INDIVIDUAL OIL OPERATIONS PERMIT

Permit Number	**2024-OPT-4134**
Effective Date	December 1, 2026
Expiration Date	November 30, 2031

Pursuant to the provisions of Title 4 of the Environment Article, Annotated Code of Maryland and Code of Maryland Regulations (COMAR) promulgated thereunder, the Department of the Environment, hereinafter referred to as the "Department" or "MDE" hereby authorizes:

Permittee	Ferrell Fuel Company, Inc.
Permittee Address	607 Old Philadelphia Road Aberdeen, Maryland 21001

to operate the following oil storage facility in accordance with the special and general conditions imposed by this permit:

Facility Name	Ferrell Fuel Company, Inc.
Facility Address	607 Old Philadelphia Road Aberdeen, 21001 Harford County

This Individual Oil Operations Permit is issued in addition to, and not in substitution of, the requirements of all applicable federal, state, and local statutes and regulations, and other permits or authorizations granted for this facility.

REPORT ANY OIL SPILL, RELEASE, OR DISCHARGE OF OIL IMMEDIATELY
TO THE DEPARTMENT OF THE ENVIRONMENT

1-866-633-4686
(24 Hours)

AND THE APPROPRIATE FEDERAL AUTHORITY

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This permit authorizes the Permittee to operate an oil transfer facility having a loading rack, to transport and deliver oil by truck tank or by transport in Maryland, and to store oil in the following aboveground storage tank (AST) systems:

AST No.	Size (gallons)	Oil Stored
1	30,000	Diesel Fuel
2	30,000	Diesel Fuel
3	30,000	Diesel Fuel
4	30,000	Diesel Fuel
5	30,000	Diesel Fuel
6	1,000	Used Oil
7	500	Used Oil
8	275	Motor Oil
9	275	#2 Heating Oil

Underground storage tank (UST) systems (MDE Facility System ID: 16016) are authorized pursuant to the provisions of COMAR 26.10.01 through 26.10.12 and 26.10.16.

I. SPECIAL CONDITIONS

A. The Permittee shall implement the following:

1. Measure and record in writing the liquid levels of the AST systems at this facility prior to filling as required by COMAR 26.10.17.08E.

2. Deliver oil by truck tank or by transport consistent with COMAR 26.10.01.16 and 26.10.01.17.

3. For oil delivery by truck tank or transport and in all instances where the tank is accessible, drivers shall measure the tank ullage (available capacity) prior to filling.

4. Provide the truck tank or transport delivery vehicle(s) with spill clean-up material to promptly contain, collect, and remove oil spillage.

5. Provide fire extinguishers on transport or truck tank vehicles in accordance with NFPA 385, “Standard for Tank Vehicles for Flammable and Combustible Liquids”, 2017 Edition.

6. The Maryland Department of the Environment's emergency spill reporting telephone number, 1-866-633-4686, must be conspicuously posted in all truck tanks and transports receiving or delivering oil in Maryland.

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7. Meet minimum vehicle insurance coverage for the transport of all types of oil, including gasoline.

8. Perform preventative maintenance annually or every 25,000 miles for truck tanks, transports, and vacuum tanks in accordance with 49 CFR 396 and COMAR 11.14.

9. Inspect and test truck tanks, transports, or vacuum tanks used for transporting flammable petroleum liquids in accordance with 49 CFR 180.407.

10. Obtain U.S. DOT numbers for interstate truck tanks, transports, and vacuum tanks or Maryland State Highway Administration identification numbers for intrastate truck tanks, transports, and vacuum tanks.

11. Register all placarded truck tanks, transports, and vacuum tanks in accordance with 49 CFR 107.

12. Conduct driver safety training requirements as specified in 49 CFR 172.700 and COMAR 26.10.01.16B.

13. (For Maryland domiciled vehicles only) Locations where vehicles are permitted to be domiciled in Maryland shall meet zoning requirements for the parking of commercial truck tanks, transports, and vacuum tanks.

14. If independent drivers are hired to transport and deliver oil in Maryland for the Permittee, for the purposes of this Permit, the independent drivers are considered to be agents of the Permittee. Therefore, the Permittee must ensure the independent drivers comply with all special and general conditions of this permit. Alternatively, the Permittee must ensure the independent drivers hired by the Permittee have a separate valid Individual Oil Operations permit issued by MDE during all time relevant to the transport and delivery of oil for the Permittee.

15. Submit an annual report on used oil collection as required by COMAR 26.10.15.06.

16. As a heating fuel provider that transports a covered heating fuel for final sale or delivery, register with MDE's Air and Radiation Administration for the Heating Fuel Reporting Program, and submit an annual report as required by COMAR 26.11.44.05 detailing the monthly quantity of heating fuel (including off-road or dyed diesel fuel) delivered in each Maryland county, separated by product type and economic sector. Reporting begins with Calendar Year 2026 fuel delivery data, which is due by April 1, 2027. The annual reporting deadline is set for April 1st of each following year.

