

Notification for Underground Storage Tanks

FORM APPROVED
OMB NO. 2050-0048
APPROVAL EXPIRES 6-30-88

I.D. Number **STATE USE ONLY** **3559**
Date Received **APR 18 1986**

GENERAL INFORMATION

Notification is required by Federal law for all underground tanks that have been used to store regulated substances since January 1, 1974, that are in the ground as of May 8, 1986, or that are brought into use after May 8, 1986. The information requested is required by Section 9002 of the Resource Conservation and Recovery Act (RCRA), as amended.

The primary purpose of this notification program is to locate and evaluate underground tanks that store or have stored petroleum or hazardous substances. It is expected that the information you provide will be based on reasonably available records, or, in the absence of such records, your knowledge, belief, or recollection.

Who Must Notify? Section 9002 of RCRA, as amended, requires that, unless exempted, owners of underground tanks that store regulated substances must notify designated State or local agencies of the existence of their tanks. Owner means—

(a) in the case of an underground storage tank in use on November 8, 1984, or brought into use after that date, any person who owns an underground storage tank used for the storage, use, or dispensing of regulated substances; and

(b) in the case of any underground storage tank in use before November 8, 1984, but no longer in use on that date, any person who owned such tank immediately before the discontinuation of its use.

What Tanks Are Included? Underground storage tank is defined as any one or combination of tanks that (1) is used to contain an accumulation of "regulated substances," and (2) whose volume (including connected underground piping) is 10% or more beneath the ground. Some examples are underground tanks storing: 1. gasoline, used oil, or diesel fuel; and 2. industrial solvents, pesticides, herbicides or fumigants.

What Tanks Are Excluded? Tanks removed from the ground are not subject to notification. Other tanks excluded from notification are:

1. farm or residential tanks of 1,100 gallons or less capacity used for storing motor fuel for noncommercial purposes;
2. tanks used for storing heating oil for consumptive use on the premises where stored;
3. septic tanks;

4. pipeline facilities (including gathering lines) regulated under the Natural Gas Pipeline Safety Act of 1968, or the Hazardous Liquid Pipeline Safety Act of 1979, or which is an intrastate pipeline facility regulated under State laws;
5. surface impoundments, pits, ponds, or lagoons;
6. storm water or waste water collection systems;
7. flow-through process tanks;
8. liquid traps or associated gathering lines directly related to oil or gas production and gathering operations;
9. storage tanks situated in an underground area (such as a basement, cellar, mineworking, drift, shaft, or tunnel) if the storage tank is situated upon or above the surface of the floor.

What Substances Are Covered? The notification requirements apply to underground storage tanks that contain regulated substances. This includes any substance defined as hazardous in section 101 (114) of the Comprehensive Environmental Response, Compensation and Liability Act of 1980 (CERCLA), with the exception of those substances regulated as hazardous waste under Subtitle C of RCRA. It also includes petroleum, e.g., crude oil or any fraction thereof which is liquid at standard conditions of temperature and pressure (60 degrees Fahrenheit and 14.7 pounds per square inch absolute).

Where To Notify? Completed notification forms should be sent to the address given at the top of this page.

When To Notify? 1. Owners of underground storage tanks in use or that have been taken out of operation after January 1, 1974, but still in the ground, must notify by May 8, 1986. 2. Owners who bring underground storage tanks into use after May 8, 1986, must notify within 30 days of bringing the tanks into use.

Penalties: Any owner who knowingly fails to notify or submits false information shall be subject to a civil penalty not to exceed \$10,000 for each tank for which notification is not given or for which false information is submitted.

INSTRUCTIONS

Please type or print in ink all items except "signature" in Section V. This form must be completed for each location containing underground storage tanks. If more than 5 tanks are owned at this location, photocopy the reverse side, and staple continuation sheets to this form.

Indicate number of continuation sheets attached

I. OWNERSHIP OF TANK(S)

Owner Name (Corporation, Individual, Public Agency, or Other Entity)

Sybrik LTD T/A Kirby 76

Street Address
2395 Pocahontas Trail

County
Williamsburg VA 23185

City
804-253-0661 VA

Area Code Phone Number

Type of Owner (Mark all that apply ☒)

- ☐ Current ☐ State or Local Gov't ☒ Private or Corporate
☐ Former ☐ Federal Gov't (GSA facility I.D. no.) ☐ Ownership uncertain

II. LOCATION OF TANK(S)

(If same as Section I, mark box here ☒)

Facility Name or Company Site Identifier, as applicable

Street Address or State Road, as applicable

County

City (nearest) State ZIP Code

Indicate number of tanks at this location

3

Mark box here if tank(s) are located on land within an Indian reservation or on other Indian trust lands ☐

III. CONTACT PERSON AT TANK LOCATION

Name (If same as Section I, mark box here ☒)

Job Title **OWNER**

Area Code Phone Number

IV. TYPE OF NOTIFICATION

☐ Mark box here only if this is an amended or subsequent notification for this location.

