 5 <input checked="" type="checkbox"/> Corporate/Commercial/Other			
Official Use Only Date Received: <u> / / </u> Date Processed: <u> / / </u> Amount Received: \$ <u> </u> Reviewed By: <u> </u> Rev. 6/26/2019	C O N T A C T P E R S O N	(Please keep this information up to date.)			
		Facility Contact Person Name: <u>Brandie Lehman</u>			
		Contact Person Company Name: <u>Speedway LLC</u>			
		Address: <u>500 Speedway Drive</u>			
		Address (cont.):			
		City/State/ZIP Code: <u>Enon, OH 45323</u>			
		Tel. Number: <u>937-863-7071</u>		eMail Address: <u>USTCompliance@speedway.com</u>	
		Emergency Contact Name: <u>Brandie Lehman</u>			
		Emergency Telephone Number: <u>937-863-7071</u>			
		I hereby certify, under penalty of law, that all of the information provided on this form is true and correct. False statements made herein may be punishable as a criminal offense and/or a civil violation in accordance with applicable state and federal law.			
Name of Property Owner or Authorized Representative: <u>Brandie Lehman</u>		Amount Enclosed: <u>\$500.00</u>			
Title: <u>Supervisor, Environmental Compliance - Atlantic</u>		Date: <u>8/19/19</u>			
Signature: <u>Brandie Lehman</u>					

PBS Number:
9-600889

Section B - Tank Information

Page 1 of 1

*(Please use the key located on the last page to complete
each item/column)*

(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)	(9)	(10)	(11)	(12)	(13)	(14)	(15)	(16)	(17)	(18)	(19)	(20)	(21)	
Action	Tank Number	Tank Location	Status	Installation, out-of-service, or Permanent ClosureDate (mm/dd/yyyy) Application will be returned if blank	Capacity (Gallons)	Product Stored (If Gasoline w/ethanol or Biodiesel, list % additive) %	Tank Type	Tank Internal Protection	Tank External Protection	Tank Secondary Containment	Tank Leak Detection	Tank Overfill Prevention	Tank Spill Prevention	Pumping/Dispensing Method	Piping Location	Piping Type	Piping External Protection	Piping Secondary Containment	Piping Leak Detection	Under Dispenser Containment (UDC) (Check box if present)	
4	001A	5	1	12/1/2005	5,000	0008	06	00	04	04	01	05	01	01	02	11	05	04	01	07	<input checked="" type="checkbox"/>
												03									
4	001B	5	1	12/1/2005	10,000	2712 10	06	00	04	04	01	05	01	01	02	11	05	04	01	07	<input checked="" type="checkbox"/>
												03									
4	002A	5	1	12/1/2005	5,000	0009	06	00	04	04	01	05	01	01	02	11	05	04	01	07	<input checked="" type="checkbox"/>
												03									
4	002B	5	1	12/1/2005	10,000	2712 10	06	00	04	04	01	05	01	01	02	11	05	04	01	07	<input checked="" type="checkbox"/>
												03									

Note: If you need to add tanks to your registration, write them in using blank lines above. Attach additional sheets as needed.

Blank Section B is available at http://www.dec.ny.gov/docs/remediation_hudson_pdf/pbsrenewal.pdf

PBS Number:

9-600889

Petroleum Bulk Storage Application

Section C - Tank Ownership Information (for PBS tanks listed in Section B)

