*Commonwealth of Virginia*

*VIRGINIA DEPARTMENT OF ENVIRONMENTAL QUALITY*

www.deq.virginia.gov

David L. Bulova
Secretary of Natural and Historic Resources

Michael S. Rolband, PE, PWD, PWS Emeritus
Director

**DEPARTMENT OF ENVIRONMENTAL QUALITY**
**CONSENT ORDER**
**ISSUED to**
**Punks Stop LLC**
**as the Owner/Operator of an UST FACILITY (ID# 7036798 )**
**and the RESPONSIBLE PARTY(ies)**

## SECTION A: Purpose

This is a Consent Order issued under the authority of Va. Code § 62.1-44.15 for the purpose of resolving certain violations of the State Water Control Law and the applicable regulations.

## SECTION B: Definitions

Unless the context clearly indicates otherwise, the terms used in this Consent Order have the meanings assigned to them in Va. Code §62.1-44.2 *et seq.*, 10.1-1182 *et seq.*, and 9VAC25-580-10 *et seq.*

## SECTION C: Findings of Fact and Conclusions of Law

| | | | | | | |
|---|---|---|---|---|---|---|
| **Facility Address** | | **Street Address** | 19074 Hwy 49 | | | |
| | | **City** | Skipwith | **Virginia** | **Zip Code** | 23968 |
| **Inspection Date** | | 06/08/2026 | **Request for Compliance Action Date** | | | |
| **Warning Letter Date** | | | **Notice of Violation Date** | | 07/22/2026 | |
| [redacted] | **UST #** | **Regulated Substance** | **Volume of UST (Gallons)** | | | |
| | 1 | Gasoline | 7000 | | | |
| | 2 | Gasoline | 5000 | | | |
| | | Not Applicable | | | | |
| | | Not Applicable | | | | |
| | | Not Applicable | | | | |
| | | Not Applicable | | | | |
| **Total # of UST** | 2 | **Total UST capacity at the Facility (Gallons)** | 12000 | | | |

| | Observations and Legal Requirements | UST No(s). | Civil Charge | | Subtotal |
|---|---|---|---|---|---|
| ☐ | 1. Failed to keep required records at the Facility, readily available at an alternative site, or make them immediately available upon request.<br>**9VAC25-580-120: Reporting and Recordkeeping** | | **Potential for Harm** | Blank | $ 0 |
| | | | **Occurrences** | | |
| ☑ | 2. Failed to properly perform, repair, replace, test, or provide a method, or combination of methods, of release detection for tanks, and/or operation of electronic and mechanical components for USTs at the Facility.<br>**9VAC25-580-110: Repairs Allowed**<br>**9VAC25-580-130: General Requirements for all UST**<br>**9VAC25-580-140: Requirements for Petroleum UST**<br>**9VAC25-580-160: Methods of Release Detection** | 1,2 | **Potential for Harm** | Serious | $ 2,646 |
| | | | **Occurrences** | 2 | |
| ☑ | 3. Failed to properly perform, repair, replace, test, or provide release detection for piping, and/or operation of electronic and mechanical components for USTs at the Facility.<br>**9VAC25-580-82: Periodic Testing**<br>**9VAC25-580-110: Repairs Allowed**<br>**9VAC25-580-130: General Requirements for all UST**<br>**9VAC25-580-140: Requirements for Petroleum UST**<br>**9VAC25-580-170: Methods of Release Detection for Piping** | 1,2 | **Potential for Harm** | Marginal | $ 610 |
| | | | **Occurrences** | 2 | |
| ☐ | 4. Failed to provide, operate, repair, test and/or maintain corrosion protection of the UST system.<br>**9VAC25-580-50: Performance Standards for New UST**<br>**9VAC25-580-60: Upgrading of Existing UST Systems**<br>**9VAC25-580-90: Operation and Maintenance of Corrosion Protection**<br>**9VAC25-580-110: Repairs Allowed** | | **Potential for Harm** | Blank | $ 0 |
| | | | **Occurrences** | | |
| ☑ | 5. Failed to properly perform, repair, replace, test, or provide equipment that will prevent a release into the environment:<br>☐ Overfill equipment<br>☐ Spill prevention equipment<br>**9VAC25-580-50: Performance Standards for New UST**<br>**9VAC25-580-60: Upgrading Existing UST System**<br>**9VAC25-580-82: Periodic Testing**<br>**9VAC25-580-110: Repairs Allowed** | 1,2 | **Potential for Harm** | Moderate | $ 2,646 |
| | | | **Occurrences** | 2 | |
| ☑ | 6. Failed to conduct or properly conduct walkthrough inspections.<br>**9VAC25-580-85: Periodic operation and maintenance walkthrough inspections** | 1,2 | **Potential for Harm** | Marginal | $ 305 |
| | | | **Occurrences** | 1 | |
| ☑ | 7. Failed to complete the required training and/or designate Class A, Class B, and/or Class C operators and/or failed to provide written instructions or emergency procedures.<br>**9VAC25-580-125: Operator Training** | 1,2 | **Potential for Harm** | Marginal | $ 305 |
| | | | **Occurrences** | 1 | |
| ☐ | 8. Failed to submit a UST notification form or an amended notification form regarding a change in ownership, tank status, tank/piping systems, or substance stored within 30 days after such change or upgrade occurs or is brought into use.<br>**9VAC25-580-70: Notification Requirements** | | **Potential for Harm** | Blank | $ 0 |
| | | | **Occurrences** | | |

