



REGION 1

BOSTON, MA 02109

Dated as shown by electronic signature

Ben Fawcett
Facility Owner
Fawcett Energy
38 Albany St.
Worcester, MA 01604

Dear Mr. Fawcett,

On November 13, 2024, the U.S. Environmental Protection Agency ("EPA") performed an inspection of Fawcett Energy ("Site" or "Facility") regarding compliance with the federal Clean Water Act ("CWA"). EPA inspectors evaluated compliance with the Oil Pollution Prevention Regulations (40 C.F.R. Part 112).

A copy of the federal oil Spill Prevention, Control, and Countermeasure ("SPCC") inspection Checklist, inspection Photolog, and Summary of Deficiencies is enclosed with this letter. Based on EPA's on-site compliance evaluation of the Site, we are requesting additional information that was not provided at the time of the inspection, as detailed below:

1. Provide photos of the containment methods used for all oil drums that were in the Facility's garage at the time of the inspection.
2. Provide a copy of all documentation over the last three years for the following, or explain why the below are not applicable to the Facility:
 - a. All training records for employees.
 - b. Inspection reports for the last external and internal API Test done on Tanks 1-3.c
 - c. Evaluation records of Above Ground Storage Tanks ("AST") for brittle fracture or other catastrophic failure when the container undergoes a repair, alteration, reconstruction, or change in service or has discharged oil or failed due to brittle fracture failure.
 - d. Records of regular integrity testing inspections of aboveground containers and integrity testing after material repairs, including comparison records.
 - e. Records of visual inspections of the outsides or aboveground containers, supports, and foundations.
 - f. Records of regular inspections of aboveground valves, piping and appurtenances and assessments of the general condition of flange joints, expansion joints, valve glands and bodies, catch pans, pipeline supports, locking of valves, and metal surfaces.
 - g. Records of regular testing of liquid level sensing devices to ensure proper operation.

Provide responses and submissions **within 30 days of receipt of this letter** via email to:

Karissa Oakes, Oil Spill Prevention Compliance Inspector, EPA Region 1
oakes.karissa@epa.gov

Please refer any technical questions regarding this letter to Ms. Oakes at (617) 918-1060 or at oakes.karissa@epa.gov. Legal issues may be directed to Jeff Kopf, Senior Enforcement Counsel, at (617) 918-1796 or at kopf.jeff@epa.gov. We also providing you a link to the U.S. EPA Small Business Resources-Information Sheet.¹ Finally, please confirm your receipt of this correspondence by providing Ms. Oakes with an email response.

Sincerely,

NEWTON
TEDDER

Digitally signed by
NEWTON TEDDER
Date: 2025.01.23
16:24:11 -05'00'

Newton Tedder,
Manager Water Technical Unit 1
Enforcement Compliance Assurance Division

ENCLOSURES

SPCC Checklist, Summary of Deficiencies, and Photolog for November 13, 2024, EPA Inspection

cc: Jeff Kopf, US EPA
Karissa Oakes, US EPA

¹ <https://www.epa.gov/sites/production/files/2017-06/documents/smallbusinessinfo.pdf>