Fund Eligibility/Storage Tank Enforcement: Tennessee Department of Environment and Conservation Proposed Order Addressing Washington County Facility

Walter Wright, Jr.
wwright@mwlaw.com
(501) 688.8839

06/04/2025

The Tennessee Department of Environment and Conservation ("TDEC") issued a May 14th Order and Assessment ("Order") to Greeneville Oil and Petroleum, Inc. and 737 Grace 1, LLC (collectively, "Respondent") addressing alleged underground storage tank ("UST") violations. See Case No. FDA25-0039.

The Order addresses a facility denominated Quick Stop Market which is located in Washington County, Tennessee.

The TDEC Division of Underground Storage Tanks ("Division") is stated to have received a complaint on January 2nd regarding dispensing issues and the presence of water in one of the USTs at the facility. The Tennessee Department of Agriculture's Weights and Measures Divisions is stated to have confirmed on January 3rd that there were four inches of water in the facility's premium tank.

Division personnel performed a compliance inspection at the facility on January 9th. The inspector is stated to have discovered the following violations which had not been addressed:

- Failure to operate and maintain a corrosion protection system in accordance with a corrosion expert's design to provide continuous protection.
- Failure to repair or replace any tanks or piping which have had a structural failure.
- Failure to report a change of status for a UST system within 30 days.

The Division is stated to have received an application for fund eligibility from Respondent on February 12th from its Corrective Action Contractor for the January 2nd release. Division personnel are stated to have determined that the facility did not meet the requirements for the minimal deductible due to the alleged failure to operate and maintain a corrosion protection system in accordance with a corrosion expert's design to provide continuous corrosion protection.

The Order provides that the application for fund eligibility for the January 2nd release is approved with the deductible of $10,000.00. Further, Respondent is required to perform release investigation and remediation activities within the timeframes determined by the Division.

A civil penalty of $11,800.00 is assessed.

The Order provides certain appeal rights.

A copy of the Order can be downloaded here.