| | Observations and Legal Requirements | UST No(s). | Civil Charge | | Subtotal |
|---|---|---|---|---|---|
| ☐ | 9. Failed to report a suspected release or unusual operating condition within 24 hours.<br>**9VAC25-580-190: Reporting of Suspected Releases**<br>**9VAC25-580-220: Reporting and Cleanup of Spills/Overfills** | | **Potential for Harm**<br>**Occurrences** | Blank | $ 0 |
| ☐ | 10. Failed to immediately investigate and confirm all suspected releases of regulated substances requiring system test/site check and reporting within seven days.<br>**9VAC25-580-210: Release Investigation/Confirmation Steps** | | **Potential for Harm**<br>**Occurrences** | Blank | $ 0 |
| ☐ | 11. Failed to contain and immediately clean up a spill or overfill that results in a release to the environment that exceeds 25 gallons or that causes a sheen on nearby surface water; and/or take immediate action to prevent further release or migration of a regulated substance; and/or failed to identify and mitigate fire, explosion and vapor hazards; and/or failed to remedy hazards posed by contaminated soils; and/or measure for a release where contamination is most likely; and/or failed to submit an initial abatement report; and/or failed to investigate and remove free product.<br>**9VAC25-580-220: Reporting/Cleanup of Spills and Overfills**<br>**9VAC25-580-240: Initial Response**<br>**9VAC25-580-250: Initial Abatement Measure/Site Check**<br>**9VAC25-580-270: Free Product Removal** | | **Potential for Harm**<br>**Occurrences** | Blank | $ 0 |
| ☐ | 12. Failed to assemble information about the site and the nature of the release, including information gained while confirming the release or completing the initial abatement measures.<br>**9VAC25-580-260: Site Characterization** | | **Potential for Harm**<br>**Occurrences** | Blank | $ 0 |
| ☐ | 13. UST system is not compatible with the substance stored, failed to notify 30 days before switching to a specified regulated substance, and/or failed to demonstrate proper compatibility.<br>**9VAC25-580-100: Compatibility** | | **Potential for Harm**<br>**Occurrences** | Blank | $ 0 |
| ☐ | 14. Failed to investigate off-site impacts to determine if the UST system is the source.<br>**9VAC25-580-200: Investigation Due to Off-Site Impacts** | | **Potential for Harm**<br>**Occurrences** | Blank | $ 0 |
| ☐ | 15. Failed to submit a corrective action plan, with all necessary information, according to the required schedule, or perform corrective action to address contaminated soils and groundwater.<br>**9VAC25-580-270: Free Product Removal**<br>**9VAC25-580-280: Corrective Action Plan** | | **Potential for Harm**<br>**Occurrences** | Blank | $ 0 |
| ☐ | 16. Failed to follow the requirements to temporarily close a UST system and/or failed to keep temporarily closed UST system in compliance with requirements.<br>**9VAC25-580-310: Temporary Closure** | | **Potential for Harm**<br>**Occurrences** | Blank | $ 0 |
| ☐ | 17. Failed to repair or permanently close a UST that does not meet the new UST or UST upgrade requirements, and/or failed to follow the requirements to permanently close a UST system.<br>**9VAC25-580-50: Performance Standards for New UST**<br>**9VAC25-580-60: Upgrading of existing UST systems**<br>**9VAC25-580-110: Repairs Allowed**<br>**9VAC25-580-310: Temporary Closure**<br>**9VAC25-580-320: Permanent Closure/Change-In-Service** | | **Potential for Harm**<br>**Occurrences** | Blank | $ 0 |