V. CERTIFICATION (Read and sign after completing Section VI)

I certify under penalty of law that I have personally examined and am familiar with the information submitted in this and all attached documents, and that based on my inquiry of those individuals immediately responsible for obtaining the information, I believe that the submitted information is true, accurate, and complete.

Name and official title of owner or owner's authorized representative

Joseph T. Kirby

Signature

Date Signed

4-17-86

CONTINUE ON REVERSE SIDE

MEMO

Department of Environmental Quality Tidewater Regional Office

5636 Southern Boulevard, Virginia Beach, Virginia 23462

Subject: Site Visit
To: UST File 5-003559
From: Richard E. Fox, Jr., *Ref* Petroleum Facility Inspector, Tidewater Regional Office (TRO)
Date: October 17, 2003
CC:

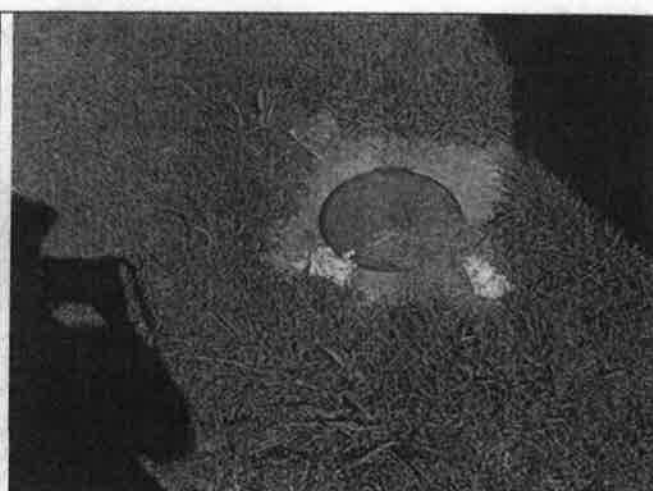
Re: Facility Id #: 5-003559
Kirby 76
2395 Pocahontas Trail
Williamsburg, VA 23185
James City County

On October 16, 2003, I conducted a site visit at the above-mentioned facility. I met with Mrs. Joe Kirby of Kirby's Crafts. I toured the site. *The site location is 37.23490 N latitude and 76.63020 W longitude. The USTs on site appear to be closed.* There were no closure documents. *The USTs were removed from ground before December 22, 1988.*

Attached to this memo are site photographs.



5-003559 Kirby 76 10/16/03
Groundwater Monitoring Well



5-003559 Kirby 76 10/16/03
Groundwater Monitoring Well



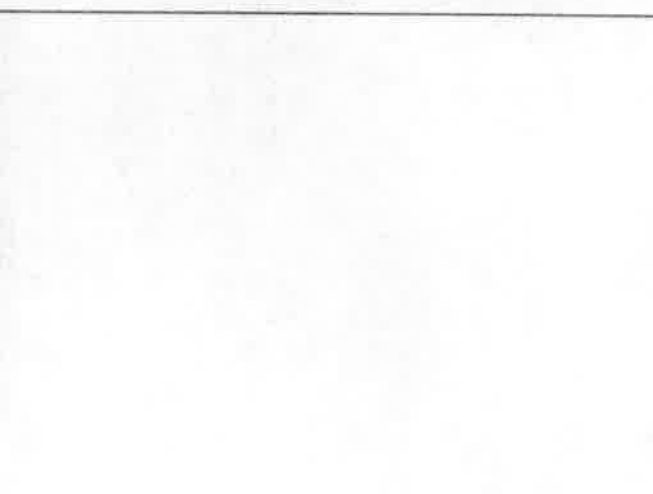
5-003559 Kirby 76 10/16/03
Location of underground storage tanks



5-003559 Kirby 76 10/16/03
Location of underground storage tanks



5-003559 Kirby 76 10/16/03
Location of the Kerosene aboveground storage tank



Virginia Department of Environmental Quality - [Facilities]

Action Edit Block Field Record Query P2 Integration Window Help

Registration Facility Today Is: 10/17/2003

Registration ID: 5003559 CEDS ID: 200000065792

Registered Name: KIRBY 76

CEDS Location:

Physical Addr: 2395 Pocahontas Trail

City: Williamsburg

State: VA Zip: 23165 Phone:

County: James City County Reports

UST # AST PC Number

Total: 3 0

Active: 0 0

General Facility Events Owners Inspections Tanks Compliance Activities

☒ Registered Total AST Capacity: 0 ODCP Number:

☐ Inspected But Not Registered Pollution Prevention Capacity:

Type: GAS STATION Latitude: 37.23490

Other Type:

Longitude: 76.68020

UST Notification Received: 04/18/1986 AST Registration Received:

UST Notification Amended: AST Registration Renewed:

Inserted By: CRB Date: 02/27/1987

Changed By: REFOX Date: 10/17/2003

Comments:

FRM 40400 Transaction complete. 1 records applied and saved.

