

NEBRASKA

Good Life. Great Safety.

STATE FIRE MARSHAL AGENCY



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Jim Pillen, Governor

May 6, 2024

Beemers Best LLC
Atten: Luis Abundes
2010 E Lane
West Point, Ne 68788

Facility ID: 11603
Facility Location: Pronto Express
111 S Blaine ST
Beemer, Ne 68716

Dear Mr. Abundes,

Due to failure to comply with the requirements of Title 159 Chapter 7, Chapter 5 and Chapter 13, tanks 001, 002, and 003 of your facility are hereby subject to delivery prohibition. Title 159 specifies Underground Storage Tank (UST) systems may be subject to delivery prohibition as a result of non-compliance with Leak Detection Requirements of Chapter 7. (Title 159 001.01B) Overfill Requirements Chapter 5. (Title 159 Chapter 5 001.01D) Operator Training Requirements of Chapter 13. (Title 159 Chapter 13 001.01F) Lawful orders were issued to correct the above items on July 20, 2022, Nov 9, 2022, February 2, 2023, August 3, 2023, January 4, 2024 and March 4, 2024, during which time none of these items have been resolved.

The following list applies to UST systems subject to delivery prohibition:

- A. No owner or operator may deposit or accept the deposit of any regulated substance into an UST system that has been designated as ineligible for fuel deliveries by the application of a red tag. TITLE 159 11-002.01
- B. No product deliverer or other person may deliver or deposit any regulated substance into an UST system that has been designated as ineligible for fuel deliveries by the application of a red tag. TITLE 159 11-002.02

MAIN / DISTRICTS A & B / BOILERS / FIRE PREVENTION / INVESTIGATIONS / PLANS
246 South 14th Street, Suite 1
Lincoln, NE 68508
(402) 471-2027

FUELS DIVISION
 FLST PIPELINE SAFETY
246 South 14th Street, Suite 1
Lincoln, NE 68508
(402) 471-9465

ELEVATOR DIVISION
1313 Farnam Street, Room 233
Omaha, NE 68102
(402) 595-3184

TRAINING DIVISION
3347 West Capital Avenue
Grand Island, NE 68803
(308) 385-6892

C. No person other than the State Fire Marshal shall remove a red tag from an UST system without prior approval. TITLE 159 11-003.01

D. The State Fire Marshal shall verify compliance within two (2) business days of receiving a communication from the owner or operator that the corrections have been made. If the UST system is found to be eligible for delivery, the State Fire Marshal shall remove the red tag. As soon as practicable, but no more than three (3) business days after removal of the red tag, the facility shall be removed from the State Fire Marshal website list of sites ineligible for delivery. TITLE 159 11-003.02

In order to resume receiving fuel deliveries, please correct the violations as outlined on the attached order form and associated comments sheet. We look forward to resolving these items with you as quickly as possible.

Sincerely,

Larry Wiese #8742
Deputy State Fire Marshal
Fuels Division, FLST Section

□ MAIN OFFICE
246 South 14th Street
Lincoln, NE 68508-1804
Office (402) 471-2027

□ DISTRICT A OFFICE
246 South 14th Street
Lincoln, NE 68508-1804
Office (402) 471-2590

□ DISTRICT B/C OFFICE
438 West Market
Albion, NE 68620-1241
Office (402) 395-2164

□ FUELS DIVISION
□ FLST □ Pipeline Safety
246 South 14th Street
Lincoln, NE 68508-1804
Office (402) 471-9465

□ TRAINING DIVISION
3347 W Capital Ave
Grand Island, NE 68801
Office (308) 385-6892