| Observation and Legal Requirements | | UST No(s). | Civil Charge | | Subtotal |
|---|---|---|---|---|---|
| ☐ | 18. Failed to demonstrate financial responsibility for taking corrective action and for compensating third parties for bodily injury and property damage caused by accidental releases arising from the operation of petroleum USTs. **9VAC25-590-40: Amount/Scope of Financial Responsibility 9VAC25-590-50: Allowable Mechanisms** | | **Potential for Harm** | Blank | $ 0 |
| | | | **Occurrences** | | |
| ☐ | 19. Failed to maintain evidence of all financial assurance mechanisms used to demonstrate financial responsibility. **9VAC25-590-160: Recordkeeping** | | **Potential for Harm** | Blank | $ 0 |
| | | | **Occurrences** | | |
| **Civil Charge Subtotal** | | | | $ 6,512 | |
| **Additional Civil Charge Assessment** | | | | **Subtotal** | |
| Degree of Culpability | | Moderate | | $ 1,628 | |
| Consent Order in another media Program within 36 months | | No | | $ 0 | |
| Consent Order in the same media program within 36 months | | No | | $ 0 | |
| **Aggravating Factors Subtotal** | | | | $ 1,628 | |
| **Civil Charge Subtotal and Aggravating Factor Subtotal** | | | | $ 8,140 | |
| Cooperativeness and Quick Settlement | | 0% | | $ 0 | |
| Economic Benefit of Noncompliance | | No | | | |
| Ability to Pay was evaluated and there is an ability to pay. | | Yes | | | |
| **Total Civil Charge** | | | | $ 8,140 | |
| Based on the results of staff observations, The Department concludes the Responsible Party has violated Va. Code and Regulations as identified herein. | | | | | |

**SECTION D: Agreement and Order**

Accordingly, by virtue of the authority granted it in Va. Code §§ 62.1-44.15, the Department orders the Responsible Party, and the Responsible Party agrees to:

☑ Perform the actions described in Appendix A of this Order, if this box is checked.

☑ Pay the total civil charge of $ 8,140 in settlement of the violations cited in this Order in accordance with the following:

☐ Within 30 days of the effective date of the Order, or

☑ In accordance with the following payment schedule:

| Due Date | Amount |
|---|---|
| December 01, 2026 | $2,035 |
| March 01, 2027 | $2,035 |
| June 01, 2027 | $2,035 |
| September 01, 2027 | $2,035 |

If the Department fails to receive a civil charge payment pursuant to the schedule described above, the payment shall be deemed late. If any payment is late by 30 days or more, the entire remaining balance of the civil charge shall become immediately due and owing under this Consent Order, and the Department may demand in writing full payment by the Permittee. Within 15 days of receipt of such letter, Permittee shall pay the remaining balance of the civil charge. Any acceptance by the Department of a late payment or of any payment of less than the remaining balance shall not act as a waiver of the acceleration of the remaining balance under this Consent Order.

Payment shall be made by either credit card at www.deq.virginia.gov, or check, certified check, money order or cashier's check payable to the "Treasurer of Virginia," and delivered to:

**Receipts Control**
**Department of Environmental Quality**
**Post Office Box 1104**
**Richmond, VA 23218**

The Responsible Party shall include its Federal Employer Identification Number (FEIN), if applicable, with the civil charge payment and shall indicate that the payment is being made in accordance with the requirements of this Consent Order for deposit into the Virginia Petroleum Storage Tank Fund (VPSTF).