Tank Owner Information				Tank Owner Information			
<input checked="" type="checkbox"/> Check box if same as Facility (Property) Owner. If tank owner is different from property owner, fill out information below:				<input checked="" type="checkbox"/> Check box if same as Facility (Property) Owner. If tank owner is different from property owner, fill out information below:			
Tank Owner Name (Company/Individual):				Tank Owner Name (Company/Individual):			
Contact Person:				Contact Person:			
Tank Owner Address :				Tank Owner Address :			
City:		State:	ZIP:	City:		State:	ZIP:
Contact Person Telephone Number:		Contact Person email:		Contact Person Telephone Number:		Contact Person email:	
Specific Tanks Owned				Specific Tanks Owned			
<input checked="" type="checkbox"/> Check box if this owner owns all tanks at this facility. If not, list tanks owned by this owner below:				<input checked="" type="checkbox"/> Check box if this owner owns all tanks at this facility. If not, list tanks owned by this owner below:			
Tank Number:				Tank Number:			
Name of Class B (Daily On-Site) Operator: Brandie Lehman		Authorization No: KM3-NFC		Name of Class B (Daily On-Site) Operator: Brandie Lehman		Authorization No: KM3-NFC	
Name of Class A (Primary) Operator: Brandie Lehman		Authorization No: KM3-NFC		Name of Class A (Primary) Operator: Brandie Lehman		Authorization No: KM3-NFC	
Page 1 of 1 PBS No:9-600889							
001A	001B	002A	002B				

PETROLEUM BULK STORAGE APPLICATION - SECTION B - TANK INFORMATION - CODE KEYS

Action (1)

1. Initial Listing
2. Add Tank
3. Close/Remove Tank
4. Information Correction
5. Repair/Reline Tank

Tank Location (3)

1. Aboveground-contact w/soil
2. Aboveground-contact w/impervious barrier
3. Aboveground on saddles, legs, stilts, rack or cradle
4. Partially buried tank (tank with 10% or more below ground)
5. Underground including vaulted with no access for inspection
6. Aboveground in Subterranean Vault w/access for inspections

Status (4)

1. In-service
2. Out-of-service
3. Closed-Removed
4. Closed- In Place
5. Tank converted to Non-Regulated use

Products Stored (7)

Heating Oils: On-Site Consumption

0001. #2 Fuel Oil
0002. #4 Fuel Oil
0259. #5 Fuel Oil
0003. #6 Fuel Oil
0012. Kerosene

0591. Clarified Oil
2711. Biodiesel (Heating)
2642. Used Oil (Heating)

Heating Oils: Resale/Redistribution

2718. #2 Fuel Oil
2719. #4 Fuel Oil
2720. #5 Fuel Oil
2721. #6 Fuel Oil
2722. Kerosene
2723. Clarified Oil

Motor Fuels

0009. Gasoline
2712. Gasoline/Ethanol

0008. Diesel
2710. Biodiesel
0011. Jet Fuel
1044. Jet Fuel (Biofuel)
2641. Aviation Gasoline

Emergency Generator Fuels

0001. #2 Fuel Oil
2730. Biodiesel (E-Gen)
2731. Diesel (E-Gen)

Lubricating/Cutting Oils

0013. Lube Oil
0015. Motor Oil
1045. Gear/Spindle Oil
0010. Hydraulic Oil
0007. Cutting Oil
0021. Transmission Fluid
1836. Turbine Oil
0308. Petroleum Grease

Oils Used as Building Materials

2626. Asphaltic Emulsions
0748. Form Oil

Petroleum Spirits

0014. White/Mineral Spirits
1731. Naptha

Mineral/Insulating Oils

0020. Insulating Oil (e.g., Transformer, Cable Oil)
2630. Mineral Oil

Waste/Used/Other Oils

- 0022 Waste/Used Oil
9999. Other-Please list:*

Crude Oil

0006. Crude Oil
0701. Crude Oil Fractions

Tank Type (8)

01. Steel/Carbon Steel/Iron
02. Galvanized Steel Alloy
03. Stainless Steel Alloy
04. Fiberglass Coated Steel
05. Steel Tank in Concrete
06. Fiberglass Reinforced Plastic (FRP)
07. Plastic
08. Equivalent Technology

09. Concrete
10. Urethane Clad Steel
99. Other-Please list:*

Internal Protection (9)

00. None
01. Epoxy Liner
02. Rubber Liner
03. Fiberglass Liner (FRP)
04. Glass Liner
99. Other-Please list:*

External Protection (10/18)

00. None
01. Painted/Asphalt Coating
02. Original Sacrificial Anode
03. Original Impressed Current
04. Fiberglass
05. Jacketed
06. Wrapped (Piping)
07. Retrofitted Sacrificial Anode
08. Retrofitted Impressed Current
09. Urethane
99. Other-Please list:*