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17. Conduct periodic visual inspections, formal inspections and leak testing (as required by STI/SPFA SP001 "Standard for the Inspection of Aboveground Storage Tanks") of the AST systems at this facility in accordance with COMAR 26.10.17.12.

18. Operate the loading/unloading rack associated with the AST systems in accordance with 26.10.01.18C.

19. Maintain the fill-pipe spill catchment basins clean and empty of product. Properly dispose of all used sorbent materials.

20. Manage the drainage of the secondary containment dike area associated with AST systems 1-5 in accordance with COMAR 26.10.17.07I.

21. Place empty AST systems out-of-service in accordance with COMAR 26.10.17.13B and notify the Department in writing 30 days prior to the activation of any empty AST system at this facility in accordance with COMAR 26.10.17.13C. Permanently close AST systems in accordance with COMAR 26.10.17.13D by submitting a written notice to the Department at least 30 days before beginning the permanent closure of the AST systems and a proposed sampling plan for a site assessment for the Department's approval.

22. For the double-walled suction underground piping associated with the 30,000-gallon diesel fuel (1) AST system:

    a. Perform, at least every 2 years, a precision tightness test on the piping for a minimum of 1 hour that is capable of detecting a 0.1 gallon per hour release at a pressure of 15 pounds per square inch gauge, in accordance with COMAR 26.10.05.02D(3).

    b. Conduct annual operability testing of the sump sensors as per the PEI RP 1200-19 and the manufacturer's instructions in accordance with COMAR 26.10.05.01A.

    c. Perform a pressure test (e.g., inert gas) every five years on the secondary containment piping as required by COMAR 26.10.05.02D(4), in accordance with PEI/RP 1200-19 and the manufacturer's instructions. Submit a copy of the test results to the Department within 30 days of the test date.

    d. Perform a tightness test every three years on the containment sumps as per COMAR 26.10.03.03, PEI/RP 1200-19, and the manufacturer's instructions.

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23. Seal all cracks in the floor and walls of the secondary containment dike associated with AST systems (1–5).

24. Replace the product lines associated with the loading/unloading rack area that are penetrating the secondary containment dike wall with piping that does not do so, in accordance with COMAR 26.10.17.06B(1).

25. Label the AST systems to display the tank identification number, sizes in gallons, products stored, and proper NFPA 704 "Standard System for the Identification of the Hazards of Materials for Emergency Response" placards in accordance with COMAR 26.10.17.08I.

B. Schedule of Compliance

1. Schedule

The Permittee shall achieve compliance with the Special Conditions in Section I.A. of this permit in accordance with the following schedule:

a. Special Conditions A.1 through A.21 shall be placed in effect upon receipt of this permit and be considered a continuous and ongoing operation.

b. Special Condition A.22 shall be completed by January 29, 2027, and be considered a continuous and ongoing operation thereafter.

c. Special Conditions A.23 through A.25 shall be completed by January 29, 2027.

2. Notification

No later than 14 calendar days following a specific date identified in Section I.B.1 of this permit, the Permittee shall submit either:

a. A written notice of compliance on the Permittee's company letterhead signed by the Permittee that shall include:

i. A description of the actions taken by the Permittee to comply with the permit Special Conditions; or

b. A written notice of noncompliance on the Permittee's company letterhead signed by the Permittee that shall include:

i. A description of the noncompliance;

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ii. A description of any actions taken or proposed by the Permittee to comply with the elapsed schedule requirement;

iii. A description of any factors which explain or mitigate the noncompliance; and

iv. The date that compliance with the elapsed schedule requirement will be achieved.

II. GENERAL CONDITIONS

A. Compliance with Regulations

The Permittee shall comply with the following provisions of COMAR 26.10:

1. COMAR 26.10.01.04—.06 and COMAR 26.10.08 and 26.10.09 when a suspected or confirmed spill, release, or discharge occurs;

2. COMAR 26.10.01.03, .04, .10—.12, .19, and .24;

3. For an aboveground oil storage facility:

   a. COMAR 26.10.01.18, .20, and .21;

   b. If the facility is located at a marina, COMAR 26.10.01.14;

   c. If the facility manages used oil, COMAR 26.10.15;

   d. If the facility has shop-fabricated ASTs, COMAR 26.10.17;

   e. If the facility has field-erected ASTs, COMAR 26.10.18;

   f. If the facility has underground piping connected to an AST, COMAR 26.10.03.02 and 26.10.05.02D; and

   g. COMAR 26.10.10, which specifies the closure requirements for underground piping connected to an AST;

4. If the facility conducts deliveries or transfers of oil using a truck tank or transport, COMAR 26.10.01.16 and .17;

5. The oil transfer requirements in COMAR 26.10.01.18;

6. For an oil-contaminated soil facility, COMAR 26.10.13; and

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7. For an oil solidification/stabilization facility, COMAR 26.10.01.15.

