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State Water Resources Control Board


Division of Water Quality

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Arnold Schwarzenegger
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TO: Mr. George Lew, Chief
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FROM: Kevin Graves, PE 
Underground Storage Tank Program Manager
DIVISION OF WATER QUALITY

DATE: JUN 29 2006

SUBJECT: STATE WATER BOARD REVIEW OF NON-EVR EQUIPMENT

As you know, Health and Safety Code (HSC), chapter 6.7, section 25290.1.2(a) requires the Air Resources Board (ARB) and State Water Resources Control Board (State Water Board) to determine collaboratively, to the best of their knowledge and using existing resources, that the equipment that meets the ARB's Enhanced Vapor Recovery (EVR) requirements also meets the State Water Board's underground storage tank (UST) statutory requirements. To implement this statutory requirement, State Water Board staff worked with ARB staff and the regulated industry to develop the *Enhanced Vapor Recovery Multi Agency Review Process Guidelines for Determination of Compliance of Enhanced Vapor Recovery Systems with Underground Storage Tank Statutes*.

The statutory requirement for State Water Board / ARB collaborative determination is limited to EVR equipment. Therefore, the State Water Board will not initiate the *Multi Agency Review Process* described in the aforementioned guidelines for non-EVR equipment.

We appreciate that ARB staff sends copies of correspondence related to all UST vapor recovery equipment (not just EVR equipment) and we ask that you continue to do so. State Water Board staff will continue to review the correspondence you send, and will contact ARB staff should any concerns arise. However, the formal *Multi-Agency Review Process* and associated determination letter will only be used for new or modified Executive Orders related to EVR equipment.

California Environmental Protection Agency