Tank Secondary Containment (11)

00. None
01. Diking (AST Only)
02. Vault (w/access)
03. Vault (w/o access)
04. Double-Walled (UST Only)
05. Synthetic Liner
06. Remote Impounding Area
07. Excavation Liner
09. Modified Double-Walled (AST Only)
10. Impervious Underlayment (AST Only)**
11. Double Bottom (AST Only)**
12. Double-Walled (AST Only)
99. Other - Please list*

Tank Leak Detection (12)

00. None
01. Interstitial Electronic Monitoring
02. Interstitial Manual Monitoring
03. Vapor Well
04. Groundwater Well
05. In-Tank System (Auto Tank

06. Impervious Barrier/Concrete Pad (AST Only)
07. Statistical Inventory Reconciliation (SIR)
08. Weep holes in vaults with no access for inspection
99. Other-Please list: *

Overfill Protection (13)

00. None
01. Float Vent Valve
02. High Level Alarm
03. Automatic Shut-Off
04. Product Level Gauge (AST Only)
05. Vent Whistle
99. Other-Please list:*

Spill Prevention (14)

00. None
01. Catch Basin
99. Other-Please list:*

Pumping/Dispensing Method (15)

00. None
01. Pressurized Dispenser
02. Suction Dispenser
03. Gravity
04. On-Site Heating System (Suction)
05. On-Site Heating System (Supply/Return)
06. Tank-Mounted Dispenser
07. Loading Rack/Transfer Pump

Piping Location (16)

00. No Piping
01. Aboveground
02. Underground/On-ground
03. Aboveground/Underground Combination

Piping Type (17)

00. None
01. Steel/Carbon Steel/Iron
02. Galvanized Steel
03. Stainless Steel Alloy
04. Fiberglass Coated Steel
05. Steel Encased in Concrete

06. Fiberglass Reinforced Plastic (FRP)
07. Plastic
08. Equivalent Technology
09. Concrete
10. Copper
11. Flexible Piping
99. Other-Please list: *

Piping Secondary Containment (19)

00. None
01. Diking (Aboveground Only)
02. Vault (w/access)
04. Double-Walled (Underground Only)
06. Remote Impounding Area
07. Trench Liner
12. Double-Walled (Aboveground Only)
99. Other-Please list: *

Pipe Leak Detection (20)

00. None
01. Interstitial Electronic Monitoring
02. Interstitial Manual Monitoring
03. Vapor Well
04. Groundwater Well
07. Pressurized Piping Leak Detector
09. Exempt Suction Piping
10. Statistical Inventory Reconciliation (SIR)
99. Other-Please list:*

Under Dispenser Containment (UDC) (21)

Check Box if Present

* If other, please list on a separate sheet including tank number.

** Each of these codes must be combined with code 01 or 06 to meet compliance requirements

Appendix B

Photograph Log

AECOM

PHOTOGRAPH LOG

Client Name: Speedway, LLC

Site Location: 2530 Hamburg Turnpike
Lackawanna, New York 14218

**NYSDEC BCP
No.:** C915191

Photo No.

1

Date:

08/09/22

Direction Photo Taken:

South

Description:

West side of site - asphalt surface and canopy.



Photo No.

2

Date:

08/09/22

Direction Photo Taken:

South

Description:

Canopy, building, and asphalt surface in between.



Photo No. 3	Date: 08/09/22	
Direction Photo Taken: Southeast		
Description: Building.		

Photo No. 4	Date: 08/09/22	
Direction Photo Taken: West		
Description: North side of site - asphalt surface.		


Photo No. 5	Date: 08/09/22	
Direction Photo Taken: West		
Description: North edge of asphalt surface and grass area.		

Photo No. 6	Date: 08/09/22	
Direction Photo Taken: Southeast		
Description: East side of the site - asphalt surface in the rear of building.		

Photo No. 7	Date: 08/09/22	
Direction Photo Taken:		
North		
Description:		
South side of the site – canopy and asphalt surface.		

Photo No. 8	Date: 08/09/22	
Direction Photo Taken:		
East		
Description:		
South side of the site – asphalt and grass.		