The Permittee is not authorized by this permit to discharge oil or cause oil to be discharged into waters of the State.

B. Plan for Notification, Containment, and Removal of Oil Spills, Releases, and Discharges

The Plan for Notification, Containment, and Removal of Oil Spills, Releases, and Discharges ("Plan") submitted by the Permittee as part of its application for this permit is fully incorporated into this permit, and the Permittee shall comply with its Plan. The Permittee shall review the Plan annually and update the Plan as necessary. The Permittee shall notify the Department in writing of any change in the Plan.

C. Immediate Reporting of a Suspected or Confirmed Oil Spill, Release, or Discharge

In accordance with COMAR 26.10.01.05 and 26.10.08.01, the Permittee shall notify the Department immediately, but not later than 2 hours after detecting a suspected or confirmed spill, release, or discharge and also notify the appropriate Federal authority of any such spill, release, or discharge of oil or other petroleum products.

The Permittee shall notify the Department for any oil spill, release, or discharge regardless of the size, source, or the cause, including spills, releases, or discharges in secondary containment areas.

The Permittee shall make such reports by telephone to the telephone number listed on the front page of this permit, and shall include as a minimum the following information:

1. Time and date of the spill, release, or discharge;

2. Location and cause of the spill, release, or discharge;

3. Mode of transportation or type of facility involved;

4. Type and quantity of oil spilled, released, or discharged;

5. Assistance required;

6. Name, address, and telephone number of person making the report; and

7. Any other pertinent information requested by the Department.

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D. Responsibility for Performing a Removal of an Oil Spill, Release, or Discharge

In the event a spill, release, or discharge of oil has occurred, the Permittee shall immediately commence control, containment, removal, and restoration operations. The Permittee has the primary responsibility for the immediate commencement of the control, containment, and removal of any oil spilled, released, or discharged at the facility, and the Permittee will have the continued responsibility for the complete removal to the satisfaction of the Department unless another party is found to be the person responsible for the discharge. Failure by the Permittee to act promptly and responsibly may result in the control, containment, and removal of the oil and restoration by the Department or its agent with the costs assessed to the Permittee.

E. Written Report of the Occurrence of an Oil Spill, Release, or Discharge

In accordance with COMAR 26.10.01.05, the Permittee shall submit to the Department a written report within 10 days after completion of the control, containment, removal, and restoration operations in the following situations: 5 gallons or more of oil was spilled, released, or discharged; oil was discharged to waters of the state regardless of the amount; or as directed by the Department.

The written report shall include the following:

1. Date, time, and place of the spill, release, or discharge;

2. Amount and type of oil spilled, released, or discharged;

3. A complete description of circumstances contributing to the spill, release, or discharge;

4. A complete description of the containment and removal operations performed, including disposal sites to which oil refuse was transported;

5. Procedures, methods, and precautions instituted to prevent recurrence of an oil spill, release, or discharge from the facility involved;

6. Any other information considered necessary or required by the Department for a complete description of the incident; and

7. A certification that the information provided is true and correct to the knowledge of the person signing the report.

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F. Facility Operation and Maintenance

All treatment, control, and monitoring facilities or systems installed or used by the Permittee shall always be maintained in good working order and operated efficiently. The operation of the permitted facility shall be consistent with the terms and conditions of this permit and applicable sections of COMAR 26.10.

G. Removed Oil, Used Oils, Waste Oils, or Oily Substances

The Permittee shall manage all oils, used oil, waste oil, oily solids or sludges, or other oil contaminated substances generated by, or removed from, the operations of this permitted facility in accordance with all applicable federal, state, and local laws including COMAR 26.10.15. The Permittee shall dispose of such substances in a manner to prevent any such removed substances or runoff from such substances from entering or from being placed in a location where they are likely to pollute waters of the State.

H. Monitoring by Permittee Required

The Permittee shall conduct inspections of ASTs and any underground piping that may be present in accordance with the applicable regulations found in COMAR 26.10.05, 26.10.17, and 26.10.18. The Permittee shall supervise and check, on a regular schedule, all aspects of the oil operations involved, and shall identify and correct any deficiency in operational procedure and any actual or potential defect or weakness in the operating system so as to prevent occurrences of oil spills, releases, and discharges.

I. Records Retention Required

The Permittee shall retain all records related to the management of any ASTs at the permitted facility in accordance with the applicable sections of COMAR 26.10.17 and 26.10.18. The Permittee shall retain all other records and information resulting from the monitoring activities required by this permit for a minimum of 5 years. This retention time may be extended during the course of litigation or when so requested by the Department.