Record 1/1 K05CS (DBG)

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Virginia Department of Environmental Quality - [Facilities]

Registration Facility Today Is: 10/17/2003

Registration ID: 5003559 CEDS ID: 200000065792 Current Name (if Different):

Registered Name: KIRBY 76

CEDS Location:

Physical Addr: 2395 Pocahontas Trail

City: Williamsburg

State: VA Zip: 23185 Phone:

County: James City County Reports

UST # AST PC Number

Total: 3 0

Active: 0 0

General Facility Events Owners Inspections Tanks Compliance Activities

Owner ID Name Tank Owners UST Status AST Status

35024 SYBRIK LTD

Signature Title Date Signed

AST:

UST: JOSEPH T. KIRBY OWNER 04/17/1986

Owner Contacts

Contact ID Name Job Title Work Phone Type

300000026557 NO DATA JOSEPH T. KIRBY (804)253-0661

AST Facility Operators

Operator ID Name Work Phone

Enter Value For Owners ID: list of values available

Record 1/1 List of Values: <DSG> <DBG>

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Virginia Department of Environmental Quality - [Owner Window 1]

Action Edit Block Field Record Query P2 Integration Window Help

Owner ID: 35024 Tank Owners

Name: SY8RIK LTD

Address: 2395 POCAHONTAS TRAIL

City: WILLIAMSBURG State: VA Zip Code: 23185

Phone: (804)253-0661

Fax:

Owner Type: COMMERCIAL

Total Facilities: 1

Total AST Facilities: 0

Total UST Facilities: 1

Changed By: Inherited By:

Date: Date:

General AST Fees Contacts AST Financial Responsibility UST Financial Responsibility

Facilities Where Owner Owns Tanks

Facility Id	Facility Name	Archived Registration Address	City	Owner's Active Tanks	
				AST	UST
5003559	KIRBY ZS	2395 POCAHONTAS TRAIL	WILLIAMSBURG	0	0

Record: 1/1 <05C> <08G>

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Virginia Department of Environmental Quality - [Facilities]

Action Edit Block Field Record Query P2 Integration Window Help

Registration Facility Today is: 10/17/2003

Registration ID: 5003559 CEDS ID: 200000065792 Current Name (if Different):

Registered Name: KIRBY 76

CEDS Location:

Physical Addr: 2395 Pechonias Trail

City: Williamsburg

State: VA Zip: 23185 Phone: County: James City County Reports

UST # AST PC Number

Total: 3 0

Active: 0 0

General Facility Events Owners Inspections Tanks Compliance Activities

Facility Inspections

Inspection Date	Inspection Type	Owner	Inspector	Comments
10/16/2003	UST Site Visit	SYBRIK LTD	Fox, Richard	USTs rem from grd before

Facility Inspection Details

Description	Compliance	Comments	Financial Assurance	Renewal Date
Release Detection	Full			
Corrosion Protection	Full		AST:	
Registration	Full		UST:	

Inspection Compliance Activities

Compliance Activity	Date Due	Date Received	Status	Compliance Date

Enter value for Inspection Date

Record: 1/1 List of Values: <05D> <08D>

Start Virginia Depart... Microsoft Word Microsoft Excel Inbox - Microsoft D... Exploring - Williams... 2:20 PM

Virginia Department of Environmental Quality - [Facilities]

File Edit Block Field Record Query P2 Integration Window Help

Registration Facility Today is: 10/17/2003

Registration ID: 5003559 CEDS ID: 200000065792

Registered Name: KIRBY 76

CEDS Location:

Physical Addr: 2395 Pocahontas Trail

City: Williamsburg

State: VA Zip: 23185 Phone:

County: James City County Reports

Current Name (if Different):

UST # AST PC Number

Total: 3 0

Active: 0 0

General Facility Events Owners Inspections Tanks Compliance Activities

Sort On: Verification Source Owner ID Owner Tank # Tank Status Tank Type Capacity Contents Tank Type Install Date Date Last Used

Contents

Verification Source	Owner ID	Owner Tank #	Tank Status	Capacity	Contents	Tank Type	Install Date	Date Last Used
Ins Reg Dif	35024	1	PERM OUT OF USE	4000	GASOLINE	UST	04/17/1981	
Ins Reg Dif	35024	2	PERM OUT OF USE	4000	GASOLINE	UST	04/17/1981	
Ins Reg Dif	35024	3	PERM OUT OF USE	4000	DIESEL	UST	04/17/1984	

Registration Differences: CURR IN USE

Tank Comments: UST rem from grd before 12/22/88

AST Tanks UST Tanks

Enter value for Tank Num

Record: 1/3

Start Virginia De... Microsoft Word Microsoft Excel Inbox - Micros... Exploring - W... Friday, October 17, 2003