If the Department must refer collection of moneys due under this Order to the Department of Law, Responsible Party shall be liable for attorneys' fees of 30% of the amount outstanding.

**SECTION E: Administrative Provisions**

1. The Department may modify, rewrite, or amend this Consent Order with the consent of the Responsible Party for good cause shown by the Responsible Party, or on its own motion pursuant to the Administrative Process Act, Va. Code § 2.2-4000 et seq., after notice and opportunity to be heard.
2. This Consent Order addresses and resolves only those violations specifically identified in Section C of this Consent Order. This Consent Order shall not preclude the Department or the Director from taking any action authorized by law, including but not limited to: (1) taking any action authorized by law regarding any additional, subsequent, or subsequently discovered violations; (2) seeking subsequent remediation of the facility; or (3) taking subsequent action to enforce the Consent Order.
3. For purposes of this Consent Order and subsequent actions with respect to this Consent Order only, the Responsible Party admits the jurisdictional allegations, and agrees not to contest, but neither admits nor denies, the findings of fact and conclusions of law in this Consent Order.

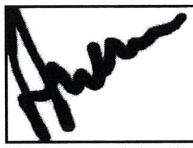
4. The Responsible Party consents to venue in the Circuit Court of the City of Richmond for any civil action taken to enforce the terms of this Consent Order.
5. The Responsible Party declares it has received fair and due process under the Administrative Process Act and the State Water Control Law and it waives the right to any hearing or other administrative proceeding authorized or required by law or regulation, and to any judicial review of any issue of fact or law contained herein. Nothing herein shall be construed as a waiver of the right to any administrative proceeding for, or to judicial review of, any action taken by the Department to modify, rewrite, amend, or enforce this Consent Order.
6. Failure by the Responsible Party to comply with any of the terms of this Consent Order shall constitute a violation of an order of the Department. Nothing herein shall waive the initiation of appropriate enforcement actions or the issuance of additional orders as appropriate by the Department or the Director as a result of such violations. Nothing herein shall affect appropriate enforcement actions by any other federal, state, or local regulatory authority.
7. If any provision of this Consent Order is found to be unenforceable for any reason, the remainder of the Consent Order shall remain in full force and effect.
8. The Responsible Party shall be responsible for failure to comply with any of the terms and conditions of this Consent Order unless compliance is made impossible by earthquake, flood, other acts of God, war, strike, or such other unforeseeable circumstances beyond its control and not due to a lack of good faith or diligence on its part. The Responsible Party shall demonstrate that such circumstances were beyond its control and not due to a lack of good faith or diligence on its part. The Responsible Party shall notify the DEQ Enforcement Director verbally within 24 hours and in writing within three business days when circumstances are anticipated to occur, are occurring, or have occurred that may delay compliance or cause noncompliance with any requirement of the Consent Order. Such notice shall set forth:
   a. the reasons for the delay or noncompliance;
   b. the projected duration of any such delay or noncompliance;
   c. the measures taken and to be taken to prevent or minimize such delay or noncompliance; and
   d. the timetable by which such measures will be implemented, and the date full compliance will be achieved.
   e. Failure to so notify the Enforcement Director verbally within 24 hours and in writing within three business days, of learning of any condition above, which the parties intend to assert will result in the impossibility of compliance, shall constitute a waiver of any claim to inability to comply with a requirement of this Consent Order.
9. This Consent Order is binding on the parties hereto and any successors in interest, designees and assigns, jointly and severally.
10. This Consent Order shall become effective upon execution by both the Director or his designee and The Responsible Party. Nevertheless, the Responsible Party agrees to be bound by any compliance date which precedes the effective date of this Consent Order.
11. This Consent Order shall continue in effect until:
    a. The Director or his designee terminates the Consent Order after the Responsible Party has completed all of the requirements of the Consent Order;
    b. The Responsible Party petitions the Director or his designee to terminate the Consent Order after it has completed all of the requirements of the Consent Order and the Director or his designee approves the termination of the Consent Order; or
    c. The Director or his desginee terminates the Consent Order in his or her sole discretion upon 30 days' written notice to the Responsible Party.
    d. Termination of this Consent Order, or any obligation imposed in this Consent Order, shall not operate to relieve the Responsible Party from its obligation to comply with any statute, regulation, permit condition, other order, certificate, certification, standard, or requirement otherwise applicable.