J. Right of Entry

In accordance with COMAR 26.10.01.19, the Permittee shall permit authorized representatives of the Department entry into the Permittee's facilities to conduct inspections necessary to monitor compliance with the terms and conditions of this permit. The Permittee shall provide such assistance as may be necessary to conduct such inspections effectively and safely.

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The Department may exercise its right of entry through use of an unmanned aircraft system to conduct inspections, collect samples, or make visual observations through photographic or video recordings.

K. Permit Modification

1. Request by Permittee

a. To request a modification of this permit, the Permittee shall submit to the Department a request in writing on company letterhead and signed by the Permittee.

b. Before implementing a change, the Permittee shall submit a request to the Department to modify this permit for one or more of the following substantial changes in either the size or scope of the permitted oil operation or in the information provided to the Department in the permit application:

i. The sale, transfer of ownership, or change in ownership structure of the AST system or the oil storage facility or oil handling facility;

ii. The installation or removal of an AST system at the oil storage facility or oil handling facility;

iii. A change in the methods, processes, or operations for the treatment of oil-contaminated soil;

iv. A change in methods, processes, or operations used for the solidification/stabilization of oil sludge, oil refuse, or oil mixed with other waste;

v. The addition of, or a change in the type of, secondary containment or diking used as containment for an AST system, loading/unloading rack, or transfer area at an oil storage facility or oil handling facility;

vi. A change in the type of oil stored in an AST system;

vii. The installation or removal of underground piping associated with an AST system;

viii. A change in status of the AST system from or to in-service, permanently closed or out-of-service, including a change-in-service to store a non-oil product in the AST system; and

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ix. Upon notification by the Department, a change determined by the Department to constitute a substantial change in either the size or scope of the permitted oil operation or in the information provided to the Department in the permit application.

2. Action by the Department

a. In accordance with COMAR 26.10.01.12B(2), the Department may modify a permit as necessary to:

i. Carry out the intent and purpose of COMAR 26.10; and

ii. Allow the Permittee to implement one or more substantial changes as listed under Section II.K.1.b of this permit.

b. The Department may deny the Permittee's request to modify the permit for the reasons provided in COMAR 26.10.01.12B(1) and listed under Section II.L. of this permit.

L. Permit Suspension or Revocation

In accordance with COMAR 26.10.01.12B, the Department may suspend or revoke a permit if the Department determines that:

1. A violation of a provision of the permit or other applicable federal, State, or local requirements related to oil pollution has occurred;

2. A violation of the Environment Article, Annotated Code of Maryland or a regulation adopted under the Environment Article, Annotated Code of Maryland has occurred;

3. False or inaccurate information or data was provided in an application for the permit or any other document submitted to the Department under the terms and conditions of the permit;

4. The Permittee has failed to report to the Department a substantial change that requires a permit modification as stated in COMAR 26.10.01.12B(2) and Section II.K.1. of this permit; or

5. Any other good cause exists for suspending or revoking the permit.

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M. Transfer of Ownership or Control of Facilities

In the event of any change in control or ownership of the facilities for which this permit has been issued:

1. The Permittee shall notify, in writing, the succeeding owner or his assigned representative of the existence of this permit and of any outstanding violations of the permit. A copy of this notification shall be forwarded to the Department at least 30 days prior to said change in control or ownership.

2. The succeeding owner or their assigned representative shall notify the Department in writing, that the succeeding owner accepts the terms and conditions of the permit. Notification shall be made to the Department within 30 days after said change in ownership occurs.

N. Civil and Criminal Liability

Nothing in this permit shall be construed to preclude initiation of any legal action by the Department nor relieve the Permittee from civil or criminal penalties for noncompliance with Title 4 of the Environment Article, Annotated Code of Maryland, or any local, federal, or other State laws or regulations.

O. Property Rights

The issuance of this permit does not convey any property rights in either real or personal property, or any exclusive privileges, nor does it authorize any injury to private property or any invasion of personal rights, nor any infringement of State or local laws or regulations.

P. Miscellaneous Provisions

1. All permits and files of the Department relating to such permits shall be available for public inspection.

2. The State of Maryland is not precluded by the issuance of this permit from imposing other changes relating to the operations of the facility.

Q. Severability

If any provisions of this permit shall be held invalid for any reason, the remaining provisions shall remain in full force and effect, and such invalid provisions shall be considered severed and deleted from this permit.

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R. Permit Expiration

This permit shall expire at midnight on the expiration date of the permit. In order to receive authorization to continue operation of the oil operations facility beyond the above date of expiration, the Permittee shall submit such information, and/or forms as are required by the Department no later than 60 days prior to the above date of expiration.

Stephanie Cobb Williams, Esq.
Director
Land and Materials Administration

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