12. Any plans, reports, schedules or specifications attached hereto or submitted by the Responsible Party and approved by the Department pursuant to this Consent Order are incorporated into this Consent Order. Any noncompliance with such approved documents shall be considered a violation of this Consent Order.
13. The undersigned representative of the Responsible Party certifies that he or she is a responsible official [or officer] authorized to enter into the terms and conditions of this Consent Order and to execute and legally bind the Responsible Party to this document. Any documents to be submitted pursuant to this Consent Order shall also be submitted by a responsible official of the Responsible Party.
14. This Consent Order constitutes the entire agreement and understanding of the parties concerning settlement of the violations identified in Section C of this Consent Order, and there are no representations, warranties, covenants, terms or conditions agreed upon between the parties other than those expressed in this Consent Order.
15. By its signature below, the Responsible Party voluntarily agrees to the issuance of this Consent Order.

And it is so **ORDERED.**

| | |
|---|---|
| DEQ Signature | Date |
| DEQ Name Printed | Title |

I hereby certify that I am the Responsible Party or duly appointed representative/officer of the Responsible Party.

| | |
|---|---|
|  | 09/30/2026 |
| Responsible Party Signature | Date |
| Amreen Bhagat/punks stop llc | owner |
| Responsible Party Name Printed | Title |

**DEQ Contact**

Unless otherwise specified in this Order, the Responsible Party shall submit all requirements of Appendix A of this Order to: zachary.mitchell@deq.virginia.gov

# APPENDIX A
# SCHEDULE OF COMPLIANCE

The Responsible Party shall take the following actions within the timeframe specified below, upon the effective date of this Order:

| | Correction to be Performed | UST No(s). | Due Date |
|---|---|---|---|
| ☐ | 1. Submit an updated Notification for the UST system in accordance with 9VAC25-580-70. | | |
| ☐ | 2. Submit documentation demonstrating financial responsibility in accordance with 9VAC25-590-10 et seq. | | |
| ☑ | 3. Provide passing records for 2 months of tank release detection in accordance with the requirements set forth in 9VAC25-580-130 et seq. | 1,2 | 60 days |
| ☐ | 4. Submit training documentation verify training has been conducted in accordance with 9VAC25-580-120, and - 125.<br>☐ Certification for Class A ☐ Class B ☐ Class C ☐<br>☐ Current list of operators ☐ Emergency procedures | | |
| ☐ | 5. Provide records demonstrating adequate corrosion protection on the UST system is in accordance with 9VAC25-580-90, -110, -120.<br>☐ Repair or installation records<br>☐ Passing cathodic protection system test results<br>☐ 60 day rectifier test results | | |
| ☑ | 6. Provide passing results demonstrating compliance with equipment inspections and testing in accordance with 9 VAC25-580-82, -110, -130, -170, -180.<br>☐ Release detection equipment testing:<br>☐ Tank<br>☐ Pipe<br>☒ Equipment testing or inspection:<br>☐ Spill<br>☒ Overfill<br>☐ Containment sumps<br>☐ Automatic line leak detector testing.<br>☐ Line tightness testing. | 1,2 | 30 days |
| ☐ | 7. Submit walkthrough inspection results in accordance with 9VAC25-580-85.<br>☐ Annual walkthrough ☐ Monthly walkthrough; _____ Months | | |
| ☐ | 8. Submit temporary tank closure documentation in accordance with 9VAC25-580-70, and -310.<br>☐ Building Permit<br>☐ Notification form registering tank(s) as temporarily closed<br>☐ Demonstrate the vent lines are open and functioning and ancillary equipment is secured<br>☐ Demonstrate the tank(s) are empty | | |

| | Correction to be Performed | UST No(s). | Due Date |
|---|---|---|---|
| ☐ | 9. Submit permanent tank closure documentation in accordance with 9VAC25-580-70, and -320.<br>☐ Building Permit<br>☐ Notification form registering tank(s) as permanently closed<br>☐ Site assessment report including closure soil sampling results | | |
| ☐ | 10. | | |
| ☐ | 11. | | |
| ☐ | 12. | | |